



Stratford, Connecticut

AMENDED* MINUTES OF MEETING

THE STRATFORD TOWN COUNCIL CONDUCTED A REGULARLY SCHEDULED MEETING ON MONDAY, NOVEMBER 14, 2016 IN COUNCIL CHAMBERS OF TOWN HALL, 2725 MAIN STREET, STRATFORD, CT PURSUANT TO NOTICE DULY POSTED.

CALL TO ORDER: 8:00 p.m.

PRESIDING: Council Chairman Beth Daponte

COUNCIL MEMBERS IN ATTENDANCE: Ms. Beth Daponte, Mr. Scott Farrington-Posner, Mr. Wali Kadeem, Mr. David Harden, Mr. Gregory Cann, Mr. Philip Young, Ms. Marianne Antezzo, Mr. J. Vincent Chase, Mr. Alan Llewelyn, Ms. Tina Manus.

COUNCIL MEMBERS ABSENT: none

OTHERS IN ATTENDANCE: Mayor John Harkins, Assts. to the Town Attorney John Florek, Bruce Jackson, and Brian LeClerc; Attorney Christopher Hodgson, Human Resources Director Ronald Ing, Chief of Staff Marc Dillon, Constituent Service and Outreach Coordinator Chris Bandecchi, CAO Chris Tymniak, Grants Writer Christina Kazanas, Health Director Andrea Boissevain, Parks superintendent Chad Esposito

PRAYER AND PLEDGE OF ALLEGIANCE — Presented by Council Chairman Beth Daponte.

2. CEREMONIAL PRESENTATIONS AND AWARDS

State of Stratford Public Schools —Dr. Janet Robinson conducted a power-point presentation re: Stratford Public Schools District Status containing a snapshot of the district, per pupil expenditure, new student's registration, state assessment results, SAT benchmark, response

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.

A MOTION WAS MADE BY MR. YOUNG, SECONDED BY MR. CHASE TO APPROVE THE FOREGOING MINUTES. THE MOTION PASSED 10 TO 0.

3. COUNCIL MEMBERS' RESPONSE TO COMMENTS FROM PUBLIC FORUM

Ms. Manus: re: tax abatement, Zoning Commission vacancy appointment, development, town bells, Ackley Park, Dr. Robinson's presentation
Mr. Llewelyn: re: Stratford High School renovations, Short Beach campout, restaurant at Short Beach, past Election Day
Mr. Chase — re: Bunnell field house
Mr. Young — re: School presentation, parking garage, Short Beach activities
Mr. Cann — re: Transit Oriented District, WPCA's attorney
Mr. Harden — re: School presentation, Zoning Commission vacancy appointment, proposed parking garage.
Mr. Kadeem — re: Center school, Bunnell field house, Ackley Park, splash Park in the South End.
Mr. Farrington-Posner — re: Zoning Commission vacancy appointment, proposed parking garage, Center School, School presentation, Ms. Grey's comments, Changes taking place in town.
Ms. Daponte — re: Mr. Yates's comments, Short Beach Campout by the scouts, school presentation, Center School, spigot at Ackley Park, FOI requests.

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.

A MOTION WAS MADE BY MR. CHASE, SECONDED BY MS. ANTEZZO TO ACCEPT THE FOREGOING RESIGNATION AND VACANCY. THE MOTION PASSED 9 TO 1.

WAIVER OF COUNCIL RULES OF PROCEDURE

A MOTION WAS MADE BY MR. CHASE SECONDED BY MS. ANTEZZO TO WAIVE THE COUNCIL RULES OF PROCEDURE TO AMEND THE AGENDA BY ADDING THE ITEM "COMMITTEE/COMMISSION/BOARD APPOINTMENTS VACATED BY FORMER COUNCIL MEMBERS MESSRS. DUMAS AND GRESKO". THE MOTION PASSED 10 - 0.

Representative Gresko vacated:

1. Public Safety Committee: Resolved that Greg Cann is hereby appointed to the Public Safety Committee.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MR. YOUNG TO APPOINT GREG CANN TO THE PUBLIC SAFETY COMMITTEE THAT WAS PREVIOUSLY HELD BY MR. GRESKO. THE MOTION PASSED 10 TO 0.

