



Stratford, Connecticut

ANY INDIVIDUAL WITH A DISABILITY WHO NEEDS SPECIAL ASSISTANCE TO PARTICIPATE IN THE MEETING SHOULD CONTACT THE ADA COORDINATOR AT 203-385-4020 OR 203-385-4022 (TDD) 5 DAYS BEFORE THE MEETING, IF POSSIBLE.

MEETING NOTICE

THE STRATFORD TOWN COUNCIL WILL CONDUCT A REGULARLY SCHEDULED MEETING ON MONDAY, NOVEMBER 14, 2016 IN COUNCIL CHAMBERS OF TOWN HALL, 2725 MAIN STREET, STRATFORD, CT AT 8:00 P.M.

PUBLIC FORUM WILL BEGIN AT 6:45 P.M.

AGENDA

CALL TO ORDER

PRAYER AND PLEDGE OF ALLEGIANCE

1. APPROVAL OF MINUTES — Regularly scheduled meeting and public forum of October 12, 2016.

RESOLVED: That the reading of the foregoing minutes be dispensed with as copies thereof have been previously provided to each Council Member and the same be and are hereby approved.

2. CEREMONIAL PRESENTATIONS AND AWARDS

- State of Stratford Public School — presented by Dr. Janet Robinson

3. COUNCIL MEMBERS' RESPONSE TO COMMENTS FROM PUBLIC FORUM

4. COMMUNICATIONS, BILLS, PETITIONS, REMONSTRANCES

4.1 LETTER OF RESIGNATION – Scott Farrington-Posner, Zoning Commission, district I
From: Town Clerk Dated: October 20, 2016, re: appointment to fill the vacancy

RESOLVED: that the foregoing letter of resignation is accepted and a declaration of a Zoning Commission vacancy for Planning district I be and is hereby granted.

5. MAYOR’S REPORT, COMMITTEE REPORTS, TOWN ATTORNEY’S REPORTS

5.1 MAYOR’S REPORT — Charter § 1.2.14, report on employment, vacancies, promotions and recently hired employees.

5.1.1 STRATFORD ARMY ENGINE PLANT (SAEP)

5.1.2 APPOINTMENTS

- A. Redevelopment Authority – Eric Hampton to replace Thomas Malloy, who has offered his letter of resignation. TABLED DURING COUNCIL MEETING OF OCT. 12, 2016.

5.2 COMMITTEE REPORTS

5.2.1 ORDINANCE COMMITTEE — The Ordinance Committee conducted a public hearing and a meeting on October 24, 2016 at which time the following ordinances were referred to Council:

A. AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$12,060,700 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT AND EQUIPMENT PROGRAM FOR FISCAL YEAR 2009-2010 (#09-23) – #16-15 (appended as pages 9-10)

sponsored by: The Honorable Stratford Town Council

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage.

B. AN ORDINANCE AMENDING AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$12,060,700 BONDS OF THE TOWN TO MEET THE APPROPRIATION FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT AND EQUIPMENT PROGRAM FOR FISCAL YEAR 2009-2010

AND PENDING ISSUANCE THEREOF THE MAKING OF TEMPORARY
BORROWINGS FOR SUCH PURPOSE (#09-22) - #16-16 (appended as pages 11-12)

sponsored by: The Honorable Stratford Town Council

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective thirty days from passage.

5.2.2 WATER POLLUTION CONTROL AUTHORITY — During the regularly scheduled Water Pollution Control Authority Meeting conducted on Oct. 24, 2016, the following was referred to the Town Council with favorable recommendation:

BE IT RESOLVED: that in regard to the authorities granted to the Town of Stratford Water Pollution Control Authority (WPCA) by the Connecticut General Statutes and the Stratford Town Charter and the special nature of the issues concerning the WPCA's governance and authority Vis-à-vis the Town of Stratford, the need for the WPCA to obtain separate and independent legal counsel has been demonstrated. Pursuant to section 7-247 of the Connecticut General Statutes, the WPCA Board has the authority to enter into contracts with any person, and may make arrangements for the provision of staff services and may establish rules for the transaction of its business. The duration of said services of independent legal counsel, the anticipated fees and costs have been negotiated and determined by the WPCA to be on an as needed basis, the WPCA Board hereby notifies the Town Council per Charter Section 14-42(C) of its need for separate and independent legal counsel.

