

TOWN COUNCIL
TOWN OF SOUTH WINDSOR

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November 19, 2018

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

1. Call Meeting to Order

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

4. Roll Call

Members Present: Deputy Mayor Andy Paterna
Councilor Audrey Delnicki
Councilor Mary Justine Hockenberry
Councilor Karen Lydecker
Councilor Lisa Maneeley
Councilor Liz Pendleton
Councilor Matthew Riley
Councilor Janice Snyder

Members Absent: Mayor M. Saud Anwar

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

After roll call was complete, the Town of South Windsor was presented with the Bronze Award through Sustainable CT.

5. Communications and Reports from Town Manager

Mr. Galligan reported on the following:

- Yankee Institute recently recognized South Windsor as one of the top 10 business-friendly Towns in Connecticut. Mr. Galligan thanked Town staff, Boards and Commissions, and the Council for their hard work.
- There is a resolution to fix the fuel cell income to the Town for 20 years for the original \$150,000 per year, which was agreed to by all parties of this project. This agreement is critical in order to complete the permanent financing of this project, as the closing will be taking place very shortly. This agreement will guarantee payment to the Town for the full 20 years regardless of what depreciation schedule is used. This agreement has been reviewed and approved by the Town Attorney who sought input from our Bond Counsel. Scannell will be putting a sewer line down Ellington Road to Chapel Road and

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ITEM:

5. Communications and Reports from Town Manager (Continued)

the \$150,000 will be used to make improvements to infrastructure in the area which will bring new development.

Attorney Borea explained that the statutes only allow an agreement to go for ten years, so it had to be determined how to make this agreement go an additional ten years without negotiating again. The tax fixing agreement would take care of the first ten years. The Town had previously entered into a Purchase Power Agreement where the Town would have stepped into the shoes of the developer which has since been assigned to SEI. This agreement was modified so the obligation to pay the Town's taxes would be satisfied by paying \$150,000 each year to the Town for 20 years, which takes care of the second ten years. In the agreement, it was also stated that they could not appeal this agreement through the courts.

Mr. Galligan continued with his report:

- The 8-24 referrals to the Planning & Zoning Commission are required in order to purchase property which will allow the Town to move forward on certain critical projects and will help the Town better manage the cost of such projects. These resolutions allow the Planning & Zoning Commission to weigh in on the projects and give a report back to the Town Council as to whether the projects meet the guidelines of the plan of conservation and development.
- The Town has requested that the Hartford Courant put their weekly newspaper (Community News) in mail slots, but they throw them on the lawn or driveway anyway. If someone goes on vacation, the newspapers pile up and is a sure indication that they are on vacation. Mr. Galligan felt that an ordinance would need to be drafted to prohibit newspapers from being thrown on private properties.
- The traffic condition concerns on Laurel Street will be addressed through the Police Department. Counters will be put out, and they will monitor the situation. The Engineering Department may be asked to do some type of traffic calming on the street.

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ITEM:

5. Communications and Reports from Town Manager (Continued)

Answering questions from the Council, Mr. Galligan explained that Scannell would be building a sewer line with a force main and later the Town will use the \$150,000 to build a pump station. The pump station is not a requirement for their project. The force main will be used in order to bring sewer to the remainder of I-291.

Councilor Riley stated that the amended assignment agreement with SEI benefits the Town by extending their obligation to pay \$150,000 per year and it helps SEI with the financing that they are seeking. Councilor Riley questioned how the fuel cell was financed? Mr. Galligan explained that construction financing was used for that project.

Councilor Pendleton stated that she is disappointed that the resolution authorizing the Town Manager to sign the amended Assignment Agreement with South Energy Investments, LLC is on the agenda tonight. There has been no opportunity to understand this issue. Mr. Galligan and Attorney Borea reviewed the whole issue. Mr. Galligan explained that through negotiations, no entity had received totally what they wanted, but the agreement allows for the project to move forward. If this amendment is not approved, in 10 years the Town would have to negotiate for the remainder of the 20 years. Attorney Borea explained that if the Town wanted to use a tax fixing agreement for the second 10 years, the Town would have to have an economic development zone declared in the area and the findings would have been problematic for the Council to make the findings

Answering further questions, Mr. Galligan explained that he had requested that Attorney Borea amend the agreement and also explained that this zone is a municipal development zone, not an economic development zone.

Councilor Pendleton stated that she is disappointed in the amount the Town is going to make because she thought it was going to be more.

