

SUBJECT: SPECIAL TOWN COUNCIL MEETING MINUTES

DATE: May 30, 2007 at 5:00 p.m.

PLACE: Town Hall Community Room

PRESENT: Mayor Krampitz, Councilman Zagurski, Councilman Goodwin, Councilwoman Murawski, Councilwoman Scoville, Councilman Sekorski (arrived during agenda item 6)

1. Call Meeting to Order – Mayor Krampitz called the meeting was to order at 5:05 p.m.
2. Pledge of Allegiance – Mayor Krampitz asked Councilman Zagurski to lead the audience in the Pledge of Allegiance.
3. Approval of the April 30, 2007 Joint Meeting and May 1, 2007 Town Council Regular Meeting Minutes – MOTION: Councilman Goodwin moved to approve the minutes of the April 30, 2007 joint meeting. SECOND: Councilman Zagurski. Councilman Zagurski – yes, Councilwoman Murawski – yes, Councilman Goodwin – yes, Councilwoman Scoville – abstained. MOTION PASSED. MOTION: Councilman Goodwin moved to approve the minutes of the May 1, 2007 Town Council Regular meeting minutes with the correction to delete under public comment “as her conversation occurred over a chance meeting at a lunch”. SECOND: Councilman Zagurski. Councilman Zagurski – yes, Councilman Murawski –yes, Councilman Goodwin – yes, Councilwoman Scoville – abstained. MOTION PASSED.
4. Resignations and appointments – MOTION: Councilwoman Scoville moved to accept the resignation of Tammie Cantalini from the Human Services Commission with regret. SECOND: Councilman Goodwin. MOTION PASSED UNANIMOUSLY. MOTION: Councilwoman Scoville moved to accept the resignation James Klaneski from the Inland Wetlands Commission with regret. SECOND: Councilwoman Murawski. MOTION PASSED UNANIMOUSLY.
5. Take action to refund property taxes to: Honda Lease Trust \$482.90; Jack A. Mariotti \$73.85 – MOTION: Councilwoman Scoville moved to refund property taxes to those as Honda Lease Trust \$482.90; Jack A. Mariotti \$73.85. SECOND: Councilman Zagurski. MOTION PASSED UNANIMOUSLY.
6. Discuss and take action to adopt Fiscal Year 2007-08 Budget per Charter Chapter VII Section 3b if necessary – Mayor Krampitz explained that per the charter if a second rejection occurs at the subsequent referendum, the town council is authorized to adopt a budget by June 15. Council adjustments to the individual department budgets, excluding debt service, shall not exceed three per cent of the current year’s budgets. The Mayor stated that there was also a memo that she sent to Dave Merchant asking for a written recommendation for the Town Council so that they would be prepared for the meeting but the Mayor explained that she did not receive a written recommendation or a phone call from him but he is in attendance. Mayor Krampitz also stated that the council had received a copy of the budget. Councilwoman Murawski asked Dave Merchant, Chairman of the BOF, how the board got to the point where each department received 3% as opposed to putting money where it is was more needed. Mr. Merchant responded that they

did what they did last year. If they took the original budget that defeated there would have been approved, there would have been a \$700,000 deficit to make up. By doing it this way, we are \$270,000 short where we are going to decrease services and people.

Councilwoman Murawski then asked what was the BOF's plan? Mr. Merchant stated that he would like the council to approve a 3% increase for the budget that is allowed by the charter. Councilwoman Murawski stated that basically the plan was to submit a budget and if it failed to ask the council to approve that budget and Mr. Merchant confirmed that assessment. Councilwoman Scoville was concerned that putting 3% in each department gives money to areas that do not need it. Mr. Merchant replied that he understood that and that the plan was to transfer the money where it is most needed. The only departments that were problems were employee benefits, lights, and fire hydrants. All the other departments came in low. Councilman Goodwin wanted people to understand that Heart and Hypertension is a forced, unfunded mandate that the town has to fund. Councilman Zagurski asked about the H and H line item and why it exists this year. Mr. Merchant said that it was always in the budget but it was part of the wage benefit adjustment area.

