

**TOWN COUNCIL**  
**TOWN OF SOUTH WINDSOR**

**Minutes**

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**June 8, 2017**

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**TOWN COUNCIL – Special Meeting**  
**Council Chambers – South Windsor Town Hall**

**1. Call Meeting to Order**

Mayor Mirek called the Special Meeting to order at 7:00 p.m.

**2. Roll Call**

Members Present: Mayor Carolyn Mirek  
Deputy Mayor Janice Snyder  
Councilor M. Saud Anwar  
Councilor Cindy Beaulieu  
Councilor William Carroll  
Councilor Liz Pendleton  
Councilor Matthew Riley

Members Absent: Councilor Edward Havens  
Councilor Lisa Maneeley

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

Mayor Mirek explained that the Town Council is holding this special meeting in order to complete the agenda from the June 5, 2017 meeting. She apologized to the public for the unpleasant manner in which the June 5<sup>th</sup> meeting was held. There were a lot of distractions at the meeting that night which contributed to an inefficient meeting. As important as it is for the Council to hear from residents, it is equally as important the business of the Town be completed. Time limits will be watched by the Council Clerk and these time limits will be used by the Town Council to run our meetings.

**3. Public Input/Participation**

Mr. Cesar Lopez, 319 Oakland Road came forward to speak. Mr. Lopez stated that he was perplexed at the way individuals were treated at the June 5, 2017 Town Council meeting. Individuals were being shut down from speaking and should not have been.

Mr. Andy Paterna, 301 Strawberry Lane stated that the resolution regarding forming a Temporary Committee to review possible changes in voting districts and polling

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**ITEM:**

**3. Public Input/Participation (Continued)**

locations is incorrect. In the resolution, it refers to Eli Terry as being demolished. School are closed during Town and State elections. There have not been any incidents of safety that have occurred from any of the voting places by the police department. If safety is a concerned then the Town could spend \$2,000 to put police officers at each of the schools. If this committee is established and there is a change, it will cost the Town \$7,000 to inform all of the voters about this change. There are a lot of events that happen at schools and it should be questioned why the committee is not being established to review all of the events that happen in the schools. Mr. Paterna suggested that if the committee is formed, the changes that are done be for the next election cycle; no members of the Town Council be part of the committee; no party chairs be part of the committee and the Town Manager not be part of the committee.

Mr. David Starr, 53 Horizon Circle came forward and stated that he feels the issue of forming a temporary committee to review possible changes in voting districts and polling locations is politically driven and he is opposed to the resolution.

Mr. James Hennessey, 105 Greenfield Drive stated that he is opposed to the resolution of the formation of the temporary committee. This resolution places partisan interest above the best interest of town residents. Mr. Hennessey disagrees that there is a safety issue during elections. He urged the Town Council to vote no on this resolution.

Mrs. Mindy Lewis, 681 Chapel Road came forward to speak in opposition of the resolution forming a temporary committee to review possible changes in voting districts and polling locations. No one has raised any safety issues regarding elections being held in the schools. Town Council members should not be a part of this temporary committee if this committee is formed.

Mayor Mirek asked for consensus of the Town Council to allow Public Input/Participation to be extended by five minutes. There was consensus.

Mr. Michael Pare, 56 Quarry Brook Drive stated that if polling locations are changed, there will be an impact on voter turnout.

**(Public Input/Participation Continued on Next Page)**

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**ITEM:**

**3. Public Input/Participation (Continued)**

Don Gonsalves, 40 Bayberry Trail came before the Town Council and stated that there should be a formula set up for tax abatements to show return on investments if abatements are given because too many abatements are given. There also should be a post audit on tax abatements that are given. When companies do not live up to their tax abatements, the Town should be getting the money saved back.

Mayor Mirek asked for consensus of the Town Council to allow Public Input/Participation to be extended to hear one more person. There was consensus.

