

Posted 11/16/17
JD

AGENDA
VERNON TOWN COUNCIL
REGULAR MEETING
TOWN HALL – 14 PARK PLACE – 3RD FLOOR
VERNON, CONNECTICUT

TUESDAY, NOVEMBER 21, 2017
7:30 P.M.

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

RECEIVED
VERNON TOWN CLERK
17 NOV 16 PM 6:21

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- D.) EXECUTIVE SESSION

THE TOWN COUNCIL, PURSUANT TO THE AUTHORITY GIVEN IN CONNECTICUT GENERAL STATUTES §1-200, (6) (B), HEREBY GOES INTO EXECUTIVE SESSION TO DISCUSS THE FOLLOWING TAX APPEAL SETTLEMENTS:

THE LADD & HALL COMPANY VS. TOWN OF VERNON ET AL;
ANTICO ENTERPRISES LTD VS TOWN OF VERNON ET AL;
MAL GJONBALAJ VS TOWN OF VERNON ET AL;
MAL GJONBALAJ VS TOWN OF VERNON ET AL;
LEDGECREST APARTMENTS LLC VS TOWN OF VERNON ET AL;
LEDGECREST APARTMENTS LLC VS TOWN OF VERNON ET AL;
JEFFREY APARTMENTS LLC VS TOWN OF VERNON ET AL;
WEST MAIN STREET APARTMENTS LLC VS TOWN OF VERNON ET AL;
HIGHLAND APARTMENTS OF VERNON LLC VS TOWN OF VERNON ET AL

AND INVITES MICHAEL J. PURCARO, TOWN ADMINISTRATOR; DAWN MASELEK, ASSISTANT TOWN ADMINISTRATOR; DAVID WHEELER, TOWN ASSESSOR AND ASSISTANT TOWN ATTORNEY MARTIN BURKE, ESQ. TO ATTEND.

- E.) PUBLIC HEARING

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- F.) PRESENTATIONS BY THE ADMINISTRATION
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G.) ACTION ON CONSENT AGENDA

- C 1.** **Request the Town Council approve budget amendment #2, #3, #4, #5 and #6 for fiscal year 2017-2018 as provided by Finance Officer and Treasurer James M. Luddecke on the budget amendment form attached.** (See the budget amendment form with explanation attached to this agenda.)

PROPOSED MOTION

RESOLVED, THE TOWN COUNCIL HEREBY APPROVES BUDGET AMENDMENT REQUESTS #2, #3, #4, #5 AND #6 FOR FISCAL YEAR 2017-2018 AS OUTLINED IN THE BUDGET AMENDMENT FORM PROVIDED BY FINANCE OFFICER AND TREASURER, JAMES M. LUDDECKE.

- C 2.** **Request the Town Council approve budget amendment # 63 for fiscal year 2016-2017 as provided by Finance Officer and Treasurer James M. Luddecke on the budget amendment forms attached.** (See the budget amendment form with explanation attached to this agenda.)

PROPOSED MOTION

RESOLVED, THE TOWN COUNCIL HEREBY APPROVES BUDGET AMENDMENT REQUESTS # 63 FOR FISCAL YEAR 2016-2017 AS OUTLINED IN THE BUDGET AMENDMENT FORM PROVIDED BY FINANCE OFFICER AND TREASURER, JAMES M. LUDDECKE.

- C 3.** **Request the Town Council tax refunds for prior and current years.** (See copy of a memorandum from Terry Hjarne, Collector of Revenue to Mayor Daniel A. Champagne dated November 13, 2017 included for Council review.)

PROPOSED MOTION

THE TOWN COUNCIL HEREBY APPROVES TWELVE (12) PRIOR YEAR TAX REFUND TOTALLING \$5540.90 AND TWENTY-FIVE (25) CURRENT YEAR REFUNDS TOTALLING \$7366.72 AS OUTLINED IN THE MEMORANDUM FROM TERRY HJARNE, COLLECTOR OF REVENUE TO DANIEL A. CHAMPAGNE, MAYOR DATED NOVEMBER 13, 2017.

- C 4.** **Request the Town Council approve Mayor Daniel A. Champagne's appointment of Michael J. Purcaro, Town Administrator to the Bolton Lakes Regional Water Pollution Control Authority as an alternate Director, said term to commence on November 22, 2017 and expires on December 31, 2019.** (Mr. Purcaro will be completing the unexpired term of John D. Ward, former Town Administrator.)

