

SUBJECT: REGULAR TOWN COUNCIL MEETING MINUTES

DATE: July 10, 2007 7:00 p.m.

PLACE: Town Hall Community Room

PRESENT: Mayor Krampitz, Councilman Zagurski, Councilwoman Murawski, Councilman Goodwin, Councilman Sekorski, Councilwoman Scoville (arrived during agenda item 4).

1. Call Meeting to Order - Mayor Krampitz called the meeting to order at 7:00 p.m.
2. Pledge of Allegiance – Mayor Krampitz led the audience in the Pledge of Allegiance.
3. Approval of the May 30, 2007 Town Council Special Meeting, June 11, 2007 Public Hearing and June 11, 2007 Town Council Special Meeting Minutes – MOTION: Councilwoman Murawski moved to approve the minutes of the May 30, 2007 Special Meeting. SECOND: Councilman Goodwin. MOTION PASSED UNANIMOUSLY. MOTION: Councilwoman Murawski moved to approve the minutes of the June 11, 2007 Public Hearing and Special Meeting. SECOND: Councilman Goodwin. Councilman Zagurski – yes, Councilwoman Murawski – yes, Councilman Goodwin – yes, Councilman Sekorski – abstained. MOTION PASSED.
4. Presentation of the Connecticut Rural Development Council – Mayor Krampitz stated that she had reported in April receipt of the grant from the Connecticut Rural Development Council. She introduced Craig Stevenson, our Economic Development Consultant who then introduced James Leahy, President of the Leahy Management Group, LLC; and Linda Parquette of Project Management, Economic Development and Land Use Planning. Craig Stevenson stated that the purpose of the Connecticut Rural Development Council is to connect towns like Plymouth to the myriad of outside resources that are available. The assessment provides an intimate way to do that. Linda Parquette discussed the past accomplishments of the CRDC which was established in 1994 and is now registered as a non-profit organization. She stressed the need for smaller communities to have access to the technical capabilities and grants that are available to the larger cities. Ms. Parquette touted the directory that has been established and is now on line. James Leahy discussed the community assessment process while distributing a CRDC Community Assessment Report and a Community Assessment Timeline for Plymouth . He spoke of the importance of creating a resource team and stressed three major parts. The first was that the team would take a tour of the town to identify the assets and resources. Second was to schedule listening sessions with various groups to determine likes and dislikes. Third, a draft set of recommendations are created at that point. Final recommendations are presented 4-6 weeks after a public hearing on the draft proposals. Mr. Leahy pointed out that only two towns were selected from the applicants for the program. Mayor Krampitz stated that members from the Municipal Facilities Committee are in attendance at her request. The Mayor asked them to attend to hear the presentation and asked the committee to focus on the assessments so it will go hand-in-hand. This assessment will be the vehicle to get this committee started. Mayor Krampitz thanked the members for their attendance. Councilwoman Scoville was interested in the transportation aspect of the study and asked if the assessment would look at transportation issues as it affects the business park. Mr. Leahy responded that the initial meetings would be set up to identify what the important issues are and transportation could be one of them. Councilman Sekorski said that he was interested in the prioritization process

because he was sure a dozen items could be developed quickly. Mr. Leahy stated that in the time frame allotted, a realistic approach would be not more than six issues.

Councilman Sekorski also wanted to ensure that the plan of development was used and he was told that they look at that when they begin. Councilman Goodwin echoed the importance of the plan of development being used. Mayor Krampitz thanked all three guests and told them the town was looking forward to the coming months.

