

**PLAINVILLE TOWN COUNCIL
COUNCIL CHAMBERS – MUNICIPAL CENTER
REGULAR MEETING
January 7, 2008 - 7:30 p.m.**

6:15 p.m. TOWN COUNCIL PHOTOS

7:00 p.m. WORK SESSION: **Health District Discussion**

7:30 p.m. PRESENTATIONS: **Eagle Scouts**
(By State Representative Boukus)

MOMENT OF SILENCE: **Stan Robertson**

I. PUBLIC HEARINGS

None

II. ORAL PETITIONS (Non-Agenda Items)

III. REPORT OF TOWN MANAGER

1. State Representative Betty Boukus
2. Demand Response Services Agreement Discussion
3. First Supplemental Agreement - Elderly and Disabled Demand Responsive Transportation
4. Installation of Groundwater Monitoring Wells
5. Consolidation of Services
6. Aquifer Protection Update
7. Robertson Airport Update
8. Municipal Center Project Update
9. Capital Projects Update
10. Happenings (S. Osle)

VI. REPORT OF TOWN ATTORNEY

V. BOARD OF EDUCATION LIAISON (3rd Monday Meetings Only)

VI. ORAL PETITIONS (Agenda Items)

VII. MINUTES OF PREVIOUS MEETING

December 17, 2007 Regular Meeting

VIII. ANNOUNCEMENTS – REPORTS

IX. APPOINTMENTS/RESIGNATIONS

1. Appoint Police Officer
2. Appoint 2nd Assistant Fire Chief
3. 2008 Fire Department Officer Appointments
4. Accept resignation from Clean Energy Task Force
5. Appointments to Boards and Commissions

X. OLD BUSINESS

XI. NEW BUSINESS

1. Authorize Town Manager to enter into First Supplemental Agreement
2. Establish public hearing for appropriation to Economic Development Fund
3. Accept donation for sand
4. Consider installation of Groundwater Monitor Wells in Town Right of Way
5. Consider Natural Gas Service Agreement for Toffolon School
6. Authorize Town Manager Lee to enter into Agreement for Rights of Way Activities
7. Award Bid #2008-14E, Sanitary Sewer Manhole Repair
8. Award RFP #2008-19, Professional Services for Plan of Development and Conservation
9. Consider Demand Response Agreement Amendment
10. Award Bid #2008-20 Gasoline Bid
11. Tax Refunds – See Addendum
12. Executive Session: -Contract Negotiations
 -Land Acquisition

XI. ADJOURNMENT

Chairman Wazorko called the work session at 7:00 p.m. on Monday, January 7, 2008 in the Council Chambers of the Municipal Center, One Central Square. Present were Council members Bergenty, Hurley, Ciotto, Szach, Rupaka, Deegan, Town Manager Lee, Assistant Town Manager Osle, Town Attorney Michalik and Town Clerk Skultety.

Pamela Kilbey-Fox from the Connecticut Department of Public Health reviewed the possible benefits of joining one of three area health districts. Being considered are Bristol-Burlington, Central Connecticut and Farmington Valley. Discussion followed. It was the consensus of the Town Council to move forward. The next step would be to hold a public hearing before any approval could be made.

Chairman Wazorko called the meeting to order at 7:30. Councilman Ciotto led the Pledge of Allegiance. There was a moment of silence to honor the memory of Stan Robertson.

PRESENTATIONS: - State Representative Betty Boukus presented Connecticut General Assembly citations to Eagle Scouts Adam Planeta and Michael Allen.

Councilman Ciotto motioned to move agenda items:

IX. APPOINTMENTS/RESIGNATIONS

1. **Appoint Police Officer.**
2. **Appoint 2nd Assistant Fire Chief**
3. **2008 Fire Department Officer Appointments**

to the beginning of the meeting. The motion was seconded by Councilwoman Szach and passed 7-0.

1. Councilman Deegan motioned to appoint Jamie A. Fenn to the position of Police Officer effective January 8, 2008 with a starting annual salary of \$47,407 and as a condition of continued employment, he must successfully complete all aspects of the Basic Police Officer Training Program at the Connecticut Police Academy and the Plainville Police Department Field Training Program. The motion was seconded by Councilman Rupaka and passed 7-0.

Councilman Deegan presented Officer Fenn with Badge #21

2. Councilman Ciotto motioned to appoint William Gammon, 66 Franklin Avenue, as Second Assistant Fire Chief to the 1-year of 1/7/08 - 1/5/09. The motion was seconded by Councilman Deegan and passed 7-0.

Fire Chief Swanson congratulated Chief Gammon.

3. Councilman Deegan motioned to accept the 2008 Fire Department Officer Appointments as presented by the Fire Company. (See attached) The motion was seconded by Councilman Rupaka and passed 7-0.

