

SUBJECT: REGULAR TOWN COUNCIL MEETING MINUTES

DATE: April 4, 2006, 7:00 p.m.

PLACE: Assembly Room

PRESENT Mayor Krampitz, Councilman Goodwin, Councilwoman Murawski, Councilman :
Sekorski, Councilman Zagurski, Councilwoman Scoville

1. Call Meeting to Order - Mayor Krampitz called the meeting to order at 7:01 p.m.
2. Pledge of Allegiance - Mayor Krampitz led the audience in the Pledge of Allegiance.
3. Approval of the March 7, 2006 and March 22, 2006 Minutes – MOTION: Councilman Goodwin moved to approve the minutes of March 7, 2006 with the change on page 6 that the officer was on patrol. SECOND: Councilman Zagurski. Councilman Goodwin – yes, Councilman Zagurski – yes, Councilman Sekorski – yes, Councilwoman Murawski – yes, Councilwoman Scoville - abstained. MOTION PASSED. MOTION: Councilwoman moved to approve the minutes of March 22, 2006 . SECOND: Councilwoman Scoville. MOTION PASSED UNANIMOUSLY.
4. Liaison Reports – Councilwoman Murawski reported that the Mr. Gary Travers, the H. S. Fisher vice-principal was named principal of that school effective July 1. The Board of Education also unanimously approved the FY 06-07 budget brought before them. Councilman Zagurski reported that the Public Works Department installed new drainage, processed brush and started street sweeping. They also submitted an application for FEMA reimbursement, went out to bid for catch basin cleaning and for library air conditioning. The water project to Fall Mountain should resume this week and the State has gone out to bid on Canal St . The Fire Commission made an evacuation plan for Gosinski Park . Former commissioner George Baraniecki was honored for his many years of service. Water tanks used for fire hydrants are still an issue as to who maintains them. The School Building Committee is still on schedule with the new high school. Footings and walls have been poured. Councilman Sekorski reported that the WPCA is still having an issue with the DEP with the disposal of their screening material. Letters have been sent with the hopes of bringing this to a resolution. Another issue with a sub-division came up as far as a pump station being required and who would be responsible for that station. Councilwoman Scoville reported that the Library is going to distribute a town-wide survey to determine if it is meeting the needs of the community in mid-April. The Public Health Department is also going to conduct a survey with seniors through the Human Services Commission and the VNA to see if their needs are being met. Councilman Goodwin reported that The Human Services Commission was exploring a name change but that would need a charter change. They are interested in using part of Main St. School for a community center. They are also applying for three major grants. The Parks and Recreation Commission discussed issues with the tennis courts. The Economic Development Commission discussed the incubator plan for business and the waterwheel park. The Beautification Committee is going to do a clean up project on Earth Day, April 22nd.
5. Council Rules and Procedures - No action taken.
6. Resignations and Appointments – Mayor Krampitz stated that she has appointed Diane B. Mindera to the Waterwheel Committee. MOTION: Councilwoman Scoville moved the Mayoral appointment of Sean P. Doran to the Conservation Inland-Wetlands Commission (to fill a vacancy) as an alternate member with a term to expire September 1, 2008 .

SECOND: Councilman Sekorski. MOTION PASSED UNANIMOUSLY. MOTION: Councilman Goodwin moved the Mayoral appointment of Mark Nejfelt to the Beautification Committee with an unlimited term. SECOND: Councilwoman Scoville. MOTION PASSED UNANIMOUSLY. MOTION: Councilwoman Murawski moved the Mayoral appointment of Patrick Herzing to the Beautification Committee with an unlimited term. SECOND: Councilman Goodwin. MOTION PASSED UNANIMOUSLY. MOTION: Councilwoman Scoville moved the Mayoral appointment of Cheryl Russell to the Beautification Committee with an unlimited term. SECOND: Councilman Zagurski. MOTION PASSED UNANIMOUSLY. MOTION: Councilman Goodwin moved the appointment of Joyce A. Relihan to the Human Services Commission with a term to expire October 1, 2007 to fill the vacancy of Susan Janser. SECOND: Councilman Sekorski. MOTION PASSED UNANIMOUSLY.

