

Town of Plymouth
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Terryville, CT 06786
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Plymouth Town Council
Telephone: (860) 585-4001
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Minutes

May 3, 2011

Call to Order: Mayor Vincent Festa, Jr., called the scheduled May 3, 2011, Plymouth Town Council Meeting to order at 7:03 p.m., in the Community Room, Town Hall.

Roll Call: Present were Mayor Vincent Festa, Jr., Town Councilman Martin Sandshaw, Town Councilwoman DiAnna Schenkel, Town Councilman David Sekorski, Town Councilman John Wunsch, and Town Councilman Tom Zagurski. Also in attendance was Salvatore Vitrano-Town Attorney.

Fire Exits Notification

Mayor Festa made note of the Fire Exits for the Plymouth Town Council and the Public Audience.

Pledge of Allegiance

Mayor Festa led the Plymouth Town Council and the Public Audience in the Pledge of Allegiance.

Acceptance of Minutes of Town Council Special Meeting, 3-29-11, Town Council Regular Meeting of 4-5-11, Town Council Special Meeting, 4-11-11

Town Councilwoman Schenkel made a motion, seconded by Town Councilman Wunsch, to accept the Town Council Special Meeting March 29, 2011, Minutes as presented.

Town Councilman Sandshaw stated that he did not believe he was the Councilman who made the statement regarding the firehouses on page 21, paragraph six; it was noted that the Acting Recording Secretary would listen to the recording tape.

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Acceptance of Minutes Cont'd.

Town Councilman Wunsch stated that he withdrew his second to the motion; Town Councilwoman Schenkel stated that she would withdrawal her motion to accept the Town Council Special Meeting Minutes until the recording tape was checked.

Town Councilwoman Schenkel made a motion, seconded by Town Councilman Sandshaw, to table the Town Council Special Meeting March 29, 2011, Minutes until the Acting Recording Secretary checks the recording tape for identity of the Town Councilperson making the previously discussed motion on page 21, paragraph six. This motion was approved unanimously.

Town Councilman Sekorski made a motion, seconded by Town Councilman Wunsch, to accept the Town Council Meeting April 5, 2011, Minutes as presented. This motion was approved unanimously.

Town Councilman Sekorski made a motion, seconded by Town Councilwoman Schenkel, to accept the Town Council Special April 11, 2011, (Joint Budget Meeting) Minutes as presented. This motion was approved unanimously.

Council Rules and Procedures

No report.

Public Comment on Non-Agenda Items

Vincent Klimas, 5 Coral Drive, Terryville, formally requested the last four year General Management letters from the Town Auditors, clarifying it was not the Audit cover letter or the audit itself.

Melanie Church, 328 Main Street, Terryville, stated that she wanted to remind the Mayor that she had asked for the same document last year that V. Klimas had asked for and she was told she could not have it because she forgot the girls name from Blum and Shapiro and that it was only for the eyes of the Council and the Board of Finance and Town Officials.

Mayor Festa stated that as a correction for the record this evening, M. Church did not receive the Town Auditor's General Management letter because it had not yet been distributed to the Town Council and the Board of Finance at the time of her request.

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Public Comment on Non-Agenda Items Cont'd.

Pattie DeHuff, 20 Lynn Avenue, Terryville, stated that she had read in today's paper that the Board of Finance was not setting the mill rate until we know what the State is going to do and how much money they will be giving to us and she would like to draw the Council and the Mayor's attention to page 39 of the Town Charter, Chapter VII, Section 3b, Annual Budget Referendum and read the last sentence into the record. P. DeHuff stated that she wanted to make sure that the voice of the people has been heard and not silenced by a delay.

Mayor Festa stated that the Chairman of the Board of Finance has been notified of the need for a meeting, which will take place shortly.

Ralph Zovich, (Board of Finance Chairman), 4 Knight Lane, Terryville, stated that the Board was concerned because the Town was in unchartered waters and that the State could further reduce our revenue, noting that 625,000.00 loss this year, noting that loss of revenue was unprecedented. R. Zovich stated that the only reason the Town has a 6.5 mill increase pending was because of the loss in revenue and that there had been no increase in spending on the Town's or the Board of Education's side. R. Zovich stated that the legal question existed was that if the State cuts us even further what options do we have.

R. Zovich stated that the tax bills needed to be printed by June and mailed out, however there was no finite time table specified in Chapter VII, Section 3b (which P. DeHuff quoted).

R. Zovich stated that they had no intention of wanting to set a higher mill rate, but that we needed to know what our options were and since the budget process was finished early this year, they felt that this would be a prudent time to research the issue.

R. Zovich stated that in the future the Town may be faced with this situation where a budget is passed and then later on the State and the General Assembly cuts the Town's funding so we need to know what our options are and that was the reason for the delay.

P. DeHuff stated that she wanted to make it clear that the Charter does not say the word "after" as Mr. Zovich had stated, it says "at the time when the budget is adopted the Board of Finance shall file the same with the Town Clerk and shall also fix the tax rate in mills."

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Mayor's Report

Mayor Festa stated that he had a Connecticut Water report on the North Street reservoir and that copies were available in the Mayor's Office.

Mayor Festa stated that he had received STEAP Grant notification noting the grant was good for one to two years and that the Town would be making application this coming year to continue with the Streetscape Program.

Mayor Festa stated that the earlier mill rate discussion (under Public Comment) would be addressed at a forthcoming meeting with the Board of Finance, the Director of Finance, Legal Counsel, and himself.

Tax Collector Linda Hood retired April 30, 2011. He further stated that L. Hood's replacement, Ana Legassey, had been doing an excellent job and that it had been a smooth transition.

Mayor Festa stated that L. Hood had graciously provided her services to set the transition into motion.

Mayor Festa stated that the slabs were being removed at the Waterwheel Park, noting that a drywell had been located below them.

Mayor Festa stated that additional contamination, which had been found, was not covered under the \$250,000.00 grant. Mayor Festa stated that the Town was moving forward to talk with the Valley Cog representatives and the EPA at the Federal Level to see what the situation was exactly. He further stated that when the information was received it would be reported to the Town Council and the Historic Property Commission.

Mayor Festa noted that a rumor was publically being circulated which implied that an employee who works in the Town's Public Works Department had a relative (with the same last name) who had been awarded the State Contract occurring at Garber's Corner (reconfiguring the road). He further stated that the rumor was totally false.

Mayor Festa stated that contract had been awarded to the Schultz Corporation (lowest bidder) in the amount of \$926,980.00, on March 2, 2011. (Mayor Festa stated that this information had been included in the Town Council's packets). Mayor Festa stated that the bids had been sealed, conducted by the State and opened by the State, not the Town of Plymouth or the Town of Plymouth Public Works Department.

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Mayor's Report Cont'd.

Mayor Festa requested that the rumormongers get their facts straight, noting that they were only hurting the Community and people within the Community.

Mayor Festa stated that there was an Emergency Homeowner's Relief Program (which had been include in the Town Council's packets) and that the telephone number had also been included on the Town's website. Mayor Festa stated that this Program was for individuals who might be having difficulties paying their mortgage and/or facing foreclosure on their properties.

Mayor Festa stated that a section of the State Statutes (referencing 2006) had been inadvertently overlooked when the Blight Code Enforcement Ordinance had been formulated.

He further stated that this issue would be resolved within the next week and that the Town would then be able to move forward once this glitch had been taken of and was in place.

Refund the following property taxes: Toyota Motor Credit Corporation, \$374.09; DCFS Trust, \$131.09, \$122.84; Brandi or Derick Greene, \$24.68; Alexium Leasing Company, \$95.88; Randy A. Blanchette, \$145.30; Susan Zalaski, \$110.26

Town Councilman Zagurski made a motion, seconded by Town Councilman Sekorski, to approve the tax refund of \$374.09 to the Toyota Motor Credit Corporation. This motion was approved unanimously.

Town Councilwoman Schenkel made a motion, seconded by Town Councilman Zagurski, to approve the tax refund of \$131.09 and \$122.84, to the DCFS Trust. This motion was approved unanimously.

Town Councilman Sekorski made a motion, seconded by Town Councilman Zagurski, to approve the tax refund of \$24.68 to Brandi or Derick Greener. This motion was approved unanimously.

Town Councilman Sandshaw made a motion, seconded by Town Councilman Zagurski, to approve the tax refund of \$95.88 to the Alexium Leasing Company. This motion was approved unanimously.

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Refund Property Taxes Cont'd.

Town Councilman Wunsch made a motion, seconded by Town Councilwoman Schenkel, to approve the tax refund of \$145.30 to Randy A. Blanchette. This motion was approved unanimously.