Mrs. Kathy Hale, 56 Orchard Hill Drive came forward and stated that she agrees to the suggestions that Mr. Gonsalves put forward regarding tax abatements. There is no mechanism, as far as she knows, for getting any of the money back. Mrs. Hale also felt that it seems that most of the whereas clauses that are in the resolution are outside the Town Council's jurisdiction. The Town Council's jurisdiction is limited to only deciding how many districts there will be within the Town. The Registrars would make the decision within the districts where the polling locations would be. Mrs. Hale also agreed that Town Council members should not be part of the committee if it is established and requested that the Town Council amend the resolution before approving it. Mrs. Hale explained that she has done a great deal of work on the day of elections and feels that there are no locations in Town that would accommodate the amount of people that come in to vote.

**4. Special Unfinished Business**

**A. Resolution Forming a Temporary Committee to Review Possible Changes in Voting Districts and Polling Locations**

WHEREAS, all polling locations are currently in our schools, involving hours before, during and after the school day; and

WHEREAS, the locations and hours of operation potentially create safety issues; and

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**ITEM:**

**4. A. (Continued)**

WHEREAS, voting location changes will be necessary due to the potential impact of on-going construction at Eli Terry and the demolition of Philip R. Smith Elementary School; and

WHEREAS, the cost of providing necessary personnel for the operation of five polling places, including police officers and poll workers, is substantial and potentially inefficient; and

WHEREAS, the Town Manager has begun to work with town staff and the Democratic and Republican Registrars to review possible alternatives to all current voting locations as well as any necessary redistricting; and

WHEREAS, the Town Manager, during the Town Council Meeting of April 17, 2017, recommended a Temporary Committee of the Council be formed for the purpose of considering redistricting and relocating polling places; and

WHEREAS, the Town Manager has recommended membership include the Democratic and Republican Registrars, Democratic and Republican Town Committee Chairs, the Town Manager, the Mayor and two additional Councilors (to be appointed by the Mayor)

NOW, THEREFORE, BE IT RESOLVED that a Temporary Committee be formed to research the feasibility of redistricting and relocating polling places, with membership as described above, and shall work immediately following the formation of the committee and be terminated upon its recommendation to the Town Council, unless otherwise extended by the Town Council.

Was made by Councilor Beaulieu  
Seconded by Councilor Riley

Councilor Beaulieu stated that there has been a lot of time spent on this issue. This resolution is the formation of a temporary committee. The Town Manager recommended to the Council at the April 17<sup>th</sup> meeting to form this committee and the makeup of the committee. This resolution does not predetermine that there will be changes but simply sets up a committee to review this issue.

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**ITEM:**

**4 A. (Continued)**

Councilor Anwar stated that this resolution was presented on Monday, June 5<sup>th</sup> and tonight is being continued but has changed. Councilor Anwar questioned why the original resolution is not being amended and was just read with amendments? Town Attorney Borea explained that since there was no vote on this resolution previously, Councilor Beaulieu may read it with changes.

Councilor Anwar then questioned if the same person seconded this since it is a friendly amendment? Town Attorney Borea stated that he would have to review Roberts Rules further but feels the way this resolution has been handled is appropriate.

Councilor Anwar stated that there are concerns about safety and costs but the Council seems to be moving away from safety and will spend more if polling locations do change. The committee will not be bipartisan and feels that Council members should not be involved in deciding things that will have an impact on the outcome of the votes. Councilor Anwar said he would be willing to work on safety issues but does not feel that should include moving polling locations and changing districts. Councilor Anwar stated he would be bringing a resolution forward at the next meeting to cover school safety. Councilor Anwar then said he does not agree with limiting Council members on their discussions regarding items. Limiting Council members from speaking is unfair to the people who we represent. At this time the seniors are the most vulnerable and they will be the ones who will have the most difficulty getting to polling locations if they are changed. Councilor members should be discussing ways to increase voting turnout, not impact it.

Councilor Carroll stated that there are all types of meetings that are held where members and public have a limited amount of time to speak. This process will help to get agenda items completed and this practice follows Roberts Rules. This issue started with Town residents concerned about student safety when elections are held in the schools while school is in session.

