



STATE OF CONNECTICUT – COUNTY OF TOLLAND
INCORPORATED 1786

TOWN OF ELLINGTON

55 MAIN STREET – PO BOX 187
ELLINGTON, CONNECTICUT 06029-0187

TEL 860-870-3100 FAX 860-870-3102

www.ellington-ct.gov

LORI L. SPIELMAN
First Selectman

DAVID E. STAVENS
Deputy First Selectman

MELINDA M. FERRY
MICHAEL B. MADRU
JAMES M. PRICHARD
RONALD F. STOMBERG
JOHN W. TURNER

BOARD OF SELECTMEN

Monday, April 10, 2023

Nicholas J. DiCorleto, Jr. Meeting Hall
and via ZOOM Conferencing

MINUTES

SELECTMEN PRESENT: Lori Spielman, Melinda Ferry, John Turner, *Michael Madru, Ronald Stomberg, James Prichard

SELECTMAN ABSENT: David Stavens

OTHERS PRESENT: Tim Seitz, Chief, Crystal Lake Fire Department (CLFD); Walter Lee, Emergency & Risk Management Director; Tiffany Pignataro, Finance Officer/Treasurer; Peter Hany, Sr., President, Ellington Volunteer Ambulance Corps (EVAC); Peg Busse, Doug Harding, Board of Finance (BOF); Brian Greenleaf, Director of Finance and Operations, Ellington Public Schools; Peter Welti, Chairman, Gary Magnuson, Permanent Building Committee (PBC); Susan Phillips, Director, Hall Memorial Library; Ken Radziwon, Director of Public Works; *Kristen Harp, Youth Services Director; *Sgt. Brian Santa, Resident State Troopers' Supervisor; Steve Viens, Board of Education (BOE); *James Barrett, *Greg Smolley, DRA; Kelly Nelli, Arcadis; Tom Palshaw, *Mark Jeffco

**Attended via ZOOM*

- I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE: The Board of Selectmen (BOS) meeting was called to order at 6:40 p.m. The Pledge of Allegiance was recited.
- II. CITIZENS' FORUM [non-agenda items]: No citizens came forward.
- III. APPROVAL OF MINUTES

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA, UNDER ITEM III. APPROVAL OF MINUTES, ITEM F. FEBRUARY 22, 2022 TOWN MEETING.

A. March 6, 2023 Budget Meeting

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO APPROVE THE MARCH 6, 2023 BUDGET MEETING MINUTES.

B. March 13, 2023 Public Hearing

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO APPROVE THE MARCH 13, 2023 PUBLIC HEARING MINUTES.

C. March 13, 2023 Town Meeting

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO APPROVE THE MARCH 13, 2023 TOWN MEETING MINUTES.

D. March 13, 2023 Regular Meeting

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO APPROVE THE MARCH 13, 2023 REGULAR MEETING MINUTES.

E. March 20, 2023 Special Meeting

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO APPROVE THE MARCH 20, 2023 SPECIAL MEETING MINUTES.

F. February 22, 2022 Town Meeting

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO APPROVE THE AMENDED MINUTES OF THE FEBRUARY 22, 2022 TOWN MEETING.

IV. UNFINISHED BUSINESS: There was no unfinished business to discuss.

V. NEW BUSINESS

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO ADD TO THE AGENDA, UNDER ITEM V. NEW BUSINESS, ITEM N. POLICE INTERMUNICIPAL AGREEMENT AMONG THE TOWNS OF ELLINGTON, SOMERS, AND STAFFORD.

A. Tax Refunds/Abatements

MOVED (TURNER), SECONDED (PRICHARD) AND PASSED UNANIMOUSLY TO APPROVE THE TAX REFUNDS IN THE AMOUNT OF \$336.90 AS RECOMMENDED BY THE TAX & REVENUE COLLECTOR AND AS SPECIFIED IN THE REFUNDS/ABATEMENTS STATEMENT DATED APRIL 2023 [ATTACHED].

- B. To consider and act on a resolution: (1) recommending an additional \$12,960,000 (for an aggregate of \$74,600,000) appropriation and borrowing authorization for the previously approved renovations, improvements, and additions to Windermere Elementary School; and (2) referring such recommendations to the Board of Finance for consideration.

Mr. Greenleaf provided the BOS members with a comparison between the original project cost and what is now being asked for. Mr. Welte provided a brief update on the status of the project, how the project team got to this point, and the paths forward. He provided an overview of the PBC action that has been taken so far. There has been a significant escalation of costs related to the project; typically, these escalations occur at a rate of 2-3% a year, but currently the rate is closer to 10%. After reviewing the project designs, various estimators have shared that the project is over budget and will require additional appropriation. There are two options to move forward: the recommendation of the PBC is to hold a referendum now to bring the additional appropriation to the voters. The other option is to wait until after the bids are in, all of which are expected to be over the current budget and go to referendum with the amount of the winning bid; the downside to that option is that it would delay the project, and more dollars would be spent between now and then. Mr. Stomberg asked about the negative financial results of going

with the option to postpone. Mr. Greenleaf and Mr. Welte shared that going back to the drawing board may cause the Town to lose its current State reimbursement rate of 70%; it could cost the Town roughly \$1.3 million more if the decision is pushed back to July. Even if design drawings are paused until then, it could still cost an additional \$800,000, and other unforeseen cost increases could occur. There is no expectation of costs coming down soon.