Town Councilman Wunsch made a motion, seconded by Town Councilman Zagurski, to approve the tax refund of \$110.26 to Susan Zalaski. This motion was approved unanimously.

Appointments and Resignations

Letter of request from Planning and Zoning to remove John Huria from the Commission, to appoint Anthony Orsini to the Public Works Ad Hoc Committee, to appoint Allen Yaro to the Public Works Ad Hoc Committee, to accept the resignation of Scott Gray from the Inland/Wetland Commission

Mayor Festa stated that numerous attempts had been made, including a couple of telephone calls he made himself, to contact John Huria regarding his membership in the Planning and Zoning Commission. He further stated that the Town/Commission had not heard back from J. Huria and that the Commission had requested his removal based on his lack of attendance.

Town Councilman Zagurski made a motion, seconded by Town Councilman Sekorski, to remove John Huria as an Alternate member from the Planning and Zoning Commission.

When questioned by Town Councilman Sekorski, Mayor Festa stated that under the Rules and Regulations governing all Boards and Commissions, the Town Council had the authority to remove J. Huria for lack of attendance and non-response to the letters and telephone calls, which had been made to contact him.

Town Councilwoman Schenkel requested a letter be sent to John Huria explaining the Council's decision for removal.

Town Councilman Zagurski made a motion, seconded by Town Councilwoman Schenkel, to appoint Anthony Orsini to the Public Works Ad Hoc Committee. Vote: Town Councilman Sandshaw/yes, Town Councilwoman Schenkel/yes, Town Councilman Sekorski/abstained, Town Councilman Wunsch/yes and Town Councilman Zagurski/yes, motion passed.

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Appointments and Resignations Cont'd.

Mayor Festa stated that he had been in contact with Allen Yaro regarding his appointment to the Public Works Ad Hoc Committee and noted that A. Yaro did not meet the requirements to serve on the Committee.

He further stated that A. Yaro would be registering to vote in the Town of Plymouth, tomorrow, noting that his name would be brought before the Council again in June.

Town Councilwoman Schenkel made a motion, seconded by Town Councilman Sandshaw, to table the appointment of Allen Yaro to the Public Works Ad Hoc Committee. This motion was approved unanimously.

Town Councilman Zagurski made a motion, seconded by Town Councilwoman Schenkel to accept the resignation of Scott Gray, with regret, from the Inland/Wetland Commission.

When questioned by Town Councilman Zagurski, Mayor Festa stated that S. Gray had submitted a letter of resignation, not a request for a leave of absence.

To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Assistant Chief

Ann Tuleja, (Chairwoman Plymouth Police Commission) 383 Allen Town Road, stated that the Plymouth Commission had voted to have her come before the Council to talk about an interim Acting Assistant Chief for the Police Department. A. Tuleja stated that the Captain had retired in December 2010 and that recently the Department had received notice from two long-standing Sergeants who had provided three weeks notice prior to their resignation. A. Tuleja stated that they were trying to fill the empty positions from the present rank and file that they had started the Sergeants' exam process, noting that the Department was left without an Administrator. A. Tuleja stated that the Police Commission wanted to begin with an interim person who would be contracted for two years, who would be experienced and know the job, and would stabilize the Police Department on an Administrative level and would be second to the Chief.

A. Tuleja stated that the person would not be hired, only contracted and that would allow time for the current rank and file to be able to know what the job description was, the general order and know what the requirements of the job would be. She further stated that the job description would be different from the previous job description.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

A. Tuleja stated that the Police Department now had a multifaceted department; noting that there was now a Detective Division (seven years) and SRO, K-9 Control Handler and an Animal Control Officer that would require a different type of leadership role than what was previously needed for the Department.

A. Tuleja stated that the Police Commission had sought and received authorization from the Mayor to move ahead with this request. A. Tuleja stated that during the two-year time period the current rank and file would come to know what the job description required and that it was the Police Commission's intention to have them in this Administrative job. She further stated that this request was not an attempt to keep the Department Sergeant's away from having the job; it was an attempt to ensure that the Sergeant's were prepared for the job.

A. Tuleja stated that being a Consulting Service position the Town would not have to provide the person with benefits, but have them be able to have rank within the Department.

A. Tuleja stated that the position would be an Assistant Acting Chief because the Police Commission had no intentions to fill that Administration job with that title, it was only an interim acting position for two years.

Town Councilman Sandshaw questioned if Consulting Services was an outside agency who would bring in a qualified name.

A. Tuleja stated that it was a person that would be hired on as a Consultant who would have rank and would meet post standard and have certain qualifications to be able to come into the Police Department.

When questioned by Town Councilman Sandshaw, A. Tuleja stated that the person would be a Consultant that would consult for the position with a two-year contract. She further stated that the person would hold rank within the Department and would be the second in charge and that at the end of two years the person would not be hired.

A. Tuleja stated that the person would have the knowledge and skills (referencing the job description under Knowledge Skills and Abilities) and that this person was a Police Officer who had served as a Captain and had held rank within a Police Department and would know the job from that experience/background.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

A. Tuleja stated that it was being handled under the Consulting Service because they did not want to set precedence to have this as a position that they would fill. They couldn't call it Lieutenant or Captain because that would be the position that they would be filing in the future.

When questioned by Town Councilman Sandshaw, A. Tuleja stated that the position would be paid for with the Captain's salary of (approximately) \$69463.92 and that they would be going to the Board of Finance and requesting that the position be paid from that salary item, not to exceed that salary, and that by having a Consultant, the Town would not be paying any benefits for the position.

When questioned by Town Councilman Sandshaw, A. Tuleja stated that since this would be an Administrative position, there would be no overtime involved.

Town Councilman Wunsch questioned what this person would be doing that the current Chief of Police could not do, herself. Clarifying the question, Town Councilman Wunsch questioned what this person would do to set up for the rank members coming; he did not understand the process.

A. Tuleja stated that this person/position, as the previous second in command did, would be running the day to day operations, internal investigations, policies and procedures and General Orders. She further stated that when she came on board with the Police Commission, seven years ago, some of the General Orders had not been updated since the 1980's. A. Tuleja stated that there were still policies and procedures that need to be examined and continually overhauled. A. Tuleja stated that this person would be responsible for overseeing the Sergeants and ensure that they were doing rank and file the way they are supposed to.

Chief Karen Krasicky, 80 Main Street, Terryville, stated that this was a second in command position and that this position has been filled for 30 plus years. She further stated that this person would come in the qualifications that could be found in the job description. Chief Krasicky stated that at the present time, there were no certified Firearm Instructors within the rank and file and that this person was certified.

Chief Krasicky stated that the Department has three Police Officers within the rank and file that want to be Firearm Instructors and that they would be groomed in school for the certification.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

Chief Krasicky stated that at the present time there was no one handling the training records, which the second in command has always handled. Chief Krasicky stated that the Police Officers have to be recertified in training for 50 hours every three years. She further stated that the second in command was responsible for the day-to-day operations. Chief Krasicky stated that she oversees the Police Department and the management of the Police Department. She further stated that the second in command oversees the three shifts and reports to the Chief of Police and that they work together as a team. Chief Krasicky stated that the second in command works in conjunction with the Chief of Police (as a team effort) on the General Orders and Policies and Procedures. She further stated that in the past, this did not happen and that she had to do them on her own. Chief Krasicky stated that there would now be two people working together and that the Department would be getting the expertise of the second in command person.

When questioned by Town Councilman Wunsch, Chief Krasicky stated that the Captain, who has since retired, was doing the training.

Town Councilman Wunsch questioned if there was anyone within the ranks that could handle this work.

A. Tuleja stated that the Department presently has three Sergeants with less than two years in their positions as Sergeants. She further stated that the Captain had been doing the training while he was here, prior to his retirement.

A. Tuleja stated that the Police Commission felt as though they needed an experienced person to show the Police Officers the ropes and that the Department needed to be stabilized because they have lost three top Administrators. She further stated that they were trying to consolidate and unify the Police Department, noting that no one anticipated the retirements to occur so quickly.

Town Councilwoman Schenkel questioned where the applicants were to be drawn from.

A. Tuleja stated that the Police Commission already had a person in mind, and that they had to go through the post standards, Administrator Board, follow through with the testing, and that there was certain criteria to follow. She further stated that this person has already established himself as to who they were and that the Police Commission felt the need because of the two top Sergeants leaving a huge void with short notice.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

Town Councilwoman Schenkel questioned what the motivation was for this person to invest their knowledge and their training in these younger Sergeants if he wouldn't be hired at the end of the two years.

