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

**TUESDAY, MARCH 20, 2012**  
7:30 P.M.

- A.) PLEDGE OF ALLEGIANCE
- B.) ROLL CALL
- C.) CITIZENS FORUM

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D.) EXECUTIVE SESSION

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E.) PUBLIC HEARING

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F.) PRESENTATIONS BY THE ADMINISTRATION

Mayor George F. Apel to make a presentation to the Town Council on various topics.

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G.) ACTION ON CONSENT AGENDA

- C 1. Request for Tax Refunds for Current Year.** (A copy of a memorandum from Terry Hjarne, Collector of Revenue, to John D. Ward, Town Administrator dated March 12, 2012 is included in the Council packet.)

**PROPOSED MOTION:**

THE TOWN COUNCIL HEREBY APPROVES ELEVEN (11) OVERPAYMENTS OF THE CURRENT YEAR IN THE AMOUNT OF \$11,957.49 AS OUTLINED IN THE MEMORANDUM FROM TERRY HJARNE, COLLECTOR OF REVENUE TO JOHN D. WARD, TOWN ADMINISTRATOR DATED MARCH 12, 2012.

- C 2. Request the Town Council approve the appointment of the Auditors for the fiscal year 2012 audit.** ( A copy of a memorandum dated March 9, 2012 from James M. Luddecke, Finance Officer and Treasurer to John D. Ward, Town Administrator is included for Council review.)

**PROPOSED RESOLUTION:**

RESOLVED, THE VERNON TOWN COUNCIL HEREBY APPOINTS THE FIRM OF J.H. COHN, LLP OF 76 BATTERSON PARK ROAD, FARMINGTON, CONNECTICUT AS AUDITORS TO AUDIT THE BOOKS AND ACCOUNTS OF THE TOWN OF VERNON FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND TO AUTHORIZE THE TOWN ADMINISTRATOR TO EXECUTE CONTRACT #917 IN THE AMOUNT OF \$54,900.00 FOR THE FISCAL YEAR 2012 AUDIT.

- C 3. Request the Town Council authorize the re-designation of available resources and further authorizes the purchase of two (2) police vehicles.** See memorandum dated March 9, 2012 from James M. Luddecke, Finance Officer and Treasurer to John D. Ward, Town Administrator regarding same.)

**PROPOSED MOTION:**

THE TOWN COUNCIL AUTHORIZES THE RE-DESIGNATION OF AVAILABLE RESOURCES IN THE RESERVE FOR CAPITAL AND NON-RECURRING ACCOUNT AS FOLLOWS: FROM: POLICE VEHICLE-SALE PROCEEDS - \$8,372.00; VEHICLE REPLACEMENT - HYBRID \$10,188.00; AND ANIMAL CONTROL VAN - \$11,988.00. THE COMBINED TOTAL OF \$30,548.00 IS TO BE DESIGNATED FOR THE "REPLACEMENT OF POLICE VEHICLES."

FURTHER, THE TOWN COUNCIL AUTHORIZES THE PURCHASE OF TWO (2) POLICE VEHICLES IN THE AMOUNT OF \$48,216.00, UTILIZING A GENERAL FUND APPROPRIATION OF \$19,700.00 AND THE BALANCE FROM THE DESIGNATION FOR REPLACEMENT OF POLICE VEHICLES WITHIN THE RESERVE FOR CAPITAL AND NON-RECURRING EXPENDITURES ACCOUNT.

- C 4. Request the Town Council authorize the transfer of \$30,000.00 from the Insurance Exchange Account to the General Fund.** (A copy of a memorandum dated March 9, 2012 from James M. Luddecke, Finance Officer and Treasurer to John D. Ward, Town Administrator regarding same is included for Council review.)

**PROPOSED MOTION:**

THE TOWN COUNCIL AUTHORIZES THE TRANSFER OF \$30,000.00 FROM THE INSURANCE EXCHANGE ACCOUNT TO THE GENERAL FUND. THE FUNDS, THROUGH A SEPARATE BUDGET AMENDMENT, WILL BE DEDICATED TO THE COMPLETION OF THE FIRE DEPARTMENT'S RADIO REPLACEMENT PROJECT TO COMPLY WITH THE FEDERAL COMMUNICATION COMMISSION NARROW BANDING REQUIREMENT.