Fire Chief Swanson introduced the line of officers present.

I. PUBLIC HEARINGS

No hearing

II. ORAL PETITIONS (Non-Agenda Items)

No comments

III. REPORT OF TOWN MANAGER

Town Manager Lee reported on the following topics:

- State Representative Betty Boukus

State Representative Betty Boukus was happy to announce the light on Stillwell Ave. was working. Plainville has received a \$300,000 grant for After School Programming at Wheeler; work is being done on the soccer fields with the \$175,000 grant funds. The sewer plant is due to receive approximately \$5,000,000 from grant funding along with the opportunity to obtain a loan at 2% for the rest of the project. ECS is due to receive 1.3M more than last year with another .5M projected in 09.

Rep. Boukus would like the Town Council to contact her, through the Town Manager with any projects or concerns they may have. It was the consensus of the Council to have a follow-up meeting.

- Demand Response Services Agreement Discussion

Plainville has been participating in the Demand Response Program since last fall. The commitment was to operate the police department and the sewer plant with emergency generators when a power emergency is declared. The town receives an annual payment of \$20,000 plus reimbursement for the cost of the generator use at \$.50kWh. A planned event occurred 8/15/07 without any major problems. Demand Response is proposing to amend the Agreement to increase

both the amount paid from \$20,000 to \$22,000 and the term of the contract from December 31, 2008 to May 31, 2010. This would require Council action

- First Supplemental Agreement - Elderly and Disabled Demand Responsive Transportation

Plainville is currently being funded by a State grant to provide a Demand Responsive Program for senior transportation. The State is looking to amend the Grant to incorporate new required language with regards to "sub-contractors" which would require Council action.

- Installation of Groundwater Monitoring Wells

Best Cleaners at 69 East Street has been ordered by the D.E.P. to conduct an environmental assessment of the area surrounding their property. Their consultant, Apex Companies LLC of S. Windsor would like to install three groundwater-monitoring wells on Town owned property located on the Maple Street ROW between the sidewalk and the street. There will be no cost to the Town.

- Consolidation of Services

The Town Council wrote a letter to the Board of Education requesting they delay the hiring of a school business manger so that a study could be conducted to determine possible consolidation of financial functions of the school board and Town operations. The Board refused the delay but did agree to continue to work with the Town to study other possibilities. Town Manager Lee suggested, with Town Council's approval that staff be directed to seek proposals from consultants regarding consolidation of services with the Board of Education. It was recommended that the consultants be asked to submit proposals that would address financial functions and building & grounds as well as information technology consolidation. It was the consensus of the Town Council to move forward, solicit proposals and continue to work with the Superintendent of Schools.

- Aquifer Protection Update

The Town is required by State Statute to adopt regulations that would protect aquifers. The Planning & Zoning Commission is the local aquifer protection agency for the Town. Staff has been in contact with D.E.P. and the P & Z is expected to consider the model regulations for adoption over the next few months.

- Robertson Airport Update

The Phase II Study of the Municipal Purchase of Robertson Airport which purpose was to develop an Airport Layout Plan, so an Environmental Site Investigation and to perform property appraisals. Based on the current funding the would be forthcoming from the Federal and State governments, the new purchase cost to Plainville would be approximately 1.5% of appraised value however that could rise to 2.5% if FAA funding is reduced to the 90% level down from 95%. A representative from Clough Harbour will be attending the January 22 meeting to give an update of the Phase II Study and the timeline for moving forward.

- Municipal Center Project Update

The Registrars have been moved to Room 302 and the Probate Court will be temporarily to the police station. Buildings & Grounds has performed most of the work to date.

- Capital Projects Update

Bids have been received for the first four phases of the Toffolon School Project. The total amount of the bids is currently under the estimates provided by Turner Construction by approximately \$90,000. In order to provide natural gas to the school the existing natural gas line must be

extended 800 ft. along Northwest Drive. The project would then connect to this line at the street. Yankee Gas is proposing 2 options. The first would extend the line at a cost of \$19,168 while the second would not require the cost of installation but would obligate the school to use natural gas exclusively for the next five years. The Building Committee would prefer Option2 because the construction budget is tight and that the cost of natural gas is currently 11% below oil prices. A proposed agreement from Yankee Gas would require Council approval.

- **Happenings (S. Osle)**

Assistant Town Manager Osle reported on the activities in the Youth Services, Senior Center, Assessor's Office and the Library.

Councilman Rupaka questioned the Aquifer Protection new regulations and how staff will be preparing for the adoption of them. Councilwoman Bergenty congratulated Town Manager Lee for getting the grant for the lower Ledge Road project. Chairman Wazorko commented on the resident's and business owner's responsibilities for clearing walkways after snowstorms. He would like Town Manager Lee to follow up with Crowley auto dealerships to do the same to avoid people walking on New Britain Ave.