A. Tuleja stated that this knows what the deal would be going in and that they either accept it or not. She further cited the example of the Acting Chief in the Town of Wolcott who went in and stabilized their Police Department. A. Tuleja stated that he knew what to do and that there were people out there who want to come in establish what they need to, create whatever bond they need to, and would have the skills to consolidate the Police Department, noting that had been one of her questions as well.

Town Councilwoman Schenkel stated that Chief Krasicky does invest her time and effort in the Police force, including mentoring and providing guidance where ever she could, and that she does not want the impression to be given that Chief Krasicky was not doing anything.

Chief Krasicky stated that the other Police Associations would agree that at this point in time, she was doing more work than she should be. She further stated that she was not complaining and would do whatever it takes to get the work completed and that she was a team player who puts her heart and soul in this Community. Chief Krasicky stated that she took this job seriously when she came on board and that the second in command was there for a reason, noting that he has to oversee and account for the Sergeants, as well as oversee that the shifts were operating correctly.

Chief Krasicky stated that she has her own management duties to follow through on and noted that there was a current COPS Grant being offered and that there was a small window to complete it. She further stated that she has had to work on it on her day off (yesterday) for three hours on her own time. Chief Krasicky stated that she does a lot of work at home, noting she has no problem with that, because she can't complete the work in her office because of interruptions and the extra workload she was carrying due to the loss of Administrative personnel.

Chief Krasicky stated that the Department needs an individual who would be experienced and would know what would be expected of him and could teach the new Sergeants how to be a Manager. She further stated that they would have to test for the position and that they would have a lot of expertise and credentials, which in turn would make the Department and the Community a better place.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

A. Tuleja stated that the entire Police Commission wanted to keep the job within the rank and file and that they do want the current Sergeants to know that, however because of the small amount of time they have had as Sergeants, they were not ready for the position at this time. A. Tuleja stated that the Police Commission wanted the person to stay in the position for a long time, not just two or three years, and noted that there would be security for them because they would be leaving the Union for an Administrative position. A. Tuleja stated that it was imperative that the Police Commission, within the next six months, looks at that second in the command, the Captain and/or Lieutenant, or whatever anyone determines what the Department needs because while the General Order and job description say it's a Captain, the contract says it's a Lieutenant. She further stated that as a Commission, they have to make a decision and put it out there so that they will be prepared to know what their responsibilities were going to be and they would have two years to prepare themselves to either want that job and take on that responsibility or not.

Town Councilman Zagurski questioned if the Commission had thought about an off-shift type of position because right now there were two Sergeants on the first shift and one on second.

A. Tuleja stated that the Detective Sergeant was for the Detective Division for second and third shift and that the first shift was being run by a Shift Supervisor who gets paid for as a Sergeant. She further stated that some of the duties can't be handled by that person so they have to go to the Detective Sergeant and have paperwork signed off or second/third shift Sergeant, so the first shift actually doesn't have a Sergeant, only the Shift Supervisor. A. Tuleja stated that it was really different because they had not gone through the Sergeant training and not prepared/cannot sign off on some of the paperwork and this was the reason that the Commission pushed to have the Sergeant exam and have had people apply within the Department and to get those two positions up and working so we do get a first shift Sergeant there because the Commission was worried about that. A. Tuleja stated that people (Shift Supervisors) were bringing paperwork to a Shift Sergeant at his home and had to pay them to sign the paperwork and that sometimes that was two or three times on a shift.

Chief Krasicky stated that this situation was reoccurring now because the Department was short Sergeants so overtime was being paid out because of this situation. She further stated that when she was available she signed the paperwork

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

A. Tuleja stated that the three Sergeants that were here now had really shown a lot of leadership and responsibilities and had stepped up to the plate in a lot of ways. Noting a recent illness of Chief Krasicky, A. Tuleja stated that one of the Sergeants had pinned a new Police Officer graduate in her absence, knowing that she was so sick. She further stated that another Sergeant went with Chief Krasicky to look at the cars and that they had schedules to do that a Sergeant had left it and that they were all picking up a lot of the extra work. A. Tuleja stated that this shows we do have the leadership capacity with the Department and that the Commission was proud of them.

Town Councilman Zagurski stated that when he approved the Sergeant position for the Detectives he had asked if that Sergeant could take over in the absence of a Sergeant and that he had been told that he could. He further questioned if the Commission was now saying that this person was only in charge of one person, one Detective.

A. Tuleja stated that he was a working Detective, not just in charge of the Sergeants. She further stated that he actually works as a Sergeant and signs paperwork when he is available and further, that he had volunteered to pick up some of the slack so she was not telling anyone that he was there to do that, but he was not the First Shift Sergeant. A. Tuleja stated that a Shift Supervisor who gets Sergeant pay was filling the first Shift Sergeant position. She further noted that when the Commission came to the Town Council there were shifts that were not manned by a Sergeant. A. Tuleja stated that Town Councilman Zagurski had known her for a long time and that in all honesty she did not mean to deceive anyone present at this evenings meeting. She further stated that Town Councilman Zagurski could have gotten it wrong or she could have said it wrong, but that it was not her intent to deceive anyone.

Town Councilman Zagurski stated that he had known A. Tuleja for a long time and that he also knew she would not have purposely mislead or deceived him.

Town Councilman Zagurski stated that the job description was a good one and that it had been written nicely.

Town Councilman Zagurski questioned who would be involved in the interview process, what the pay scale would be and who would determine the terms to hire this person.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

A. Tuleja stated that if the Town Council approves this position the Police Commission would go to the Board of Finance and speak to them about the finances and ask them about the Consultant because that was the way the Commission wanted to see it handled. She further stated that then the Mayor would go into the contract process and that an Administrative Board would be formed with one Certified Officer, and an Administrator from the Town. A. Tuleja Stated that she would like to serve on that Board because as a Police Commissioner and Chairman she wanted to be certain that her questions would be addressed and be bridged by this person. A. Tuleja stated that they would all like to ask questions as would be done in any interview process.

Chief Krasicky stated the test had certain standards and that this would be a Certified Police Officer and that the individual would have to take a post standard required oral board with at least one certified individual and another individual being left to the discretion of the Town or City. She further stated that the individual would have to take a psychological evaluation, polygraph, background investigation, physical and drug screening. Chief Krasicky stated that the individual would not have to take a written examination of the Cooper Standard (physical agility) and that he/she would be following the same process as any Certified Officer in a Management position.

A. Tuleja stated that the Commission felt (very strongly) that that the Police Chief should have some weight in this matter because she has to work side-by-side with that person and the Commission would like to see some togetherness and get along for the common good of the Department. She further stated that the Chief should be able to pick the person and then the Oral Board should be able to interview that person.

Town Councilman Sekorski questioned if the following statement was correct: that there was a vacancy at an Administrative level and that the Police Commission felt as if we don't have qualified people to fill the position.

A. Tuleja stated that the Police Commission felt that the person had to be more than qualified; they also had to have been in a Supervisory position for a long enough period of time.

When questioned by Town Councilman Sekorski, A. Tuleja stated that the current Sergeant's qualifications did not meet the General Order.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

When questioned by Town Councilman Sekorski, Chief Krasicky stated that POST was an acronym for Police Officer's Standard of Training.

When questioned by Town Councilman Sekorski if anyone was eligible on the force to apply for the position, Chief Krasicky stated that under the current job description there was no one eligible and therefore did not meet the required qualifications.

When questioned by Town Councilman Sekorski, Chief Krasicky stated that this practice was not a new concept and had been utilized by other communities. She further stated that she believed the contract drawn up with the individual would reflect the terms in the job description; however she felt the Mayor would know the correct answer.

Mayor Festa stated that the job description would indicate the responsibilities, role and function of the position. He further stated that the hours and benefits, etc., would be standard and outlined in the contract so that there would be no going back to say there had been a misunderstanding as to what the benefits and obligations were. Mayor Festa stated that the Town had similar contracts, such as this one, in the past and that were very specific to the individual and particular job that they were filling.

When questioned by Town Councilman Sekorski, Chief Krasicky stated that the position was non-Union position and that this person was replacing the previous Administrator who also was non-Union. She further stated that the Union had no say in this Administrative position.

Town Councilman Zagurski stated that the thing that was most troubling to him was that it was calling out for Assistant Chief and that he doesn't like that term, but he understands why they did it that way.

