

## ACTION MINUTES

TOWN COUNCIL  
COUNCIL CHAMBERS  
SOUTH WINDSOR TOWN HALL

REGULAR MEETING  
Monday, December 19, 2022  
TIME: 7:00 P.M.

1. **Call Meeting to Order**

The Town Council regular meeting was called to order at 7:01pm.

2. **Pledge of Allegiance**

3. **Roll Call**

4. **Mayor's Remarks**

Councilor Lydecker made a motion to approve the agenda as is. Councilor Evans seconded the motion which passes by unanimous voice vote. **MOTION PASSES.**

5. **Adoption of Agenda**

6. **Communications and Reports from the Town Manager**

7. **Public Input for Items on the Agenda**

Public Input shall not exceed thirty (30) minutes. When recognized by the Mayor, the speaker(s) shall approach the lectern, give their name and address. Speakers shall avoid personal attacks or impugning or alleging an improper motive to any person. The speaker(s) may address the Council on any item on the agenda. The speaker(s) shall limit their speaking time to five (5) minutes.

Councilor Kozikowski made a motion for the following:

8. **Adoption of Minutes of Previous Meetings**

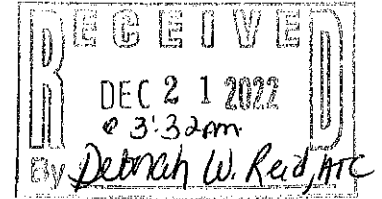
**Approval of December 5, 2022 Town Council Meeting Minutes**

**BE IT RESOLVED**, that the South Windsor Town Council hereby approves the Minutes of the Regular Town Council Meeting of December 5, 2022.

Councilor Evans made a motion for a friendly amendment. On page 17 of the previous meeting minutes February should be changed to November. Councilor Gamble seconded the motion. There is a roll call vote of 7 yeses (Evans, Koboski, Lopez, Paterna, Mayor Pendleton, Kozikowski, Gamble), 0 no's and 1 abstention (Councilor Lydecker). **MOTION PASSES.**

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

10. **Reports from Committees**



Public Meetings are the time and place at which the Town Council conducts official business of the Town. The Council reserves the time and invites the public to be heard during **Public Input** of each Public Meeting, as follows:

**Item #7: Public Input on Agenda Items Only**

**In-Person Meetings:**

Public Input shall not exceed thirty (30) minutes unless extended by the Mayor with the consent of the majority of the Council present. When recognized by the Mayor, the speaker(s) shall approach the lectern, and give their name and address. Speakers shall avoid personal attacks or impugning or alleging an improper motive to any person. The speaker(s) may address the Council on any item on the agenda. The speaker(s) shall limit their speaking time to five (5) minutes. This limit may not be exceeded, except when invoked by any member of the Council with the consent of a majority of the Council present. Town Council members will not respond to any public comments/questions. Emails will only be read into the record if brought forth by a Council member or if the person submitting the email has requested that the email is read into the record. A Council member who brings an email forward will read the email into the record. No email shall be read if the substance of such email, at the discretion of the Mayor or any Council member violates these rules, or if, upon the advice of the Town Attorney, would otherwise be improper. A Council member or the Mayor shall advise the rest of the Council in writing through the Clerk of the Council their objection to the email being read prior to the call of the meeting.

**Virtual Meetings:**

Public Input shall not exceed thirty (30) minutes unless extended by the Mayor with the consent of the majority of the Council present. When recognized by the Mayor, the speaker(s) shall approach the lectern, and give their name and address. Speakers shall avoid personal attacks or impugning or alleging an improper motive to any person. The speaker(s) may address the Council on any item on the agenda. The speaker(s) shall limit their speaking time to five (5) minutes. This limit may not be exceeded, except when invoked by any member of the Council with the consent of a majority of the Council present. Town Council members will not respond to any public comments/questions. Emails sent to [TownCouncilComments@southwindsor-ct.gov](mailto:TownCouncilComments@southwindsor-ct.gov) will only be read into the record. A Council member who brings an email forward will read the email into the record. No email shall be read if the substance of such email, at the discretion of the Mayor or any Council member, violates these rules, or if, upon the advice of the Town Attorney, would otherwise be improper. A Council member or the Mayor shall advise the rest of the Council in writing through the Clerk of the Council their objection to the email being read prior to the call of the meeting.

