

MINUTES OF THE TOWN COUNCIL MEETING
OF THE TOWN OF SOUTHLINGTON
May 23, 2011

The Town Council of the Town of Southington held a public hearing and a regular meeting on Monday, May 23, 2011. Edward S. Pocock, III, Chairman, called the meeting to order at 7:00 o'clock, p.m.

The following Councilpersons were present, viz:

| | |
|------------------------|-------------------------|
| John N. Barry | Anthony E. D'Angelo |
| John C. Dobbins | Dawn A. Miceli |
| Albert A. Natelli, Jr. | Christopher J. Palmieri |
| Peter J. Romano, Jr. | Stephanie A. Urillo |
| Edward S. Pocock, III | |

Ex-officio members present were as follows, viz:

Anthony J. Tranquillo, Director of Public Works/Town Engineer
Mark J. Sciota, Deputy Town Manager/Town Attorney
Garry Brumback, Town Manager

7:00 Public Hearing - Neighborhood Assistance Program (Attachment 1)

Donna Ayer representing the Southington Community YMCA presented. We are looking for your approval tonight for the 2011 Neighborhood Assistance Act for the YMCA. This program provides tax credits for businesses that donate to the Y's Annual Support Campaign. This is the tenth year that the Y has participated in this program and we hope to have your support again tonight.

Thank you.

Hearing no further comments, The Chair closed the public hearing.

(Public Hearing portion of the meeting adjourned at 7:02 o'clock, p.m.)

REGULAR MEETING

The Town Council of the Town of Southington held a regular meeting on Monday, May 9, 2011. Edward S. Pocock, III, Chairman, called the regular meeting to order at 7:02 o'clock, p.m. following the public hearing.

The following Councilpersons were present, viz:

| | |
|------------------------|-------------------------|
| John N. Barry | Anthony E. D'Angelo |
| John C. Dobbins | Dawn A. Miceli |
| Albert A. Natelli, Jr. | Christopher J. Palmieri |
| Peter J. Romano, Jr. | Stephanie A. Urillo |
| Edward S. Pocock, III | |

Ex-officio members present were as follows, viz:

Anthony J. Tranquillo, Director of Public Works/Town Engineer
 Mark J. Sciota, Deputy Town Manager/Town Attorney
 Garry Brumback, Town Manager

A prayer was recited by Councilman John Dobbins.

The Pledge of Allegiance was recited by everyone in attendance being led by Councilman Anthony D'Angelo.

There were approximately 25 other persons in attendance.

EDWARD S. POCOCK, III, Chairman, Presiding:

II. Minutes: Regular Meeting of May 9, 2011

Mr. Palmieri made a motion to approve the May 9, 2011 Minutes as presented. Ms. Miceli seconded. Motion passed unanimously on a voice vote.

III. Councilmanic Communications

The Chair reported that he would like to send his best to Ms. Janet Mellon who won the recent UNICO Gold Medal Award. I had the privilege and honor of attending and sitting at the head table. I couldn't think of a more proper person for the Gold Medal Award. Congratulations to her, her staff and her family.

The other thing is a quick congratulations to staff. We all read in the paper concerning the bond reissuance and the good news associated with that. That's a lot of hard work and a lot of savings to the taxpayers of Southington. It's something that has been worked on for many years and I'm proud to see it continue.

Mr. Romano brought up recycling. On June 4th, the Tunxis Recycling Members communities will host their household computers and TV collection. This will be at General Electric over in Plainville from 9:00 am to 2:00 pm. You can bring TVs, VCR, cell phones, computers, computers monitors, notebooks, laptops, computer components and peripherals, CPUs, rechargeable batteries, UPSs, Ipods, PDA and portable music players. This is a win/win for two reasons: (1) recycling is excellent for our planet and (2) material that you are depositing over there on June 4th will not be deposited at our bulky waste transfer station and we have to pay for that. It is a fully free service. And, it is for personal and family customers, only. No businesses. Further information will be available on Channel 14.

Mr. Palmieri stated he and Councilwoman Miceli also attended the UNICO Gold Medal Award. I was very proud sitting there representing the Town Council knowing that one of our staff truly has given herself and followed the UNICO Creed, Service above Self, in giving back to

this community. I don't remember many town employees that have been nominated and awarded such a prestigious award. Very humbling to hear all the good she's done for the community. Congratulations to Janet.

Mr. D'Angelo pointed out last week was National Police Week. I want to compliment the Southington Police Department as well as all of our police departments in our country. It was well deserving and a fitting week. We should honor our men in blue. Congratulations.

Ms. Miceli brought up two things: I wanted to ask the Town Manager if the ceremony is still on for tomorrow, May 24th at 12:30 pm for Meridian Development out at the former Ideal Forging Plant. Mr. Brumback said he would look into it and get back to the Council in the morning.

Secondly, movies at the drive in are back in action! Coming soon, June 18th, we're reopening for the season with a full line up of great movies. We are starting a week earlier and running a week later. We have our first double weekend show on Friday and Saturday night scheduled. The season runs from June 18th to September 3rd. I encourage all to come out and view our beautiful drive in with new amenities this year. This is a win/win for the community that is all done by volunteers.

Dr. Urillo asked if it was rain or shine. Ms. Miceli said it's always been Sunday night for a rain out on Saturday night. If it rains on Sunday, as well, that's it for the movie. We have a website, a Facebook page and we are on Channel 14 should there be a cancellation.

Mr. Palmieri advised the Apple Harvest Festival is holding a poster contest for this year's festival. Information is available on Southington.org. There is a link for the Apple Festival. There are three categories: middle school, adult and high school. All contact information and poster information is available on our website.

IV. Report of Special Committees

A. Energy Committee

Sharon Volke, representing the Energy Committee on behalf of Fred Rogers and the rest of the members, reported that the 20% by 2010 Campaign we've been working on has finally reached the number of sign ups so we are eligible to receive about a \$20,000 solar array for the town. The three parts of the community program was explained.

