

**MINUTES**  
**VERNON TOWN COUNCIL MEETING**  
**TOWN HALL - 14 PARK PLACE - 3<sup>rd</sup> Floor**  
**VERNON, CONNECTICUT**

**Tuesday, December 16, 2008 7:30 P.M.**

**A.) PLEDGE OF ALLEGIANCE**

**ROLL CALL:**

**Present:** Daniel Anderson, Bill Campbell, Daniel Champagne, Mark Etre, Bill Fox, Marie Herbst, Nancy Herold, Brian Motola, Sean O'Shea, Pauline Schaefer, Harry Thomas, Michael Winkler

**Absent:**

**Entered During Meeting:**

**Also Present:** Mayor Jason L. McCoy, Interim Town Administrator John Ward, Recording Secretary Jill Kentfield

**CITIZEN'S FORUM:**

Fay Risley, 29 Anchorage Road: Spoke in favor of reappointing Lance Chernack to the Planning and Zoning Commission.

Janine Gelineau 28 Anchorage Road: Spoke in favor of reappointing Lance Chernack to the Planning and Zoning Commission

**B.) PUBLIC HEARING (7:35 pm)**

**PUBLIC HEARING TO RECEIVE COMMENTS AND QUESTIONS REGARDING THE PROPOSAL OF AN ORDINANCE ENTITLED "AN ORDINANCE RENEWING ALL PREVIOUS ORDINANCES OF THE TOWN OF VERNON".** (A copy of a memorandum dated November 24, 2008 from John D. Ward, Interim Town Administrator to Mayor Jason L. McCoy, and Vernon Town Council Members, and a draft copy of the proposed ordinance are included in the Council packet.)

- MAYOR MCCOY CALLS THE PUBLIC HEARING TO ORDER TO RECEIVE COMMENTS AND QUESTIONS.
- CLERK READS THE PUBLIC HEARING NOTICE.
- RECEIVE PUBLIC COMMENT.
- ADJOURN PUBLIC HEARING.
- RETURN TO REGULAR MEETING.

**(7:35 PM)** Mayor McCoy called the Public Hearing to order to receive comments and questions regarding An Ordinance Renewing all previous ordinances of the Town of Vernon. The Recording Secretary read the legal notice for the record.

There were no public comments.

ADJOURN PUBLIC HEARING.

**(7:37 PM)** Mayor McCoy called for a motion to adjourn the Public Hearing. Council Member Thomas, seconded by Council Member O'Shea made a motion to adjourn the Public Hearing. Motion carried unanimously.

RETURN TO REGULAR MEETING

**C.) PRESENTATIONS**

1. Presentation of Mayoral Citation to Michelle Prairie, Marshall Scholar. The Marshall Scholarships are one of the most prestigious awards a graduating American undergraduate can receive.

Mayor McCoy presented a citation and congratulated Ms. Michelle Prairie for receiving the Marshall Scholarship. Ms. Prairie provided information regarding the scholarship.

2. Parks and Recreation Recognition Awards, presented by Steve Krajewski, Assistant Director, Parks and Recreation Department.
  - a. Outstanding Organization – Price Chopper
  - b. Outstanding Individual – Don Bellingham
  - c. Outstanding Coaches – Marge and Myles McCurry

Plaques were handed out to Price Chopper for their sponsorship of many events that took place in the Town of Vernon, Don Bellingham for his efforts in the Vernon Greenway Program, and Marge and Myles McCurry for their coaching skills. Mayor McCoy, Parks and Recreation Director Bruce Dinnie, and Assistant Director Steve Krajewski presented the plaques and thanked them for their service.

**D.) CONSENT AGENDA ITEMS**

Mayor McCoy pulled consent agenda item #13. Council Member Motola, seconded by Council Member Etre made a motion to approve the consent agenda items excluding consent item #13. Motion carried, Council Members Herbst, Schaefer and Winkler abstained.

