

1. The Special Meeting of the Town of Plymouth Town Council, November 10, 2008 was called to order at 7:02 p.m. by Mayor Vin Festa in the Assembly Room, Town Hall. In attendance: Councilwoman Jacqui Denski, Councilman Peter Giancesini, Councilwoman Jeannine Jandreau, Councilwoman DiAnna Schenkel, Councilman David Sekorski, Mayor Vin Festa, Robin Gudeczauskas, Council Clerk and Sal Vitrano, Town Attorney.
2. Fire Exits – Noted for the record
3. Pledge of Allegiance
4. Council Rules and Procedures
5. Public Comments on Non Agenda Items
6. Mayor's Report – Correspondence/Discussion Compact
Compact trailer for transfer station, \$45,360 – authorized the Public Works Director to enter a requisition in order to purchase a trailer at a cost not to exceed \$45,360. Currently have two trailers and one is inappropriate and unable to use due to condition and refused permission to bring refuge to station in Bristol; need to replace with new one. Tony Lorenzetti stated it has been ordered and should be in in a few weeks; ordered through vendor who honored bid put together previously for use trailer and have not gone to new because these trailers are specially made for design of our hopper at the transfer station.

Web Site, posting of meetings/minutes – have been notified by General Assembly of law requiring mandate for information on public agency website. We must put all minutes of all meetings on web sites as well as agendas and difficult process for many towns since. We have a part time web person who works only half days on Friday and has developed notice to boards and commissions on getting information to her via email at home and will work from home to get info on web site so we are in compliance with FOI. Some communities have closed down websites since they could not afford the increase in putting information on. There are communities challenging this legislation and asking legislator to repeal. Keith Golnik, 46 Orchard Street, in order to meet requirement of FOI only certain things in minutes such as motion and votes taken need to go on and is it possible those minutes can be posted quickly and follow up done with detailed minutes later. Town Clerk in Rocky Hill, as well as Litchfield, Harwinton/ Burlington, came up with a system to scan minutes and get to servers and you can contact them for information. Mayor Festa stated this involves more than minutes such as schedule of meetings and special meetings to post which is almost impossible for one person to post.

FOI Complaint Resolution – resident in Gosinski Park put in complaint against the Town Council, Plymouth Housing Authority and individuals; and the present issue is it took over 49 days to gather information required because of many different components and facets of request made by the individual. FOI finding is respondent Town Council shall provide non-exempt requested records to persons requesting them in a proper many and should do so properly. There were no fines in this FOI. If something is requested of any particular agency within the town whether it be a board or commission, the material should be available at their particular site must be there and be present or be in the Town Clerk's office so that the Town Clerk can record the requested information and forward it

to the individual in a timely manner.

CHART Breakfast meeting – Parent company for universal health care (Connecticut Health Advancement and Research Trust) is holding a breakfast for municipalities and businesses at Aqua Turf. Anyone interested in attending the cost for individual contribution is \$50 per ticket.

Plymouth VNA update – have closed as of October 31st; each and every patient were properly cared for and presented with a letter and list of particular agencies in town and surrounding communities to select an agency for home health care; a number of home health aides are serving other agencies and one nurse is looking for employment. Have not received final report from Greater Bristol VNA and we will finish billing within the next month.

Human Services Department – This department is still in effect with LeeAnn Meyers, Director. She is holding clinics associated with VNA such as podiatry, senior clinics for AARP driving courses, vaccines and recently flu and B12 shots. The public will find publications in local newspapers indicating what she is doing for seniors and community services from birth to seniors.

Waterwheel Park update – buildings have been demolished and land being cleared; cannot go into soil and cannot take foundations out of the soil. The agency doing demolition will clean up at ground level to make appearance look better. Moving forward with BL to come in for next phase and looking at BJ Tool to do environmental and will then come forward to decide if going ahead to secure that piece.

Contract Negotiations – still in process of negotiating with 3 units and as soon as they are finished, have a meeting next week scheduled with UAW for two of those and an arbitration in December for the third and hopefully finish contract before end up in arbitration.