5. Liaison Reports – Councilwoman Scoville reported that the Library is putting estimates together for the repairing the roof and will hopefully be ready for our August agenda. Library Director Lynn White is working on a grant to deal with doors that have some fire code issues and she has been working with Anthony Lorenzetti, Town Engineer, on this project. There have been some excellent summer programs for the children being held at the library. An internet user policy was also adopted by the Library Board. Councilman Sekorski had no report. Councilman Goodwin reported that the Human Services Commission held their annual Family Night on June 6th. A lot of effort was put into organizing all of the groups that participate and Councilman Goodwin hopes the attendance increases. Several seminars were held including a seniors AARP driver's workshop, health, and identity theft. The Parks and Recreation Commission have met to deal with covering the summer programs with the retirement of our director. The playground program was kept in place and the Mayor made arrangements with Paul Denis to oversee that program in addition to his other duties. A letter was sent to the chairman informing her that the process can begin to start the search for a new director. EDC met and they have a firm offer on lot #18 in Phase 3. The Waterwheel Committee will be demolishing the remaining structures but must await DEP approval so as to not jeopardize funding. The Beautification Committee will be working with \$3,000 to work on the area where the Belonick building was located. Councilwoman Murawski reported that the Police Commission is taking steps for the installation of School Zone signs in the area of the new high school. The newest police hire, Ken Kolpa, had been injured at the academy and is scheduled to begin again this week. They will also be continuing their screening for an additional officer. The Housing Authority began replacing kitchen cabinets at Gosinski Park. The BOE lowered the number of credits needed for graduation from 25 to 23. There had been a grant that required us to have 25 for graduation but the grant no longer exists. The sports pay-to-play policy was adopted which is \$50 per sport with a limit of \$200 per family. Councilman Zagurski reported that the Public Works highway department installed new drainage at various sections of Scott Rd. and Ives Ln. The crew has been mowing, sweeping, patching pot holes and doing rain storm related work. They installed new curbing and re-claimed Benedict St., Emmett St., Crescent St., Timothy Rd., and sections of Scott Rd. A 10-wheeled 2007 dump truck was also delivered. The Director of Public Works met with FEMA regarding April damage and completed the reimbursement paperwork. He also attended Canal St. Project, BRRFOC, and various land-use meetings. GASB34 information was submitted to the auditor. Worked with PZC on new subdivision standards and CRCOG bidding procedures were utilized for snow removal. There were 8 demolition, 4 tire, 39 miscellaneous and 21 right of way permits issued. Metal reimbursement for May was \$3,404.80 and June was \$2,641.90. School Building Committee reported the new high school is on schedule and bids are being prepared for the old high school to be renovated. Tank replacement was needed at Fisher, the old high school, Prospect and Main St. The bids were opened and

the State grant is for 70% and it appears to do all four schools, the town will have to come up with another \$50,000 to replace all of the tanks. The Board of Fire Commissioners reported that the tower truck passed inspection and all other trucks had pump and engine tests. The new brush truck should be delivered at the end of August. The Fire Department had 2 structure, 1 vehicle and 2 brush fires. There were 6 HAZMAT and 2 alarm calls.

6. Council Rules and Procedures – no action taken.
7. Resignations and Appointments – MOTION: Councilwoman Scoville moved to accept the resignation of Velma McConnell from the Plymouth Board of Education with regret. SECOND: Councilwoman Murawski. MOTION PASSED UNANIMOUSLY. MOTION: Councilwoman Murawski moved to accept the resignation of Salvatore Crispo from the Zoning Bd. of Appeals with regret. SECOND: Councilwoman Scoville. MOTION PASSED UNANIMOUSLY. MOTION: Councilman Sekorski moved to reappoint Richard Daponte to the Zoning Bd. of Appeals with a term to expire February 19, 2010. SECOND: Councilwoman Scoville. MOTION PASSED UNANIMOUSLY. MOTION: Councilman Goodwin moved to appoint Andre St. Laurent to the Human Services Commission with a term to expire October 1, 2008 to fill the vacancy of Tammie Cantalini. SECOND: Councilwoman Scoville. Councilman Goodwin was pleased with this appointment because he knew the Human Services Commission wanted to help the veterans and Mr. St. Laurent is involved with the American Legion and it is a good fit. MOTION PASSED UNANIMOUSLY.

8. Mayor's Report

- As we move into the summer clean up season, the Mayor claimed that her office had received several compliments concerning curb replacements, road paving, and sweeping of streets. She said it was always nice for residents to take the time to say thank you.
- It was our pleasure to host once again a Student Government Day and a tour for third graders of Town Hall.
- Mayor Krampitz walked the Canal Street Project area to monitor its progress.
- The Mayor attended the 60 th Anniversary of Lauretano Sign Group, read a certificate of appreciation in honor of their vested interest in our Town and congratulated them on their recent expansion.
- The Mayor attended both Memorial Day parade events, the Greater Bristol Chamber of Commerce's Business after hours event held at our Terryville Firehouse, and the Chamber's breakfast giving an update on the state of the Town.
- We began the application process for reimbursement of FEMA money due to flood damage. Mayor Krampitz said that not only can we submit applications for reimbursement for damage for mitigation of damaged areas but, FEMA has also taken applications from residents for damage.
- The Mayor organized a visible reminder to honor our servicemen and women here and abroad by adorning Baldwin Park trees with red, white and blue ribbons. This began on Sunday, June 10 with participation from the American Legion and continued with help from the Senior Citizens group, Boy Scouts, Cub Scouts, Plymouth Republican Women, Rotary and Chamber representatives. Gaye Zukauskas and the Village Florist provided the ribbons and Mayor Krampitz was