- C 1. Request for Tax Refunds for Prior Years and Current Year.** (A copy of the memorandum from Carol S. Nelson, Collector of Revenue to John Ward, Interim Town Administrator dated December 8, 2008 is included in the Council packet.)

**PROPOSED MOTION:**

**THE TOWN COUNCIL HEREBY APPROVES SEVEN (7) TAX REFUNDS TOTALING \$3,302.36 FOR PRIOR YEARS, AND FOUR (4) TAX REFUNDS TOTALING \$400.89 FOR THE CURRENT FISCAL YEAR, AS OUTLINED IN THE MEMORANDUM FROM THE COLLECTOR OF REVENUE DATED DECEMBER 8, 2008 TO THE INTERIM TOWN ADMINISTRATOR.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the request for tax refunds for prior years and current years in the amount of \$3302.36 and \$400.89. Motion carried.

- C 2. Request that the Town Council approve budget amendment # 7, for fiscal year 2008-2009, as provided by James Luddecke, Finance Officer.** (A copy of budget amendment requests #7 is included in the Council packet.)

**PROPOSED MOTION:**

**THE TOWN COUNCIL HEREBY APPROVES BUDGET AMENDMENT REQUEST # 7 FOR FISCAL YEAR 2008-2009, AND AS OUTLINED IN BUDGET AMENDMENT FORMS PROVIDED BY THE FINANCE OFFICER.**

Council Member Motola, seconded by Council Member Etre made a motion to approve budget amendment #7 for fiscal year 2008-2009. Motion carried.

- C 3. Request that the Town Council Approve the Mayor's appointment of Walter Mealy, 125-273 South Street, (R), as regular member of the Planning and Zoning Commission, replacing Richard Guttman (U) whose term expires December 31, 2008, for a term effective January 1, 2009 and expiring December 31, 2011.** (A copy of Mr. Mealy's resume is included in the Council packet.)

**PROPOSED MOTION:**

**PURSUANT TO VERNON TOWN CHARTER, CHAPTER VIII, Sec. 1 & 6, AND CONNECTICUT GENERAL STATUTES § 8-4a & b, THE TOWN COUNCIL HEREBY APPROVES THE MAYOR'S APPOINTMENT OF WALTER MEALY, (R) 125-273 South Street, as A regular member of the Planning and Zoning Commission, FOR A TERM EFFECTIVE JANUARY 1, 2009 AND EXPIRING DECEMBER 31, 2011.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the Mayor's appointment of Walter Mealy as a regular member of the Planning and Zoning Commission for a term effective 01-01-2009 and expiring 12-31-2011. Motion carried.

- C 4. Request that the Town Council Approve the Mayor's reappointment of Lester G. Finkle, II, 35 Miriam Drive, (D) as a regular member of the Planning and Zoning Commission, whose term expires December 31, 2008, for a term effective January 1, 2009 and expiring December 31, 2011.** (A copy of Mr. Finkle's resume is included in the Council packet. Also it should be noted that an updated resume has been requested from Mr. Finkle)

**PROPOSED MOTION:**

**PURSUANT TO VERNON TOWN CHARTER, CHAPTER VIII, Sec. 1 & 6, AND CONNECTICUT GENERAL STATUTES § 8-4a & b, THE TOWN COUNCIL HEREBY APPROVES THE MAYOR'S REAPPOINTMENT OF LESTER G. FINKLE, II, (D), 35 MIRIAM DRIVE, AS A REGULAR MEMBER OF THE PLANNING AND ZONING COMMISSION, FOR A TERM EFFECTIVE JANUARY 1, 2009 AND EXPIRING DECEMBER 31, 2011.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the Mayor's reappointment of Lester G. Finkle, II as a regular member of the Planning and Zoning Commission for a term effective 01-01-2009 and 12-31-2011. Motion carried.

- C 5. Request that the Town Council Approve the Mayor's reappointment of Sarah Iacobello (D) as regular member of the Planning and Zoning Commission, for a term effective January 1, 2009 and expiring December 31, 2011.** (A copy of Ms. Iacobello's resume is included in the Council packet. Also, it should be noted that an updated resume has been requested from Ms. Iacobello.)

