

RECEIVED
VERNON TOWN CLERK

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

13 AUG 16 AM 8:12

TUESDAY, AUGUST 20, 2013
7:30 P.M.

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

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- D.) EXECUTIVE SESSION

NOTE: These Executive Sessions will be conducted immediately following the Public Hearings and Special Town Meeting.

Executive Session #1

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 TAX APPEAL SETTLEMENT CV-13-6006716S, CAPTIONED "CARR VS. TOWN OF VERNON ET AL," AND INVITES JOHN D. WARD, TOWN ADMINISTRATOR; MARTIN BURKE, TOWN ATTORNEY AND DAVID WHEELER, TOWN ASSESSOR TO ATTEND.

Executive Session #2

THE TOWN COUNCIL, PURSUANT TO THE AUTHORITY GIVEN IN CONNECTICUT GENERAL STATUTES § 1-200 (6) (C), HEREBY MOVES TO GO INTO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION RELATIVE TO THE PROPERTY KNOWN AS **AMERBELLE** AND INVITES JOHN D. WARD, TOWN ADMINISTRATOR TO ATTEND.

E.) PUBLIC HEARING

**PUBLIC HEARING #1 (7:35 PM) AND SPECIAL TOWN
MEETING (7:40 PM)**

PUBLIC HEARING AND SPECIAL TOWN MEETING TO RECEIVE
COMMENTS AND QUESTIONS REGARDING A **"RESOLUTION TO
APPROVE AN ADDITIONAL APPROPRIATION OF \$260,000.00 TO THE
FISCAL YEAR 2012-2013 BOARD OF EDUCATION BUDGET."**

**MAYOR GEORGE F. APEL CALLS THE PUBLIC HEARING
TO ORDER**

CLERK READS THE LEGAL NOTICE

MAYOR APEL CALLS FOR PUBLIC COMMENT

**MAYOR APEL DECLARES THE PUBLIC HEARING –
ADJOURNED**

**TOWN COUNCIL SHALL RECESS TOWN COUNCIL MEETING
UNTIL COMPLETION OF THE SPECIAL TOWN MEETING**

SPECIAL TOWN MEETING

TOWN CLERK TO READ THE LEGAL NOTICE

MAYOR APEL CALLS FOR NOMINATIONS FOR MODERATOR

**CLOSE NOMINATIONS, VOTE ON NOMINEE AND DECLARE A
MODERATOR**

MODERATOR ASKS FOR PUBLIC COMMENT

PUBLIC COMMENTS ARE TAKEN

VOTE ON RESOLUTION PRESENTED

**MODERATOR WILL CALL FOR A MOTION TO ADJOURN THE
SPECIAL TOWN MEETING**

**MAYOR APEL AND THE TOWN COUNCIL RETURN TO
REGULAR TOWN COUNCIL MEETING BUSINESS**

PUBLIC HEARING #2 (7:45 PM)

PUBLIC HEARING TO RECEIVE COMMENTS AND QUESTIONS REGARDING AN ORDINANCE AMENDMENT TO ***"AN ORDINANCE NUMBER 242 AN ORDINANCE CREATING THE BOLTON LAKES REGIONAL WATER POLLUTION CONTROL AUTHORITY."***

MAYOR GEORGE F. APEL CALLS THE PUBLIC HEARING TO ORDER

CLERK READS THE LEGAL NOTICE

MAYOR APEL CALLS FOR PUBLIC COMMENT

MAYOR APEL DECLARES THE PUBLIC HEARING – ADJOURNED

(NOTE: Final action to be considered during Section. L – **ACTION ON ORDINANCES PREVIOUSLY PRESENTED**)

F.) PRESENTATIONS BY THE ADMINISTRATION

Presentation to the Council from Mayor George F. Apel, relative to a variety of topics.

G.) ACTION ON CONSENT AGENDA

- C 1. Request for Tax Refunds for Prior and Current Year.** (A copy of a memorandum from Terry Hjarne, Collector of Revenue, to John D. Ward, Town Administrator dated August 12, 2013 is included in the Council packet.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY APPROVES SIX (6) OVERPAYMENTS FOR PRIOR YEAR TAXES IN THE AMOUNT OF \$1096.32 AND THIRTY-FOUR OVERPAYMENTS FOR CURRENT YEAR TAXES IN THE AMOUNT OF \$ 3427.76 AS OUTLINED IN THE MEMORANDUM FROM TERRY HJARNE, COLLECTOR OF REVENUE TO JOHN D. WARD, TOWN ADMINISTRATOR DATED AUGUST 12, 2013.