Beautification Committee Award – presented to Pete and Steve from Beautification Committee for all their work in Pequabuck transforming area to lovely site. Have been hearing good things are forthcoming in process of expanding their effort in Pequabuck in work on O/Z Gedney building area around it.

Terry Endowment Fund, Waterbury Hospital – have not received reports from them in a while but received correspondence stating a resident went to Waterbury Hospital for service and was told no funds were available from the Terry Fund; a fund set up by Mr. Terry in honor of wife who passed away. This couple (Terry's) were without children; a giving couple concerned on health and welfare and need of health care. He willed his estate to Waterbury Hospital as a trust for purpose of taking care of people in need from Thomaston area and the Town of Plymouth. A report was requested in essence looking into situation for care of people who come into the hospital from our town and services provided. A breakdown of care from 10/1/07 to 09/30/08 and a number of write offs/ free care granted to Thomaston residents was 3 in the amount of \$162,000; and free care to

Terryville and Plymouth residents was 4 in amount of \$4,369 to a total of 7 people from both communities or \$166,000. The Fund balance as of 10/01/07 was \$701,453; Endowment Fund Balance of \$572,139. Checklist for financial assistance will be handled through LeeAnn Meyers who is taking care of process so no one falls thorough cracks.

Collection of Back Taxes Update – in process of moving forward and the Board of Finance requested the Mayor work hand in hand with the Tax Collector for plan of action and in process; working with the Town Attorney's office; Ted Scheidel is working with the Tax Collector every afternoon, money is coming in from back taxes and moving with tax sales as well to recoup \$1.6million due to the town in back taxes.

7. Appointments/Resignations:

- a. To appoint Mrs. Barbara Moran to the Library Board of Directors to fill a vacancy, term to expire 11/9/09.

MOTION: To appoint Mrs. Barbara Moran to the Library Board of Directors to fill a vacancy, term to expire 11/9/09 by Councilwoman Jandreau; second Councilwoman Denski. Discussion: Councilwoman Denski stated she met Mrs. Moran a few weeks ago and her enthusiasm will be a great addition to the Board. Vote: unanimous.

- b. To appoint Mr. Gerry Bourbonniere to the Board of Education to fill a vacancy, term to expire 11/3/09.

MOTION: To appoint Mr. Gerry Bourbonniere to the Board of Education to fill a vacancy, term to expire 11/3/09 by Councilman Sekorski; second Councilwoman Schenkel. Discussion: Councilwoman Jandreau stated her pleasure to see him go on the BOE and he is very involved, upbeat and a great guy. Councilwoman Schenkel stated she worked with Gerry on Plymouth Education Partnership and he was in charge of finances of that group and did a wonderful job. Councilwoman Denski stated she had many conversations with him and he has wonderful ideas and thoughts. Vote: unanimous.

- c. To appoint Mr. Carl Johnson as a regular member of the Planning and Zoning Commission; term to expire 2/19/2010

MOTION: To appoint Mr. Carl Johnson as a regular member of the Planning and Zoning Commission; term to expire 2/19/2010 by Councilwoman Jandreau; second Councilwoman Schenkel. Discussion: Councilwoman Jandreau stated she is liaison to P&Z and pleased to have him there and glad moving to regular member as he never misses a meeting and brings a lot to that commission. Councilman Ganesini stated he seconds Councilwoman Jandreau's views. Vote: unanimous.

- d. To appoint Mr. Robert Brown as an alternate member of the Planning and Zoning Commission; term to expire 2/19/2010

MOTION: To appoint Mr. Robert Brown as an alternate member of the Planning and Zoning Commission; term to expire 2/19/2010 by Councilwoman Jandreau; second Councilman Sekorski. Discussion: Councilwoman Jandreau gave explanation that Mr.