2. Conservation Commission: Resolved that Greg Cann is hereby appointed to the Conservation Commission as the Council Liaison.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MR. HARDEN TO APPOINT GREG CANN AS THE COUNCIL LIAISON TO THE CONSERVATION COMMISSION THAT WAS PREVIOUSLY HELD BY MR. GRESKO. THE MOTION PASSED 10 TO 0.

3. Pension Board: (a) Resolved that the resignation of J. Vincent Chase from the Pension Board is accepted.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MR. FARRINGTON-POSNER TO ACCEPT THE RESIGNATION OF J. VINCENT CHASE FROM THE PENSION BOARD. THE MOTION PASSED 10 TO 0.

- (b) Resolved that Greg Cann is hereby appointed to the Pension Board.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MR. FARRINGTON-POSNER TO APPOINT GREG CANN TO THE PENSON BOARD. THE MOTION PASSED 10 TO 0.

Attorney Dumas vacated:

1. Longbrook Park Commission: Resolved that Scott Farrington-Posner is appointed Chair of the Longbrook Park Commission.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MR. CANN TO APPOINT SCOTT FARRINGTON-POSNER AS CHAIRMAN OF THE LONGBROOK PARK COMMISSION. THE MOTION PASSED 10 TO 0

2. Pension Board: (a) Resolved that the resignation of Beth Daponte from the Pension Board is accepted.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MS. MANUS TO ACCEPT THE RESIGNATION OF BETH DAPONTE FROM THE PENSION BOARD. THE MOTION PASSED 10 TO 0.

- (b) Resolved that Scott Farrington-Posner is hereby appointed to the Pension Board.

A MOTION WAS MADE BY MR. LLEWELYN SECONDED BY MS. MANUS TO APPOINT SCOTT FARRINGTON-POSNER TO THE PENSON BOARD. THE MOTION PASSED 10 TO 0.

3. Board of Education Liaison — (a) Resolved that the resignation of David Harden from BOE Liaison committee is accepted.

A MOTION WAS MADE BY MS. ANTEZZO SECONDED BY MS. MANUS TO ACCEPT THE RESIGNATION OF DAVID HARDEN FROM THE BOARD OF EDUCATION LIAISON COMMITTEE. THE MOTION PASSED 10 TO 0.

- (b) Resolved that Scott Farrington-Posner is appointed to the BOE Liaison committee.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MS. MANUS TO APPOINT SCOTT FARRINGTON-POSNER TO THE BOARD OF EDUCATION LIAISON COMMITTEE. THE MOTION PASSED 10 TO 0.

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.

Mayor Harkins reported: Transit Oriented district meeting, Stratford/Bunnell high School football game, Nov. 29 Tree lighting, search for Finance director, bond rating meeting, Convention by health Dept., complete streets program, Two Roads Brewery expansion, former Garbage museum sold to recycling company from Norwalk, UPS expansion and other economic development projects.

5.1.1 **STRATFORD ARMY ENGINE PLANT (SAEP)** — meeting in Concord, Mass.

5.1.2 **APPOINTMENTS** — No action taken.

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

WAIVER OF COUNCIL RULES OF PROCEDURE

A MOTION WAS MADE BY MR.* ~~CHASE~~ FARRINGTON-POSNER SECONDED BY MS. ANTEZZO TO WAIVE THE COUNCIL RULES OF PROCEDURE TO TAKE ITEM 9.2.2 OUT OF ORDER. THE MOTION PASSED 10 TO 0.

9.2.2 **ZONING COMMISSION – PLANNING DISTRICT I**

RESOLVED: that JOSEPH PAUL of 47 HARBOR VIEW PLACE 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)

A MOTION WAS MADE BY MR. CHASE SECONDED BY MR. HARDEN TO APPOINT ANN BAKER TO THE FOREGOING ZONING COMMISSION POSITION. THE MOTION FAILED WITH 3 IN FAVOR AND 7 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — NO, MR. KADEEM — NO, MR. HARDEN — NO, MR. CANN — NO, MR. YOUNG — NO, MS. ANTEZZO — *NO ~~YES~~, MR. CHASE — YES, MR. LLEWELYN — YES, MS. MANUS — NO, MS. DAPONTE — *YES ~~NO~~.

A MOTION WAS MADE BY MR. FARRINGTON-POSNER SECONDED BY MR. CANN TO APPOINT JOSEPH PAUL TO THE FOREGOING ZONING COMMISSION POSITION. THE MOTION PASSED WITH 7 IN FAVOR AND 3 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — YES, MR. KADEEM — YES, MR. HARDEN — YES, MR. CANN — YES, MR. YOUNG — YES, MS. ANTEZZO — YES, MR. CHASE — NO, MR. LLEWELYN — *YES ~~NO~~, MS. MANUS — YES, MS. DAPONTE — NO.

