

**MINUTES  
PLAINVILLE TOWN COUNCIL  
COUNCIL CHAMBERS – MUNICIPAL CENTER  
SPECIAL MEETING  
October 3, 2016 – 6:30p.m.**

**6:30pm WORK SESSION: Tomlinson Avenue Bridge Study Discussion**

Councilwoman Pugliese called the special meeting to order at 6:30pm in the Council Chambers of the Municipal Center, One Central Square. Also present were Vice Chairman Saunders, Council members Morante, Christopher, Tompkins and Carrier, Town Manager Lee and Town Clerk Skultety. Councilman Wazorko was absent.

Technical Director Bossi briefly reviewed the Tomlinson Avenue Bridge Rehabilitation project and the revised Bridge Structure Type Study Report. The revision was in response to comments and concerns the Connecticut Department of Energy and Environmental Protection had of the initial design concept of relining the existing culverts that did not permit fish and other aquatic life passage through the structure. The revised Bridge Structure Type Study Report resulted in five alternative bridge types that were determined to be feasible to address engineering concerns and fish passage.

The Engineering Department is recommending the Two Cell Precast Concrete Box Culvert option. The estimated total cost would be \$1,292,000. If approved, construction would begin in 2018. The bridge project has been ongoing since 2006 and is funded by an 80% federal grant and a 20% local match. Going forward funds would be put in place in the CIP budgets to reach the 20% local share.

The Work Session ended at 7:50pm.

**MINUTES  
PLAINVILLE TOWN COUNCIL  
COUNCIL CHAMBERS – MUNICIPAL CENTER  
REGULAR MEETING  
October 3, 2016 – 7:00p.m.**

- I. PRESENTATIONS:**
- II. PUBLIC HEARING**  
Sewer User Fee for November 1, 2016
- III. MINUTES OF PREVIOUS MEETING**

**IV. ANNOUNCEMENTS – REPORTS**

**V. APPOINTMENTS/RESIGNATIONS**

1. Police Officer Appointment
2. Firefighter Appointment
3. Appointments and Re-appointments to Boards and Commissions

**VI. BOARD OF EDUCATION LIAISON (3<sup>rd</sup> Monday Meetings Only)**

**VII. REPORT OF TOWN ATTORNEY**

1. Request from Gloria Dei Lutheran Church regarding Camp Street Boundary Lines

**VIII. REPORT OF TOWN MANAGER**

1. Perakos Property Discussion
2. Police Department Staffing
3. Happenings

**IX. PUBLIC COMMENTS**

**X. OLD BUSINESS**

**XI. NEW BUSINESS**

1. Set Sewer User Fee Rate
2. 7<sup>th</sup> Amendment to Town Manager Lee's Employment Contract
3. 8-24 Referral for Perakos Property
4. Gloria Dei Lutheran Church Request
5. Tax Refunds - Addendum

**XII. OTHER DISCUSSIONS OF INTEREST**

**XIII. MATTER APPROPRIATE FOR EXECUTIVE SESSION**

**XIV. ADJOURNMENT**

The regular meeting was called to order at 7:00pm in the Council Chambers of the Municipal Center, One Central Square. Attorney Mastrianni was present for the meeting.

Councilwoman Morante led the Pledge of Allegiance.

**I. PRESENTATIONS:**

**II. PUBLIC HEARING**

**Sewer User Fee for November 1, 2016**

Town Clerk Skultety read the following legal notice:

**TOWN OF PLAINVILLE  
TOWN COUNCIL  
PUBLIC HEARING  
MONDAY OCTOBER 3, 2016**

NOTICE IS HEREBY GIVEN that in accordance with Sec. 7-255 of the Connecticut General Statutes, the Plainville Town Council, acting as the Water Pollution Control Authority will hold a Public Hearing at 7:00 p.m. on Monday October 3, 2016 in the Council Chambers in the Municipal Center, One Central Square to consider the following:

1. Sewer user rate for the period November 1, 2016 to October 31, 2017

Copies of proposed rates are available at the office of the Town Clerk during regular business hours.

Dated at Plainville, Connecticut this 22<sup>nd</sup> September, 2016

Town Manager Lee reviewed the discussion from the previous meeting. A sewer rate study was developed by Tighe & Bond in 2014. The study was done to make recommendations on future sewer user charge increases in anticipation of the Phosphorus upgrades that were being required by the Department of Energy & Environmental Protection. One of the key components of the study was to have the sewer account retain at least 2 months of operating costs for emergency and unforeseen purposes.

The Town Council adopted Scenario 3 in the report which called for 4.8% increases to the user charges going forward through FY23. As such, Town staff is recommending that the sewer user charges for November 1<sup>st</sup> be increased by 4.8%. This would result in the minimum charge being increased by \$16.87 and the Standard Charge per 1,000 cubic feet from by \$2.35. For the typical homeowner who uses 8,300 c.f. of water per year, this would result in an increase of \$20.

Chairwoman Pugliese opened the hearing for public comments.