thankful for their donation. The Mayor also thanked Ann Baldwin for allowing the trees to be adorned. The Mayor was happy to say that patriotism was alive and well in our Town.

- Regarding the passage of the budget by the Town Council and transfers made by the Board of Finance in June, we are still accessing our figures regarding personnel. The Mayor reported that two staffing vacancies will be filled—the Parks & Rec. Director and the police officer.
- Mayor Krampitz stated that there are many steps that need to happen before the other structures can come down at the Waterwheel Park site. The Town will comply with all regulations to protect the environment and meet EPA and DEP concerns. Not only do we want to make this a beautiful park, but a safe one. As a result of a critical strategy session held on May 24 th, BL Companies, the selected design consultant, has prepared a draft scope of services. That document is now under review with a signing expected this month. Two years ago, Plymouth accepted an opportunity to join the Regional Brownsfield Partnership of West Central Connecticut. Membership to that organization has enabled the town to secure Phase I environmental studies funds, which are essential to attracting any other EPA or DEP monies in dealing with the known contamination issues in the project area. We have received \$10,000 to conduct Phase I assessments.
- Mayor Krampitz also added that with regard to the structures on the former Hart property adjacent to the waterwheel, RBP's consultant, which is now also the town's consultant, advised that ***DEP must authorize even limited demolition so as not to jeopardize potential project funding.*** That approval is being sought. To promote the awareness of this project, we are now selling "I Support the Waterwheel" caps and sweatshirts. These are available for sale at the Mayor's Office, band concerts and the Terryville Fair.
- On May 24 the Mayor hosted a first time ever event—a Commercial Broker Showcase. The Assessor, along with the Economic Development Consultant, and Economic Development Director and Mayor Krampitz, made presentations as to why businesses should settle here, especially in our Plymouth Business Park . After the presentations at Town Hall, all boarded a limo van donated by Wollenberg's TLC and toured from one end of town to the other narrating the rich history of Plymouth and its future, such as the new high school. Mayor Krampitz thanked Tom Wollenberg for the limousine. We ended in the Plymouth Business Park at Kevin Lacilla's company, DAWG, Inc., with a personal tour highlighting why he loves his location. This event realized a lot of positive interest in Plymouth just before, during and after. A deposit on lot #18 in the Plymouth Business Park has been received. Evaluation forms from that day were filled with enthusiasm and comments like "It was great to see the administration's positive attitude towards development and it was nice to see and hear from existing businesses." Another positive that day was the announcement from Northeast Utilities of a \$5000. energy assistance grant to new businesses locating in the park.
- We have had an unannounced inspection from OSHA and will be addressing any deficiencies that they point out.
- Mayor Krampitz is organizing a Farmers' Market for Wednesday afternoons this

- summer to be held at Main Street School parking lot. More information to follow.
- The Town's second annual celebration of Connecticut Family Day will be Saturday, Sept. 8 at 4 p.m. There will be more information available on our website.
9. Take action to refund property taxes to: Shauna Watlington \$494.51; Louis Ferrucci \$14.87 – MOTION: Councilwoman Scoville moved to refund property taxes as presented. SECOND: Councilwoman Murawski. MOTION PASSED UNANIMOUSLY.
10. Discuss and take action to adopt Tax Incentive Committee's Tax Abatement Resolution and Grant Resolution –

Mayor Krampitz introduced William Kuehn, Director of Planning, who gave a brief history of the proposal that the Tax Incentive Committee received. The committee thought the most useful money it could recommend was the \$6,000 relocation grant to move manufacturing equipment.