**PROPOSED MOTION:**

**PURSUANT TO VERNON TOWN CHARTER, CHAPTER VIII, Sec. 1 & 6, AND CONNECTICUT GENERAL STATUTES § 8-4a & b, THE TOWN COUNCIL HEREBY APPROVES THE MAYOR'S APPOINTMENT OF SARAH IACOBELLO (D), AS A REGULAR MEMBER OF THE PLANNING AND ZONING COMMISSION, FOR A TERM EFFECTIVE JANUARY 1, 2009 AND EXPIRING DECEMBER 31, 2011.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the Mayor's reappointment of Sarah Iacobello as a regular member of the Planning and Zoning Commission for a term effective 01-01-2009 expiring 12-31-2011. Motion carried.

- C 6. Request that the Town Council Approve the Mayor's reappointment of Francis O. Kaplan, (R) 344 Merline Road, as an alternate member of the Planning and Zoning Commission, for a term effective January 1, 2009 and expiring December 31, 2013.** (A copy of Mr. Kaplan's resume is included in the Council packet.)

**PROPOSED MOTION:**

**PURSUANT TO VERNON TOWN CHARTER, CHAPTER VIII, Sec. 1 & 6 , AND CONNECTICUT GENERAL STATUTES § 8-4a & b, THE TOWN COUNCIL HEREBY APPROVES THE MAYOR'S APPOINTMENT OF FRANCIS O. KAPLAN (R), 344 MERLINE ROAD, AS AN ALTERNATE MEMBER OF THE PLANNING AND ZONING COMMISSION, FOR A TERM EFFECTIVE JANUARY 1, 2009 AND EXPIRING DECEMBER 31, 2013.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the Mayor's reappointment of Francis O. Kaplan as an alternate member of the Planning and Zoning Commission for a term effective 01-01-2009 expiring 12-31-2013. Motion carried.

- C 7. Request that the Town Council Approve the Mayor's recommendation of David Herrmann, 521 Bolton Road, (D) as a regular member of the Board of Ethics, for a term effective January 1, 2009 and expiring November 30, 2013.** (A copy of Mr. Herrmann's resume is in the Council packet)

**PROPOSED MOTION:**

**PURSUANT TO ORDINANCE 173 (Town Code Sec. 2-91– 2-98), THE TOWN COUNCIL HEREBY APPROVES THE MAYOR'S RECOMMENDATION OF DAVID HERRMANN (D), TO THE BOARD OF ETHICS, FOR A TERM EFFECTIVE JANUARY 1, 2009 AND EXPIRING NOVEMBER 30, 2013.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the Mayor's appointment of David Herrmann as a regular member of the Board of Ethics, for a term effective 01-01-2009 and expiring 12-30-2013. Motion carried.

- C 8. Request that the Town Council Approve the appointment of Robert J. Murphy, 47 Hale Street, (R) as a regular member of the Homestead Revitalization Committee, for a term effective January 1, 2009 and an**

**indefinite expiration.** (A copy of Mr. Murphy's resume is included in the Council packet.)

**PROPOSED MOTION:**

**PURSUANT TO ORDINANCE 277, THE TOWN COUNCIL HEREBY APPROVES ROBERT J. MURPHY (R), 47 HALE STREET, AS A REGULAR MEMBER OF THE HOMESTEAD REVITALIZATION COMMITTEE, FOR A TERM EFFECTIVE JANUARY 1, 2009 WITH AN INDEFINITE EXPIRATION.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the appointment of Robert J. Murphy as a regular member of the Homestead Revitalization Committee for a term effective 01-01-2009 and an indefinite expiration. Motion carried.

