

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

- I. PRESENTATIONS**
- II. PUBLIC HEARING**
- III. MINUTES OF PREVIOUS MEETING**
Minutes of February 16, 2016 Regular Meeting, February 17, 2016 Special Meeting and February 23, 2016 Special Meeting
- IV. ANNOUNCEMENTS – REPORTS**
 - 1. Girl Scout Proclamation
- V. APPOINTMENTS/RESIGNATIONS**
 - 1. Fire Department Resignations
 - 2. Aviation Commission appointment
 - 3. Appointments and Re-appointments to Boards and Commissions
- VI. BOARD OF EDUCATION LIAISON (3rd Monday Meetings Only)**
- VII. REPORT OF TOWN ATTORNEY**
- VIII. REPORT OF TOWN MANAGER**
 - 1. Road Bond Reconstruction
 - 2. Municipal Solid Waste Disposal and Recycling Services Agreement Amendment – Covanta
 - 3. Fair Housing – Small Cities Grant Program
 - 4. Old Linden Street School Demolition Bids
 - 5. Tilcon Quarry Expansion Public Information Session
 - 6. Happenings
 - 7. Presentation of Town Manager’s Proposed FY 2017 Budget
- IX. PUBLIC COMMENTS**

X. OLD BUSINESS

XI. NEW BUSINESS

1. Bid #2016-25B, Road Bond Reconstruction
2. Establish public hearing for Town Manager's Proposed FY 2017 Budget
3. Establish special meetings of the Town Council to consider and act upon the Town Manager's Proposed FY 2017 Budget
4. Resolution regarding Historic Preservation Grant
5. Resolution regarding Second Amendment to Municipal Solid Waste Disposal and Recycling Services Agreement
6. Resolution regarding Fair Housing
7. Fair Housing Policy Statement
8. Title VI Equal Opportunity Statement
9. Tax Refunds - Addendum

XII. OTHER DISCUSSIONS OF INTEREST

XIII. PUBLIC COMMENTS (con't.)

XIV. MATTER APPROPRIATE FOR EXECUTIVE SESSION

XV. ADJOURNMENT

Councilwoman Pugliese called the meeting to order at 7:00pm in the Council Chambers of the Municipal Center, One Central Square. Also present were Vice Chairman Saunders, Council members Wazorko, Morante, Christopher, Tompkins and Carrier, Town Manager Lee, Assistant Town Manager Osle, Intern Colby and Town Clerk Skultety.

The Pledge of Allegiance was led by Girl Scout Troop 6638.

Councilwoman Tompkins read and presented a "Proclamation Celebrating 104 years of Girl Scouting" to the Scouts and congratulated them for their volunteer efforts.

I. PRESENTATIONS:

II. PUBLIC HEARING

III. MINUTES OF PREVIOUS MEETING

Councilman Carrier motioned to approve the minutes of the February 16, 2016 Regular Meeting, February 17, 2016 Special Meeting and February 23, 2016 Special Meeting. The motion was seconded by Vice Chairman Saunders and passed 7-0

IV. ANNOUNCEMENTS – REPORTS

1. Girl Scout Proclamation

Read and presented at the beginning of the meeting

V. APPOINTMENTS/RESIGNATION

1. Fire Department

- a. Vice Chairman Saunders motioned to accept with regret the resignation of Matthew Chapman from the Plainville Fire Department. The motion was seconded by Councilman Carrier and passed 7-0.
- b. Vice Chairman Saunders motioned to accept with regret the resignation of Noel Roche from the Plainville Fire Department. The motion was seconded by Councilwoman Christopher and passed 7-0.

2. Aviation Commission

Councilman Carrier motioned to appoint Brandon Lanza (R), 20 Ben Court, as an Alternate member to the Aviation Commission for the term ending October 31, 2018. The motion was seconded by Councilwoman Tompkins and passed 7-0.

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

No report

VII. REPORT OF TOWN ATTORNEY

No report

VIII. REPORT OF TOWN MANAGER

Town Manager Lee presented and discussed the following topics:

- **Road Bond Reconstruction**

Town staff is recommending that B&W Paving and Landscaping be awarded the road repaving for Birch Tree Road, Plum Tree Road, Dogwood Road and Wheeler Lane. B&W is the same contractor who was awarded the bid to repave Cooke Street.

The work would be performed with the same unit prices that were included on the Cooke Street bid. The total estimated cost for this work is \$367,025.

- **Municipal Solid Waste Disposal and Recycling Services Agreement Amendment – Covanta**

The Town sends its trash and recycling to Covanta Bristol, Inc. under a contract that includes 13 other CT Municipalities. That contract includes a clause that limits the total amount of solid waste to no more than was deposited in the previous fiscal year.

