

AGENDA
VERNON TOWN COUNCIL
REGULAR MEETING
TOWN HALL - 14 PARK PLACE - 3rd Floor
VERNON, CONNECTICUT

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

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

RECEIVED
VERNON TOWN CLERK
10 SEP - 3 AM 11:34

-
- D.) PUBLIC HEARINGS (7:10 PM) / SPECIAL TOWN MEETING (7:15 PM)

Public Hearing relative to a **“Resolution Regarding An Additional Appropriation For Roadway Improvements In The Amount of \$800,000.00”**. Mayor Jason L. McCoy calls the Public Hearing to order in order to receive comments and recommendations relative to a **“Resolution Regarding An Additional Appropriation for Roadway Improvements in the Amount of \$800,000.00.”** (A copy of said resolution is included in the Council’s packet for review.)

CLERK TO READ THE LEGAL NOTICE

RECEIVE PUBLIC COMMENT RE: RESOLUTION

MAYOR RECOMMENDS ACTION ON THE PROPOSED RESOLUTION

TOWN COUNCIL ACTS ON THE PROPOSED RESOLUTION

ADJOURN THE PUBLIC HEARING AND RECESS THE TOWN COUNCIL MEETING UNTIL CONCLUSION OF THE SPECIAL TOWN MEETING

SPECIAL TOWN MEETING (7:15)

MAYOR CALLS FOR NOMINATIONS FOR MODERATOR

CLOSE NOMINATIONS, VOTE ON MOTION, AND DECLARE THE MODERATOR

CLERK READS THE LEGAL NOTICE

MODERATOR ASKS FOR COMMENTS RE: ***“Resolution Regarding An Additional Appropriation for Roadway Improvements in the Amount of \$800,000.00.”***

PUBLIC COMMENT

VOTE ON RESOLUTION

MODERATOR CALLS FOR MOTION TO ADJOURN

ADJOURN THE SPECIAL TOWN MEETING

E.) PRESENTATIONS BY THE ADMINISTRATION

Presentation by the EMS Director Jean Gauthier of the newly purchased stretchers for the Vernon Ambulance Corps.

Mayor Jason L. McCoy to present Mayoral Proclamation to Mrs. Geraldine Strong in recognition of Constitution Week.

Mayor Jason L. McCoy to make a presentation to the Town Council on various topics.

F.) ACTION ON CONSENT AGENDA

- C 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 August 19, 2010 is included in the Council packet.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY APPROVES FIVE (5) REFUNDS TOTALING \$1214.62 FOR TAX REFUNDS FROM THE PRIOR YEAR, AND TWENTY-EIGHT (28) REFUNDS TOTALING \$4679.32 FOR THE CURRENT YEAR AS OUTLINED IN THE MEMORANDUM FROM TERRY HJARNE, COLLECTOR OF REVENUE TO JOHN D. WARD, TOWN ADMINISTRATOR DATED AUGUST 19, 2010.

- C 2.** Request the Town Council approve the Reverse Auction Cooperative Purchasing Agreement through the Connecticut Conference of Municipalities, LLC. (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and the Town Council dated August 20, 2010 is included for Council review.)

PROPOSED RESOLUTION:

THE TOWN COUNCIL, HEREBY RESOLVES IN ACCORDANCE WITH CHAPTER XII, SECTION 9, OF THE TOWN CHARTER, THAT IT IS IN THE BEST INTEREST OF THE TOWN TO: (1) WAIVE THE TRADITIONAL SEALED BID REQUIREMENTS FOR THE PURCHASE OF MATERIALS, SUPPLIES, EQUIPMENT AND SERVICES AND AUTHORIZES THE USE OF A SEALED BID REVERSE AUCTION PROGRAM ADMINISTERED BY THE CONNECTICUT CONFERENCE OF MUNICIPALITIES, LLC, FOR THE DURATION OF TWELVE (12) MONTHS, FROM SEPTEMBER 8, 2010 TO SEPTEMBER 7, 2011; AND (2) AUTHORIZE THE TOWN ADMINSTRATOR AS THE MAYOR'S DESIGNEE TO EXECUTE ON BEHALF OF THE TOWN OF VERNON ANY AGREEMENT(S) TO THAT EFFECT.

- C 3. Request the Town Council approve Cooperative Bidding Resolution.**
 (A copy of a memorandum dated August 12, 2010 from John D. Ward, Town Administrator to Mayor Jason L. McCoy and the Town Council is included for Council review.)

PROPOSED RESOLUTION:

THE TOWN COUNCIL, HEREBY RESOLVES IN ACCORDANCE WITH CHAPTER TWELVE (XII) SECTION NINE (9) OF THE TOWN CHARTER, THAT IT IS IN THE BEST INTEREST OF THE TOWN TO: (1) WAIVE THE TRADITIONAL SEALED BID REQUIREMENTS FOR THE PURCHASE OF MATERIALS, SUPPLIES, EQUIPMENT AND SERVICES UNDER THE COOPERATIVE PURCHASING WITH OTHER GOVERNMENTAL UNITS, COOPERATIVES OR BOARDS OF EDUCATION FOR THE DURATION OF TWELVE (12) MONTHS, FROM SEPTEMBER 8, 2010 TO SEPTEMBER 7, 2011; AND (2) AUTHORIZE THE TOWN ADMINSTRATOR AS THE MAYOR'S DESIGNEE TO EXECUTE ON BEHALF OF THE TOWN OF VERNON ANY INSTRUMENT(S) TO THAT EFFECT.

