

**REGULAR MEETING
OF THE
VERNON TOWN COUNCIL
February 20, 2007**

Senior Center 2nd Floor Conference Room, 26 Park Place, Vernon, Connecticut

Mayor Ellen L. Marmer, M.D. called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL:

The Clerk called the roll as follows:

Present: Council Members Daniel E. Anderson, Bill F. Campbell, Daniel A. Champagne, Mark S. Etre, Bill Fox, Marie A. Herbst, Jason L. McCoy, Brian R. Motola, Pauline A. Schaefer, Connie Simon; 10.

Absent: Council Member Mary A. Oliver; 1.

Entered During Meeting: Council Member Mary A. Oliver (9:24 p.m.); 1.

Also Present: Mayor Ellen L. Marmer, M.D., Town Administrator Christopher Clark, Recording Secretary Karin Z. Pike.

CITIZEN'S FORUM:

No residents wished to speak and Citizen's Forum was closed at 7:32 p.m.

PRESENTATIONS:

--Mayor Marmer presented a "Mayor's Citation" and State Representative Claire Janowski presented a "Connecticut General Assembly Citation" to Arnold Bevins, Assistant Director, Water Pollution Control Authority, recognizing his proud accomplishment in being named President of the New England Water Environment Association.

--Presentation – TLB study on the Horowitz Pool (refer to informational item #7)

Bruce Dinnie & David Bower, Parks & Recreation Dept were available for questions and comment.

Informational.

Council Member Campbell requested a recess. The meeting recessed at 8:10 p.m.

The meeting reconvened at 8:15 p.m.

ADOPTION OF MINUTES:

Council Member Schaefer, seconded by Council Member Motola, moved that THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 6, 2007 AND THAT MINUTES OF SAID MEETING BE APPROVED. The motion was carried unanimously 4 to 0 on a voice vote. Council Members Anderson, Champagne, McCoy, Schaefer and Simon abstained. Council Member Etre was *not* present at the table to vote. *

* the word "not" was added

CONSENT AGENDA ITEMS:

1. Request for Tax Refunds – Current and Prior Fiscal Year(s).
2. Request the Town Council to approve the reappointment of Peter Olson as a member of the Housing Authority of the Town of Vernon.
3. Request the Town Council to approve the appointment of Joe King as a member of the Hockanum River Linear Park Committee.
4. Request the Town Council to approve the appointment of Christal Petrone as a regular member of the Board of Ethics.
5. Request the Town Council to approve the appointment of Kwabena Tandoh as an alternate member of the Board of Ethics.
6. Request the Town Council authorize the disposal of a 2000 Lincoln Town Car; said proceeds to be retained in the Police Department Equipment Fund.
7. Request the Town Council authorize the Town Administrator to enter into a lease agreement with Kovider LLC.
8. Request the Town Council to approve additional expenditure for Architectural Services from Paul B. Bailey Architect for the third floor of Town Hall.

NEW BUSINESS (CONSENT ITEMS):

Council Member Motola requested that C.N.B. 4 & 5 be pulled for discussion.

Council Member Herbst, seconded by Council Member Schaefer, moved TO APPROVE C.N.B. 1,2,3,6,7 and 8 AS FOLLOWS:

C.N.B. 1. Request for Tax Refunds – Current and Prior Year(s).

THE TOWN COUNCIL APPROVES TEN (10) TAX REFUNDS FOR THE CURRENT YEAR IN THE AMOUNT OF \$8,416.69 AND ONE (1) TAX REFUND FOR THE PRIOR YEAR IN THE AMOUNT OF \$90.76 AS OUTLINED IN THE MEMORANDUM FROM THE COLLECTOR OF REVENUE DATED FEBRUARY 14, 2007 TO THE TOWN ADMINISTRATOR.

(A copy of the memorandum is appended to these minutes and marked as "Appendix A.")

C.N.B. 2. Request the Town Council to approve the Mayor's reappointment of Peter Olson (R), 29 Tolland Avenue, to serve as a member of the Housing Authority of the Town of Vernon, said term to expire on February 28, 2012.

THE TOWN COUNCIL HEREBY APPROVES THE REAPPOINTMENT OF PETER OLSON TO SERVE AS A MEMBER OF THE HOUSING AUTHORITY OF THE TOWN OF VERNON, SAID TERM TO EXPIRE ON JANUARY 31, 2012.

C.N.B. 3. Request the Town Council to approve the Mayor's appointment of Joseph L. King (U), 163 Rainbow Trail, to serve as a member of the Hockanum River Linear Park Committee.

THE TOWN COUNCIL HEREBY APPROVES THE APPOINTMENT OF JOSEPH L. KING TO SERVE AS A MEMBER OF THE HOCKANUM RIVER LINEAR PARK COMMITTEE, TO SERVE FOR AN INDEFINITE TERM.