- C 5. Request the Town Council authorize the re-designation of available resources in the Reserve for Capital and Non-recurring account.** (A memorandum dated March 9, 2012 from James M. Luddecke, Finance Officer and Treasurer to John D. Ward, Town Administrator is included for Council review.)

**PROPOSED MOTION:**

THE TOWN COUNCIL AUTHORIZES THE RE-DESIGNATION OF AVAILABLE RESOURCES IN THE RESERVE FOR CAPITAL AND NON-RECURRING ACCOUNT AS FOLLOWS: FROM: UNDESIGNATED CRRA SETTLEMENT, REBATES AND DISTRIBUTIONS - \$34,687.15; AND D.O.T REFUND - ROUTE 30 WILSHIRE ROAD IMPROVEMENTS - \$5,312.85. THE COMBINED TOTAL OF \$40,000.00 IS TO BE DESIGNATED FOR THE "DPW - PORTABLE LIFT FOR FIRE APPARATUS".

- C 6. Request the Town Council approve the disposal of the fixed asset known as 1989 Sutphen Ranger Pumper Truck and further sell same to Bowman Community Volunteer Fire Department, in Wichita Falls, Texas in the amount of \$16,000.00.** (See memorandum dated March 10, 2012 from James M. Luddecke, Finance Officer and Treasurer to John D. Ward, Town Administrator regarding same.)

**PROPOSED MOTION:**

THE TOWN COUNCIL HEREBY APPROVES THE DISPOSAL OF THE FIRE DEPARTMENT'S 1989 SUTPHEN RANGER PUMPER TRUCK, AND TO SELL IT TO THE BOWMAN COMMUNITY VOLUNTEER FIRE DEPARTMENT OF WICHITA FALLS, TEXAS, FOR A MINIMUM AMOUNT OF \$16,000.00; AND FURTHER, TO APPLY THE PROCEEDS TO EQUIPPING THE REPLACEMENT PUMPER TRUCKS AND OTHER ITEMS AS DISCLOSED IN BUDGET AMENDMENT NUMBER TWENTY-EIGHT.

- C 7. Request the Town Council authorizes Mayor George F. Apel to submit a LoCIP Grant Application in the amount of \$15,000.00.** (A copy of a memorandum dated March 10, 2012 from James M. Luddecke, Finance Officer and Treasurer to John D. Ward, Town Administrator relative to same is included in the packet for review.)

**PROPOSED MOTION:**

THE TOWN COUNCIL AUTHORIZES THE MAYOR TO SUBMIT AN APPLICATION TO THE STATE OF CONNECTICUT LOCAL CAPITAL IMPROVEMENT PROGRAM (LoCIP) FOR A GRANT IN THE AMOUNT OF \$15,000.00 TO BE EXPENDED FROM THE RESERVE FOR CAPITAL AND NON-RECURRING EXPENDITURES ACCOUNT FOR THE ADA IMPROVEMENTS - PHASE II; AND TO AMEND THE TOWN'S SIX-YEAR CAPITAL IMPROVEMENT PLAN TO INCLUDE THE REVISED COST ESTIMATE OF \$15,000.00 FOR THIS PROJECT.

- C 8. Request the Town Council approve budget amendments #23-#30 for fiscal year 2011-2012 as provided by Finance Officer and Treasurer James M. Luddecke.** (A copy of the budget amendment forms are included for Council review.)

**PROPOSED MOTION:**

THE TOWN COUNCIL HEREBY APPROVES BUDGET AMENDMENT REQUESTS #23-#30 FOR FISCAL YEAR 2011-2012 AS OUTLINED IN THE BUDGET AMENDMENT FORMS PROVIDED BY FINANCE OFFICER AND TREASURER JAMES M. LUDDECKE.

- C 9. Request the Town Council authorize Mayor George F. Apel to apply and execute any and all documents relative to the OPM Police/Youth Program Grant in the amount of \$9320.00.** (See memorandum and grant from Alan Slobodien, Youth Services Bureau Director included in your packet.)