Councilor Riley stated that the Town has two options for the second 10 years. The Town could get a guaranteed \$150,000 or take the unknown value of what the equipment will be and the tax credit the Town would receive in years 11 through 20. This agreement will help the entity receive financial backing. Mr. Galligan informed the Council that SEI had put a lot of money into this deal.

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ITEM:

5. Communications and Reports from Town Manager (Continued)

Attorney Borea explained that Murtha Cullina represents SEI and his concern regarding the agreement is that there would be an objection by Eversource or PURA. Mr. Galligan added that this agreement was reviewed by the Town's Bond Counsel and it was agreed that this was the way the Town should do this. Mr. Galligan stated that he wanted an agreement with a price so if there is depreciation in the future the amount the Town will receive is set, and there is predictability for everyone. The money that will be received through this agreement will be used for the I-291 zone.

Mr. Galligan explained that the funds that will come in through the budget would be under the Redevelopment Agency, not through the WPCA or General Fund in the budget.

Mr. Galligan then went on to explain that his involvement regarding the Community News that comes through the Hartford Court being thrown on peoples properties came through complaints he has received by residents. Councilor Snyder stated that she is bothered by the fact that the Town is involved with this issue. Councilor Snyder requested that the Town Manager find out how often this newspaper is delivered.

Deputy Mayor Paterna asked about residents on Main Street that want to be tied into the gas main. Mr. Galligan said he would call the representative from Eversource and will verify once the gas line is in if residents would be contacted about hooking into the gas main.

6. Public Input (Items Not on the Agenda)

Mr. Bill Marshall, 145 Rockledge Drive came before the Council and introduced a new organization in Town called the South Windsor Invasive Plant Working Group. This organization is a partnership between the Town and individuals in Town to manage invasive species in the Town open spaces. The staff from the Town who are partnering with the working group are Vincent Stetson, John Caldwell, and Jeff Folger. The Town is taking a very active role in this effort to manage invasive species in open space. They are providing the necessary equipment and disposing of the invasive species that are removed by the volunteers. There are

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

two organization who have endorsed this group, (South Windsor Down to Earth Garden Club and the South Windsor Food Alliance). These organizations have committed volunteers who help with the process of removing the invasive species and to help spread the word about this organization. There have been two working parties which consist of three hours of work on a Saturday. Before each working party, there is a briefing which describes what invasive species the group will be addressing, how to address the issue, and safety. If anyone is interested in volunteering, please send an email to whmars@cox.net.

Mr. David McDonald, Laurel Street, came forward to discuss the speeding on Laurel Street. When this was brought to the Town, residents on Laurel Street were told there would be survey set up on Laurel Street to determine the quantity and speed on Laurel Street. Residents offered to meet with Town representatives to discuss this issue and show the different videos that residents have of the offenders. No one has noticed the surveillance equipment or has been contacted. In the last two weeks, our lives and safety have been imperiled. Drivers completely ignore the 25 mph signs. The residents of the area understand that it is impossible to have law enforcement there 24 hours per day. Residents would like speed humps or bumps put there to enforce the speed limit. The residents of this area, again, request that something is done.

Mr. Toby Lewis, 32 Linda Lane, thanked the Council for their volunteer work. Although it is important that Council members do not tell everyone everything, it is important and expected that the Council members are transparent with each other and everyone works together. Mr. Lewis stated that he appreciates the working group that was introduced tonight and hopes people step up and volunteer. During the budget season, Mr. Lewis encouraged that Council put a percentage towards capital improvements each year.

Ms. Jessica Vogelgesang, Wood Memorial Library and Museum came before the Town Council to announce the 8th Annual Gingerbread House Festival. The festival will run from November 23rd through December 15th. The library is not open on Tuesday or Wednesday. Wood Memorial Library is open on Thursday and Friday from 10:00 a.m. to 8:00 p.m. and Saturday, Sunday, and Monday from 10:00 a.m. to 5:00 p.m.

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

Mr. Scott O'Brien, 426 Barber Hill Road thanked the Council for their service and also thanked the Public Works Department for fixing the overflow on Barber Hill Road.

7. Adoption of Minutes of Previous Meeting

BE IT RESOLVED that the South Windsor Town Council hereby approves the Minutes of the following Town Council Meeting: Regular Meeting Minutes of November 5, 2018.

