

Posted 8/17/09

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

TUESDAY, AUGUST 18, 2009
7:30 P.M.

A.) PLEDGE OF ALLEGIANCE

ROLL CALL

CITIZEN'S FORUM

RECEIVED
VERNON TOWN CLERK
09 AUG 17 AM 8:53

B.) PUBLIC HEARING (7:35 PM)

PUBLIC HEARING AND SPECIAL TOWN MEETING TO RECEIVE COMMENTS RELATIVE TO "A RESOLUTION REGARDING AN ADDITIONAL APPROPRIATION FOR EDUCATION IN THE AMOUNT OF \$932,644.00." (A copy of the Resolution is included in the Council's agenda packet.)

MAYOR CALLS THE PUBLIC HEARING TO ORDER

CLERK READS THE LEGAL NOTICE

MAYOR CALLS FOR PUBLIC COMMENT

MAYOR DECLARES THE PUBLIC HEARING ADJOURNED

MAYOR RECOMMENDS ACTION ON THE PROPOSED RESOLUTION

TOWN COUNCIL SHALL ADJOURN MEETING UNTIL COMPLETION
OF THE SPECIAL TOWN MEETING

SPECIAL TOWN MEETING

TOWN CLERK TO READ THE LEGAL NOTICE

MAYOR CALLS FOR NOMINATIONS FOR MODERATOR

CLOSE NOMINATIONS, VOTE ON NOMINEE AND DECLARE
MODERATOR

MODERATOR ASKS FOR PUBLIC COMMENTS

PUBLIC COMMENTS

VOTE ON RESOLUTION PRESENTED

ANNUAL TOWN MEETING PENDING BUSINESS:

**MOVE TO WAIVE THE READING OF THE MINUTES OF THE ANNUAL
TOWN MEETING HELD ON APRIL 28, 2009 AND THAT SAID
MINUTES BE APPROVED.**

MODERATOR WILL CALL FOR A MOTION TO ADJOURN

ADJOURN THE SPECIAL TOWN MEETING

MAYOR TO CALL TOWN COUNCIL MEETING BACK TO ORDER

C.) PRESENTATION

Alan Slobodien, Youth Service Director, will provide a PowerPoint update on the Community Planning Process funded by the Hartford Foundation for Public Giving. The planning process uses the results statement, "All Vernon children Birth-Eighteen are Safe, Healthy and Productive" as it's guiding principle.

Town Council Member Brian Motola has requested that the Rockville Community Alliance come and make a presentation to the Town Council. This is a "solution oriented" presentation.

D.) CONSENT AGENDA ITEMS

C 1. Request for Tax Refunds Prior Years and Current Year.

A copy of a memorandum from Terry Hjarne, Acting Collector of Revenue, to John D. Ward, Town Administrator dated August 7, 2009 is included in the Council packet.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY APPROVES THREE (3) TAX REFUNDS TOTALLING \$218.20 FOR PRIOR YEARS, AND SEVENTEEN (17) TAX REFUNDS TOTALLING \$2492.12 FOR THE CURRENT YEAR AS OUTLINED IN THE MEMORANDUM FROM TERRY HJARNE, ACTING COLLECTOR OF REVENUE TO JOHN D. WARD, TOWN ADMINISTRATOR DATED AUGUST 7, 2009.

C 2. Request the Town Council approve the budget amendments #65 -66 for fiscal year 2008-2009, as provided by James Luddecke, Finance Officer.

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY APPROVES BUDGET AMENDMENTS #65 -66, FOR FISCAL YEAR 2008-2009, AS OUTLINED IN THE BUDGET AMENDMENT FORMS PROVIDED BY JAMES LUDDECKE, FINANCE OFFICER.

C 3. Request the Town Council authorize the liquidation and re-appropriation of fiscal year 2007-2008 encumbrances in the amount of \$380,629.01 to the fiscal year 2008-2009 budget as detailed in the attached chart. (A copy of a memorandum from James M. Luddecke, Finance Officer to John D. Ward, Town Administrator dated August 14, 2009 is included for your review.)

PROPOSED RESOLUTION:

RESOLVED, THAT THE TOWN COUNCIL AUTHORIZES THE LIQUIDATION AND RE-APPROPRIATION OF FISCAL YEAR 2007-2008 ENCUMBRANCES IN THE AMOUNT OF \$380,629.01 TO THE FISCAL YEAR 2008-2009 BUDGET AS DETAILED IN THE ATTACHED CHART.

- C 4. Request the Town Council schedule a public hearing regarding an Ordinance entitled, "An Ordinance Amending Ordinance #248 to Authorize the Appointment of one additional member to the Board of Assessment Appeals for Tax Years 2009 and following".** (A copy of the proposed changes along with Ordinance #248 are included in the packet for review. Also in the packet is a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and Town Council Members dated August 14, 2009 for you 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, " AN ORDINANCE AMENDING ORDINANCE #248 TO AUTHORIZE THE APPOINTMENT OF ONE ADDITIONAL MEMBER TO THE BOARD OF ASSESSMENT APPEALS FOR TAX YEARS 2009 AND FOLLOWING", AT 7:35 PM ON TUESDAY, SEPTEMBER 15, 2009 LOCATED AT THE COUNCIL CHAMBERS, THIRD FLOOR, 14 PARK PLACE, VERNON, CONNECTICUT TO RECEIVE COMMENTS AND QUESTIONS RELATIVE TO THE PROPOSED ORDINANCE.