7. Mayor's report – Mayor Krampitz reported that:

- Waterwheel Park Project– after two months of negotiations with the Belonick family we have purchased 262 Main Street . The closing was last Friday, the same day as grant approval for \$350,000. with the help of State Senator Colapietro. We now own three of the four properties that are part of the project.
- The Fall Mt. Water Project is on schedule.
- We had good results from Small Cities Block Grant audit.
- She presented Larry Gronau with certificate of appreciation for his dedicated service to the WPCA. When he retired.
- We have had some very interesting developments in the Plymouth Business Park and hope to be able to make those developments public at the next meeting.
- I have toured Phoenix and Coldform companies and met with their company officials.
- I appointed Dr. Scappitucci as our Town's medical director for public nursing services.
- We will submit application to Gov. Rell's office for relief from recent Nor'easter damage.
- An application has been completed for FEMA for last October's flood damage amounting to over \$30,000.
- We met with EcoLogic Aquatic, Terrestrial and Wetland Consultants about the water condition of Lake Winfield . We will take their recommendations under advisement.
- I have appointed Day Berry & Howard, as our Bond Counsel.
- I attended all Board of Finance meetings for the past two months. They completed their work last evening and will present their budget at the Public Hearing on April 17, 2006 . The proposed budget represents a 2.7 mill increase.
- There are Community Emergency Response Team brochures available tonight if any residents are interested in this training having to do with Homeland Security.
- Town Hall is now equipped with T1 connection after my conversations with the Board of Ed. At Main Street School .
- We have received an energy assessment from CL&P.
- I had the pleasure of participating in Read Across America Day by reading to Ms. Triahos's second grade class at Prospect Street School .
- We have set Student Government Day for Friday, May 12 and need to know who

from the Town Council can participate.

- April 22 is the Plymouth Pride Clean up Day sponsored by the Town's Beautification Committee which will begin around 9 a.m. Residents are encouraged to come out and help. The next organizational meeting will be Monday, April 10.

8. Take action to refund property taxes to: Ford Motor Credit Co. \$383.80; Volvo Finance Na Inc. \$205.21; Richard Sutphin \$200.12; Craig A. Larson \$24.02; VW Credit Leasing Ltd. \$56.90; Walter K. Lassy Jr. \$81.40. – MOTION: Councilwoman Scoville moved to refund property taxes to those as presented. SECOND: Councilman Zagurski. MOTION PASSED UNANIMOUSLY.
9. Take action to set Joint Meeting immediately following the Public Hearing on the Budget – MOTION: Councilwoman Murawski moved to schedule the Joint Meeting of the Town Council, Board of Finance and the Board of Education on Monday, April 17, 2006 in the Town Hall Community Room immediately following the 7:00 p.m. Annual Public Hearing on the budget. SECOND: Councilwoman Scoville. MOTION PASSED UNANIMOUSLY.
- 10 Discuss proposed ordinances – Mayor Krampitz introduced Fire Marshal Schubert and
• Comptroller Gomes to answer questions concerning the proposed ordinances. The Mayor asked the Fire Marshal to begin. Jack Schubert gave a brief history of the beginning of the proposed Fees for Plan Review by the Fire Marshal ordinance and then explained how the plans are reviewed. He explained that the plans should come to the town in complete form so that his office does not have to essentially do them. The fee schedule will help to encourage this process. Councilman Zagurski wanted to know if this was going to cost the average resident more money. The response was that it would affect three family dwellings. Councilman Goodwin asked if others help with plan review and was told that the deputies help and with the new codes his office has to work very closely with the Building Inspector. Councilwoman Scoville asked if he would be able to glance at plans and know right away that something is wrong and give them back. She was told that each component has to be looked at. Councilman Sekorski asked how the dollar amount was determined and was told that it was based on the same permit fees as the building department. Mayor Krampitz explained to the Council that this ordinance is still in draft form and they have time to make changes. She plans to hold a hearing after all of the proposed ordinances have been drafted and discussed so that one hearing can be held for a number of ordinances. The Mayor asked Jack Schubert if the Fire Commission knows about this ordinance and he claimed that they know but are not aware of the details. By consensus, the Council wanted a recommendation from the Fire Commission on this ordinance. The proposed Retirement and Pension Board ordinance was discussed next. Councilman Sekorski asked what the genesis of this ordinance was. Was it due to a specific liability or was it a preemptive strike? Comptroller Manuel Gomes indicated that it was a combination of all of those items. He indicated that many communities now have boards because we have a litigious society. We have a defined benefit program and we are responsible for providing a fixed amount of dollars. There should be a more scheduled oversight of the pension plan. On a quarterly basis, the investment rate of return, the performance of the trustee and the approval of the pensions will be looked at. Councilwoman Scoville wanted to know who would usually make up the board. She was told that it varies in different communities. It usually consists of the comptroller, a member of the Board of Finance, it can also include the Mayor or her

designee, a member of the Town Council but if it only elected officials it can change. Councilwoman Scoville asked if qualifications could be written to appoint someone on the board so that they would have experience to deal with pensions. She was told that this would be written into the RFP or the RFQ. Councilman Goodwin asked if there is currently an annual report given on the pension plan and he was told that it is only included in the audit report. Councilman Goodwin thought that it would be a good idea to have more eyes on it. Councilwoman Murawski asked if this could possibly save us some cost on our audit. She was told it would not save money on the audit but if the plan performs better there would be a savings there. Councilwoman Murawski was concerned that someone would need to be on there that has a financial background. Councilman Zagurski stated that he would like to see a member of the general public on the board.

