

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

Tuesday, June 20, 2006

**Town Council Chambers
7:00 p.m.**

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

2. MINUTES OF PREVIOUS MEETING:
a. May 16 – Regular WPCA & Town Council Meeting

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Candelora, to accept the minutes of the May 16, 2006 Regular Water Pollution Control Authority and Town Council Meeting as presented.

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

b. May 24 – Special Town Council Meeting

MOTION: Councilor Bigelow moved, seconded by Deputy Mayor Wentworth, to accept the minutes of the May 24, 2006 Special Town Council Meeting as presented.

VOTE: Passed 6 to 0 with 3 abstentions in a roll call vote.

FOR: Mayor Esposito, Deputy Mayor Wentworth, Councilors Mary Bigelow, Vincent Candelora, Donald Fucci, Arthur Hausman

ABSTAIN: Councilors Andrew Bozzuto, Michael Doody, Ashley Joiner

- c. June 6 – Special Town Council Meeting

MOTION: Councilor Doody moved, seconded by Deputy Mayor Wentworth, to accept the minutes of the June 6, 2006 Special Town Council Meeting as presented.

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

FOR: Mayor Esposito, Deputy Mayor Wentworth, Councilors Andrew Bozzuto, Vincent Candelora, Michael Doody, Donald Fucci, Arthur Hausman, Ashley Joiner

ABSTAIN: Councilor Mary Bigelow

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 - 1645 Foxon Road

Town Manager Kilduff reviewed with the Council a Memorandum dated May 24, 2006 from Town Engineer Kurt Weiss regarding WPCA Application to Connect Proposed lot 1645 Foxon Road to Sanitary Sewers with attached map. He confirmed that the capacity exists for this connection and that a Special Connection Fee will be assessed.

MOTION: Councilor Doody moved, seconded by Councilor Fucci, that the North Branford Water Pollution Control Authority hereby approves the attached Suggested Motion (Attachment 1) regarding Sanitary Sewer Connection for 1645 Foxon Road.

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

- b. Discussion and Action Re: Possible Sanitary Sewer Connection – 284 Notch Hill Road

Town Manager Kilduff reviewed with the Council a Memorandum dated June 1, 2006 from Town Engineer Kurt Weiss regarding WPCA Application to Connect Proposed House on lot at 284 Notch Hill Road to Sanitary Sewers.

MOTION: Councilor Doody moved, seconded by Deputy Mayor Wentworth, that the North Branford Water Pollution Control Authority hereby approves the attached Suggested Motion (Attachment 2) regarding Sanitary Sewer Connection for 284 Notch Hill Road.

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

- c. Discussion and Action Re: Possible Sanitary Sewer Connection – 261 Twin Lakes Road

Town Manager Kilduff reviewed with the Council a Memorandum dated May 17, 2006 from Town Engineer Kurt Weiss regarding WPCA Application to Connect Proposed House on lot at 261 Twin Lakes Road to Sanitary Sewers. He confirmed that a Special Connection Fee will be assessed.

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Bozzuto, that the North Branford Water Pollution Control Authority hereby approves the attached Suggested Motion (Attachment 3) regarding Sanitary Sewer Connection for 261 Twin Lakes Road.

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

6. CORRESPONDENCE/CITIZENS' STATEMENTS

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

REGULAR TOWN COUNCIL AGENDA

7. REPORTS OF COMMITTEES, BOARDS AND COMMISSIONS:

- a. Board of Education Financial Report - As of June 1, 2006

The Council was in receipt of the Board of Education Financial Report as of June 1, 2006 (Attachment 4).

- b. South Central Regional Council of Governments

Town Manager Kilduff reported on the May 24th meeting of COG at which the Regional Trails Program information was distributed. He indicated that COG endorsed a letter to be sent to the Governor and Federal legislators regarding the need for an energy plan in Connecticut. This is in response to the Broadwater Energy proposal in Long Island Sound.