Through research, the pricing we can get for the town's portion of the municipal purchase is \$1942.50. The solar array will include monitoring equipment. I think it should go some place where somebody can see the energy that's being produced and learn about this type of technology.

The decision of where the solar array will go will be made by the Town Council upon recommendations by the Energy Committee.

Mr. D'Angelo referred to the monthly CCM Newsletter and the Town of Plainville for the Plainville Middle School is purchasing the boiler that is costing them nothing thru the savings that they generate. The company is promised if they don't get the promised savings; the company will reimburse the money. I know Derynoski School is looking to replace a boiler. Maybe there should be a dialogue between Plainville and Southington.

B. Sewer Committee

Mr. Dobbins stated that on May 11, 2011, we had our regularly scheduled monthly meeting. The first item was the expansion of the northwest corridor, specifically, plans through the Forestville Fishing Club (FFC). Three options for extending the sewer have been reviewed by the committee through the FFC property.

The first option is 10,725 ft with a cost estimate of \$4.3 million.

The second option is 11,537 ft with a cost estimate of \$4.6 million.

The third option is 11,995 ft with a cost estimate of \$4.8 million.

(Numbers are for comparison purposes, only.)

This total cost is for the expansion of the whole northwest corridor and not just through the fishing club.

With input from the Club, the second option was approved. This is an action item under 8-D. If Option 2 is approved, the FFC is willing to grant us a permanent easement through that property.

Next is the Farmstead Interceptor and due to inclement weather, construction hopefully will start soon.

The Queen Street Pump Station 60% design was completed on May 11th with the sewer committee to review it at their next meeting.

The Old Borough Interceptor is next. On March 14th I reported to the Council that the Old Borough Interceptor between Center Street and Water Street was in need of repair or relocation. Since the Farmstead Interceptor will be connecting directly to the Old Borough Interceptor, the committee was concerned this might be a problem and after discussions with the Town Engineer the consensus of the committee was to make sure the interceptor was not hooked up until the relocation or repairs were completed. Engineering Department is

currently developing a plan for rehab or relocation of that with cost estimates and timing of the project.

Water Pollution Control Plant Denite Facility has some good news. We received a check for \$31,195 for our 2010 nitrogen credits. This number will increase for 2011, although we don't know what the number will be.

And, regarding the Sewer System Evaluation Study (SSES), CDM is expected to provide their report this Friday. In speaking with the Town Manager we are looking to have the final public hearing for that on June 8th at 6:00 pm. Location to be determined.

The next sewer committee meeting will be June 8th at 4:30 pm.

Mr. Romano said it is important to note at the last couple of sewer committee meetings, members of the FFC did come here and it was excellent. We sat around the table and had some really good dialogue and I commend them and thank them for coming out. It was a great opportunity to get on to the same page, all of us. And, I think the results were commendable. Nice to see that happen.

Mr. Palmieri agreed. He also thanked the Town Engineer. As a result of conversations, we did suggest some redesign options and they were brought back to us and the FFC. I think we came up with a solution beneficial for all.

I also thank members of the FFC for working with us to come up with a solution.

Tony Tranquillo, Town Engineer, reviewed the three options in extensive detail using mapping on the wall.

The Wetland Agent reviewed the plans and he gave me a verbal opinion today saying that the easterly or westerly route was superior to the center route, but he actually felt the easterly route was more desirable from an environmental standpoint. Vernal pools were pointed out.

It should be noted we have still at least a year to do design work and then the environmental pools will be involved, Corp of Engineers approval and then land acquisition after that. At some point in this process a referendum will be needed. We're still at the 10 to 20 percent design point. The route is one of the biggest decisions to be made when you design the main.

Extensive discussion on the urgency for action tonight and the options available.

Economic Development in the area was discussed.

Ms. Miceli stated for the record she did not ever want to return to the original plan which was the central route. And, the westerly route is the preferred route.

Mr. Barry said he would like something in writing from the FFC saying this is what we want or prefer.

Discussion of tabling the matter.

C. Rails to Trails Committee

Dr. Natelli advised there was a meeting last week. The trail as recently walked by the state and federal regulators of the grant as well as the Ass't Town Engineer and Mr. Schultz from Schultz Construction Company to create a punch list. The grant administrators were pleased with the trail's overall construction. However, there was some oversight on the part of the builder that needed to be corrected and they were addressed in the punch list and continue to be addressed today.

On a positive note, I brought to the administrators' attention that we really want to do something with the Bridge over 322. They immediately said there was a \$500,000 item there for the restoration of the bridge and that was taken out as it was thought of as an enhancement. They were questioned if anybody came back with a less costly plan. We were told "no".

We discussed the façade being under \$20,000 and it had been turned down without being looked at and we asked them to look at it and make a recommendation. The answer is they're going to go back to their bosses to see if they can overturn the ruling that the \$20,000 façade is an enhancement to the trail.

Safety markings on the trail were explained as per the directive of the Chief of Police. Numbers and colorblind colors will be utilized.

Finally, the Grand Opening is Saturday, June 4th at 10:00 am and the rain date is Sunday, June 5th at 1:00 pm.

Kiosk design in Milldale was discussed. The Town Seal will be on both sides of the kiosk for now with no advertising.

D. Economic Development Strike Committee

The Chair reported on a brief meeting. I want to address the nice article in the Record Journal this past Sunday. All the different economic development things we're doing in this town were

noted. We have been working very hard and it's nice to see that printed. I thank the Record Journal for that.

Items discussed:

- The golf get together is turning into something that is a lot more successful than we initially thought - which is great.

- The STEAP Grant, it was unanimous that Aircraft, Newell and Redstone. We're going to look for a STEAP Grant for that area.

Economic development continues to be a very fun committee in very bad times.

There is another meeting Thursday, May 26th.