- 11 Take action to schedule a Special Town Meeting to appropriate \$1,100,000 for payment of bond anticipation notes – Mayor Krampitz stated that she was informed by the Comptroller that this was something that had to be done this fiscal year and asked Manuel Gomes to give the background information to the Town Council. Mr. Gomes stated that when bond resolutions are written, there is usually language that indicates that a portion of this will be offset by State grants. This one was not written this way. When the industrial park was passed the second time, a grant came in after the fact and was used to pay off BANS in October of 2005. The problem is that our audit report was terrible last year and Moody's is coming in here because we need to sell bonds for the new school. We need to take care of the integrity of our Bond Rating. What we do not need is another mark from the auditor that we did something wrong this fiscal year. We need to appropriate the 1.1 million dollars that we spent that we did not appropriate. The auditor is clear that we have to appropriate the money and it has not been done per the previous Town Council and Board of Finance minutes. Councilman Sekorski wanted to clarify that we were not appropriating an additional 1.1 million dollars but that this was a paper appropriation to rectify the books. Councilman Goodwin stated that this is going to add an appropriation above and beyond what was budgeted for this year. The comptroller acknowledged that it would but it would not reduce fund balance. Councilman Goodwin stated that he knows it is something that we have to do but how did we get to this point. He was upset that someone spent it without permission. Mayor Krampitz noted that this expense occurred in October of 2005 and Comptroller Gomes was not here at that time. MOTION: Councilman Goodwin moved to set a Special Town Meeting to appropriate \$1,100,000. on Tuesday, May 30 at 7 p.m. in the Town Hall Community Room. SECOND: Councilman Sekorski. MOTION PASSED UNANIMOUSLY. MOTION: Councilman Goodwin moved to recommend to the Board of Finance an appropriation of \$1,100,000. for the payment of bond anticipation notes. SECOND: Councilman Sekorski. MOTION PASSED UNANIMOUSLY.
- 12 Discuss and take action to install stop signs at the intersection of Preston Rd. and Burger Rd. as recommended by the Traffic Authority. Mayor Krampitz explained that in the past these requests were submitted to the Board of Public Safety which then recommended these signs to the Town Council. This board has been inactive. The Traffic Authority by statute is empowered to have signs erected but the reason it is on the agenda tonight is because the Town Council needs to be aware of these changes and there was an incident last year with the rumble strips that the Council was not aware of and had no input. Mayor Krampitz wanted Town Council input as to how they wanted to be kept informed. Councilwoman Murawski stated that as liaison to the Police Commission, she can keep the Council

informed of traffic sign installation. Kevin Engle – 205 Preston Rd., stated that he has almost been hit three times at that spot. It has always been a sight line issue. Councilman Zagurski pointed out that it costs the Public Works Department \$50 per sign out of its budget yet it has no say in it. It was the consensus of the Town Council that they would be content to be informed by the Mayor or through liaison reports of any new signage.

- 13 Discuss and take action to accept Gabriel Court – Mayor Krampitz noted for the record that the street name is “Gabrielle” not “Gabriel” as listed on the agenda. MOTION: Councilman Sekorski moved the following resolution: WHEREAS, the Plymouth Planning & Zoning Commission on June 24, 2004 approved the subdivision known as Pinecrest including Gabrielle Court , a cul-de-sac extending south from Preston Road ; and WHEREAS, Gabrielle Court has been completed in accordance with the approved plans and recommended for acceptance by the Plymouth Planning & Zoning Commission on March 30, 2006 . NOW THEREFORE BE IT RESOLVED BY THE PLYMOUTH TOWN COUNCIL: That Gabrielle Court be accepted as a town road as shown on the plans entitled: “Improvement Location Survey – Roadway Asbuilt – Land of Philip Ferraro Family LLC – Gabrielle Court – Pinecrest Subdivision – Plymouth, Connecticut” showing Gabrielle Court plan, profile and cross-section, dated January 2005, Rev. 01-20-06 by R.R.Hiltbrand Engineers and Surveyors as further described as beginning at the centerline of Preston Road at Sta. 0+00 thence proceeding southerly along the centerline of the newly completed Gabrielle Court to the backside of the cul-de-sac at the double catch basin at Sta. 6+43.85; and Further, that the above referenced as-built plans will be placed on file in the Plymouth Land Records. SECOND: Councilwoman Scoville. Councilwoman Murawski – abstained, Councilman Zagurski – yes, Councilman Sekorski – yes, Councilwoman Scoville – yes, Councilman Goodwin – yes. MOTION PASSED.
- 14 Take action to approve Federal Homeland Security Grant Funding resolution – Mayor Krampitz read the following resolution.

