

Minutes

April 5, 2022

Call to Order: Mayor Joe Kilduff called the scheduled April 5, 2022, Plymouth Town Council Regular meeting to order at 7:00 p.m.

Roll Call: Present for the meeting were Town Councilman Nate Brown, Town Councilman Dan Gentile, Town Councilman Joe Green, Mayor Joe Kilduff, Town Councilwoman Roxanne McCann and Town Councilman Ron Tiscia. Also in attendance was Town Attorney William Hamzy.

Adoption of Agenda

Town Councilwoman Roxanne McCann made a motion, seconded by Town Councilman Joe Green, to accept the April 5, 2022, Agenda as presented. This motion was approved unanimously.

Fire Exit Notification

Mayor Joe Kilduff noted the Fire Exits for the record.

Pledge of Allegiance

Mayor Joe Kilduff led the Town Council Members and the Public audience in the Pledge of Allegiance.

Invocation

Mayor Joe Kilduff stated "May God Bless the United States, the Town of Plymouth, and the people in the Ukraine and as well as a peaceful resolution in Ukraine quickly" for the record.

Public Comment on Non-Agenda Items

Crystal Doyle, Gosinski Park Resident, stated the Vinnie Klimas, Chairman of the Housing Authority, Gosinski Park, would not guarantee the residents they would be moving back into their own units after all the Gosinski Park renovations were finished and briefly elaborated.

Mary Jo Cassidy, Gosinski Park Resident, stated she was completely against the Housing Authority Property Manager and briefly elaborated.

Vinnie Klimas, Chairman, Housing Authority of the Town of Plymouth, stated an honest and sincere effort would be made to move Gosinski Park Residents back into their original units once the renovations were completed; a brief discussion followed.

Public Comment on Agenda Items

No report.

Acceptance of Minutes (March 1, 2022 Regular Minutes and March 15, 2022 Public Hearing Minutes)

Town Councilman Nate Brown made a motion, seconded by Town Councilwoman Roxanne McCann, to accept the March 1, 2022, Regular minutes as presented. This motion was approved unanimously.

Roxanne McCann
2022 APR 19 AM 11:03
PLYMOUTH CT
TOWN CLERK'S OFFICE

Plymouth Town Council Regular Meeting

April 5, 2022

Page Two of Seven Pages

Acceptance of Minutes Cont'd.

Town Councilman Nate Brown made a motion, seconded by Town Councilwoman Roxanne McCann, to accept the March 15, 2022, Public Hearing minutes as presented. This motion was approved unanimously.

Financial Report

Mayor Joe Kilduff stated the Town Council had been provided with the most recent financials and if anyone had any questions to please contact the Director of Finance or the Mayor's Office.

Mayor's Report

Mayor Joe Kilduff briefly reviewed and discussed the following: ; Audit Update; Board of Finance Recommended Budget Public Hearing; thanked and commended the Board of Finance and Board of Education for their thorough work, as well as Board of Finance Town Council Liaison Roxanne McCann; ARPA Committee Projects; Economic Development businesses on Main Street and the Business Park Lots; Exploration of the National Fish and Wildlife Foundations Long Island Sound Future Fund Grants as follows: The Town of Plymouth through the Mayor is exploring and collecting various data and information to possibly apply for a grant to the *National Fish and Wildlife Foundation's*, "Long Island Sound Futures Fund" which has some \$10 million for the fund. Grants range from \$50,000 to \$500,000 and there are 4 eligible activities: activities: 1. Design and Planning 2. Implementation Building Engagement, 3. Community Participation 4. Public Participation and Education. Grants can range from \$50,000 to \$500,000. Please note the Application process will make the process very competitive, noting the Town Council will need to review it and vote upon the submission of the RFP response at their May meeting.

Discuss and take action, as may be necessary, to refund overpayment of Property Taxes to the following: Acar Leasing Ltd. \$699.69; David Lallier \$1,500.00; James and Donna Baccei \$119.72; Harold E. Sturgeon \$69.39; CCAP Auto Lease Ltd. \$913.57; JP Morgan Chase Bank NA \$400.08

Town Councilman Joe Green made a motion, seconded by Town Councilman Ron Tiscia, to approve the refund overpayment of Property Taxes to the following: Acar Leasing Ltd. \$699.69; David Lallier \$1,500.00; James and Donna Baccei \$119.72; Harold E. Sturgeon \$69.39; CCAP Auto Lease Ltd. \$913.57; and JP Morgan Chase Bank NA \$400.08. This motion was approved unanimously.