John Kisluk, 65 Forestville Ave spoke against the increase and feels the fee schedule is unfair for the minimum use charges. He believes the State should have its priorities set for more important issues and fund certain mandates such as the Phosphorus upgrades.

Joanne Edman, 166 West Main Street feels the user rates should be fairer and that the State should help more.

Dominick D'Onofrio, 11 Tyler Ave urged the Town Council to seek funding for the Phosphorus upgrades.

Chairwoman Pugliese responded the Town has obtained aid from the State for 50% of the costly upgrades.

### **III. MINUTES OF PREVIOUS MEETING**

**Vice Chairman Saunders motioned to approve the minutes of September 19, 2016 Regular Meeting. The motion was seconded by Councilwoman Tompkins and passed 6-0.**

### **IV. ANNOUNCEMENTS – REPORTS**

Councilman Carrier attended the Capital Projects Building Committee meeting where discussion was held regarding possible grant reimbursement funds for a Wheeler School renovation project and the Energy Performance proposal integration.

Chairwoman Pugliese attended the Senior Center Volunteer Luncheon and Helen Marinelli's retirement reception.

### **V. APPOINTMENTS/RESIGNATION**

#### **1. Police Officer Appointment**

**Vice Chairman Saunders motioned to appoint Brian DiMauro to the position of Police Officer 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 Councilwoman Tompkins and passed 6-0.**

#### **2. Firefighter Appointment**

**Vice Chairman Saunders motioned to appoint Jakob Marynowski as a regular firefighter of the Plainville Fire Department. The motion was seconded by Councilwoman Tompkins and passed 6-0.**

#### **3. Board of Assessment Appeals**

Vice Chairman Saunders motioned to reappoint Gayle Dennehy (R), 28 Perron Rd. to the Board of Assessment Appeals for the new term 10/1/16 – 10/1/22. The motion was seconded by Councilwoman Tompkins and passed 6-0.

**VI. BOARD OF EDUCATION LIAISON (3<sup>rd</sup> Monday Meetings Only)**

**VII. REPORT OF TOWN ATTORNEY**

1. Request from Gloria Dei Lutheran Church regarding Camp Street Boundary Lines

Attorney Mastrianni read into the records:

Brief History and Explanation-Proposed Judgment by Stipulation

Gloria Dei Lutheran Church

Gloria Dei Lutheran Church, located on Camp Street, acquired its property via two separate parcels, Parcel A on October 11, 1958, and Parcel B on March 16, 1955. At that time the location of Town Line Boundary was somewhat ambiguous.

Some years later the Town of Plainville and the City of Bristol came to an agreement that cleared up the ambiguities and fixed a straight line boundary which runs across the church's properties west of Camp Street. This means that the front portions of the Church's land located between the Town Line and Camp Street were now within the Town of Plainville

When the Church decided to sell the Parsonage because it no longer was used, it discovered the title issue. The Church's only recourse was to bring an action to quiet title and get a court order to reform the legal description of the two parcels.

The lawsuit seeks to reform the legal description and to set the boundary to the center line of Camp Street so in the event of a re-alignment of Camp Street in the future, a quiet title action would not be necessary (rather than a straight line boundary). There would not be any transfer of property in this action.

**VIII. REPORT OF TOWN MANAGER**

Town Manager Lee presented and discussed the following topics:

- **Perakos Property Discussion**

SEP Enterprises LLC has offered to donate two parcels of land to the Town of Plainville. These are two residentially zoned lots that total 12.26 acres. They are located on the southwest side of Pinnacle Ridge behind Fox Road and Cree Circle. They are "rear lots" with no street access.

Both parcels generate a total of \$902 in taxes each year. (588.94 & \$313.50)

If the Town Council is interested in accepting this donation, an 8-24 referral must be sent to the Planning & Zoning Commission for them to determine whether it would be in concert with the Towns' Plan of Conservation & Development.

- **Police Department Staffing**

During the last Town Council meeting there was discussion regarding police overtime. Since the meeting Police Chief Matt Catania has updated the status of four police officers and their schedule for completing their field training. Once field training has been completed, these officers could then begin to fill some shifts within the department.

Officer Mark Martucci, who was hired last December 30<sup>th</sup> will become available on October 6<sup>th</sup>. Officer Ryan Martel who also hired on December 30<sup>th</sup> will become available on October 10<sup>th</sup>. Officer Mark Zaza, who was hired on August 8<sup>th</sup> will become available on November 9<sup>th</sup>. Officer Jessica Martins who was hired on March 31<sup>st</sup> will become available on January 1<sup>st</sup>.

Once these officers have become available for shifts, Chief Catania will have better flexibility in controlling overtime costs. However, it should be pointed out that the department is still down two officers, including Officer Brian DiMauro who was appointed this evening and will not be eligible for shifts until sometime early next summer.

## **IX. PUBLIC COMMENTS**

Paul Zagorsky, 125 Ten Acre Rd, New Britain and local attorney, spoke against the proposed plan by Tilcon to purchase protected land from New Britain and Plainville and Southington to continue mining and eventually creating a reservoir. He feels the recent hearings and discussions are one sided and encouraged the public to become better informed and speak out with their concerns.