Councilwoman Scoville asked if the salary and benefits for the police officer who left for the State Police is still in the budget. Mr. Merchant said the salary was still in the budget. Mayor Krampitz explained that the benefits line item was still in deficit. Councilman Goodwin asked if the officer who left had the town's insurance and the Mayor said that he was covered under his spouse and there was no money left in the health insurance line item to hire a replacement. Councilman Goodwin stated that the current situation is that we may have more employees on our payroll than we have accounted for on our health benefits line. This was confirmed by Manuel Gomes, the comptroller. Mr. Gomes stated that what is reflected in the benefits line item is the census as of March. Councilman Sekorski wanted to clarify that the aggregate budget that was voted on was a 3.1% increase and that was confirmed by Mr. Merchant who added that every department was at 3% except for debt service. Councilman Sekorski also had confirmed that the BOE budget was 3% above what was approved last year. MOTION: Councilman Goodwin moved to adopt the budget at 3% over last year for 07/08. SECOND: Councilwoman Murawski. Mayor Krampitz opened the floor for public comments. Ernest Pickhardt, 3 Burger Rd. – wondered why the BOF sent a budget of 3% to referendum instead of something higher. Mr. Merchant responded that the people rejected the budget by a 3 to 1 margin and the BOF did not think anything higher than 3% had a chance to pass. Ray Engle, 6 Knight Ln. – stated that ECS money is projected to be between \$900,000 and \$1,200,000. Gerard Bourbonniere, 6 Fairmount Ave. – wanted to know what happens to the ECS money that goes into the general fund. Will it go to education or other areas? He was told that every department would have to follow procedures set in the charter to request more funds. Marion Dwyer, 257 North St. – stated that people do not have the money to support the budget. Rineholdt Novack, 3 Dewey Ave. – wanted to know if the BOF was going to set the mill rate. Mr. Merchant said that the mill rate is 30.1 right now and the only way that will change would be if the state passed their budget soon. Rich Whitney, 183 Lake Plymouth Blvd. – asked if the motion was to approve the same budget that the people had just defeated. Mayor Krampitz told him that was not the case. The proposed budget that was defeated had different line items and the council based their motion on what existed last year. Councilman Sekorski stated that with every department at 3%, we will already know where the deficits will be and he wanted some input from the

comptroller. Mr. Gomes stated that it is projected that the town needs \$100,000 more for street lights and hydrant rentals. We are \$45,000 in deficit in this fiscal year. Mr. Gomes emphasized that these are not options. They have to be paid. Councilman Sekorski agreed and said that transfers are not new and people have to realize that these are done to cover real costs. Rich Whitney, 183 Lake Plymouth – added that people just do not have the money to support all of the needs of the town. Ernest Pickhardt, 3 Burger Rd. – wanted to know if the town had a Plan B for a 3% budget. Mayor Krampitz said that the town had a plan and would make it known when it is finalized. Councilwoman Murawski clarified that the BOE presented possible budget reductions and did not finalize anything because they did not know at the time what their budget would be. She also added that we can not determine the number of personnel that may be laid-off until the BOF transfers the money into that line item and we can determine where we are this year. Mayor Krampitz concurred that she was also waiting to see what the BOF was going to do with the transfers before any final plans can be made. Melanie Church, 328 Main St. – suggested areas to the council where she thought the budget could be cut. Councilman Goodwin reminded everyone that the council went from department to department last year and then the BOF asked them to approve 3% for the entire budget and that is what is being done tonight. Gerard Bourbonniere, 6 Fairmount Ave. – stated that the BOE is going to cut \$623,576 and it is going to hurt. Amy Radke, 29 Hickory St. – stated that the problem was poor planning that existed for a very long time. Councilman Zagurski asked about the health insurance deficit as he understood that it was over \$100,000. He recalled from previous BOF meetings that the Comptroller had recommended no need for a transfer. Manuel Gomes disagreed and said that he told the BOF in December of 2006 to transfer \$95,000 to cover the deficit and did so again in February. What he said in March was that it was too late to consider lay-offs because the process of notices and bumping would take too long and it would end up affecting only two months of premiums. With no further comments, Mayor Krampitz asked for a vote on the motion. MOTION PASSED UNANIMOUSLY.