Councilor Pendleton said she would be voting against this resolution because the resolution is poorly written. At a past meeting, Councilor Pendleton stated that she had requested that the Registrars come up with an emergency action plan to guarantee safety in the schools. That action plan was presented to the Town Manager and the Town Council in May of this year

**(Resolution Continued on Next Page)**

**ITEM:**

**4    A.   (Continued)**

but was never put on the agenda. Councilor Pendleton questioned how much it would cost to put a police officer at each polling location during elections? Mr. Galligan felt it would be approximately \$4,791.52 to put an officer at each polling location. The Chief of Police would have to make sure that one officer per polling location is appropriate.

Councilor Pendleton stated that the resolution tonight is strictly about redistricting. The Council has no say regarding the polling location. The Town Manager had sent out a memo stating that he does not want to be part of this committee and she feels he should not be part of it, nor should the Council members. The Registrars should be in charge of this redistricting committee if it is approved.

Councilor Beaulieu explained that this resolution is about forming a committee that will identify the issues and determine if it is necessary to redistrict and/or if polling locations should be changed. If there are changes then there will be enough time to inform residents that their polling locations have changed and therefore will not impact voter turnout. When committees are established, council members are put on those committees. Councilor Beaulieu stated that unless and until our State, in the absolute disaster that it is in right now...

Councilor Pendleton called for a Point of Order questioning Councilor Beaulieu's statements and what it has to do with the subject of forming a committee. Councilor Beaulieu explained that she is trying to address some of the public concerns.

Councilor Beaulieu went on to say, unless and until we have a State budget that gives us some direction of the funds that we will have for our Town to work with, there is nothing else that we can do with the Town budget. This is simply to form a committee and will not take up more time unless and until that committee gives the Council a report.

Councilor Anwar asked if the Registrar of Voters would come forward to answer some questions. Mayor Mirek stated that the Council is not having dialogue at this time. There have been plenty of discussions with the Registrars of Voters previously. At this time there is only one Registrar here and it is known that the Registrars do not agree on this issue.

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**ITEM:**

**4    A.   (Continued)**

After a lengthy discussion, Councilor Carroll called for a Point of Order stating that the Mayor should be the one making the decision on letting the one Registrar come forward to speak.

Mayor Mirek stated that this issue first came up in 2013 and there have been plenty of discussions regarding this issue. The question before the Town Council at this time is to only form a temporary committee to review aspects regarding voting.

Councilor Anwar explained that he would like the Registrar of Voter to answer and clarify items regarding this resolution. This language that is in the resolution has not been discussed publicly before.

Mayor Mirek asked for a consensus to allow the Registrar of Voters to come forward to answer questions posed by Councilor Anwar? There was not a consensus.

Mayor Anwar reviewed the questions that he would have asked. Mayor Mirek felt the questions should be asked when the committee is formed.

Deputy Mayor Snyder reiterated that this resolution is to form a committee. The Committee will be charged with reviewing this issue and bringing back recommendations to the Council.

Councilor Pendleton stated that in the past when the Town was redistricted, it was the Registrar of Voters that were in charge of that committee. There were no Council members on the committee in the past. Councilor Pendleton also stated that she had questions that she wanted to ask the Registrar of Voters and would address school safety at the next Town Council meeting.

Councilor Beaulieu stated that an emergency plan was not agreed to by both Registrars and that is why it never came before the Council. One of the Registrars of Voters is not here tonight and would not be able to defend her position. At this time, the Council is trying to form a committee to review this whole issue.

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**ITEM:**

**4 A. (Continued)**

Councilor Riley stated that in the past a safety concern was raised by residents regarding voting in schools while school was in session. It is shocking that this item has raised so much debate. Tonight's resolution is to form a temporary committee that would explore whether or not there is a safer, more efficient, less costly way to conduct voting in South Windsor. The Superintendent and Board of Education do not discuss safety in the schools in a public forum. This is one Town and would not redistrict to benefit one party of the other. Voter suppression has been brought up and Councilor Riley feels voters will find their way to the correct voter location if there are changes.