A. Tuleja stated that it was "Acting" Assistant Chief, it had to have rank and that it was an interim and acting position. She further stated that the Police Commission had no intentions of having an Assistant Chief to fill those shoes and that she wanted to make sure that was very clear to everyone. A. Tuleja stated that the Commission had full intent to be working on the job description within the next six months for Captain or Lieutenant, whatever way the Commission wants to go in conjunction with the Administration to work on that so that will be our rank.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

Ann Tuleja stated that they would not be hiring an Assistant Chief when the contract was finished for this Town. She further stated that they would be hiring a Lieutenant or a Captain, but that they had to stay away from using those words because that is what they would be working on. A. Tuleja stated that the contract was written as a Lieutenant and that the job description and general orders had it written as a Captain, so they really had no choice. She further stated that she had told the Commission that they shouldn't be worried about what they called the position, they should be concerned with what it is, noting that she knows people are careful what they call her so as not to insult, i.e. Chairwoman, Chairperson, etc. A. Tuleja stated that they had to call it something so they decided on Acting Assistant Chief.

Chief Krasicky stated that it had to be a bona fide rank within a Police Department because the person would be signing paperwork, legal documents, etc.

Vincent Klimas, 5 Coral Drive, Terryville, stated that he was confused about the relationship and that he had heard interim, consultant services and contract employment position, noting that they were all very different. V. Klimas questioned who would be liable for errors, omissions and lawsuits and the Council needs to clearly define the position.

A. Tuleja stated that they would like to see an Acting Assistant Chief position with a contract (that extends) would for a Certified Officer. She further stated that the Commission wanted to speak to the Board of Finance for doing it under a Contract Service line item for a Certified Police Officer and that she felt they would be responsible.

When questioned if this person would be a Town employee, Town Councilwoman Schenkel stated that the person would be a contracted employee.

Melanie Church, 328 Main Street, Terryville, read the paragraph "Knowledge, Skills and Abilities" from the distributed job description (attached) and stated that to her you are looking to hire someone for two years. M. Church stated that when this Chief came on she knew it was a working job, when our last Chief left because he abruptly got sick the Captain took over and he was called Acting Chief which is a position that this piece ended up getting and taking so the word Acting is no big deal and the word Chief. What scares her with this is you can't put Acting Captain or Acting Lieutenant while because he is going to be doing that job and its no different than when we hired her.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

Melanie Church stated that she believes two years is too long because number one when you are going to train somebody that person should be put in as a Captain or Lieutenant and these are your duties. M. Church stated that now if they want this man to come in as a Consultant he can come in as a Training Consultant and train the person and probably within a year we could have a Captain or a Lieutenant. She further stated that the only department that got an increase was the Police Department, they got 2/10th's of a mill or percent and the increase was 2/10th increase in their budget and we don't even know where their overtime is at this point. M. Church stated that she didn't feel we actually need to hire somebody for two years and to put it out now after the budget, the Captain has been gone since December, why all of a sudden after we wrote on a budget is this being brought forward and to her this was a way of finagling with the budget some more. M. Church stated that there was an Officer sitting in contingency for when they hire for the Police Officer with the dog. And you as a Council, from her understanding at that meeting, had done away with that and that you weren't looking to backfill that position but the money is sitting in contingency. M. Church read more of the working description and duties into the record and stated to her the Chief should have the ability to train one of our Officers or whoever takes that position to be the Captain or the Lieutenant and that's how you work as a team. M. Church stated that means she's capable of training and if you check back in one of the Police Commission meetings someone had asked if there was somebody trained as far as the shooting and she said yes there was and people have known for months that these Sergeants were leaving. Melanie Church stated that you know that's just going to be some officers needing to curb this and get this department back in order and be able to get in and speak to the Chief and we need to have more hours there for her, less out in the public and more here in the office she believes she could do this job and train this new person. M. Church stated that to take and to keep having these Consultants come in costs money and when somebody mentions liability we as a Town is liable, are they going to carry their own insurance if they make a mistake or is the Town just liable. M. Church, you know supposively Max was unqualified of handling this job or Captain.

Town Councilwoman Schenkel called for Point of Order.

M. Church apologized for using a name, and that the former Chief and there were complaints that they weren't doing their job, but she can tell you one thing that when she wanted to get in there at least they were there.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

Melanie Church stated that she thinks those are the important things and that is the only way of getting this Police Department back together. M. Church stated that you talk to even the new Officers they don't know when she is in or when she is out.

Town Councilwoman called for Point of Order.

A. Tuleja stated that it wasn't any business of the Chief's Police Officers as to what she was doing. She further stated that she happened to be on the Interview Committee (as the Chairman) that looked for the Chief and that they had asked for a Community Police Chief and that she wanted to make that very clear. A. Tuleja stated that this was not an attack on the Police Chief and this doesn't have anything to do with the Police Chief. A. Tuleja stated that the Police Commission has continually asked the Police Chief (for the past seven years) to be a Community Police Chief because that's what the Community wanted; they wanted a bridge. A. Tuleja stated that the Community did not want the Police Chief and the Captain being off when the Terryville Fair was in Town and noted that the Fair was the biggest event the Town holds. She further stated that the Community wanted to see the Chief and the Captain walking around the Fair greeting people and being there and ensuring that it works and operates properly. A. Tuleja stated that this issue was not about the Chief and her responsibilities because that was governed by the Police Commission and further, that the Police Commission was very happy with that because they were the one's that set that in motion, that she become a Community Police Officer. A. Tuleja stated that the Community should be proud that the Town's Clergy came together to pay for a Police dog for the Police Department, noting that in the Town's history that had never happened for a Chief of the Police Department. A. Tuleja stated that this issue was not about the Chief and that she would stand on that. A. Tuleja stated that M. Church had no right to attack the Chief and decide whether she should be in her office or not, and that M. Church was not a Police Commissioner, she was a taxpayer and a citizen who was entitled to her opinion. A. Tuleja stated that she disagreed with M. Church regarding the time frame for the position being one year. She further stated that this was about a second in charge that had been in this Department for many years and that they were looking to replace, not add, not scam on a budget. A. Tuleja stated that they were able to save the Town five months on the Captain's position by not backfilling it right away, however now there were two Sergeants out.

A. Tuleja stated that she seriously disagrees that the Commission was trying to scam the budget. A. Tuleja stated that they hadn't done anything with the K-9 Control Handler and that further, that person hasn't even been picked.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

A. Tuleja stated that the Board of Finance had asked if the Police Commission would look into seeing if the position could be filled with someone from within the current Police force. A. Tuleja stated that she knew nothing about a contingency to backfill, but wanted everyone to know that she applauds the Board of Finance for having the vision that if the Department couldn't do it, that they would have the money waiting so that there would not go into deficit and that as a former Board of Finance member, she hated the word deficit. A. Tuleja stated that this wasn't about K-9 Control Handler, this wasn't about a budget scam or what the Chief should be doing. She further stated that the Police Commission monitors (for the past seven years) what the Chief does, what the Detectives do, what the Police Officers do (through Sergeant reports) and that monitor the School Resource Officer (SRO) and K-9 Control Handler does. A. Tuleja stated that in the future they would also monitor what the Animal Control Police Officer did because they had promised the Board of Finance that when they approved the Commission adding those positions that they would be getting the best bang for the buck. She further stated that as she stands here this evening, they were getting the most as previously promised. A. Tuleja stated that anyone who refutes that information was wrong and that again, this was not about the Chief of Police and that she would not stand for any public comment against the Chief of Police. A. Tuleja stated that we have to keep this meeting in order because this item was about getting a second in charge to run our Department.

Ralph Zovich, (Board of Finance Chairman), 4 Knight Lane, Terryville, stated that there was a \$69,000.00 line item in the current years budget that had not been expended since the Captain retired, as well as a \$69,000.00 line item for the Captain's salary put in for next years budget that was just passed at Referendum. R. Zovich stated that if were to decide to call this position Acting Interim Assistant Chief the Board of Finance would need would be a request from the Town Council, as the Legislative Body, to transfer the money from that line item to a Contract Services line item. He further stated that between the Mayor and the Town Attorney, the Board of Finance trusted that they had worked out all the terms and conditions of the contract to satisfy any concerns of the Council. He further stated that he agreed with V. Klimas, that the Town would have to identify this person because they were acting as the Town's Agent and that the person would then become the second in command. R. Zovich stated that it was a golden opportunity to bring someone in with a lot of experience and to share that knowledge and help train the younger fellows. He further stated that he applauds the Chief for bringing this request because this was how organizations grow, with new blood and new knowledge.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

R. Zovich stated that if it were decided to set the salary well over the \$69,000.00, it would have to have a supplemental appropriation, but at this point in time, it was a straight line item transfer.

Town Councilwoman Schenkel made a motion, seconded by Town Councilman Wunsch, to move the question.

Town Councilman Sekorski made a motion, seconded by Town Councilwoman Schenkel, to approve the request for the interim Acting Assistant Chief, along with the job description that was provided to the Council as recommended by the Police Commission. This motion was approved unanimously.

When questioned by Town Councilman Zagurski, Mayor Festa stated that the contracting (as previously questioned by V. Klimas) would be in the contract that would be provided.