**Item #15: Second Public Input - on any matter over which the Council has Jurisdiction**

**In-Person Meetings:**

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11. **Consent Agenda**

[All items listed under this section are considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council member so requests, in which event the item will be removed from the Consent Agenda and be considered in its normal sequence on the Agenda.]

Councilor Gamble made a motion for the following resolution:

**A. First Reading**

**1) Resolution appointing Paul Mozzicato (R) as a member of the Patriotic Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby appoints Paul Mozzicato (R) as a member of the Patriotic Commission to fill the vacancy of Leigh Lovering for a term ending December 31, 2025, and postpones consideration of this motion until the Town Councils next regularly scheduled meeting.

Councilor Koboski seconded the motion, which passes by unanimous voice vote.  
**MOTION PASSES.**

Councilor Paterna made a motion for the following resolution:

**B. Second Reading**

**Motion to approve item 11 B 1 – 11 B 12 as a second reading on the consent agenda**

Councilor Evans seconded the motion, which passes by unanimous voice vote.  
**MOTION PASSES.**

**1) Resolution reappointing Virginia Macro (D) as a member of the Historic District Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Virginia Macro (D) as a member of the Historic District Commission for a term ending November 30, 2027.

**2) Resolution reappointing Joe Kennedy (D) as a member of the Agricultural Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Joe Kennedy (D) as a member of the Agricultural Commission for a term ending November 30, 2025.

**3) Resolution reappointing James Kupchunos (D) as a member of the Agricultural Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints James Kupchunos (D) as a member of the Agricultural Commission for a term ending November 30, 2025.

(consent agenda cont.)

**4) Resolution reappointing Craig Zimmerman (D) as a member of the Public Building Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Craig Zimmerman (D) as a member of the Public Building Commission for a term ending November 30, 2024.

**5) Resolution reappointing Craig Zimmerman (D) as a member of the Cable Advisory Board**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Craig Zimmerman (D) as a member of the Cable Advisory Board for a term ending June 30, 2024.

**6) Resolution reappointing Sandra Jeski (D) as a member of the Demolition Delay Committee**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Sandra Jesku (D) as a member of the Demolition Delay Committee for a term ending December 31, 2024.

**7) Resolution appointing Jeffrey L. Calissi (U) as a member of the Arts Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby appoints Jeffrey L. Calissi (U) as a member of the Arts Commission for a term ending December 31, 2023.

**8) Resolution reappointing Sandra Jeski (D) as a member of the Agricultural Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Sandra C. Jeski (D) as a member of the Agricultural Commission for a term date ending November 30, 2025.

**9) Resolution reappointing Cile Decker (D) as a member of the Agricultural Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Cile Decker (D) as a member of the Agricultural Commission for a term date ending November 30, 2025.

(consent agenda cont.)

**10) Resolution reappointing Barbara Kelly (D) as a member of the Agricultural Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Barbara Kelly (D) as a member of the Agricultural Commission for a term date ending November 30, 2025.

**11) Resolution reappointing Edward Kasheta Jr. (D) as a member of the Agricultural Commission**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Edward Kasheta Jr. (D) as a member of the Agricultural Commission for a term date ending November 30, 2025.

**12) Resolution reappointing Elizabeth McGuire (D) as a member of the Personnel Board of Appeals**

**BE IT RESOLVED**, that the Town of South Windsor hereby reappoints Elizabeth McGuire (D) as a member of the Personnel Board of Appeals for a term date ending November 30, 2024.

**C. Miscellaneous**

None

**12. Unfinished Business**

**13. New Business**

Councilor Paterna made a motion for the following resolution:

**A. Resolution revising purchasing exemptions**

**WHEREAS**, Conn. Gen. Stat. § 4a-53a allows the Commissioner of Administrative Services (the “Commissioner”) to serve as the contracting agent for a group of three (3) or more municipalities that seek to purchase supplies, materials or equipment, upon the request of the such group, provided that (1) the Commissioner determines that the group will achieve a cost savings through the Commissioner serving as the contracting agent, and (2) such cost savings are greater than the administrative costs to the State; and

**(13 A New Business cont.)**

**WHEREAS**, Conn. Gen. Stat. § 7-148v(b) allows the Town of South Windsor (the “Town”) to purchase equipment, supplies, materials, or services from the list of eligible entities listed in the statute; and

**WHEREAS**, The Town is constrained in its ability to purchase equipment, supplies, materials pursuant to the Town Charter Section 714 (“Section 714”); and

