

**TOWN COUNCIL
TOWN OF SOUTH WINDSOR**

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June 4, 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 Audrey Delnicki
Councilor Jeffrey Glickman
Councilor Mary Justine Hockenberry
Councilor Lisa Maneeley
Councilor Liz Pendleton
Councilor Matthew Riley
Councilor Janice Snyder

Others Present: Matthew Galligan, Town Manager
Morris Borea, Town Attorney (arrived at 7:21 p.m.)

After roll call was complete, Mayor Anwar recognized Timothy Edwards Middle School students Aricka Boosa, Kavya Ramasamy, and Iris Wen for representing Connecticut and South Windsor in the National History Day 2018 National Contest.

Mayor Anwar then recognized South Windsor High School students Alan Cavagnaro, Jaylene Ferrabelo, and Hannah Mitchell for various accolades received at the 2018, FOX 61 Student News Awards Ceremony.

Mayor Anwar then read aloud a proclamation dedicating June 8, 2018 as Relay for Life Day in South Windsor.

5. Communications and Reports from Town Manager

Mr. Galligan reported on the following:

Studio Project

As of Friday, SEI is committed to buying between 13 and 14 fuel cells from Doosan and have signed an agreement. Financing is in place and in a lease. The

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ITEM:

5. Communications and Reports from Town Manager (Continued)

Mestek lease was planned to be signed on Friday for 515 John Fitch Boulevard. Pacifica Ventures has put in an offer to buy the studio site. Both parties have signed with a 90-day provision to seek credits from the Department of Economic and Community Development (DECD). Pacifica Ventures has 90 days to come back with their "takeout" financing as their original financing lapsed due to timing issues. A full package will be submitted to the DECD within the next 60 days. Eversource has received fees for various studies. At this point, the fuel cell will not be operational until the end of the year as Eversource cannot close off portions of electricity to the Town during the summer months. DCK currently owns the parcel behind the studio lot. There will be an agreement once the studio is built, as some of the infrastructure from Chapel Road such as sewer and gas utilities would be researched. Mr. Galligan has three ideas for projects with DCK, but they are currently on hold as they rely on bringing infrastructure to the site.

Food Waste

Mr. Galligan hopes to meet with West Hartford to see how their food waste program works. At this point, Quantum Biopower has not yet decided on a site, but the project is moving in the right direction.

Financials

Mr. Galligan said there is some good financial news. The State has given the Town about \$10.4 million in education equalization funds. The Town had only expected to receive \$7.8 million. The Town also received \$1.3 million in Municipal Revenue Sharing Account (MRSA) payments. Building permits are expected to bring in \$636,000 over original revenue estimates due to the Town's economic development programs. The hotel on Evergreen Walk is finalizing, and construction will begin soon. Supplemental motor vehicle taxes are also larger than expected. At this point, Mr. Galligan will not be transferring any funds balances. He thanked Director of Finance Patricia Perry as well as Assistant Town Managers Vanessa Perry and Scott Roberts for their work on the Fiscal Year 2018/2019 Budget. He also credited the Town Council with making tough decisions that paid off, and the Town will be in a good position in Fiscal Year 2019/2020.

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5. Communications and Reports from Town Manager (Continued)

International Council of Shopping Centers (ICSC) Conference

Mr. Galligan met with seven companies while in attendance at the ICSC Conference last week. One company will be surveying the Town this week, but Mr. Galligan cannot name them as they requested their privacy. Overall, the Conference was very good. Mr. Galligan distributed information about the Town to three different companies. Each company was surprised about the caliber of the Town and housing stock east of the Connecticut River.

Citizen Survey

The Citizen Survey is complete. Within three weeks, residents will start to receive postcards in the mail directing them to take the Survey on the website. The Town wants to hear from the residents.

CGI Communications

Mr. Galligan reported that the CGI video is complete and that he reviewed the final draft today. He thanked Assistant Town Manager Scott Roberts and his staff for the changes from the first draft of the video. Mr. Galligan has sent the video to the Economic Development Commission for their review as well as the Town Council. He thanked the business community who paid for the video in return for their advertisements.

Councilor Glickman said it is a real testament to the amazing staff in the Town of South Windsor headed up by Mr. Galligan. He is very glad to be working with such a fine staff and a fine man. He has attended an ICSC Conference before and knows it is not easy to walk away with good contacts. The good financial forecasts are highly commendable. He asked Mr. Galligan why the Evergreen Walk hotel was set back on their timeline. Mr. Galligan stated that the hotel was approved already, but one of the contractors passed away and that set the company back. The company had to look for another contractor and more financing as the original financing had lapsed. According to the developer, the hotel is ready to go.

Councilor Delnicki asked if the Survey postcards are being mailed to home addresses or P.O. boxes. Mr. Galligan said he believes they were mailed to home addresses.

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ITEM:

5. Communications and Reports from Town Manager (Continued)

Councilor Pendleton asked about the studio and DCK and the locations of the fuel cell and studio. Mr. Galligan explained that the fuel cell would be on the Mestek property and the studio will be built across the street. The old studio site will be used as storage for sets. Councilor Pendleton asked for an Executive Session and public discussion at an upcoming meeting regarding developments. She also asked if 100 Safest Cities was discussed at the last meeting. The Council indicated that it was. Councilor Pendleton gave kudos to Town staff and Mr. Galligan for economic development. She also asked for finalized budget numbers in July 2018.

Councilor Snyder asked about the Town Attorney contract. Mr. Galligan said it would be discussed during this meeting's Executive Session.

Councilor Hockenberry wanted to ask about getting budget numbers in writing, but her question was already answered. She appreciates the hard work from Town staff.