Resignations/Appointments/Reappointments: To accept the resignation of Matt Tellier from the Capital Improvements Committee; to appoint Gary DeFilippo to the Public Works Board as a Regular Member with a term ending date of 11/1/2025; to appoint Mark Lewandoski to the Public Works Board as a Regular Member with a term ending date of 11/1/2025; to appoint Sue Murawski to the Planning and Zoning Commission as a Regular Member with a term ending date of 2/1/2025; to appoint Karen Santaniello-Musmanno to the Capital Improvements Committee as a Regular Member with a term ending date of 2/1/2024; to reappoint Peter Giancesini, Sr., to the Public Works Board with a term ending on 11/1/2024; to reappoint Maureen Cappelto to the Parks and Recreation Commission with a term ending date of 11/1/2024; to reappoint Gerry Bourbonniere to the Parks and Recreation Commission with a term ending date of 11/1/2024; to reappoint Dennis Fowler to the Parks and Recreation Commission with a term ending date of 11/1/2024; to reappoint George Castle to the Housing Board of Appeals with a term ending date of 9/1/2024.

Town Councilman Dan Gentile made a motion, seconded by Town Councilman Nate Brown, to accept the resignation of Matt Tellier from the Capital Improvements Committee with deep regret. This motion was approved unanimously.

Town Councilman Joe Green made a motion, seconded by Town Councilman Ron Tiscia, to appoint Gary DeFilippo to the Public Works Board as a Regular Member with a term ending date of 11/1/2025. This motion was approved unanimously.

Plymouth Town Council Regular Meeting

April 5, 2022

Page Three of Seven Pages

Resignations/Appointments/Reappointments Cont'd.

Town Councilwoman Roxanne McCann made a motion, seconded by Town Councilman Joe Green, to appoint Mark Lewandoski to the Public Works Board as a Regular Member with a term ending date of 11/1/2025. This motion was approved unanimously.

Town Councilman Joe Green made a motion, seconded by Town Councilwoman Roxanne McCann, to appoint Sue Murawski to the Planning and Zoning Commission as a Regular Member with a term ending date of 2/1/2025. This motion was approved unanimously.

Town Councilman Nate Brown made a motion, seconded by Town Councilman Ron Tiscia, to appoint Karen Santaniello-Musmanno to the Capital Improvements Committee as a Regular Member with a term ending date of 2/1/2024. This motion was approved unanimously.

Town Councilman Joe Green made a motion, seconded by Town Councilwoman Roxanne McCann, to reappoint Peter Giancesini, Sr., to the Public Works Board with a term ending on 11/1/2024. This motion was approved unanimously.

Town Councilman Nate Brown made a motion, seconded by Town Councilman Dan Gentile, to reappoint Maureen Cappetto to the Parks and Recreation Commission with a term ending date of 11/1/2024. This motion was approved unanimously.

Town Councilman Joe Green made a motion, seconded by Town Councilman Dan Gentile, to reappoint Gerry Bourbonniere to the Parks and Recreation Commission with a term ending date of 11/1/2024. This motion was approved unanimously.

Town Councilman Nate Brown made a motion, seconded by Town Councilman Ron Tiscia, to reappoint Dennis Fowler to the Parks and Recreation Commission with a term ending date of 11/1/2024. This motion was approved unanimously.

Town Councilman Joe Green made a motion, seconded by Town Councilwoman Roxanne McCann to reappoint George Castle to the Housing Board of Appeals with a term ending date of 9/1/2024. This motion was approved unanimously.

Discuss and take action on a proposed Cannabis Ordinance entitled "Possession and Consumption of Alcoholic Liquor Prohibited on Town-Owned or Town-Leased Property; Smoking and Vaping Prohibited on Town-Owned or Town-Leased Property; Consumption of Cannabis Prohibited on Town-Owned or Town-Leased Property" Repealing Ordinance Sec. 1-2(a) Entitled "Rules of Construction and Definitions" and Ordinance Sec. 12-28(12) Entitled "Prohibited Actions"

Town Councilwoman Roxanne McCann made a motion, seconded by Town Councilman Ron Tiscia, to approve the proposed Cannabis Ordinance entitled "Possession and Consumption of Alcoholic Liquor Prohibited on Town-Owned or Town-Leased Property; Smoking and Vaping Prohibited on Town-Owned or Town-Leased Property; Consumption of Cannabis Prohibited on Town-Owned or Town-Leased Property" Repealing Ordinance Sec. 1-2(a) Entitled "Rules of Construction and Definitions" and Ordinance Sec. 12-28(12) Entitled "Prohibited Actions"

Discussion:

Mayor Joe Kilduff stated the document distributed to Town Council was a rewrite of an existing Ordinance, to include Cannabis.