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 15-16)

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.

A MOTION WAS MADE BY MR. YOUNG SECONDED BY MR. CHASE TO APPROVE THE FOREGOING ORDINANCE FOR FINAL PASSAGE. THE MOTION PASSED UNANIMOUSLY VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — YES, MR. KADEEM — YES, MR. HARDEN — YES, MR. CANN — YES, MR. YOUNG — YES, MS. ANTEZZO — YES, MR. CHASE — YES, MR. LLEWELYN — YES, MS. MANUS — YES, MS. DAPONTE — YES.

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 17-18)

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.

A MOTION WAS MADE BY MS. ANTEZZO SECONDED BY MR. CHASE TO APPROVE THE FOREGOING ORDINANCE FOR FINAL PASSAGE. THE MOTION PASSED 10 TO 0 VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — YES, MR. KADEEM — YES, MR. HARDEN — YES, MR. CANN — YES, MR. YOUNG — YES, MS. ANTEZZO — YES, MR. CHASE — YES, MR. LLEWELYN — YES, MS. MANUS — YES, MS. DAPONTE — YES.

WAIVER OF COUNCIL RULES OF PROCEDURE

A MOTION WAS MADE BY MS. ANTEZZO SECONDED BY MS. MANUS TO WAIVE THE COUNCIL RULES OF PROCEDURE TO TAKE ITEM 8.1 OUT OF ORDER. THE MOTION PASSED 10 TO 0.

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.

A MOTION WAS MADE BY MR. CANN SECONDED BY MS. ANTEZZO TO APPROVE THE FOREGOING RESOLUTION. THE MOTION PASSED WITH 8 IN FAVOR AND 2 (MESSRS. CHASE AND LLEWELYN) OPPOSED.

~~**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.~~

A MOTION WAS MADE BY MR. CANN SECONDED BY MS. ANTEZZO TO APPROVE THE FOREGOING RESOLUTION. After Discussion, A MOTION WAS MADE BY MR. CHASE, SECONDED BY MR. KADEEM TO STRIKE THE FOREGOING RESOLUTION FROM THE AGENDA. THE MOTION PASSED 9 TO 1.

3. Be It Resolved, the Town Council ~~instructs the town's Finance Director~~ authorizes the to utilization of 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.

A MOTION WAS MADE BY MR. CANN, SECONDED BY MR. HARDEN TO APPROVE THE FOREGOING RESOLUTION.

A MOTION WAS MADE BY MS. MANUS, SECONDED BY MR. FARRINGTON-POSNER TO AMEND THE FIRST SENTENCE OF THE RESOLUTION AS: ~~instructs the town's Finance Director authorizes the~~ utilization of. THE MOTION TO AMEND PASSES 10 TO 0 VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — YES, MR. KADEEM — YES, MR. HARDEN — YES, MR. CANN — YES, MR. YOUNG — YES, MS. ANTEZZO — YES, MR. CHASE — YES, MR. LLEWELYN — YES, MS. MANUS — YES, MS. DAPONTE — YES.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MR. KADEEM TO FURTHER AMEND THE FOREGOING RESOLUTION BY ADDING A SENTENCE: “NOT MORE THAN \$150.00 PER HOUR.” After discussion: A MOTION WAS MADE BY MR. KADEEM, SECONDED BY MR. CHASE TO PLACE THE FOREGOING RESOLUTION ON THE TABLE. THE MOTION FAILED WITH 5 IN FAVOR AND 5 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — NO, MR. KADEEM — YES, MR. HARDEN — YES, MR. CANN — YES, MR. YOUNG — YES, MS. ANTEZZO — NO, MR. CHASE — YES, MR. LLEWELYN — NO, MS. MANUS — NO, MS. DAPONTE — NO.

A MOTION WAS MADE BY MR. CHASE, SECONDED BY MR. KADEEM TO REFER THE FOREGOING RESOLUTION TO WATER POLLUTION CONTROL AUTHORITY MEETING. THE MOTION PASSED 10 TO 0.

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. – ACTION NOT TAKEN.