IV. REPORT OF TOWN ATTORNEY

Attorney Michalik stated that the Town recently argued its case before the Appellate Court The case of Durkin Village vs. the Zoning Board of Appeals. The court will respond within 120 days.

V. BOARD OF EDUCATION LIAISON (3rd Monday Meetings Only)

No report

VI. ORAL PETITIONS

No comments

VII. MINUTES OF PREVIOUS MEETING

Councilman Ciotto motioned to approve the minutes of the December 17, 2007 Regular Meeting. The motion was seconded by Councilwoman Bergenty. Councilman Ciotto questioned a possibly unfinished motion by Councilman Rupaka on page 5 of 10. Town Clerk Skultety will review the recorded tapes.

Councilman Ciotto motioned to table the approval of the minutes. The motion was seconded by Councilwoman Bergenty and passed 7-0.

Councilman Ciotto motioned to add to the agenda the following items:

Section IX. APPOINTMENTS/RESIGNATIONS

5.* Appoint members to the Linden Street School Solar Roof Project Subcommittee

AND

Section XI. NEW BUSINESS

11.* Consider disposal of outdated equipment

The motion was seconded by Councilwoman Szach and passed 7-0.

VIII. ANNOUNCEMENTS – REPORTS

Councilwoman Bergenty reported that Bantam Bread will host the Chamber's "Business after Hours" on Jan. 23.

Council members Bergenty, Rupaka and Hurley reported on the seminar they attended by CCM. Councilman Hurley is looking forward to meeting with fellow Veterans as liaison to the Council.

IX. APPOINTMENTS/RESIGNATIONS

- 4. Councilman Ciotto motioned to accept the resignation of Jason Rupaka from the Clean Energy Task Force. The motion was seconded by Councilwoman Bergenty and passed 7-0.**

- 5. Councilman Ciotto motioned to appoint the following individuals to the Linden Street School Solar Roof Project Subcommittee:**

Stephen Del Buono (Clean Energy Task Force Committee)

Jesse Gnazzo (Board of Education)

George Iskra (Capital Projects Building Committee)

Thomas Lozaw (Capital Projects Building Committee)

Lynn Szach (Town Council)

The motion was seconded by Councilwoman Bergenty and passed 7-0.

- 6. Councilman Hurley motioned to reappoint Scott Saunders (R) 55 Fawn Dr. and Laura LaCombe (R) 31 Franklin Ave. to the Inland Wetlands Commission for the new term of 1/7/08 - 1/7/10. The motion was seconded by Councilwoman Szach and passed 7-0.**

- 7. Councilman Deegan motioned to reappoint Glen Petit (U) 132 Red Stone Hill as an Alternate to the Planning & Zoning Commission for the new term of 12/1/07 - 12/1/11. The motion was seconded by Councilman Ciotto and passed 7-0.**

- 8. Councilwoman Bergenty motioned to reappoint Jennifer Bartiss-Earley (R) 74 South Washington Street and David Thompson (R) 7 Mohawk Road to the Planning & Zoning Commission for the new term of 1/2/08 - 1/2/12. The motion was seconded by Councilman Rupaka and passed 7-0.**

- 9. Councilman Ciotto motioned to appoint Matthew Weimer (U) 16 Peace Court as an Alternate to the Planning & Zoning Commission for the term of 12/1/07 - 12/1/11. The motion was seconded by Councilwoman Bergenty and passed 7-0.**

X. OLD BUSINESS

XI. NEW BUSINESS

1. Authorize Town Manager to enter into First Supplemental Agreement

Councilwoman Szach motioned to authorize Town Manager Robert E. Lee, to enter into an agreement with the State of Connecticut Department of Transportation entitled "First Supplemental Agreement between the State of Connecticut and the Town of Plainville concerning a State Matching Grant Program for Elderly and Disabled Demand Responsive Transportation" The motion was seconded by Councilman Rupaka and passed 7-0.

2. Establish public hearing for appropriation to Economic Development Fund
Councilman Ciotto motioned to establish a public hearing Tuesday, January 22, 2008 in the Municipal Center to hear public comment on an appropriation of \$10,000 from General Fund, Fund Balance to the Economic Development Fund. The motion was seconded by Councilwoman Szach and passed 7-0.

3. Accept donation for sand
Councilman Ciotto motioned to accept a donation for sand from Peter Niwinski, Aerows Blind & Shade Manufacturing. The motion was seconded by Councilman Deegan and passed 7-0.