- C 5. Request the Town Council approve the extension of Contract Number 801, 03-17-2006 - Bolton Road North Reconstruction, with VMS Construction Company, 162 Lake Street, Vernon, Connecticut, to include the Ironwood Drive construction project in the amount of \$107,000.00.** (A copy of a memorandum from James M. Luddecke, Finance Officer and Treasurer to John D. Ward, Town Administrator dated July 15, 2009 is included for your review.)

PROPOSED RESOLUTION:

RESOLVED, THE TOWN COUNCIL HEREBY APPROVES THE EXTENSION OF CONTRACT NUMBER 801, 03-17-2006 - BOLTON ROAD NORTH RECONSTRUCTION, WITH VMS CONSTRUCTION COMPANY, 162 LAKE STREET, VERNON, CONNECTICUT, TO INCLUDE THE IRONWOOD DRIVE CONSTRUCTION PROJECT IN THE AMOUNT OF \$107,000.00.

- C 6. Request the Town Council authorizes the Mayor Jason L. McCoy or his designee to apply for and execute the necessary documents to receive the ARRA Energy Grant in the amount of \$110,767.00.** (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and Town Council Members dated August 13, 2009 is included in the packet for your review.)

PROPOSED MOTION:

THE TOWN COUNCIL AUTHORIZES THE MAYOR JASON L. MCCOY OR HIS DESIGNEE TO APPLY FOR AND EXECUTE THE NECESSARY DOCUMENTS TO RECEIVE THE AMERICAN REINVESTMENT AND RECOVERY ENERGY EFFICIENCY COMMUNITY BLOCK GRANT IN THE AMOUNT OF \$110,767.00.

- C 7. Request the Town Council approve the Mayor's appointment of George J. Greco (D), 21 Ironwood Drive, Vernon, Connecticut as a regular member of the School Building Advisory Commission, said term to begin August 19, 2009 and expires on June 30, 2011. (A copy of Mr. Greco's resume is included for your review. It should be noted that Mr. Greco is presently a member of the Permanent Municipal Buildings Committee and as such qualifies for the regular member position representing the PMBC.)**

PROPOSED MOTION:

PURSUANT TO TOWN COUNCIL RESOLUTION DATED MAY 17, 2005 ENTITLED "A RESOLUTION CREATING A SCHOOL BUILDING ADVISORY COMMISSION", THE TOWN COUNCIL APPROVES THE APPOINTMENT OF GEORGE J. GRECO (D), 21 IRONWOOD DRIVE, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE SCHOOL BUILDING ADVISORY COMMISSION, SAID TERM TO BEGIN AUGUST 19, 2009 AND EXPIRES JUNE 30, 2011.

- C 8. Request the Town Council approve the Mayor's appointment of Stanley H. Cohen, (D) 67 Meadowview Lane, Vernon, Connecticut as an alternate member of the Planning and Zoning Commission, said term to begin 08-19-2009 and expires on 12-31-2010 to replace Keith R. Lauzon now a regular member. (A copy of Mr. Cohen's resume is included for your review.)**

PROPOSED MOTION:

PURSUANT TO THE VERNON TOWN CHARTER, CHAPTER VIII, SEC. 1 & 6, AND CONNECTICUT GENERAL STATUTES § 8-4a & b, THE TOWN COUNCIL HEREBY APPROVES THE MAYOR'S APPOINTMENT OF STANLEY H. COHEN, (D) 67 MEADOWVIEW LANE, VERNON, CONNECTICUT AS AN ALTERNATE MEMBER OF THE PLANNING AND ZONING COMMISSION, SAID TERM TO BEGIN 08-19-2009 AND EXPIRES ON 12-31-2010 TO REPLACE KEITH R. LAUZON NOW A REGULAR MEMBER.

- C 9. Request the Town Council approve the Mayor's appointment of Charles R. Bardes, (U) 79 Meadowview Lane, Vernon, Connecticut as an alternate member of the Planning and Zoning Commission, said term to begin 08-19-2009 and expires on 12-31-2013 to replace Francis O. Kaplan now a regular member.** (A copy of Mr. Bardes' resume is included for your review.)

PROPOSED MOTION:

PURSUANT TO THE VERNON TOWN CHARTER, CHAPTER VIII, SEC. 1 & 6, AND CONNECTICUT GENERAL STATUTES § 8-4a & b, THE TOWN COUNCIL HEREBY APPROVES THE MAYOR'S APPOINTMENT OF CHARLES R. BARDES, (U) 79 MEADOWVIEW LANE, VERNON, CONNECTICUT AS AN ALTERNATE MEMBER OF THE PLANNING AND ZONING COMMISSION, SAID TERM TO BEGIN 08-19-2009 AND EXPIRES ON 12-31-2013 TO REPLACE FRANCIS O. KAPLAN NOW A REGULAR MEMBER.

