

May 20, 2008

**MINUTES
VERNON TOWN COUNCIL
REGULAR MEETING
SENIOR CENTER 2ND FLOOR, CONFERENCE ROOM
26 PARK PLACE
TUESDAY, May 20, 2008 - 7:30 P.M.**

Meeting was called to order at 7:32 PM

A) PLEDGE OF ALLEGIANCE:

ROLL CALL:

Present: Bill Campbell, Daniel Champagne, Mark Etre, Bill Fox, Marie Herbst, Nancy E Herold, Peggy A. Jackle, Brian R. Motola, Pauline Schaefer, Diane Wheelock, Michael A. Winkler

Absent: Daniel Anderson

Entered During Meeting: Nancy Herold (7:50 PM)

Also Present: Mayor Jason L. McCoy, Town Administrator Christopher Clark, Recording Secretary Jill Kentfield, Technical Advisor, Christopher Prue

CITIZEN'S FORUM:

No citizens spoke at citizen's Forum

7:34 PM Citizen's forum closed

B) PUBLIC HEARINGS:

None

C) PUBLIC HEARINGS:

None

D) PRESENTATION:

- 1. Amy Skrzyniarz and Bruce Watt, Recreation Supervisors from the Parks and Recreation Department will be giving a PowerPoint presentation relative to summer programs.**

Ms. Skryniarz and Mr. Watt provided Town Council members with a Power Point presentation describing the summer programs taking place at the Town of Vernon Parks and Recreation Department.

E) CONSENT AGENDA ITEMS:

C 1. Request for Tax Refunds – Current Fiscal Year.

C 2. Request that the Town Council approve the Mayor's appointment of Eric Thepsiri as a member of the Youth Services Advisory Board.

C 3. Request that the Town Council approve the Mayor's appointment of Howard L. Steinberg as a regular member of the Design Review Advisory Commission.

Council Member Wheelock, seconded by Council Member Schaefer moved to approve the consent agenda items as presented. Motion carried unanimously.

NEW BUSINESS (CONSENT ITEMS)

- 1. Request for Tax Refunds – Current Fiscal Year.** (Memorandum from Carol S. Nelson, Collector of Revenue, dated May 14, 2008 to Christopher Clark, Town Administrator, is in the packet.) **Appendix A**

PROPOSED MOTION:

THE TOWN COUNCIL APPROVES FOUR (4) TAX REFUNDS FOR THE CURRENT FISCAL YEAR IN THE AMOUNT OF \$22,042.95 AS OUTLINED IN THE MEMORANDUM FROM THE COLLECTOR OF REVENUE DATED MAY 14, 2008 TO THE TOWN ADMINISTRATOR.

Council Member Wheelock seconded by Council Member Schaefer moved to approve four tax refunds for the current fiscal year in the amount of \$22,042.95. Motion carried unanimously.

2. **Request that the Town Council approve the Mayor's appointment of Eric Thepsiri (U) 14 Robin Road, as a member of the Youth Services Advisory Board.** (Resume is included in the packet.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY APPROVES THE MAYOR'S APPOINTMENT OF ERIC THEPSIRI AS A MEMBER OF THE YOUTH SERVICES ADVISORY BOARD FOR A TERM TO EXPIRE ON MAY 20, 2010.

Council Member Wheelock seconded by Council Member Schaefer moved to approve the Mayor's appointment of Eric Thepsiri as a member of the Youth Services Advisory Board. Motion carried unanimously.

3. **Request that the Town Council approve the Mayor's appointment of Howard L. Steinberg (U) 75 Meadowview Lane, as a regular member of the Design Review Advisory Commission, to fill a vacancy due to the resignation of Guillaume Brousseau.** (Resume is included in the packet.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY APPROVES THE MAYOR'S APPOINTMENT OF HOWARD L. STEINBERG AS A MEMBER OF THE DESIGN REVIEW ADVISORY COMMISSION FOR A TERM TO EXPIRE ON DECEMBER 31, 2009.

Council Member Wheelock seconded by Council Member Schaefer moved to approve Howard L. Steinberg as a member of the design review advisory commission. Motion carried unanimously

F) IDENTIFICATION AND ADOPTION OF ADDITIONAL AGENDA ITEMS:

Council Member Wheelock seconded by Council Member Campbell moved to add an additional agenda item requesting an Executive Session to discuss pending litigation between the Town of Vernon, and other municipalities in the mid CT project and CRRA and invites Town Administrator Christopher Clark to attend. Motion carried unanimously.

The following items were added as informational items:

Informational item #5 regarding a letter of invitation to Town Council Members to the annual Flag Day ceremony at the Rockville Lodge of Elks.

Informational item #6 regarding a letter of invitation to Town Council Members to join the Rockville Lodge of Elks to present this year's Memorial Day Parade.