MOTION: Councilwoman Scoville moved the following resolution:

WHEREAS, The Woodmill, LLC will be doing business at 25 Gear Drive within the Plymouth Business Park ; and

WHEREAS, The Woodmill, LLC, has requested financial assistance to help relocate manufacturing equipment from Naugatuck , CT to the site; and

WHEREAS, the Tax Incentive Committee has determined that the applicant meets the policy criteria and has recommended financial assistance as a development incentive.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF PLYMOUTH TOWN COUNCIL:

That the Mayor be and is hereby authorized to enter into an agreement with The Woodmill LLC for the provision of a grant in the amount \$6,000 from the Economic Development Fund to assist in the relocation of manufacturing equipment to 25 Gear Drive .

SECOND: Councilwoman Murawski. Councilman Goodwin asked if there was an amount of time that Woodmill would have to stay in town as a stipulation to the grant or the money be returned. Mr. Kuehn answered it was five years per the policy. MOTION PASSED UNANIMOUSLY.

Mr. Kuehn gave a brief history of the proposal of E.S. Metal Fabrications. This company does a lot of government work especially in the area of armored plating for vehicles. The tax abatement is for the new addition and the abatement is based on the most recent estimate. The owner has recently purchased equipment worth \$750,000. It is a boost to the town in taxes and jobs.

MOTION: Councilman Goodwin moved the following resolution:

WHEREAS, E.S. Metal Fabrications, Inc. owns the property at 11 Allread Drive within the Business Park; and

WHEREAS, E.S. Metal Fabrications, Inc. has requested financial assistance to construct a 5,400 sq. ft. addition to the existing 15,720 sq. ft. facility; and

WHEREAS, the Tax Incentive Committee has determined that the applicant meets the

policy criteria and has recommended a tax abatement as a development incentive.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF PLYMOUTH TOWN COUNCIL:

That the Mayor be and is hereby authorized to enter into a tax abatement agreement with E.S. Metal Fabrications, Inc. for a fifty (50%) percent abatement of real property for a three year period applicable to the 5,400 sq. ft. addition; and that the fifty (50%) tax abatement shall take affect on the grand list of the first day of October following the issuance of a certificate of occupancy.

SECOND: Councilman Sekorski. MOTION PASSED UNANIMOUSLY.

11. Discuss and take action concerning proposed Public Works Commission Ordinance – Mayor Krampitz noted that legal review has now taken place on the proposed ordinances as discussed this year by the Town Council. The timeline would be a public hearing must be at least five days out. After the hearing is held, the Town Council would take final action to amend and/or adopt. If adopted, the Town Clerk would publish in the newspaper within ten days of final passage, then the ordinance becomes effective on the 21 st day after such publication. Councilman Zagurski asked for clarification in Sec. 2-212 Organization pertaining to “staff to the commission shall be appointed by the Mayor” and wanted to know if that was with Town Council approval. The Mayor told him that it was not because that would include the minutes clerk and personnel that the Mayor is normally responsible to hire. Councilman Sekorski stated that he was on the fence about this ordinance because he was concerned that some issues that may be brought to this commission would be more appropriately handled by the Public Works Director and his staff.

MOTION: Councilwoman Scoville moved to send this proposed ordinance to public hearing.

Chapter 2 Administration

ARTICLE VII PUBLIC WORKS COMMISSION

Sec. 2-111 Public Works Commission Established

Pursuant to the authority granted by the Connecticut General Statutes, as amended, and the Town Charter, there is hereby established a Public Works Commission with all the powers and duties specified in this Article.

Sec. 2-112 Composition, Appointment, Terms, Compensation

The Public Works Commission shall consist of five (5) regular members and two (2) alternate members, all of whom shall be electors of the Town of Plymouth holding no salaried town office. No elector shall be appointed a member of the Commission who has a contract, or is a partner of a partnership or an officer, majority shareholder or majority owner of a corporation or other business entity which has a contract, to undertake

construction project, or provide consulting services with respect to such project, if such project will require review, inspection, formal recommendations or contract award by the Town's Public Works Department or its staff or employees. If such a disqualifying contract arises with respect to a sitting member of the Commission, such member shall promptly resign from the Commission. Regular and alternate members shall be appointed by the Mayor with the approval of the Town Council. Each regular or alternate member shall serve for a term of three (3) years or until such member's successor is appointed and qualified, provided that with respect to the initial appointment of regular members, two (2) members will be appointed for a term of three (3) years, two (2) members will be appointed for a term of two (2) years, and one (1) member will be appointed for one (1) year. The Mayor may remove any member of the Commission for cause. Any vacancy arising for any reason whatsoever shall be filled for the unexpired term in the manner of original appointment. The members of the Commission shall receive no compensation for their services as such but shall be reimbursed for their necessary expenses incurred in the performance of their official duties, subject to budgetary limitations.