- C 9. Request that the Town Council approve the reappointment of Victor Antico (R), 189 Great Pond Road, South Glastonbury, Connecticut to Greater Hartford Regional Tourism District to a term commencing on January 1, 2009 and expiring on December 31, 2011.**

**PROPOSED MOTION:**

**THE TOWN COUNCIL HEREBY APPROVES THE REAPPOINTMENT OF VICTOR ANTICO (R), 189 GREAT POND ROAD, SOUTH GLASTONBURY, CONNECTICUT TO THE GREATER HARTFORD REGIONAL TOURISM DISTRICT TO A TERM COMMENCING ON JANUARY 1, 2009 AND EXPIRING ON DECEMBER 31, 2011.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the reappointment of Victor Antico to the Greater Hartford Regional Tourism District for a term effective 01-01-2009 expiring 12-31-2011. Motion carried.

- C 10. Pursuant to Ordinance #215 (Town Code Sec. 2-5) as amended by Ordinance #218, the Town Council is requested to approve the reappointment of Steve Wakefield, (R) 152 Brookview Drive, as Hearing Officer for the Town of Vernon, for a term to begin January 1, 2009 and continue until December 31, 2009.** (A copy of Mr. Wakefield's resume is included in your packet. It should also be noted that an updated resume has been requested)

**PROPOSED MOTION:**

**PURSUANT TO ORDINANCE #215, (Town Code Sec. 2-5) AS AMENDED BY ORDINANCE #218, THE TOWN COUNCIL HEREBY APPROVES THE REAPPOINTMENT OF STEVE WAKEFIELD, (R) 152 BROOKVIEW DRIVE, AS HEARING OFFICER FOR THE TOWN OF VERNON, FOR A TERM TO BEGIN JANUARY 1, 2009 AND CONTINUE UNTIL DECEMBER 31, 2009.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the reappointment of Steve Wakefield as Hearing Officer for the Town of Vernon for a term effective 01-01-09 expiring 12-31-09. Motion carried.

- C 11. Pursuant to Charter Chapter XV, Sec. 3; 05-02-1989 Town Council Res. Vol. 24 Pg. 382; amended/Vol. 37 Pg. 266 Town Council Resolution 02-19-2002,**

**request that the Town Council approve the reappointment of Wesley D. Shorts, 109 Hany Lane, (R), to the Human Services Advisory Commission to a term beginning on 07-01-2008 and expiring on 06-30-2010.** (A copy of Mr. Short's resume is attached. It should also be noted that an updated resume has been requested.)

**PROPOSED MOTION:**

**PURSUANT TO CHARTER CHAPTER XV, SEC. 3; 05-02-1989 TOWN COUNCIL RES. VOL. 24 PG. 382; AMENDED/VOL. 37 PG. 266 TOWN COUNCIL RESOLUTION 02-19-2002, THE TOWN COUNCIL APPROVES THE REAPPOINTMENT OF WESLEY D. SHORTS (R), 109 HANY LANE, TO THE HUMAN SERVICES ADVISORY COMMISSION TO A TERM BEGINNING ON 07-01-2008 AND EXPIRING ON 06-30-2010.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the reappointment of Wesley D. Shorts to the Human Services Advisory Commission for a term effective 7-1-2008 expiring 6-30-2010. Motion carried.

- C 12. Pursuant to Charter Chapter XV, Sec. 3; 05-02-1989 Town Council Res. Vol. 24 Pg. 382; amended/Vol. 37 Pg. 266 Town Council Resolution 02-19-2002, request that the Town Council approve the reappointment of Jean A. Bostrom (R), 72 Country Lane, to the Human Services Advisory Commission to a term beginning on 07-01-2008 and expiring on 06-30-2010.** (A copy of Ms. Bostrom's resume is attached. It should be noted that an updated resume has been requested.)

**PROPOSED MOTION:**

**PURSUANT TO CHARTER CHAPTER XV, SEC. 3; 05-02-1989 TOWN COUNCIL RES. VOL. 24 PG. 382; AMENDED/VOL. 37 PG. 266 TOWN COUNCIL RESOLUTION 02-19-2002, THE TOWN COUNCIL APPROVES THE REAPPOINTMENT OF JEAN A. BOSTROM (R), 72 COUNTRY LANE, TO THE HUMAN SERVICES ADVISORY COMMISSION TO A TERM BEGINNING ON 07-01-2008 AND EXPIRING ON 06-30-2010.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the reappointment of Jean A. Bostrom to the Human Services Advisory Commission for a term effective 7-1-2008 expiring 6-30-2010. Motion carried.