V. Town Manager's Report and Communications

A. Resolution for Child Day Care Program (Attachment 2)

Mr. Brumback explained the resolution stating that he is the conduit through which the money flows. This is the daycare at Derynoski and we have been doing it for years and years. It basically is changing Garry Brumback from John Weichsel.

B. Report of Board of Finance

Mr. Brumback explained most of the meeting was shifting money around in order to try to effect what the BOF had asked us to do in purchasing some things with money that was made available as it hadn't been spent this year so we wouldn't have to spend it from next year's budget. Also, it reflects several adjustments we've been able to make.

Ms. Miceli said she was pleased to see the Memorial Park bathrooms came up at the meeting and you commented the administration was committed to come back with a package that looks at all recreational facilities. I'm wondering, when can we expect to see that and can you expound on your vision for this project for this Board.

Mr. Brumback explained the options available for Memorial Park are really kind of three-fold with a new one actually just being discussed today. Concern is about the toilets themselves and we may look at putting industrial toilets in there rather than residential toilets. That may be a very low cost, high impact quick fix. It doesn't trigger ADA and a lot of the other things that have caused concerns.

The challenge with the \$15,000 to \$20,000 option is twofold: It triggers ADA and it in fact causes you to lose capacity in the boys' bathroom which is the most used. Explained it would go from two toilets to one.

Option Three is you blow the walls out and you expand it so you retain capacity, you meet ADA and it's a full blown redo of the bathrooms.

In the overall scheme of things other options have been brought up as well. We have other issues at other parks. Now we have a new Recreation Director, he will gather up all of the circumstances in all of the parks and bring it back to the Council, prioritize those and then apply the resources where the greatest needs are. Reacting individually can be expedient but it may not be the best approach to fixing all of the problems. We have several problems in our infrastructure and our facilities in general.

The recommendation at this point is to expeditiously, a couple of month's time, pull together all of the facts, evaluate all of the facilities in all of the parks and then come back with a recommended priority.

Ms. Miceli stated again for the record, for me, personally, regardless of who uses this park in terms of leagues and that sort of thing, I still say this is one of our major parks in town and I do believe it is our responsibility with regard to restroom facilities to take care of them, one way or the other.

The Chair said it is systemic and there are a lot of issues with the parks.

There was some discussion about whether this could be expedited as there is money available in this year's budget in response to a comment by Mr. Palmieri.

Mr. Barry said he didn't want the Park Commissioners by passed on this. It is important to them. The Commissioners were the ones who said this has to be done. I believe the Commissioners have thought out the plan.

Mr. Romano pointed out the bathrooms are functioning, although not glamorous. We need to look at the big picture. Mr. Lapreay will do a thorough job with Mr. Brumback to make sure that we assess all of the parks buildings. We have to have a systemwide approach to this.

Mr. Barry said he felt this matter got to be a bigger thing than it had to be. If we're going to do the bathrooms, then we're going to do them. Our professionals are saying it has to be done. I think it's way overblown.

The Chair said he liked the idea of having a plan going forward.

Mr. D'Angelo stated he worried about how accurate the figures are in the budget for various projects.

C. 8-24 referral request of Water Department (Attachment 3)

The PZC gave a favorable recommendation to the Council for the approval to install an 8" water main on East Summer Street, a replacement 12" water main on Meriden Waterbury Turnpike between Marion Avenue and Robin Road and replace an 8" water main on Greeley Lane and an 8" water main on Lynwood Drive.

D. Bids for Police Station Underground Storage Tank Repairs (Attachment 4)

E. Bids for Police Department Computer Room Cooling System (Attachment 4)

Mr. Brumback noted the underground storage tank repair is ready to go and the computer room cooling system, we're asking that you delegate the authority to the Town Manager to approve that once the bids have been finalized.

Mr. D'Angelo said the police station is a new building. We're repairing underground storage tanks and fixing a computer room cooling system in a brand new building. I don't understand or I'm very frustrated we're putting this money into something that should've never happened. Spending money on new buildings like this is a concern.

Attorney Sciota said he and Mr. Romano are on the Town Buildings Maintenance Committee and we share your frustration. The building is 8 years old and these things are all out of warranty at this point. We think it is a design issue with the air conditioning aspect. Tony can speak on the tank replacement.

Mr. Tranquillo said the tanks are in paved areas and I think they've been damaged by traffic and snow plowing operations and water is getting into the tank and it's becoming a safety issue and an emergency issue where if the tank failed because there's water in it, then the building has no heat and the emergency generator has no fuel. It's critical to get those repaired.

Attorney Sciota explained the motion for the air conditioning. Since we are not opening the bids until subsequent to this meeting, we are asking once the bids are opened the Manager will have the authority to approve the responsible low bidder with recommendations from the engineering and legal departments. Mr. Sciota explained the need to get this in place prior to the temperature change and any damage to the computer system.

The Chair explained he will be abstaining from this vote.

Ms. Miceli said she was hopeful we would be able to select a Southington company, if possible.

Mr. Brumback asked Ms. Cotton to explain what is going on as far as works of art she commissioned.

Ms. Cotton explained back when John Weichsel retired, we had local Southington artist Jane White do a watercolor picture of the Town Hall which we presented to Mr. Weichsel when he retired.

For the past months, I've been talking to Ms. White about the possibility of getting a smaller version of that picture --- something folks might want to purchase for their homes or offices. Something reasonably priced.

We've come up with a 6x9 print of the picture. It's matted and signed. It gives on the back a brief history of this building. We will be selling these from my office for \$18.

We also have note cards in a package of 5 cards for sale for \$8.

VI. Town Attorneys Report

A. Regional Health District (Attachment 5)

Attorney Sciota stated tonight we have the Regional Health District and we are in the final stretch. Later you will be appointing five members to the District, one of which has to be the Town Manager.

We have moved forward with the bylaws, a copy of which I sent to you. Please review those to see exactly where we're heading.