Sec. 2-112 Organization Within a period of thirty (30) days after the appointment of the original members of the Commission, the regular members shall meet and elect a Chairman and Vice Chairman from among the membership, and shall adopt rules of procedure for the governance of its meetings. Staff to the Commission shall be appointed by the Mayor in accordance with the provisions of the Town Charter. The Commission may request through the Mayor the assistance of legal counsel and may request through the Director of Public Works the assistance of such other consultant services as may be necessary or desirable for the performance of its duties and in the exercise of its powers, subject to budgetary limitations.

Sec. 2-114 Meetings, Quorum, Action The Commission shall meet at least monthly at such times and places as the Commission may determine. Three members shall constitute a quorum of the Commission. Action by the Commission shall be taken only on the majority vote of all its members.

Sec. 2-115 Alternate Members Alternate members shall not participate in any election of officers of the Commission. In all other matters, in case of an inability to act because of absence, sickness or self-interest on the part of any member of the Commission, that member's place shall be taken by an alternate member designated by the Chairman of the Commission.

Sec. 2-114 Duties

- The Commission shall offer guidance in the operations of the Public Works Department through the Director of Public Works. The Public Works Director will continue to be answerable only to the Mayor. The Commission shall be available to assist with the preparation of the proposed annual budget for the Public Works Department and shall make its recommendation with respect thereto; shall review, and as it determines appropriate comment on, expenditures by the Public Works Department; and shall assist in the preparation of long-term plans with respect to

the Town's public works needs.

- The Commission shall make an annual report to the Town Council at its scheduled December meeting regarding the organization, operations, management and control of the Public Works Department. The Commission shall offer as it determines appropriate its advice to the Town Council on planning, construction, reconstruction, installation, operation and maintenance of public works.
- With the assistance of the Public Works Director, the Commission shall develop and update draft policies with respect to the operations of the Public Works Department and submit the same to the Mayor for review and possible implementation. At the request of the Mayor, and with the assistance of the Public Works Director, the Commission shall develop and update rules and regulations with respect to the operation and use of public works and improvements (other than Town school buildings) and submit the same to the Mayor for review and possible implementation.

Sec. 2-116 Appropriations In the performance of its duties and in the exercise of its powers aforesaid, the Commission shall not incur any expenses or obligate the Town to pay any expense in excess of the funds appropriated by the Town for such purpose.

SECOND: Councilman Goodwin. MOTION PASSED UNANIMOUSLY.

12. Discuss and take action concerning proposed Historic Property Commission Ordinance – Mayor Krampitz informed the Town Council that after legal review there was a slight addition and it does not change the purpose or the intent of this proposed ordinance. At the end of Sec. 2-101, the study committee would have to be terminated and this is a common procedure. Councilman Sekorski wondered if this commission was mentioned in the ten year plan of development. Mayor Krampitz answered that this is a result of CLG funding and more historic properties that we can obtain after the commission is in place. MOTION: Councilman Goodwin moved to send this proposed ordinance to public hearing.

ARTICLE VI HISTORIC PROPERTIES COMMISSION

Sec. 2-101 Historic Properties Commission Established; Historic Property Study Committee Terminated To promote the educational, cultural, economic and general welfare of the public through the preservation and protection of the distinctive characteristics of individual buildings and places associated with the history of or indicative of a period or style of architecture of the Town of Plymouth and the development of appropriate settings for such buildings and places, pursuant to the authority granted by Part II of Chapter 97a of the Connecticut General Statutes (Sections 7-147(p) *et seq.*), as amended, and the Town Charter, there is hereby established a Historic Properties Commission with all the powers and duties specified in this Article. The Historic Property Study Committee established by the Town Council with respect to the property described in Section 2-108 is hereby terminated.