It was noted that if this additional appropriation is approved, the net cost to Town will be \$4.5 million less than the \$28.8 million that was approved at the original referendum, due to the heightened reimbursement rate from the State.

Peg Busse, 37 Abbott Road/Board of Finance, asked how much of the extra \$12.9 is due to scope changes compared to the escalation of prices. Mr. Welte stated that scope and concept drawings approved at referendum need to be carried throughout the project and that they are locked in; there has been very little, if any, change in the scope of the project, and most of the additional appropriation is due to cost escalation. Mr. Greenleaf added that the original concept was to keep the exterior walls of the "middle lane" of building; however, during DRA's analysis of wall sections, it was discovered that this area needs complete demolition and reconstruction. This discovery contributes to approximately \$3 million of the additional appropriation. The contingency fund for the project was discussed; Mr. Welte commented that historically, these funds have never been touched until construction begins and are saved for unforeseen expenses. First Selectman Spielman asked about the updated square foot cost; Mr. Welte stated that it is roughly \$500, compared to the \$400 it was originally.

Steve Viens, 45 Middle Butcher Road, asked how this project budget increase compared to other projects in the State. It was agreed that most every project is going back to its municipality for additional appropriation. If bids come in under the estimated \$12.9 million, the unused appropriated funds will not be touched.

Mr. Welte finished by reiterating the need to move this project forward. Mr. Madru wanted to emphasize that the additional appropriation is not due to a change in design; he expressed the importance of very clear messaging of the reasoning for this request. Mr. Greenleaf shared that there will be a Windermere Project Community Forum on Tuesday, April 18 at 6:30 pm at Windermere School, where residents and community members can hear about the project and share thoughts and ideas.

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO ADOPT THE FOLLOWING RESOLUTION:

RESOLVED, that the Board of Selectmen recommends that the Town of Ellington appropriate an additional \$12,960,000 (for an aggregate of \$74,600,000) for costs related to the previously approved various renovations, improvements, and additions to Windermere Elementary School consisting of the demolition of a portion of the existing structure, anticipated to include a portion of the north classroom wing and the entire south classroom wing, construction of a new addition, renovations to a portion of the existing structure, anticipated to include the center classroom wing, a portion of the north classroom wing and existing assembly spaces, full roof replacement to the

remaining portion of the structure, and various site improvements, anticipated to include lighting and parking lot improvements, and related work (the "Project").

FURTHER RESOLVED, that the Board of Selectmen recommends that the Town authorize the issue of an additional \$12,960,000 (for an aggregate of \$74,600,000) bonds or notes and temporary notes to finance the appropriation, the amount of bonds or notes authorized to be reduced by the amount of grants received for the project and not separately appropriated to pay additional costs of the Project.

FURTHER RESOLVED, that the Board of Selectmen refers to the Board of Finance its recommendation that the Town authorize the issue of an additional \$12,960,000 (for an aggregate of \$74,600,000) bonds or notes and temporary notes to finance the appropriation, the amount of bonds or notes authorized to be reduced by the amount of grants received for the Project and not separately appropriated to pay additional costs of the Project.

1. Set Special Meeting

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO SET A SPECIAL MEETING OF THE BOARD OF SELECTMEN FOR MONDAY, MAY 1, 2023, AT 6:00 PM IN THE NICHOLAS J. DICORLETO, JR. MEETING HALL.

C. Re-establish Ad Hoc Ellington Beautification Committee

MOVED (TURNER), SECONDED (PRICHARD) AND PASSED UNANIMOUSLY TO RE-ESTABLISH THE AD HOC ELLINGTON BEAUTIFICATION COMMITTEE FOR ONE YEAR TO APRIL 30, 2024.

D. Re-establish Ad Hoc Ellington Trails Committee

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO RE-ESTABLISH THE AD HOC ELLINGTON TRAILS COMMITTEE FOR ONE YEAR TO APRIL 30, 2024.

E. Crystal Lake – Annual Regatta

MOVED (TURNER), SECONDED (PRICHARD) AND PASSED UNANIMOUSLY TO APPROVE THE 2023 SAILBOAT RACE SERIES, AS PLANNED AND PRESENTED BY THE CRYSTAL LAKE SAILING CLUB.

F. 2023-2024 Annual Town Budget Meeting Notice

1. Five-Year Road Reconstruction/Overlay Repair Plan
2. Payment of Real Estate, Personal Property and Automobile Tax
3. Send Budget to Town Meeting or Adjourn to Referendum

Mr. Turner outlined that the BOS has the option of having the budget vote at the Town Meeting or adjourning it to a referendum. Considering the proposed increase, he recommended going to referendum; the other BOS members agreed.