We have prepared policies and procedures for the Board of Directors review.

All have been prepared in conjunction with the Town of Plainville.

Late June we'll have a Board of Directors meeting. We've met with the Finance Director of Southington and Plainville so we know how it's going to be funded. The Health Director will be appointed at the first meeting of the Board of Directors. We'll incorporate the employees of both Southington and Plainville into the district and funding will be in place at that time.

It should be a very smooth transition.

We're hoping as soon as possible we have our five members appointed from Southington.

We have an executive session and there will be no action outside of executive session.

VII. Public Communications

Tony Casale, 360 Stonegate Road. He spoke about the park restrooms. Memorial Park has the oldest bathrooms in town. Personally, I feel the money allocated for Memorial Park should go there. It's a mess.

As far as sewer goes, how many active or pending sewer projects do we have in town that would increase the volume to the water treatment facility plant?

(Pause)

Mr. Tranquillo explained there is Marion Highlands that we just finished and other than that we don't have any active ones.

The water treatment facility plant is under the design standards. The problem we have is during exceptionally high flow conditions in the spring when we have the peak we have to deal with. If the peak were eliminated, there would be plenty of capacity at the plant explained the Town Engineer.

Mr. Casale said he understood economic development but he couldn't sit here and listen to somebody say they want to spend \$4.5 million on increasing the volume of the sewer system and we still don't have an answer to the problem that we have on Stonegate Road.

Mr. Casale addressed some comments made by public speakers at the last meeting regarding Stonegate Road.

How are we progressing? Mr. Brumback said by the end of this week he is expecting the final report from CDM. We're going to have a public meeting on June 8th to talk about what they found or didn't find and the path forward. It's progressing nicely. Every time there is a significant rain we check and we also check periodically when it's not raining and we have not had an issue for several weeks.

Thank you.

Arthur Cyr, 103 Berlin Avenue. Spoke about the opening of Lake Compounce and how the new Town Manager liked the amusement park.

He said he was thrilled to see the paper with the article on economic development. A lot of it comes from the hard work of some people in this town regarding economic development. Spoke about the sewers being a good thing in the northwest quadrant in town. (Lake Compounce and Lincoln College) This Council needs to make this a priority and to keep this moving.

Lastly, a year and a half ago, I asked about the bridge over the Meriden Waterbury Road. I asked what could be done about it and I was told then we're not doing anything with it. Here we are a month before the Grand Opening and now we're finally getting walk thrus with federal and state people. Where was the committee a year and a half ago? Why wasn't this dealt with a year and a half ago? Why weren't problems on Phase II of the Rails to Trails dealt with a year and a half ago?

Benny Cammuso, Meriden Avenue. Spoke about the parking lot near the Masons and the bank. In the wintertime its icing. Did somebody look at it? Nobody has done anything, yet. I wonder.

Mr. Tranquillo said they've been shooting elevations there to try to define the extent of the problem so we can fix it. We've actually been in contact with Tilcon and we have a commitment from them to do some repair work after we look at the engineering.

Mr. Commuso also asked about South End Road, what happened to the extension of South End Road so that it is so bad? Anything going on?

The Chair said there are several roads in town that are very poor. They'll be looking at all the roads. Mr. Tranquillo added it was on the plan but taken off because of so many other bad roads and emergencies. It's not as bad as some of the other ones.

Also, when the people retire from the Town Hall, they get lifetime medical insurance for themselves and their spouse? Mr. Commuso voiced his displeasure with that. He wanted to know if there was a regulation he could look up. The spouse didn't work for the town and we still pay the insurance for the rest of their life.

We should look into saving our money. It's not easy for us.

The Bread for Life, I do a lot of work for it. Do we ever think of giving a donation, something to help out from the Town?

Ms.Miceli pointed out Bread for Life is one of the hosts for this year's drive in series, so they will be getting some additional funding.

Thank you very much.

VIII. Old Business

A. Action on item from public hearing

Mr. Romano made a motion to approve the Connecticut Neighborhood Assistance Program proposal as submitted. Mr. Dobbins seconded. Motion passed 9 to 0 on a roll call vote.

B. Action on Report of Board of Finance

Dr. Urillo made a motion to accept the Report of the Board of Finance. Dr. Natelli seconded. Motion passed unanimously on a voice vote.

C. Action on 8-24 Request of Water Department

Mr. Palmieri made a motion to approve the 8-24 request to replace the water mains as described by the Town Manager. Ms. Miceli seconded. Motion passed unanimously on a voice vote.

D. Action NW Corridor Sewer Route

Mr. Dobbins made a motion to table the NW Corridor Sewer Route Design. Mr. Palmieri seconded. Motion passed unanimously on a voice vote.

E. Action on Resolution for Child Day Care Program

Ms. Miceli made a motion to accept the resolution for the Child Day Care Program. Mr. Romano seconded. Motion passed 9 to 0 on a roll call vote.

F. Award of Bid for Police Station Underground Storage Tank Repairs

Mr. Dobbins made a motion to approve the bid for the underground storage tank to the low bidder, Environmental Tank Technology in the amount of \$30,720. Ms. Miceli seconded. Motion passed unanimously on a voice vote.

G. Action on Police Department Computer Room Cooling System

Mr. Palmieri made a motion to allow the Town Manager to award to the responsible low bidder based upon recommendation by the Town Attorney and the Town Engineering Department. Dr. Natelli seconded. Motion passed on a majority voice vote with Chairman Pocock abstaining.

H. Action on Town's Commitment to its Renewable Energy Goal of 20% by 2010-11

Mr. Dobbins made a motion that the Council approve the recommendation of the energy committee to accept a \$20,000 solar panel and equipment from Connecticut Clean Energy Fund with an outlay by the Town or the Board of Education depending on the placement of the solar panels in the amount of \$1,942.50. Ms. Miceli seconded. Motion passed 9 to 0 on a roll call vote.