Sec. 2-102 Composition, Appointment, Terms, Compensation The Historic Properties Commission shall consist of five (5) regular members and three (3) alternate members, all

of whom shall be electors of the Town of Plymouth holding no salaried town office. Regular and alternate members shall be appointed by the Mayor with the approval of the Town Council. Each regular or alternate member shall serve for a term of five (5) years or until such member's successor is appointed and qualified, provided that with respect to the initial appointment of regular members, one (1) member will be appointed for a term of five (5) years, one (1) member will be appointed for a term of four (4) years, one (1) member will be appointed for a term of three (3) years, one (1) member will be appointed for a term of two (2) years and one (1) member will be appointed for a term of one (1) year. The Mayor may remove any member of the Commission for cause. Any vacancy arising for any reason whatsoever shall be filled for the unexpired term in the manner of original appointment. The members of the Commission shall receive no compensation for their services as such but shall be reimbursed for their necessary expenses incurred in the performance of their official duties, subject to budgetary limitations.

Sec. 2-103 Organization Within a period of thirty (30) days after the appointment of the original members of the Commission, the regular members shall meet and elect a Chairman, a Vice Chairman and a Clerk from among the membership, and shall adopt rules of procedure for the governance of its meetings. Staff to the Commission shall be appointed by the Mayor in accordance with the provisions of the Town Charter. The Commission may request through the Mayor the assistance of legal counsel and of such other clerical or technical assistance or consultant services as may be necessary or desirable for the performance of its duties and the exercise of its powers, subject to budgetary limitations.

Sec. 2-104 Meetings, Quorum, Action The Commission shall meet at such times and places as the Commission may determine. Three members shall constitute a quorum of the Commission. Action by the Commission shall be taken only on the majority vote of the members voting at a meeting at which quorum is present.

Sec. 2-105 Alternate Members Alternate members shall not participate in any election of officers of the Commission. In all other matters, in case of an inability to act because of absence, sickness or self-interest on the part of any member of the Commission, that member's place shall be taken by an alternate member designated by the Chairman of the Commission.

Sec. 2-106 Powers and Duties The Commission shall have such powers and duties, shall perform such functions and shall be subject to such limitations as shall be provided with respect to historic properties commissions by Section 7-147r or other applicable provisions of the Connecticut General Statutes, as they may be amended from time to time.

Sec. 2-107 Appropriations In the performance of its duties and in the exercise of its powers aforesaid, the Commission shall not incur any expenses or obligate the Town to pay any expense in excess of the funds appropriated by the Town for such purpose. The Commission may accept money gifts on behalf of the Town in furtherance of the performance of its duties and the exercise of its powers and expend the same for such

purposes, subject to the provisions of the Town Charter.

Sec. 2-108 Designation of Historic Property In accordance with the provisions of Part II of Chapter 97a of the Connecticut General Statutes (Sections 7-147(p) *et seq.*), as amended, the following property is hereby determined to be and designated as a historic property in the Town of Plymouth, within the meaning of said provisions of the Connecticut General Statutes:

The Terryville Water Wheel historic property at 262 Main Street , Terryville as described in a deed recorded in Volume 188, pg. 402 of the Plymouth Land Records, and including all land described in such deed and all of the buildings, structures and appurtenances thereon, and bounded as follows:

All that certain piece or parcel of land located in the Village of Terryville, Town of Plymouth, County of Litchfield and State of Connecticut, shown on a map entitled, “Plan of Land in Plymouth, Conn. Owned by Harry J. Kirkwood Scale 1 in. = 10 ft. OCT. 28, 19 55 Adrian Matthews, Surveyor”, which map is on file in the Land Records in the Town of Plymouth. Said parcel is bounded and described as follows: Commencing at an iron pin in the northerly line of Main Street as shown on said map, which point marks the southwesterly corner of the within described parcel; thence running 47.75 feet along land now or formerly of Harry J. Kirkwood to a point in a stone wall; thence turning and running 14.45 feet along land of said Kirkwood to a drill hole at the base of a wall; thence turning and running along face of said wall a distance of 34.5 feet to a point; thence turning and continuing along the face of the wall a distance of 6.5 feet to a point; thence turning and running 3.0 feet to an iron pin in the northerly line of Main Street; thence running 21.0 feet to the point and place of beginning.

SECOND: Councilman Sekorski. MOTION PASSED UNANIMOUSLY.

13. Discuss and take action concerning proposed Local Vendor Preference Ordinance – Mayor Krampitz noted that one word was left out of sec. 2-121, the word “not” was left out before the word “exceeding”.