WAIVER OF COUNCIL RULES OF PROCEDURE

A MOTION WAS MADE BY MS. MANUS SECONDED BY MR. CHASE TO WAIVE THE COUNCIL RULES OF PROCEDURE TO TAKE ITEM 5.2.5 OUT OF ORDER. THE MOTION PASSED 10 TO 0.

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.

A MOTION WAS MADE BY MR. CANN SECONDED BY MS. MANUS TO APPROVE THE FOREGOING RESOLUTION. THE MOTION PASSED 10 TO 0. A MOTION WAS MADE BY MR. FARRINGTON-POSNER SECONDED BY MR. YOUNG TO DISCUSS THE ICE SKATING RINK AS WELL. THE MOTION PASSED 10 TO 0. Mr. Esposito was called to the podium to clarify the cost analysis for the skating rink document and other inquiries. He distributed a cost analysis for the Longbrook rink. Mr. Tymniak was called upon as well.

A MOTION WAS MADE BY MR. FARRINGTON-POSNER, SECONDED BY MS. MANUS TO APPROVE THE BUDGET AS ONE-TIME COST OF \$35,240.00, RECURRING COST OF \$23,800.00, \$5,000.00 FOR INSURANCE RIDER, MINUS FATHERS' CLUB DONATION. THE MOTION PASSED VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — YES, MR. KADEEM — NO, MR. HARDEN — YES, MR. CANN — YES, MR. YOUNG — YES, MS. ANTEZZO — NO, MR. CHASE — NO, MR. LLEWELYN — YES, MS. MANUS — YES, MS. DAPONTE — YES.

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

A MOTION WAS MADE BY MR. CHASE, SECONDED BY MR. KADEEM TO STRIKE THE FOREGOING ITEM FROM THE AGENDA. THE MOTION PASSED 10 TO 0.

Mr. Silhavey, Chairman of the Planning Commission, was called to the podium for clarification of items B., C., and D. below.

- B. Candlewood Road (lot 23) – to be sold with stipulation that any development be coordinated with the Conservation Administrator.

RESOLVED: that the recommendation of the Planning Commission is accepted and the sale of Candlewood Road (lot 23) be and is hereby authorized.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MS. ANTEZZO TO APPROVE THE FOREGOING RESOLUTION. THE MOTION PASSED 9 TO 1 (MR. KADEEM WAS OPPOSED).

- C. 540 Longbrook Road — To be sold with the stipulation that the Health Dept. and Conservation Administrator be consulted during the sale process.

A MOTION WAS MADE BY MR. FARRINGTON-POSNER SECONDED BY MR. YOUNG TO PLACE THE FOREGOING ITEM ON THE TABLE. THE MOTION PASSED 9 TO 1 (MR. CHASE WAS OPPOSED).

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

RESOLVED: that the recommendation of the Planning Commission is accepted and the sale of property at 2370 Stratford Avenue that is not being utilized for street intersection improvements /realignment be and is hereby authorized.

A MOTION WAS MADE BY MR. HARDEN SECONDED BY MR. LLEWELYN TO AUTHORIZE THE SALE OF 2370 STRATFORD AVENUE. A MOTION TO AMEND THE MAIN MOTION WAS MADE BY MS. MANUS, SECONDED BY MR. HARDEN TO ADD THE STIPULATION NOT TO SELL PORTION OF THE PROPERTY THAT IS NEEDED TO ACCOMMODATE RELIGNMENT OF THE INTERSECTION. THE MOTION PASSED 9 TO 1 (MR. CHASE WAS OPPOSED).

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. — ACTION NOT TAKEN.

WAIVER OF COUNCIL RULES OF PROCEDURE

A MOTION WAS MADE BY MS. MANUS SECONDED BY MR. CHASE TO WAIVE THE COUNCIL RULES OF PROCEDURE IN ORDER TO ADD AN ITEM TO THE AGENDA “ASTHMA GRANT AWARD RESOLUTION” AND TAKE ADDITIONAL HEALTH DEPARTMENT ITEM, ITEM 7.3.3, OUT OF ORDER. THE MOTION PASSED 10 TO 0.

Health Director Andrea Boissevain was called to the podium for further clarification of the Asthma grant resolution and fee increases for local establishments. Questions were posed to Ms. Boissevain.

ASTHMA GRANT AWARD RESOLUTION – Matching funds are not required. Additional staff will not be needed. This is a continuation of the current asthma grant program.