6. Public Input (Items Not on the Agenda)

Mr. Joseph Santoro, Jr., 11 Paper Chase explained that he attended this meeting due to Facebook dialogue regarding the 4th R Program. He can see both sides, but this needs to be reviewed more closely. If the Council does not want to spearhead a committee, he will create a committee. It is very important that something is done with this Program. He understands that it has been enhanced a couple of times, but there is an influx of young families in Town. He has a babysitter at his house because he has been put on the waitlist, and he did not want to stand in line to be put on the waitlist again. There are two safe places that kids know: home and school. He is willing to pay to increase the Program.

Ms. Michelle Leone, 57 Beelzebub Road explained that she supports the 4th R Program. The issue has become divisive in Town, and kids are at the crux. It has been viewed as a parental tantrum while parents are asking for other solutions to be explored. This has not been adequately explained. It is not about forcing expansion at the expense, integrity, or safety of the program. She does not

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ITEM:

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

discount Mr. Favreau's research, but his explanation was not thorough enough. She explained that she has suggestions and urged the Council to create the committee.

Ms. Corie Tracey, 207 Twin Circle Drive explained that the Town is growing. She moved here last year to raise two daughters. The committee should be created as it is too important, and it should not be a heated political debate. The Town made the decision 11 years ago to shut down bussing and open the 4th R Program. The Y is not an option in South Windsor, but it should be a consideration. This should not be a cost to the taxpayers as parents are willing to pay out of pocket to ensure their children are safe. She expressed her concern that parents may leave children home alone if they do not have options.

Ms. Karen Lydecker, 107 LeFoll Boulevard explained that the Town should reconsider the committee. It takes a village to raise a child, and the Town Council is making parents become islands. This is a daycare issue, and the Town decided to open the 4th R Program, which is a daycare program. Parents are looking for solutions and would be happy to pay for private daycares. She is lucky because her firm is allowing her to reduce her hours. People came to South Windsor for the schools, but the Town will not offer services for people to stay in Town. There should be a solution for everybody.

Mr. Jeff Trachtenberg, 36 Simcka Drive explained that he has been in Town for 12 years. The 4th R talk has to stop because the Town cannot continue to receive negative publicity. Would the negative publicity affect home values? Let's talk about all of the options. There is a forum on Wednesday, June 6 at Temple Beth Hillel, and he invited everyone to attend to discuss this issue.

Mr. Anthony Leone, 57 Beelzebub Road asked the Republican Councilors to reconsider the motion and established a 4th R committee. He has a printout of the petition from the last meeting with 180 signatures. Why won't the Council allow people to meet with stakeholders as a fair and equitable committee? The Town should entertain a compromise. The Town is in the daycare business with the 4th R Program. Why won't leaders allow people to come together? The Town Manager was not opposed to the committee.

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ITEM:

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

Mr. Jason Meade, 11 Vintage Lane explained that he had attended a number of recent Council and Board of Education meetings. He was encouraged by the May 7, 2018, Council meeting where the committee was discussed as it would facilitate more open dialogue for constituents and the opportunity for more collective solutions. He was disappointed to learn the committee was voted down among party lines on May 21, 2018. He can appreciate the perspective that the Town should not be in the daycare business, but the Town created that problem when it opened the 4th R Program. He asked the Council to reconsider its May 21 vote and allow another vote for the establishment of the committee.

Mr. Toby Lewis, 32 Linda Lane explained that everyone knows this 4th R issue is a problem, and the Town is a great place to be. The June 6 get-together at Temple Beth Hillel is a great idea, but it does not serve to bash anyone for saying the committee is not a good idea. There are many complex parts such as staffing, location, bussing, and liabilities.

Ms. Nancy Yario, 20 Andreis Trail explained that she supports the 4th R program. The committee is a great idea because problems get solved. She is here about the dog park. The judge directed the Town to come up with a solution, but the Planning and Zoning Commission meeting was shut down by Republicans. She asked the new Town Council to clean up the mess they have created. She endures hours of barking and cars whizzing by her house. Her house has a bad foundation, and she cannot move. She invited the Councilors to her home, but only the Mayor has stopped by. Transparency in government is what works best.

Councilor Riley asked Mayor Anwar if the time limit for Item 6 could be extended. The Mayor agreed, and the Council agreed by consensus.

Ms. Katherine Miller, 746 Burnham Street asked the Town Council to expand the 4th R Program. Her daughter will begin kindergarten at Pleasant Valley School. They waited to sign up starting at 5:00 a.m., but they are number 23 on the waitlist. Daycares in the school district that would provide transportation are either full or will not return calls. Both she and her husband work in healthcare and cannot have flexible work schedules. She asked the Council to come together as this is a Town problem concerning children and their education.

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ITEM:

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

Ms. Erica Boulay, 131 McGrath Road explained that she is disappointed as a former student and alumni of the South Windsor schools. She supports having a committee. She came back to South Windsor because she wanted her child to grow up here. She wants her child to have the same opportunities that she had growing up in South Windsor. Please allow the establishment of a committee so there can be open, honest, and constructive discussion.

Ms. Rebecca Stewart, 76 Newmarker Road explained that she had a positive childcare experience with Care.com. For about \$30, she put an ad on Care.com with details about hours and locations. She received feedback from potential babysitters, and her current babysitter receives \$10 per hour. Next school year, she will be teaching and will need care for her son before school. Having a babysitter from 7:30 a.m. to 8:30 a.m. is cheaper than the 4th R morning session. She has had a positive experience with Care.com sitters, and there are options. Another suggestion would be to work with PTO groups to potentially reach out to parents who will be home. She would be happy to watch other children in her home as a babysitting resource, not a licensed daycare.

Mr. Pradeep Malli, 245 Skyline Drive explained that the Town needs a solution for the daycare problem. He moved to Town five years ago, and the 4th R Program was one of the reasons he moved to South Windsor.