C.N.B. 6. Request the Town Council to authorize the disposal of a 2000 Lincoln LS, said proceeds to be retained in the Police Department Equipment Fund.

THE TOWN COUNCIL HEREBY AUTHORIZES THE TOWN ADMINISTRATOR AND/OR THE POLICE CHIEF FOR THE DISPOSAL OF A 2000 LINCOLN LS OBTAINED AS PART OF A PROPERTY SEIZURE TO BE SOLD AT AUCTION OR VIA BID, AND THAT SAID PROCEEDS ARE TO BE

RETAINED IN THE POLICE DEPARTMENT EQUIPMENT FUND FOR USE BY THE POLICE DEPARTMENT.

C.N.B. 7. Request the Town Council to authorize the Town Administrator to enter into a lease agreement with Kovider LLC for the use of the trailer and the injection equipment inside of the trailer relative to environmental remediation.

THE TOWN COUNCIL HEREBY AUTHORIZES THE TOWN ADMINISTRATOR TO ENTER INTO A LEASE AGREEMENT WITH KOVIDER LLC FOR THE USE OF THE TRAILER AND THE INJECTION EQUIPMENT INSIDE OF THE TRAILER RELATIVE TO ENVIRONMENTAL REMEDIATION IN THE AREA FOR A PERIOD OF UP TO THREE YEARS.

C.N.B. 8. Request the Town Council approve additional expenditures for architectural services for the update of bid drawings and specifications for the renovation of third floor of Town Hall.

THE TOWN COUNCIL HEREBY APPROVES THE EXPENDITURES SUBMITTED BY PAUL B. BAILEY ARCHITECT IN THE AMOUNT OF \$3,902.50 FOR STRUCTURAL ENGINEERING SERVICES AND \$5,000.00 FOR AN ADDITIONAL SCOPE REVIEW RELATIVE TO THE RENOVATIONS OF THE THIRD FLOOR OF TOWN HALL.

The motion was carried unanimously 10 to 0 on a voice vote.

NEW BUSINESS (TAKEN FROM CONSENT AGENDA):

C.N.B. 4. Request the Town Council to approve the Mayor's appointment of Christal Petrone (D), 30 Berkeley Drive, to serve as a regular member of the Board of Ethics, due to the resignation of Carlos Cruz, said term to expire November 30, 2007.

Council Member Herbst, seconded by Council Member Simon, moved that THE TOWN COUNCIL HEREBY APPROVES THE APPOINTMENT OF CHRISTAL PETRONE TO SERVE AS A REGULAR MEMBER OF THE BOARD OF ETHICS, SAID TERM TO EXPIRE ON NOVEMBER 30, 2007.

Discussion took place.

Council Member Oliver entered the meeting (9:24 p.m.)

The motion was carried 7 to 3 on a voice vote with Council Members Anderson, Fox, Herbst, Oliver, McCoy, Schaefer and Simon voting yes and Council Members Campbell, Champagne and Motola voting no. Council Member Etre abstained.

Council Member Champagne requested that a breakdown of all commissions be available for the next meeting.

C.N.B. 5. Request the Town Council to approve the Mayor's appointment of Kwabena Tandoh (D), 60 Old Town Road, Unit #84, to serve as an alternate member of the Board of Ethics due to the regular appointment of Christal Petrone, said term to expire on November 30, 2009

THE TOWN COUNCIL HEREBY APPROVES THE APPOINTMENT OF KWABENA TANDOH TO SERVE AS AN ALTERNATE MEMBER OF THE BOARD OF ETHICS, SAID TERM TO EXPIRE ON NOVEMBER 30, 2009.

The motion was amended to read:

*Council Member ~~Anderson~~ *Motola*, seconded by Council Member Campbell, moved that THE TOWN COUNCIL DOES NOT APPROVE THE APPOINTMENT OF KWABENA TANDOH TO SERVE AS AN ALTERNATE MEMBER OF THE BOARD OF ETHICS, SAID TERM TO EXPIRE ON NOVEMBER 30, 2009.

The motion was carried 5 to 5 with Mayor Marmer breaking the tie by voting no and Council Members Anderson, Campbell, Champagne, McCoy and Motola voting yes and Council Members Fox, Herbst, Oliver, Schaefer and Simon voting no. Council Member Etre abstained.

Mayor Marmer requested that C.N.B. 4 and 5 be rescinded due to an error on her part regarding the regulations of the ordinance.*

Council Member Herbst, seconded by Council Member McCoy, moved TO RESCIND THE MAYOR'S APPOINTMENT OF CHRISTAL PETRONE TO SERVE AS A REGULAR MEMBER OF THE BOARD OF ETHICS, SAID TERM TO EXPIRE ON NOVEMBER 30, 2007. The motion was carried unanimously 11 to 0 on a voice vote.

Christal Petrone will remain an alternate to the Board of Ethics.

