

Posted 9/17/2010

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

TUESDAY, SEPTEMBER 21, 2010  
7:00 P.M.

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

RECEIVED  
VERNON TOWN CLERK  
10 SEP 17 PM 12:21

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D.) PUBLIC HEARINGS (7:05PM)

PUBLIC HEARING RELATIVE TO AN "**ORDINANCE NO., \_\_, AN ORDINANCE REGARDING THE MINIMUM REFUND OF TAXES**". (A copy of the proposed ordinance, and the legal notice are included for Council review.)

MAYOR MCCOY CALLS THE PUBLIC HEARING TO ORDER

CLERK READS THE LEGAL NOTICE

MAYOR MCCOY CALLS FOR PUBLIC COMMENT

MAYOR MCCOY DECLARES THE PUBLIC HEARING CLOSED

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E.) PRESENTATIONS BY THE ADMINISTRATION

1. Presentation by the EMS Director Jean Gauthier of the newly purchased stretchers for the Vernon Ambulance Corps.
2. Mayor Jason L. McCoy presents a Proclamation declaring October 3-9, 2010 Fire Prevention Week in the Town of Vernon to Fire Marshal Ray Walker.
3. Mayor Jason L. McCoy to make a presentation to the Town Council on various topics.

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F.) ACTION ON CONSENT AGENDA

- 1) Request for Tax Refunds Prior Years and Current Year.** (A copy of a memorandum from Terry Hjarne, Collector of Revenue, to John D. Ward, Town Administrator dated September 10, 2010 is included in the Council packet.)

**PROPOSED MOTION:**

THE TOWN COUNCIL HEREBY APPROVES SEVEN (7) REFUNDS TOTALING \$5400.96 FOR TAX REFUNDS FROM THE PRIOR YEAR, AND TWELVE (12) REFUNDS TOTALING \$1348.29 FOR THE CURRENT YEAR AS OUTLINED IN THE MEMORANDUM FROM TERRY HJARNE, COLLECTOR OF REVENUE TO JOHN D. WARD, TOWN ADMINISTRATOR DATED SEPTEMBER 10, 2010.

- 2) Request the Town Council authorize the sale of Town-owned land known as Oviate Road.** (A copy of the memorandum dated September 17, 2010 from John Ward, Town Administrator to Mayor Jason L. McCoy and the Vernon Town Council is included for Council review.)

**PROPOSED MOTION:**

PURSUANT TO THE AUTHORITY GIVEN IN CONNECTICUT GENERAL STATUTES §7-163e(b) THE TOWN COUNCIL HEREBY AUTHORIZES THE MAYOR, OR TOWN ADMINISTRATOR, TO ENTER INTO A CONTRACT FOR THE SALE OF A PARCEL OF LAND FORMERLY KNOWN AS OVIATE ROAD, VERNON, CONNECTICUT, AS APPROVED BY THE TOWN ATTORNEY, AND TO EXECUTE ANY DOCUMENTS REQUIRED IN ORDER TO CONVEY SAID PARCEL TO GARY A. EDWARDS, OR HIS ASSIGNS, FOR THE TOTAL CONSIDERATION OF \$6,035.

- 3) **Request the Town Council approve the disposal of Fixed Assets Unit# 7529, a 1989 International 2674 refuse packer truck, VIN: 1HTGLGDT9LH251613, and Unit# 8310 a 1990 Ford F-250 pickup truck, VIN: 2FTHF26H5LCA84985 from Department of Public Works, Fleet Operations.** (A copy of a memorandum dated September 16, 2010 from James Luddecke, Finance Officer to John Ward, Town Administrator and a memorandum dated September 14, 2010 from Dwight Ryniewicz, Fleet Supervisor to Bob Kleinhans, Director of Public Works is included for Council review)

**PROPOSED MOTION:**

THE TOWN COUNCIL APPROVES THE DISPOSAL OR SALE OF FIXED ASSETS LISTED ON THE FORM DATED SEPTEMBER 16, 2010, AS REQUESTED BY THE DEPARTMENT OF PUBLIC WORKS.

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G.) IDENTIFICATION AND ADOPTION OF ADDITIONAL AGENDA ITEMS

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H.) PENDING BUSINESS

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I.) NEW BUSINESS

- 1) **Request for reconsideration of the September 7, 2010 vote on the Vernon Transportation Center.** (A copy of the memorandum dated September 17, 2010 from John Ward, Town Administrator to Mayor Jason L. McCoy and the Vernon Town Council is included for Council review.)

**PROPOSED MOTION:**

THE TOWN COUNCIL AUTHORIZES THE RECONSIDERATION OF THE VOTE OF SEPTEMBER 7, 2010 ON THE MOTION RELATING TO THE VERNON TRANSPORTATION CENTER.

