

POSTED aljara
AJ

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

TUESDAY, FEBRUARY 7, 2012
7:30 P.M.

RECEIVED
VERNON TOWN CLERK
12 FEB - 3 AM 10: 20

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

D.) EXECUTIVE SESSION

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 PENDING LITIGATION REGARDING BEIRN VS TOWN OF VERNON, FURTHER, THE TOWN COUNCIL INVITES JOHN D. WARD, TOWN ADMINISTRATOR, AND EDWARD F. O'DONNELL OF THE FIRM SIEGEL O'CONNOR, O'DONNELL AND BECK PC., TO ATTEND.

Session #2

THE TOWN COUNCIL, PURSUANT TO THE AUTHORITY GIVEN IN INCONNECTICUT GENERAL STATUTES § 1-200(6) (B), HEREBY MOVES TO GO INTO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION RELATIVE TO CASE NO. 1140070 JONAS VS. TOWN OF VERNON AND INVITES THE FOLLOWING INDIVIDUALS TO ATTEND: JOHN D. WARD, TOWN ADMINISTRATOR; AND ATTORNEY EDWARD F. O'DONNELL, JR., SIEGEL, O'CONNOR, O'DONNELL AND BECK, PC.

Session #3

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 RELATIVE TO DOCKET NO.100122068, MARK COLLINS VS TOWN OF VERNON AND INVITES THE FOLLOWING INDIVIDUALS TO ATTEND: JOHN D. WARD, TOWN ADMINISTRATOR; AND ATTORNEY RICHARD BARTLETT OF MCGANN, BARTLETT AND BROWN, LLC

Session #4

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 RELATIVE TO 21 TERRACE DRIVE AND INVITES JOHN D. WARD, TOWN ADMINISTRATOR; AND HAROLD CUMMINGS, TOWN ATTORNEY TO ATTEND.

E.) PUBLIC HEARING

F.) PRESENTATIONS BY THE ADMINISTRATION

Mayor George F. Apel to make a presentation to the Town Council on various topics.

Presentation by Parks and Recreation Director Bruce Dinnie and Mayor George F. Apel to the **Vernon Greenway Volunteers** for two cleanup days. On November 12, 2011 volunteers from Petal Power Bike Shop and the Vernon Greenway Volunteers completed 1.25 miles of trail from Regan Road to Route 30 and on November 19, 2011 the Vernon Greenway Volunteers cleared the trails behind VCMS that are used for cross country meets and hiking.

Presentation by Parks and Recreation Director Bruce Dinnie and Mayor George F. Apel to the **Annual Parks and Recreation Awards** recipients: **Outstanding Service Award** – Hans Peterson; **Outstanding Coach Award** – Art Wheelock; and **Outstanding Service Award** – Hidden Dragon Karate.

Rockville Downtown Association Presentation – **Lighting the Falls** . David Lee will have a power point presentation summarizing the RDA efforts to recapture the river as it enters the downtown district and touches on future prospects for the area.

G.) ACTION ON CONSENT AGENDA

- C 1. Request for Tax Refunds for Prior and Current Years.** (A copy of a memorandum from Terry Hjarne, Collector of Revenue, to John D. Ward, Town Administrator dated January 30, 2012 is included in the Council packet.)

PROPOSED MOTION:

THE TOWN COUNCIL HEREBY APPROVES ONE (1) OVERPAYMENT FOR THE PRIOR YEAR IN THE AMOUNT OF \$171.93 AND TEN (10) OVERPAYMENTS OF THE CURRENT YEAR IN THE AMOUNT OF \$1689.01 AS OUTLINED IN THE MEMORANDUM FROM TERRY HJARNE, COLLECTOR OF REVENUE TO JOHN D. WARD, TOWN ADMINISTRATOR DATED JANUARY 30, 2012.