PROPOSED MOTION

PURSUANT TO ORDINANCE NO. 242 THE VERNON TOWN COUNCIL HEREBY APPROVES MAYOR DANIEL A. CHAMPAGNE'S APPOINTMENT OF MICHAEL J. PURCARO, TOWN ADMINISTRATOR, 14 PARK PLACE, VERNON, CONNECTICUT TO THE BOLTON LAKES REGIONAL WATER POLLUTION CONTROL AUTHORITY FOR A TERM BEGINNING NOVEMBER 22, 2017 AND EXPIRES ON DECEMBER 31, 2019

- C 5. Request the Town Council approves the reappointment of Mayor Daniel A. Champagne as a Director for the Bolton Lakes Regional Water Pollution Control Authority, said term to commence November 22, 2017 and expires on November 12, 2019.** (Mayor Champagne's appointment runs with his term as Mayor.)

PROPOSED MOTION

PURSUANT TO ORDINANCE NO. 242 THE VERNON TOWN COUNCIL HEREBY APPROVES THE REAPPOINTMENT OF DANIEL A. CHAMPAGNE, MAYOR, 14 PARK PLACE, VERNON, CONNECTICUT TO THE BOLTON LAKES REGIONAL WATER POLLUTION CONTROL AUTHORITY FOR A TERM BEGINNING NOVEMBER 22, 2017 AND EXPIRES ON NOVEMBER 12, 2019.

- C 6. Request the Town Council approve Mayor Daniel A. Champagne's appointment of Rachel Stansel, (D), 39 Reed Street, Vernon, Connecticut as a regular member of the Inland Wetland Regulatory Commission, said term to commence on November 22, 2017 and expires December 31, 2019.** (A copy of Ms. Stansel's resume is included for Council review.)

PROPOSED MOTION

PURSUANT TO CHARTER CHAPTER VIII, SEC. 8, THE TOWN COUNCIL HEREBY APPROVES MAYOR DANIEL A. CHAMPAGNE'S APPOINTMENT OF RACHEL STANSEL (D), 39 REED STREET, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE INLAND WETLANDS REGULATORY COMMISSION, SAID TERM TO COMMENCE ON NOVEMBER 22, 2017 AND EXPIRES ON DECEMBER 31, 2019.

- C 7. Request the Town Council approve Mayor Daniel A. Champagne's appointment of Daniel Robertson, (D), 3 Saddlegate Lane, Vernon, Connecticut as a regular member of the Design Review Advisory Commission, said term to commence on November 22, 2017 and expires December 31, 2019.** (A copy of Mr. Robertson's resume is included for Council review.)

PROPOSED MOTION

PURSUANT TO ORDINANCE #268, TOWN CODE SEC. 10-105 - 10-108 THE TOWN COUNCIL APPROVES MAYOR DANIEL A. CHAMPAGNE'S APPOINTMENT OF DANIEL ROBERTSON, (D), 3 SADDLEGATE LANE, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE DESIGN REVIEW ADVISORY COMMISSION, SAID TERM TO COMMENCE NOVEMBER 22, 2017 AND EXPIRES ON DECEMBER 31, 2019.

- C 8. Request the Town Council approve Mayor Daniel A. Champagne's appointment of Charles Catania, (R), 20 Dailey Circle, Vernon, Connecticut as an alternate member of the Planning and Zoning Commission, said term to commence on November 22, 2017 and expires December 31, 2018.** (A copy of Mr. Catania's resume is included for Council review.)

PROPOSED MOTION

PURSUANT TO THE VERNON TOWN CHARTER, CHAPTER VIII, SEC. 1 & 6, AND CONNECTICUT GENERAL STATUTES SEC. 8-4a & b, THE TOWN COUNCIL HEREBY APPROVES MAYOR DANIEL A. CHAMPAGNE'S APPOINTMENT OF CHARLES CATANIA, (R), 20 DAILEY CIRCLE, VERNON, CONNECTICUT, AS ALTERNATE MEMBER OF THE PLANNING AND ZONING COMMISSION FOR A TERM COMMENCING ON NOVEMBER 22, 2017 AND EXPIRES DECEMBER 31, 2018.