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO SEND THE FOLLOWING ITEMS TO THE BOARD OF FINANCE FOR CONSIDERATION:

1. To approve the Five-Year Road Reconstruction/Overlay Repair Plan (pursuant to CGS Sec. 13a-99) as recommended by the Director of Public Works/WPCA Administrator;
2. To determine that municipal tax shall be paid in two (2) installments for real estate and personal property tax in excess of six hundred (600) dollars and motor vehicle tax to be paid in one (1) installment with designated due dates as stated in the Connecticut State Statutes, Sections 12-142, 12-144, 12-144a and Public Act 77-343, Section 2 and to waive any property tax due in an amount less than five (5) dollars as stated in the Connecticut State Statutes, Section 12-144c, as recommended by the Tax and Revenue Collector;
3. To adjourn the Annual Town Budget Meeting to a referendum to be held on Tuesday, May 23, 2023, from 6:00 am to 8:00 pm, with the following question:
SHALL THE TOWN OF ELLINGTON APPROPRIATE, AS RECOMMENDED AND AS ALLOCATED BY THE BOARD OF FINANCE, THE TOTAL SUM FOR ALL EXPENDITURES, A/K/A BUDGET GRAND TOTAL FOR THE FISCAL YEAR 2023-2024, THE SUM TO BE DETERMINED BY THE BOARD OF FINANCE?

4. Approval of Draft Legal Notice for Annual Budget Meeting

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO APPROVE THE LEGAL NOTICE FOR THE ANNUAL TOWN BUDGET MEETING, AS VOTED ABOVE IN ITEM V.F-3, AND TO INCLUDE THE SUM AS DETERMINED BY THE BOARD OF FINANCE.

G. Fair Housing

1. Proclamation of April as Fair Housing Month in Ellington

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO ADOPT THE FOLLOWING PROCLAMATION [ATTACHED]:

WHEREAS, the month of April is recognized nationally as Fair Housing Month; and

WHEREAS, Fair Housing is important to ensure to all Americans the Right to live in a decent, safe and sanitary environment; and

WHEREAS, Fair Housing is the legal right of every American; and

WHEREAS, the Town of Ellington is proud to participate in the recognition and support of Fair Housing Month;

NOW, THEREFORE the Ellington Board of Selectmen DO HEREBY PROCLAIM April to be Fair Housing Month in Ellington, Connecticut.

April 10, 2023, Lori L. Spielman, First Selectman.

2. Fair Housing Resolution

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO ADOPT THE FOLLOWING RESOLUTION [ATTACHED]:

WHEREAS, All persons are afforded a right to full and equal housing opportunities in the neighborhood of their choice; and

WHEREAS, Federal fair housing laws require that all individuals, regardless of race, color, religion, sex, handicap, familial status or national origin, be given equal access to all housing-related opportunities, including rental and homeownership opportunities, and be allowed to make free choices regarding housing location; and

WHEREAS, Connecticut fair housing laws require that all individuals, regardless of race, creed, color, national origin, ancestry, sex, marital status, age, lawful source of income, familial status, learning disability, physical or mental disability, sexual orientation, or gender identity or expression be given equal access to all housing-related opportunities, including rental and home ownership opportunities, and be allowed to make free choices regarding housing location; and

WHEREAS, The Town of Ellington is committed to upholding these laws, and realizes that these laws must be supplemented by an Affirmative Statement publicly endorsing the right of all people to full and equal housing opportunities in the neighborhood of their choice.

NOW THEREFORE, BE IT RESOLVED, That the Town of Ellington hereby endorses a Fair Housing Policy to ensure equal opportunity for all persons to rent, purchase, obtain financing and enjoy all other housing-related services of their choice on a non-discriminatory basis as provided by state and federal law; and

BE IT FURTHER RESOLVED, That the chief executive officer of the Town of Ellington or his/her designated representative is responsible for responding to and assisting any person who alleges to be the victim of an illegal discriminatory housing practice in the Town of Ellington and for advising such person of the right to file a complaint with the State of Connecticut Commission on Human Rights and Opportunities (CHRO) or the U.S. Department of Housing and Urban Development (HUD) or to seek assistance from the CT Fair Housing Center, legal services, or other fair housing organizations to protect his or her right to equal housing opportunities.

3. Fair Housing Statement

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO ADOPT THE TOWN OF ELLINGTON FAIR HOUSING POLICY STATEMENT [ATTACHED], AS IT IS THE POLICY OF THE TOWN TO PROMOTE FAIR HOUSING OPPORTUNITIES AND TO ENCOURAGE RACIAL AND ECONOMIC INTEGRATION IN ALL OF ITS PROGRAMS AND HOUSING DEVELOPMENT ACTIVITIES.

H. Ellington Women's Club Fair on the Green – Closure of Church Street

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO CLOSE CHURCH STREET DURING THE MAY 13, 2023, FAIR ON THE GREEN EVENT, WITH SET-UP BEGINNING AT 7:00 AM AND BREAKDOWN ENDING AT 3:00 PM, PROVIDED ALL NECESSARY TOWN APPROVALS ARE OBTAINED.