Brown was a regular member but because of his work schedule he could not make meetings and these motions are exchanging members; Councilwoman Schenkel stated this is good as she would hate to lose Mr. Brown's experience. Vote: unanimous.

e. To appoint Mr. Thomas Zagurski to the Board of Fire Commissioners; term to expire on 11/4/2011

MOTION: To appoint Mr. Thomas Zagurski to the Board of Fire Commissioners; term to expire on 11/4/2011 by Councilwoman Jandreau; second Councilwoman Denski. Discussion: Councilwoman Jandreau stated she is happy to finally have Tom on there and we all know him, great guy, who works hard and nice addition to that commission. Councilwoman Denski stated he is very involved everywhere you go in town. Councilman Giancesini stated he has been a proven asset to the community in the past, now and will be and firmly agree with this appointment. Vote: unanimous.

f. To accept the resignation of Mr. Henry R. Poulin as a member of the Board of Directors of the Plymouth Volunteer Ambulance Corps

MOTION: To accept the resignation of Mr. Henry R. Poulin as a member of the Board of Directors of the Plymouth Volunteer Ambulance Corps by Councilwoman Jandreau with regret; second Councilman Sekorski and the vote unanimous

8. Take Action to Refund property taxes: Michael Szoldra, \$79.46; DCFS Trust, \$229.69; Chase Man Auto Fin Corp, \$555.35; Michael Kazlowski, \$34.62; Thomas Akers, \$82.17; Everett Thompson, \$12.64; Toyota Motor Credit Corp., \$66.34; Bud Behlin Leasing Inc, \$307.66; David Gorack, \$426.60; George or Pamela Dunlap, \$7.74; Toyota Motor Credit Corp, \$132.41

MOTION: To Refund property taxes: Michael Szoldra, \$79.46; DCFS Trust, \$229.69; Chase Man Auto Fin Corp, \$555.35; Michael Kazlowski, \$34.62; Thomas Akers, \$82.17; Everett Thompson, \$12.64; Toyota Motor Credit Corp., \$66.34; Bud Behlin Leasing Inc, \$307.66; David Gorack, \$426.60; George or Pamela Dunlap, \$7.74; Toyota Motor Credit Corp, \$132.41 by Councilwoman Jandreau; second Councilwoman Schenkel and the vote unanimous.

9. . To Approve The Contract Between the Town of Plymouth and WMC Consulting Engineers for the Design of the South Main Street Project

MOTION: To Approve The Contract Between the Town of Plymouth and WMC Consulting Engineers for the Design of the South Main Street Project with the understanding the Department of Transportation supports the Town/Consultant agreement subject to final discussion and resolution of the hourly rates, by Councilwoman Jandreau; second Councilwoman Schenkel. Discussion: Tony Lorenzetti stated for clarification, the DOT had sent approval letter recommending adding some things to the scope of the contract, and because certain time frame involved from beginning of negotiations to signing of contract negotiation, the consultant had revised rates they submitted to the State and the State is reviewing. The contract before the Council is highest. Councilwoman Jandreau stated the Council has discussed Garber's corner before; Mr. Lorenzetti noted a few months ago an agreement was approved by Council on State/Town funding of the project. Agreement tonight is a consulting engineer/town agreement. Some things are standard forms of contract and the state has certain ways they like to do it. This appropriation was put aside and in terms of project it goes back to

Donna Warkowski's term. Scope of project reviewed noting this project had been on the improvement program for the region for years and we cannot exchange this project for one you chose. Project location is East Washington Road to a few hundred feet past Mr. Garber's house for realignment of road, acquisition of real estate. House will be torn down and the State will be involved with Mr. Garber on that real estate negotiation. The consultant will do a preliminary design which will show impacts and show impact to take that home. The State Right of Way group will negotiate a fair price with Mr. Garber. Councilman Sekorski stated his point to Tony's point is you cannot switch projects and some other road projects will need proposals put together and submitting for tip list. If we do not do this project we will lose it and the Town should get it done while the opportunity is there. Tony stated in terms of finance the cost to the town is 80% federal, 10% state and 10% local. The town will fund the design and the state will reimburse that. The price of the house is not under design; there is a rights phase, design phase and construction phase. The house would be under the rights phase. Vote: unanimous.