7. Discuss and take action on revised Historic Property Commission Ordinance – MOTION: Councilwoman Scoville moved to accept the proposed Historic Property Commission Ordinance wording as recommended by the Historic Property Study Committee. SECOND: Councilman Zagurski. Councilwoman Murawski was concerned about the language in lines 41 and 42 as it pertained to all of the buildings. Mayor Krampitz indicated that the state assured the town that the buildings scheduled to be demolished are not considered historical. Councilwoman Scoville asked if this worked like the historic district in Plymouth and the Mayor said it was similar. Councilman Sekorski asked if this would be going to a public hearing also and the Mayor told him that it would be. MOTION PASSED UNANIMOUSLY.
8. Discuss and take action to apply for Neighborhood Assistance Act Program funds – MOTION: Councilwoman Scoville moved to set a public hearing for the Neighborhood Assistance Act Program grant application for Monday, June 11, 2007 at 6:30 p.m. to discuss the application for a skateboard park. SECOND: Councilwoman Murawski. MOTION PASSED UNANIMOUSLY.
9. Public Comment – Melanie Church, 328 Main St. – had concerns about the blight list for the June meeting. Gretchen Durley, 153 Main St. – needed clarification on the Historic

Property Commission and was told it dealt with the waterwheel site.

10. Executive Session for real estate negotiations – No action taken.
11. Take action from executive session – No action taken.
12. Adjournment – MOTION: Councilwoman Murawski moved to adjourn the meeting at 7:00 p.m. SECOND: Councilwoman Scoville. MOTION PASSED UNANIMOUSLY.

Submitted by: David M. Denis, Council Clerk

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SUBJECT: REGULAR TOWN COUNCIL MEETING MINUTES

DATE: May 1, 2007 at 7:00 p.m.

PLACE: Town Hall Community Room

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

1. Call Meeting to Order – Mayor Krampitz called the meeting to order at 7:03 p.m.
2. Pledge of Allegiance – Mayor Krampitz led the audience in the Pledge of Allegiance.
3. Approval of the April 3, 2007 Town Council Regular Meeting Minutes – MOTION: Councilman Goodwin moved to approve the minutes of April 3, 2007 . SECOND: Councilman Sekorski. Mayor Krampitz noted that on page 1 section 5. Council Rules and Procedures Councilman Goodwin's name was inadvertently omitted when he moved to amend the motion. MOTION PASSED UNANIMOUSLY AS AMENDED.
4. Liaison Reports – Councilwoman Murawski reported that Gozinski Park had 11 vacancies and 6 were ready and waiting for paperwork to be done. They are in the process of updating their personnel file system. The BOE approved furniture fixtures for the new high school and it is within budget. Councilwoman Murawski said that she spoke under public comment about complaints she received from residents concerning the lack of police presence at basketball games. There was a concern about the safety of the players, coaches and fans. Under Ordinance 14-110, police protection at public events, the amount and deployment of police protection is determined by the Chief of Police. The Police Commission voted to make the speed limit 25 mph on North Main St . No Thru Truck Signs have to be approved by the State Traffic Commission. The late Joseph Roskoski donated \$5,000 to the police department and that money was used for twelve new radios for our officers. Homeland Security funds were used to purchase an ATV to be used by police and fire departments and will be useful to pull a rescue sled. Councilman Goodwin reported that the EDC looked at bids for maintenance for the park. They also listened to a company that is planning to move to our park from Naugatuck . Councilman Goodwin said there have been numerous expansions including Lauretano, Elm Press, Phoenix