MEMORANDUM OF UNDERSTANDING
BETWEEN
THE STATE OF CONNECTICUT
DEPARTMENT OF EMERGENCY MANAGEMENT & HOMELAND
SECURITY AND THE TOWN OF PLYMOUTH

AUTHORIZING RESOLUTION

WHEREAS, The Department of Emergency Management & Homeland Security (DEMHS) is the designated recipient and State Administrative Agency (SAA) of the United States Department of Homeland Security, Office of Domestic Preparedness for the Fiscal Year 2004 State Homeland Security Grant Program (SHSGP), Law Enforcement Terrorism Prevention Program (LETPP), and Citizen Corps Program (CCP);

WHEREAS, The Governor's Domestic Preparedness Senior Steering Council approved an allocation formula for grant funds available under the SHSGP, LETPP, and CCP Grants;

WHEREAS, the Town of Plymouth is a sub-state local jurisdiction recognized by the SAA as

an eligible jurisdiction to receive grant funds in the amount of \$74,846;

THEREFORE, the SAA and the Town of Plymouth enter into this Memorandum of Understanding (MOU) authorizing the SAA to act as the agent of the Town of Plymouth and allow the SAA to retain and administer such grant funds on behalf of the Town of Plymouth.

RESOLVED: That Mayor Jan A. Krampitz, be and hereby is authorized to act on behalf of the Town of Plymouth Town Council in executing a Memorandum of Understanding with the State of Connecticut, Department of Emergency Management and Homeland Security, for participation in the FY 2004 State Homeland Security Grant Program.

In WITNESS WHEREOF: The undersigned has affixed her signature this fourth day of April 2006.

Signed by: Jan A. Krampitz, Mayor

MOTION: Councilman Goodwin moved that the Homeland Security Resolution be adopted as read. SECOND: Councilwoman Scoville. Mayor Krampitz stated that the funding would be used for generators and a state-of-the-art finger-printing machine. Melanie Church – 328 Main St., stated that Thomaston has the finger printing machine and it is a positive thing for the community. MOTION PASSED UNANIMOUSLY.

- 15 Public Comment – Melanie Church – 328 Main St., stated that there was a rumor around town that the Mayor was against having a police dog and she wanted to know if it was true. Mayor Krampitz explained that she is not opposed to having a police dog. In fact she is a big dog lover. She had been approached by the Lions' Club concerning fund raising and explained to them that a lot of procedural steps had to take place before the Town could accept funds from them. The dog would need a full time care taker and that needs to be negotiated. The Police Commission also needs to do some research. We can not take the money for something that has not been established. Councilman Zagurski stated that he is also in favor of the police dog and has asked if there is a policy in place and has been told that there is nothing in place yet. He would like to see a policy in place before the town starts collecting funds.
- 16 Executive Session for real estate negotiations and for purposes of discussing strategy regarding pending claims filed by Clement Paskus, James Dubowsky and Wallace Mendela Jr. and discussion of litigation matters privileged by attorney-client relationship pursuant to Conn. Gen. Stat. Section 1-200(6). MOTION: Councilwoman Scoville moved to go into Executive Session at 8:30 p.m. for the purposes of real estate negotiations and for purposes of discussing strategy regarding pending claims filed by Clement Paskus, James Dubowsky and Wallace Mendela Jr. and discussion of litigation matters privileged by attorney-client relationship pursuant to Conn. Gen. Stat. Section 1-200(6) and invite in Attorneys McQuade and Hamzy. SECOND: Councilwoman Murawski. MOTION PASSED UNANIMOUSLY. WENT OUT OF EXECUTIVE SESSION AT 9:40 p.m. BACK IN OPEN SESSION AT 9:45 p.m.
- 17 Take action from executive session if necessary – MOTION: Councilwoman Murawski moved that the Town formally accept the claim for benefits filed pursuant to Connecticut

General Statutes 7-433c by James Dubowsky on or about March 23, 2005 . SECOND: Councilwoman Scoville. MOTION PASSED UNANIMOUSLY. MOTION: Councilman Zagurski moved that the Town formally accept the claim for benefits file pursuant to Connecticut General Statutes 7-433c by Clement Paskus on or about December 5, 2003 . SECOND: Councilman Sekorski. MOTION PASSED UNANIMOUSLY. MOTION: Councilman Sekorski moved that the town waive any back taxes and blight fees for the property at 262 Main St . SECOND: Councilman Goodwin. MOTION PASSED UNANIMOUSLY.

18 Other Business- No action taken.

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19 Adjournment – MOTION: Councilwoman Scoville moved to adjourn the meeting at 9:50 . p.m. SECOND: Councilman Goodwin. MOTION PASSED UNANIMOUSLY.

Submitted by: David M. Denis, Council Clerk