10. To Adopt the Resolution to Allow the Mayor to Enter into a Memorandum of Agreement between the State of Connecticut, Department of Emergency Management and Homeland Security and the Town of Plymouth

MOTION: To Adopt the Resolution to allow the Mayor to enter into a Memorandum of Agreement between the State of Connecticut, Department of Emergency Management and Homeland Security and the Town of Plymouth by Councilwoman Jandreau; second Councilwoman Denski. Reading of Resolution into record by Councilwoman Schenkel: "RESOLVED, that the Plymouth Town Council may enter into with and deliver to the State of Connecticut Department of Emergency Management and Homeland Security any and all documents which it deems to be necessary or appropriate; and FURTHER RESOLVED, that Vincent Festa Jr., as Chairman of Plymouth Town Council, is authorized and directed to execute and deliver any and all documents on behalf of the Plymouth Town Council and to do and perform all acts and things which he deems to be necessary or appropriate to carry out the terms of such documents, including but not limited to, executing and delivering all agreements and documents contemplated by such documents. The undersigned further certifies that Vincent Festa, Jr. now holds the office of Mayor and that he has held that office since November

11,2007." Discussion on Resolution for the Motion: Mayor Festa stated to bring up to date, this is a yearly procedure done through Homeland Security and should be done. The Town just learned that our ATV rescue vehicle purchased in 2007 was allowed to come under current funding and reimburse town had for over \$9900 that we did not secure fortunately we have secured that and the completion of Fall Mountain firehouse generator and in discussions with the State Department of Homeland Security we have additional amount of money of \$24,000 to apply toward other homeland security material. This has been good for the town. Vote: unanimous.

11. . Council Liaison Reports

- a. Councilman Giancesini – reviewed attended Planning & Zoning meetings, School Building meeting, WPCA, Inland Wetlands and nothing out of the ordinary except the last Inland Wetland confusion with large attendance and people thought they would address use of property and not happy with neighbors. The people were told they would need to make complaint with Planning and Zoning; a lot feel that what lots are

assessed at is too high rate and similar sized lots were assessed at about 30% less and had problems with ground water and since a water problem they thought Inland Wetlands could change assessment. They were told only the Board of Assessment Appeals can make change.

b. Councilwoman Jandreau – referenced Planning & Zoning letter to Council on School Building Committee; ZBA; Inland Wetlands; Housing Authority; Fire Commission meetings were all regular stuff; Public Works Director report read into record.

c. Councilwoman Schenkel – BOF discussed what the Mayor talked about in his report on assistance by the Administrative Assistant to the Tax Collector on back tax collection; BOF meeting with BOE in with discussion on negotiations and members invited to attend to see impact on budget.

d. Councilman Sekorski – regarding Ambulance Corps, he believes with Mr. Poulin's resignation there will be two vacancies and if anyone is interested in being a Council appointed member of the PVAC Board of Directors; Mayor Festa stated there is only one vacancy.

e. Councilwoman Denski – no Parks and Recreation this month; BOE reviewed; Library Board update.

f. Councilwoman Jandreau – Charter Revision, attended meetings and not many from public were there; Town Manager from Plainville and Coventry gave presentation at meeting and very informative.

Mayor Festa noted artwork in hallway from children doing after school program.

12. Public Comments

a. Keith Golnik, 46 Orchard Street – on November 30th the Plymouth Historical Society will host a holiday open house with special guests.

13. Council Comments

a. Councilwoman Schenkel stated it is wonderful to see pink ribbons in front of town hall, having lost several family members to breast cancer she is glad the administration recognized that for women.

b. Councilman Giancesini – noted FOI requirement on web; it is a symptom of disease of people in Hartford; towns are getting into severe budgetary problems and now forced to spend money on things marginally of use to public.

c. Councilman Sekorski – regarding dispute on sidewalks because Building Committee is charged by Town Council and he asked that the Mayor initiate conversations and get resolved. Discussion held.

14. Adjournment

MOTION: To adjourn by Councilwoman Jandreau; second Councilwoman Denski and the vote unanimous.

Meeting adjourned at 7:53 p.m

Respectfully submitted,

Robin Gudczauskas, Council Clerk