G) PENDING BUSINESS:

Update on Public Safety Committee initiatives. This item of business was referred to the Chairperson of the Committee: Diane Wheelock. Mrs. Wheelock will report on same. (Included in the packet is a letter from Mrs. Catherine Rebai, Chairperson of the Board of Education.)

Council Member Wheelock provided the Town Council Members with information regarding Public Safety Committee initiatives.

H) NEW BUSINESS:

1. **Request that the Town Council refer the Bolton Lakes Regional Water Pollution Control Authority project to the Planning and Zoning Commission for an §8-24 review.** (A copy of Ordinance #242, creating the Bolton Lakes Regional Water Pollution Control Authority, map of the area, and memorandum from Christopher Clark, Town Administrator, is in the packet.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY REFERS THE BOLTON LAKES REGIONAL WATER POLLUTION CONTROL AUTHORITY PROJECT TO THE PLANNING AND ZONING COMMISSION FOR ITS COMMENTS RELATIVE TO §8-24 REVIEW. IT FURTHER BE UNDERSTOOD THAT THE PROJECT HAS BEEN DETAILED OUT IN A PRELIMINARY

DESIGN REPORT FOR BOLTON LAKES SEWER PROJECT PREPARED FOR BY THE TOWNS OF VERNON AND BOLTON, CONNECTICUT, DATED JANUARY, 2008 AND PREPARED BY FUSS & O'NEILL. FURTHER, IT ACKNOWLEDGES THAT THIS IS AN APPROVAL OF CONCEPTUAL PLANS ONLY, AND THAT THE PROJECT WILL REQUIRE TO COMPLY WITH ALL APPLICABLE ZONING REGULATIONS FOR THE TOWN OF VERNON FOR THE PORTIONS OF THE PROJECT LOCATED IN THE TOWN OF VERNON.

Council Member Wheelock seconded by Council Member Schaefer moved to approve the referral of Bolton Lakes Regional Water Pollution project to the Planning and Zoning Commission for an 8-24 review. Motion carried unanimously.

- 2. Request that the Town Council authorize Administration to submit an application to the Connecticut Department of Economic and Community Development in order to procure funds under the "Small Cities Program" for the Prospect Street reconstruction.** (Memorandum from Christopher Clark, Town Administrator, is in the packet.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY AUTHORIZES ADMINISTRATION TO SUBMIT AN APPLICATION TO THE STATE OF CONNECTICUT DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR FUNDS UNDER THE SMALL CITIES PROGRAM FOR THE PROSPECT STREET RECONSTRUCTION, SAID SUBMISSION TO BE MADE AS SOON AS PRACTICABLE.

Council Member Wheelock seconded by Council Member Herold moved to approve the authorization of Administration to submit an application to the CT Department of Economic and Community Development to procure funds under the "Small Cities Program" for Prospect Street reconstruction. Motion carried unanimously.

- 3. Request that the Town Council accept a conveyance of a parcel of land on Hatch Hill Road.** (Memorandum from Hal Cummings, Town Attorney, copy of the Quit Claim Deed).

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY ACCEPTS A CONVEYANCE OF A PARCEL OF LAND LOCATED ON THE SOUTHERLY SIDE OF HATCH HILL ROAD, AND AS MORE PARTICULARLY DESCRIBED IN A QUIT CLAIM DEED FROM ROBERT F. O'MALLEY TO THE TOWN OF VERNON DATED MAY 5, 2008, A COPY OF SAID DEED BEING ATTACHED HERETO AND INCORPORATED IN THIS MOTION BY REFERENCE.

Council Member Wheelock seconded by Council Member Schaefer moved to accept a conveyance of a parcel of land on Hatch Hill Road via Quit Claim Deed. Discussion took place. Motion carried unanimously.

- 4. Request that the Town Council accept a conveyance of Warranty Deed and drainage easement for Dobson Commons II (Eleanor Street Extension).** (Memorandum from Hal Cummings, Town Attorney, copy of the Warranty Deed, and other supporting documentation is in the packet).

PROPOSED MOTION#1:

THE TOWN COUNCIL OF THE TOWN OF VERNON HEREBY ACCEPTS A PIECE OR PARCEL OF LAND KNOWN AS ELEANOR STREET EXTENSION, AS MORE PARTICULARLY DESCRIBED IN A WARRANTY DEED- STATUTORY FORM FROM KJB DEVELOPERS, LLC, TO THE TOWN OF VERNON DATED MAY 14, 2008, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE.

Council Member Wheelock seconded by Council Member Schaefer moved to accept a conveyance of Warranty Deed and drainage easement for Dobson Commons II (Eleanor Street Extension). Motion carried unanimously.

PROPOSED MOTION #2

THE TOWN COUNCIL OF THE TOWN OF VERNON, HEREBY ACCEPTS A CERTAIN STORM DRAINAGE EASEMENT AND ACCESS EASEMENT, AS MORE PARTICULARLY DESCRIBED IN A DRAINAGE EASEMENT FROM KJB DEVELOPERS, LLC TO THE TOWN OF VERNON DATED MAY 14, 2008, A COPY OF WHICH IS ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE.