5.2.3 PLANNING COMMISSION — During the Planning Commission's administrative session conducted October 18, 2016 the following was referred to Council with favorable recommendation:

- A. Point Stratford Renewal — Redevelopment of the Stratford Army Engine Plant site. Proposed use standards guide established consistency with the Plan of Conservation and Development. Concerns in reference to the allowable height of the buildings, minimum open space which is included in the Greenway Project, Section 8.5.4 liquor approval during GDMP being the only liquor approval regulation and development and preservation of the Connecticut Air and space Center be consistent between applicant and U.S. Army
- B. Candlewood Road (lot 23) – to be sold with stipulation that any development be coordinated with the Conservation Administrator.
- C. 540 Longbrook Road — To be sold with the stipulation that the Health Dept. and Conservation Administrator be consulted during the sale process.

- D. 2370 Stratford Avenue — to be sold with the stipulation that the Health Dept. be involved in remediation.

5.2.4 SHORT BEACH COMMISSION — The Short Beach Commission met on November 7 at which time the following was referred to Council with unfavorable recommendation:

Dog Park — Location at Short Beach denied for lack of bathroom facilities in the winter months, waste line, close proximity of athletic fields, parking and Ordinance which states “No Dogs at Beach”.

RESOLVED: that the Short Beach Commissions unfavorable recommendation of Short Beach as the location for a Dog Park be and is hereby accepted.

5.2.5 LONGBROOK PARK COMMISSION — During the Longbrook Park Commission meeting of November 7, the following was referred to Council with favorable recommendation:

Temporary ice rink proposal — Requesting an estimate to be provided to Town Council including insurance costs, maintenance, security and other payroll and auxiliary costs of the rink.

RESOLVED: that the Town Council requests an estimate from Town Administration for the above-mentioned cost.

5.2.6 SHAKESPEARE SUBCOMMITTEE — REPORT

5.3 TOWN ATTORNEY'S REPORT

5.3.1 16 Goodwin Place — Executive session requested

5.3.2 California Condominiums – 40 California Street — Executive session requested

5.3.3 Laurence Parnoff v Aquarion Company, et al — Exec. session requested

5.3.4 Right of Way adjustment at West Broad Street and Barnum Avenue intersection

5.3.5 QUESTIONS TO THE TOWN ATTORNEY

6. QUESTIONS TO MAYOR OR STAFF**7. UNFINISHED BUSINESS and/or OLD BUSINESS****7.1 APPOINTMENT to INLAND WETLANDS AND WATERCOURSES COMMISSION**
— appointed by Council Chair, § 217-4A of Town code

RESOLVED: that _____ of _____ be and is hereby appointed a member of the Inland Wetlands and Watercourses Commission (vacated term of Dennis Blake expired May 31, 2016)

7.2 FINANCIAL ADVISORY COMMITTEE — additional appointments**7.3 TABLED ITEMS****7.3.1 Cost of Dog Park** - \$15,000.00 is set aside from CIP 2017. TABLED DURING COUNCIL MEETING OF JULY 11, 2016

RESOLVED: that the recommendation of the Parks and Recreation Committee is accepted and that setting aside \$15,000.00 from CIP 2017 for the Dog Park be and is hereby approved.

7.3.2 PAVING OF ADDITIONAL PARKING SPACES AT HONEYSPOUT HOUSE FACILITY — Referred from Building Needs Committee conducted October 12. TABLED DURING COUNCIL MEETING OF OCTOBER 12, 2016.**7.3.3 PROPOSED HEALTH DEPARTMENT FEE INCREASES FOR LOCAL ESTABLISHMENTS** — TABLED DURING COUNCIL MEETING OF OCTOBER 12, 2016.**7.4 TABLED ORDINANCES AND RESOLUTIONS****7.4.1 CENTER SCHOOL** — **RESOLUTION** — (tabled July 11, 2016)

Sponsored by the Stratford Town Council

Whereas, the Town Council has the power to authorize the demolition of a town building;

Whereas, the demolition of a school has long-lasting implications on educational opportunities for the town's population;

Whereas, the number of building permits has increased in Stratford;

Whereas, the physical use of the center of Stratford has long-lasting implications on the town’s reputation;

Now, therefore, be it resolved by the Stratford Town Council: That the path to demolition of 55 Sutton Place ~~1000 East Broadway~~, aka the new Center School, be stopped, stop phase 3 testing, further, a study will be conducted to determine the cost of returning the building to use as a school.