Councilor Riley made a motion to Move the Question. Deputy Mayor Snyder seconded the motion; and it passed on a roll call vote of 5 to 2 with Mayor Mirek, Deputy Mayor Snyder, Councilor Beaulieu, Councilor Carroll and Councilor Riley voting in favor of Calling the Question; and Councilor Anwar and Councilor Pendleton voting in opposition of Calling the Question.

Mayor Mirek called for a vote on the motion; it passed on a roll call vote of 5 to 2 with Mayor Mirek, Deputy Mayor Snyder, Councilor Beaulieu, Councilor Carroll and Councilor Riley voting in favor of the resolution; and Councilor Anwar and Councilor Pendleton voting in opposition of the resolution.

Mayor Mirek stated that she would like to appoint Councilor Beaulieu and Councilor Pendleton to the committee. Councilor Pendleton stated she does not want to be on this committee.

Mayor Mirek stated that she would then appoint Councilor Anwar to the committee. Councilor Anwar declined to be part of the committee.

Councilor Riley requested that Councilor Havens be asked if he would participate in this committee, but if he is unable to, Councilor Riley requested that he would welcome the opportunity to be part of the committee.

Mayor Mirek requested that the Clerk of the Council asked Councilor Havens if he would be a part of this committee.



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#### **ITEM:**

#### **5. Special New Business**

##### **B. Discussion Item Process for Tax Abatements (requested by Councilor Beaulieu)**

Councilor Beaulieu explained that Mr. Paul Burnham, who is the Chairperson for the Economic Development Commission, is unable to be here tonight and she feels he is the person who should speak to this item. Councilor Beaulieu requested that this item be put on the next Regular Meeting agenda. There are a number of people in Town who are interested in knowing how abatements are handled in South Windsor.

Town Attorney Borea stated that the General Statutes provide particular guidelines for Tax Fixing Agreements. At this time it is being made sure that the abatements received are in conformation with the State Statute and a way to contractually established to ensure that the terms of the Tax Abatement are being met.

##### **C Resolution Approving a Refund of Property Taxes to Forty-Three (43) South Windsor Taxpayers**

BE IT RESOLVED that the South Windsor Town Council hereby approves a refund of property taxes to forty-three (43) South Windsor Taxpayers, the total of said refunds being \$8,926.21, and as more fully described on attached **Exhibit A**.

Was made by Councilor Pendleton

Seconded by Councilor Anwar

The motion was approved, unanimously

#### **6. Passage of Ordinance**

##### **A. Resolution Adopting an Amendment to Ordinance #201, an Ordinance Authorizing the Acquisition of Open Space**

BE IT RESOLVED that the South Windsor Town Council hereby adopts an Amendment to Ordinance #201, an Ordinance Authorizing the Acquisition of Open Space, as shown in attached, **Exhibit B**, a copy is on file in the Office of the Town Clerk.

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**ITEM:**

**6. A. (Continued)**

Was made by Councilor Riley  
Seconded by Deputy Mayor Snyder

Answering questions from the Council, Mr. Galligan explained that when bond money is used to purchase open space, there is a requirement that the property be placed on the Ordinance. There is an existing Ordinance which needs to be updated at this time. Mr. Galligan also explained that the money used to purchase open space land is designated for only open space and cannot be used for other purposes.

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

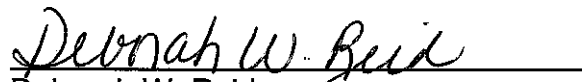
**7. Executive Session**

None

**6. Adjournment**

At 8:30 p.m. Deputy Mayor Snyder made a motion to adjourn the Special Meeting. Councilor Carroll seconded the motion; and it was approved, unanimously.