Sponsored by: The Honorable Town Council

WHEREAS, *Connecticut Department of Public Health* has made funds available in the amount of \$ 87,714.00 to the *Stratford Health Department* to lead a regional education initiative to educate families in Bethel, Bridgeport, Danbury, Fairfield, Greenwich, Monroe, Darien, Stratford, Trumbull, Weston and Westport about childhood asthma for the contract period of 9/1/2016 – 8/31/2019.

WHEREAS, it is both desirable and in the public interest to execute a grant agreement with the *Connecticut Department of Public Health* and to accept funding in connection with this project;

NOW THEREFORE, BE IT RESOLVED BY THE Town Council:

1. That it is cognizant of the Town grant application and contract to the *Connecticut Department of Public Health* for funds in the amount of \$ \$ 87,714.00 to implement a multi-town asthma education initiative.
2. That it hereby authorizes, directs and empowers the mayor or his designee to execute and deliver such application in the name and on behalf of the *Town of Stratford*, any and all applications and/or agreements (including amendments to, or rescission of such agreement), and any and all related documents necessary to apply for and obtain funding from the *Connecticut Department of Public Health* through the *Asthma Program*.

A MOTION WAS MADE BY MS. ANTEZZO SECONDED BY MR. CANN TO ACCEPT THE FOREGOING RESOLUTION. THE MOTION PASSED 10 TO 0.

7.3.3 PROPOSED HEALTH DEPARTMENT FEE INCREASES FOR LOCAL ESTABLISHMENTS — TABLED DURING COUNCIL MEETING OF OCTOBER 12, 2016.

A MOTION WAS MADE BY MR. LLEWELYN SECONDED BY MS. MANUS TO TAKE THE FOREGOING ITEM OFF THE TABLE. THE MOTION PASSED 10 TO 0.

RESOLVED: that the Health Department fees for food service establishments, food trucks, barber beauty and nail establishments, rooming houses, motels, hotels, septic systems, swimming pools, tattoo parlors, temporary events, and miscellaneous items, as recommended, be and is hereby approved. (appended as pages 19-20)

A MOTION WAS MADE BY MS. MANUS, SECONDED BY MR. HARDEN TO APPROVE THE FEES AS PRESENTED BY HEALTH DIRECTOR. THE MOTION PASSED 10 TO 0.

5.2.6 SHAKESPEARE SUBCOMMITTEE — REPORT. ACTION NOT TAKEN.

ADJOURNMENT — A MOTION WAS MADE BY MR. LLEWELYN, SECONDED BY MR. KADEEM TO ADJOURN THE MEETING. THE MOTION FAILED WITH 5 IN FAVOR AND 5 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — NO, MR. KADEEM — YES, MR. HARDEN — YES, MR. CANN — YES, MR. YOUNG — YES, MS. ANTEZZO — NO, MR. CHASE — NO, MR. LLEWELYN — YES, MS. MANUS — NO, MS. DAPONTE — NO.

5.3 TOWN ATTORNEY'S REPORT

5.3.1 16 Goodwin Place — ~~Executive session requested~~

A MOTION WAS MADE BY MR. CHASE, SECONDED BY MR. HARDEN TO MODIFY THE TOWN ATTORNEY'S REPORT RE EXECUTIVE SESSION IS NOT REQUIRED IN CONNECTION THE FOREGOING ITEM 5.3.1. THE MOTION PASSED 10 TO 0.

Attorney Bruce Jackson was called to the podium to render a report.

RESOLVED: that the opinion of Attorney Jackson is accepted and the property at 16 Goodwin Place be and is hereby granted to Habitat for Humanity.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MS. MANUS TO APPROVE GRANTING FOREGOING 16 GOODWIN PLACE PROPERTY TO HABITAT FOR HUMANITY. THE MOTION PASSED 10 TO 0.

5.3.2 California Condominiums – 40 California Street — Executive session requested

Requested to take the foregoing item, 40 California Street, into executive session for the purpose that the transaction and disclosure of facts and circumstances may result in a value increase.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MR. YOUNG TO ENTER INTO EXECUTIVE SESSION TO DISCUSS THE ABOVE-CITED ITEM FOR THE REASON AS STATED ABOVE WITH EXECUTIVE SESSION TO INCLUDE MEMBERS OF THE STRATFORD TOWN COUNCIL, ATTORNEYS JACKSON, LECLERC, FLOREK AND HODGSON; MR. TYMNIAK, AND MAYOR HARKINS. THE MOTION CARRIES 9 TO 1 WITH MR. FARRINGTON-POSNER OPPOSED.