Products, Uniprise, ES Metals to name a few. EDC has been doing a good job thinking outside of the box. Parks and Recreation will be constructing bocce and horseshoe courts soon and they are working on the process of replacing the director which is now a union position. Councilman Sekorski had no report from P & Z and the WPCA had to cancel due to the extraordinary rain fall on April 16 th and were dealing with too much water flow. We usually handle 1,000,000 gallons per day and we were handling 8,000,000 gallons every 5 or 6 hours. There was a lot of silt and clean up involved.

Conservation/Inlands-wetlands are dealing with an application with the demolition of the O-Z/Gedney building. Councilman Zagurski reported that the Public Works Director has received a wetlands permit extension for Canal St. and he attended the SAFETEA meeting for sidewalks. GASB34 was worked on for the auditors and bids were sent out for the transfer station trailer and herbicide application. Preliminary flood estimates were done from the storm and the amnesty drop-off will end on May 5 th. There were 9 demolition, 2 tire, 19 appliance, 13 right-of-way permits and metal reimbursement for the month of April was \$1,883.26. The highway department has been sweeping streets and cutting brush on Greystone Rd. They did work on the Belonick property site and opened Lane Hill Rd. They replaced catch basins and damaged street signs and did storm-related work. They have also been grinding stumps and trees. The Fire Commission's training program has yielded 8 new drivers, 5 men in the firefighters II program, 1 man in the firefighters I program and 2 new recruits. The fire marshals did 13 inspections, 23 re-inspections, 2 plan reviews and attended a training class. The fire department had 2 structure, 1 vehicle and 3 brush fires. They also had 3 CO calls, 5 HAZMAT calls and 6 alarm conditions. Councilman Zagurski commended the fire department for their work during the storm on as they were on call from 4 a.m. until 11 p.m. The new high school is 66% complete and scheduled to be opened in January. The library roof is leaking and they are getting estimates at this time.

5. Council Rules and Procedures – Mayor Krampitz stated that there was an addition to the Council Rules and Procedures last month and the wording is in the minutes. Copies of the new rules and procedures were distributed. Mayor Krampitz stated that there is a problem with that rule because it is a violation of the Plymouth Town Charter. The Mayor stated that she researched this after the last meeting and noted on page 20 Chapter V Section 2 “The Council shall not diminish by ordinance, vote or otherwise the powers and duties of the mayor...” Therefore, Mayor Krampitz asked for a motion to rescind Section 4.g. explaining that those members voting on subject motion in the affirmative would have to make the motion to rescind; those affirmative voting members being Councilman Zagurski and Councilman Sekorski. Councilman Sekorski stated that he did not agree with the Mayor's interpretation of the charter and would not rescind his vote. Mayor Krampitz informed the council that she had two legal opinions and Councilman Zagurski asked for copies which were distributed. The first opinion dated July 15, 1996 was former Town Attorney William J. Tracy, Jr. and the second was dated April 23, 2007 from Town Attorney Thomas W. Conlin. MOTION: Councilman Zagurski moved to rescind Section 4.g. SECOND: Councilwoman Murawski. Councilwoman Murawski – yes, Councilman Goodwin – yes, Councilman Sekorski – no, Councilman Zagurski – yes. MOTION PASSED.
6. Resignations and Appointments – MOTION: Councilman Sekorski moved the Mayoral appointment of James Klaneski to the Inland Wetlands Commission with a term to expire September 1, 2007 for an alternate membership. SECOND: Councilman Zagurski.

MOTION PASSED UNANIMOUSLY.