**PROPOSED MOTION:**

THE TOWN COUNCIL HEREBY AUTHORIZES MAYOR GEORGE F. APEL TO ENTER INTO AND EXECUTE ANY AND ALL NECESSARY DOCUMENTS FOR THE POLICE/YOUTH PROGRAM GRANT OFFERED BY THE OFFICE OF POLICY AND MANAGEMENT, CRIMINAL JUSTICE POLICY AND PLANNING DIVISION IN THE AMOUNT OF \$9320.00.

- C 10. Request the Town Council approve Mayor George F. Apel's appointment of Judith Grosskortenhau, (R), 13 Brittany Lane, Vernon, Connecticut as a regular member of the Vernon Arts Commission, said term to begin on March 21, 2012 and continues indefinitely.** (A copy of Ms. Grosskortenhau's resume is included for Council review.)

**PROPOSED MOTION:**

PURSUANT TO TOWN COUNCIL RESOLUTION DATED 09-21-76 AMENDED ON 09-21-1982 THE TOWN COUNCIL HEREBY APPROVES MAYOR GEORGE F. APEL'S APPOINTMENT OF JUDITH GROSSKORTENHAUS, (R), 13 BRITTANY LANE, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE VERNON ARTS COMMISSION, SAID TERM TO COMMENCE ON MARCH 21, 2012 AND CONTINUES INDEFINITELY.

- C 11. Request the Town Council approve Mayor George F. Apel's appointment of Diane Wheelock, (R), 132 Tallwood Drive, Vernon, Connecticut as a regular member of the North Central District Health Department Board of Directors, said term to begin March 21, 2012 and expires December 31, 2012.** (A copy of Ms. Wheelock's resume is included for Council review.)

**PROPOSED MOTION:**

PURSUANT TO C.G.S. §19a-204; CHARTER CHAPTER XI, SECTIONS 1,5, &14, THE TOWN COUNCIL APPROVES MAYOR GEORGE F. APEL'S APPOINTMENT OF DIANE WHEELOCK, (R), 132 TALLWOOD DRIVE, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE BOARD OF DIRECTORS OF THE NORTH CENTRAL DISTRICT HEALTH DEPARTMENT. SAID TERM TO COMMENCE ON MARCH 21, 2012 AND EXPIRES ON DECEMBER 31, 2012.

- C 12. Request the Town Council approve Mayor George F. Apel's appointment of Daniel E. Anderson (R), 29 Oxbow Drive, Vernon, Connecticut as a regular member of the Planning and Zoning Commission, said term to begin on March 21, 2012 and expires on December 31, 2014.** (A copy of Mr. Anderson's resume is included for Council review. Mr. Anderson will move from alternate to regular member completing the term of Mr. Cohen who has resigned.)

**PROPOSED MOTION:**

PURSUANT TO CHARTER CHAPTER VIII, SEC. 1,6 & 11 DATED JANUARY 1, 1985; C.G.S. §8-4 A&B, THE TOWN COUNCIL HEREBY APPROVES MAYOR GEORGE F. APEL'S APPOINTMENT OF DANIEL E. ANDERSON, (R), 29 OXBOW DRIVE, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE PLANNING AND ZONING COMMISSION, SAID TERM TO BEGIN ON MARCH 21, 2012 AND EXPIRES ON DECEMBER 31, 2014.

- C 13. Request the Town Council approve Mayor George F. Apel's appointment of Richard Dias, (R), 311 Vernon Avenue, Vernon, Connecticut as an alternate member of the Planning and Zoning Commission, said term to begin on March 21, 2012 and expires on December 31, 2015.** (A copy of Mr. Dias' resume is included for Council review. Mr. Dias will assume the term of Daniel E. Anderson who was moved to full member in the previous motion.)

**PROPOSED MOTION:**

PURSUANT TO CHARTER CHAPTER VIII, SEC. 1,6 & 11 DATED JANUARY 1, 1985; C.G.S. §8-4 A&B, THE TOWN COUNCIL HEREBY APPROVES MAYOR GEORGE F. APEL'S APPOINTMENT OF RICHARD DIAS, (R), 311 VERNON AVENUE, VERNON, CONNECTICUT AS AN ALTERNATE MEMBER OF THE PLANNING AND ZONING COMMISSION FOR A TERM TO COMMENCE ON MARCH 21, 2012 AND EXPIRES DECEMBER 31, 2015.