7.4.2 TRANSFER OF FUNDS AND RESOLUTION (*placed on the table during Council meeting of June 13, 2016*)

sponsored by:

WHEREAS: In accordance with section 6.2.5 of the Town Charter, the Town Council at it’s regularly scheduled meeting of June 13, 2016 proposed to make a transfer of certain funds in the budget appropriations for the fiscal year commencing July 1, 2016 and ending June 30, 2017, as hereinafter enumerated;

WHEREAS: Pursuant to said direction a Public Notice was duly posted on the Public Sign post on June 23, 2016 and appears on the return of notice as on record:

RESOLVED: that said transfer be and is hereby authorized and made as follows:

FY2016-2017 Interdept Budget Transfers / Approp [General Fund]							
Inter-Departmental Budget Transfers -							
EXPENSES:							
				Beginning	From	To	Ending
				FY17	Expense	Expense	FY17
Org	Obj	Proj	Account Description	Budget	[Decrease]	[Increase]	Budget
VISITING NURSES							
01360	6422		Visiting Nurses Association	500	53,000		53,500
							Restore to historical funding amount
TOWN BUILDINGS							
01108	6376		Sewer Use Fees-Town&BOE Bldgs	200,000	(53,000)		147,000
TOTAL EXPENSES				200,500	-	-	200,500
Net Impact					-		

7.5 TABLED APPOINTMENTS

7.5.1 STRATFORD HOUSING PARTNERSHIP

- A. 3 members of the local business community (3 vacancies)
- B. 1 member-at-large

7.5.2 SIKORSKY MEMORIAL AIRPORT NOISE ABATEMENT COMMITTEE — § 7-12 of Town Code, one member appointed by Mayor, one member appointed by PYE. *Placed on the Table during Council meeting of March 10, 2014.*

- A. 1 member from District of Town in which Sikorsky Memorial Airport is located – appointed by Town Council.
- B. 2 members from the Stratford Electorate at-large — appointed by Town Council.

7.5.3 BEAUTIFICATION COMMITTEE — term concurrent with Council

A. 2 ALTERNATE MEMBERS (new positions)

B. REGULAR MEMBERS

RESOLVED: That _____ of _____ be and is hereby appointed a member of the Beautification Committee. (vacated term of Rosanne Neri)

7.5.4 BOARD OF ASSESSMENT APPEALS – ALTERNATE MEMBERS — 4-year term, appt. by Council, § 5-77-78. TABLED DURING COUNCIL MEETING OF JULY 8, 2016

RESOLVED: that _____ of _____ be and is hereby appointed an Alternate member of the Board of Assessment Appeals. (term of Kenneth Caserta expired March 13, 2016)

7.5.5 COMMITTEE/COMMISSION VACANCIES created by Town Council resignations—TABLED DURING COUNCIL MEETING OF JULY 8, 2016

- A. Conservation Commission

8. ORDINANCES AND RESOLUTIONS

8.1 RESOLUTIONS RE: WATER POLLUTION CONTROL AUTHORITY —re: LEGAL COUNSEL

Sponsored by:

1. Be It Resolved, that as specified under the authorities granted by the Connecticut General Statutes Chapter 103 Section 7 - 247a, the Town Council acknowledges the WPCA Board's authority to enter into contracts with any person and to make arrangements for the provision of staff services. Further, per criteria defined in the Town Charter the Town Council acknowledges the WPCA Board's authority to request and hire and reimburse a separate and independent legal counsel. As the Town Attorney's Office has no preset limits or restrictions on the duration of assignments it receives from the town, the Town Council also accepts the WPCA Board's planned utilization of its separate and independent legal counsel. The Town Council hereby approves the WPCA Board's request to retain and reimburse a separate and independent legal counsel.