The Town Manager also reported that there was a lengthy debate on transportation projects as well as urban funding. Various reports received included Workforce Alliance, RGP, RideWorks, and the Convention and Visitors Bureau.

- c. Economic Development Commission

Town Manager Kilduff reported on the June 5th meeting of the Economic Development Commission which had full attendance. The Commission was in receipt of the quarterly review of the business visitations and received an update on the State's Plan of Conservation and Development. The members finalized the goals for the Commission and it was noted that election of officers will be held at the July meeting. The Commission also discussed sandwich board signage and the need to rewrite the regulations on these for the Planning and Zoning Commission.

d. Hazardous Waste/Recycling Committee

Councilor Bigelow reported that the Committee was in receipt of the MS4 stormwater project report and noted that Cedar Lake will be observed for pollution. She also noted that she discussed the IPM (Integrated Pest Management) program with the Committee.

Councilor Bigelow reported on the leaf drop off which ran in April and May. The Committee discussed raising the cost of disposing of tires on Recycle Day. Councilor Bigelow reviewed the participation numbers for the electronics collection in Meriden and noted that the video on recycling has been completed. She indicated that Home Town collection days will be July 22 and September 30 and that recycling bins are now located in the parks. The Nike Reuse-A-Shoe program was a success, and Councilor Bigelow thanked the Public Works Department and the Director of Recycling at Yale University for their assistance with this program.

e. Finance Committee

Councilor Candelora reported that the Committee discussed the elderly tax credit program and income thresholds. He noted that two Executive Session items were discussed which will also be discussed under the Council's Executive Sessions.

f. Other Reports

There were no other reports at this time.

8. TOWN MANAGER'S REPORT

Town Manager Kilduff presented and reviewed with the Council his Memorandum dated June 14, 2006 (Attachment 5).

The Town Manager noted that the Council is in receipt of a letter of resignation from Judith Barton resigning from the Library Board. He also requested that the Agenda be amended to include the Board of Education Lease Purchase Agreement for technology and distributed a Memorandum dated June 15, 2006 from Treasurer/Finance Director Anthony Esposito with respect to this.

Town Manager Kilduff indicated that the Town Clerk has requested clarification on the appointment of Gabriel Varca to the Conservation and Inland Wetlands Agency.

The Town Manager spoke on an upcoming meeting scheduled for June 30th with the DOT regarding the Route 80 project. He noted that this will address all the concerns, including discussions on the North Branford Congregational Church's Green. He also noted that Phase III of the project will also be discussed at that time.

Councilor Candelora had concerns with respect to the steepness of the slopes and the erosion occurring. He noted that there are structural as well as aesthetic concerns.

Town Manager Kilduff confirmed that the DOT is aware of the problem and is working on a solution and this will be discussed at the meeting.

There was further discussion between the Council and the Town Manager with respect to the issue of the Route 80 reconstruction.

9. COMMUNITY EVENTS AND PRESENTATIONS

There were no community events or presentations at this time.

10. CITIZENS' STATEMENTS AND PETITIONS AND CORRESPONDENCE

Mayor Esposito opened the meeting to citizens' statements and petitions.

Paul White, Jerz Lane

Re: Route 80 project. Stated that he had no confidence in the State with respect to this project. He noted that the way this project is going will not help to bring commercial businesses into the Town. With respect to the leaf drop off, he noted problems with the road entering the area which is in very poor condition. He stated that several residents also complained about the condition of the access road to the area.

11. RESIGNATIONS AND APPOINTMENTS

a. Resignation from Planning & Zoning Commission

The Council was in receipt of a letter dated May 17, 2006 from John D. Landolfi, Sr. resigning from the Planning and Zoning Commission effective May 15, 2006.

b. Correction of Appointment to Representative Policy Board of South Central Connecticut Regional Water Authority

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Candelora, that the North Branford Town Council hereby corrects the expiration date for the appointment of Dan Troiano to the South Central Connecticut Regional Water Authority to expire June 30, 2009.