Joanne Edman, 166 West Main St reiterated her concerns about health issues relating to turf fields and spoke out against the Tilcon quarry proposal.

John Kisluk, 65 Forestville Ave comments included the Town Manager Lee's evaluation by the Town Council and suggested their comments should be public.

Marilyn Shorette, 18 Milford St spoke regarding the Tilcon quarry and will be starting a petition against the proposal. She urged the Town Council to think about the future of that resource.

Dominick D'Onofrio, 11 Tyler Ave spoke in opposition to the Tilcon project and urged the Town Council to review the proposal very carefully.

Lou Frangos, 10 Fairbanks St commented on the PD overtime and had questions regarding the rate structure and the minimum rate for the sewer user fee.

## **X. NEW BUSINESS**

### **1. Set Sewer User Fee-See Addendum**

Vice Chairman Saunders motioned for the Town Council acting as the Water Pollution Authority to set the Sewer User Rate increase at 4.8% for the period November 1, 2016 to October 21, 2017 as recommended by Town Staff. The motion was seconded by Councilwoman Christopher. Discussion followed. The motion passed 6-0.

**2. 7<sup>th</sup> Amendment to Town Manager Lee's Employment Contract**

Councilman Carrier motioned to approve and authorize Town Council Chairwoman Pugliese to execute the "7<sup>th</sup> Amendment to Town Manager's Employment Contract". The motion was seconded by Councilwoman Tompkins. Discussion followed. The motion passed 6-0.

**3. 8-24 Referral for Perakos Property**

Vice Chairman Saunders motioned to send an 8-24 Referral to the Planning & Zoning Commission regarding the Perakos Properties. The motion was seconded by Councilman Carrier and passed 6-0.

**4. Gloria Dei Lutheran Church Request**

Councilwoman Tompkins motioned to authorize Town Attorney Mastrianni to execute documents regarding Gloria Dei Lutheran Church boundary lines on Camp Street. The motion was seconded by Vice Chairman Saunders and passed 6-0.

**5. Tax Refunds – See Addendum**

Councilwoman Tompkins motioned to approve the tax refunds as listed on the addendum. The motion was seconded by Vice Chairman Saunders and passed 6-0.

**XI. OTHER DISCUSSIONS OF INTEREST**

**XII. MATTER APPROPRIATE FOR EXECUTIVE SESSION**

**XIII. ADJOURNMENT**

At 8:05pm Councilwoman Tompkins motioned to adjourn. The motion was seconded by Vice Chairman Saunders and unanimously passed.

Respectfully submitted by,

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

**Town of Plainville**  
**Sewer Rates Current/Proposed**  
**For Fiscal Year Period November 1, 2016 to October 31, 2017**

**Proposed**

<u>Description</u>	<u>Current Rate</u>	<u>Proposed Increase</u>	<u>New Rate</u>
Standard Charge per 1,000 Cubic Feet Effluent Discharge	\$ 49.06	4.8%	\$ 51.42
Minimum Charge	\$ 351.66	4.8%	\$ 368.54
Well Users	\$ 436.04	4.8%	\$ 456.98
Septage Effluent Discharge – per 1,000 Gallons	\$ 140.66	4.8%	\$ 147.42

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**Refunds 10/3/2016**

	<b>Current Year</b>	<b>Amount</b>
1	Antwi, Joyce, 24 Norton Pl Apt 5	\$19.61
2	Bienkowski, Grant or Maryetta, 18 Canterbury Ln	\$43.41
3	Burek, Dawid, 6 Bel Aire Dr	\$61.07
4	Cebollero, Teresa, 31 Julie Rd	\$17.53
5	Cococcia, Susan, Bloomfield, CT	\$98.85
6	Field, David, 190 Tomlinson Ave 12G	\$80.07
7	Freyberg, Christopher, 45 Tyler Farms Rd	\$375.46
8	Freyberg, Christopher, 45 Tyler Farms Rd	\$326.68
9	Genova, Elizabeth, 24 Ledge Road	\$46.98
10	Golas, Tiffany, 69 Northwest Dr U43	\$12.57
11	Goldsmith, Edward or Lorri, 16 Beechwood Rd	\$11.49
12	Grant, Peggy, 20 Stillwell Dr Apt 35	\$21.63
13	Hewitt, Maria, 236 East St A-2	\$1,300.00
14	Milo, Diane, 162 Stillwell Dr	\$10.52
15	Pierce, Jessica, S Portland, ME	\$312.60
16	Sidlauscius, Patricia, Fremont, NH	\$77.04
17	SMB 2016 Inc, 377 Farmington Ave	\$500.00
	<b>Total</b>	<b>\$3,315.51</b>

	<b>Prior Year</b>	
1	Ally Financial, Louisville, KY	\$689.72



2	Ally Financial, Louisville, KY	\$226.95
3	Ally Financial, Louisville, KY	\$385.15
<b>Total</b>		<b>\$1,301.82</b>