Was made by Councilor Lydecker

Seconded by Snyder

The motion was approved, 7-0 with Councilor Maneeley abstaining

8. Public Petitions

None

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

None

10. Reports from Standing Committees

None

11. Reports of Temporary Committees

None

12. Public Participation (Items on the Agenda)

Mr. Craig Keefer, 2340 Ellington Road, came before the Council and explained that he has lived in South Windsor since 1979. He has been in contact with Mr.

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12. Public Participation (Items on the Agenda) (Continued)

Galligan after dealing with newspapers being thrown on his property. He has called the Hartford Courant for the past three to four years, and they have not stopped this but have continued to do this against his wishes. The Town needs an ordinance. The Hartford Courant should not be allowed to do this, and it is a big issue with him.

Mr. David McDonald, Laurel Street, questioned if there is a littering ordinance, and if there is then something should be done.

Town Attorney Borea stated he would have to research this.

Mr. Scott O'Brien, 426 Barber Hill Road, if you look past the mess at the house on Miller Road, there seems to be bamboo growing in the back. There are Connecticut State Statutes that tell you how, when, and where bamboo can be grown. If those bamboo seedlings get into the river, there will be a big problem, and there is farmland close to that property.

Mr. Sam King, a resident of Hartford, stated that there had been residents who are interested in composting. Mr. King explained that he works for Blue Earth Compost. Recently Towns in the area have shown interest in doing municipal programs. Mr. King said he is available to discuss a program like this in South Windsor.

13. Consent Agenda

None

14. Unfinished Business

A. Discussion Item: Hiring Process for the Position of Town Manager.

Mrs. Vanessa Perry, Assistant Town Manager/Director of Human Resources, came forward to update the Council on the hiring process for the position of Town Manager. Mrs. Perry explained that she had spoken with Doug Thomas before the meeting and he will have a draft profile and draft agreement by early next week. Once he sends it through email, Mrs. Perry said she would forward it to the Council.

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ITEM:

14. Unfinished Business (*Continued*)

B. Resolution Appointing Ashwatha Narayana (R) to the Water Pollution Control Authority

BE IT RESOLVED that the South Windsor Town Council hereby appoints Ashwatha Narayana (R) to the Water Pollution Control Authority for a term ending November 30, 2019, to fill the unexpired term of Pat Soucy.

Was made by Councilor Maneeley

Seconded by Pendleton

The motion was approved, unanimously

Councilor Snyder made a motion to suspend the rules in order to bring Item 15. B. forward. Councilor Maneeley seconded the motion; and it was approved, unanimously.

15. New Business:

A. Discussion item: Composting Program (*requested by Councilor Snyder*)

Councilor Snyder explained that there is a woman in Town who is working to create a Town-wide composting program. The companies she has contacted were unable to be here tonight to discuss this. Councilor Snyder stated she would like this program discussed at a different meeting when the various companies can attend, maybe the first meeting in January.

Mr. King came forward and explained the composting program. Residents pay for the company to come to their house to collect food waste. It can be done weekly or bi-weekly depending on the individual's preference. The company composts the food waste, and the soil is delivered back to the individual three times per year as part of the service. Presently, Blue Earth Compost has 250 customers and has recently started this service in South Windsor, Manchester, and East Hartford. There has been interest from customers in South Windsor to start a Town-wide program.

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15. A. (Continued)

Answering questions from the Council, Mr. King explained that after the food waste has been composted, the soil is delivered back to the customer usually in early spring, summer, and fall. The cost to subscribe to this program is \$20.00 per month for bi-weekly pick-up and \$30.00 per month for weekly pick-up. Group rates can be provided if enough residents in a neighborhood or condominium complex subscribe to the program. Blue Earth Compost has contracts with school districts, the closest to South Windsor is with Two Rivers. Mr. King explained further that there are two types of industrial composting, which are Harvest New England and anaerobic digester. The majority of the materials go to the anaerobic digester.

Mr. Galligan informed the Council that he is in the process of discussing composting programs with other companies and has found that the problem with the Town doing the program is the collection of the material.

Councilor Pendleton pointed out to residents that food scraps should not be put down the garbage disposal because there could be impacts to the waterways in Town. A program that composts food waste is a much better way for the Town.

Councilor Snyder suggested that the Town do an RFP to begin the process of having a program in Town. Food waste could be picked up at residential homes, and the company could bring the composted material to the Town Garage so that the soil is available to all residents. Councilor Snyder requested that this program is discussed again at the first meeting in January after the Town Manager has had the opportunity to hold discussions with different companies and come back with a recommendation.