I. Approval of Assistant Youth Services Director Job Description Revisions

MOVED (TURNER), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO APPROVE THE REVISIONS TO THE ASSISTANT YOUTH SERVICES DIRECTOR JOB DESCRIPTION, AS RECOMMENDED BY THE YOUTH SERVICES DIRECTOR.

J. Authorization to Fill Ellington Volunteer Ambulance Corps EMT Full-Time Position

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO AUTHORIZE THE FIRST SELECTMAN TO FILL THE FULL TIME EMERGENCY MEDICAL TECHNICIAN (EMT) POSITION AS RECOMMENDED BY THE ELLINGTON VOLUNTEER AMBULANCE CORPS CHIEF OF SERVICE AND THE FIRST SELECTMAN.

K. Exempt Employee Salary Ranges – Approval of Revisions

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO APPROVE THE PROPOSED UPDATES TO THE EXEMPT EMPLOYEE SALARY RANGES, AS RECOMMENDED BY THE FIRST SELECTMAN.

L. Department Head and Exempt Staff Job Descriptions – Approval of Revisions to Reflect Change in Reporting Structure to Town Administrator

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO AUTHORIZE THE FIRST SELECTMAN TO REVISE THE FOLLOWING JOB DESCRIPTIONS TO REFLECT THE CHANGE IN REPORTING STRUCTURE FROM FIRST SELECTMAN TO TOWN ADMINISTRATOR, EFFECTIVE UPON THE START DATE OF THE TOWN ADMINISTRATOR: FINANCE OFFICER/TREASURER; DIRECTOR OF PUBLIC WORKS; BUILDING OFFICIAL; DIRECTOR OF RECREATION; TOWN CLERK; FIRE MARSHAL; DIRECTOR OF HUMAN SERVICES; DIRECTOR OF YOUTH SERVICES; SENIOR CENTER DIRECTOR; TOWN PLANNER; EMERGENCY & RISK MANAGEMENT DIRECTOR; EXECUTIVE ASSISTANT/COMMUNICATIONS COORDINATOR; HUMAN RESOURCES COORDINATOR; ADMINISTRATIVE ASSISTANT/RECORDING SECRETARY.

M. American Rescue Plan Task Force – Recommendations

First Selectman Spielman complimented the hard work of the Task Force.

1. Round Three Items – Senior Center

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO APPROVE THE FOLLOWING PROJECTS AS PROPOSED AND RECOMMENDED BY THE AMERICAN RESCUE PLAN TASK FORCE. UNDER THE AMERICAN RESCUE PLAN ACT SPECIAL REVENUE FUND ORDINANCE, ANY APPROVED PROJECTS EXCEEDING \$100,000 WILL GO TO TOWN MEETING FOR DISCUSSION AND VOTE ON JUNE 12, 2023. FURTHER, TO AUTHORIZE THE FINANCE OFFICER/TREASURER TO EXPEND AMERICAN RESCUE PLAN FUNDS FOR APPROVED PROJECTS FOR THOSE UNDER \$100,000; AND PENDING TOWN MEETING APPROVAL FOR THOSE OVER \$100,000.

- SENIOR CENTER FITNESS ROOM - \$60,000
- SENIOR CENTER PAVILION - \$100,000

2. Set Town Meeting, Pending BOS Approval

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO SET A TOWN MEETING FOR JUNE 12, 2023 AT 6:30 PM IN THE NICHOLAS J. DICORLETO, JR. MEETING HALL, 55 MAIN STREET, TO ALLOW CITIZENS TO DISCUSS AND VOTE UPON THE BOARD OF SELECTMEN'S RECOMMENDATIONS FOR AMERICAN RESCUE PLAN PROJECT APPROVAL AND EXPENDITURES

OVER \$100,000 AS REQUIRED BY TOWN ORDINANCE ARTICLE VII: AMERICAN RESCUE PLAN ACT SPECIAL REVENUE FUND. THE BOARD OF SELECTMEN APPROVED PROJECT TO BE VOTED ON AT THIS TOWN MEETING IS THE SENIOR CENTER PAVILION - \$100,000.

N. Police Intermunicipal Agreement Among the Towns of Ellington, Somers, and Stafford

First Selectman Spielman thanked Sgt. Santa and Officer Don Bridge for their hard work on this agreement, which will allow the three municipalities to share officers in the event of shortage in an area.

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO ADOPT THE FOLLOWING RESOLUTION:

RESOLVED THAT LORI SPIELMAN, FIRST SELECTMAN OF THE TOWN OF ELLINGTON, IS AUTHORIZED AND DIRECTED TO EXECUTE AND DELIVER ANY AND ALL DOCUMENTS ON BEHALF OF THE ELLINGTON BOARD OF SELECTMEN AND TO DO AND PERFORM ALL ACTS AND THINGS WHICH SHE DEEMS TO BE NECESSARY OR APPROPRIATE TO CARRY OUT THE TERMS OF SUCH DOCUMENTS, AND TO ENTER INTO AN AGREEMENT UNDER THE AUTHORITY OF CONNECTICUT GENERAL STATUTE 7-339b BETWEEN THE TOWN OF STAFFORD, THE TOWN OF SOMERS, AND THE TOWN OF ELLINGTON. THE TOWN OF ELLINGTON WILL PARTICIPATE WITH THE TOWNS OF STAFFORD AND SOMERS TO PROVIDE MATERIAL AND POLICE ASSISTANCE AS DESCRIBED IN THE INTERMUNICIPAL AGREEMENT [ATTACHED], AS RECOMMENDED BY THE RESIDENT STATE TROOPERS' SUPERVISOR AND THE TOWN ATTORNEY.