- C 2. Request the Town Council approve budget amendment #74-80 for fiscal year 2012-2013 as provided by Finance Officer James Luddecke on the budget amendment forms attached to this agenda.**

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY APPROVES BUDGET AMENDMENT REQUESTS #74-80 FOR FISCAL YEAR 2012-2013 AS OUTLINED IN THE BUDGET AMENDMENT FORMS PROVIDED BY FINANCE OFFICER, JAMES M. LUDDECKE.

- C 3. Request the Town Council authorize the liquidation and re-appropriation of fiscal year 2011-2012 encumbrances.** (See memorandum from James Luddecke, Finance Officer and Treasurer dated August 9, 2013 relative to same.)

PROPOSED MOTION:

RESOLVED, THAT THE TOWN COUNCIL AUTHORIZES THE LIQUIDATION AND RE-APPROPRIATION OF FISCAL YEAR 2011-2012 ENCUMBRANCES IN THE AMOUNT OF \$189,394.89 TO THE FISCAL YEAR 2012-2013 BUDGET AS DETAILED IN THE ATTACHED TABLE.

- C 4. Request the Town Council approve Mayor George F. Apel's appointment of Linda Gessay (D), of 6 Lewis Street, Vernon, Connecticut as a regular member of the Board of Ethics, said term to commence on August 21, 2013 and expires November 30, 2013.** (A copy of Ms. Gessay's resume is included for Council review. It should be noted that Ms. Gessay, previously an alternate, will be completing the term of David Herrmann who is being term limited off the Commission.)

PROPOSED MOTION:

PURSUANT TO ORDINANCE # 173, TOWN CODE SEC. 2-91 - 2-98; THE TOWN COUNCIL HEREBY APPROVES MAYOR GEORGE F. APEL'S APPOINTMENT OF LINDA GESSAY, (D), 6 LEWIS STREET, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE BOARD OF ETHICS, SAID NEW TERM TO COMMENCE ON AUGUST 21, 2013 AND ENDS ON NOVEMBER 30, 2013.

- C 5. Request the Town Council approve Mayor George F. Apel's appointment of Lois-Jane Cratty Tonski, (D), 36 Hale Street, Ext., Vernon, Connecticut as a regular member of the Vernon Cemetery Commission, said term to commence on August 21, 2013 and expires on June 30, 2016.** (A copy of Ms. Tonski's resume is included for Council review.)

PROPOSED MOTION:

PURSUANT TO C.G.S. §19A-296; CHARTER CHAPTER VIII, SECTION 10, THE TOWN COUNCIL APPROVES MAYOR GEORGE F. APEL'S APPOINTMENT OF LOIS-JANE CRATTY TONSKI, (D), 36 HALE STREET EXT., VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE CEMETERY COMMISSION, SAID TERM TO COMMENCE ON AUGUST 21, 2013 AND EXPIRES ON JUNE 30, 2016.

- C 6. Request the Town Council approve Mayor George F. Apel's reappointment of Paul Jonas, Jr., (U), 27 Quarry Drive, Vernon, Connecticut as a regular member of the Risk Management Advisory Committee, said term to commence on September 1, 2013 and expires on August 30, 2016. (A copy of Mr. Jonas' resume is included for Council review.)**

PROPOSED MOTION

PURSUANT TO THE TOWN COUNCIL RESOLUTION DATED NOVEMBER 18, 1986 AND TOWN CHARTER CHAPTER XV, SECTION 3, THE TOWN COUNCIL APPROVES MAYOR GEORGE F. APEL'S REAPPOINTMENT OF PAUL JONAS JR., (U), 27 QUARRY DRIVE, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE RISK MANAGEMENT ADVISORY COMMITTEE, SAID TERM TO COMMENCE ON SEPTEMBER 1, 2013 AND EXPIRES AUGUST 30, 2016.