Mr. Miguel Proano, 41 Beechwood Lane explained that he recently moved to Town because of the excellent schools. He knew that his children would need care. Before moving, he researched childcare options. Manchester does not have a 4th R option, and he thought that was an interesting option in South Windsor. He encouraged the Council to not add more burden to the taxpayers or to the 4th R Program. School capacity is an issue, and he would rather have children playing than sitting in another classroom after sitting all day. He is also wary of unqualified caregivers just for the sake of taking care of children in a bloated system. It is not a Town problem, but a problem within the Town.

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ITEM:

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

Mr. Ravinder Kumar, 3 Chandler Drive asked the Council to form the committee to find a solution to this problem. How can the Town attract more families if they cannot provide facilities for care? The Town is receiving negative publicity. People should come together to discuss solutions.

Mr. Craig Zimmerman, 5 Amato Drive explained that some things could be fixed. Maybe there should be a decision to look at the committee again. Solutions have to come in the next month. The advantage of a committee is that everyone will be discussing this in the same room. The Board of Education is currently not having discussions, and he does not know where the solutions lie. He would like to see some more data before discussing this issue publicly. At the minimum, he would recommend forming the committee. Even if the committee does not work out, at least it would have been an effort.

Ms. Shannon Mann, 74 Partridge Lane explained that she is speaking on behalf of those without a voice present. She urged the Council to revisit the vote on the committee. Many parents have been proactive early on and have realized how severe the childcare problem is in Town. Her child has a spot in the morning 4th R Program but is first on the waitlist for the afternoon. Times have changed within the Town. Public bussing was taken away a decade ago with the 4th R Program promise. That Program has become very successful, but now parents waiting to register have been compared to a Black Friday sale. The demand for quality care outweighs what is offered, and she agrees with the concerns of the Parks and Recreation analysis of the 4th R Program. She seeks the help of community leaders as guides for solving this problem.

Mr. Shyama Kumar, St. Marc Circle, explained that the last Town Council meeting was very disappointing. Some Council members voted against forming a committee. The Council should reconsider forming the committee and get the thoughts of all stakeholders. The solution needs the right people and the right ideas. Solutions should be found as soon as possible before the school year starts.

Mayor Anwar called for a short recess. The Regular Meeting reconvened at 8:30 p.m.

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ITEM:

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

Mayor Anwar explained that there are two challenges when trying to add agenda items onto the agenda. The motion to bring back an item for reconsideration would have to be done by a Council member who voted against the original item; and it would need to be a unanimous vote.

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 Meeting: Public Hearing Minutes of May 21, 2018 (Amendment to Ordinance #218 – Health and Sanitation).

Was made by Deputy Mayor Paterna
Seconded by Mayor Anwar

Mayor Anwar called for a vote on the minutes; the motion passed on a roll call vote of 8 to 0 with Councilor Pendleton abstaining.

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meeting: Public Hearing Minutes of May 21, 2018 (Establishment of a South Windsor Volunteer Fire Tax Abatement Ordinance).

Was made by Deputy Mayor Paterna
Seconded by Mayor Anwar

Mayor Anwar called for a vote on the minutes; the motion passed on a roll call vote of 7 to 0 with Councilor Glickman and Councilor Pendleton abstaining.

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meeting: Public Hearing Minutes of May 21, 2018 (Appropriation of \$385,000 from the Capital and Non-Recurring Expenditure Account to cover costs associated with the installation of four (4) portable classrooms at Pleasant Valley Elementary School).

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ITEM:

7. Adoption of Minutes of Previous Meetings (Continued)

Was made by Deputy Mayor Paterna.

Seconded by Mayor Anwar

The motion was approved, unanimously.

Once approved, Councilor Pendleton wished to amend her vote from "Yes" to "Abstain" as she was not present at the meeting (see Item 18).

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meeting: Regular Meeting Minutes of May 21, 2018.

Was made by Deputy Mayor Paterna

Seconded by Councilor Snyder

Mayor Anwar called for a vote on the minutes; the motion passed on a roll call vote of 8 to 0 with Councilor Pendleton abstaining.

Deputy Mayor Paterna made a motion to suspend the rules in order to go to Item 9 on the agenda. Mayor Anwar the motion; and it was approved, unanimously.

Councilor Snyder asked for a point of order to clarify which item on the agenda the Council was moving to. Mayor Anwar said it should be Item 10 instead of Item 9.

10. Reports of Standing Committees

Mr. Hank Cullinane, 101 Maskell Road came before the Council as a representative of the Energy Committee. He presented a short update on the conversion of streetlights to LEDs. Normally, the rates change June 1, but they changed on May 1 this year. The Town has saved \$41,000 over the past year on the streetlights that have already been converted to LED. The rates went up on lights that were changed out, so the forecast will be a savings of around \$90,000 for next year. The Town could also save about \$36,000 on decorative lighting within the next year, and the Town will be having discussions with Eversource about changing those lights.

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ITEM:

10. Reports of Standing Committees

Mr. Matthew Montana, 206 Summerhill Drive, Chair of the Public Building Commission, gave a brief update on the new elementary school ten-year plan. The new Orchard Hill Elementary School will finish its first school year. The project was finished on time and under budget. The last few change orders are currently being finalized. Phase 2 of the school projects will be for Philip R. Smith (PRS) and Eli Terry Elementary Schools. The schematic designs came back on budget. Currently, PRS students will be attending the old Orchard Hill Elementary School as a swing space starting this upcoming fall. Gilbane Construction will demolish the existing PRS building and construct a new two-story building. Eli Terry is more complex. The new school will be built on the adjacent property while the current school is still in use. Construction for both schools will be complete in fall 2020. The existing Eli Terry building will be demolished in the summer of 2020.