7. Mayor's Report

- Mayor Krampitz was invited to the media premiere of Comcast to the region held at the Palace Theater in Waterbury . She was especially interested in knowing about any small cable packages that would help accommodate our residents on fixed incomes. The good news is they do have a basic package for fifteen dollars.
- The Mayor has been communicating with Northwest Conservation District concerning Lake Winfield . She had earlier reported that their recommendations indicated that dredging alone would not accomplish reviving the lake so that it is available for contact recreational use. The Mayor will continue to apply for grant funding concerning the lake's dredging and an overall watershed management plan implementation.
- Mayor Krampitz talked to Steve Fennessey, Chairman of the Fire Commission and requested that at their next meeting they thoroughly discuss the Firefighter Incentive Proposal dated April 13, 2006 waiving all permit fees associated with Planning & Zoning, Zoning Board of Appeals, Wetlands and the Building Department.
- We have put copies of other town's Public Works Commissions information in your mailboxes.
- The Mayor signed an application for USDA funding for the paving and bridge projects in the Fall Mt. Area.
- Connecticut Water Company has contacted the Mayor and she was pleased to announce that they will be rebating \$700. per customer all Fall Mt. Water Project customers and future customers.
- Mayor Krampitz was pleased to announce the 2 nd Annual Clean-Up Day this Saturday, May 5 from 9 a.m. until noon . We will gather at Baldwin Park. Please bring your rake and work gloves. For more information, please call the Mayor's office.
- The Mayor received very positive feedback from our Transfer Station's Bulk Disposal Amnesty days. This program will end this Saturday, May 5th. For more information, please call Public Works Department or visit our website plymouthct.us.
- Mayor Krampitz was pleased with the turn out of last night's public hearing on proposed budget 2007 – 2008 and hoped that the voters would support the referendum on May 9th.
- The Mayor attended the Hard Truth assembly at THS. It was a graphic presentation about the consequences of driving drunk.
- As you know we experienced moderate flooding on April 16, especially at the Terryville Post Office and the Whole Donut. Mayor Krampitz participated in a statewide conference call with Gov. Rell. Concerning flood damage. We were fortunate not to have it as bad as other communities. I want to thank again our Fire Department, Public Works Department, and Police Department for pitching in. We will be applying for FEMA money when possible.
- The Mayor was pleased to throw out the first ball at the opening of Terryville Little League last Saturday.
- Mayor Krampitz shared good news. We have a tentative buyer for lot #18 in the Plymouth Business Park.