VI. ADMINISTRATIVE REPORTS

A. Building Department

B. Emergency Services

1. Resident State Troopers' Office
2. Ellington Volunteer Ambulance Corps
3. Ellington Volunteer Fire Department
4. Crystal Lake Fire Department
5. Emergency & Risk Management Director

C. Fire Marshal

D. Hall Memorial Library

E. Tax & Revenue Collector

F. Town Planner

G. Finance Department

H. Human Services

I. Youth Services

J. Senior Center

K. Recreation Department

L. Department of Public Works: Mr. Radziwon stated that the road around Snipsic Lake opened for the season on the last Friday in March.

VII. SELECTMEN COMMITTEE REPORTS

A. Personnel Committee

1. Resignations:

MOVED (PRICHARD), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO ACKNOWLEDGE THE RESIGNATION OF KEVIN ZAHNER FROM THE DESIGN REVIEW BOARD.

MOVED (PRICHARD), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO ACKNOWLEDGE THE RESIGNATION OF YALE CANTOR FROM THE HUMAN SERVICES COMMISSION.

Ms. Ferry stated that Yale had over 30 years of service on the Human Services Commission; First Selectman Spielman will send him a note of appreciation for his dedication.

2. Appointments:

MOVED (PRICHARD), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO APPOINT LINDSAY NEUBECKER TO THE AD HOC ELLINGTON TRAILS COMMITTEE, TO SERVE A ONE-YEAR TERM ENDING APRIL 30, 2024.

MOVED (PRICHARD), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO REAPPOINT KATHERINE HEMINWAY, KAY LUGINBUHL, CAROLE GERBER, ALYCE MAYER, KAREN HUNT, AND JENNIFER WELLS TO THE AD HOC ELLINGTON BEAUTIFICATION COMMITTEE TO SERVE ONE-YEAR TERMS ENDING APRIL 30, 2024.

MOVED (PRICHARD), SECONDED (FERRY) AND PASSED UNANIMOUSLY TO REAPPOINT DONNA ALLEN, LARRISSA BURKE, VALERIE AMSEL, DEANNA WAMBOLT-GULICK, CYNTHIA VAN ZELM, LINDA ANDERSON, AND JUDI MANFRE TO THE AD HOC ELLINGTON TRAILS COMMITTEE TO SERVE ONE-YEAR TERMS ENDING APRIL 30, 2024.

MOVED (PRICHARD), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO REAPPOINT AUDREY KUBAS, MARK BOONE, AND WILSON FLYNN TO THE INSURANCE ADVISORY BOARD TO SERVE FOUR-YEAR TERMS TO APRIL 30, 2027.

MOVED (PRICHARD), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO REAPPOINT HOWARD RECKERT TO THE BUILDING CODE BOARD OF APPEALS TO SERVE A FIVE-YEAR TERM ENDING APRIL 30, 2028.

B. Town Policies Committee

1. Police Accountability Bill

Mr. Turner shared that progress was made at a recent workshop with himself, Town Attorney Famiglietti, Sgt. Santa, and Walter Lee. There was one outstanding question being looked at that has since been resolved. A Town Policies Committee meeting will take place to review the policy and bring it forward to the full BOS next month.

VIII. SELECTMEN LIAISON REPORTS:

EVAC/EVFD: Mr. Turner acknowledged both agencies' participation in the recent Town-wide drill; EVFD also hosted Boy Scout Troop 96 for a recent program where scouts experienced a fire extinguisher simulation and learned how the equipment is used.

Housing Authority: First Selectman Spielman attended a recent Housing Authority meeting; there are currently over 100 people on the Snipsic Village waiting list, and she is eager to get things started on the land the Town purchased to use for additional housing.

Ms. Ferry asked for an update on the Town Administrator position; First Selectman Spielman stated that the job has been posted through the end of this month, and interviews will likely take place mid-May.

IX. FIRST SELECTMAN'S REPORT

A. Staffing:

1. New Hires
 - Heather Nosack, HML Library Assistant II
2. Resignation/Retirement/Termination
 - Kimberly Courville, EVAC, EMT, Per Diem
 - Chris Phelps, EVAC, EMT, Part-Time
 - Holly Swiney, EVAC, EMT, Full-Time
3. Promotions/Transfers/Probations
 - Kristen Harp, Youth Services Director
 - Successfully Passed Probation:
 - ✓ Carolyn Kidney, DPW Administrative Assistant II

B. Other

1. Reminder – BOF Budget Public Hearing, April 11th @ 7:00

X. CORRESPONDENCE: None

XI. ADJOURNMENT

MOVED (TURNER), SECONDED (STOMBERG) AND PASSED UNANIMOUSLY TO ADJOURN THE REGULAR MEETING OF THE BOARD OF SELECTMEN AT 7:42 PM.