14. Unfinished Business (Continued)

C. Discussion Item: Update on On-Line Permitting (*requested by Councilor Snyder*) (*Scott Roberts to be present*)

Mr. Scott Roberts, Assistant Town Manager/CIO/Emergency Management, explained that he is presently actively working with the Health Department

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ITEM:

14. C. (Continued)

and the Fire Marshal's Office on getting these departments to do their permits on-line. MUNIS is being used for these permits, so the Information Technology Department has upgraded the server and will be implementing programs with the Finance Department. Town staff is being trained on these programs. On December 26 the Fire Marshal and Health Department on-line permit process will be implemented.

Answering questions from the Council, Mr. Roberts explained that everything would be electronic. A confirmation to the user will be through email or some sort of receipt that their payments have been made. Town staff will be able to schedule inspections on-line, and the process can be followed on-line. There is no additional administrative fee for this service. After these two departments have used this program, other departments will eventually come on-line. There will be no limits put on to how many permits or cost of permits can be done.

Mr. Galligan stated the Town does not want to put any limits on the permits because there will be a variety of projects as well as costs.

Councilor Snyder requested that an update is given at the second meeting in January.

Deputy Mayor Paterna questioned if there is a time table when all departments will be on-line? Mr. Roberts explained that he is not comfortable giving a time table because he is not sure how each department will proceed forward and how long it will take each department to feel comfortable before going live.

Answering further questions, Mr. Roberts explained that there is an internal audit trail for everything that goes through MUNIS. Everything that the Town does will have an audit process, will be done in batches, and the Town will get daily reports. The payment processing follows all of the security checks that it has to. Dog licensing is not going to be done on-line. The Tax Collector Department uses a different program and will not switch over to the MUNIS system. Mr. Galligan added that the Town does not charge a processing fee, that fee comes from the credit card company.

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ITEM:

15. New Business (Continued)

B. Discussion Item: Water Pollution Control Authority Sewer User Fee's (requested by Mayor Anwar and Councilor Snyder) (Tony Manfre to be present).

Councilor Snyder explained that she has had a lot of communications from residents who are looking for the sewer user fees to be put into their annual tax bills or would like to pay the sewer user fee in two installments.

Mr. Tony Manfre, Superintendent of Pollution Control, explained that this is a fee, not a tax. The State would like Town's to separate the sewer fees from the municipal taxes. Mr. Galligan added that in 1996 under the Clean Water Act if the Town wanted to get a grant or 2% loan, your sewer or utility had to show it had its own revenues and had to be separate from taxes. At that time the Special Revenue Fund was created which meets the requirements of the State Statute.

Councilor Snyder stated that the Town knows who pays sewer fees, so why couldn't the Town send out the sewer fee in the tax bill and then separate the sewer fee to go into the Special Revenue Fund? Mr. Galligan explained this would create a system for people to take something off of their taxes which they are not entitled to. A fee is a fee, and a tax is a tax.

Mr. Manfre stated that he spoke with DEEP regarding this issue and their feeling is it could be misleading because some people may put it on their taxes as a tax and could jeopardize future funding the Town could receive. Mr. Galligan said it would not make sense to put on the tax bill because it is not deductible and could mislead individuals.

Councilor Snyder then questioned if the Town could send two installments out for the sewer user fee? Mr. Galligan stated that could be done, but it would raise the administrative cost.

Councilor Snyder explained that West Hartford includes their sewer user fee in their tax bills.

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15. B. (Continued)

Mr. Galligan explained that West Hartford pays MDC an ad valorem tax for the use of the MDC sewer. West Hartford then bills their residents. Moody's likes that South Windsor charges a straight fee. Mr. Galligan stated that sending two installments could be reviewed by Town staff. Mr. Manfre informed the Council that South Windsor presently serves 469 houses in Vernon for a charge of \$70,000 per year. This gives you an example of how Vernon charges.

Deputy Mayor Paterna explained that he has been getting calls regarding being charged by usage and felt that the Town could at least look at what other Towns are doing. Mr. Galligan stated that the Town has looked at that and the problem is that the water usage is not a direct relationship to the amount of sewer. The Town is treating 3,000,000 gallons of sewer where you are not using 3,000,000 gallons of water. So if you charge by usage, there will not be enough funds to treat the sewer.

Answering further questions from the Council, Mr. Manfre stated that South Windsor collects \$60,000 from Manchester for the residents/businesses in Manchester that use the Town's sewers.