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

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Joiner, that the North Branford Town Council hereby appoints Mary Bigelow to the South Central Connecticut Cable Advisory Council for a term to expire June 30, 2008.

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

FOR: Mayor Esposito, Deputy Mayor Wentworth, Councilors Andrew Bozzuto, Vincent Candelora, Michael Doody, Donald Fucci, Arthur Hausman, Ashley Joiner

ABSTAIN: Councilor Mary Bigelow

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Candelora, that the North Branford Town Council hereby appoints Gerry Fischbach to the Conservation and Inland Wetlands and Watercourses Agency to fill a vacancy with a term to expire December 31, 2007.

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

MOTION: Councilor Bozzuto moved, seconded by Councilor Joiner, that the North Branford Town Council hereby clarifies that the appointment of Gabriel Varca to the Conservation and Inland Wetlands and Watercourses Agency is in replacement of Penny Sharp.

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

FOR: Mayor Esposito, Deputy Mayor Wentworth, Councilors Andrew Bozzuto, Vincent Candelora, Michael Doody, Donald Fucci, Arthur Hausman, Ashley Joiner

ABSTAIN: Councilor Mary Bigelow

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Fucci, to amend the Town Council Agenda to add on under 13. New Business, item. i. Discussion and Action Re: 2006-07 Lease Purchase Agreement.

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

MOTION: Councilor Joiner moved, seconded by Deputy Mayor Wentworth, to amend the Town Council Agenda to add on under 13. New Business, item j. Discussion and Action

Re: Subcommittee to Research Trash Removal and Recycling in North Branford.

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

FOR: Mayor Esposito, Deputy Mayor Wentworth, Councilors Mary Bigelow, Vincent Candelora, Michael Doody, Donald Fucci, Arthur Hausman, Ashley Joiner

ABSTAIN: Councilor Andrew Bozzuto

11. **UNFINISHED BUSINESS:** None.

13. **NEW BUSINESS:**

- a. Discussion and Action Re: Resolution Authorizing and Directing the Town Manager to Execute a Project Grant Agreement under the Local Bridge Program with the Department of Transportation for the White Hollow Road Bridge

MOTION: Councilor Bigelow moved, seconded by Councilor Joiner, that the North Branford Town Council hereby approves the attached Resolution Authorizing and Directing the Town Manager to Execute a Project Grant Agreement under the Local Bridge Program with the Department of Transportation for the White Hollow Road

Bridge (Attachment 6).

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

b. Discussion and Action Re: Possible Ordinance Amending Building Permit Fees

Town Manager Kilduff reported that the Finance Committee has reviewed a possible Ordinance amending the Building Permit Fees which have not been increased since 1995. He indicated that the proposed fees reflect the increased costs and is comparable with surrounding towns.

MOTION: Councilor Doody moved, seconded by Councilor Bozzuto, that the North Branford Town Council hereby schedules a public hearing for Tuesday, July 11, 2006 at 7:30 p.m. in Town Council Chambers on an Ordinance Amending Building Permit Fees.

Councilor Candelora discussed the need to automatically escalate the fees or give the discretion to increase the fees to the Building Official. Town Manager Kilduff noted that the Planning and Zoning Commission sets its own fees but that the Building Permit fees are set by Ordinance which is governed by the Town Council.

There was some discussion on this by Council members.

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

c. Discussion and Action Re: Ratification of Town Council Policy Statements
i. Strategic Planning in Decision Making

Town Manager Kilduff reviewed with the Council the three Policy Statements previously discussed by the Council. He indicated that these have been reviewed by the Finance Committee.

Councilor Joiner questioned why policy issues, which are not financial, should go to the Finance Subcommittee. She felt that these should be reviewed and discussed by the entire Council.

Councilor Candelora addressed this noting that the Finance Subcommittee is a working committee while the Council makes the final decisions. He spoke on the benefits of small working committees. He also noted that the Finance Subcommittee meets on a monthly basis.

There was a brief discussion on the Farmland Subcommittee and how that operates and how often it meets.