Council Member Wheelock seconded by Council Member Jackle moved to accept a certain storm drainage easement and access easement for Dobson Commons II (Eleanor Street Extension). Discussion took place. Motion carried unanimously.

H) INTRODUCTION OF ORDINANCES:

None

I) ACTION ON ORDINANCES PREVIOUSLY PRESENTED:

None

J) DISCUSSION OF ADDITIONAL AGENDA ITEMS:

K) ADOPTION OF MINUTES:

PROPOSED MOTION #1:

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE SPECIAL MEETING OF MARCH 19, 2008 AND THAT MINUTES OF SAID MEETING BE APPROVED.

Council Member Wheelock seconded by Council Member Schaefer moved to accept the minutes of the Special Meeting of March 19, 2008 as corrected. Motion carried unanimously.

PROPOSED MOTION #2:

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE ANNUAL TOWN MEETING OF APRIL 22, 2008, AND THAT MINUTES OF SAID MEETING BE APPROVED.

Council Member Wheelock seconded by Council Member Jackle moved to accept the minutes of the Annual Town Meeting of April 22, 2008 as corrected. Motion carried, Council Members Etre and Herbst abstained

PROPOSED MOTION #3:

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE SPECIAL MEETING OF APRIL 22, 2008 AND THAT MINUTES OF SAID MEETING BE APPROVED.

Council Member Wheelock seconded by Council Member Jackle moved to accept the minutes of the Special Meeting of April 22, 2008. Motion carried, Council Members Etre and Herbst abstained

PROPOSED MOTION #4:

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE REGULAR MEETING OF MAY 6, 2008 AND THAT MINUTES OF SAID MEETING BE APPROVED.

Council Member Wheelock seconded by Council Member Jackle moved to accept the minutes of the Regular Meeting of May 6, 2008 as corrected. Administration will request a letter from Attorney Burke regarding the burn ordinance, which will be added to the next Town Council agenda as an informational item. Motion carried, Council Member Etre abstained.

L) EXECUTIVE SESSION (8:30 PM):

Council Member Wheelock seconded by Council Member Schaefer moved to go into Executive Session to discuss pending litigation between the Town of Vernon, and other municipalities in the mid CT project and CRRA and invites Town Administrator Christopher Clark to attend.

Council member Herbst, seconded by Council member Jackle moved to come out of Executive Session. Motion carried unanimously.

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Council member Wheelock seconded by Council Member Jackle moved a Motion to authorize the Mayor to enter into an agreement with the Law Firms of Attorney Golub and Attorney Meaney to represent the Town of Vernon in a declaratory judgment lawsuit against CRRA on a contingent fee basis, fee not to exceed ten (10%) per cent, inclusive of costs and expenses, of any savings realized by the Town of Vernon as a result of that litigation on tipping fees in the 2009 CRRA budget. Motion carried unanimously.

M) INFORMATIONAL ITEMS:

1. Minutes of the Board of Education Meeting from April 28, 2008.
2. Monthly report for April 2008 from Alan Slobodien, Director, Youth Services Bureau.
3. Monthly report for April 2008 from Stephen M. Clark, Captain of Police.
4. Letter from Pete Hobbs resigning from the Zoning Board of Appeals.
5. Letter from the Rockville Lodge of Elks inviting Town Council Members to the annual Flag Day ceremony
6. Letter from Rockville Lodge of Elks inviting Town Council Members to join them to present this year's Memorial Day Parade

ADJOURNMENT:

Council Member Wheelock seconded by Council Member Jackle moved to adjourn. Meeting adjourned at 9:00 P.M.

Received: May 22, 2008

Approved: June 3, 2008

Respectfully Submitted,
Jill Kentfield
Recording Secretary



James E. Krupienski, Asst.

May 20, 2008

Appendix A



TOWN OF VERNON

8 PARK PLACE, VERNON, CT 06066
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OFFICE OF THE
COLLECTOR OF REVENUE
CAROL S. NELSON -CCMC

TO: Christopher Clark, Town Administrator
FROM: Carol S. Nelson, Collector of Revenue *CSN*
DATE: May 14, 2008
SUBJECT: Refunds for Town Council Approval

PRIOR YEARS:

None

CURRENT YEAR:

Jeffrey T. Walsh, Trustee for Bannon, Brian & Wendy	1,285.46
Assessor's Correction – phase in clerical error	
Dellaselva, Robin.....	1,050.00
Refinance – paid wrong parcel	
Giulietti, James D	18,423.84
Paid by escrow agent – closing agreement	
Manautou, Jose E.....	1283.65
Paid by homeowner & escrow agent	
(4) Current Overpayments	\$ 22,042.95
Grand Total	\$ 22,042.95