Town Councilwoman Schenkel stated that this type of matter was done quite often in commerce and the marketplace and applauds the Police Commission for using it in this area and it was an excellent example of their expertise and what they bring to this Community.

To review and take action on request from Pan Am Systems, Inc. to remove an all tax liens.

Mayor Festa stated that the Town Attorney, Salvatore Vitrano, was present this evening to discuss this agenda item and noted that the information for the agenda item had been included in the Town Council packets.

Town Attorney, Salvatore Vitrano, 135 West Street, Bristol, stated that this agenda item issue relates to the parcel known as Lot No. 14, Block 089 on the Tax Assessor's Map 15, located on Canal Street, noting that it was a triangular sliver of property. He further stated that this particular lot had been owned by a railroad company (for at least the last 25 years). Attorney Vitrano stated that the reason the issue was before the Council this evening because there was approximately \$43,000.00 of outstanding tax liens against the property, despite the fact that the railroad company owned it. He further stated that the reason they were on the outstanding tax liens was because the tax bill were inadvertently being sent out to the Estate of John and Frank Faith.

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To discuss and take action on Police Commission request to approve description for Consulting Services for an interim Acting Asst. Chief Cont'd.

Attorney Vitrano stated that the Town was unsure as to why those names were on the property and that the property had not been officially noted and recognized as railroad properties. He further stated that the fact remains that the tax bills were generated and mailed out.

Attorney Vitrano stated that this issue recently came to the attention of the railroad because they had planned on selling the property and a title search turned up the liens.

Attorney Vitrano noted that Connecticut State Statute 12-255 stated that Municipalities could not tax on a real estate basis, railroad property, and therefore the Town had no right to place the tax liens on the property. S. Vitrano briefly discussed the history of the owners and the property.

Town Councilwoman Schenkel made a motion, seconded by Town Councilman Zagurski, that based on Connecticut State Statute 12-255, to authorize the removal any and all tax liens placed against Pan Am Systems, LLC, based on the Tax Assessor's Map 51 Block 089, Lot 14. This motion was approved unanimously.

To remove from table to discuss and take action on fee schedule as presented by Plymouth Fire Marshal's Office

Town Councilman Sekorski made a motion, seconded by Town Councilman Wunsch, to remove the item from the table. This motion was approved unanimously.

Mayor Festa stated that there was a fee schedule for plan review included in the Town Council's packets for this evenings meeting, noting that the Fire Marshal had told him that this was the correct version. He further stated that under the Fire Watch, he had current Fire Marshal rate of pay per hour at time and one half.

Town Councilman Sekorski made a motion, seconded by Town Councilman Wunsch, to approve the revised fee schedule that was provided this evening, noting that the changes were made for the charges for the Fire Watch which now specifically states that the current Fire Marshal rate per hour at time plus one half. This motion was approved unanimously.

Town Councilman Zagurski stated that he was still unhappy that we still don't have a good definition of a Fire Watch, but he was willing to go with this document. Mayor Festa stated that he could bring that notation back to the Fire Marshal.

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To remove from table to discuss and take action on fee schedule as presented by Plymouth Fire Marshal's Office Cont'd.

Town Councilman Zagurski stated that he did receive information from the Fire Marshal, but he wants a better definition, ie., when they do the Fire Watch, who needs a Fire Watch, who was responsible for saying when they get charged, etc.

Mayor Festa stated that the Fire Marshal had cited the example of when the new high school was opened and the alarms systems was not in working order and they had sports activities happening within the school, they had to post firemen in the halls in certain locations for a Fire Watch.

When questioned by Town Councilman Zagurski, Mayor Festa stated that the collected monies would be returned to Fire Department as a line item.

To review and take action on role and responsibilities of Public Works Ad Hoc Committee

Mayor Festa stated that the former Ordinance that had been passed and then rescinded, as well as questions and comments presented by Town Councilman Wunsch, had been included in the Town Council's packets for this evening.

Town Councilwoman Schenkel stated that she had been unaware that the Town Council was supposed to have given their thoughts on what the role and function of the Public Works Ad Committee would be and she did not prepare anything for this evenings meeting.

Town Councilwoman Schenkel stated that she would appreciate time in order that she be given the opportunity to make comments.

Mayor Festa stated that his office had sent out an email requesting a response to the agenda item.

Town Councilwoman Schenkel stated that she had not received the email and was disappointed that she did not have some comments prepared for the agenda item.

Town Councilman Wunsch made a motion, seconded by Town Councilman Zagurski, to table the review and action for the role and responsibility of the Public Works Ad Hoc Committee, until the next Regular Meeting of the Town Council. This motion was approved unanimously.

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To approve the following Resolutions:

1. Resolved that the Resolution entitled “Resolution appropriating \$19,500,000 for various Capital Improvement Projects (Phase I) and authorizing the issuance of \$19,500,000 bonds of the Town to meet said appropriation and pending the issuance thereof the making of temporary borrowings for such purpose” as introduced at the meeting of the Town Council held on April 12, 2011, and set forth in full in the minutes of said meeting be adopted

2. Resolved that the Resolution entitled “Resolution appropriating \$1,200,000 for construction of waterlines on Burr Road and Harwinton Avenue and authorizing the issuance of \$1,200,000 bonds of the Town to meet said appropriation and pending the issuance thereof the making of temporary borrowings for such purpose” as introduced a the meeting of the Town Council held on April 12, 2011 and set forth in full in the minutes of said meeting be adopted

Mayor Festa read the two (2) Resolutions (as shown above) into the record and noted that the Referendum would be held on June 21, 2011, including the times and how the ballot would read and be printed.

Town Councilman Wunsch made a motion, seconded by Town Councilwoman Schenkel, to introduce the Resolution providing for Referendum of Town Electors and qualified taxpayers, and that the full Resolution would be incorporated by the Acting Recording Secretary into the record.

At Town Councilman Sekorski’s request, Mayor Festa confirmed the purpose of the two (2) Resolutions and the scheduled date of the proposed Referendum.

Attorney Salvatore Vitrano recommended that the motion be made to approve the Resolutions number one and number two, under item 14 of the Town Council’s May 3, 2011 Agenda, and that once those were approved then the Council would move forward to approve the Resolution providing for the Referendum, which was provided to the Council.

Town Councilwoman Schenkel withdrew her second; Town Councilman Wunsch withdrew his motion.

Town Councilman Wunsch made a motion, seconded by Town Councilwoman Schenkel, to approve the Resolutions number one and number two, under item 14 of the Town Council’s May 3, 2011 Agenda. Discussion follows:

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To approve the following Resolutions Cont'd.

Vincent Klimas, 5 Coral Drive, Terryville, questioned Mayor Festa as to what the purpose of the Public Hearing was.

Mayor Festa stated that the purpose of the Public Hearing was to receive Public input.

V. Klimas stated that it seemed to him that Public input was to be discussed upon and questioned if it meant the Public talks and nothing happens.

Mayor Festa stated that there was discussion at four (4) past Public Hearings for which the Public was allowed to be heard and discussions transpired from those points forward on the part of the Town Council, and part of the Municipal Facilities Committee and the Capital Improvements Committee.

V. Klimas stated that he had chatted with the Chairman of the Municipal Facilities Committee and thought that they would hold a meeting last night (May 2, 2011) but none was held and questioned if there had been a meeting since the fourth Public Hearing. He further questioned if the fourth Public Hearing was irrelevant, insignificant and held no time for listening to the Public.

Rodney Houle, Chairman, Municipal Facilities Committee and Capital Improvements Committee, 16 Frankie Lane, Terryville, stated that the Capital Improvements Committee had not held a meeting since the last Public Hearing because it had been unable to procure a quorum.

V. Klimas stated that it has the appearance that the fourth Public Hearing was meaningless and should be forgotten, come up and talk, and felt that it was a major deficiency of leadership as well as a disservice to the Community because you are asking for a Resolution and the Committee never met to discuss any of the comments and stated that the motion should be tabled until they are able to meet and listen to the comments from the Public from the fourth Public Hearing.

Chairman Rodney Houle stated that wasn't the point, at all.

Town Councilwoman Schenkel called for Point of Order.

V. Klimas stated that he would like to recommend to the Mayor and to the Council and his Representative that all of the projects not be clustered together as 19.5 million because it provides a serious lack of accountability of what the public officials would spend the money for and explained his reasoning.

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To approve the following Resolutions Cont'd.

Vincent Klimas stated that in the interest of open government, noting that this Council was relatively open, that you don't just put 19.5 million dollars that you would say that you were voting for 19.5 million dollars in Capital Projects and 10 million dollars in interest for clarification for the Public.