4. Consider installation of Groundwater Monitoring Wells in Town Right of Way
Councilman Hurley motioned to authorize Apex Companies, LLC on behalf of Best Cleaners, Inc. to install a maximum of three (3) groundwater monitoring well locations as provided in Figure 2. (See Attached) The motion was seconded by Councilman Ciotto and passed 7-0.

5. Consider Natural Gas Service Agreements for Toffolon School
Councilman Ciotto motioned to authorize Town Manager Robert E. Lee to enter into an agreement with Yankee Gas as described in Option 2 (See Attached)
The motion was seconded by Councilman Deegan and passed 7-0.

6. Authorize Town Manager to enter into Agreement for Rights of Way Activities
Councilwoman Szach motioned to authorize Town Manager Robert E. Lee to enter into an Agreement with the State of Connecticut Department of Transportation entitled "Agreement Between the State of Connecticut and the Town of Plainville for Rights of Way Activities in Conjunction with Replacement of Bridge No. 04545 on Stillwell Drive Over the Quinnipiac River Utilizing Federal and Municipal Funds". The motion was seconded by Councilwoman Bergenty and passed 7-0.

7. Award Bid #2008-14E, Sanitary Sewer Manhole Repair
Councilman Hurley motioned to award Bid #2008-14E, Sanitary Sewer Manhole Repair, to National Water Main Cleaning Company, Canton, MA, in the amount of \$63,450. The motion was seconded by Councilwoman Szach and passed 7-0.

8. Award RFP #2008-19, Professional Services for Plan of Development and Conservation
Councilman Deegan motioned to award RFP #2008-19, Professional Services for Plan of Development and Conservation, to Urbitran Associates, Inc. and authorize Town manager Robert E. Lee to enter into a Consultant Agreement in the amount of \$79,000. The motion was seconded by Councilman Ciotto and passed 7-0.

9. Consider Demand Response Agreement Amendment
Councilman Rupaka motioned to authorize Town Manager Robert E. Lee to enter into an agreement with DemandDirect LLC entitled "Demand Response Agreement Amendment" which amends the original agreement with DemandDirect, LLC executed on August 15, 2006. The motion was seconded by Councilman Ciotto and passed 7-0.

10. Award Bid #2008-20, Gasoline Bid
Councilman Ciotto motioned to award Bid #2008-20, Gasoline Bid, to East River Oil, Guilford, CT, for 45,000 gallons at a differential price of \$0.016. The motion was seconded by Councilwoman Bergenty and passed 7-0.

11. Consider disposal of outdated equipment (See attached)

Councilman Ciotto motioned to authorize the disposal of outdated equipment as listed in the January 3, 2008 memo from Assistant Town Manager Osle. The motion was seconded by Councilwoman Szach and passed 7-0.

12. Tax Refunds - See Addendum

Councilman Ciotto motioned to authorize tax & sewer refunds as listed on addendum. The motion was seconded by Councilwoman Szach and passed 7-0.

13. Executive Session: Contract Negotiations & Land Acquisition.

At 8:50 p.m. Councilwoman Szach motioned to enter into executive for the purposed of discussion regarding Contract Negotiations and Land Acquisition. The motion was seconded by Councilman Ciotto and passed 7-0.

Executive session was called to order. All Town Council members were present as well as Town Manager Lee, Assistant Town Manager Osle, Town Attorney Michalik and Attorney McHale. Discussion began regarding contract negotiations and land acquisition. Attorney McHale left the meeting at 10:00 p.m. Councilman Deegan motioned to adjourn at 10:20 p.m. The motion was seconded by Councilwoman Bergenty and passed 7-0.

No further action was taken.

Respectfully submitted by,

Carol A. Skultety, Town Clerk
& Clerk of the Town Council

January 7, 2008

TAX REFUNDS

1. Bialobrzski, Sophie L/U Allaire, Stephen, 27 MacArthur Rd-\$26.78
2. Boyea, Ruth, 126 New Britain Ave.-\$29.86
3. Burns, Robert, Tukwila, WA-\$40.41
4. Erickson, Donald, Lake Villa, IL-\$37.99
5. Fangiullo, Thomas, 17 Church St-\$5.24
6. Grable, Matthew, 5 Adams Way-\$124.91
7. Griffin, Jessica, Newington, CT-\$9.67
8. Kozlowski, Wladyslaw, 9 Terra Rd.-\$91.77
9. Myslak, Patricia, 20 Spring St-\$36.83
10. Niziolek, Antoni & Helen, 43 Peach Orchard Hill-\$1,443.21
11. Satuski, Agnieszka, 30 So. Washington St.-\$22.51

SEWER USER FEE REFUNDS

1. Guerriere, Robert, 19 Fox Rd.-\$2,036.75
2. Kochosky, Jeffrey & Candace, 69 Northwest Dr E41-\$135.54
3. Town of Farmington, 1 Monteith Dr.-\$13.62