Councilman Zagurski commented about sec. 2-122 (b) from “one year” through “by the Mayor”. The Councilman thought it would be clearer to say who the person was instead of letting it be named by the Mayor. He also thought the form could be included in the bid package. Mayor Krampitz indicated that businesses change hands or constantly change something and this was a mechanism to keep this information up to date. The Mayor asked Anthony Lorenzetti, Public Works Director, to comment and he added that depending on each bid would determine the person responsible and he would also like to see the form in the bid package. The Mayor said that could be part of the policy to include it in the bid package and Mr. Lorenzetti agreed. Councilwoman Scoville asked about sec. 2-125 (b) and wanted to know if the town has ever gone out to bid for attorneys, physicians, architects or appraisers or those types of services. The Mayor explained that those services go out for RFQs.

MOTION: Councilman Sekorski moved to send this proposed ordinance to public

hearing.

Chapter 2 Administration

ARTICLE VIII LOCAL VENDOR PREFERENCE

Sec. 2-121 Local Vendor Preference Program Established Pursuant to the authority granted by the Connecticut General Statutes, as amended, and the Town Charter, there is hereby established a local vendor preference program for the award of all bids and quotes exceeding \$500,000 submitted for purchases pursuant to a request for competitive bids or quotes for a contract or purchase not excluded by Sec. 2-125.

Sec. 2-122 Qualified and Registered Local Vendor As used in this Article, the term “qualified and registered local vendor” means:

- a vendor who maintains a principal place of business located within the limits of the Town of Plymouth by occupying real property in which to conduct such business or by paying *ad valorem* taxes on business property to the Town of Plymouth ,
- which vendor has filed with Office of the Mayor a properly completed local vendor registration form as described in Sec. 2-123, which form was filed within one (1) year of the date of submission of the applicable bid or quote and has been approved by the person delegated such authority by the Mayor.

Evidence of the maintenance of a principal place of business located within the Town of Plymouth may include the ownership or long-term lease of real estate from which the principal place of business is operated or the payment of property taxes on the personal property of the business to be used in the performance of the bid.

Sec. 2-123 Local Vendor Registration Form The Mayor shall have prepared a local vendor registration form and shall have it made available upon request to all local businesses.

Sec. 2-124 Lowest Responsible Bidders Notwithstanding any provision in a request for competitive bids or quotes regarding the award of the contract to the lowest responsible bidder:

- For all bids and quotes submitted for purchases subject to the provisions of this Article, any qualified and registered local vendor which meets all other requirements for the award of the contract, and which has submitted a bid or quote not more than five percent (5%) higher than the lowest qualified bid or quote, shall be awarded the contract provided such qualified and registered local vendor agrees to accept the award at the same price as the lowest qualified bid or quote received.
- If more than one qualified and registered local vendor has submitted a bid or quote not more than five percent (5%) higher than the lowest qualified bid or quote, the

award shall be made to the qualified and registered local vendor that submitted the lowest bid or quote.

Sec. 2-125 Nonapplicability to Certain Contracts The provisions of this Article shall not apply:

- to the purchase of surety bonds and insurance,
- to contracts for professional services with attorneys, physicians, architects, appraisers or other professionals where the services contracted for are primarily advisory or consultant,
- to purchases made through the State of Connecticut for materials and commodities conforming to specifications of the State of Connecticut ,
- to cooperative purchasing arrangement between or among the Town of Plymouth and other municipalities or the State of Connecticut , or
- where the preference created by this Article would violate any local, state and/or federal law or regulation, or any existing contracts.

SECOND: Councilman Zagurski. MOTION PASSED UNANIMOUSLY.