For the current fiscal year, the maximum amount allowed is 163,000 tons. Covanta has notified the 14 Towns that they are anticipating that this maximum will be reached sometime in late April or early May. Under the contract, Covanta would be able to charge a higher rate once the maximum has been reached.

The Bristol Policy Board has negotiated an Amendment to the existing contract that would not penalize the Towns for residential solid waste/trash that is brought to their facility in excess of the 163,000 tons. However, commercial waste would be impacted. Covanta is requiring eight towns (out of 14) to approve the Second Amendment before April 1st to avoid the potential higher disposal fee this year and in future years.

The Bristol Policy Board is recommending the approval of the Second Amendment. Town Manager Lee recommend that this Amendment be approved as well.

- **Fair Housing – Small Cities Grant Program**

Under the Small Cities Program, Towns are required to adopt a resolution regarding a Fair Housing Policy, adopt a resolution re-appointing the Town Manager as the Fair Housing Officer and authorize the Town Manager to sign and implement the Title VI Equal Employment Opportunity Statement.

- **Old Linden Street School Demolition Bids**

Manafort Brothers Construction of Plainville was the low bid for the demolition of the Old Linden Street School Building with a bid of \$1,761,000. The next lowest bid was almost \$230,000 higher than the Manafort bid.

The project is currently \$612,498 under the budgeted amount and almost \$300,000 under the amount allocated for the Town share.

The Capital Projects Building Committee reviewed the bids and recommended that Manafort be awarded the bid for the work. The Town Council awarded the contract last Tuesday evening. The contract was signed and work will begin shortly.

The schedule calls for the two buildings to be separated over the April vacation. Once the buildings are separated, the hazardous materials will be removed. When school is in session, most of the work will occur from 2:00 to 11:00 pm. The building will be taken down over the summer vacation.

- **Tilcon Quarry Expansion Public Information Session**

A Public Information Meeting was held last Thursday evening to hear a presentation on Tilcon's plans to expand their quarry operations onto New Britain Water Company land adjacent to their

current operation. Residents also had the opportunity to ask questions regarding the proposal as well. About 80-90 people attended the session.

The plan calls for Tilcon to transfer to Plainville 157 acres as open space. Additionally, Tilcon would agree to move their quarry operation away from the existing homes on View Street, Maria Road and Ledge Road. There will be a minimum buffer of 1,000 feet from View Street and a 2,000 feet buffer from Ledge Road. Under the current approved quarry plan, Tilcon could blast less than 300 feet from the homes on Maria Road and View Street.

Tilcon would transfer a total of 170 acres as open space in New Britain and Southington as well. The plan has to be approved by the State Legislature as the quarry would impact Class I and Class II watershed land. When the quarrying is completed, a reservoir will be created that will be utilized by the New Britain water company. The rest of the New Britain Water Company land would be restored to the Class I and Class II status.

The Public Health Committee held a Public Hearing on the proposed legislation earlier in the day.

A copy of the presentation was posted on the Town website. Anyone who has questions about the plan can contact the Town Manager's office.

- **Happenings**

Intern Colby reported on activities and events at and within the Senior Center, Recreation Department, Tax Assessor, Plainville Library and the Regional Health District. For more information on programs and activities residents are encouraged to visit the Town's website www.plainvillect.com.

- **Presentation of Town Manager's Proposed FY 2017 Budget**

Superintendent of Schools Dr. Jeff Kitching and Town Manager Robert Lee presented a summary of the proposed budget for FY17. The proposed budget would be for the period beginning July 1, 2016 to June 30, 2017. A public hearing on this proposed budget will be held on Thursday, March 10, 2016 beginning at 7:00 pm in the Town Council Chambers.

Financial summary:

FY 2017 Proposed Expenditure Budget:

• Current Budget	\$56,504,681
• FY 2017 Proposed	57,714,321
• Dollar Difference	1,209,640
• Percentage Difference	2.14%

Total FY 2017 Proposed Budget Categories & Percentages:

• Board of Education	\$ 34,874,367 or 60.43%
• Town Government	\$ 17,027,660 or 29.50%
• Debt Service	\$ 4,712,294 or 8.16 %

- Capital \$ 1,100,000 or 1.91%

Total Proposed Budget \$57,714,321

FY 2017 Proposed Expenditure \$ Changes & % Percentages

- Board of Education increased by \$507,631 or 1.48%
- Town Government increased by \$502,009 or 3.04%
- Debt Services increased by 0 or 0.00%
- Capital Projects increased by \$200,000 or 22.22%