2. Be It Resolved, the Town Council instructs the Office of Town Attorney to produce its own written acknowledgement that actions of the WPCA Board and the Town Council in regards to Council's approval of WPCA Board's request to retain and reimburse its

separate and independent legal counsel complies with the Town Code of Ordinances Section 14-42 "Criteria for compensation of outside legal counsel", and the Town Attorney further regards any duly executed retainer agreement between the WPCA Board and its separate and outside legal counsel as valid and services approved by the WPCA Board are eligible for reimbursement under said retainer agreement.

3. Be It Resolved, the Town Council instructs the town's Finance Director to utilize WPCA's allocated "Contractual Service" funds (budget line 38938 6499) for the timely payment of legal expenses authorized and submitted by the WPCA Board on behalf of its separate and independent legal counsel.

9. NEW BUSINESS

9.1 TRANSIT ORIENTED DISTRICT (TOD)

9.2 APPOINTMENTS

9.2.1 LIBRARY ASSOCIATION — 3-year term, appointed by Council

- A. RESOLVED: that _____ of _____ be and is hereby appointed a member of the Stratford Library Association. [vacancy created by Thomas Hall (expires December 31, 2017) who was appointed a Life member]
- B. RESOLVED: that _____ of _____ be and is hereby appointed a member of the Stratford Library Association. [vacancy created by Margaret A. Bachtel (expires December 31, 2017) who was appointed a Life member]

9.2.2 ZONING COMMISSION – PLANNING DISTRICT I (Council district 2)

RESOLVED: that _____ of _____ be and is hereby appointed to the Zoning Commission as the representative from Planning district I. (Council districts 1 and 2) (vacated position of Scott Farrington-Posner expires Jan. 6, 2020)

10. ADJOURNMENT

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$12,060,700 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT AND EQUIPMENT PROGRAM FOR FISCAL YEAR 2009-2010 (#09-23) #16-15

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$12,060,700 for Various Public Improvements in the Capital Improvement and Equipment Program for Fiscal Year 2009-2010” was enacted by the Town Council at its meeting on September 14, 2009 (the “Original Appropriation Ordinance”);

WHEREAS, the Original Appropriation Ordinance was amended by an ordinance entitled “An Ordinance Amending An Ordinance Appropriating \$12,060,700 for Various Public Improvements in the Capital Improvement and Equipment Program for Fiscal Year 2009-2010” which was enacted by the Town Council at its meeting on August 11, 2014 (the “First Amending Appropriation Ordinance, and together with the Original Appropriation Ordinance, the “Amended Appropriation Ordinance”);

WHEREAS, the Amended Appropriation Ordinance was amended by an ordinance entitled “An Ordinance Amending An Ordinance Appropriating \$12,060,700 for Various Public Improvements in the Capital Improvement and Equipment Program for Fiscal Year 2009-2010” which was enacted by the Town Council at its meeting on April 7, 2015 (the “Second Amending Appropriation Ordinance, and together with the Amended Appropriation Ordinance, the “Appropriation Ordinance”);

WHEREAS, the Appropriation Ordinance authorized the appropriation of various amounts for the costs associated with the projects described in Exhibit A, Column 1 (the “Original Projects”);

WHEREAS, the Town desires to reallocate a portion of the appropriations of the Original Projects in the amounts set forth in Exhibit A, Column 2 (the “Reallocations”);

WHEREAS, the Town Council has determined it to be in the best interest of the Town to amend the Appropriation Ordinance in accordance with the Reallocations so as to properly finance the Original Projects so that the appropriations for the Original Projects, as amended hereby, shall be as set forth in Exhibit A, Column 3 (the “Reallocated Projects”).

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. Section 1 of the Appropriation Ordinance is hereby amended to revise the amount of the appropriation for the Original Projects by the Reallocations so that the appropriations for the Original Projects, as amended hereby, shall be as set forth in Exhibit A, Column 3.

Section 2. Except as specifically modified or amended herein, all other provisions of the Appropriation Ordinance shall remain in full force and effect.

