

**WATER POLLUTION CONTROL AUTHORITY &  
TOWN COUNCIL MEETINGS OF NORTH BRANFORD, CONNECTICUT**

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**Tuesday, February 15, 2005**

**Town Council Chambers**

**7:02 p.m.**

1. ROLL CALL: Present were Mayor Michael Doody, Deputy Mayor Vincent Candelora, Council Members Mary Bigelow, Andrew Esposito, Donald Fucci, David Hultgren, Ashley Joiner, John Lappie and Joanne Wentworth. Also present were Town Manager Karl Kilduff and Town Attorney John Gesmonde.

2. MINUTES OF PREVIOUS MEETING:

a. February 1 – Regular WPCA & Town Council Meeting

MOTION: Councilor Wentworth moved, seconded by Councilor Lappie, to accept the minutes of the February 1, 2005 Regular Water Pollution Control Authority and Town Council Meeting as presented.

VOTE: Passed 7 to 0 with 2 abstentions in a roll call vote.

FOR: Mayor Doody, Deputy Mayor Candelora, Councilors Mary Bigelow, Donald Fucci, David Hultgren, John Lappie and Joanne Wentworth

ABSTAIN: Councilors Andrew Esposito and Ashley Joiner

b. February 8 – Workshop Meeting of Town Council and Board of Education

MOTION: Councilor Lappie moved, seconded by Councilor Wentworth, to accept the minutes of the February 8, 2005 Workshop Meeting of Town Council and Board of Education as presented.

VOTE: Passed 8 to 0 with 1 abstention in a roll call vote.

FOR: Mayor Doody, Deputy Mayor Candelora, Councilors Mary Bigelow, Donald Fucci, David Hultgren, Ashley Joiner, John Lappie and Joanne Wentworth

ABSTAIN: Councilor Andrew Esposito

**WATER POLLUTION CONTROL AUTHORITY AGENDA**

3. CORRESPONDENCE/CITIZENS' STATEMENTS

There were no correspondence or citizens' statements at this time.

4. UNFINISHED BUSINESS: None.

5. NEW BUSINESS:

a. Discussion and Action Re: Possible Sanitary Sewer Connection - 292 Foxon Road

Town Engineer Kurt Weiss reviewed with the Council his Memorandum dated February 8, 2004 regarding WPCA Application to Connect a three lot Subdivision at 292 Foxon Road to Sanitary Sewers. He pointed out that the property is located in the R-40 zone. The sanitary sewer easement runs from Wood Chase Lane to Foxon Road; however, this easement has never been formally granted to the Town.

The attorney representing the applicant was present to answer any questions of the Council.

There was review and discussion on the plans between Council members and the Town Engineer. The Town Engineer confirmed that the proposed lots conform to the zoning regulation requirements.

There was also discussion on the easement from Wood Chase Lane southerly through the property to Foxon Road. Town Attorney Gesmonde confirmed that he must approve the Easement Agreement prior to it being filed.

There was further review and discussion on this request. Town Engineer Weiss reviewed the easement through the property and how each of the lots will connect to the sanitary sewer from individual laterals.

MOTION: Deputy Mayor Candelora moved, seconded by Councilor Lappie, that the North Branford Water Pollution Control Authority hereby approves the attached Suggested Motion regarding Sanitary Sewer Connection for 292 Foxon Road (Attachment 1).

Town Attorney Gesmonde questioned the wording in paragraph 1 of the Suggested Motion, which the Town Engineer clarified.

VOTE: Passed 9 to 0 in a roll call vote.

6. CITIZENS' STATEMENTS AND PETITIONS

There were no citizens' statements or petitions at this time.

**REGULAR TOWN COUNCIL AGENDA****7. REPORTS OF COMMITTEES, BOARDS AND COMMISSIONS:**  
a. Economic Development Commission

Town Manager Kilduff reported on the February 7<sup>th</sup> meeting of the Economic Development Commission. The Commission received a report from the RGP and an update on the scope of work being done to assess land uses on Route 80. He also noted that staff is continuing with business visitations as well as working to bring the New Haven Commercial and Industrial Real Estate Agents Association to visit the Commission in March.

## b. Pension Committee

Deputy Mayor Candelora reported that the Pension Committee met on February 9<sup>th</sup> and approved a pension. The Committee also reviewed the performance of the pension plans and discussed an increase for the volunteer ambulance and firefighters.

## c. Farm Ordinance Study Committee

Councilor Wentworth reported that the Farm Ordinance Study Committee met and is writing a letter to Representatives Ward and Meyer for clarification on the State bill.

## d. Hazardous Waste/Recycling Committee

Councilor Bigelow reported that the Committee met with Andy Bozzuto, the Town's trash hauler, with discussions centering on recycling. The Committee also discussed preparations for the satellite collection to be held on June 11<sup>th</sup>. Councilor Bigelow will be contacting the Town of Wallingford regarding the Spring electronics collection.

Councilor Bigelow advised the Council that the Committee is interested in expanding the membership from 10 to 12 members and to enhance and upgrade the functions of the Committee.