- C 9. Request the Town Council approve Mayor Daniel A. Champagne's reappointment of James Ferguson, Jr., (U), 65 Dockerel Road, Vernon, Connecticut as the Town's Citation Hearing Officer, said term to commence January 1, 2018 and expires December 31, 2018.** (A copy of Mr. Ferguson's resume is included for Council review.)

PROPOSED MOTION

PURSUANT TO ORDINANCE #215, TOWN CODE 2-5, AS AMENDED BY ORDINANCE 218 TO ENFORCE ORDINANCES 214 AND 216 THE TOWN COUNCIL HEREBY APPROVES MAYOR DANIEL A. CHAMPAGNE'S REAPPOINTMENT OF JAMES FERGUSON, JR., (U), 65 DOCKEREL ROAD, VERNON, CONNECTICUT AS THE TOWN OF VERNON CITATION HEARING OFFICER, SAID NEW TERM TO COMMENCE ON JANUARY 1, 2018 AND EXPIRES DECEMBER 31, 2018.

- C 10. Request the Town Council approve Mayor Daniel A. Champagne's reappointment of William Meier, Lieutenant Vernon Police Department, 725 Hartford Turnpike, Vernon, Connecticut as a regular member of the North Central District Health Department, said term to commence on January 1, 2018 and expires on December 31, 2020.**

PROPOSED MOTION

PURSUANT TO C.G.S. §19a-241; CHARTER CHAPTER XI, SECTIONS 1,5, & 14, THE TOWN COUNCIL APPROVES MAYOR DANIEL A. CHAMPAGNE'S REAPPOINTMENT OF WILLIAM MEIER, LIEUTENANT OF THE VERNON POLICE DEPARTMENT, VERNON, CONNECTICUT AS A MEMBER OF THE BOARD OF DIRECTORS OF THE NORTH CENTRAL DISTRICT HEALTH DEPARTMENT. SAID TERM TO COMMENCE ON JANUARY 1, 2018 AND EXPIRES ON DECEMBER 31, 2020.

- C 11. Request the Town Council approve Mayor Daniel A. Champagne's appointment of Jesse Schoolnik, (D), 53 Elizabeth Lane, Vernon, Connecticut as an alternate member of the Planning and Zoning Commission, said term to commence on November 22, 2017 and expires on December 31, 2018.** (A copy of Mr. Schoolnik's resume is included for Council review.)

PROPOSED MOTION

PURSUANT TO THE VERNON TOWN CHARTER, CHAPTER VIII, SEC. 1 & 6, AND CONNECTICUT GENERAL STATUTES SEC. 8-4a & b, THE TOWN COUNCIL HEREBY APPROVES MAYOR DANIEL A. CHAMPAGNE'S APPOINTMENT OF JESSE SCHOOLNIK, (D), 53 ELIZABETH LANE, VERNON, CONNECTICUT, TO ALTERNATE MEMBER OF THE PLANNING AND ZONING COMMISSION FOR A TERM COMMENCING ON NOVEMBER 22, 2017 AND EXPIRES DECEMBER 31, 2018.

- C 12. Request the Town Council in accordance with the requirements for the Small Cities, Community Development Block Grant Program, adopt the Town of Vernon Affirmative Action Policy Statement for the Town of Vernon.** (A copy of said policy is included in the agenda packet for Council review.)

PROPOSED RESOLUTION

THE TOWN COUNCIL HEREBY WAIVES THE READING OF, AND ADOPTS THE TOWN OF VERNON ***AFFIRMATIVE ACTION POLICY STATEMENT*** AND HEREBY AUTHORIZES MAYOR DANIEL A. CHAMPAGNE TO EXECUTE THIS DOCUMENT, AND ASSIGN THE RESPONSIBILITY TO ACHIEVE THE SUCCESSFUL IMPLEMENTATION OF SAID GOALS AND OBJECTIVES TO MICHAEL J. PURCARO, TOWN ADMINISTRATOR.

- C 13. Request the Town Council in accordance with the requirements for the Small Cities, Community Development Block Grant Program, adopt the Fair Housing Resolution for the Town of Vernon.** (A copy of said policy is included in the agenda packet for Council review.)

PROPOSED RESOLUTION

THE TOWN COUNCIL HEREBY WAIVES THE READING AND ADOPTS THE **TOWN OF VERNON FAIR HOUSING RESOLUTION** AND AUTHORIZES MICHAEL J. PURCARO, TOWN ADMINISTRATOR TO EXECUTE THE DOCUMENT ON BEHALF OF THE TOWN OF VERNON.