IX. New Business

A. Tax Refunds (Attachment 6)

Ms. Miceli made a motion to accept the tax refunds as listed in our paperwork. Mr. Palmieri seconded. Motion passed unanimously on a voice vote.

B. Appointments: 2 members, Commission on DisAbilities, 2 year terms to April 2013

The Chair advised a letter of resignation was sent in by George Pohorolak from the Cable Committee. He wants to resign off of that and we have to first technically accept that resignation and then he wants to serve on the Disabilities Commission. He has an interest in that. I'd like to ask for a unanimous consent to add to the Agenda the Resignation of George Pohorolak from the Cable Commission.

Mr. D'Angelo so moved the motion. Mr. Palmieri seconded. Motion passed unanimously on a voice vote.

Resignation of George Pohorolak from the Cable Committee (Attachment 7)

Dr. Natelli so moved the acceptance of the resignation. Mr. Palmieri seconded. Motion passed unanimously on a voice vote.

The Chair thanked him for his service on that committee.

Mr. D'Angelo made a motion to put his name on the Disabilities Commission. Mr. Romano seconded. Motion passed unanimously on a voice vote.

One more candidate is needed.

4 members, Regional Health District, term to November 2011

Mr. D'Angelo nominated John Barry and Dr. Urillo. Second by Mr. Palmieri. Passed unanimously on a voice vote.

Mr. D'Angelo made a motion to table the appointment of the other two members. Dr. Natelli seconded. Motion passed unanimously on a voice vote.

Mr. Palmieri made a motion to appoint the Town Manager, Garry Brumback to the Board as well. Mr. Dobbins seconded. Motion passed unanimously on a voice vote.

Adjournment - Executive Session: Pending litigation

Dr. Natelli made a motion to go into executive session which was seconded by Ms. Miceli. The executive session will include Attorney Thomas Gerarde for pending litigation.

Motion passed unanimously on a voice vote.

(Whereupon, the meeting was adjourned to executive session at 8:38 o'clock, p.m.)

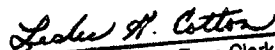
RECEIVED & FILED
TOWN OF SOUTHLINGTON

ATTEST:


Leslie G. Cotton
Town Clerk

MAY 27 2011

11:30 AM

By 
Town Clerk

EXECUTIVE SESSION

The Southington Town Council entered executive session immediately following the Town Council meeting with the following in attendance in order to discuss pending litigation:

The following Councilpersons were present, viz:

| | |
|------------------------------|-------------------------|
| Anthony E. D'Angelo | Christopher J. Palmieri |
| John C. Dobbins | John N. Barry |
| Dawn A. Miceli | Albert A. Natelli, Jr. |
| Peter J. Romano, Jr. | Stephanie A. Urillo |
| Edward S. Pocock, III, Chair | |

Ex-officio members present were as follows:

Garry Brumback, Town Manager
Mark J. Sciota, Deputy Town Manager/Town Attorney
Thomas Gerarde, Attorney

No motions were made or votes taken during executive session.

Dr. Natelli made a motion to adjourn from executive session. Mr. Palmieri seconded. Motion passed unanimously.

(Executive session was adjourned at 9:10 o'clock, p.m.)

REGULAR SESSION

Mr. D'Angelo made a motion to adjourn the Town Council meeting which was seconded by Mr. Barry. Motion passed unanimously.

(Meeting was adjourned at 9:10 o'clock, p.m.)

Mark J. Sciota
Acting Secretary

**TOWN OF SOUTHINGTON
PLANNING DEPARTMENT**

TO: Garry Brumback, Town Manager

FROM: Mary F. Savage, Town Planner



DATE: May 19, 2011

RE: 2011 Neighborhood Assistance Act

In response to departmental outreach efforts the Planning Department is in receipt of one application for the 2011 Neighborhood Assistance Act Tax Credit Program from the Southington YMCA (copy enclosed). This will be the tenth year that the Town has participated in this program which helps support community programs.

The program provides tax credits for businesses that support community programs which have received municipal and state approval. I have enclosed an informational publication describing the program for your review and information.

The Town Council is required to approve all program proposals before they may be submitted to the State's Department of Revenue Services (DRS). This approval process must include a public hearing, after which the planning department must compile a packet of materials, including the meeting minutes and submit them to the DRS no later than July 1st.

cc: Town Council
Donna Ayer, YMCA

MFS

Enc

2009TownCouncilmemo

Town of Southington



Town Council

Edward S. Pocock, III, Chairman
John C. Dobbins, Vice Chairman
John N. Barry
Anthony E. D'Angelo
Dawn A. Miceli
Albert A. Natelli, Jr.
Christopher J. Palmieri
Peter J. Romano, Jr.
Stephanie A. Urillo

Town Manager

GARRY BRUMBACK
(860) 276-6200
FAX (860) 628-4727

CERTIFIED RESOLUTION OF MUNICIPALITY

I, Leslie G. Cotton, Town Clerk of Town of Southington, a Connecticut municipality (the "Contractor"), **DO HEREBY** certify that the following is a true and correct copy of a resolution duly adopted at a meeting of the Town Council of the Contractor duly held and convened on May 23, 2011, at which meeting a duly constituted quorum of the Town Council was present and acting throughout and that such resolution has not been modified, rescinded or revoked and is at present in full force and effect:

RESOLVED: That the Town Manager, Garry Brumback, is empowered to enter into or amend contractual instruments in the name and on behalf of Town of Southington, with the Department of Social Services of the State of Connecticut for a Child Day Care program if such an agreement is offered and to have the corporate seal affixed to all documents required as a part of any offered agreement

IN WITNESS WHEREOF, I have affixed my signature and the corporate seal this 24th day of May, 2011.