Stratford Town Council meeting recessed: 11:15 p.m.

Executive Session took place in room 213 of Stratford Town Hall, 2725 Main Street, Stratford, CT. The following persons entered into executive Session: Council members Beth Daponte, Scott Farrington-Posner, Wali Kadeem, David Harden, Gregory Cann, Philip Young, Marianne Antezzo, J. Vincent Chase, Alan Llewelyn and Tina Manus; Mayor Harkins, Chris Tymniak, Attorneys Hodgson, Florek, Jackson and LeClerc. The above-cited item, California Condominiums – 40 California Street, was the subject of discussion. Executive Session ended at 11:28 p.m.

Stratford Town Council meeting reconvened: 11:30 p.m.

A MOTION WAS MADE BY MR. LLEWELYN SECONDED BY MS. MANUS TO COME OUT OF EXECUTIVE SESSION. THE MOTION PASSED 10 TO 0.

California Condominiums – 40 California Street — continued

RESOLVED: that approval is hereby given for Bruce Jackson, Esq. to proceed with California Condominiums – 40 California Street as discussed in executive session.

A MOTION WAS MADE BY MR. LLEWELYN SECONDED BY MR. CHASE TO APPROVE THE DECISION MADE IN EXECUTIVE SESSION. THE MOTION PASSED WITH 8 IN FAVOR AND 2 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — YES, MR. KADEEM — YES, MR. HARDEN — YES, MR. CANN — YES, MR. YOUNG — YES, MS. ANTEZZO — YES, MR. CHASE — NO, MR. LLEWELYN — YES, MS. MANUS — YES, MS. DAPONTE — NO.

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

Requested to take the forgoing item, Laurence Parnoff v Aquarion Company, et al, into executive session for the purpose of strategy and negotiations with respect to pending claims or litigation toward the town or a member thereof as a party.

A MOTION WAS MADE BY MS. MANUS SECONDED BY MS. ANTEZZO TO ENTER INTO EXECUTIVE SESSION TO DISCUSS THE ABOVE-CITED ITEM FOR THE REASON AS STATED ABOVE WITH EXECUTIVE SESSION TO INCLUDE MEMBERS OF THE STRATFORD TOWN COUNCIL, ATTORNEYS JACKSON, LECLERC, FLOREK AND HODGSON; MR. TYMNIAK, AND MAYOR HARKINS. THE MOTION CARRIES 10 TO 0.

Stratford Town Council meeting recessed: 11:35 p.m.

Executive Session took place in room 213 of Stratford Town Hall, 2725 Main Street, Stratford, CT. The following persons entered into executive Session: Council members Beth Daponte, Scott Farrington-Posner, Wali Kadeem, David Harden, Gregory Cann, Philip Young, Marianne Antezzo, J. Vincent Chase, Alan Llewelyn and Tina Manus; Mayor Harkins, Chris Tymniak, Attorneys Hodgson, Florek, Jackson and LeClerc. The above-cited item, California Condominiums – 40 California Street, was the subject of discussion. Executive Session ended at 11:39 p.m.

Stratford Town Council meeting reconvened: 11:40 p.m.

A MOTION WAS MADE BY MR. CHASE SECONDED BY MR. HARDEN TO COME OUT OF EXECUTIVE SESSION. THE MOTION PASSED 10 TO 0.

Laurence Parnoff v Aquarion Company, et al - continued — ACTION NOT TAKEN.

ADJOURNMENT — A MOTION WAS MADE BY MR. LLEWELYN, SECONDED BY MR. KADEEM TO ADJOURN THE MEETING. THE MOTION FAILED VIA ROLL CALL

VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — NO, MR. KADEEM — YES, MR. HARDEN — NO, MR. CANN — NO, MR. YOUNG — NO, MS. ANTEZZO — NO, MR. CHASE — NO, MR. LLEWELYN — YES, MS. MANUS — NO, MS. DAPONTE — NO.

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

Attorney Sean Plumb clarified the agenda item. A land swap will take place as CTDOT will realign the area. 2,560 square feet to 400 ft. — ACTION NOT TAKEN.

5.3.5 QUESTIONS TO THE TOWN ATTORNEY — NO QUESTIONS.

6. QUESTIONS TO MAYOR OR STAFF — NO QUESTIONS.

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 — ACTION NOT TAKEN.