Rodney Houle stated that he had been the Chairman of both Committees and noted that the Capital Improvements Committee had been working for five year on this agenda items, which included many meetings, many workshops, which the Public had been invited to. He further stated that they had held two Public Hearings out of which the Committees had brought forth synopsis to better assist the Public and then scheduled two additional Public Hearings.

R. Houle stated that there was so much work being handled by the Capital Improvements Committee, that two years ago, at the request of the Chairperson, the Mayor offered the Committee additional assistance so they could cover everything that they possibly could and brought on the help of the Municipal Facilities Committee. R. Houle stated that they now had over 20 people working together, including assistance from the Town Council members, involved with working with the Committees. He further noted that he never saw V. Klimas at any of the meetings in the past five years and noted that he only came to the last Public Hearing and felt that V. Klimas was trying to throw a wrench in the gears. R. Houle stated that if V. Klimas really wanted to help the Committees he wished he had come a lot sooner than the last Public Hearing meeting. He further stated that although he was unable to hold another meeting, he had spoken to his Committee members and they were all in agreement that it was time to move the Resolution. R. Houle stated that during the past five years they had tried to hit every scenario possible and that they had been working for the best interest of the Town and that enough time and effort had been spent.

R. Houle questioned when the last time the Town had held four Public Hearings and added that they had held more meetings than he could count, workshops, countless nights working and noted that they know what they are doing contrary to what some people might say. R. Houle stated to M. Church that he had the floor and to be quiet and that he was tired of listening to hear make noises when he opens his mouth.

M. Church stated that she didn't say a word.

Town Councilwoman Schenkel called for Point of Order.

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To approve the following Resolutions Cont'd.

R. Houle stated that he had people on board that all lived in Town for many years, owned their own businesses, were educated (Engineers, etc.) noting that he builds things and was a Engineer himself of 40 years and had been quite successful as were all the members of the Committee. He further stated that all of the members had one interest in mind, which was the Town of Plymouth, and all they wanted to was to get started and rebuild the Town because the Town was decaying and falling apart.

R. Houle stated that if the Town didn't rebuild itself in this way, every group would be coming to forward with their issues and it would cost the taxpayer a lot more than \$200.00 a year in taxes because everything was old and antiquated. R. Houle stated that he was hoping that the efforts of everyone that had volunteered their time with the best interest of Plymouth in mind and had tried their very best to help the Town would count.

R. Houle invited anyone else that wanted to help to come forward and please join the Committees. He further stated that if the Referendum was not successful we could all go home and wait for the next thing to fall apart and try to put a Band-aid on it or do whatever.

Town Councilwoman Schenkel questioned that assuming the Referendum was successful there would be an oversight Committee to handle the projects.

R. Houle stated that everyone would be an watchdog, including the Committee Members and the Council and that they would still have to go through the regular process of going before the Planning and Zoning Commission, etc.

Town Councilwoman Schenkel questioned if it was very similar to the School Project with the School Building Committee overseeing the work.

R. Houle stated that the Committees would stay involved with the projects from beginning to end and they would do whatever they needed to do.

When questioned by Town Councilwoman Schenkel that after speaking to his Committee members, did any of them mention anything earth shattering out of the four Public Hearings that would make them have any concern which would lead to a delay the Referendum, R. Houle answered that they did not.

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To approve the following Resolutions Cont'd.

Rodney Houle stated that the Committees had tried to hit every angle possible and noted that the Town Council had approved the proposal, as well as the Board of Finance, the Planning and Zoning Commission and that they had been questioned at countless meetings.

R. Houle stated that they had met with every group and organization in Town, including the seniors, to bring the proposal to everyone's attention and noted that they were all volunteers.

Town Councilman Wunsch stated that he wanted the question moved, noting that there had been Public Hearings, and now we were just debating nothing.

J. Wunsch stated that he was moving the question.

V. Klimas questioned the Mayor if he was acknowledged to come up.

Mayor Festa stated that he had the microphone at this time.

V. Klimas stated that he wanted to thank the Chairman for his five years of volunteerism, noting that it was greatly appreciated and that volunteerism was the backbone of this Community and that all of the Committee members were appreciated and that he did not want them to take his comments personally.

V. Klimas questioned how long ago was the 20-page project listing passed out to the Public, stating he believed it was at the third Public Hearing.

The Acting Recording Secretary stated that she had been the Recording Secretary for the Committees and that the listing was present from the beginning and that the list had been distributed five years ago, noting that some of the projects had been added and that some had been deleted because they were budgetary items, not Capital projects.

V. Klimas stated that was not being truthful and to be truthful and that it was only passed out at the last Public Hearing.

Town Councilwoman Schenkel called for Point of Order.

V. Klimas stated that when you start pontificating the five years, which he does appreciate, the Public has only had the list for a couple of months.

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To approve the following Resolutions Cont'd.

Attorney Vitrano called for Point of Order noting that this was Public Comment, this was not Public debate nor was it Public inquiry and that if the Public had comments that they would like to take into consideration this would be the time. S. Vitrano stated that this wasn't debatable and not inquiry, the Public could make statements not inquisitions.

V. Klimas stated that this was not an inquisition and that he was totally misdiagnosing the request and that his request...and that he still had the microphone.

Attorney Vitrano stated that a Point of Order had been made.

Mayor Festa stated that there was a Point of Order.

Attorney Vitrano stated to the Mayor that this was his ruling.

V. Klimas requested that the 19.5 million specific projects because the General Public only had it for a couple of months, not the five years....

Mayor Festa stated that he would clarify that and that whoever told V. Klimas that they only had it for a couple of months was inaccurate and was an outright lie. He further stated that the list had been out for almost a year and that the color-coded version was the most recent and maybe that was what they were telling him.

Town Councilwoman Schenkel stated that Mayor Festa was referring to the "final" list.

When questioned by V. Klimas as to how long the color-coded version was out, Mayor Festa stated that it had been upstairs on the table for at least six/seven months.

V. Klimas stated that there was a difference between six months and five years...

Mayor Festa called for Point of Order.

Mayor Festa stated that V. Klimas was missing the point and he was trying to explain something to him and that he was turning it around and that he had said approximately six months and you are saying six months is not five years and that he was saying at least six months and that it could have been around for a year, a year and a half.

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To approve the following Resolutions Cont'd.

Mayor Festa stated that the document could have been in a different form or a different version so you have to understand that and if you want the exact details as to when it came out we can get it for you, but that he didn't want the misunderstanding that we have given you that it was six months as opposed to five years that all of this stuff has been out in one manner, shape or form over the five years.

V. Klimas stated that matter, shape or form matters because you are not asking us to vote on something that was draft one, draft two or draft three...

Mayor Festa stated that every single project that was on the list has been there from day one, every single project. The Acting Recording Secretary stated that was what she also had been trying to tell V. Klimas.

V. Klimas stated that you didn't ask for input for that stuff, you asked for the 19.5 million color-coded list and people need to understand that last list was relatively recent and not five years.

Pattie DeHuff, 20 Lynn Avenue, Terryville, asked that when the rhetorical question was made by V. Klimas as to whether or not the Public's input had any value or whether it was irrelevant she thought that by the words of the Chairman of the Municipal Facilities Committee and the Capital Improvements Committee it was irrelevant and you have admitted that the Public's voice is irrelevant because...

Mayor Festa interrupted P. DeHuff and reminded her that she was here to make comments not to give dissertation and that there was no one here that said anything relative to what she was just speaking of and that no one said her comment was irrelevant and that the Council had listened to her at every meeting she had attended and taken into consideration and the comments that were made. Mayor Festa stated that P. DeHuff should not come to the microphone and say that the Public comments were irrelevant because that was not accurate and that if she was going to stand there and make inaccurate accusations would not let her speak any longer and instructed her to stick to the Point of Order, comments.

P. DeHuff stated that with all due respect to the Mayor and to the Council, the Chairman of the Commission had stated tonight, just a few moments ago, that he didn't have a meeting, he called his people on the phone, and they're still going forward, so if there was no discussion, no Public discussion, about what the Public Hearing, about what was said at the Public Hearing, that's point number one.

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To approve the following Resolutions Cont'd.

Pattie DeHuff stated that point number two that Town Councilwoman Schenkel had stated this is very similar to the School Referendum and that she would like to say for the record that this is not like the School Referendum and that you could start just by looking at the amount of language that is in Resolution one, noting that she had no problem with Resolution number two. P. DeHuff stated that while she did not have the document this evening to show the Council she had read through many minutes of the School that the Resolution was specific about land acquisitions, about plots, about feasibility studies, about environmental studies, about building, so this is not specific and this was very vague and that she would agree with Mr. Klimas that there was all room here for tax dollars to be wasted.