- C 13. Pursuant to Charter Chapter XV, Sec. 3; 05-02-1989 Town Council Res. Vol. 24 Pg. 382; amended/Vol. 37 Pg. 266 Town Council Resolution 02-19-2002, request that the Town Council approve the appointment of Lance Chernack, 50 Cubles Drive (D), to the Human Services Advisory Commission for a term beginning on 07-01-2008 and expiring on 06-30-2010** (A copy of Mr. Chernack's resume is attached. It should be noted that an updated resume has been requested.)

**PROPOSED MOTION:**

**PURSUANT TO CHARTER CHAPTER XV, SEC. 3; 05-02-1989 TOWN COUNCIL RES. VOL. 24 PG. 382; AMENDED/VOL. 37 PG. 266 TOWN COUNCIL RESOLUTION 02-19-2002, THE TOWN COUNCIL APPROVES THE APPOINTMENT OF LANCE CHERNACK, 50 CUBLES DRIVE, (D) TO THE**

**HUMAN SERVICES ADVISORY COMMISSION TO A TERM BEGINNING ON 07-01-2008 AND EXPIRING ON 06-30-2010.**

This item was pulled from the agenda.

- C 14.** **Pursuant to Charter Chapter VIII, Sec. 7&8, the Town Council is requested to reappoint Steven C. Peterson (R), 117 Brookview Drive, as a regular member of the Inland Wetlands Commission, said term to commence on 01-01-2009 and expire on 12-31-2011. (A copy of Mr. Peterson's resume is attached. It should be noted that an updated resume has been requested.)**

**PROPOSED MOTION:**

**PURSUANT TO CHARTER CHAPTER VIII, SEC. 7 & 8, THE TOWN COUNCIL HEREBY APPROVES THE REAPPOINTMENT OF STEVEN C. PETERSON (R), 117 BROOKVIEW DRIVE, AS A REGULAR MEMBER OF THE INLAND WETLAND COMMISSION, SAID TERM TO COMMENCE ON 01-01-2009 AND EXPIRE ON 12-31-2011.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the reappointment of Steven C. Peterson as a regular member of the Inland Wetlands Commission effective 01-01-2009 expiring 12-31-2011. Motion carried.

- C 15.** **Pursuant to Ordinance 189 – Town Code Sec. 10-91 & 10-92; request the Town Council appoint H. Russell Kunz (R), 26 Valley View Lane, to regular member of the Conservation Commission to replace Sheryl McMullen . (Ms. McMullen is term limited off for one year). Mr. Kunz term will commence on 01-01-2009 and expire on 12-31-2011. (A copy of Mr. Kunz's resume is included in the packet. It should also be noted that an updated resume has been requested.)**

**PROPOSED MOTION:**

**PURSUANT TO ORDINANCE 189 – TOWN CODE SEC. 10-91 & 10-92; THE TOWN COUNCIL HEREBY APPROVES THE APPOINTMENT OF H. RUSSELL KUNZ (R), 26 VALLEY VIEW LANE, TO REGULAR MEMBER OF THE CONSERVATION COMMISSION TO REPLACE SHERYL MCMULLEN. (MS. MCMULLEN IS TERM LIMITED OFF FOR ONE YEAR.) MR. KUNZ TERM WILL COMMENCE ON 01-01-2009 AND EXPIRE ON 12-31-2011.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the appointment of H. Russell Kunz as a regular member of the Conservation Commission to effective 01-01-09 expiring 12-31-2011. Motion carried.