Councilor Riley stated that there are three categories of expenses which are debt service, operating costs, and capital improvements. Councilor Riley requested that Mr. Manfre estimate the percentage of the total budget that are fixed costs versus variable costs. Mr. Manfre answered saying it is about 2/3rds of the operating budget that are fixed costs to the Town. Councilor Riley requested that the costs be looked at more closely and provide more information at some point.

C. Discussion item: Modernization of South Windsor Public Library Elevator *(requested by Town Manager Matthew B. Galligan) (Clay Major to be present).*

Mr. Clay Major, Facilities Manager, came before the Town Council and explained that Otis Elevator had done a great job trying to keep the Library elevator running, and they are now making parts to keep the elevator running.

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15. C. (Continued)

The elevator company went out of business years ago, and there have been eight repairs over the past year when usually there should only be two repairs per year.

Answering questions from Council, Mr. Major explained that it had cost the Town approximately \$8,000 in the last year to repair the elevator. The timeframe for this project is approximately one year, but that will depend on the contractor's schedule. The money needs to be allocated through the State.

D. Resolution Setting a Time and Place for a Public Hearing to Receive Citizen Input on the Appropriation of \$250,000 of LoCIP Funds

BE IT RESOLVED that the South Windsor Town Council hereby sets **Monday, December 3, 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 the appropriation of \$250,000 of LoCIP Funds to cover costs associated with the modernization of the South Windsor Public Library's elevator.

Was made by Councilor Pendleton

Seconded by Councilor Snyder

The motion was approved, unanimously

E. Discussion item: Update on Miller Road (requested by Mayor Anwar) (Town Attorney Morris Borea to be present).

This item will be discussed in Executive Session.

F. Resolution Referring the Proposed Purchase of Approximately 7+ Acres from St. Francis of Assisi Church Corp. to the Planning & Zoning Commission Pursuant to Section 8-24 of the Connecticut General Statutes

(Resolution Continued on Next Page)

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ITEM:

15. F. (Continued)

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

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby refers the proposed purchase of approximately 7+ acres fronting on Ellington Road and Long Hill Road, owned by St. Francis of Assisi Church Corp., to the Planning & Zoning Commission pursuant to Section 8-24 of the Connecticut General Statutes.

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

G. Resolution Referring the Proposed Purchase of Approximately 2.2 Acres from Barbara J. Burnham to the Planning & Zoning Commission Pursuant to Section 8-24 of the Connecticut General Statutes

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

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby refers the proposed purchase of approximately 2.2 acres on the easterly side of Ellington Road, owned by Barbara J. Burnham, to the Planning & Zoning Commission pursuant to Section 8-24 of the Connecticut General Statutes.

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

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ITEM:

15. New Business (Continued)

H. Resolution Referring the Proposed Purchase of Approximately 7 Acres from Mario and Rosa DiLoreto to the Planning & Zoning Commission Pursuant to Section 8-24 of the Connecticut General Statutes

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

NOW, THEREFORE, BE IT RESOLVED that the South Windsor Town Council hereby refers the proposed purchase of approximately 7 acres on the northern side of Burgess Road, owned by Mario and Rosa DiLoreto, to the Planning & Zoning Commission pursuant to Section 8-24 of the Connecticut General Statutes.

Was made by Councilor Delnicki
Seconded by Councilor Pendleton

Answering questions from the Council, Mr. Galligan explained that the last 8-24 referral is near the Town Garage on Burgess Road. The first two 8-24 referral properties are contiguous.

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

I. Resolution Approving a Transfer of \$6,000 from the Contingency Account to the Open Space Maintenance Account

BE IT RESOLVED that the South Windsor Town Council hereby approves a transfer of \$6,000 from the Contingency Account to the Open Space Maintenance Account to reimburse costs associated with the maintenance of the beetle mitigation area at the Barton and VMP properties per DEEP requirements.

Was made by Councilor Riley
Seconded by Councilor Delnicki

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15. I. (Continued)

Deputy Mayor Paterna stated that he thought open space had a maintenance fund that was already supported by leasing fees. Mr. Galligan explained that the Town does not want to use maintenance fees for this project because it is not an open space issue.

Answering further questions, Mr. Galligan explained that the beetles are monitored, and a fence needs to be put up around the area where they are located. The State put these tiger beetles on their list of endangered species, and the Town spent two years moving them.