Councilor Riley thanked Mr. Montana for his report. The Town overwhelmingly supports new schools. Currently, the new Orchard Hill building is suffering from overcrowding already. Eli Terry may suffer the same fate. Mr. Montana said that Orchard Hill has many challenges. The school was designed for what the population was originally. The Public Building Commission is working on solutions with the Board of Education and the Superintendent. They will be meeting in the coming weeks to get a sense of how many students are coming into the elementary schools. Councilor Riley said he believed Orchard Hill received a 34% reimbursement rate while PRS and Eli Terry had rates around 37% and 38%. He said it is difficult to project reimbursements from the State in its current financial condition.

Councilor Pendleton asked if Councilor Riley's estimate on reimbursement rates was correct. Mr. Montana did not know the exact reimbursement rate.

Mayor Anwar said it is hard to get reimbursement with strict projections from the State. If the numbers do not add up correctly, funding is in jeopardy. The State should readjust their policies.

Mr. Craig Zimmerman, 5 Amato Drive came before the Council as a representative of the Board of Education. He explained that this is a "good" problem. The fact that so many families with children want to move to Town is a testament to the Town, its staff, and the Town Council. This is also the reason why the referendum process is phased. Overall, the projects are in good shape.

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ITEM:

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

Councilor Hockenberry mentioned that the Board of Education would be holding graduation on June 20 in Springfield, MA. She congratulated the graduates and wished them luck in their endeavors.

Councilor Maneeley mentioned she could not stay on the Personnel Committee. She asked if she needed to put the request in writing. Mayor Anwar stated that it could be recorded in the minutes and that she does not have to write a letter.

11. Reports of Temporary Committees

None

12. Public Participation (Items on the Agenda)

Mrs. Nancy Yario, 20 Andreis Trail, asked about Item 15. A. regarding the \$8,000 for the pedestrian crossing. Why would the Town be subsidizing the cost for the Mill on the River? That road is dangerous. She was in a terrible car accident on that road. Van transport for the business would be safer. She also apologized for her earlier remark that nobody stopped by her house. The Deputy Mayor has also stopped by. She asked the Town Council to get rid of little problems as the 4th R is a bigger problem.

13. Consent Agenda

Councilors Riley and Hockenberry made a motion to approve Agenda Items 15. E. (*) through 15. H. (*) as the Consent Agenda. Mayor Anwar seconded the motion, and it was approved unanimously.

Councilor Delnicki requested that Item 15. E. be taken out of the Consent Agenda as it was appointing her replacement on the Inland Wetlands Agency/Conservation Commission.

Councilor Snyder congratulated Michael Sanzo on his appointment.

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ITEM:

15. New Business

- *F. Resolution Appointing Michael Sanzo (D) to the Board of Selectmen 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 Michael Sanzo (D) to the Board of Selectmen for a term ending November 11, 2019 to fill the unexpired term of David Starr and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- *G. Resolution Appointing Shawn Jacobaccio (D) an Alternate to the Economic Development Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby appoints Shawn Jacobaccio (D) an Alternate to the Economic Development Commission for a term ending November 30, 2019, to fill the unexpired term of David Starr and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

- *H. Resolution Appointing Janice Favreau (D) to the Mass Transit and Highway Advisory Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby appoints Janice Favreau (D) to the Mass Transit and Highway Advisory Commission for a term ending November 30, 2019, to fill the unexpired term of a vacancy and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

(Approved by Consent Agenda)

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ITEM:

15. New Business (Continued)

- E. Resolution Appointing James MacDonald (R) to the Inland Wetlands Agency/Conservation Commission and Postponing Consideration of this Motion until the Town Council's Next Regularly Scheduled Meeting**

BE IT RESOLVED that the South Windsor Town Council hereby appoints James MacDonald (R) to the Inland Wetlands Agency/Conservation Commission for a term ending December 12, 2020, to fill the unexpired term of Audrey Delnicki and postpones consideration of this motion until the Town Council's next regularly scheduled meeting.

Was made by Councilor Riley
Seconded by Councilor Snyder

Mayor Anwar called for a vote on the motion; the motion passed on a roll call vote of 8 to 0 with Councilor Delnicki abstaining.

14. Unfinished Business

None

15. New Business (Continued)

- A. Resolution Authorizing the Transfer of \$8,000 from the Contingency Account to the Project Account to Cover Costs Associated with a Development Plan for the Installation of a Pedestrian Crosswalk with Flashing Lights and Signs (Near Mill on the River)**

WHEREAS, the Mill on the River Restaurant obtained approval for and installed a pedestrian crosswalk across Ellington Road (CT Rte. 30) from their main parking lot to an overflow parking lot at 970 Ellington Road in 2004-2005, and this installation included warning signs and flashing lights that notify motorists of pedestrians using this crosswalk, to improve pedestrian safety; and

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ITEM:

15. A. (Continued)

WHEREAS, the Connecticut Department of Transportation approved this crosswalk and associated warning signs and flashing lights with the condition that the Town of South Windsor own, maintain, and pay for the operation of the signs and flashing lights; and

WHEREAS, the in-pavement flashing lights do not work and have been removed and need to be replaced with post mounted flashing lights, and the warning signs need to be updated to current standards, and the Connecticut Department of Transportation needs to review and approve a design plan for this work; and

WHEREAS, the Town of South Windsor estimates it will cost \$8,000 to have a Traffic Engineer develop a design plan to replace the flashing lights and upgrade the warning signs for the Connecticut Department of Transportation to review, approve, and to develop a cost estimate for this work

NOW, THEREFORE, BE IT RESOLVED that the Town Council authorizes the transfer of \$8,000 from Contingency Fund to a Project Account to prepare a design plan and cost estimate and obtain Connecticut Department of Transportation approval, for new flashing warning lights and signs for the pedestrian crosswalk across Ellington Road (CT Rte. 30) by the Mill on the River Restaurant; and

BE IT FURTHER RESOLVED that the Town Council authorizes the Town Manager, Matthew B. Galligan to sign any agreements necessary to develop this design plan and have it approved by the Connecticut Department of Transportation.