- C 16.** **Pursuant to Ordinance 189 – Town Code Sec. 10-91 & 10-92; request the Town Council approve the reappointment of Thomas R. Ouellette, (D) 57 Hany Lane, to regular member of the Conservation Commission, said term to commence on 01-01-2009 and expire 12-31-2011. (A copy of Mr. Ouellette's resume is included in the packet. It should be noted that an updated resume has been requested.)**

**PROPOSED MOTION:**

**PURSUANT TO ORDINANCE 189 – TOWN CODE SEC. 10-91 & 10-92; THE TOWN COUNCIL HEREBY REAPPOINTS THOMAS R. OUELLETTE (D), 57**

**HANY LANE, TO A REGULAR MEMBER OF THE CONSERVATION COMMISSION, SAID TERM TO COMMENCE ON 01-01-2009 AND EXPIRE 12-31-2011.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the reappointment of Thomas R. Ouelette as a regular member of the Conservation Commission effective 01-01-09 expiring 12-31-2011. Motion carried.

- C 17. Request the Town Council approve the award application of an equipment grant from the Department of Public Health / Office of Emergency Medical Services in the amount of \$2,999.00 by the Vernon Fire Department.** (A copy of a memorandum dated December 12, 2008 from John D. Ward, Interim Town Administrator, to Mayor Jason L. McCoy and Vernon Town Council, and a copy of the grant are included in the Council packet.)

**PROPOSED MOTION:**

**THE TOWN COUNCIL AUTHORIZES THE EQUIPMENT GRANT AWARD APPLICATION SUBMITTED TO THE DEPARTMENT OF PUBLIC HEALTH – OFFICE OF EMERGENCY MEDICAL SERVICES.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the application of an equipment grant from the Department of Public Health/Office of Emergency Medical Services in the amount of \$2,999.00. Motion carried.

- C 18. Request the Town Council authorize the Mayor to sign all necessary documents pertaining to the submission of a Department of Environmental Protection “Municipalities for the Control of Invasive Plants” Grant in the amount of \$7,000 on behalf of the Parks and Recreation Department.** (A copy of the memorandum dated December 9, 2008 from John D. Ward to Mayor Jason L. McCoy and Vernon Town Council is included in the Council packet.)

**PROPOSED MOTION**

**THE TOWN COUNCIL AUTHORIZES THE APPLICATION BY PARKS AND RECREATION FOR A GRANT FROM THE CONNECTICUT DEPARTMENT OF ENVIRONMENTAL PROTECTION, SAID GRANT ENTITLED “GRANT TO MUNICIPALITIES FOR CONTROL OF INVASIVE PLANTS”. FURTHER, THE TOWN COUNCIL AUTHORIZES MAYOR JASON L. MCCOY TO EXECUTE ALL OF THE NECESSARY PAPERWORK FOR SAID APPLICATION.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the authorization of Mayor Jason L. McCoy to execute all of the necessary paperwork for the Parks and Recreation grant application entitled “Grant to Municipalities for Control of Invasive Plants.” Motion carried.

- C 19. Request the Town Council approve the submission of a Housing and Urban Development Grant No. B-08-SP-CT-0722 in the amount of \$196,000.00 for the Town of Vernon Amerbelle Mill Historic Restoration Initiative for exterior and interior upgrades to the historic Amerbelle Mill facility.** (A copy of a memorandum dated December 9, 2008 from John D. Ward, Interim Town Administrator to Mayor Jason L. McCoy and Town Council members, and a copy of the grant are included in the Council packet.)

**PROPOSED MOTION:**

**THE TOWN COUNCIL AUTHORIZES THE APPLICATION BY MAYOR MCCOY AND THE INTERIM TOWN ADMINISTRATOR JOHN D. WARD, TO THE DEPARTMENT OF HOUSING AND DEVELOPMENT FOR EDI GRANT # B-08-SP-CT-0722, THE AMERBELLE MILL HISTORIC RESTORATION INITIATIVE.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the submission of a Housing and Urban Development Grant in the amount of \$196,000 for the Town of Vernon Amerbelle Mill Historic Restoration Initiative. Motion carried.