- C 10. Request the Town Council authorize Mayor Jason L. McCoy or his designee to apply for and execute the necessary documents to receive the Local Prevention Council Grant in the amount of \$4,245.00.** (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and Town Council Members dated August 14, 2009 is included for your review.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY AUTHORIZES MAYOR JASON L. MCCOY OR HIS DESIGNEE TO APPLY FOR AND EXECUTE THE NECESSARY DOCUMENTS TO RECEIVE THE LOCAL PREVENTION COUNCIL GRANT IN THE AMOUNT OF \$4,245.00.

- C 11. Request the Town Council authorizes Mayor Jason L. McCoy or his designee to apply for a Recreational Trails Program Application for Valley Falls Park Nature Interpretive Center and authorizes Mayor Jason L. McCoy or his designee to execute any documents necessary to receive the grant.** (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and the Town Council Members dated August 14, 2009 is included for your review.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY AUTHORIZES MAYOR JASON L. MCCOY OR HIS DESIGNEE TO APPLY FOR A RECREATIONAL TRAILS PROGRAM APPLICATION FOR VALLEY FALLS PARK NATURE INTERPRETIVE CENTER AND AUTHORIZES MAYOR JASON L. MCCOY OR HIS DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY TO RECEIVE THE GRANT.

- C 12. Request the Town Council accepts the following three roads as Town roads in accordance with Section 9 of the Town of Vernon's Subdivision Regulations, Sutton Drive, Zoey Drive and Tobias Court.** (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and the Town Council Members dated August 14, 2009 is included for your review.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY ACCEPTS THE FOLLOWING THREE ROADS AS TOWN ROADS IN ACCORDANCE WITH SECTION 9 OF THE TOWN OF VERNON'S SUBDIVISIONS REGULATIONS, SUTTON DRIVE, ZOEY DRIVE AND TOBIAS COURT.

- C 13. Request the Town Council authorizes the bid waiver for De-Icing Control Systems for the Department of Public Works vehicles.** (A copy of a memorandum from John D. Ward, Town Administrator to Mayor Jason L. McCoy and Town Council Members dated August 14, 2009 is included for your review.)

PROPOSED MOTION:

THE TOWN COUNCIL IN ACCORDANCE WITH CHAPTER XII, SECTION 9, OF THE TOWN CHARTER, DETERMINES THAT IT IS IN THE BEST INTEREST OF THE TOWN TO WAIVE THE SEALED BID PROCEDURE FOR NEW ENGLAND TRUCK TO INSTALL FOUR DE-ICING CONTROL SYSTEMS FOR TWENTY-FIVE THOUSAND DOLLARS.

E.) IDENTIFICATION OF ADDITIONAL AGENDA ITEMS

F.) PENDING BUSINESS

- 1. Discussion item request by Council Member Herbst on the 2008-2009 budget.** (It should be noted that this item was a verbal request that has been postponed previously at the request of Finance Officer James Luddecke.)
- 2. Request the Town Council approves the Mayor's appointment of Terry Hjarne as Collector of Revenue.** (A copy of a memorandum from Mayor Jason L. McCoy to the Town Council Members dated August 14, 2009 is included for your review.)

PROPOSED MOTION:

THE TOWN COUNCIL, PURSUANT TO CHAPTER X, SEC. 3 AND CHAPTER XI, SEC. 4 OF THE VERNON TOWN CHARTER, APPROVES THE MAYOR'S APPOINTMENT OF MS. TERRY HJARNE AS COLLECTOR OF REVENUE FOR THE TOWN OF VERNON.

G.) NEW BUSINESS

H.) INTRODUCTION OF ORDINANCES

I.) ACTION ON ORDINANCES PREVIOUSLY PRESENTED

J.) DISCUSSION OF ADDITIONAL AGENDA ITEMS

K.) ADOPTION OF MINUTES

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE REGULAR MEETING OF JULY 21, 2009 AND THAT MINUTES OF SAID MEETING BE APPROVED.

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE REGULAR MEETING OF JUNE 16, 2009 AND THAT THE AMENDED MINUTES OF SAID MEETING BE APPROVED.

L.) 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: TOWN OWNED PROPERTY LOCATION - OVIATE ROAD. THE TOWN COUNCIL INVITES THE FOLLOWING INDIVIDUALS TO ATTEND, ATTORNEY MARTIN BURKE AND TOWN ADMINISTRATOR JOHN D. WARD.

M.) INFORMATIONAL ITEM

1. Department of Social Services Quarterly Newsletter, dated Summer 2009.
2. Monthly Report dated July 2009 from Vernon Senior Center Director, Penny Rand.
3. Monthly Activity Report for July 2009, from B. Peter Hobbs, Building Official.