Respectfully submitted,



Deborah W. Reid  
Clerk of the Council

## TAX REFUNDS

A-1 Glass Company Inc. 255 Sullivan Avenue South Windsor, CT 06074-1914 2006/GMC/1GTHG357961185437 Reason: Traded in 7/16	\$ (42.62)	Christensen, Marc R. & Beverli S. 106 Saddle Back Drive South Windsor, CT 06074-1387 2002/Mitsu/JA4LS31R02J040821 Reason: Junked 3/16	\$ (55.31)
A-1 Glass Company Inc. 255 Sullivan Avenue South Windsor, CT 06074-1914 2002/Bigte/4K8PX182721H82829 Reason: Sold 4/16	\$ (38.55)	The Country Store, Attn: Haresh Surti 960 Sullivan Avenue South Windsor, CT 06074 Personal Property Reason: Over payment	\$ (95.00)
Ally Bank, Louisville PPC P.O. Box 9001951 Louisville, KY 40290-1951 2013/GMC/3GTP2WE77DG138718 Reason: Sold 3/16	\$ (437.34)	Molin, Cynthia Couture 6 Saxton Lane Broad Brook, CT 06016 2007/Honda/JHLRE48567C108991 Reason: Gifted to daughter 10/15	\$ (269.06)
Ally Bank, Louisville PPC P.O. Box 9001951 Louisville, KY 40290-1951 2013/JEEP/1C4RJFAG4DC560644 Reason: Sold 10/15	\$ (609.35)	Das, Rajneesh K. & Das, Preeti 35 Evans Crossing South Windsor, CT 06074-2201 2012/BMW/5UXWX5C54CL725726 Reason: Traded in 8/15	\$ (59.93)
Ally Bank, Louisville PPC P.O. Box 9001951 Louisville, KY 40290-1951 2013/CHEVR/2GNFLEEK3D6401331 Reason: Sold 4/16	\$ (208.75)	Debaise, Jean C. 99 Deepwood Drive South Windsor, CT 06074-2908 2008/Chrys/1C3LC65M18N302712 Reason: Traded in 3/16	\$ (104.89)
Ally Bank, Louisville PPC P.O. Box 9001951 Louisville, KY 40290-1951 2014/BUICK/1G4PR5SK1E4136018 Reason: Sold 2/16	\$ (267.69)	Distinctive Gardens, Treecare LLC 48 Patria Road South Windsor, CT 06074-1931 2012/Intl/3HAMMAAN1CL550025 Reason: Sold 6/15	\$ (276.15)
Ally Bank, Louisville PPC P.O. Box 9001951 Louisville, KY 40290-1951 2013/BUICK/1G4PR5SKXD4146982 Reason: Sold 3/16	\$ (195.17)	Dovenmuehle Mortgage 1206 St. Charles Street Elgin, IL 60120 Real estate Reason: Overpayment	\$ (6.53)
Ally Bank, Louisville PPC P.O. Box 9001951 Louisville, KY 40290-1951 2014/CHEVR/2GNFLFEK2E6170266 Reason: Sold 2/16	\$ (335.63)	Folsom, Tammy 94 Birch Mountain Road Bolton, CT 06043-7500 Personal Property Reason: Overpayment	\$ (49.13)
Ally Bank, Louisville PPC P.O. Box 9001951 Louisville, KY 40290-1951 2014/JEEP/1C4AJWAGXFL562107 Reason: Sold 3/16	\$ (340.03)	Chiulli, Fabrizio 116 Ayers Road South Windsor, CT 06074 Real estate Reason: Overpayment	\$ (358.91)
Ally Bank, Louisville PPC P.O. Box 9001951 Louisville, KY 40290-1951 2013/GMC/2GKFLREK5D6394337 Reason: Sold 6/16	\$ (129.02)	Gately, Shaun 41 Birch Hill Drive South Windsor, CT 06074-2902 2012/Fiat/3C3CFFER9CT109168 Reason: Traded in 2/15	\$ (164.07)
Capewell Systems LLC, Attn: Robert Brooks 105 Nutmeg Road South Windsor, CT 06074 Personal Property Reason: Overpayment	\$ (1,617.08)	Gentile, Barbara A. 112 Oak Street South Windsor, CT 06074-2325 2002/Toyota/4T1BF28B927249266 Reason: Sold 2/16	\$ (86.95)
Charbonneau, Kevin P. P.O. Box 1393 South Windsor, CT 06074 Real Estate Reason: Overpayment	\$ (100.82)	Grieve, Angela L. & Adam D. 27 Oxbow Lane South Windsor, CT 06074-1936 2000/Inf/1JNKCA31A6YT213031 Reason: Donated 4/16	\$ (26.67)