Section 3. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

Enacted by Town Council: _____, 2016

EXHIBIT A						
			<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	
			Current Appropriations	Reallocation	Amended Appropriations	
54551	6600	1068	Nichols - Roof Repl FY10	450,000.00	(405,721.17)	44,278.83
54551	6600	1045	School Building Repairs	135,000.00	405,721.17	468,530.22

AN ORDINANCE AMENDING AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$12,060,700 BONDS OF THE TOWN TO MEET THE APPROPRIATION FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL IMPROVEMENT AND EQUIPMENT PROGRAM FOR FISCAL YEAR 2009-2010 AND PENDING ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE (#09-22) #16-16

WHEREAS, an ordinance entitled “An Ordinance Authorizing the Issuance of \$12,060,700 Bonds of the Town to Meet the Appropriation for Various Public Improvements in the Capital Improvement and Equipment Program for Fiscal Year 2009-2010 and Pending Issuance Thereof the Making of Temporary Borrowings for Such Purpose” was enacted by the Town Council at its meeting on September 14, 2009 (the “Original Bonding Ordinance”);

WHEREAS, the Original Bonding Ordinance was amended by an ordinance entitled “An Ordinance Amending An Ordinance Authorizing the Issuance of \$12,060,700 Bonds of the Town to Meet the Appropriation for Various Public Improvements in the Capital Improvement and Equipment Program for Fiscal Year 2009-2010 and Pending Issuance Thereof the Making of Temporary Borrowings for Such Purpose” which was enacted by the Town Council at its meeting on August 11, 2014 (the “First Amending Bonding Ordinance, and together with the Original Bonding Ordinance, the “Amended Bonding Ordinance”);

WHEREAS, the Amended Bonding Ordinance was amended by an ordinance entitled “An Ordinance Amending An Ordinance Authorizing the Issuance of \$12,060,700 Bonds of the Town to Meet the Appropriation for Various Public Improvements in the Capital Improvement and Equipment Program for Fiscal Year 2009-2010 and Pending Issuance Thereof the Making of Temporary Borrowings for Such Purpose” which was enacted by the Town Council at its meeting on April 7, 2015 (the “Second Amending Bonding Ordinance, and together with the Amended Bonding Ordinance, the “Bonding Ordinance”);

WHEREAS, the Bonding Ordinance authorized bonding authorization for certain costs associated with the projects in the amounts set forth in Exhibit A, Column 1 (the “Original Projects”);

WHEREAS, the Town has issued bonds for the Original Projects in the amounts set forth in Exhibit A, Column 1;

WHEREAS, the Town desires to reallocate a portion of such bond proceeds to the Original Projects in the amounts set forth in Exhibit A, Column 2 (the “Reallocations”);

WHEREAS, the Town has together herewith enacted an ordinance entitled “An Ordinance Amending An Ordinance Authorizing the Issuance of \$12,060,700 Bonds of the Town to Meet the Appropriation for Various Public Improvements in the Capital Improvement and Equipment Program for Fiscal Year 2009-2010 and Pending Issuance Thereof the Making of Temporary Borrowings for Such Purpose (#09-22)” so as to amend the appropriations for the Original Projects by the amount of the Reallocations to the amounts set forth in Exhibit A, Column 3 (the “Reallocated Projects”);

WHEREAS, the Town Council has determined it to be in the best interest of the Town to amend the Bonding Ordinance so as to properly finance the Reallocated Projects so that the bonding authorizations for the Original Projects, as amended hereby, shall be as set forth in Exhibit A, Column 3.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. Section 1 of the Bonding Ordinance is hereby amended to revise the amount of the bonding authorization for the Original Projects by the Reallocations so that the bonding authorizations for the Original Projects, as amended hereby, shall be as set forth in Exhibit A, Column 3.

Section 2. Except as specifically modified or amended herein, all other provisions of the Bonding Ordinance shall remain in full force and effect.

Section 3. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

Enacted by Town Council: _____, 2016

EXHIBIT A						
				<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>
				Current Appropriations	Reallocation	Amended Appropriations
54551	6600	1068	Nichols - Roof Repl FY10	450,000.00	(405,721.17)	44,278.83
54551	6600	1045	School Building Repairs	135,000.00	405,721.17	468,530.22