- C 14. Request the Town Council in accordance with the requirements for the Small Cities, Community Block Grant Program, adopt the Fair Housing Policy Statement for the Town of Vernon.** (See a copy of the Policy is included in the agenda packet.)

PROPOSED RESOLUTION

THE TOWN COUNCIL HEREBY WAIVES THE READING AND ADOPTS THE **TOWN OF VERNON FAIR HOUSING POLICY STATEMENT** AND FURTHER AUTHORIZES MICHAEL J. PURCARO, TOWN ADMINISTRATOR, TO EXECUTE THE DOCUMENT ON BEHALF OF THE TOWN OF VERNON.

- C 15. Request the Town Council in accordance with the requirements for the Small Cities, Community Development Block Grant Program, adopt the Compliance with Title VI of the Civil Rights Act of 1964 document for the Town of Vernon.** (A copy of said document is included in the Council packet.)

PROPOSED RESOLUTION

THE TOWN COUNCIL HEREBY WAIVES THE READING OF AN ADOPTS THE **TOWN OF VERNON COMPLIANCE WITH TITLE VI OF THE CIVIL RIGHTS ACT OF 1964** AND AUTHORIZES MICHAEL J. PURCARO, TOWN ADMINISTRATOR TO EXECUTE THE DOCUMENT ON BEHALF OF THE TOWN OF VERNON.

- C 16. Request the Town Council in accordance with the requirements for the Small Cities, Community Development Block Grant Program, adopt the ADA Notice for the Town of Vernon.** (A copy of said document is included in the Council packet.)

PROPOSED RESOLUTION

THE TOWN COUNCIL HEREBY WAIVES THE READING OF AND ADOPTS THE **TOWN OF VERNON ADA NOTICE**, AND TO PUBLISH SAID NOTICE IN THE LOCAL NEWSPAPER.

- C 17. Request the Town Council in accordance with the requirements for the Small Cities, Community Development Block Grant Program, adopt the Municipal ADA Grievance Procedure for the Town of Vernon.** (A copy of said document is included for Council review.)

PROPOSED RESOLUTION

THE TOWN COUNCIL WAIVES THE READING OF AND ADOPTS THE TOWN OF VERNON MUNICIPAL ADA GRIEVANCE PROCEDURE NOTICE AND AUTHORIZES MAYOR DANIEL A. CHAMPAGNE TO SIGN THE MUNICIPAL GRIEVANCE PROCEDURE NOTICE DECLARING THE TOWN OF VERNON'S COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT.

H.) DISCUSSION OF PULLED CONSENT ITEMS

I.) PENDING BUSINESS

J.) NEW BUSINESS

1. **Request the Town Council approve the asset disposal or sale of vehicles from the Department of Public Works.** (See memorandum from James M. Luddecke, Finance Officer and Treasurer dated November 15, 2017 to Michael J. Purcaro, Town Administrator relative to same.)

PROPOSED MOTION

THE TOWN COUNCIL HEREBY APPROVES THE DISPOSAL OR SALE OF THREE (3) DEPARTMENT OF PUBLIC WORKS VEHICLES AS DISCLOSED ON THE FIXED ASSET DISPOSAL REQUEST FORMS.

2. **Request the Town Council approve the asset disposal of various items previously approved by the Vernon Board of Education.** (See memorandum from James M. Luddecke, Finance Officer and Treasurer dated November 15, 2017 to Michael J. Purcaro, Town Administrator relative to same.)

PROPOSED MOTION

THE TOWN COUNCIL HEREBY APPROVES THE DISPOSAL OR SALE AT PUBLIC AUCTION OF ITEMS FROM ROCKVILLE HIGH SCHOOL, AS DISCLOSED ON THE FIXED ASSET DISPOSAL REQUEST FORMS AND ATTACHMENTS.

3. **Request the Town Council approve the asset disposal of various items from the following departments: Administration, Parks and Recreation, Data Processing, Building/Fire Marshal and Police Department.** (See memorandum from James M. Luddecke, Finance Officer and Treasurer dated November 15, 2017 to Michael J. Purcaro, Town Administrator relative to same.)