Total **increase of \$1,209,640 or 2.14%**

Estimated Revenue Changes

- Intergovernmental \$ 503,986
- Grand List (New) 382,298
- Licenses & Permits 50,500
- Other Revenues 15,000
- Sundry & Transfers In 7,870
- Fines & Fees 3,250
- State Pers. Prop Tax Cap (70,290)

Total **\$ 892,614**

Mill Rate Calculation

Expenditure increase	\$ 1,209,640
Revenue increase	<u>892,614</u>
Difference	\$ 317,026

Value of one mill @ 97.4% \$ 1,378,372

317,026
1,378,382 = .023 mills

Mill Rate Change

Current Mill Rate – FY 2016	31.83
Proposed Mill Rate – FY 2017	<u>32.06</u>
Mill Rate Change as Currently Proposed	0.23
% Mill Rate Increase as Currently Proposed	0.71%

IX. PUBLIC COMMENTS

Joanne Edman, 166 West Main St offered a prayer, spoke against the proposed budget and feels Old Linden Street School should have been sold for Senior Housing. She also expressed her dissatisfaction in the Council's decision to eliminate the second Public Comment section of the agenda and feels 3 minutes is not enough time to speak.

Peter Chrzanowski, 30 Shuttlemeadow Rd spoke in favor of the proposed budget and encouraged the Town Council to approve the budget as proposed. He went on to comment about various activities and projects that have been completed and have made improvements within the Town and Schools.

Steven DeBiase, 7 BelAire Dr commented the Town is moving in the right direction and encouraged the Town Council to approve the proposed budget as it is.

X. OLD BUSINESS

XI. NEW BUSINESS

1. Bid #2016-25B, Road Bond Reconstruction

Vice Chairman Saunders motioned to waive the bid process and award Bid #2016-25B, Road Bond Reconstruction of Birch Tree Road, Plum Tree Road, Dogwood Road and Wheeler Lane to B&W Paving and Landscaping, Waterford, CT in the amount of \$367,025. The motion was seconded by Councilwoman Christopher and passed 7-0.

2. Establish public hearing for Town Manager's Proposed FY 2017 Budget

Councilman Carrier motioned to establish a public hearing on Thursday, March 10, 2016 at 7:00pm in the Municipal Center to hear public comment on the Town Manager's Proposed FY 2017 Budget. The motion was seconded by Councilwoman Tompkins and passed 7-0.

3. Establish special meetings of the Town Council to consider and act upon the Town Manager's Proposed FY 2017 Budget

Councilwoman Tompkins motioned to establish the following special meeting of the Town Council for the purpose of considering and acting upon the FY 2017 Budget:

- March 14, 15, 16, 17, 22, 23 and 24, 2016 in the Municipal Center Council Chambers, at 6:30pm.

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

4. Resolution regarding Historic Preservation Grant – See Addendum

Councilwoman Morante motioned to adopt a resolution entitled "Resolution Authorizing Application for Historic Preservation Grant". The motion was seconded by Councilwoman Christopher and passed 7-0.

5. Resolution regarding Second Amendment to Municipal Solid Waste Disposal and Recycling Services Agreement – See Addendum

Councilman Carrier motioned to adopt a resolution regarding an amendment to the Municipal Solid Waste Disposal and Recycling Services Agreement entitled "Resolution Regarding Second Amendment". The motion was seconded by Vice Chairman Saunders and passed 7-0.

6. Resolution regarding Fair Housing – See Addendum

Councilwoman Tompkins motioned to adopt a resolution entitled “Fair Housing Resolution of the Town of Plainville”. The motion was seconded by Vice Chairman Saunders and passed 7-0.

7. Fair Housing Policy Statement

Vice Chairman Saunders motioned to re-appoint Town Manager Robert E. Lee as the Fair Housing Officer and authorize him to sign and implement the “Fair Housing Policy Statement”. The motion was seconded by Councilman Carrier and passed 7-0.

8. Title VI Equal Opportunity Statement

Councilwoman Christopher motioned to authorize Town Manager Robert E. Lee to sign and implement the Title VI Equal Opportunity Statement. The motion was seconded by Vice Chairman Saunders and passed 7-0.

9. Tax Refunds – See Addendum

Councilman Carrier motioned to approve the tax refunds as listed on the addendum. The motion was seconded by Councilwoman Christopher and passed 7-0.