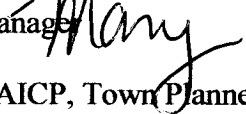
SEAL


Leslie G. Cotton, Town Clerk

"City of Progress"

PLANNING AND ZONING DEPARTMENT

P.O. BOX 610 SOUTHTON, CONNECTICUT 06489 (860) 276-6248

TO: Garry Brumback, Town Manager 
FROM: Mary F. Savage-Dunham, AICP, Town Planner
RE: Mandatory Referral #459 – Approval for Water Main Installations on various streets
DATE: May 18, 2011

At the May 17, 2011 meeting, the Planning and Zoning Commission voted to send a favorable recommendation for the request under 8-24 for the approval to install a replacement 8-inch water main on East Summer Street, a replacement 12-inch water main on Meriden-Waterbury Turnpike between Marion Ave and Robin Rd, a replacement 8-inch water main on Greeley Lane and a replacement 8-inch water main on Lynwood Drive..

cc: Mark Sciota, Deputy Town Manager/Town Attorney
Thomas R. West, Superintendent, Southington Water Department



John Daly
<ChiefDaly@southingtonpolice.org>

05/19/2011 08:08 AM

To "sciotam@southington.org" <sciotam@southington.org>
cc David DellaVecchia <daviddellavecchia@cox.net>, Elaine Bedard <edbxi@aol.com>, "jim@southingtoninsurance.com"

bcc
Subject award of bids

Mark:

At the May Board of Police Commissioners meeting I was authorized to send you a request that the Town Council award the Oil Tank repairs to the low bidder, furthermore the Air Conditioning for the Communications Room bids are due by May 27th, 2011 with the approval of the transfers requested at the May meeting of the Board of Finance meeting the Department has \$50,000 for this job and it is further requested that the Council authorize the Town Manager to award this job. This project is extremely time sensitive as we currently have a fan blowing into the room that house all our Communications (911 phone system, radio system, computer servers, etc.) The need for this project to be expedited is very time sensitive especially due to upcoming warmer weather. Any assistance with these issues would be greatly appreciated.

Thank you.

Chief Jack Daly

Bid Opening

**POLICE STATION UNDERGROUND
STORAGE TANK REPAIRS ✓
CONTRACT 2011-04**

**Office of Town Manager, Town Hall, Southington, CT
April 8, 2011 – 10:00 A.M.**

Present: Mark J. Sciota, Anthony Tranquillo, Jim Grappone, Annette Turnquist, company rep

| <u>Received from</u> | <u>Bid Bond</u> | <u>Bid Amount</u> |
|--|-----------------|-------------------|
| SRS Petroleum Services 700 W. Center St. West Bridgewater, MA 02379 | X | \$46,200 |
| Lemelin Environmental Services Inc. 70 North Chicopee St. Chicopee, MA 01020 | X | \$51,243 |

| | | | |
|--|---|----------|---|
| TMC Services, Inc. One William Way Bellingham, MA 02019 | X | \$58,720 | |
| Environmental Tank Technology 80R Tuttle Road Durham, CT 06422 | X | \$30,720 | ✓ |

**PLAINVILLE-SOUTHINGTON REGIONAL HEALTH DISTRICT
BOARD OF DIRECTORS**

BYLAWS

ARTICLE I – Name

Section 1. The name of the health district shall be the Plainville-Southington Regional Health District (known as the “Health District”). It shall be a regional public health agency organized and established pursuant to Chapter 368f of the Connecticut General Statutes.

ARTICLE II – Mission

Section 1. The Health District is committed to preserve, protect, promote and improve the quality of life in a healthy environment through the prevention of disease, ongoing health education opportunities and the enhancement of the well being of its residents.

Section 2. The Health District shall serve municipalities (know as “Member Towns”) whose legislative bodies have voted pursuant to Section 19a-241(a) of the Connecticut General Statutes to join the Health District and who have been approved by the Board for admission to the Health District.

Section 3. The Health District may also provide selected public health services to other municipalities on a contractual basis.

ARTICLE III - Board of Directors

Section 1. The Health District shall be governed by a Board of Directors (known as “the Board”) made up of representatives (known as “Directors”) appointed by Member Towns in the Health District pursuant to Section 19a-241(b) of the Connecticut General Statutes.

Section 2. The responsibilities of the Board shall include, but not be limited to:

- a. Development and implementation of strategic goals and objectives that support desired public health outcomes in the Health District and monitoring their achievement.
- b. Establishment of public health policy for the Health District and for adoption and implementation in Member Towns.
- c. Enforcement of applicable state and municipal laws pursuant to Section 19a-241(a) of the Connecticut General Statutes.
- d. Promulgation and enforcement of public health regulations pursuant to Section 19a-243(a) of the Connecticut General Statutes for the prevention of disease and injury and the promotion of health in the Member Towns.

- e. Approval of admission of towns to the Health District pursuant to section 19a-241(a) of the Connecticut General Statutes.
- f. Appointment of a Director of Health in accordance with sections 19a-242 and 19a-244 of the Connecticut General Statutes to serve as the chief executive officer of the Health District, and periodic performance evaluation.
- g. Approval of policies and procedures related to the general operation of the Health District
- h. Service as trustee of the Health District's assets.
- i. Oversight of the financial activities of the Health District; monitoring of its fiscal status; and the development and approval of an annual budget pursuant to section 19a- 243(c) of the Connecticut General Statutes.
- j. Selection of an auditor for the annual audit of the Health District's financial records; review of the auditor's opinion on the Health District's annual financial statements; and action on recommendations resulting from the auditor's work.
- k. Approval of appointments to standing committees of the Board of directors, and the establishment of special committees, as proposed by the Chairperson.
- l. Approval of the filling of vacancies on committees of the Board of Directors; and
- m. Periodic review of these bylaws for compliance with State law and revise as needed.

Section 3. The resignation of any Director shall be in writing to the Chairperson of the Board, to the appointing authority of the Member Town that the Board member represents and, pursuant to Section 7-103 of Connecticut General Statutes, to the Clerk of the member town. Unless a date is specified by the Director, the resignation shall become effective immediately upon receipt by the Board.