Town Councilwoman Schenkel stated that P. DeHuff had only heard that the Chairman did not take Public opinion or Public input seriously, but what she heard the Chairman say was that he had held five years of hearings open to the Public and that she herself had attended the meetings two years ago and that she knew she had the list at that time. She further stated the list was handed out at every meeting so she didn't understand where the Public input was not acknowledged. Town Councilwoman Schenkel stated that just because P. DeHuff was under the interpretation that the Chairman was not taking action on the fourth Public Hearing, based on the comments that were made, P. DeHuff was assuming they did not this is not anything new and nothing earth shattering about the concerns that were there. Town Councilwoman Schenkel stated that what was disappointing was the twelfth hour participation and to be critical of this Committee after they had made every possible effort to reach out to every avenue of the Community and that she felt that it was being missed.

Town Councilwoman Schenkel stated when she made the point of saying that these projects were similar to the School Building Project, it was not to say that it was apples to apples. There would be a committee afterwards that would be charged with managing and administering the funds similar to the way the School Board did that and that she did not say that to be misleading, she was only making an analogy as to how it would be handled afterwards.

P. DeHuff stated that the Mayor had said that it was an outright lie and that the Public had known about this for a long time and she was unsure if he meant six months, a year and a half or five years, but she would tell him that him this and remind the Council that 19.5 million is the final figure that was brought to a Public Hearing and that it didn't start out at 19.5 million, in fact P. DeHuff questioned if Ralph wanted to elaborate...

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To approve the following Resolutions Cont'd.

R. Zovich stated that the original figure was 60 million.

P. DeHuff stated that the minutes that she looked at the project start out with the project was a 17 million dollar project, then 18 million and change and then 19.2, and now 19.5 so she didn't think it was accurate to say that the Public had an opportunity to vote on 19.5 million or to offer their opinions on 19.5. She further stated that it was never 19.5 all this time; it was a much smaller amount even though Ralph was suggesting it was a much higher amount.

Mayor Festa stated that P. DeHuff's figures were not accurate and further, that had she been around at all the various meetings (as pointed out previously by Ralph) this project could have gone up to 60 million dollars because roadwork alone in the Town was 20 million dollars for drainage, repair and reconstruction and that of in itself would take up every bit of money that we were talking about in this particular bonding proposal if we did nothing more than roads alone in this particular project. He further stated that if P. DeHuff had attended the various meetings over the five years she would have heard various figures depending on the projects that were being presented by the different civic groups who had come forward asking for consideration. Mayor Festa stated that this wasn't something that was drawn up overnight and someone had a dream and came forward with and said gee we ought to do this for 19 point-something million dollars. Mayor Festa stated that this was something that was taken very seriously and that the Committee members had gone out town-wide to the different civic and professional organizations with the people asking them what their needs were and that naturally with that kind of input the figures wouldn't stay constant.

Mayor Festa stated that initially when this particular project was discussed it came in at approximately a 20 million dollar figure and could range anywhere from 15 to 22 million or going full circle with everything that was presented by the various groups, it could have gone to 60 million. He further stated that the 60 million dollar figures just shows how much need the Town was in relative to repairing itself and putting itself back in some frame of reference with some pride back into it.

Mayor Festa stated that he did not know what P. DeHuff was looking at, but if she looked around Town things were crumbling, including the Town Hall building.

Mayor Festa stated that P. DeHuff had said that she would love to have a kitchen that was not 1957, well we would like to have some things in this Town that were more than just ancient.

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To approve the following Resolutions Cont'd.

Mayor Festa stated that we would like to have recreation for the children to play, not something that was no longer available to them because the Town hadn't put its money in to fix Lake Winfield or put another playground somewhere else, so the issue at hand is that when you are looking at these things, come up with some accurate information relative to what you fully attested to when you were at the various meetings, not what you read as the record of the meeting itself.

P. DeHuff stated that with all due respect she had been attending, faithfully, Town Council Meetings.

Mayor Festa stated that he was not talking about Council Meetings, he was talking about the meetings that the Municipal Facilities Committee and the Capital Improvements Committee had held over the five year period of time and questioned how many of those meetings she had attended over time.

Town Councilman Sandshaw called for Point of Order.

Town Councilman Sandshaw stated that we were ignoring what our Town Attorney's recommendation was and that we were debating this whole thing and that we were not bringing any points out, we were debating it and stated that he clearly stated that this was not a debate, we have already debated the issue four times and that we were not going to debate it again tonight, if you have a comment, make the comment and be done.

Mayor Festa stated that Town Councilman Sandshaw was right and apologized for debating.

Town Councilman Sandshaw told Mayor Festa that his apology was not necessary. He further stated that the meeting was getting out of hand.

P. DeHuff stated that if the Public or any members of the Council were confused about this, the roads are crumbling in Plymouth, we know that, but it should be clearly noted that this particular bond authorization would not fix the roads, plural, in Plymouth, it will fix one road, Seymour Road, so we need to keep that in perspective noting that she was concerned about the roads. P. DeHuff stated that based on the color chart, Plymouth Capital Projects, updated March 2011, that anything that was in white, such as the Skateboard Park, the Todd Road Bridge, North Harwinton and Harwinton Avenue sidewalks, were not even funded in this bond authorization and that she did not believe, as in the School Referendum, that anything had gone to Planning and Zoning, but she could be wrong on that.

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Town Councilwoman Schenkel stated that P. DeHuff was wrong on that statement.

Town Councilwoman made a motion to move the question, seconded by Town Councilman Sandshaw. This motion was approved unanimously.

It was requested that the Acting Recording Secretary re-state the motion.

Town Councilman Wunsch made a motion, seconded by Town Councilwoman Schenkel, to approve the Resolutions number one and number two, under item 14 of the Town Council's May 3, 2011 Agenda as follows:

1. Resolved that the Resolution entitled "Resolution appropriating \$19,500,000 for various Capital Improvement Projects (Phase I) and authorizing the issuance of \$19,500,000 bonds of the Town to meet said appropriation and pending the issuance thereof the making of temporary borrowings for such purpose" as introduced at the meeting of the Town Council held on April 12, 2011, and set forth in full in the minutes of said meeting be adopted.

2. Resolved that the Resolution entitled "Resolution appropriating \$1,200,000 for construction of waterlines on Burr Road and Harwinton Avenue and authorizing the issuance of \$1,200,000 bonds of the Town to meet said appropriation and pending the issuance thereof the making of temporary borrowings for such purpose" as introduced at the meeting of the Town Council held on April 12, 2011 and set forth in full in the minutes of said meeting be adopted. This motion was approved unanimously.

Town Attorney Vitrano stated that with respect to the Resolution provided for the Referendum he requested that that Council would entertain a motion to amend the Agenda to include the item as follows: To act upon a Resolution entitled "Resolution providing for Referendum of Town Electors and qualified Taxpayers", and to amend the Agenda to include that action.

At Town Councilwoman Schenkel's request, Town Attorney Vitrano repeated his request.

Town Councilwoman Schenkel made a motion, seconded by Town Councilman Sandshaw, to amend the Agenda to include and act upon a Resolution entitled "Resolution providing for Referendum of Town Electors and qualified Taxpayers." Roll Call Vote: Town Councilman Sandshaw/yes Town Councilwoman Schenkel/yes, Town Councilman Sekorski/yes, Town Councilman Wunsch/yes, Town Councilman Zagurski/yes; motion unanimously passed.

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To approve the following Resolutions Cont'd.

Town Attorney Vitrano requested a motion to waive the reading of the Resolution, which has been presented to the Council, providing for Referendum of Town Electors and qualified Taxpayers.

Town Councilwoman Schenkel made a motion, seconded by Town Councilman Wunsch, to waive the reading of the Resolution providing for Referendum of Town Electors and qualified Taxpayers. Roll Call Vote: Town Councilman Sandshaw/yes, Town Councilwoman Schenkel/yes, Town Councilman Sekorski/yes, Town Councilman Wunsch/yes, Town Councilman Zagurski/yes; motion unanimously passed.

Town Attorney requested a motion for Resolution providing for Referendum for qualified Town Electors and qualified Taxpayers, to be held on June 21, 2011.

Town Councilman Wunsch made a motion, seconded by Town Councilwoman Schenkel, for a Resolution providing for Referendum for qualified Town Electors and qualified Taxpayers, to be held on June 21, 2011. Roll Call Vote: Town Councilman Sandshaw/yes, Town Councilwoman Schenkel/yes, Town Councilman Sekorski/yes, Town Councilman Wunsch/yes, Town Councilman Zagurski/yes; motion unanimously passed.