Respectfully submitted,

Julia Connor

Julia Connor, Recording Secretary

Lori Spielman

Lori Spielman, First Selectman

TOWN OF ELLINGTON
TAX AND REVENUE COLLECTOR'S REFUND REPORT
April 2023

V.A

Amount	Name	Tax	GL Year	Requesting Dept.	Reason
\$ 64.33	Corelogic Centralized Refunds (15 Elizabeth St)	RE	2021	Tax	Overpayment
\$ 129.54	Enterprise FM Trust	MV	2021	Assessor	Sold June 2022
\$ 130.53	Hall Susan	MV	2021	Assessor	Sold May 2022
\$ 12.50	Maynard William E	MVS	2021	Assessor	2022 BAA Reduction
<u>\$ 336.90</u>	REFUND TOTAL FOR APRIL 2023				

STATE OF CONNECTICUT – COUNTY OF TOLLAND
INCORPORATED 1786



TOWN OF ELLINGTON

55 MAIN STREET – PO BOX 187
ELLINGTON, CONNECTICUT 06029-0187
TEL 870-3100 FAX 870-3102
www.ellington-ct.gov

FAIR HOUSING PROCLAMATION

WHEREAS, the month of April is recognized nationally as Fair Housing Month; and

WHEREAS, Fair Housing is important to ensure to all Americans the Right to live in a decent, safe and sanitary environment; and

WHEREAS, Fair Housing is the legal right of every American; and

WHEREAS, the Town of Ellington is proud to participate in the recognition and support of Fair Housing Month;

NOW, THEREFORE the Ellington Board of Selectmen DO HEREBY PROCLAIM
April to be Fair Housing Month in Ellington, Connecticut.

April 10, 2023

Date



Lori L. Spielman, First Selectman

EQUAL HOUSING
OPPORTUNITY

STATE OF CONNECTICUT – COUNTY OF TOLLAND
INCORPORATED 1786



TOWN OF ELLINGTON

55 MAIN STREET – PO BOX 187
ELLINGTON, CONNECTICUT 06029-0187
TEL 870-3100 FAX 870-3102
www.ellington-ct.gov

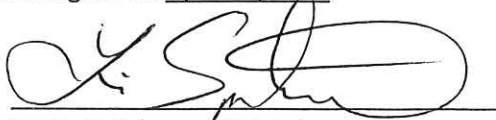
FAIR HOUSING RESOLUTION TOWN OF ELLINGTON

- Whereas, All persons are afforded a right to full and equal housing opportunities in the neighborhood of their choice; and
- Whereas, Federal fair housing laws require that all individuals, regardless of race, color, religion, sex, handicap, familial status or national origin, be given equal access to all housing-related opportunities, including rental and homeownership opportunities, and be allowed to make free choices regarding housing location; and
- Whereas, Connecticut fair housing laws require that all individuals, regardless of race, creed, color, national origin, ancestry, sex, marital status, age, lawful source of income, familial status, learning disability, physical or mental disability, sexual orientation, or gender identity or expression be given equal access to all housing-related opportunities, including rental and home ownership opportunities, and be allowed to make free choices regarding housing location; and
- Whereas, The Town of Ellington is committed to upholding these laws, and realizes that these laws must be supplemented by an Affirmative Statement publicly endorsing the right of all people to full and equal housing opportunities in the neighborhood of their choice.

NOW THEREFORE, BE IT RESOLVED, That the Town of Ellington hereby endorses a Fair Housing Policy to ensure equal opportunity for all persons to rent, purchase, obtain financing and enjoy all other housing-related services of their choice on a non-discriminatory basis as provided by state and federal law; and

BE IT FURTHER RESOLVED, That the chief executive officer of the Town of Ellington or his/her designated representative is responsible for responding to and assisting any person who alleges to be the victim of an illegal discriminatory housing practice in the Town of Ellington and for advising such person of the right to file a complaint with the State of Connecticut Commission on Human Rights and Opportunities (CHRO) or the U.S. Department of Housing and Urban Development (HUD) or to seek assistance from the CT Fair Housing Center, legal services, or other fair housing organizations to protect his or her right to equal housing opportunities.

Adopted by the Town of Ellington on April 10, 2023


Lori L. Spielman, First Selectman



STATE OF CONNECTICUT – COUNTY OF TOLLAND
INCORPORATED 1786



TOWN OF ELLINGTON

55 MAIN STREET – PO BOX 187
ELLINGTON, CONNECTICUT 06029-0187
TEL 870-3100 FAX 870-3102
www.ellington-ct.gov

Fair Housing Policy Statement

It is the policy of the Town of Ellington to promote fair housing opportunities and to encourage racial and economic integration in all its programs and housing development activities.

Programs funded and administered by the Town must comply with the provisions of Section 46a-64c of the C.G.S., and with related state and federal laws and regulations that prohibit discriminatory housing practices.