Section 4. Pursuant to Section 19a-241(b) of the Connecticut General Statutes any vacancy occurring on the Board shall only be filled by the appointing authority in the Member Town that the Board member represents unless otherwise set forth elsewhere in this document.

Section 5. Each Director is expected to attend all meetings of the Board. In the event of habitual absence of a Director, the Chairperson shall contact the appointing authority of the Member Town with the Board's concerns.

ARTICLE IV – Officers

Section 1. In accordance with Section 19a-243(c) of the Connecticut General Statutes, the Board shall elect a Chairperson and Vice-Chairperson each year at its annual meeting in September. The Director of Health shall be a nonvoting member of the Board and shall serve as its Secretary and Treasurer.

Section 2. The Chairperson shall set the agenda for, and preside over all meetings of the Board and its Executive Committee and perform all the duties normally assigned to the chairpersons of like boards or commissions. The Chairperson shall have a vote on all issues before the Board and shall be a member, *ex-officio*, of all committees, except an ad hoc nominating committee. The Chairperson shall also perform other duties as may be assigned by the Board.

Section 3. The Vice-Chairperson shall perform the duties of the Chairperson in his or her absence, shall provide the Chairperson with assistance as required and shall perform such other duties as may be assigned by the Chairperson or the Board.

Section 4. The Secretary of the Board shall directly handle, or cause to be handled, the following:

- a. Give due notice of all meetings of the Board in accordance with Chapter 368f and Chapter 14 of the Connecticut General Statutes.
- b. Keep the minutes of the proceedings of the Board, including meetings of the Board, the Executive Committee and all public hearings in accordance with Chapter 14 of the Connecticut General Statutes.
- c. Act as custodian of all records, proceedings and reports of the Board and handle the Board's written correspondence; and
- d. Perform such other duties as are incident to the office or as may be assigned by the Chairperson or the Board.

Section 5. The Treasurer shall:

- a. Serve as a member, *ex officio*, of the Finance Committee;
- b. Prepare the annual budget for the Board with the assistance of the Finance Committee;
- c. Supervise the receipt and custody of the Health District's funds;
- d. Maintain or oversee correct and complete books and records of account, including full and accurate accounts of receipts and disbursements of the Health District;
- e. Assume responsibility for all funds and securities of the Health District and deposit all such funds and securities in the name of the Health District in such banks, trust companies or other depositories as shall be selected by the Board;
- f. Prepare, distribute and retain or cause to be prepared, distributed and retained, all reports, records and returns required by law regarding the Health District's financial status;
- g. Prepare and submit written monthly reports and an annual financial report with supporting documentation to the Board; and
- h. Perform such other duties as may be assigned by the Chairperson or the Board.

ARTICLE V – Executive Committee

Section 1. Pursuant to Section 19a-243(c) of the Connecticut General Statutes there shall be an Executive Committee of the Board to consist of the Chairperson, the Vice-Chairperson, the Director of Health, and one other Director elected to the Executive Committee by the Board.

Section 2. The Executive Committee shall be authorized to act on behalf of the Board on urgent matters when the Board is not in session or when convening the full Board is not possible or practical.

ARTICLE VI - Meetings

Section 1. Pursuant to 19a-243(c) of the Connecticut General Statutes the Board shall hold at least one regular meeting per quarter during each fiscal year.

Section 2. Regular meetings of the Board may be held at such times and places as, in the opinion of the Chairperson or a simple majority of the Directors, the interests of the Health District shall require.

Section 3. Special meetings of the Board shall be held whenever called by the Chairperson, or the Vice-Chairperson in the absence of the Chairperson, or when requested by the Director of Health.

Section 4. All meetings of the Health District shall be scheduled and conducted in accordance with Chapter 368f and Chapter 14 of the Connecticut General Statutes.

Section 5. At all Board meetings, a quorum for the transaction of business shall consist of a simple majority of Board members provided that at least one board member from each Member Town is present.

Section 6. At all Committee meetings, a quorum for the transaction of business shall consist of a simple majority of committee members.

Section 7. An affirmative vote of at least two-thirds of the entire Board, including at least one affirmative vote of a Board member from each Member Town, is required for passage of any vote concerning:

- a. Admission of a new Member Town
- b. Hiring of a director of health
- c. Adoption of the annual budget
- d. Any amendment to the approved annual budget that will affect the proportionate share of expenses by Member Towns
- e. Adoption or amendment of any Health District ordinance
- f. Authorization of any borrowing or of any application for credit or for a mortgage by the Health District
- g. Relocation of the central headquarters of the Health District or of any local office in a Member Town
- h. Purchase or sale of real estate by the Health District
- i. Dissolution of the Health District or merger with another health district; or
- j. Any amendment of these bylaws.

Section 8. When determining a quorum for any Board or Committee meeting or public hearing, the quorum shall be based on the actual number of filled positions on the Board or on the Committee. Vacancies shall be excluded from the count.

ARTICLE VII- Committees

Section 1. The Board shall establish committees to assist with its work. The Chairperson of the Board shall appoint all committees and their chairs subject to the approval of the Board.

Section 2. When feasible, each committee shall have representation from each Member Town in the Health District. Non-board members may be consulted by committees or appointed as committee members by the Board Chairperson, but each committee chair shall be a member of the Board. Term of appointment on a standing committee shall be one year and subject to reappointment by the Chairperson at the annual Board meeting.

Section 3. Except for the Executive Committee, and as otherwise specifically authorized by the Board, all committees shall be advisory in nature and shall not have authority to act on behalf of the Health District.

Section 4 Each standing committee shall be ongoing and shall meet as often as needed to carry out its work but shall meet at least once annually.

Section 5. Standing Committees of the Board shall include:

- a. Finance
- b. Governance; and
- c. Human Resources.