- C 2. Request the Town Council approve Mayor George F. Apel's appointment of Joan O'Donnell, (D), 124 Brookview Drive, Vernon, Connecticut as a regular member of the Human Services Advisory Commission for a term to begin February 8, 2012 and expires on June 30, 2013.** (A copy of Ms. O'Donnell's resume is included for Council review.)

PROPOSED MOTION:

PURSUANT TO CHARTER CHAPTER XV, SEC. 3, 05-02-1989 TOWN RESOLUTION VOL. 24, PAGE 382 AS AMENDED /VOL. 37 PAGE 266 AND TOWN COUNCIL RESOLUTION DATED 02-19-2002, THE TOWN COUNCIL HEREBY APPROVES MAYOR GEORGE F. APEL'S APPOINTMENT OF JOAN O'DONNELL (D), 124 BROOKVIEW DRIVE, VERNON, CONNECTICUT, AS A REGULAR MEMBER OF THE HUMAN SERVICES ADVISORY COMMISSION FOR A TERM BEGINNING FEBRUARY 8, 2012 AND EXPIRES ON JUNE 30, 2013.

- C 3. Request the Town Council approve Mayor George F. Apel's appointment of Ronald J. Scussel, (D), 345 Lake Street, Vernon, Connecticut as an alternate member of the Planning and Zoning Commission, said term to commence on February 8, 2012 and expires on December 31, 2013.** (A copy of Mr. Scussel'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 GEORGE F. APEL'S APPOINTMENT OF RONALD J. SCUSSEL, (D), 345 LAKE STREET, VERNON, CONNECTICUT, TO ALTERNATE MEMBER OF THE PLANNING AND ZONING COMMISSION FOR A TERM COMMENCING ON FEBRUARY 8, 2012 AND EXPIRES DECEMBER 31, 2013.

- C 4. Request the Town Council approve a bid waiver for the Fire Department to purchase an American Airworks compressor and equipment.** (See documents from Chief William Call attached for your review.)

PROPOSED MOTION:

THE TOWN OF VERNON WAIVES THE BIDDING PROCESS FOR AIR COMPRESSOR AND EQUIPMENT, AND ALLOWS THE IMMEDIATE PURCHASE OF THE EQUIPMENT FROM AMERICAN AIRWORKS OF SOPHIA, WEST VIRGINIA.

- C 5. Request the Town Council approve Social Services Block Grant contract amendment #2 in the amount of \$10,218.00 for six months for a total of \$40,872.00 for October 1, 2010 – September 30-2012.** (See cover memo from Marina Rodriguez, Social Services Director to the Town Council and Grant Amendment Packet 146-SBG-35/10DSS5002BG Amendment A2).

PROPOSED RESOLUTION:

BE IT RESOLVED, THAT THE TOWN COUNCIL EMPOWERS MAYOR GEORGE F. APEL TO ENTER INTO AND AMEND CONTRACTUAL INSTRUMENTS IN THE NAME AND ON BEHALF OF THE TOWN OF VERNON WITH THE DEPARTMENT OF SOCIAL SERVICES OF THE STATE OF CONNECTICUT FOR A SOCIAL SERVICES BLOCK GRANT AND AFFIX THE CORPORATE SEAL.

- C 6. Request the Town Council approve Mayor George F. Apel's appointment of Michael Guminiak, (R), 19 Duncaster Lane, Vernon, Connecticut as a regular member of the Design Review Advisory Commission for a term that commences February 8, 2012 and expires on December 31, 2013.** (A copy of Mr. Guminiak'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 GEORGE F. APEL'S APPOINTMENT OF MICHAEL GUMINIAK, (R) , 19 VERNON, CONNECTICUT AS A REGULAR MEMBER OF THE DESIGN REVIEW ADVISORY COMMISSION, SAID TERM TO COMMENCE FEBRUARY 8, 2012 AND EXPIRES ON DECEMBER 31, 2013.

H.) DISCUSSION OF PULLED CONSENT ITEMS

I.) PENDING BUSINESS

J.) NEW BUSINESS

1. **Request the Town Council approve the appointment of Mayor George F. Apel's candidate for the position of Assistant Town Administrator.** (Due to time limitations the candidate and supporting information will be presented at the Town Council meeting.)