Was made by Councilor Maneeley
Seconded by Councilor Snyder

Councilor Maneeley said this discussion would answer Ms. Yario's question about the pedestrian crosswalk during Item 14. A.

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ITEM:

15. A. (Continued)

Councilor Pendleton asked who paid for the first design. Mr. Galligan said the Mill on the River paid for the entire project in the beginning. The Planning and Zoning Commission had concerns about pedestrians. The Connecticut Department of Transportation (DOT) said that a crosswalk could be installed as long as it was maintained in the future. Councilor Pendleton asked about the original design. Mr. Galligan said the original design was approved by the DOT as it is on a State road.

Mr. Jeffrey Doolittle, Town Engineer, said that the Town has to upgrade the crosswalk for two reasons. First, the old design was done back in 2004, and the DOT requires a new design as it is over ten years old. Second, technology has changed, and a new design would bring it up to par.

Councilor Pendleton asked if repaving Ellington Road will affect the new design. Mr. Doolittle said that the repaving project would not affect the crosswalk.

Councilor Riley asked for clarification on the original design. If the business originally paid for the crosswalk, he does not fully appreciate the Town taking on the future burden while the business keeps benefiting. Mr. Galligan said it was a DOT requirement that the Town maintains the crosswalk. If the Town did not agree to that, the Mill on the River could not have expanded, and they would have moved elsewhere. It was also a Planning and Zoning Commission requirement for additional parking across the street. Councilor Riley said that the Town wants to attract businesses, but this situation feels awkward. If that was the agreement, then the Town has to approve the expenditure. Mr. Galligan agreed that it is the Town's legal obligation. Councilor Riley asked if there were other scenarios. Mr. Galligan explained that the Connecticut Department of Energy and Environmental Protection (DEEP) tries to enforce their stormwater management program with catch basins becoming the Town's responsibility in some areas.

Mayor Anwar asked if the Town would be paying for crosswalk implementation as well. Mr. Doolittle said yes, but he would not have an

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ITEM:

15. A. (Continued)

idea of the implementation cost until the design is complete. Mayor Anwar said the road is becoming busier every day, and safety requirements would need a new design. Is there a way to talk to the DOT about this as the Town is maintaining a portion of a State road? Mr. Doolittle said the Town required the crosswalk for the business to remain in that location, so it is a complicated situation. Mayor Anwar said the Town needs to do the right thing, but the taxpayers are paying to benefit one business.

Mr. Galligan said that ALDI's intersection was done with grant money just for ALDI. There are times that there is an advantage for one business, but it was done for public safety.

Councilor Pendleton agrees that this would be benefitting a single establishment and that the Town should consider public safety. Could the establishment split the cost with the Town? Also, she would like to see the ordinance or minutes that approve the crosswalk and would like to see the agreement Mr. Doolittle provided two attachments for Councilor Pendleton, and she asked that they are attached to the minutes as **Exhibit A** and **Exhibit B**.

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

B. Resolution Approving a Transfer from the Sewer Fund Vehicle & Equipment Supply Account to the General Fund Vehicle & Equipment Supply Account

BE IT RESOLVED that the South Windsor Town Council hereby approves a transfer of \$2,233.20 from the Sewer Fund Vehicle & Equipment Supply Account to the General Fund Vehicle & Equipment Supply Account

Was made by Councilor Glickman
Seconded by Mayor Anwar

Mr. Galligan said this is a normal transfer between Town departments.

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

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ITEM:

15. New Business (Continued)

C. Discussion Item: Previously Approved Tax Abatement for 85 Nutmeg Road (*requested by Town Manager, Matthew B. Galligan*)

Mr. Galligan stated that 85 Nutmeg Road is also known as the Hi-G building. Nobody wanted the building because it is a brownfield. The State funded an environmental study on the property. Mr. Jan Exman had the ability and background on these types of projects, and he was going to put the building in a brownfield program. A company called OPM was interested in the property, but it did not pan out. That slowed the process down. Then, Dr. Constantinos wanted to take over the building. Mr. Exman passed away, and another year passed before the agreement could work for Dr. Constantinos. Currently, the State will not talk to him because he does not have full ownership, but he would take over the tax abatement. Dr. Constantinos did not have the opportunity to utilize the abatement when it was originally established. He is asking for five years so he can use his funds to clean up the building. Mr. Galligan feels that Dr. Constantinos stepped up to the plate to take control of the building, and he recommends giving him the tax abatement.

Councilor Pendleton asked if the property had been sold and if it would be violating the agreement. Mr. Galligan said the property was not sold. The Town originally went after Mr. Exman and forced the issue of switching the property over to Dr. Constantinos. There was a quitclaim deed, and then Mr. Exman passed away. Councilor Pendleton asked if the proposed new agreement would violate the old agreement. Mr. Galligan and Town Attorney Morris Borea both agreed that the new agreement would violate the old agreement. Councilor Pendleton asked if the agreement should be reviewed with fresh eyes. Town Attorney Borea said if the property is polluted, it would be assessed very low even if it is sold. He also mentioned that Dr. Constantinos' financing might be made aware of a potential tax incentive, and this could help as cleaning brownfields is a risky venture. Councilor Pendleton asked about repairs. Mr. Galligan said one section of the building had been repaired, but the other side still needs to be cleaned.

(Discussion Continued on Next Page)

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

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ITEM:

15. C. (Continued)

Deputy Mayor Paterna asked for Mr. Galligan's recommendation. Mr. Galligan said he recommends the new agreement.

The Council agreed by consensus to add this item as a resolution to the next agenda.

**D. Discussion Item: Timeline and Planning for the 2019/2020 Budget
(requested by Town Manager, Matthew B. Galligan)**

Mr. Galligan would like to have meetings with the Council and staff to discuss expectations for the Fiscal Year 2019/2020 budget. There will be a new governor at that point, and they will have to make serious decisions about the State budget. Mr. Galligan will email the Council a report from CROCOG about the current status of the State of Connecticut. The Town will also need to start thinking about priorities for 2019/2020. Any possible program elimination would need to be known far in advance by both Town staff and the public. He suggested a future Monday night Special Work Session.