- C 4. Request the Town Council approve the redesignation of capital non-recurring funding for the grinding and repaving of the Board of Education Administration parking lot at 30 Park Street.** (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and the Town Council dated September 2, 2010 and a memorandum from Superintendent Mary P. Conway to Mayor Jason L. McCoy dated September 1, 2010 are included for Council review.)

PROPOSED MOTION #1

REQUEST THAT THE TOWN COUNCIL AUTHORIZE THE CLOSURE OF THE TEN EDUCATION CAPITAL NON-RECURRING FUND PROJECTS AS PRESENTED AND APPROVE THE REDESIGNATION OF THE UNEXPENDED APPROPRIATION TOTALING \$164,620.00 AS NON-DESIGNATED FUNDS.

PROPOSED MOTION #2

REQUEST THAT THE TOWN COUNCIL APPROVE THE USE OF \$76,350.12 FROM THE CAPITAL NON-RECURRING BUDGET FOR THE PURPOSE OF GRINDING AND REPAVING THE BOARD OF EDUCATION ADMINISTRATION PARKING LOT AT 30 PARK STREET.

- C 5. Request the Town Council schedule a public hearing on an Ordinance regarding the minimum refund of taxes.** (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and Town Council Members dated September 1 2010 and a copy of a memorandum from James Luddecke, Finance Director/Town Treasurer and Terry Hjarne, Collector of Revenue to Mayor Jason L. McCoy, John D. Ward, Town Administrator and Town Council Members dated September 2, 2010 are included for Council review.)

PROPOSED MOTION

THE TOWN COUNCIL, CONSISTENT WITH CHAPTER V, SECTION SIX OF THE VERNON TOWN CHARTER, ENTITLED "PUBLIC HEARING ON AND PUBLICATION OF ORDINANCES," HEREBY SCHEDULES A PUBLIC HEARING REGARDING AN ORDINANCE ENTITLED, "**ORDINANCE NO. __, AN ORDINANCE REGARDING THE MINIMUM REFUND OF TAXES**", AT 7:05 PM ON TUESDAY, SEPTEMBER 21, 2010 LOCATED AT THE COUNCIL CHAMBERS, THIRD FLOOR, 14 PARK PLACE, VERNON, CONNECTICUT TO RECEIVE COMMENTS AND ANSWER QUESTIONS RELATIVE TO THE PROPOSED ORDINANCE.

- C 6. Request the Town Council authorize the discontinuance of Oviate Road.** (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and the Town Council Members dated September 2, 2010 and a letter from Ralph E. Zahner, Town Surveyor to Town Attorney Harold Cummings dated September 1, 2010 are included for Council review.)

PROPOSED MOTION

THE TOWN COUNCIL PURSUANT TO CONN. GEN. STATUTE 13A-49 HEREBY AUTHORIZES THE DISCONTINUANCE OF OVIATE ROAD AS A TOWN ROAD EFFECTIVE UPON PASSAGE.

G.) IDENTIFICATION AND ADOPTION OF ADDITIONAL AGENDA ITEMS

H.) PENDING BUSINESS

I.) NEW BUSINESS

1. **Presentation by Town Administrator John D. Ward relative to the Vernon Transportation Center.** (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and Town Council Members dated September 3, 2010 is included for Council review.)

PROPOSED MOTION

THE TOWN COUNCIL AUTHORIZES MAYOR JASON L. MCCOY OR HIS DESIGNEE TO ENTER INTO THE REVISED ASSISTANCE AGREEMENT #07-GHTD-002 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

J.) INTRODUCTION OF ORDINANCES

K.) ACTION ON ORDINANCE(S) PREVIOUSLY PRESENTED

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 SPECIAL MEETING OF AUGUST 3, 2010 AND THAT MINUTES OF SAID MEETING BE APPROVED.

N.) EXECUTIVE SESSION

THE TOWN COUNCIL, PURSUANT TO THE AUTHORITY GIVEN IN CONNECTICUT GENERAL STATUTES §1-200(6) (D), HEREBY MOVES TO GO INTO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION REGARDING HSBC BANK, USA, N.A. VS. THE TOWN OF VERNON (128 PROSPECT STREET). FURTHER, THE TOWN COUNCIL INVITES JOHN D. WARD, TOWN ADMINISTRATOR, B. PETER HOBBS, BUILDING INSPECTOR, AND HAROLD CUMMINGS, TOWN ATTORNEY TO ATTEND.

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 RE: 90 AND 94 GERALD DRIVE AND INVITES CRAIG PERRY, INLAND WETLANDS ENFORCEMENT OFFICER AND HAROLD CUMMINGS, TOWN ATTORNEY TO ATTEND.

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

1. Monthly Report EMS for July, 2010 as submitted by Jean Gauthier, EMS Coordinator.
2. Monthly Report Town Clerk for June, 2010 as submitted by Bernice Dixon, Town Clerk.
3. Monthly Report Building Department for July, 2010 as submitted by B. Peter Hobbs, Building Official.
4. Annual Inspection Reports of Town Buildings from the Permanent Municipal Building Committee as submitted by John Leary, Chairman.
5. Monthly Report Senior Center July, 2010 as submitted by Penny Rand, Director.
6. Correspondence from DECD regarding removal of the "distressed" community designation dated July 30, 2010 to Mayor Jason L. McCoy.
7. Monthly Report Police Department for July, 2010 as submitted by Stephen M. Clark, Captain.
8. Eighth Annual Blood Drive, in honor of Seymour Ballos, September 13th.
9. Rockville Downtown Association status report August 13, 2010 as submitted by Cliff Edwards
10. Monthly Report Town Clerk for July, 2010 as submitted by Bernice Dixon, Town Clerk.