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 _____, AS ASSISTANT TOWN ADMINISTRATOR FOR THE TOWN OF VERNON.

2. **Request the Town Council authorizes George F. Apel, Mayor to sign any and all documents relative to the replacement agency for Hockanum Industries known as Tri-County Arc.** (See memorandum from John D. Ward, Town Administrator to Mayor George F. Apel and the Vernon Town Council dated February 2, 2012.)

PROPOSED MOTION:

THE VERNON TOWN COUNCIL HEREBY AUTHORIZES MAYOR GEORGE F. APEL OR HIS DESIGNEE TO MODIFY ITS AGREEMENT WITH HOCKANUM INDUSTRIES, AS FOLLOWS: THE PARTY KNOWN AS TRI-COUNTY ARC, INC., WILL BE SUBSTITUTED INTO THE AGREEMENT FOR HOCKANUM INDUSTRIES, INC., AND THE REVERSION DATE WILL BE FEBRUARY 1, 2060 RATHER THAN FEBRUARY 1, 2020.

3. **Request the Town Council waives the bid and authorize Mayor George F. Apel to sign any and all documents to enter into an agreement with NSI Total Care for Data Processing technical support.** (See memorandum from John D. Ward, Town Administrator to Mayor George F. Apel and the Vernon Town Council dated February 1, 2012, relative to the same.)

PROPOSED MOTION:

RESOLVED, THE TOWN COUNCIL CONSISTENT WITH THE CHARTER, CHAPTER 12, SECTION 9, DEEMS IT IS AGAINST THE BEST INTEREST OF THE TOWN OF VERNON TO INVITE SEALED BIDS FOR THE PURCHASE OF HELP DESK SERVICE, VIRTUAL CIO SERVICE, AND HARDWARE INFRASTRUCTURE ASSISTANCE, AND HEREBY WAIVES THE BID PROCEDURE AND AUTHORIZES THE PURCHASE OF SAID SERVICES FOR AN AMOUNT NOT TO EXCEED FORTY FIVE THOUSAND DOLLARS (\$45,000.00), FOR A TERM NOT TO EXCEED SIX (6) MONTHS.

4. **Request the Town Council authorize Mayor George F. Apel or his designee to execute the lease for the Kindergarten Building with the Vernon Community Arts Center, LLC.** (See memorandum from John D. Ward, Town Administrator to Mayor George F. Apel and the Vernon Town Council dated February 2, 2012 relative to same.)

PROPOSED MOTION

THE VERNON TOWN COUNCIL HEREBY AUTHORIZES MAYOR APEL OR HIS DESIGNEE TO EXECUTE THE LEASE FOR THE KINDERGARTEN BUILDING WITH THE VERNON COMMUNITY ARTS CENTER, LLC ON THE TERMS AS PRESENTED.

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

THE TOWN COUNCIL WAIVES THE READING OF THE MINUTES OF THE REGULAR MEETING OF JANUARY 17, 2012 AND THAT MINUTES OF SAID MEETING BE APPROVED.

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

1. Town of Vernon, Capital Improvements Meeting dates as prepared by James Luddecke, Finance Officer .
2. Monthly Activity Report – December, 2011 for the Building Department as prepared by Harry Dan Boyko, Building Official.
3. Monthly Report – December 2011 for the Youth Services Bureau, as prepared by Alan Slobodien, Director.
4. Monthly Report – December 2011 for the Vernon Police Department as prepared by Captain Stephen M. Clark.
5. Monthly Report – October, 2011 for the Town Clerk's Office as submitted by Bernice Dixon, Town Clerk.
6. Monthly Report – November, 2011 for the Town Clerk's Office as submitted by Bernice Dixon, Town Clerk.
7. Monthly Report – December, 2011 for the Town Clerk's Office as submitted by Bernice Dixon, Town Clerk.