Councilor Snyder asked about the timeline and planning and should the Strategic Plan be revisited as a refresher? Mr. Galligan said the Plan should be revisited and that the Council should be prepared for possible cuts. Mr. Galligan can make recommendations to the Town Council, but he needs direction. Councilor Snyder clarified that Mr. Galligan would review mandated programs. Mr. Galligan said those would be reviewed. Councilor Snyder asked if Mr. Galligan would provide different recommended budget threshold reduction scenarios. Mr. Galligan said that is his plan. Councilor Snyder agreed on an off-Monday Special Work Session.

Councilor Glickman applauds the forethought. He would like to reserve the discussion of the details for the proposed future Work Session.

Mayor Anwar said the next budget would be challenging, and there should be a sliding scale in place for different scenarios.

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TOWN OF SOUTH WINDSOR**

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June 4, 2018

ITEM:

15. New Business (Continued)

I. Resolution Approving a Refund of Property Taxes to Fourteen (14) South Windsor Taxpayers

BE IT RESOLVED that the South Windsor Town Council hereby approves a refund of property taxes to fourteen (14) South Windsor Taxpayers, the total of said refunds being \$5,661.10, as shown in attached **Exhibit C**.

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

16. Passage of Ordinance

None

17. Public Input/Participation (Any Matter)

Ms. Karen Lydecker, 107 LeFoll Boulevard explained that parents in Town are scared and concerned. The Town Manager supports the committee reconsideration. She is disappointed that during the recess earlier, a Council member decided to refill water instead of talking to the public.

Mr. Anthony Leone, 57 Beelzebub Road explained that the Council heard from many parents tonight. There was a recess, and residents asked the Town Manager to reconsider. A Councilor said they were going to refill water instead. The Councilors work for the residents. He does not know why the Town Council will not form a committee. If you do not want to be Councilors, please step down.

Ms. Corie Tracey, 207 Twin Circle Drive asked the Town Council to take this issue seriously. Residents look to the Council for guidance and help. Reconsider that parents have trouble, and this issue will only continue to grow. This is a reputation that will start to be associated with South Windsor. Children do not play politics, and this should not be a political issue.

(Public Input Continued on Next Page)

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ITEM:

17. Public Input/Participation (Any Matter) (Continued)

Mr. Shyama Kumar, St. Marc Circle, requested that the Council reconsider and form a committee to come up with a solution.

Mr. Michael Sanzo, 154 Gray Road said that he is a young father in South Windsor. He reminded residents that the Council volunteers countless hours and believe they are doing what is best. Whether residents agree can be decided on Election Day. He works in the deliverable fuels industry, and he realized three years ago that the State had a problem. He formed a committee with 30 representatives from 30 towns across the State. Parents in South Windsor do not need the Council's permission to form a committee. He urged everyone to attend the meeting at Temple Beth Hillel on Wednesday, June 6.

18. Communications and Petitions from Council

Councilor Riley said that earlier in the meeting, someone from the public said that the discussion is distinguished between a problem that exists in the Town and a Town problem. The point was that there is an issue in the Town regarding daycare. Should the government be involved in childcare? The Council appreciates people who come to the meeting. The Council respects the public, and they expect to be respected in return.

Deputy Mayor Paterna said this issue is a government problem as the Town provides the 4th R Program. The Program cannot expand any more, and parents still need help. The Council already accepted that challenge when they created the 4th R Program.

Councilor Delnicki had a visit from Ryan Paggioli and his mother regarding an event on August 3-5, 2018 called Dream Ride Experience. It is a family-friendly event that raises money for charities such as the Special Olympics. It will be held at the Farmington Polo Grounds in Farmington. More information can be found at www.dreamride.org.

(Discussion Continued on Next Page)

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ITEM:

18. Communications and Petitions from Council (Continued)

Councilor Glickman said that a synagogue in Windsor that has been around for a long time would be closing soon. Temple Beth Hillel will be accepting their sacred objects and deceased name plaques. There will be a ceremony on June 24 with a parade through Windsor over the Bissell Bridge and up old Main Street. Many churches along the parade route will be welcoming the parade to celebrate. He invited everyone to walk in the parade on June 24.

Councilor Pendleton said she should have abstained from all votes from the Minutes of May 21, 2018, in Item 7.

Councilor Hockenberry said that she respects Councilors and does not appreciate when people are rude, whether it is from the Council to the public or vice versa. This is for the children, not the adults. Many people have two parents who are working. This is not a partisan issue; it is a Town issue for the children. If the committee is not formed in the Council Chambers, she would still like to be a part of the committee.

Mayor Anwar asked Town Attorney Borea if Councilor Glickman should recuse himself from a vote if he is involved with Temple Beth Hillel. Town Attorney Borea said that his opinion on recusal is that it is up to the individual to make that decision absent a financial interest and if they could be fair. He would not legally force him to recuse himself. Mayor Anwar asked about putting a resolution on the next agenda. Town Attorney Borea said that there needs to be a unanimous decision to put the resolution on the agenda tonight. To reconsider at the next meeting, a Councilor who voted against it would need to bring it up at the next meeting. Going forward, it could be reintroduced. He would like to research this further as it could be tricky. Mayor Anwar addressed the residents in the room and said the Council is listening. The Town wants to help out in any way they can. He is hopeful a committee will be formed at the next meeting. Stakeholders should be meeting to find a solution.