**WHEREAS**, pursuant to Section 714, the Town has a \$5,000 cap on purchases without the Town Manager inviting sealed bids or proposals or getting the Town Council to waive such bidding process; and

**WHEREAS**, Section 714 is a constraint on the Town’s ability to achieve cost savings because during the waiver process, supplies disappear, or the opportunity to implement cost savings has changed; and

**WHEREAS**, the Town Council has determined that requiring sealed bids for purchases greater than \$5,000 is not in the best interest of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SOUTH WINDSOR:**

**RESOLVED**, that notwithstanding Section 714, the Town Council authorizes the Town Manager to participate with the State of Connecticut contracting programs for the purchase of supplies, materials, or equipment pursuant to Conn. Gen. Stat. § 4a-53a.

**RESOLVED**, that notwithstanding Section 714, the Town Council authorizes the Town Manager to purchase equipment, supplies, materials, or services from the list of eligible entities listed in Conn. Gen. Stat. § 7-148v(b).

**RESOLVED**, that notwithstanding Section 714, the Town Council has determined that the \$5,000 threshold requiring sealed bids for the purchase of equipment, supplies or materials is an impediment to the efficient operations of the Town, and is not in the best interests of the Town, and hereby authorizes the Town Manager to waive the bidding requirements for the purchase of equipment, supplies or materials for contracts valued at \$25,000 or less for the remainder of the fiscal year.

**RESOLVED**, that nothing in this resolution shall abrogate the provisions of Charter Section 1001 requiring disclosure of financial interests by any elected or appointed Town official, board or commission member, or employee.

Councilor Kozikowski makes a motion for a friendly amendment. Changing **WHEREAS**, the Town Council has determined that requiring sealed bids for purchases greater than \$5,000 is not in the best interest of the Town, to read as follows; **WHEREAS**, the Town Council has determined that requiring sealed bids for purchases less than \$25,000 may not always be in the best interest of the Town.

Councilor Paterna accepts the friendly amendment. Councilor Lydecker seconded the friendly amendment, which passes by unanimous voice vote. **MOTION PASSES.**

**(13 A New Business cont.)**

Councilor Kozikowski makes another friendly amendment to the fifth Whereas clause so that it reads as follows; **WHEREAS**, Section 714 constraints the Town's ability to achieve cost savings in current economic conditions because during the waiver process, supplies disappear, or other opportunities to implement cost savings has changed; and.

Councilor Koboski seconded the friendly amendment, which passes by unanimous voice vote. **MOTION PASSES.**

Councilor Kozikowski makes a motion for a friendly amendment. In the third Resolved clause to include the fiscal year 2022-2023 so that it reads as follows. **RESOLVED**, that notwithstanding Section 714, the Town Council has determined that the \$5,000 threshold requiring sealed bids for the purchase of equipment, supplies or materials is an impediment to the efficient operations of the Town, and is not in the best interests of the Town, and hereby authorizes the Town Manager to waive the bidding requirements for the purchase of equipment, supplies or materials for contracts valued at \$25,000 or less for the remainder of the fiscal year 2022-2023. Councilor Evans seconded the motion which passes by unanimous voice vote. **MOTION PASSES.**

The resolution with friendly amendments will read as follows;

**WHEREAS**, Conn. Gen. Stat. § 4a-53a allows the Commissioner of Administrative Services (the "Commissioner") to serve as the contracting agent for a group of three (3) or more municipalities that seek to purchase supplies, materials or equipment, upon the request of the such group, provided that (1) the Commissioner determines that the group will achieve a cost savings through the Commissioner serving as the contracting agent, and (2) such cost savings are greater than the administrative costs to the State; and

**WHEREAS**, Conn. Gen. Stat. § 7-148v(b) allows the Town of South Windsor (the "Town") to purchase equipment, supplies, materials, or services from the list of eligible entities listed in the statute; and

**WHEREAS**, The Town is constrained in its ability to purchase equipment, supplies, materials pursuant to the Town Charter Section 714 ("Section 714"); and

**WHEREAS**, pursuant to Section 714, the Town has a \$5,000 cap on purchases without the Town Manager inviting sealed bids or proposals or getting the Town Council to waive such bidding process; and

**WHEREAS**, Section 714 constraints the Town's ability to achieve cost savings in current economic conditions because during the waiver process, supplies disappear, or other opportunities to implement cost savings has changed; and.