Gupta, Dinesh K. 1216 Heron Point Way Deland, FL 32724-1700 2004/Merz/WDBUF82J14X116758 Reason: Out state registration FL 8/15	\$ (19.74)	Ryder Truck Rental LT 99 Murphy Road Hartford, CT 06114-2140 2011/Intl/1HSHWSJN8BJ409360 Reason: Sold 2/16	\$ (528.47)
JP Morgan Chase Bank NA P.O. Box 901098 Fort Worth, TX 76101 2013/Subar/JF2GPAGC5D2800398 Reason: Traded in 8/13	\$ (616.43)	Ryder Truck Rental LT 99 Murphy Road Hartford, CT 06114-2140 2013/frht/1FVACXDTSDH8Y8280 Reason: Out of state registration, NY 5/16	\$ (349.06)
Kuszaj, Joseph J. or Yurgalewicz-Kuszaj L. 147 Foster Road South Windsor, CT 06074-2530 2004/Volv/YV1SW64A442359613 Reason: Sold 7/15	\$ (27.40)	Ryder Truck Rental LT 99 Murphy Road Hartford, CT 06114-2140 2009/GMC/1GDK7F1BX9F409202 Reason: Sold 5/16	\$ (248.64)
NEOPOST USA Inc., Attn Tax Dept. 478 Wheelers Farms Road Milford, CT 06461 Personal Property Reason: Amended for exempt assets	\$ (48.98)	Ryder Truck Rental LT 99 Murphy Road Hartford, CT 06114-2140 2006/Utili/1UYTS24866A816802 Reason: Sold 2/16	\$ (250.45)
O'Brien, Patricia 27 Gail Lane South Windsor, CT 06074-4224 2001/Mazd/JM1BJ225321565415 Reason: Traded in APL 2015	\$ (38.00)	Ryder Truck Rental LT 99 Murphy Road Hartford, CT 06114-2140 2006/Utili/1UYTS24846A816801 Reason: Sold 2/16	\$ (250.45)
Quimette, Stephen Wayne & Sandis J. 55 Woodbridge Road Newington, CT 06111-1342 2014/JEEP/1C4PJMCSXEW151996 Reason: Gifted to daughter	\$ (96.94)	Shea, Suzanne Marie 30 The Boulevard Edgartown, MA 02539-1726 1993/Ford/1FTDF1564PLA50610 Reason: Out of state registration MA 2/16	\$ (46.99)
Rackliffe, Julie A. & Timothy A. 24 Ordway Drive South Windsor, CT 06074-3426 2013/Volvo/YV1612FH1D1213923 Reason: Overpayment	\$ (32.47)	Soloperto, Jodi H. 696 Main Street South Windsor, CT 06074-3902 2004/Subar/4S3BH675X47627842 Reason: Total loss 10/15	\$ (136.75)
Rosa, Ivette 35 Woodlawn Circle East Hartford, CT 06108-2861 2001/Niss/JN1CA31D01T816304 Reason: Gifted 8/13	\$ (59.72)	Srikakolapu, Dinesh 902 Twin Circle Drive South Windsor, CT 06074 2002/Honda/2HGES26772H541160 Reason: sold 7/16	\$ (19.28)
Ryder Truck Rental LT 99 Murphy Road Hartford, CT 06114-2140 2011/frht/1FVACXDT9BDAV5929 Reason: Sold 3/16	\$ (217.37)	Strong, Hazel C. 41 Watson Farm South Windsor, CT 06074 2000/Honda/2HGEJ6611YH547504 Reason: Sold 8/16	\$ (7.40)
Ryder Truck Rental LT 99 Murphy Road Hartford, CT 06114-2140 2007/frht/1FUBA5CG07LX55744 Reason: Sold 8/16	\$ (57.02)		

Mrs. Bonnie Rabin, Collector of Revenue

**TOTAL****-8926.21**

AMENDS ORDINANCE #201

AN ORDINANCE AUTHORIZING THE ACQUISITION OF  
OPEN SPACE

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

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