- C 20. Request the Town Council authorize the application for Emergency Operations Equipment as submitted by Emergency Management Director Michael Purcaro.**

**PROPOSED MOTION:**

**THE TOWN COUNCIL AUTHORIZES THE APPLICATION FOR EMERGENCY OPERATIONS EQUIPMENT IN THE AMOUNT OF \$1,956.50.**

Council Member Motola, seconded by Council Member Etre made a motion to approve the application for emergency operations equipment in the amount of \$1956.50. Motion carried.

- E.) IDENTIFICATION OF ADDITIONAL AGENDA ITEMS**  
None

- F.) PENDING BUSINESS**  
NONE

- G.) NEW BUSINESS**

- 1. **Request the Town Council renew a resolution entitled “RESOLUTION ADOPTING REIMBURSEMENT FOR COSTS OF FIRE HYDRANTS WITHIN THE TOWN OF VERNON’S RESIDENTIAL CONDOMINIUM COMPLEXES AND PLANNED UNIT DEVELOPMENT.** (A copy of a memorandum dated December 12, 2008 from Interim Town Administrator John D. Ward to Mayor Jason L. McCoy and the Town Council along with a copy of the resolution are included in the Council packet.)

**PROPOSED MOTION:**

**THE TOWN COUNCIL HEREBY RENEWS THE RESOLUTION ENTITLED “RESOLUTION ADOPTING REIMBURSEMENT FOR COSTS OF FIRE HYDRANTS WITHIN THE TOWN’S RESIDENTIAL CONDOMINIUM COMPLEXES AND PLANNED UNIT DEVELOPMENTS”.**

Council Member Motola seconded by Council member Champagne made a motion to renew the resolution entitled “Resolution adopting reimbursement for costs of the fire hydrants within the town’s residential Condominium Complexes and planned unit developments. Discussion took place. Motion carried, Council Members Herbst and Fox opposed, Council member Schaefer abstained.

- 2. **Request the Town Council authorize Mayor Jason L. McCoy to enter into an Equipment Sharing Agreement with the Windham Region Council of**

**Governments (WINCOG), for the purposes of regional trail maintenance for a total of five (5) years, beginning November 1, 2008 and expiring October 31, 2013.** (A copy of the Equipment Sharing Agreement is included in the Council packet, as well as a memorandum dated 12-11-2008 from John D. Ward, Interim Town Administrator to the Town Council and Mayor Jason L. McCoy)

**PROPOSED MOTION:**

**THE TOWN COUNCIL HEREBY AUTHORIZES MAYOR JASON L. MCCOY TO SIGN THE EQUIPMENT SHARING AGREEMENT FOR VERNON'S PARTICIPATION IN THE WINDHAM REGION, COUNCIL OF GOVERNMENTS, EQUIPMENT SHARING AGREEMENT FOR REGIONAL TRAIL MAINTENANCE.**

Council Member Motola seconded by Council Member Champagne made a motion authorize Jason L. McCoy to sign the equipment sharing agreement for Vernon's participation in the Windham Region, Council of Governments, Equipment Sharing Agreement for Regional Trail Maintenance. Discussion took place. Motion carried unanimously.

**H.) INTRODUCTION OF ORDINANCES**  
None

**I.) ACTION ON ORDINANCES PREVIOUSLY PRESENTED**

1. **"AN ORDINANCE RENEWING ALL PREVIOUS ORDINANCES OF THE TOWN OF VERNON"**. (A copy of this ordinance and the legal notice is in the Public Hearing Section of this agenda for your review)

**PROPOSED MOTION:**

IN ACCORDANCE WITH CHAPTER V, SECTIONS 4 AND 6 OF THE VERNON TOWN CHARTER, THE TOWN COUNCIL MOVES TO ADOPT AN ORDINANCE ENTITLED "AN ORDINANCE RENEWING ALL PREVIOUS ORDINANCES OF THE TOWN OF VERNON".