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

J. Resolution Approving a Transfer of \$2,217.41 from the WPCA Vehicle and Equipment Supply Account to the General Fund Vehicle and Equipment Supply Account

BE IT RESOLVED that the South Windsor Town Council hereby approves a transfer of \$2,217.41 from the WPCA Vehicle and Equipment Supply Account to the General Fund Vehicle and Equipment Supply Account to reimburse for WPCA's first-quarter fuel usage.

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

K. Resolution Approving the 2019 Town Council Meeting Schedule

BE IT RESOLVED that the South Windsor Town Council hereby approves the 2019 Town Council Meeting Schedule.

Was made by Councilor Maneeley
Seconded by Councilor Pendleton

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ITEM:

15. K. (Continued)

Answering a question from Councilor Maneeley, Mr. Galligan explained that the Town Charter says that the Council has to meet on the 1st and 3rd Monday of the month, but the Council can cancel meetings.

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

L. Resolution Authorizing the Town Manager, Matthew B. Galligan to Sign and Execute an Amended Assignment Agreement with South Energy Investments, LLC

WHEREAS, on December 4, 2017, the Town Council adopted a resolution approving a tax fixing agreement for the construction and operation of a 5MW fuel cell power station at 515 John Fitch Boulevard, South Windsor; and

WHEREAS, on February 5, 2018, the Town Council adopted a resolution assigning the Town's rights and obligations in a Purchase Power Agreement between the Town and Eversource Energy to South Energy Investments, LLC (SEI); and

WHEREAS, in order to implement the terms of said tax-fixing and assignment agreements, SEI and the Town have negotiated an Amended Assignment Agreement, which will facilitate the financing of the project and is consistent with the terms of the original assignment agreement

NOW, THEREFORE, BE IT RESOLVED that the Town Council hereby authorizes Town Manager, Matthew B. Galligan to signify the Town's consent to said Amended Assignment Agreement by executing same on behalf of the Town of South Windsor.

Was made by Councilor Pendleton
Seconded by Councilor Delnicki

Answering a question from Councilor Riley, Town Attorney Borea stated he is 99% sure that he does not have a conflict of interest with this item.

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

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ITEM:

15. New Business (Continued)

M. Discussion Item: Changing the Age for the Sale of Cigarettes, Vapor, Tobacco, and Paraphernalia (requested by Mayor Anwar).

Deputy Mayor Paterna felt this item could be discussed at the next Town Council meeting, but wanted to share that Hartford has already created an ordinance changing the allowable age to 21 to be able to buy tobacco products. This issue has been passed by a Committee at the State level so there may be a State wide change to this law.

N. Discussion item: Newspaper Delivery (requested by Mayor Anwar).

This has already been discussed.

16. Passage of Ordinance

None

17. Public Input/Participation (Any Matter)

None

18. Communications and Petitions from Council

Councilor Riley stated that issues that came out of public input/participation that warrant follow-up is looking into seeing if there is an ordinance for littering and making sure there is no liability to the Town associated with the volunteers doing the work on the invasive species.

Mrs. Vanessa Perry, Assistant Town Manager/Director of Human Resources, explained that she had sent this issue to CIRMA to review and they gave the Town a form that the volunteers are signing.

Councilor Hockenberry encouraged everyone to go to Wood Memorial Library for the Gingerbread House Festival and wanted to wish everyone a Happy Thanksgiving.

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19. Executive Session

At 10:11 p.m. Councilor Pendleton made a motion to go into Executive Session to discuss pending litigation (Miller Road) pursuant to C.G. S. Sec. 1-210(b)(4) and 1-200(6)(E); pending claim (dck) and/or commercial/financial information pursuant to C.G.S. Sections 1-210(b)(4) & (b)(5)(B) and Sec. 1-200(6)(E); and negotiations for collective bargaining (SW Police Union/NIPSEU) pursuant to C.G.S. Sections (b)(9) and Sec. 1-200(6)(E). Councilor Snyder seconded the motion; and it was approved, unanimously.


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

At 11:48 p.m. Councilor Maneeley made a motion to adjourn the Executive Session. Councilor Hockenberry seconded the motion; and it was approved, unanimously.

20. Adjournment

At 11:49 p.m. Councilor Delnicki made a motion to adjourn the Regular Meeting. Councilor Snyder seconded the motion; and it was approved, unanimously.

Respectfully submitted,


Deborah W. Reid
Clerk of the Council