7.2 FINANCIAL ADVISORY COMMITTEE — additional appointments — ACTION NOT TAKEN.

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 — ACTION NOT TAKEN.

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. — ACTION NOT TAKEN.

7.4 TABLED ORDINANCES AND RESOLUTIONS

7.4.1 CENTER SCHOOL — RESOLUTION — (tabled July 11, 2016) — ACTION NOT TAKEN.

7.4.2 TRANSFER OF FUNDS AND RESOLUTION (*placed on the table during Council meeting of June 13, 2016*) — ACTION NOT TAKEN.

7.5 TABLED APPOINTMENTS

7.5.1 STRATFORD HOUSING PARTNERSHIP — ACTION NOT TAKEN.

A. 3 members of the local business community 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.* — ACTION NOT TAKEN.

7.5.3 BEAUTIFICATION COMMITTEE — term concurrent with Council — ACTION NOT TAKEN.

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 — ACTION NOT TAKEN.

7.5.5 COMMITTEE/COMMISSION VACANCIES created by Town Council resignations— TABLED DURING COUNCIL MEETING OF JULY 8, 2016 (APPOINTMENTS TOOK PLACE ON PAGES 3-4)

8. ORDINANCES AND RESOLUTIONS — NONE

9. NEW BUSINESS

9.1 TRANSIT ORIENTED DISTRICT (TOD) — ACTION NOT TAKEN.

9.2 APPOINTMENTS

9.2.1 LIBRARY ASSOCIATION — 2 appointments, 3-year term, appointed by Council — ACTION NOT TAKEN.

ADJOURNMENT — A MOTION WAS MADE BY MR. LLEWELYN, SECONDED BY MR. KADEEM TO ADJOURN THE MEETING. THE MOTION PASSED VIA ROLL CALL VOTE AS FOLLOWS: MR. FARRINGTON-POSNER — YES, MR. KADEEM — YES, MR. HARDEN — YES, MR. CANN — YES, MR. YOUNG — YES, MS. ANTEZZO — NO, MR. CHASE — NO, MR. LLEWELYN — YES, MS. MANUS — NO, MS. DAPONTE — YES. The meeting adjourned at 11:58 p.m.

ATTEST: *Carol Cabral*
Carol Cabral, Council Clerk

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

STRATFORD HEALTH DEPARTMENT'S UPDATED FEE SCHEDULE 2017		
STRATFORD	DESCRIPTION	STRATFORD'S NEW FEE PROPOSAL
		Fee (\$)
<i>FEES FOR FOOD SERVICE ESTABLISHMENTS</i>		
Food Service Plan Review		\$100.00
Restaurants, Caterers, Organizations, Concessions		
	Class I	<i>no increase</i>
	Class II	<i>no increase</i>
	Class III	\$300.00
	Class III Schools	<i>no increase</i>
	Class IV	\$350.00
Class IV Supermarkets		\$415.00
Food Service Reinspection Fee		\$115.00
<i>FEES FOR FOOD TRUCKS</i>		
Food Trucks	Class I	<i>no increase</i>
	Class II	<i>no increase</i>
	Class III	<i>no increase</i>
	Class IV	<i>no increase</i>
<i>BARBER, BEAUTY, NAILS</i>		
Cosmetology Plan Review	Any Size	\$60.00
Barber,Beauty,Nails	7 or Under	\$90.00
	8 or more	\$115.00
<i>ROOMING HOUSES, MOTELS, HOTELS</i>		
Rooming Houses, Motels, Hotels	Up to 30 rooms	\$85.00
	>30 < 50 rooms	\$115.00
	>50 rooms	\$175.00
<i>SEPTIC SYSTEMS</i>		
Septic Systems		
	New Installation	\$185.00
	Repair	\$100.00
	Home Renovation	\$100.00

SWIMMING POOLS		
Swimming Pools		
indoor		\$125.00
outdoor		\$100.00
TATTOO PARLORS		
Tattoo Parlor Plan Review		\$100.00
Tattoo		no increase
TEMPORARY EVENTS		
Temporary Food Handlers		
	Non-Profit	no increase
	Single Use	no increase
Farmers Market	Seasonal	no increase
MISCELLANEOUS		
Well Drilling		\$160.00
Sandblasting		\$75.00
Photocopies	Per page	no increase
Radon Kits	Per kit	no increase
Returned Check Fee		no increase