XII. OTHER DISCUSSIONS OF INTEREST

Town Manager Lee commented on surrounding towns and their meeting agendas. He mentioned in Berlin, New Britain and Plymouth the public is given 1 opportunity to speak for 3 minutes.

XIII. MATTER APPROPRIATE FOR EXECUTIVE SESSION

XIV. ADJOURNMENT

Vice Chairman Saunders motioned to adjourn at 8:17pm. The motion was seconded by Councilwoman Christopher and unanimously passed.

Respectfully submitted by,

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

2-2016

**RESOLUTION AUTHORIZING APPLICATION FOR
HISTORIC PRESERVATION GRANT**

RESOLVED, that Robert E. Lee, Town Manager, or the Town Clerk as his designee, is empowered to execute and deliver in the name and on behalf of the Town of Plainville, a contract with the Connecticut State Library for a Historic Documents Preservation Grant.

3-2016

**RESOLUTION
REGARDING SECOND
AMENDMENT**

WHEREAS, Covanta Bristol, Inc. ("Covanta", or "Company") and the City of Bristol, Connecticut, Town of Berlin, Connecticut, Town of Branford, Connecticut, Town of Burlington, Connecticut, Town of Hartland, Connecticut, City of New Britain, Connecticut, Town of Plainville, Connecticut, Town of Plymouth, Connecticut, Town of Prospect, Connecticut, Town of Seymour, Connecticut, Town of Southington, Connecticut, Town of Warren, Connecticut, Town of Washington, Connecticut and Town of Wolcott, Connecticut (each a "Municipality".and collectively the "Municipalities") have entered into the Municipal Solid Waste Disposal and Recycling Services Agreement dated as of December 21, 2012 as amended by the First Amendment to the Municipal Solid Waste Disposal and Recycling Services Agreement dated May 27, 2015 ("Agreement");

WHEREAS, the Bristol Facility Policy Board ("BFPB"), a successor organization to the Bristol Resource Recovery Facility Operating Committee ("BRRFOC"), on behalf of the Contracting Communities, seeks to amend the Municipal Solid Waste Disposal and Recycling Services Agreement to preserve capacity for "Residential Acceptable Waste"; and

WHEREAS, the parties propose execution of a Second Amendment to ensure that "Residential Acceptable Waste" will not be subject to the terms of the "Annual Reserve Capacity" as defined in the Municipal Solid Waste Disposal and Recycling Services Agreement for the remaining term of the contract;

WHEREAS, the Second Amendment is beneficial to the Municipalities which comprise the BFPB, and the BFPB voted in favor of approving the Second Amendment at its Special Meeting held March 7, 2016; and

WHEREAS, the Town Council of Plainville considered the matter at its duly held meeting on March 7, 2016 and concurs that it is in the best interests of the Town of Plainville to approve the Second Amendment;

NOW, THEREFORE, Town Manager Robert E. Lee is authorized to execute the Second Amendment to the Municipal Solid Waste Disposal and Recycling Services Agreement on behalf of the Town of Plainville.

4-2016

EXHIBIT 6.1

FAIR HOUSING RESOLUTION

TOWN OF PLAINVILLE

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 Plainville 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 RESOVED, That the Town of Plainville 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 Plainville or his 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 Plainville 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.

Refunds

3/7/2016

	Current Year	Amount
1	Bagdasarian, Guy, Ormond Beach, FL	\$276.60
2	Barbagallo, Steven, 68 Twining St	\$31.68
3	Elliotte, Susan, 149 Red Stone Hill	\$463.25
4	Liberty Bank, PO Box 2700, Middletown	\$63.52
5	Mahaffy, Gary or Shirley, 42 Burnside Ave	\$62.23
6	Manzik, Dennis, 50 Pierce St D-65	\$510.00
7	Mitchell, Meredith, 10 W Pine Way C4	\$137.49
8	Mizzy Construction Inc, 463 East St	\$119.20
9	Mizzy Construction Inc, 463 East St	\$48.32
10	Mizzy Construction Inc, 463 East St	\$204.03
11	Nissan Infiniti LT, Dallas, TX	\$118.50
12	Nissan Infiniti LT, Dallas, TX	\$306.27
13	Talbot, Gerald, 136 Trumbull Ave	\$23.23

Total	\$2,364.32
--------------	-------------------

Prior Years

1	Hyundai Leasing Titling TR, Newport Beach, CA	\$131.89
2	Hyundai Leasing Titling TR, Newport Beach, CA	\$160.57
3	Hyundai Leasing Titling TR, Newport Beach, CA	\$159.88
4	Orzell, Mark, Bristol, CT	\$1,500.00

Total	\$1,952.34
--------------	-------------------