Council Member Herbst, seconded by Council Member Schaefer, moved TO RESCIND THE MAYOR'S APPOINTMENT OF KWABENA TANDOH TO SERVE AS AN ALTERNATE MEMBER OF THE BOARD OF ETHICS, SAID TERM TO EXPIRE ON NOVEMBER 30, 2009. The motion was carried unanimously 10 to 0 on a voice vote. Council Member McCoy abstained.

Mayor Marmer also requested that a list of Republican candidates be furnished by the Council in order to fill the open position, as well as others that are needed.

IDENTIFICATION AND ADOPTION OF ADDITIONAL AGENDA ITEMS:

None.

NEW BUSINESS:

- N.B. 1. Request for Town Council to approve the Budget Amendment for fiscal year 2006-2007 as outlined in the Budget Amendment #11.

Council Member Herbst, seconded by Council Member Simon, moved that THE TOWN COUNCIL HEREBY APPROVES THE AMENDMENT REQUEST FOR FISCAL YEAR 2006-2007 AS OUTLINED IN BUDGET AMENDMENT FORMS #11 AS PROVIDED BY THE FINANCE OFFICER. The motion was carried unanimously 11 to 0 on a voice vote.

(A copy of the memorandum is appended to these minutes and marked as "Appendix B".)

- N.B. 2. Information from Registrars.

Registrars Patricia Noblet and Judith Beaudreau were available for questions and comment.

Informational.

*Anderson replaced with *Motola*

- N.B. 3. Request Town Council rescind motion from its February 6th meeting in order to correct the term of Richard Quinn, who was appointed to the Historic Properties Commission.

MOTION#1:

Council Member Herbst, seconded by Council Member Schaefer, moved that THE TOWN COUNCIL HEREBY RESCINDS ITS ACTION OF FEBRUARY 6, 2007 RELATIVE TO THE MOTION TO APPOINT RICHARD QUINN AS A MEMBER OF THE HISTORIC PROPERTIES COMMISSION. The motion was carried unanimously 11 to 0 on a voice vote.

MOTION #2:

Council Member Herbst, seconded by Council Member Schaefer, moved that THE TOWN COUNCIL HEREBY APPROVES THE APPOINTMENT OF RICHARD J. QUINN TO SERVE AS A REGULAR MEMBER OF THE HISTORIC PROPERTIES COMMISSION TO FILL A CURRENT VACANCY WHICH BEGAN ON APRIL 3, 2006 AND EXPIRES APRIL 3, 2011. SAID TERM WILL BEGIN ON FEBRUARY 7, 2007 AND EXPIRE ON APRIL 3, 2011. The motion was carried unanimously 11 to 0 on a voice vote.

INTRODUCTION OF ORDINANCES:

1. Request for Town Council to schedule a Public Hearing regarding "Ordinance Pertaining to Land Use Application Fees".

Council Member Herbst, seconded by Council Member McCoy, moved that THE TOWN COUNCIL, CONSISTENT WITH CHAPTER V OF THE VERNON TOWN CHARTER, SECTION 6, ENTITLED "PUBLIC HEARING ON AND PUBLICATION OF ORDINANCES," HEREBY SCHEDULES A PUBLIC HEARING REGARDING "ORDINANCE PERTAINING TO LAND USE APPLICATION FEES" TO BE HELD BEFORE THE TOWN COUNCIL ON TUESDAY, MARCH 6, 2007, AT 7:35 PM, AT THE SECOND FLOOR OF THE VERNON SENIOR CENTER, 26 PARK PLACE, VERNON, CONNECTICUT.

Discussion took place.

The motion was carried unanimously 11 to 0 on a voice vote.

(A copy of the draft ordinance is appended to these minutes and marked as "Appendix C.")

DISCUSSION OF ADDITIONAL AGENDA ITEMS:

None.

INFORMATIONAL ITEMS:

1. Minutes from Board of Education budget meetings of January 11, January 16, January 18 and regular meeting of January 22, 2007.
2. Monthly report for January 2007 from Bernice Dixon, Town Clerk.
3. Letter of resignation from A. Brooks Fischer, resigning from the Design Review Advisory Commission.

4. Letter of resignation from Carlos Cruz, resigning from the Board of Ethics.
5. Letter of resignation from Jennifer Holt, resigning from the Permanent Municipal Building Committee.
6. EMS report for January 2007 submitted by Christopher Hammick, Fire Department Health and Safety Officer.
7. Implementation of the TLB Study on the Horowitz Pool for Repair and Renovations (refer to presentation #2).
8. Hartford St. Patrick's Day Parade Directions and Instructions.

ADJOURN:

Council Member Schaefer, seconded by Council Member Simon, moved TO ADJOURN.

The motion was carried unanimously 11 to 0 on a voice vote

The meeting adjourned at 9:56 p.m.

RECEIVED: February 27, 2007
APPROVED: March 6, 2007
Vernon Town Council

Karin Z. Pike
Asst Town Clerk/ Recording Secretary