Section 6 There shall be a Finance Committee that shall assist the Board in its ensuring the financial health of the Health District and that shall

- a. Assist the Treasurer in the formulation of an annual budget;
- b. Develop and recommend policies to the Board regarding fiscal planning, reporting and controls, fees and other matters affecting the financial health of the Health District;
- c. Recommend annually to the Board the appointment of a certified public accountant as an independent auditor, who shall audit, or cause to be audited, the books and accounts of the Health District on an annual basis;
- d. Work with the auditor in designing the scope of the annual audit;
- e. Institute a review of specific fiscal activities of the Health District when deemed appropriate and report its findings or recommendations to the Board; and
- f. Assume other duties as requested by the Board.

Section 7. There shall be a Governance Committee that shall:

- a. Periodically review these bylaws for compliance with state law
- b. Draft bylaws revisions as needed and make recommendations to the Board
- c. Review Board governance issues
- d. Identify the need for and make recommendations re: Board development and new Board member orientation

- e. Review appointments to the Board
- f. Assist the Board in the formulation of policies and procedures pursuant to its overall charge; and
- g. Assume other duties as requested by the Board.

Section 8. There shall be a Human Resources Committee that shall:

- a. Formulate for Board approval, and periodically review, policies and procedures regarding the human resources of the Health District including staff, volunteers and board members
- b. Serve as a resource to the Director of Health and to the Board on personnel issues.
- c. Assume other duties as requested by the Board.

Section 9. The Chairperson of the Board may with Board approval establish special committees as deemed necessary to accomplish tasks that are not on-going and that are not the responsibility of any other committee. Terms of special committee members shall be one year or until the work of the special committee is completed, whichever is less. Special committees shall meet as often as needed to complete their work.

ARTICLE VIII - Conflict of Interest

Section 1. Each member of the Board of Directors shall disclose to the Board immediately upon appointment and annually thereafter, or sooner should it occur, any conflict of interest involving the District.

Section 2. No member of the Board shall vote on any matter which would have a material financial effect upon such Director, a person closely related to such Director, or upon an entity with respect to which such Director has an employment relationship, beneficial interest or other significant financial relationship or upon his or her business.

Section 3. Any such financial effect shall be disclosed at the time of such discussion, and any Director with a conflict of interest must refrain from consideration of the proposed transaction, unless for a special reason the Board requests information or interpretations.

Section 4. Any Director with a conflict of interest may not otherwise participate in discussion or vote nor be present at the time of such discussion or vote.

ARTICLE IX - Compensation and Reimbursement

Section 1. Pursuant to Section 19a-241(b) of the Connecticut General Statutes no member of the Board of Directors shall receive compensation for services rendered to the Health District in such capacity, but Directors shall be entitled to reimbursement for reasonable and necessary expenses actually incurred in connection with the performance of their duties in the manner and to the extent that the Board shall determine.

ARTICLE X - Fiscal Year

Section 1. The fiscal year of the Health District shall be July 1 to June 30 inclusive.

ARTICLE XI – Dissolution

Section 1. In the event of a need for dissolution of the Health District, such action shall be planned and taken in accordance with Sections 19a-244 and 246 of the Connecticut General Statutes and all other applicable state and federal laws.

ARTICLE XII - Rules of Order

Section 1. The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern the Board and its Committees in all cases to which they are applicable and in which they are not inconsistent with these bylaws or any special rules of order the Board may adopt.

ARTICLE XIII- Amendments

Section 1. These bylaws may be amended at any regular meeting of the Board provided that notice of the proposed changes shall be included in the notice of meeting at which the amendments will be considered. An affirmative vote of at least two-thirds of the entire Board, including at least one affirmative vote of a Board member from each Member Town, is required for adoption.

ARTICLE XIV – Implementation

Section 1. Amendments to these bylaws shall become effective immediately upon approval by the Board.

CERTIFICATION:

The foregoing bylaws were adopted by a vote of at least two thirds of the entire Plainville-Southington Regional Health District Board of Directors at a duly authorized meeting held on this ____ day of _____ 2011.

Secretary of the Board

List of Requests for Abatement or Refunds of Taxes - Town Council Meeting of May 23, 2011

| <u>Taxpayer's Name</u> | <u>Reason for Refund</u> | <u>Amount of Refund</u> |
|-------------------------------|--|--------------------------------|
| Contardo, Joseph V | Assessor C/C List #30385 S 2009 | \$262.17 |
| Ean Holdings LLC | Assessor C/C List #50055, 50058, 50062, 50088 & 50094 M 2009 | \$794.48 |
| GMAC | Assessor C/C List #71238 M 2007 | \$344.57 |
| Wells Fargo Home Mortgages | Overpayment List #2213 R 2009 | \$3,005.50 * |

George J. Pohorilak
1297 East Street
Southington, CT 06489

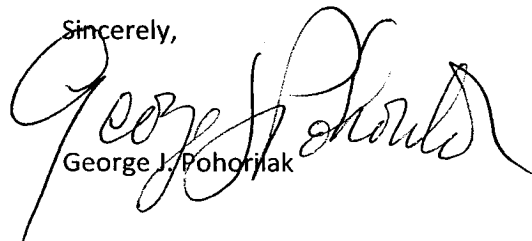
May 18, 2011

Edward S. Pocock, III
Chairman Southington Town Council
Main Street
Southington, CT 06489

Dear Mr. Chairman:

By this letter I am requesting appointment to the Town of Southington Commission on DisAbilities. It is my understanding that this commission has several vacancies. As you know I am currently a member of the Cable TV Committee, given that both committees meet on the same night I would like to resign from the Cable TV Committee in order to serve on the Commission on DisAbilities. Having worked with the Commission on DisAbilities on the issue of a special needs registry, I feel that I would be able to contribute more as a member of the Commission on DisAbilities. Your favorable consideration of this request is respectfully sought at this time.

Sincerely,



George J. Pohorilak