## e. Permanent Project Building Committee

Town Manager Kilduff reported that the Permanent Project Building Committee had no business and did not meet. He noted that the Committee will not meet until there is a definitive project before it.

**8. TOWN MANAGER'S REPORT**

Town Manager Kilduff presented and reviewed with the Council his Memorandum dated February 9, 2005 (Attachment 2).

The Town Manager distributed to Council members an assessment prepared by CCM on the Governor's Proposed Budget: Impact on North Branford. He briefly reviewed the effect of the State budget on the Town.



**MOTION:** Councilor Esposito moved, seconded by Councilor Bigelow, that the North Branford Town Council hereby reappoints Victor Palma to the Park and Recreation Commission for a term to expire December 31, 2007.

**VOTE:** Passed 9 to 0 in a roll call vote.

**MOTION:** Councilor Esposito moved, seconded by Councilor Joiner, that the North Branford Town Council hereby appoints Mary Bigelow as an Alternate to the Pension Committee with a term to expire December 1, 2005.

**VOTE:** Passed 8 to 0 with 1 abstention in a roll call vote.

**FOR:** Mayor Doody, Deputy Mayor Candelora, Councilors Andrew Esposito, Donald Fucci, David Hultgren, Ashley Joiner, John Lappie and Joanne Wentworth

**ABSTAIN:** Councilor Mary Bigelow

**MOTION:** Councilor Lappie moved, seconded by Councilor Wentworth, that the North Branford Town Council hereby appoints Vincent Candelora to the Ethics Ordinance Review Committee to replace George Guertin.

**VOTE:** Passed 8 to 0 with 1 abstention in a roll call vote.

**FOR:** Mayor Doody, Councilors Mary Bigelow, Andrew Esposito, Donald Fucci, David Hultgren, Ashley Joiner, John Lappie and Joanne Wentworth

**ABSTAIN:** Deputy Mayor Candelora

**7:30 PM Public Hearing on Possible Ordinance Creating a Code of Ethics and Ethics Commission**

Mayor Doody opened the public hearing at 7:30 p.m. and read the Notice of Public Hearing (Attachment 3) into the record.

Mayor Doody opened the public hearing to public comments.

Ron Haskins  
8 Laraine Court

**Re:** As a board member in Town as well as a resident and business owner, he had concerns with the wording in several sections of the proposed Code of Ethics. The sections he had concerns or questions on were Section F. Representation of private interests, Section G. Disclosure of interest, and Section H. Former public officials/public employees, paragraph (2).

Town Attorney Gesmonde voiced concerns on the enforcement under Section H. Former public officials/public employees. Under Section G. Disclosure of interest, the Town Attorney suggested an addition to paragraph (2) to include the words "he knows or should know is" between the words "matter" and "coming".



- c. Discussion and Action Re: Appropriation from Contingency

MOTION: Councilor Wentworth moved, seconded by Councilor Lappie, that the Town Manager is hereby authorized to appropriate from reserve for contingency, Account #4703-760-0000, and transfer into the appropriate accounts, as soon as possible, for the attached purposes (Attachment 4).

Town Manager Kilduff confirmed that this was not included in the budget and was to be taken from contingency at the request of the Council.

VOTE: Passed 9 to 0 in a roll call vote.

- d. Discussion and Action Re: Approval of Tax Refunds

MOTION: Councilor Lappie moved, seconded by Councilor Hultgren, that the North Branford Town Council hereby approves the attached property tax refunds (Attachment 5).

VOTE: Passed 9 to 0 in a roll call vote.

MOTION: Deputy Mayor Candelora moved, seconded by Councilor Wentworth, that the North Branford Town Council hereby amends the Town Council Agenda to add on item

15.

Executive Session Re: Land Negotiations, pursuant to CGS Section 1-200(6)(D) with attendance by the Town Manager and Town Council.

VOTE: Passed 9 to 0 in a roll call vote.

14. CITIZENS' STATEMENTS AND PETITIONS

There were no citizens' statements or petitions at this time.

15. ADJOURN TO EXECUTIVE SESSION:

- a. LAND NEGOTIATIONS, PURSUANT TO CGS 1-200 (6) (D)

MOTION: Councilor Wentworth moved, seconded by Deputy Mayor Candelora, that the North Branford Town Council hereby adjourns to Executive Session at 7:55 p.m. to discuss land negotiations, pursuant to CGS Section 1-200(6)(D); and that attendance at said Executive Session be hereby limited to Town Council members and the Town Manager.

VOTE: Passed 9 to 0 in a roll call vote.

**MOTION:** Deputy Mayor Candelora moved, seconded by Councilor Wentworth, to return to open session at 8:04 p.m.

**VOTE:** Passed unanimously.

**16. ADJOURNMENT**

**MOTION:** Councilor Esposito moved, seconded by Councilor Joiner, to adjourn the meeting at 8:05 p.m.

**VOTE:** Passed unanimously.

Respectfully submitted,

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Rosanne Krajewski,  
Clerk to the Council