8. Take action to refund property taxes to: Honda lease Trust \$482.90; Robert A. Gebhardt \$101.75; Linda Nicholas \$161.89; Robert C. Nelson \$24.78; Jack Mariotti \$73.85 – MOTION: Councilwoman Murawski moved to refund property taxes to those as presented. SECOND: Councilman Zagurski. MOTION PASSED UNANIMOUSLY.
9. Discuss and take action to adopt General Orders #07-11 “On Duty Injury” and #07-12 “Traffic Control Duties” as presented by the Police Commission – MOTION: Councilman Zagurski moved to adopt General Order #07-11 “On Duty Injury” as presented by the Police Commission. SECOND: Councilwoman Murawski. Mayor Krampitz recognized Chief Krasicky who was available to answer questions. Councilman Goodwin commented that this was basically to update the procedure to report injuries to workers comp and the Chief concurred. Councilman Sekorski asked if the last time that these were updated was in 1982 and the Chief said that was the case. MOTION PASSED UNANIMOUSLY. MOTION: Councilwoman Murawski moved to adopt General Order #07-12 “Traffic Control Duties” as presented by the Police Commission. SECOND: Councilman Zagurski. MOTION PASSED UNANIMOUSLY.
10. Discuss Local Vendor Preference Ordinance – Mayor Krampitz stated that the draft ordinance is based on a few existing ordinances from other Towns. The Mayor said that Tony Lorenzetti as our Public Works Director, had been looking for time and cost savings measures affecting his department and we are now a member of the Capital Region of Governments, commonly known as CROG. This membership affords us savings by being a part of a larger purchasing base, no legal notice costs and time savings in the development of specifications by his department. As you can see in line 34 this ordinance would not conflict with our CROG membership. Councilman Goodwin thanked Councilman Zagurski for bringing this up a few months ago because it would be helpful to keep our tax dollars in town. Councilman Goodwin asked if local bidders could still bid concerning the last section of the ordinance. He was told they could provided that they meet all of the requirements. Councilman Goodwin used Canal St. as an example but Mayor Krampitz told him that project was a state bid and would not pertain to this language. Councilman Sekorski asked if the 5% limit was common and Councilman Zagurski replied that he had seen 5%, 6% and 10% but that 5% seemed to be most common. Councilman Goodwin asked how soon this could go to public hearing and the Mayor replied that it would be in July and the ordinances still need legal review. Councilman Sekorski’s concern was if a local vendor met requirements and was within the 5% and was rejected for whatever reason, would they have a basis for complaint for not awarding them a contract? Councilman Sekorski was concerned about possible loopholes and wants that addressed by legal counsel. Councilwoman Murawski also thanked Councilman Zagurski for bringing this forward and was looking forward to getting this going.
11. Public Comment – James Deutsch, 34 Orchard St. – asked questions about the clean-up day and was given information on pick up spots and areas to be cleaned. He also wanted to know if more minutes could be put on the website besides the Town Council meetings. The Mayor thanked him for the good suggestion. Melanie Church, 328 Main St. – stated that she had an issue with Councilwoman Murawski questioning the Chief of Police, with the Parks and Recreation Commission not being able to hire a Director and with the blight ordinance. Councilwoman Murawski clarified that she did not give any directives to the Chief of Police. The other issue was that the Parks and Recreation Director’s position is now a union position which is much different than filling the Chief’s position.

12. Executive Session for real estate negotiations – MOTION: Councilman Goodwin moved to go into executive session for real estate negotiations at 7:50 p.m. and invite in William Kuehn, our Director of Planning and Economic Development. SECOND: Councilman Sekorski. MOTION PASSED UNANIMOUSLY. LEFT EXECUTIVE SESSION AT 8:06 p.m. BACK IN SESSION AT 8:07 p.m.
13. Take action from executive session – MOTION: Councilman Sekorski moved the following resolution: WHEREAS, the Town publicly offered four (4) properties at Fall Mountain Lake for developer interest; and
WHEREAS, the Planning & Zoning Commission has approved the conveyance of these parcels for residential use as consistent with the Plan of Conservation and Development; and
WHEREAS, on March 30, 2007 proposals were received for the development of 106 Fall Mountain Lake Road, 10 Lakeview Road, 146 Fall Mountain Lake Road and 11 Driftwood Road; and
WHEREAS, Town staff has reviewed the proposals and has submitted recommendations to the Mayor.

NOW THEREFORE BE IT RESOLVED BY THE PLYMOUTH TOWN COUNCIL:

1. That the Mayor be and is hereby authorized to convey town owned properties to CrisCarr Realty, LLC based upon the submitted proposals as follows:
 - 11 Driftwood Road for a single family house
 - 106 Fall Mountain Lake Road and 10 Lakeview Road as one consolidated building parcel for a single family house with a drainage easement extending from Lakeview Road down to Fall Mountain Lake Road as required in the invitation for proposals;
2. That the proposal for 146 Fall Mountain Lake Road be rejected;
3. That the proceeds from the sale of 11 Driftwood Road (\$36,000); 106 Fall Mountain Lake Road (\$31,000) and 10 Lakeview Road (\$10,000) be earmarked to purchase or to ameliorate blighting influences in the community. SECOND: Councilman Goodwin. MOTION PASSED UNANIMOUSLY.

14. Other Business – No Action.

15. Adjournment – MOTION: Councilwoman Murawski moved to adjourn the meeting at 8:08 p.m. SECOND: Councilman Goodwin. MOTION PASSED UNANIMOUSLY.

Submitted by: David M. Denis, Council Clerk