- C 7. Request the Town Council approve Mayor George F. Apel's appointment of Stuart I. Edwards, (U), 19 Tolland Avenue, Vernon, Connecticut as a regular member of the Cemetery Commission, said term to commence on August 21, 2013 and expires June 30, 2016. (A copy of Mr. Edwards' resume is included for Council review.)**

PROPOSED MOTION:

PURSUANT TO C.G.S. §19A-296; CHARTER CHAPTER VIII, SECTION 10, THE TOWN COUNCIL APPROVES THE APPOINTMENT OF STUARD I. EDWARDS, (U), 19 TOLLAND AVENUE, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE CEMETERY COMMISSION, SAID TERM TO COMMENCE ON AUGUST 21, 2013 AND EXPIRES ON JUNE 30, 2016.

- C 8. Request the Town Council approve Mayor George F. Apel's appointment of Carole A. Slattery, (R), 35 Wilson Lane, Vernon, Connecticut as a regular member of the Senior Citizen's Advisory Committee, said term to commence August 21, 2013 and expires June 30, 2016. (A copy of Ms. Slattery's resume is included for Council review. Ms. Slattery is completing the unexpired term of David Alter.)**

PROPOSED MOTION:

PURSUANT TO VERNON'S CHARTER CHAP. XV, SEC. 3; EST. 03-02-1982, THE TOWN COUNCIL APPROVES THE MAYOR'S APPOINTMENT OF CAROLE A. SLATTERY, (R), 35 WILSON LANE, VERNON, CONNECTICUT AS A MEMBER OF THE SENIOR CITIZEN'S ADVISORY COMMITTEE, SAID TERM TO BEGIN ON AUGUST 21, 2013 AND EXPIRE ON JUNE 30, 2016.

- C 9. Request the Town Council approve Mayor George F. Apel's appointment of William T. Tyler, Sr., (U), One Half Fox Hill Drive, Vernon, Connecticut, as a regular member of the Senior Citizen's Advisory Committee, said term to commence on August 21, 2013 and expires on June 30, 2016.** (A copy of Mr. Tyler's resume is included for Council review. Mr. Tyler will be completing the unexpired term of Mr. Probulis.)

PROPOSED MOTION:

PURSUANT TO VERNON'S CHARTER CHAP. XV, SEC. 3; EST. 03-02-1982, THE TOWN COUNCIL APPROVES THE MAYOR'S APPOINTMENT OF WILLIAM T. TYLER, SR., (U), ONE HALF FOX HILL DRIVE, VERNON, CONNECTICUT AS A MEMBER OF THE SENIOR CITIZEN'S ADVISORY COMMITTEE, SAID TERM TO BEGIN ON AUGUST 21, 2013 AND EXPIRE ON JUNE 30, 2016.

- C 10. Request the Town Council approve Mayor George F. Apel's reappointment of Robert B. Hurd, (R), 7 Rheel Street, Vernon, Connecticut as a regular member of the Historic Properties Commission, said appointment to commence on May 8, 2013 and expires May 7, 2018.** (A copy of Mr. Hurd's resume is included for Council review. This motion corrects a previous appointment on the May 7, 2013 agenda. The re-appointment should be five years not three as originally approved.)

PROPOSED MOTION

PURSUANT TO ORDINANCE NO. 185 (TOWN CODE SEC. 2-122) THE TOWN COUNCIL HEREBY APPROVES MAYOR GEORGE F. APEL'S REAPPOINTMENT OF ROBERT B. HURD, (R), 7 RHEEL STREET, VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE HISTORIC PROPERTIES COMMISSION FOR A TERM TO COMMENCE ON MAY 8, 2013 AND END ON MAY 7, 2018

- C 11. Request the Town Council approve Mayor George F. Apel's reappointment of Pauline A. Schaefer, (D), 1A Fox Hill Drive, Vernon, Connecticut, as a regular member of the Senior Citizen's Advisory Committee, said term to commence on August 21, 2013 and expires June 30, 2016.** (A copy of Ms. Schaefer's resume is included for Council review.)

PROPOSED MOTION:

PURSUANT TO VERNON'S CHARTER CHAP. XV, SEC. 3; EST. 03-02-1982, THE TOWN COUNCIL APPROVES MAYOR GEORGE F. APEL'S REAPPOINTMENT OF PAULINE A. SCHAEFER, (D), 1A FOX HILL DRIVE, VERNON, CONNECTICUT AS A MEMBER OF THE SENIOR CITIZEN'S ADVISORY COMMITTEE, SAID TERM TO BEGIN ON AUGUST 21, 2013 AND EXPIRE ON JUNE 30, 2016.