Council Member Motola seconded by Council Member Etre made a motion to adopt the ordinance "An Ordinance Renewing all Previous Ordinances of the Town of Vernon." Discussion took place. Motion carried, Council Members Fox, Herbst, Schaefer and Winkler opposed.

**J.) DISCUSSION OF ADDITIONAL AGENDA ITEMS**  
None

**K.) ADOPTION OF MINUTES**

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE REGULAR MEETING OF DECEMBER 2, 2008 AND THAT MINUTES OF SAID MEETING BE APPROVED.

Mayor McCoy made the following correction: On page 5, add Council Member Anderson's name as an abstention to the vote regarding the Energy Improvement District. Council Member Motola seconded by Council Member Thomas made a motion to approve the minutes of the December 2, 2008 meeting with corrections made by Mayor McCoy.

**L.) EXECUTIVE SESSION**

Council Member Motola seconded by Council Member Campbell made a motion to go into Executive Session. Motion carried unanimously.

1. CONSISTENT WITH THE CONNECTICUT FREEDOM OF INFORMATION ACT, CONNECTICUT GENERAL STATUTE 1-200 (6) (B), THE TOWN COUNCIL HEREBY MOVES TO GO INTO EXECUTIVE SESSION REGARDING A CLAIM BY MR. BURHKARDT AGAINST THE TOWN OF VERNON AND THE FOLLOWING INDIVIDUALS ARE INVITED TO ATTEND: JOHN WARD, INTERIM TOWN ADMINISTRATOR, AND HAL CUMMINGS, TOWN ATTORNEY.

**(9:08 pm)** Council Member Motola, seconded by Council Member Schaefer moved to go out of executive session. Motion carried unanimously.

2. THE TOWN COUNCIL, PURSUANT TO THE AUTHORITY GIVEN IN CONNECTICUT GENERAL STATUTES §1-200(6)(B) HEREBY MOVES TO GO INTO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION; TOWN OF NEW HARTFORD ET AL VS ROWLAND ETAL, DOCKET NO. UWY-CV-04-0184932 S AND INVITES JOHN D. WARD, INTERIM TOWN ADMINISTRATOR AND TOWN ATTORNEY HAL CUMMINGS TO ATTEND.

Council Member Motola, seconded by Council Member Schaefer made a motion for the Town Council, pursuant to the Authority given in CT General Statutes section 1-200 (6)(B) to go into Executive Session to discuss pending litigation. Motion carried unanimously.

**(9:11 PM)** Council Member Motola, seconded by Council Member Schaefer made a motion to go back into public session.

During the public session, the Town Council made a motion to authorize the settlement in the amount of \$1,800.00 upon the terms and conditions as discussed in Executive Session. The Details of the settlement to be made public upon acceptance by all parties. Motion carried unanimously.

**(9:12 PM)** Council Member Motola, seconded by Council Member Herbst made a motion to authorize the Vernon Town Council to participate in the class action partial settlement in the matter of the Town of New Hartford, et al v Rowland, et al," upon the terms and conditions as discussed in executive session. Details of settlement to be made public upon acceptance by all parties. Motion carried unanimously.

**M.)** INFORMATIONAL ITEMS

1. October, 2008 monthly report from the Vernon Town Clerk, submitted by Bernice Dixon.
2. September, 2008 monthly report from the Vernon Town Clerk, submitted by Bernice Dixon.
3. November, 2008 monthly report from the Vernon Police Department submitted by Captain Stephen M. Clark.
4. November, 2008 monthly report from the Vernon Youth Service Bureau submitted by Alan M. Slobodien, Director.
5. Minutes of the Regular Vernon Board of Education meeting on November 24 2008.
6. Requested report requested by Council member Etre regarding the General Fund Balance. Inquiry made at the December 2, 2008 Town Council meeting.

ADJOURNMENT ( 9:13PM)

Council Member Etre, seconded by Council Member Fox made a motion to adjourn the meeting.  
Motion carried unanimously.

Received:

Approved:

Respectfully Submitted,

Jill Kentfield  
Recording Secretary