The Town of Ellington or any of sub-recipient of the Town will carry out an affirmative marketing program to attract prospective buyers or tenants of all majority or minority groups, without consideration of race, color, religion, sex, national origin, ancestry, creed, sexual orientation, gender identity or expression, marital status, lawful source of income, disability, age or because the individual has children in all programs and housing development activities funded or administered by the Town.

The Town of Ellington's Human Services Department is responsible for the enforcement and implementation of this policy. The Fair Housing Officer, Rebecca Stack, may be reached by telephone at **860.870.3128**, by mail at 31 Arbor Way, P.O. Box 187, Ellington, CT 06029 or by email at rstack@ellington-ct.gov.

Complaints pertaining to discrimination in any program funded or administered by the Town of Ellington may be filed with the Ellington Human Services Department. The municipality's Grievance Procedure will be utilized in these cases.

Complaints may also be filed with the Commission on Human Rights and Opportunities, Special Enforcement Unit, 21 Grand Street, Hartford, CT 06106, Telephone (860) 541-3403 within 180 days of the alleged violation by submitting a notarized complaint and/or the Boston Regional Office of FHEO, U.S. Department of Housing and Urban Development, Thomas P. O'Neill, Jr. Federal Building, 10 Causeway Street, Room 321, Boston, MA 02222-1092, Telephone (617) 994-8300 or 1-800-827-5005, TTY (617) 565-5453. A complaint may be filed with HUD within one year after an alleged violation. Additionally, an individual may file suit, at his/her expense, in Federal District Court or State Court within two years of an alleged violation. If the individual cannot afford an attorney, the Court may appoint one. A suit can be brought even after filing a complaint, if the complaining party has not signed a conciliation agreement and an Administrative Law Judge has not started a hearing. A court may award actual and punitive damages and attorney's fees and costs.

It is the policy of the Town of Ellington to promote fair housing opportunities and to encourage racial and economic integration in all its programs and housing development activities.

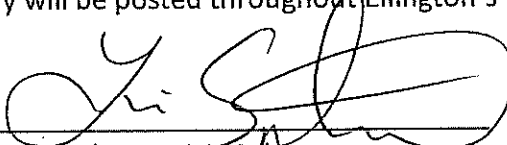
Programs funded and administered by the Town of Ellington must comply with the provisions of Section 46a-64c of the C.G.S. as amended, and with related state and federal laws and regulations that prohibited discriminatory housing practices.

The Town of Ellington, or any sub-recipient of the Town of Ellington, will carry out an affirmative marketing program to attract prospective buyers or tenants of all majority or minority groups, without consideration of race, color, religion, sex, national origin, ancestry, creed, sexual orientation, marital status, lawful source of income, disability, age or because the individual has children in all programs and housing development activities funded or administered by the Town of Ellington.

A copy of this policy statement will be given annually to all Ellington employees and they are expected to fully comply with it. In addition, a copy will be posted throughout Ellington's Town Hall.

April 10, 2023

Date


Lori L. Spielman, First Selectman

THIS STATEMENT IS AVAILABLE IN LARGE PRINT OR ON AUDIO TAPE by contacting Ellington's Human Services Department, 55 Main Street, PO Box 187, Ellington, CT. 06029-0187, Phone 860.870.3128.



EQUAL HOUSING
OPPORTUNITY

INTERMUNICIPAL AGREEMENT

AMONG THE TOWNS OF ELLINGTON, SOMERS AND STAFFORD

This agreement for services ("Agreement" herein) is made and entered into under the authority of Connecticut General Statutes 7-277a and 7-339b by and among the Town of Ellington, the Town of Somers and the Town of Stafford until terminated in accordance with the termination provisions in this Agreement.

RECITALS

WHEREAS, The Towns desire to enter into an intermunicipal Agreement for the purpose of providing Police assistance as described herein:

I. PARTIES TO THE AGREEMENT.

The parties to the Agreement are:

- A. Town of Ellington
- B. Town of Somers
- C. Town of Stafford

II. REPRESENTATIVES OF THE PARTIES AND SERVICE OF NOTICES.

The representatives of the parties who are responsible for the administration of this Agreement, and to whom formal notices, demands and communications shall be given are as follows:

A. The principal representative of each Town shall be its Chief Executive Officer.

- 1. First Selectman Lori Spielman
Town of Ellington
55 Main Street
Ellington, CT 06029
- 2. First Selectman Tim Keeney
Town of Somers
600 Main Street
Somers, CT 06071
- 3. First Selectman Sal P. Titus
Town of Stafford
1 Main Street
Stafford Springs, CT 06076

- B. Formal notices, demands and communications to be given hereunder by either party shall be made in writing and can be sent by personal delivery or Certified USPS Mail, return receipt requested.
- C. If the name of the principal representative designated to receive the notices, demands or communications, or the address of such person is changed, written notice shall be given within ten (10) working days of said change to all parties.

III. DESCRIPTION OF ASSISTANCE.

The Town of Ellington and the Town of Somers and the Town of Stafford hereby enter into an intermunicipal assistance Agreement to ensure the safety and well-being of their respective Towns.