Mayor Anwar explained that he had a chance to be in a meeting with crumbling foundation members. He was able to inform Ben Carson's group which included Senator Chris Murphy. This group visited a home in Willington. Even though the State is trying to help, they are only providing a drop in the bucket. The Federal

(Discussion Continued on Next Page)

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ITEM:

18. Communications and Petitions from Council (Continued)

government will need to provide support. Ben Carson will talk to the President and head of the Federal Emergency Management Agency (FEMA) to see if the Governor can declare an emergency in the State regarding crumbling foundations. The problem is now showing up in Massachusetts, so it is becoming a Federal issue.

Councilor Riley asked Town Attorney Borea about recusing from votes as it is important to avoid the appearance of conflict. Town Attorney Borea said the general rule is to avoid the appearance of conflict. His opinion is that unless there is a financial interest, he cannot legally force a recusal. The standard an individual should follow is that they should avoid the appearance of a conflict, but it cannot be forced without financial conflict. Councilor Riley said that nobody is trying to shut down a dialogue on the 4th R Program. There will be a dialogue on the 6th of June, and all of the council members will attend. It is a discussion about the role of Town government in providing after-school care. Councilor Riley said that if a committee is formed by the Council, it gives the impression that childcare is the responsibility of the Town. Town Attorney Morea expressed his intention to come to the discussion on the 6th. He will be attending privately, not in the role of Town Attorney.

Councilor Glickman said that he had learned a lot from Councilor Riley about recusal. He finds Councilor Riley's words and actions honorable. Councilor Glickman said that originally he thought that recusal was proof of selfish interests, but since then Councilor Riley's explanations have changed his mind.

Deputy Mayor Paterna urged everyone to attend the meeting on June 6th, at 7:00 p.m. at Temple Beth Hillel. The Town still has a responsibility to examine the 4th R program, and to at least have a discussion. Deputy Mayor Paterna congratulated Michael Sanzo on his appointment. Mr. Sanzo is a member of the Chamber of Commerce, Board of Directors. Deputy Mayor Paterna expressed hope that the Town Manager and the Chamber will be able to work together more closely in the future. Deputy Mayor Paterna also mentioned that the Farmer's Market would open on June 16th at 10 am at the Community Center on Nevers Road. There will be a ribbon-cutting ceremony at 9:45 am, and everyone is invited.

(Discussion Continued on Next Page)

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TOWN OF SOUTH WINDSOR

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ITEM:

18. Communications and Petitions from Council (Continued)

Councilor Maneeley asked Town Attorney Morea if having all of the councilors attend the Wednesday, June 6th meeting at Temple Beth Hillel would be illegal. Town Attorney Morea answered that if the councilors were attending out of personal interest, it would be fine. If it were done under pretense in order to have a meeting, that would be wrong. Since it is a coincidence that all of the councilors will be attending, there should be no issue.

19. Executive Session

At 10:22 p.m. Deputy Mayor Paterna made a motion to go into Executive Session to discuss a personnel issue. Councilor Pendleton seconded the motion; and it was approved, unanimously.


The following individuals went into Executive Session: Mayor Anwar, Deputy Mayor Paterna, Councilor Delnicki, Councilor Glickman, Councilor Hockenberry, Councilor Maneeley, Councilor Pendleton, Councilor Riley, Councilor Snyder, Town Manager Matthew Galligan, and Town Attorney Morris Borea.

At 11:20 p.m. Deputy Mayor Paterna made a motion to adjourn the Executive Session. Mayor Anwar seconded the motion; and it was approved, unanimously.

20. Adjournment

At 11:21 p.m. Deputy Mayor Paterna made a motion to adjourn the Regular Meeting. Mayor Anwar seconded the motion; and it was approved, unanimously.

Respectfully submitted,


Ashley Booth
Recording Secretary



Town of South Windsor

1540 SULLIVAN AVENUE • SOUTH WINDSOR, CONN. 06074
AREA CODE 860 / 644-2511

CERTIFIED MAIL

7002 3150 0002 0356 3892

March 22, 2004

Mr. Arturo Guerra
Mr. Helmar Wolf
989 Ellington Road
South Windsor, CT 06074

Re: Appl #03-92P, Podunk Farms Parking Lot

Dear Mr. Guerra and Mr. Wolf:

We are pleased to advise you that the Planning & Zoning Commission voted on March 9, 2004 to approve with modifications the above referenced application for a Modification for Site Plan of Development.

This approval is for reapproval for a parking lot with 75 spaces to service the Mill on the River on property located 989 Ellington Road, A-20 zone as shown on plans prepared by Design Professionals, Inc., Job No. 88-319, dated October 10, 2003 as revised. This approval is subject to the following modifications:


1. Prior to commencement of any site work, a meeting must be held with Town Staff.
2. No building permit will be issued until the final mylars have been filed in the Town Clerk's office.
3. This application is subject to the conditions of approval of the Inland Wetlands Agency/Conservation Commission, including a bond in the amount of \$5,000.00.
4. An as-built plan is required prior to issuance of a Certificate of Occupancy per Section 8.1.10 of the Zoning Regulations.
5. A landscape bond in the amount of \$ 2,000 is required and must be submitted prior to filing of mylars.
6. All plans used in the field by the developer must bear the stamp and authorized signature of the Town of South Windsor.

7. In pavement lighting, including push button and automated device detection (motion sensor) is required to be installed by the applicant with the cost of the devices, installation and maintenance to be the responsibility of the owners of the Mill on the River.
8. Appropriate signs to alert pedestrians to the crosswalk operation shall be installed, location to be approved by Town Staff.
9. Appropriate signs for vehicles shall be placed on the roadway to alert drivers of the law to stop for pedestrians in upcoming crosswalk, locations to be approved by Town Staff.
10. Waiver to Section 13.2f for the parking lot that requires crossing a roadway.
11. Lighting plan of existing parking lot to be submitted and approved by Town Staff.

Black and white transparent mylars of Sheet #2 with the above modifications, together with three blueprint copies of the entire set of plans must be submitted to this Commission within 30 days to be stamped and signed. The letters of approval of this Commission as well as the Inland/Wetland Agency Conservation Commission must be reproduced on the mylars.