**WHEREAS**, the Town Council has determined that requiring sealed bids for purchases less than \$25,000 may not always be in the best interest of the Town.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SOUTH WINDSOR:**

**(13 A New Business cont.)**

**RESOLVED**, that notwithstanding Section 714, the Town Council authorizes the Town Manager to participate with the State of Connecticut contracting programs for the purchase of supplies, materials, or equipment pursuant to Conn. Gen. Stat. § 4a-53a.

**RESOLVED**, that notwithstanding Section 714, the Town Council authorizes the Town Manager to purchase equipment, supplies, materials, or services from the list of eligible entities listed in Conn. Gen. Stat. § 7-148v(b).

**RESOLVED**, that notwithstanding Section 714, the Town Council has determined that the \$5,000 threshold requiring sealed bids for the purchase of equipment, supplies or materials is an impediment to the efficient operations of the Town, and is not in the best interests of the Town, and hereby authorizes the Town Manager to waive the bidding requirements for the purchase of equipment, supplies or materials for contracts valued at \$25,000 or less for the remainder of the fiscal year 2022-2023.

**RESOLVED**, that nothing in this resolution shall abrogate the provisions of Charter Section 1001 requiring disclosure of financial interests by any elected or appointed Town official, board or commission member, or employee.

Councilor Koboski made a motion for the following resolution:

**B. Resolution approving the detour plan around Pleasant Valley Road Bridge project**

**WHEREAS**, the Town of South Windsor and the State of Connecticut has deemed the bridge over the Podunk River in poor condition and in need of replacement, and

**WHEREAS**, the location, natural and manmade features around the bridge poses significant challenges to maintain traffic over the bridge during replacement, and

**WHEREAS**, after considerable analysis and evaluation of alternatives it has been determined that temporarily closing Pleasant Valley Road Bridge during replacement will allow this project to proceed in the shortest time frame and with considerable cost savings and will create the least negative impacts to the surrounding residents, and

**WHEREAS**, emergency services including Police and Fire have been consulted and support the temporary closure of this bridge.

**NOW THEREFORE BE IT RESOLVED**, that the Town Council supports the replacement of Pleasant Valley Road Bridge and temporarily closing Pleasant Valley Road at the Podunk River Bridge creating a temporary detour around the project site for the duration of the project.

**BE IT FURTHER RESOLVED**, that the Town Council authorizes the Engineering Department to continue with developing the design plans for the replacement of the Pleasant Valley Road Bridge with a temporary closure of Pleasant Valley Road at this Bridge and a temporary detour around the project site.

Councilor Evans seconded the motion, which passes by unanimous voice vote. **MOTION PASSES.**



Councilor Lopez made a motion for the following resolution:

**C. Resolution approving the refund of taxes to forty-six (46) taxpayers for a total of \$22,093.56**

**BE IT RESOLVED**, that the South Windsor Town Council hereby approves a refund of taxes to forty-six (46) South Windsor taxpayers, the total of said refund being \$22,093.56 and as more fully described on attached exhibit A

Councilor Koboski seconded the motion, which passes by a unanimous voice vote. **MOTION PASSES.**

Councilor Kozikowski made a motion for the following resolution:

**D. Resolution submitting bridge and road reconstruction capital improvement projects to the Planning and Zoning Commission Pursuant to section 8-24 of the Connecticut General Statutes**

**WHEREAS**, the Town of South Windsor has a list of Road and Drainage Capital Improvement Projects that were approved for funding via the Town Capital Improvement Plan, by Bond Referendums that passed in March 2021 and November 2022, and by State Grants for part of the replacement of the Pleasant Valley Road Bridge over the Podunk River, the reconstruction of Kennedy Road, the reconstruction of Dart Hill Road, and Sidewalks on sections of Ayers Road, Nevers Road, Foster Street, and Buckland Road; and

**WHEREAS**, the following projects are included on this list and are in the design and permitting stages:

Pleasant Valley Road Bridge replacement over the Podunk River,  
Pleasant Valley Road reconstruction between about Pepin Place and Clark Street,  
Kennedy Road reconstruction,  
Sidewalks on sections of Ayers Road, Nevers Road, Foster Street, Buckland Road, and  
Dart Hill Road reconstruction; and

**WHEREAS**, any plan for improvements to Town streets, bridges, culverts, and drainage systems 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 projects listed above be submitted to the South Windsor Planning & Zoning Commission for a report pursuant to Section 8-24 of the Connecticut General Statutes.