H.) DISCUSSION OF PULLED CONSENT ITEMS

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I.) PENDING BUSINESS

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J.) NEW BUSINESS

1. **Requested monthly update from Finance Officer James M. Luddecke relative to the General Fund Expenditures, Education Expenditures and Revenue report.** (A copy of same are included for Council review.)

**NO MOTION PROPOSED**

2. **Request the Town Council amend the actions taken on February 21, 2012 relative to the Maxwell "family burial ground" with the following recommended resolution drafted by Town Attorney Harold Cummings and further it is requested that a similar motion be added for the Belding Burial Plot.** (See memorandum dated March 13, 2012 from Attorney Harold R. Cummings to John D. Ward, Town Administrator regarding same.)

**PROPOSED RESOLUTION:**

BE IT RESOLVED THAT THE RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF VERNON DATED FEBRUARY 21, 2012, ACCEPTING OWNERSHIP AND RESPONSIBILITY FOR THE MAXWELL "FAMILY BURIAL GROUND" IS HEREBY RESCINDED AND THE FOLLOWING ADOPTED IN LIEU THEREOF:

BE IT RESOLVED THAT THE TOWN OF VERNON HEREBY ACCEPTS OWNERSHIP OF THE MAXWELL "FAMILY BURIAL GROUND" LOCATED WITHIN THE GROVE HILL CEMETERY, AND, FURTHER ASSUMES FINANCIAL RESPONSIBILITY FOR THE CARE, MAINTENANCE, AND CONTROL OF SAID MAXWELL, "FAMILY BURIAL GROUND" LOCATED WITHIN SAID CEMETERY INCLUDING THE MARKERS, MONUMENTS, TREES, SHRUBBERY, WALL, BRIDGES, PATHS, AND OTHER STRUCTURES AND VEGETATION THEREON.

**PROPOSED RESOLUTION:**

BE IT RESOLVED THAT THE TOWN OF VERNON HEREBY ACCEPTS OWNERSHIP OF THE BURIAL PLOT OF FREDERICK N. BELDING AND FRANCIS T. MAXWELL, LOCATED WITHIN THE GROVE HILL CEMETERY AS DESCRIBED IN THEIR INTERVIVOS TRUST DATED DECEMBER 9, 1937, AND, FURTHER ASSUME FINANCIAL RESPONSIBILITY FOR THE CARE, MAINTENANCE AND UPKEEP OF SAID BURIAL PLOT.

**PROPOSED RESOLUTION:**

THE MAYOR, OR HIS DESIGNEE, IS AUTHORIZED TO SIGN, ON BEHALF OF THE TOWN OF VERNON, A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWN OF VERNON AND THE ROCKVILLE PUBLIC LIBRARY, INC., WITH RESPECT TO DISTRIBUTION OF FUNDS TO THE TOWN OF VERNON, CEMETERY COMMISSION, UPON SAID LIBRARY'S RECEIPT OF THE DISTRIBUTIONS FROM THE MAXWELL TESTAMENTARY TRUST AND THE BELDING INTERVIVOS TRUST.

- 3. Discussion requested by Town Council Member John Kopec relative to the issue of barking dogs and an Animal Control Policy for same.** (See letter from John Kopec, Town Council Member to the Vernon Town Council Members dated March 12, 2012 included in your packets.)

**NO MOTION PROPOSED**


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K.) INTRODUCTION OF ORDINANCES

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L.) ACTION ON ORDINANCE(S) PREVIOUSLY PRESENTED

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M.) IDENTIFICATION/ADOPTION OF ADDITIONAL AGENDA ITEMS

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N.) DISCUSSION OF ADDITIONAL ITEMS AND INFORMATIONAL ITEMS

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O.) ADOPTION OF MINUTES

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE REGULAR MEETING OF MARCH 6, 2012 AND THAT MINUTES OF SAID MEETING BE APPROVED.

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P.) INFORMATIONAL ITEMS, PETITIONS, COMMUNICATIONS, CORRESPONDENCE, REPORTS, ETC. NOT REQUIRING ACTION

1. Monthly Activity Report – February, 2012 for the Building Department as submitted by Harry Dan Boyko, Building Official.
2. Monthly Report - February, 2012 Town Clerk's Office as submitted by Bernice K. Dixon, Town Clerk.