Plymouth Town Council Regular Meeting

April 5, 2022

Page Four of Seven Pages

Cannabis Ordinance Cont'd.

Citing Section 12-28, Town Councilman Dan Gentile stated he would like to amend “any public place” to “Town owned or Town leased properties”.

Town Attorney William Hamzy stated “public place” is defined under the definition section to include all public owned buildings grounds parking lots, recreation area, etc.

Town Councilwoman Roxanne McCann stated her concern comes in with the wording; for example, if the sale was taking place on a public sidewalk.

Town Attorney William Hamzy stated the public place was in the existing Ordinance, but it could be changed, noting walkways and sidewalks within and adjacent to buildings is a distinction, so if it was a sidewalk along Route 6, which is adjacent to a public building like Town Hall, there is nothing wrong with it and people could not congregate there; a brief discussion followed.

Mayor Joe Kilduff stated there was a designated area in the back of the Town Hall building for people to smoke cigarettes and what/where a designated area would be would have to be approved by the Mayor.

Town Attorney William Hamzy stated smoking could be added to the Ordinance in a designated area and briefly elaborated. He further stated any changes the Town Council makes to this Ordinance would not require another Public Hearing.

Mayor Joe Kilduff stated he envisioned the amendment to the Ordinance as stating the possession or consumption of alcohol or tobacco products may be permitted with the express written consent of the Mayor in designated areas; a brief discussion followed.

Town Councilwoman Roxanne made a motion to add the definition of tobacco to the Ordinance under Section 12-28(12) to include not just alcohol but also tobacco products so that it states the possession or consumption of alcoholic liquor or tobacco products may be permitted with the express written consent of the mayor in a designated area.

A brief discussion took place concerning vaping products.

Town Councilwoman Roxanne McCann stated vaping products should not be excluded from the Ordinance.

Town Attorney William Hamzy recommended specifically adding vaping products to the motion.

Town Councilman Dan Gentile made a motion, seconded by Town Councilman Ron Tiscia, to include vaping nicotine products in the designated area. This motion was approved unanimously.

Town Councilwoman Roxanne McCann stated that on page one of the Ordinance it states “both genders” and she feels it should be changed to “all genders” in case we get people that are non-binary.

Town Councilwoman Roxanne McCann made a motion, seconded by Town Councilman Joe Green, to strike “should include both genders” from the sentence. This motion was approved unanimously.

When questioned by Town Councilman Joe Green, Town Attorney William Hamzy stated the Town needs to have the Ordinance published in a newspaper and then the public will know about the Ordinance.

Plymouth Town Council Regular Meeting

April 5, 2022

Page Five of Seven Pages

Cannabis Ordinance Cont'd.

Mayor Joe Kilduff stated the Town will put signs up with the designated area(s) and publish the Ordinance in the newspaper; a brief discussion followed.

When questioned by Town Councilman Dan Gentile, Town Attorney William Hamzy stated the term "proprietor" was already in the original Ordinance template that was used and he thought years ago keepers and proprietors was another term for bar owner or some alcoholic establishment and that the only part that is included is what the Council is amending. He further stated it might make sense to leave the gender in; a brief discussion followed.

Town Councilwoman Roxanne McCann made a motion to change "both" to "all" for the gender wording.

After a brief discussion, Town Councilwoman Roxanne McCann rescinded her motion.

Town Councilwoman Roxanne McCann made a motion, seconded by Town Councilman Ron Tiscia, to approve the proposed Cannabis Ordinance entitled "Possession and Consumption of Alcoholic Liquor Prohibited on Town-Owned or Town-Leased Property; Smoking and Vaping Prohibited on Town-Owned or Town-Leased Property; Consumption of Cannabis Prohibited on Town-Owned or Town-Leased Property" Repealing Ordinance Sec. 1-2(a) Entitled "Rules of Construction and Definitions" and Ordinance Sec. 12-28(12) Entitled "Prohibited Actions" as amended. This motion was approved unanimously.

Town Councilman Dan Gentile stated he wanted the record to show the approved Ordinance was for Town-owned properties.

American Rescue Plan Discussion

Town Councilwoman Roxanne McCann stated the ARPA requests are still coming in and everything is moving smoothly. She further stated there are some people who are still working on their quotations and some Town Boards that haven't presented their requests, as yet. Town Councilwoman Roxanne McCann stated the ARPA Ad Hoc Committee had to put some of the requests on the back burner because although everything is important, the Committee needs to prioritize the projects that will have the biggest impact for our community. Town Councilwoman Roxanne McCann stated the Committee voted on some items last night, noting that they will go to the Board of Finance this month and then to the May Town Council meeting.