Town Manager Kilduff suggested that all Council members can attend and participate in Finance Subcommittee meetings.

Councilor Candelora suggested an amendment to the Statement of Policy Incorporating Strategic Planning in Decision-Making Process. In the fourth paragraph, the final sentence should be amended to include the following: "and any member of the Council shall be permitted to attend as a voting member on a particular plan or project."

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Doody, that the North Branford Town Council hereby adopts the attached Statement of Policy regarding Incorporating Strategic Planning in Decision-Making Process, as amended

(Attachment 7).

VOTE: Passed 9 to 0 in a roll call vote

ii. Board and Commission Appointment Process

MOTION: Councilor Joiner moved, seconded by Councilor Bozzuto, that the North Branford Town Council hereby adopts the attached Statement of Policy regarding Board and Commission Appointment Process (Attachment 8).

Councilor Candelora suggested an amendment that this become effective upon the Council member appointments being made to the sub-committee.

AMENDMENT: Councilor Joiner amended the motion, and Councilor Bozzuto amended his second to include that the Statement of Policy regarding Board and Commission Appointment Process becomes effective upon Town Council member appointments being made to the sub-committee.

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

iii. Zoning Changes to Foster Economic Development

MOTION: Councilor Doody moved, seconded by Deputy Mayor Wentworth, that the North Branford Town Council hereby adopts the attached Statement of Policy regarding Zoning Changes to Foster Further Economic Development (Attachment 9).

Councilor Candelora clarified that this policy will be forwarded in a letter format to the Planning and Zoning Commission from the Town Council.

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

d. Discussion and Action Re: Amendment to Town Manager's Letter of Employment

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Joiner, that the Town Council of the Town of North Branford hereby modifies the Letter of Employment with the Town Manager dated May 17, 2005 to provide for an additional week of vacation time, which as prescribed by said letter would effective upon passage provide the Town Manager with one and two-third (1.67) vacation days which may accrue over time.

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

e. Discussion and Action Re: Financial Report - May 2006

Treasurer/Finance Director Anthony Esposito reviewed with the Council the Financial Report for May 2006. He noted that this has been another positive financial year for the Town, with revenues outpacing expenditures. With respect to the overage in Social Services, Treasurer/Finance Director Esposito point out that this was overexpended due to the relocation of a displaced person. He indicated that the Town received a \$3,000 reimbursement which is included in Miscellaneous Revenues.

f. Discussion and Action Re: Appropriation Transfers

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Bigelow, that the North Branford Town Council hereby approves the attached appropriation transfers (Attachment 10), as recommended by the Town Manager and the Treasurer/Finance Director.

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

g. Discussion and Action Re: Approval of Tax Refunds

MOTION: Councilor Doody moved, seconded by Deputy Mayor Wentworth, that the North Branford Town Council hereby approves the attached property tax refunds (Attachment 11).

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

h. Discussion and Action Re: Tax Abatement

MOTION: Councilor Candelora moved, seconded by Councilor Fucci, that the Town Council of the Town of North Branford hereby moves to abate the property taxes amounting to \$1,947.61 in the name of the Town of North Branford from the 2004 Grand List for a property located at 298 Forest Road.

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

MOTION: Councilor Candelora moved, seconded by Councilor Fucci, that the Town Council of the Town of North Branford hereby moves to abate the property taxes amounting to \$3,568.31 in the name of the Town of North Branford from the 2005 Grand List for a property located at 298 Forest Road.

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

MOTION: Councilor Candelora moved, seconded by Councilor Fucci, that the Town Council of the Town of North Branford hereby moves to abate the property taxes amounting to \$58.72 in the name of the Town of North Branford from the 2005 Grand List for a property located at 605 Totoket Road.

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

- i. Discussion and Action Re: 2006-07 Lease Purchase Agreement

The Council was in receipt of a Memorandum dated June 15, 2006 from Treasurer/Finance Director Anthony Esposito regarding 2006-07 Lease Purchase Agreement.