- C 12. Request the Town Council approve Mayor George F. Apel's appointment of Richard A. Levitsky, (R), 10 Oakmoor Drive, Vernon, Connecticut as a regular member of the Senior Citizen's Advisory Committee, said term to commence on August 21, 2013 and expires June 30, 2015.** (A copy of Mr. Levitsky's resume is included for Council review. Mr. Levitsky is completing the unexpired term of Carol Nelson.)

PROPOSED MOTION:

PURSUANT TO VERNON'S CHARTER CHAP. XV, SEC. 3; EST. 03-02-1982, THE TOWN COUNCIL APPROVES MAYOR GEORGE F. APEL'S REAPPOINTMENT OF RICHARD A. LEVITSKY, (R), 10 OAKMOOR DRIVE, VERNON, CONNECTICUT AS A MEMBER OF THE SENIOR CITIZEN'S ADVISORY COMMITTEE, SAID TERM TO BEGIN ON AUGUST 21, 2013 AND EXPIRE ON JUNE 30, 2015.

- C 13. Request the Town Council approve Mayor George F. Apel's appointment of Patricia North Iamonaco, (D), 8 Werner Drive, Vernon, Connecticut as a regular member of the Senior Citizen's Advisory Committee, said term to commence on August 21, 2013 and expires June 30, 2016.** (A copy of Ms. Iamonaco's resume is included for Council review.)

PROPOSED MOTION:

PURSUANT TO VERNON'S CHARTER CHAP. XV, SEC. 3; EST. 03-02-1982, THE TOWN COUNCIL APPROVES MAYOR GEORGE F. APEL'S REAPPOINTMENT OF PATRICIA NORTH IAMONACO, (D), 8 WERNER DRIVE, VERNON, CONNECTICUT AS A MEMBER OF THE SENIOR CITIZEN'S ADVISORY COMMITTEE, SAID TERM TO BEGIN ON AUGUST 21, 2013 AND EXPIRE ON JUNE 30, 2016.

- C 14. Request the Town Council approve Mayor George F. Apel's appointment of Jane LaMorte, (D), 94 West Street, #82, Vernon, Connecticut as a regular member of the Water Pollution Control Authority, said term to commence on August 21, 2013 and expires December 31, 2013.** (A copy of Ms. LaMorte's resume is included for Council review. Ms. LaMorte is completing the unexpired term of Mr. Leavitt who has resigned.)

PROPOSED MOTION:

PURSUANT TO CHARTER CHAPTER VIII, SEC. 3; AND CHARTER CHAPTER XII, SEC. 4, THE TOWN COUNCIL HEREBY APPROVES THE MAYOR GEORGE F. APEL'S APPOINTMENT OF JANE LAMORTE, (D), 94 WEST STREET, #82, VERNON, CONNECTICUT, AS A REGULAR MEMBER OF THE WATER POLLUTION CONTROL AUTHORITY, SAID APPOINTMENT TO COMMENCE ON AUGUST 21, 2013 AND EXPIRES DECEMBER 31, 2013.

- C 15. Request the Town Council authorize the Resolution regarding Cooperative Purchasing Arrangement.** (A memorandum from Town Administrator John D. Ward, dated August 14, 2013 is included for Council Review.)

PROPOSED MOTION

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, COUNCILS OR BOARDS OF EDUCATION FOR THE DURATION OF TWENTY FOUR MONTHS, FROM SEPTEMBER 8, 2013 TO SEPTEMBER 7, 2015; AND (2) AUTHORIZE THE TOWN ADMINISTRATOR AS THE MAYOR'S DESIGNEE TO EXECUTE ON BEHALF OF THE TOWN OF VERNON ANY INSTRUMENT(S) TO THAT EFFECT.

H.) DISCUSSION OF PULLED CONSENT ITEMS

I.) PENDING BUSINESS

1. Discussion relative to monthly update from Finance Officer James M. Luddecke relative to Revenue and Expenditures for FY 2013-2014 as of July 31, 2013.