**PRIOR MOTION:**

THE TOWN COUNCIL AUTHORIZES MAYOR JASON L. MCCOY OR HIS DESIGNEE TO ENTER INTO THE REVISED ASSISTANCE AGREEMENT #07-GHTD-002 MODIFIED TO REFLECT 375-383 HARTFORD TURNPIKE WITH THE GREATER HARTFORD

TRANSIT DISTRICT, FOR THE PURPOSES OF UNDERTAKING A MASS TRANSPORTATION CAPITAL ASSISTANCE PROJECT WITH THE DISTRICT'S ASSISTANCE TO THE TOWN USING FUNDS RECEIVED BY THE DISTRICT FOR SUCH PURPOSE UNDER THE PROVISIONS OF CAPITAL GRANT #CT-04-002 BETWEEN THE DISTRICT AND THE FEDERAL TRANSIT AUTHORITY OF THE U.S. DEPARTMENT OF TRANSPORTATION. SAID PROJECT SHALL INCLUDE A TOTAL MAXIMUM PROJECT COST OF \$7,923,712. MAYOR JASON L. MCCOY OR HIS DESIGNEE IS FURTHER AUTHORIZED TO EXECUTE ANY AND ALL NECESSARY DOCUMENTS FOR THIS SUBMISSION AND PROJECT.

**PROPOSED MOTION**

THE TOWN COUNCIL AUTHORIZES THE APPROPRIATION OF TWENTY THOUSAND DOLLARS (\$ 20,000.00) FROM THE TOWN CAPITAL NONRECURRING ACCOUNT FOR THE VERNON TRANSPORTATION PROJECT.

J.) INTRODUCTION OF ORDINANCES

K.) ACTION ON ORDINANCE(S) PREVIOUSLY PRESENTED

**“ORDINANCE NO., \_\_, AN ORDINANCE REGARDING THE MINIMUM REFUND OF TAXES”.** *(A copy of the proposed ordinance and the legal notice are included for Council review.)*

**PROPOSED MOTION:**

TOWN COUNCIL, CONSISTENT WITH CHAPTER V, SECTION SIX OF THE VERNON TOWN CHARTER, ENTITLED “PUBLIC HEARING ON AND PUBLICATION OF ORDINANCES, HEREBY MOVES TO ADOPT AN ORDINANCE ENTITLED **“ORDINANCE NO. \_\_, AN ORDINANCE REGARDING THE MINIMUM REFUND OF TAXES”.**

L.) DISCUSSION OF ADDITIONAL AGENDA ITEMS, PULLED CONSENT ITEMS FROM F) AND PULLED ITEMS FROM O) INFORMATIONAL ITEMS, ETC

M.) ADOPTION OF MINUTES

**THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE REGULAR MEETING OF SEPTEMBER 7, 2010 AND THAT MINUTES OF SAID MEETING BE APPROVED.**

**THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE SPECIAL BUDGET MEETING OF APRIL 14, 2010 AND THAT MINUTES OF SAID MEETING BE APPROVED.**

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N.) EXECUTIVE SESSION ISSUES

SESSION ONE

THE TOWN COUNCIL, PURSUANT TO THE AUTHORITY GIVEN IN CONNECTICUT GENERAL STATUTES CHAPTER 14, §1-200(6)(D) HEREBY MOVES TO GO INTO EXECUTIVE SESSION TO DISCUSS LITIGATION ANTICO ENTERPRISE V TOWN OF VERNON, DOCKET NO. CV-106001644-S AND INVITES JOHN D. WARD, TOWN ADMINISTRATOR; DAVID WHEELER, ASSESSOR; AND ASSISTANT TOWN ATTORNEY SUSAN BOYAN TO ATTEND.

SESSION TWO:

THE TOWN COUNCIL, PURSUANT TO THE AUTHORITY GIVEN IN CONNECTICUT GENERAL STATUTES CHAPTER 14, § 1-200(6)(D) HEREBY MOVES TO GO INTO EXECUTIVE SESSION TO DISCUSS THE PENDING CLAIM BY RISLEY REALTY REGARDING RISLEY ROAD AND INVITES JOHN D. WARD, TOWN ADMINISTRATOR AND TOWN ATTORNEY HAROLD CUMMINGS TO ATTEND.

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

1. Town Clerk monthly report for August 2010, as submitted by Bernice Dixon, Town Clerk.
2. Information on Community Care Services Therapeutic Foster Care.
3. Building Department monthly report for August 2010, as submitted by Building Official B. Peter Hobbs.
4. Police Department monthly report for August 2010, as submitted by Captain Stephen M. Clark.
5. EMS monthly report for August 2010, as submitted by Jean Gauthier, EMS Coordinator.