Mayor Kilduff stated Board of Finance Member Vicky Carey, Town Councilwoman Roxanne McCann, and Board of Finance Chairman Jim Kilduff were all attending the ARPA meeting prior to the three-hour Board of Finance meeting, noting he appreciated their long hours. He further stated although we may not always agree with each other, but we should all respect each other and appreciate the volunteer time put forth. Mayor Joe Kilduff stated he would like to take the opportunity now to thank the many Town volunteers for their time.

Other Business

No report.

Town Council Liaison Reports

Town Councilman Joe Green stated he had nothing to report on for Capital Improvements Committee or the PVAC.

Town Councilman Joe Green stated the Code Enforcement Committee met and have a list of blighted properties which the Committee will continue to follow.

Plymouth Town Council Regular Meeting

April 5, 2022

Page Six of Seven Pages

Town Council Liaison Reports Cont'd.

Town Councilman Ron Tiscia stated he had nothing to report on at this time.

Town Councilwoman Roxanne McCann stated she wanted to thank the Board of Finance for finishing up the Budget. She further stated this was her first time as a Town Council Liaison to the Board of Finance and noted it was a definite eye-opener experience for her. She further stated it helped her to see the actual large amount of work the Board does. Town Councilwoman Roxanne McCann stated we might not always agree with each other on everything but the fact that people are so willing to give of their time so extensively is amazing. She further stated she is looking forward to the tri-board meeting company up.

Town Councilwoman Roxanne McCann stated all her other boards are working on their budgets.

Town Councilwoman Roxanne McCann stated Fire Chief Mark Sekorski would be inducted into the Connecticut State Firefighters Hall of Fame, noting many people in Town would be in attendance at the event.

Mayor Joe Kilduff thanked Town Councilwoman Roxanne McCann for mentioning the event, noting he meant to put it into his Mayor's Report. He further stated the award was well deserved.

Town Councilman Nate Brown stated he had nothing to report on for Inland-Wetlands.

Town Councilman Nate Brown stated Planning and Zoning Commission had cancelled their meeting due to another event they needed to be at.

Town Councilman Nate Brown stated Public Works Board had cancelled their meeting due to the lack of a quorum and noted it was nice to see the two highly qualified appointments made this evening for the Public Works Board.

Town Councilman Nate Brown stated the Agney Avenue North Main Street Project's low bidder was local Contractor Schultz Corporation. He further stated the Department of Transportation was anticipating a start date of mid-June for the project.

Town Councilman Nate Brown noted the Department of Transportation would be paving State roads this year, noting it would begin at South Street from Wilton Road towards Waterbury. He further stated the road would also be getting drainage and would be milled and repaved.

Town Councilman Nate Brown stated he was still waiting to hear about Route 6, noting it would be basically Exit 39 and up the hill through Plymouth.

Mayor Joe Kilduff stated the timing would be convenient for the local Contractor Schultz Corporation because they will be finishing up the Harwinton Avenue Project late May and then would begin working on the Agney Avenue North Main Street Project.

Town Councilman Dan Gentile stated he wanted to thank the Board of Education for the excellent presentation they put in front of the Board of Finance, noting it was one of their best presentations yet. He further stated there were lots of comments instead of the same slide show, noting they chopped into the budget and presented what they did and didn't need.

Town Councilman Dan Gentile stated the WPCA has a \$90,000 roof problem that would be turning into a \$200,000 problem if the work doesn't get done soon. He further stated there was extra monies in the Salt and Sand Budget line item that could be used.

Plymouth Town Council Regular Meeting

April 5, 2022

Page Seven of Seven Pages

Town Council Liaison Reports Cont'd.

Town Councilman Dan Gentile stated the WPCA needed money for the engineering work for the Phosphorus Program, noting that DEEP was sending letters, but no fines were issued as yet.

Town Councilman Dan Gentile stated the Park and Recreation Commission was still looking to hire a Director and had an advertisement on Indeed. He further stated we need to get the Director in place and get some programs moving forward for the youth and adults in Town.

Town Council Comments

Town Councilman Joe Green stated he did not have any Town Council comments at this time.

Town Councilman Ron Tiscia stated he did not have any Town Council comments at this time.

Town Councilwoman Roxanne McCann stated she did not have any Town Council comments at this time.

Town Councilman Nate Brown stated he did not have any Town Council comments at this time.

Town Councilman Dan Gentile stated he did not have any Town Council comments at this time.

Adjournment

There being no further business of the Plymouth Town Council, Town Councilwoman Roxanne McCann made a motion, seconded by Town Councilman Ron Tiscia, to adjourn at 7:51 p.m. This motion was approved unanimously.

Respectfully Submitted,



Patricia A. Hale
Recording Secretary