NO PROPOSED MOTION

J.) NEW BUSINESS

1. Request the Town Council approve the Job Descriptions for Senior Revenue Clerk, Accountant-Procurement; Administrative Secretary and Refuse and Recycling General Duties Employee as recommended by Assistant Town Administrator Dawn Maselek. (A copy of the job descriptions are included for Council review.)

PROPOSED MOTION:

THE TOWN COUNCIL CONSISTENT WITH THE TOWN OF VERNON PERSONNEL RULES AND REGULATIONS, SECTION 4.1(B) ENTITLED "JOB DESCRIPTIONS", HEREBY ADOPTS THE JOB DESCRIPTIONS OF **SENIOR REVENUE CLERK; ACCOUNTANT-PROCUREMENT; ADMINISTRATIVE SECRETARY AND REFUSE AND RECYCLING GENERAL DUTIES EMPLOYEE** AS PRESENTED.

2. Request the Town Council authorize the MOA and resolution for the FFY 2011 Homeland Security Grant Funding.

PROPOSED RESOLUTION:

RESOLVED, THAT THE TOWN COUNCIL OF THE TOWN OF VERNON MAY ENTER INTO WITH AND DELIVER TO THE STATE OF CONNECTICUT DEPARTMENT OF EMERGENCY MANAGEMENT AND HOMELAND SECURITY ANY AND ALL DOCUMENTS WHICH IT DEEMS TO BE NECESSARY OR APPROPRIATE; AND

FURTHER RESOLVED, THAT GEORGE F. APEL, MAYOR OF THE TOWN OF VERNON, IS AUTHORIZED AND DIRECTED TO EXECUTE AND DELIVER ANY AND ALL DOCUMENTS ON BEHALF OF THE TOWN OF VERNON AND TO DO AND PERFORM

ALL ACTS AND THINGS WHICH HE DEEMS TO BE NECESSARY OR APPROPRIATE TO CARRY OUT THE TERMS OF SUCH DOCUMENTS, INCLUDING, BUT NOT LIMITED TO, EXECUTING AND DELIVERING ALL AGREEMENTS AND DOCUMENTS CONTEMPLATED BY SUCH DOCUMENTS.

K.) INTRODUCTION OF ORDINANCES

L.) ACTION ON ORDINANCE(S) PREVIOUSLY PRESENTED

AMENDMENT to an ordinance entitled **"ORDINANCE NO. 242 AN ORDINANCE CREATING THE BOLTON LAKES REGIONAL WATER POLLUTION CONTROL AUTHORITY."** (A copy of said ordinance is included for Council review.)

M.) IDENTIFICATION/ADOPTION OF ADDITIONAL AGENDA ITEMS

N.) DISCUSSION OF ADDITIONAL ITEMS AND INFORMATIONAL ITEMS

O.) ADOPTION OF MINUTES

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE REGULAR TOWN COUNCIL MEETING JULY 16, 2013 AND THAT MINUTES OF SAID MEETING BE APPROVED.

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

1. Monthly Activity Report – June, 2013 Building, as submitted by Harry Dan Boyko, Building Official.
2. Monthly Activity Report – May, 2013 Building, as submitted by Harry Dan Boyko, Building Official.
3. Monthly Report – June, 2013 – Town Clerk, as submitted by Bernice K. Dixon, Town Clerk.

4. Monthly Report – July, 2013 – Town Clerk, as submitted by Bernice K. Dixon, Town Clerk.
 5. Monthly Report – June, 2013 – Police Department, as submitted by Stephen M. Clark, Captain.
 6. Monthly Report – June, 2013 – EMS, as submitted by Jean Gauthier, EMS Coordinator.
 7. Memorandum from Mayor George F. Apel to the Vernon Town Council dated March 12, 2013 relative to Maintenance of Parks and Recreational Buildings.
 8. *2013 Monthly Results from CCM* – Prescription Discount Card Program for May and June, 2013.
 9. Board of Education Year to Date Report – for Fiscal Year 2013-2014 as submitted by Michael Purcaro, Business Manager.
 10. Award Letter – Small Cities Grant #SC1314601 \$400,000.00 for Housing Rehabilitation Program.
 11. Monthly Report – July, 2013 – EMS as submitted by Jean Gauthier, EMS Coordinator.
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