PROPOSED MOTION

THE TOWN COUNCIL HEREBY APPROVES THE DISPOSAL OF FIXED ASSETS FOR THE ADMINISTRATION, PARKS AND RECREATION, DATA PROCESSING, BUILDING/FIRE MARSHAL AND POLICE DEPARTMENTS AS DISCLOSED ON THE FIXED ASSET DISPOSAL REQUEST FORM.

4. **Request the Town Council authorize Mayor Daniel A. Champagne to execute all necessary documentation to make application and receive the FY 2017 Emergency Management Performance Grant (EMPG).** (See memorandum dated November 14, 2017 from Michael J. Purcaro, Town Administrators to Mayor Daniel A. Champagne and the Vernon Town Council relative to same.)

PROPOSED MOTION

BE IT RESOLVED THAT THE TOWN COUNCIL AUTHORIZES MAYOR DANIEL A. CHAMPAGNE TO EXECUTE ALL NECESSARY PAPERWORK TO MAKE APPLICATION FOR AND RECEIVE FY 2017 EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) FUNDING OFFERED BY THE STATE OF CONNECTICUT DEPARTMENT OF EMERGENCY SERVICES AND PUBLIC PROTECTION.

5. **Request the Town Council opt out of PA 17-155 Temporary Health Care Structures.** (See memorandum from Marina Rodriguez, Town Planner to Mayor Daniel A. Champagne and Town Administrator Michael Purcaro relative to same.)

PROPOSED MOTION

BE IT RESOLVED, THE TOWN OF VERNON OPT OUT OF PA 17-155 CONCERNING TEMPORARY HEALTH CARE STRUCTURES.

6. **Request the Town Council authorize the transfer of \$120,000.00 from FY 2016-2017 funds in the Education budget to the Education Capital Non-recurring Account .** (See memorandum from James M. Luddecke, Finance Officer and Treasurer to Mayor Daniel A. Champagne dated November 15, 2017 relative to same.)

PROPOSED MOTION

THE TOWN COUNCIL HEREBY AUTHORIZES THE TRANSFER OF AVAILABLE FUNDS, IN THE AMOUNT OF \$120,000.00, FROM THE BOARD OF EDUCATION FISCAL YEAR 2016-2017 GENERAL FUND BUDGET TO THE EDUCATION RESERVE FOR CAPITAL AND NON-RECURRING EXPENDITURES ACCOUNT, AS REQUESTED BY THE BOARD OF EDUCATION AND PURSUANT WITH THE RESOLUTION SO ESTABLISHED FOR THE EDUCATION RESERVE FOR CAPITAL AND NON-RECURRING EXPENDITURES ACCOUNT.

K.) INTRODUCTION OF ORDINANCES

L.) ACTION ON ORDINANCE(S) PREVIOUSLY PRESENTED

M.) IDENTIFICATION/ADOPTION OF ADDITIONAL AGENDA ITEMS

N.) DISCUSSION OF ADDITIONAL ITEMS AND INFORMATIONAL ITEMS

O.) ADOPTION OF MINUTES

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

1. Monthly Report – Town Clerk’s Office for October, 2017 as submitted by Bernice K. Dixon, Town Clerk.
2. Town Council 2017-2019 Rules of Procedure as adopted.
3. Invitation to the Town of Vernon “Winterfest” celebration, December 1, 2017 in Central Park.
4. FOIA Town Council meeting schedule as adopted.
5. **REMINDER** to complete the Town Council “Member Contact Information” form, if you have not already done so.
6. Monthly Report – Vernon Police Department for September, 2017 as submitted by Captain John Kelley.
7. Memorandum dated November 16, 2017 from Michael J. Purcaro, Town Administrator to Mayor Daniel A. Champagne and the Vernon Town Council, relative to the **custodial ownership of thirty-six (36) portable cribs** through the Department of Emergency Management and Homeland Security (DEMHS).
8. Memorandum dated November 18, 2017 from Michael J. Purcaro, Town Administrator to Mayor Daniel A. Champagne and the Vernon Town Council relative to the **custodial ownership of a 10Kw Generac Generator** through the Department of Emergency Management and Homeland Security (DEMHS).
9. Letter from James M. Luddecke, Finance Officer and Treasurer dated November 7, 2017 to Mayor Daniel A. Champagne and members of the Vernon Town Council relative to the Official Statement, Rating Analysis, results of Bond and Note Sale and Aggregate Bonded Debt Service. **(The actual documents are in excess of 150 pages and will be on your table when you arrive on Tuesday.)**

Q.) ADJOURNMENT