14. Discuss and take action concerning proposed Sidewalk Ordinance – Mayor Krampitz stated that the Town Council received a letter from Attorney Gillette who was doing the legal review. Councilman Zagurski said that the letter explained a lot of reasons why the Town should not have the ordinance but he was still in favor of it. Councilwoman Murawski stated that she would like to know more about his recommendation to amend the subdivision regulation. Councilman Goodwin asked if the PZC had a copy of this letter and the Mayor said that the Town Council was the first to see this and appropriately so. Councilman Goodwin stated that he would like the PZC to look at this legal opinion and then have both groups put our thoughts together before we move forward on this one. Councilman Sekorski said that the goal was to redirect money in lieu of sidewalks to continue with sidewalk connectivity. He did not think the ordinance as written really did that and suggested that the Mayor review this with the staff to make this more succinct. MOTION: Councilwoman Scoville moved to refer this ordinance back to staff for more investigation. SECOND: Councilman Goodwin. MOTION PASSED UNANIMOUSLY.
15. Take action to schedule a Public Hearing for proposed ordinances – MOTION: Councilwoman Scoville moved to set public hearing for August 14, 2007 for ordinances in the Community Room at 6:30 p.m. SECOND: Councilwoman Murawski. MOTION PASSED UNANIMOUSLY.
16. Discuss and take action to schedule a Special Town Meeting for Fall Mt. road paving and culvert bridge project - The Mayor said that the Town Council had an approval letter dated May 4, 2007 from USDA Rural Development awarding us \$791,000 in grant funds and \$1,067,000 in low interest loans for the paving and repairs to the culvert bridge in the Fall Mt. Area of the Town for the extension of the water project. These were not in the original project. The loan portion is scheduled for repayment over a period of thirty years for planning purposes a 4.125 percent interest rate is used which provides for an annual payment of \$62,655. However, the town may choose a payment schedule that results in a cost savings over the term of the loan \$35,567 in principal for 29 years plus accrued

interest to be paid annually. The comptroller along with the Board of Finance will determine the best payment plan for the Town. MOTION: Councilwoman Scoville moved to recommend an appropriation of \$1,858,000 to the Board of Finance made up of USDA grants and loans for Fall Mt. road paving and culvert bridge repair and schedule a Special Town Meeting for Thursday, July 26, 2007 at 7:00 p.m. in the Town Hall Community Room to vote on said appropriation. SECOND: Councilwoman Murawski. Councilman Sekorski asked if the comptroller was going to be available for the Special Town Meeting because many of the questions will be about how this process works because this will not cost us what is reflected but will become part of the adjusted annual budget. The Mayor answered that the comptroller would be at the meeting. Councilman Goodwin asked if the appropriation was enough to pave all of the roads that were disturbed by the water project and the public works director told him that it was. Don Souza, 50 Eastview Rd. – stated that they are entering into a lake management plan and that the town's efforts to improve drainage will fit into their efforts and help their water quality. Brian Barnes, 23 Fall Mt. Terrace – stated that they have been working with Mr. Lorenzetti and with Bristol because of developments in their town to improve drainage in the entire area. MOTION PASSED UNANIMOUSLY.

17. Public Comment – Melanie Church, 328 Main St. – read a statement about blight that she claimed was related to Town Council activities in 2003. MOTION: Councilwoman Scoville moved to recess at 8:30 p.m. SECOND: Councilwoman Murawski. MOTION PASSED UNANIMOUSLY. BACK IN OPEN SESSION AT 8:38 p.m.
18. Other Business – MOTION: Councilwoman Scoville moved to discuss the OSHA visit to the Town of Plymouth. SECOND: Councilman Sekorski. MOTION PASSED UNANIMOUSLY. Councilwoman Scoville asked what OSHA did when they came to town. The Mayor said that they did an inspection at every facility that we have. Councilman Sekorski asked if other staff were involved and the Mayor told him that staff from various departments were made available so that they could complete their assessment. MOTION: Councilwoman Scoville moved to discuss placing the blight ordinance on the August agenda. SECOND: Councilman Zagurski. MOTION PASSED UNANIMOUSLY. Mayor Krampitz reminded the Town Council of the memo they had received. Councilwoman Scoville was concerned about the 75 day time frame to take action otherwise the list is automatically accepted. Councilman Goodwin stated that because of a pending lawsuit, it should be in executive session. Mayor Krampitz reminded the Town Council that they had already tabled the item until August. The Mayor also noted that the meeting would still fall under the 75 day limit. Councilman Sekorski said that the issue is bigger than the ordinance itself and he wanted to utilize any legal ability as a Town Council to do the right thing. Councilman Goodwin stated that the bottom line is that the property gets cleaned up. Last year the list went by with all the same names on it and no one blinked an eye at it. This year, everyone is up in arms.
19. Adjournment – MOTION: Councilwoman Scoville moved to adjourn the meeting at 8:46 p.m. SECOND: Councilwoman Murawski. MOTION PASSED UNANIMOUSLY.

Submitted by: David M. Denis, Council Clerk