To review and take action on Town Hall roof and cupola

Anthony Lorenzetti, Public Works Director, stated that the Town had an Architect and a structural Engineer evaluate the cupola because of leaks in the roof and noted that it had been going on for some time. He further stated that the Town had received two bids and wanted the authority to move ahead with the project, noting that he would begin as soon as he had checked the references out from the low bidder.

A. Lorenzetti stated that he had spoken to the Director of Finance, David Bertnagel, and that there were two ways to handle the fiscal appropriation. A. Lorenzetti stated that a new appropriation could be made or secondly, the Town could utilize funding that had been approved for Town Hall upgrades from several years ago. He further stated that approximately \$28,000.00 was available and that the amount would be enough to go forward. A. Lorenzetti stated that in the event something unforeseen came up he would come back to the Council.

Town Councilwoman Schenkel stated that she thought the Town had learned its lesson from the Public Library.

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To review and take action on Town Hall roof and cupola Cont'd.

Town Councilman Zagurski questioned the figures previously given by A. Lorenzetti and stated that this issue didn't have to go the Board of Finance because the monies had been previously appropriated. He further stated that judging from the the conditions of the ceilings in the Town Hall he felt it was an important thing to do immediately.

A. Lorenzetti noted that Town Councilman Zagurski's statement was correct and that he was only looking for the authority to move ahead.

Town Councilman Zagurski made a motion, seconded by Town Councilman Sekorski, to approve the Town Hall roof and cupola repair as presented. This motion was approved unanimously.

Liaison Reports

Town Councilman Sandshaw stated that he had nothing to report on this evening.

Town Councilman Wunsch stated that on June 16, 2011, the Plymouth Early Childhood Council would be having a Community Meeting at the Town Hall and would have all of the information that they had been gathering for the past six to nine months. He further stated that the group would like to invite the Town Council as well as the Public, to attend the event.

Town Councilman Wunsch stated that Carl Armbruster would be retiring from the Department.

Town Councilman Wunsch stated that the Public Works Department had been working on Solid Waste bids.

Town Councilman Wunsch stated the Household Waste Collection had 244 participants, with 123 being from the Town of Plymouth.

Town Councilman Wunsch stated that the Amnesty Drop-off would run from April 23rd through May 7th at the Transfer Station.

Town Councilman Wunsch stated that the Brush and Leaf Facility re-opened on April 16th.

Town Councilwoman Schenkel stated that she had taken a medical leave from her Boards and conditions and therefore had nothing to report on this evening.

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Liaison Reports Cont'd.

Town Councilman Sekorski stated he had attended the regular meeting of the Water Pollution Control Authority, noting that they had nearly completed the construction of their garage and that they had voted to accept the Certificate of Significant Completion for that effort. He further stated that they were finishing up the punch list.

Town Councilman Sekorski stated that there was discussion regarding new rules and regulations concerning nitrogen phosphorous removal.

Town Councilman Zagurski stated that the Friends of the Library would be holding a Book Sale this coming weekend and requested that if everyone was able, to please attend the event.

Mayor Festa stated that the Beautification Committee had initiated a Town-wide Clean-up on Main Street which would be held on Saturday, May 14, 2011, and that it would begin in Baldwin Park and would run the Route 6 corridor. Mayor Festa stated that clean-ups were also being held in conjunction with the Pequabuck Water River-shed area, as well as at the Greystone Road area. He further stated that the Beautification Committee would be holding a Discover Plymouth Day on Saturday, June 3rd, which would include a series of family walks and rides (bike and horse) into the different areas, especially to celebrate National Trails Day. Mayor Festa stated that the group would also be holding After Dinner Walks on the first Sunday of the Month at 6:00 p.m., which would be scheduled for the historic Greystone area, Hancock Brook Lake, Mattatuck State Forest, Buttermilk Falls, Plymouth Town Forest and Plymouth Land Trust properties. Mayor Festa stated that longer walks were being scheduled for hikes to the White Cliffs, Lion's Head Trail and sections of the Mattatuck Trail. Mayor Festa stated that they were moving forward to begin a great deal of earnest effort to bring notoriety to the Town's resources, as well as to keep the Main Street up and to place flowerpots around the area. He further stated that would be started this week in preparation of Memorial Day.

Town Councilman Sandshaw stated that there would be two Memorial Day Services in Town, one being on May 29th at Plymouth Center at 11:00 a.m., and the second Service being held on May 30th at the Veteran's Memorial at 11:00 a.m. He further noted that they were honored this year to have two United States Navy Commanders (Philip and Peter Bachand) that were still active and noted that they would be the Grand Marshal's for both parades. Town Councilman Sandshaw stated that both men had gone in as recruits and had risen through the ranks to Commanders and that they were the only two brothers in the history of the United States Navy to have accomplished that feat.

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Liaison Reports Cont'd.

Mayor Festa stated that on the Monday celebration there would be an extended celebration in front of Town Hall for two families (Albert and Henderson) both who had lost family members to Service Calls. He further noted that two trees had been planted and that they would be dedicated on Memorial Day after the services had ended at the Park on Main Street.

When questioned by Town Councilman Sandshaw, Mayor Festa that he would contact Jim Deutsch, who had spearheaded this activity, to coordinate the dedication with the Memorial Day Committee.

Town Councilman Sandshaw invited Jim Deutsch to attend a Memorial Day Committee Meeting to be held on May 15th at 12:00 p.m. at the American Legion, to help coordinate the two events.

Town Councilman Sandshaw requested that Mayor Festa let him know if he would be in attendance at the Terryville Memorial Day Service and if he would need a car, noting that the Terryville Memorial Day Committee did not send out cards as did the Plymouth Memorial Day Committee.

Mayor Festa stated that a great deal of thanks goes out to Jim Deutsch, Jerry Milne and Anthony Lorenzetti for digging the holes and planting the trees out in front of Town Hall. He further stated that the families were very touched by the effort and to be a part of the shoveling.

Public Comments

Catherine Kosak, 201 Harwinton Avenue, Terryville, stated that on May 20th the Parks and Recreation Department would be sponsoring a Family Outdoor Movie Night at the Terryville Fairgrounds, and that the movie was ET. She further stated that the movie begins at dusk and that there would be vendors with food, noting that the event was free, however donations would be accepted.

Council Comments

Town Councilman Zagurski stated that two Sergeants had retired from the Police Department. He further stated that Sergeant Robert Ugliarolo had retired with 35 years to his credit and Sergeant Michael Luba with 31 years to his credit. Town Councilman Zagurski stated that he wanted to recognize them and thank them for their years of service.

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Liaison Reports Cont'd.

Town Councilman Zagurski questioned why the Town had taken down trees and cleared the lot on the corner of Bemis Street and Armbruster.

Mayor Festa stated that the Town was in receivership of the lot and that it was one of the parcels up for sale and that sealed bid packages were being received by the Town. He further stated there 22 bid packages had gone out to interested parties for the parcels that were up for sale. Mayor Festa stated that the Public Works Department were site cleaning at the recommendation and request of the Police Commission (and creating a snow shelf) through the Traffic Division and that since they were already in the area they were asked to do a little more cleaning up so that there wouldn't be any liability for people walking the area to view the properties that were up for sale.

When questioned by Town Councilman Zagurski, Mayor Festa stated that he did not have the requested driveway specifications, however he had been unable to make any progress on the request to date.

Town Councilman Zagurski stated that he had been approached by a couple of people who stated that the Dog Handler Police Officer would be receiving pay for 24 hours per day and that he had told them that was incorrect, that he was probably on duty for 24 hours per day, but was only being paid for eight hours of pay per day.

Mayor Festa stated that to his knowledge the Officer was only receiving eight hours of pay, however he would look into it. He further stated that it sounded like it could be one of the rumor-things that surface every now and then.

Town Councilwoman Schenkel stated that she hoped she would get Council support and that at the next Town Council Meeting she wanted to add to the Council's Rules and Procedures that anyone who disrupts the Council Meeting, that anyone who makes personal attacks or yells out without being recognized, should be removed from the room.

Town Councilman Wunsch stated that the Police Chairperson, Ann Tuleja, was gone, but he wanted to comment that on Harwinton Avenue the Town workers had been fixing up the side strips and noted that the out of Town Police Officers had been sitting inside their vehicles instead of standing outside the vehicles and didn't know why we bothered having them there for the couple of days worth of work. He further stated that he would be bringing this issue up with the Police Commission Chairperson.

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Adjournment

There being no further business of the Plymouth Town Council, Town Councilman Sandshaw made a motion, seconded by Town Councilman Sekorski, to adjourn at 9:35 p.m. This motion was approved unanimously.

Respectfully submitted,
Acting Recording Secretary

Attachments (on record in Town Clerk's Office)