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Doody, that BE IT HEREBY RESOLVED that the North Branford Town Council adopts the attached Resolution (Attachment 12) and authorizes Karl F. Kilduff, Town Manager and Anthony P. Esposito, Jr., CPFO, Treasurer/Finance Director to sign the necessary paperwork to enter into a Lease Purchase with Banc of America Leasing & Capital, LLC to acquire the desktop PC's for the Board of Education, based on a 4 year advance funding interest rate of 3.99% per annum. This has been reviewed and approved by the Town Attorney's office.

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

- j. Discussion and Action Re: Subcommittee to Research Trash Removal and Recycling

Councilor Joiner felt that a subcommittee should be formed now to start discussing the next contract for trash removal and recycling including automated service.

Councilor Fucci suggested that this be referred to the Finance Sub-Committee.

There was some discussion on this between Council members.

Town Manager Kilduff confirmed that staff has already started research and has a lot of information on this.

Councilor Doody suggested that the issue of automated service could be a question posed to the residents in the tax bills.

It was confirmed that this item will be further reviewed and discussed by the Finance Sub-Committee.

14. CITIZENS' STATEMENTS AND PETITIONS

Mayor Esposito opened the meeting to citizens' statements and petitions.

Roger Munck, Walnut Lane

Re: Planning and Zoning Commission meeting regarding zone change to build 55 and over housing on the Schanz property. He questioned why the Town cannot just stay the way it is and place a moratorium on residential building in Northford. He stated that the Town needs industrial development to help with the taxes, not more residential development.

communicate better with residents about the automated service.

15. ADJOURN TO EXECUTIVE SESSION:

- a. Pending Litigation, Pursuant to CGS 1-200(6)(B)

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Bigelow, that the North Branford Town Council hereby adjourns to Executive Session at 8:20 p.m. to discuss Pending Litigation, pursuant to CGS Section 1-200(6)(B); and that attendance at said Executive Session be hereby limited to Town Council members, the Town Manager, the Town Attorney and Attorney John Radshaw III from Howd & Ludorf, LLC.

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

Attorney Radshaw departed the meeting at 8:38 p.m.
Fire Chief William Seward arrived at 8:38 p.m.

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Doody, to return to open session at 8:52 p.m.

VOTE: Passed unanimously.

MOTION: Councilor Candelora moved, seconded by Councilor Hausman, to amend the Town Council Agenda to add on under 13. New Business, item k. Discussion and Action Re: Consent Order with the State of Connecticut.

VOTE: Passed unanimously.

13. NEW BUSINESS

- k. Discussion and Action Re: Consent Order with the State of Connecticut

MOTION: Councilor Fucci moved, seconded by Deputy Mayor Wentworth, to authorize the Town Manager and Fire Chief to sign the consent order with the State of Connecticut as discussed in Executive Session.

VOTE: Passed unanimously.

15. ADJOURN TO EXECUTIVE SESSION:

- b. Land Negotiations, Pursuant to CGS 1-200(6)(D)

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Bigelow, that the North

Branford Town Council hereby adjourns to Executive Session at 8:56 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 unanimously.

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Joiner, to return to open session at 9:02 p.m.

VOTE: Passed unanimously.

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Hausman, to amend the Town Council Agenda to add on 13. New Business, item 1. Discussion and Action Re: Acquisition of 13 Old Post Road.

VOTE: Passed unanimously.

13. NEW BUSINESS

1. Discussion and Action Re: Acquisition of 13 Old Post Road

MOTION: Councilor Doody moved, seconded by Deputy Mayor Wentworth, to refer the possible acquisition of 13 Old Post Road to the Planning and Zoning Commission pursuant to CGS Section 8-24.

VOTE: Passed unanimously.

16. ADJOURNMENT

MOTION: Deputy Mayor Wentworth moved, seconded by Councilor Joiner, to adjourn the meeting at 9:03 p.m.

VOTE: Passed unanimously.

Respectfully submitted,

Rosanne Krajewski,
Clerk to the Council