- A. Whenever any Town incurs off duty or extra duty assignments, which cannot be filled by a Police Officer from its own agency, or whenever assistance is required pursuant to Section III.E below, that Town can request assistance from another municipality which is involved in this agreement.
- B. Towns taking part in this agreement must first exhaust its list of eligible full-time and part-time Police Officers prior to contacting the other Towns for assistance. Requests for assistance by the Towns shall be made as follows:
 - 1. Town of Ellington – Initial requests for assistance will be alternated between the Town of Somers and the Town of Stafford.
 - 2. Town of Somers – Initial requests for assistance will be first given to the Town of Stafford. If the Town of Stafford cannot fulfil said request for assistance the request for assistance will be forwarded to the Town of Ellington.
 - 3. Town of Stafford – Initial requests for assistance will be first given to the Town of Somers. If the Town of Somers cannot fulfil said request for assistance the request for assistance will be forwarded to the Town of Ellington.
- C. Any Police Officer so provided by another Town, while acting in response to such request, shall have the same powers, duties, privileges and immunities as are conferred upon Police Officers of the Town requesting assistance.
- D. The First Selectman, or his/her designee from each Town will have the sole discretion in determining to honor such request based on the operational demands of their Town departments.
- E. Whenever Police Officer assistance is provided: 1) to a situation that arises within any of the Towns requiring additional Police Officers responding from another Town to said situation, or 2) where Police Officers from one Town backup to assist Police Officers from another Town on a specific call, or 3) where a specific request is made from one Town to another for additional Police Officers to assist during a scheduled event, while acting in response to such situation, backup, or other police matter, shall have the same powers, duties, privileges and immunities as are conferred upon the Police Officers of the Town receiving assistance.

IV. REIMBURSEMENT OF COSTS.

- A. Each Town will be responsible for paying their own Police Officers and billing the vendor/company directly. Upon request, the Town with which the vendor/company has the contract for service shall provide a copy of said contract to the Town(s) that supplied Police Officer assistance.
- B. Each Town will be responsible to maintain adequate levels of insurance to cover any loss, injuries or claims from its own Police Officers.
- C. Regardless of the location of the extra duty assignment, insurance coverage is provided by the Town in which the Police Officer is employed.

V. TERM AND EFFECTIVE DATE.

This Agreement replaces the previous Agreement between the Town of Somers and the Town of Stafford and is effective on the date that this Agreement has been signed by all three Town representatives specified in section II. The three Towns agree that this Agreement will run through March of 2027.

VI. TERMINATION OF CONTRACT FOR CAUSE.

- A. Termination by the First Selectman.
 - 1. Should any representatives of the parties of this Agreement, First Selectman or Police Officers, their staff, employees, agents and/or representatives, default in the performance of this contract or materially breach any of its provisions, at its option, any representative of the Towns of this Agreement may terminate this Agreement by giving ten (10) days written notice to the First Selectman for the town responsible for said default or breach as well as all parties to this Agreement.
 - 2. First Selectman shall have the right and opportunity to cure any such default or material breach within the ten (10) period. If the default is not cured within said period, the Agreement shall become null and void as to the defaulting party, excepting the obligation (if any) to make payment for Police Officer assistance provided prior to the date of termination.
- B. Withdrawal. Any participating Town may withdraw from this Agreement by giving sixty (60) days written notice to the other parties hereto. Upon the effective date of any such withdrawal, this Agreement shall become null and void as to the withdrawing Town, excepting the obligation (if any) to make payment for Police Officer assistance provided prior to the effective date of the withdrawal.

VII. GENERAL PROVISIONS.

- A. Entire Agreement of the Parties.

1. This Agreement supersedes any and all prior proposals, agreements, understandings and other contracts, either oral or written, between the parties regarding the rendering of police services in any manner whatsoever.
2. This Agreement contains all the covenants and agreements between the parties and any modification of the contract will be effective only if it is in writing and signed by all parties.

B. Severability.

If any provision of this contract is held by a court of competent jurisdiction to be invalid, void or unenforceable, the remaining provisions will nevertheless continue in full force without being impaired or invalidated in any way.

C. Waiver.

The waiver by any party to this Agreement of a breach of any provision in this Agreement shall be in writing and shall not operate or be construed as a waiver of any other provision subsequent breach of this Agreement unless specified in writing.

D. Indemnification.

Each participating Town shall indemnify, defend and hold harmless the other participating Towns, and its agents, employees, elected and appointed officials and representatives, to the fullest extent permitted by law, from and against any and all losses, claims, allegations, actions, awards, costs and expenses (including but not limited to, court costs and attorney's fees), judgments, subrogations and damages of every kind and character which may arise out of or result from, in whole or in part, the negligent or willful acts of a Police Officer from its own Town.

IN WITNESS THEREOF, the representatives of the parties hereto have caused this Agreement to be duly signed on the dates hereinafter stated.

TOWN OF ELLINGTON

By 

Its First Selectman

TOWN OF SOMERS

By 

Its First Selectman

TOWN OF STAFFORD

By 

Its First Selectman