Councilor Paterna seconded the motion, which passes by unanimous voice vote. **MOTION PASSES.**

Councilor Gamble made a motion for a friendly amendment so that it reads as follows; **WHEREAS**, and plan for major improvements to Town streets, bridges, culverts, and drainage systems must first be submitted to the South Windsor Planning & Zoning Commission for a report pursuant to Section 8-24 of the Connecticut General Statutes. Councilor Paterna seconded the motion, which passes by unanimous voice vote. **MOTION PASSES.**

**(13 D New Business cont.)**

Councilor Gamble made a motion for another friendly amendment. Councilor Evans makes a motion for a friendly amendment to change the wording of the second paragraph. Councilor Paterna seconded the motion, which passes by unanimous voice vote. **MOTION PASSES.**

The amended clause reads as follows; **NOW, THEREFORE, BE IT RESOLVED**, that the projects listed including; Pleasant Valley Road Bridge replacement over the Podunk River, Pleasant Valley Road reconstruction between Clark Street and near Pepin Place, Kennedy Road reconstruction, Sidewalks on sections of Ayers Road, Nevers Road, Foster Street, Buckland Road, and Dart Hill Road reconstruction; be submitted to the South Windsor Planning & Zoning Commission for a report pursuant to Section 8-24 of the Connecticut General Statutes. Councilor Paterna seconded the motion, which passes by unanimous voice vote.

The resolution including the friendly amendments will read as follows;

**WHEREAS**, the Town of South Windsor has a list of Road and Drainage Capital Improvement Projects that were approved for funding via the Town Capital Improvement Plan, by Bond Referendums that passed in March 2021 and November 2022, and by State Grants for part of the replacement of the Pleasant Valley Road Bridge over the Podunk River, the reconstruction of Kennedy Road, the reconstruction of Dart Hill Road, and Sidewalks on sections of Ayers Road, Nevers Road, Foster Street, and Buckland Road; and

**WHEREAS**, the following projects are included on this list and are in the design and permitting stages:

Pleasant Valley Road Bridge replacement over the Podunk River,  
Pleasant Valley Road reconstruction between about Pepin Place and Clark Street,  
Kennedy Road reconstruction,  
Sidewalks on sections of Ayers Road, Nevers Road, Foster Street, Buckland Road, and  
Dart Hill Road reconstruction; and

**WHEREAS**, any plan for major improvements to Town streets, bridges, culverts, and drainage systems 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 projects listed including; Pleasant Valley Road Bridge replacement over the Podunk River,  
Pleasant Valley Road reconstruction between about Pepin Place and Clark Street,  
Kennedy Road reconstruction,  
Sidewalks on sections of Ayers Road, Nevers Road, Foster Street, Buckland Road, and  
Dart Hill Road reconstruction; and  
be submitted to the South Windsor Planning & Zoning Commission for a report pursuant to Section 8-24 of the Connecticut General Statutes.

Councilor Evans makes a motion for the following resolution:

**E. Resolution reappointing William Keohane to the Redevelopment Agency**

**BE IT RESOLVED**, that the South Windsor Town Council hereby reappoints William Keohane to the Redevelopment Agency for a term ending December 31, 2026.

**(13 E New Business cont.)**

Councilor Koboski seconded the motion. Councilor Evans requests that the council postpone the reading until January. Councilor Kozikowski seconded the motion to postpone the reading until January, which passes by unanimous voice vote. **MOTION PASSES.**

**14. Passage of Ordinance**

None.

**15. Public Input for Any Matter**

Public Input for any other matter shall not exceed thirty (30) minutes. When recognized by the Mayor, the speaker(s) shall approach the lectern, give their name and address. Speakers shall avoid personal attacks or impugning or alleging an improper motive to any person. The speaker(s) may address the Council on any item. The speaker(s) shall limit their speaking time to five (5) minutes.

**16. Communications from the Council**

**17. Executive Session**

(Please invite Town Manager, Michael Maniscalco, Assistant Town Manager, Mrs. Perry and Assistant Town Manager, Mr. Roberts and any other appropriate personnel deemed necessary).

None.

**18. Adjournment**

Councilor Lydecker made a motion to adjourn the meeting. Councilor Gamble seconded the motion, which passes by unanimous voice vote. **MOTION PASSES.** The meeting adjourns at 8:45pm.