After the mylars have been signed by the Commission, they will be returned to you for filing in the Office of the Town Clerk. After filing these plans, a copy of the receipt must be submitted to the Planning Department.

Sincerely,


Timothy H. Wentzell, Chairman
Planning and Zoning Commission

THW/kak

cc: Town Engineer
Chief Building Official
Assessor
Superintendent of Pollution Control
Fire Marshal
Fire Chief
Chief of Police
Design Professionals, Inc.



STATE OF CONNECTICUT
DEPARTMENT OF TRANSPORTATION

2800 BERLIN TURNPIKE, P.O. BOX 317546
NEWINGTON, CONNECTICUT 06131-7546

Phone:

(860) 594-3150



RECEIVED
MAR 17 2004
SOUTH WINDSOR
ENGINEERING DEPT.

March 10, 2004

Chief Gary K. Tyler
South Windsor Police Department
151 Sand Hill Road
South Windsor, CT 06074

Dear Chief Tyler:

Subject: Town of South Windsor
Route 30 - Mill on the River Restaurant
In-Pavement Lighting

This is in response to your request to use in-pavement warning lights for the crosswalk on Route 30 at the Mill on the River Restaurant. As discussed at our meeting of February 25, 2004, the Department of Transportation (Department) has agreed to allow the installation of these devices on an experimental basis as part of the encroachment permit for the proposed restaurant parking lot project.

A plan illustrating the electrical details for the pedestrian push button actuated in-pavement lights should be submitted by the consultant design engineer for our review and approval. It was agreed upon that supplemental advance pedestrian warning signs with actuated flashing lights are to be included as part of the design submission.

After installation, the maintenance, ownership and electricity responsibilities for these lights will be that of the municipality. The Department's practice is such that only the State or a municipality can own traffic control devices on a State highway; however, a separate service agreement may exist between a developer and town. The Department will recommend that the State Traffic Commission approve the use of the in-pavement warning lights at this location. The District I Permit Office, as part of the encroachment permit for the Mill on the River Restaurant, will provide a maintenance agreement between the State and town.

Chief Gary K. Tyler

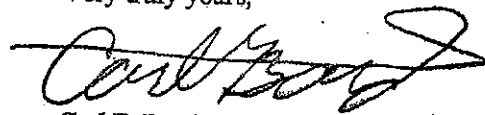
-2-

March 10, 2004

Your offer of data collection assistance so that we may evaluate the effectiveness of the in-pavement lighting is appreciated. Representatives of the Department's Division of Traffic Engineering will be in contact with you regarding our evaluation following installation.

Should you have any further questions, please contact Mr. Robert Tworowski, of the Division of Traffic Engineering, at (860) 594-2740.

Very truly yours,



Carl F. Bard, P.E.
Engineering Administrator
Bureau of Engineering and
Highway Operations

cc: Hon. Nancy E. Kerensky, State Representative
Mr. Jeff Doolittle ✓

Exhibit C

Bill	Name	Address	City/State/Zip	Prop/Loc/Vehicle Info	Reason	Over/Paid
2016-03-0503843	CCAP AUTO LEASE LTD	1691 ELM STREET	DALLAS, TX 75201	2014/1C4BFA63ECS5910	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	488.81
2016-03-0507034	ENTERPRISE FMT TRUST	9315 OLIVE BLVD	ST. LOUIS, MO 63132	2016/VV4A22PK861062250	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	633.25
2016-04-0081105	ENTERPRISE FMT TRUST	9315 OLIVE BLVD	SAINT LOUIS, MO 63132-3211	2010/4GBHTBD9A8133343	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	61.16
2015-03-0511506	JP MORGAN CHASE BANK N.A.	PO BOX 901098	FORT WORTH, TX 76101-2098	2014/F231AHG7FH537134	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	321.53
2015-03-0511639	JP MORGAN CHASE BANK N.A.	PO BOX 901098	FORT WORTH, TX 76101-2098	2013/7W1B1LV97D1785953	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	48.72
2016-03-0513258	LARGE CRYE/A	68 TALCOTT RIDGE RD	SOUTH WINDSOR, CT 06074-2385	2007/VAC298771358439	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	269.84
2016-02-0040784	M & R LIQUORS INC	206 BUCKLAND ROAD	SOUTH WINDSOR, CT 06074	2006/BUCKLAND RD	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	1,450.57
2016-03-0516828	NISSAN INFINITI LT	P.O. BOX 650214	DALLAS, TX 75265-0214	2013/AN1A87APXDL792893	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	43.70
2016-02-0516877	NISSAN INFINITI LT	P.O. BOX 650214	DALLAS, TX 75265-0214	2015/AN1AT2WV31C922052	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	428.72
2016-03-0523265	TOYOTA LEASE TRUST	20 COMMERCE WAY, S	WOBURN, MA 01801-1057	2015/5TDB1GRH7F5085221	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	605.82
2016-03-0523267	TOYOTA LEASE TRUST	20 COMMERCE WAY, S	WOBURN, MA 01801-1057	2014/2T1BURHE7C135426	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	131.31
2016-03-0523334	TOYOTA LEASE TRUST	20 COMMERCE WAY, S	WOBURN, MA 01801-1057	2014/2T13D1REV7E1V171064	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	551.67
2016-03-0523399	TOYOTA LEASE TRUST	20 COMMERCE WAY, S	WOBURN, MA 01801-1057	2013/2T13D1REV4E1V174083	Sec. 12-71C Pro rata credit for property tax on motor vehicle when sold, totally damaged, stolen etc.	501.16
2016-03-0525306	WOLVERINE FIRE	101 BIDWELL RD	SOUTH WINDSOR, CT 06074-2443	2006/1FTN1Z0874ED56079	SENT TO WATERBURY	125.35
					TOTAL	5661.10