

**EAST HAVEN TOWN COUNCIL
PUBLIC HEARING MINUTES
TUESDAY, OCTOBER 6, 2015**

In accordance with Chapter III, Section 6 of the East Haven Town Charter, the East Haven Town Council Hearing Committee held a public hearing meeting Tuesday, October 6, 2015, at 7:00PM at the East Haven Senior Center, 91 Taylor Avenue, East Haven, CT 06512.

Chairman Richard Anania calls the meeting to order at 7:04PM.

Item #1

Roll Call for Hearing Committee-12 present-1 absent (Badamo).
A quorum is present.

Item #2

To conduct Public Hearing #1 regarding "An Ordinance Reallocating \$135,000.00 dollars of Capital Funds from Capital Account #94-3 Et. seq. (DOJ)."

**AUTHORIZING ORDINANCE OF THE
East Haven Town Council**

**An Ordinance Reallocating \$135,000.00 dollars of Capital Funds from Capital
Account #94-3 Et seq. (DOJ)**

WHEREAS, the Town Council of the Town of East Haven, upon recommendation of the Board of Finance, must approve both transfers of monies in excess of \$50,000.00 in any given fiscal year and reallocations of previous bond authorizations;

AND WHEREAS, the Board of Finance, on August 19, 2015, approved and recommended the following transfers/bond reauthorizations to the Town Council:

Acct. #94-3 Et seq. (DOJ)		
To:	For:	
94-3-400-02	Misc. Training and Travel	\$35,000.00
94-3-400-05	TASER Certification & Maint.	\$100,000.00
TOTAL		\$135,000.00

From:

94-3-300-01	Tech. Exp. & Consult. Fees	\$35,000.00
94-3-600-01	Personnel Costs	\$100,000.00
TOTAL		\$135,000.00

Reason: To cover anticipated travel/training expenditures in the next 6-12 months. Also, to cover a 5-year TASER contract, balance for years 2-5 (body worn cameras and computer storage). Also, to meet compliance with change to the DOJ settlement agreement.

NOW THEREFORE, be it **ORDAINED** by the Town Council of the Town of East Haven that said transfers/bond reauthorizations are approved.

This Ordinance shall be effective in accordance with the provisions of the East Haven Town Charter.

Submitted by:	Danelle Feeley, Council Clerk	Date: _____
Approved by:	Joseph Maturo, Jr., Mayor	Date: _____
Received by:	Stacy Gravino, Town Clerk	Date: _____

No public comment.

Council comment:

- Councilman Sand asks the Police Chief/Deputy Chief about the TASER certification and the cameras; for the cameras it is years 2-5 and also calls for storage. What is the required length of time for retaining the camera activity?
- Deputy Chief Ed Lennon says 3 years.
- Councilman Sand asks if it is purged by our Department.
- Deputy Chief Lennon says after 3 years it will fall off the system automatically unless they choose to retain it for a pending lawsuit or criminal case, etc. They keep use of force/vehicle stops for a minimum of 3 years per their agreement.
- Councilman Sand asks about the cost to store the information, is it stored offline with another company.
- Deputy Chief Lennon says it is done through a cloud based system, it is proprietary. They chose TASER body cam system for their platform.
- Councilman Sand asks if it is the only storage company available.
- For this type of body cam, yes.

Item #3

Adjournment of Public Hearing #1-

Councilman Nicholas Palladino makes a motion.

Councilman Sand seconds the motion.

Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #4

To conduct Public Hearing #2 regarding "An Ordinance Reallocating \$25,000.00 dollars of Capital Funds from Capital Account #94-3 Et seq. (DOJ)."

**AUTHORIZING ORDINANCE OF THE
East Haven Town Council**

**An Ordinance Reallocating \$25,000.00 dollars of Capital Funds from Capital
Account #94-3 Et seq. (DOJ)**

WHEREAS, the Town Council of the Town of East Haven, upon recommendation of the Board of Finance, must approve both transfers of monies in excess of \$50,000.00 in any given fiscal year and reallocations of previous bond authorizations;

AND WHEREAS, the Board of Finance, on August 19, 2015, approved and recommended the following transfers/bond reauthorizations to the Town Council:

Acct. #94-3 Et seq. (DOJ)

To:	For:	
94-3-200-02	Community Surveys	\$25,000.00
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TOTAL		\$25,000.00

From:		
94-3-600-01	Personnel Costs	\$25,000.00
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TOTAL		\$25,000.00

Reason: To meet the cost of conducting a required survey per the DOJ/JCE. Also, for compliance with Paragraphs 190 and 191 of the Settlement Agreement.

NOW THEREFORE, be it **ORDAINED** by the Town Council of the Town of East Haven that said transfers/bond reauthorizations are approved.

This Ordinance shall be effective in accordance with the provisions of the East Haven Town Charter.

Submitted by:	Danelle Feeley, Council Clerk	Date: _____
Approved by:	Joseph Maturo, Jr., Mayor	Date: _____
Received by:	Stacy Gravino, Town Clerk	Date: _____

No public comment.

Council comment:

- Councilman Vincent Spaduzzi asks who gets surveyed on this.

- Police Chief Brent Larrabee says the survey instrument was originally budgeted for \$25,000. They are going to do a cross-section of the whole Town to capture the feelings of people throughout the Town not just a specific group. They have not finished their negotiations with the Department of Justice on this; particularly they have some concerns they are looking to work out in the next 2-3 weeks. The survey was supposed to have been done 30 months ago as a requirement by the Department of Justice. There was some difficulty getting people to bid on it and now they are 30 months into it. They don't see how there is going to be a difference between what people felt 30 months ago as to what and how they are doing and their feelings today. They have an instrument that they feel makes sense but they still have some negotiating to do. They will be doing a cross section of the Town.
- Councilman Sand asks how often the survey is required is it 5 yrs., 1 year?
- Chief Larrabee says they are required to do this particular 1 and 1 final one. They will be out of the consent decree in December of 2016; there was supposed to be one beginning and one final. But because it has taken so long, they are trying to negotiate and say they only need 1 because why would they want to do 1 in December 2015 and then do another in 2016. They are trying to negotiate those costs out of it; they may not be successful but that is what they are trying to do.
- Councilman Sand says so the objective was actually 2.
- Chief Larrabee says yes, one to see how they were doing when they first started the consent decree and one to see how they did when they finished the consent decree, but unfortunately it took 30 months to get the first one to where they are today.

Item #5

Adjournment of Public Hearing #2-

Councilman Sand makes a motion.

Councilman Palladino seconds the motion.

Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #6

To conduct Public Hearing #3 regarding an "Ordinance approving a transfer of \$70,000.00 for Public Works."

AUTHORIZING ORDINANCE OF THE East Haven Town Council

An Ordinance approving a transfer of \$70,000.00 for Public Works

WHEREAS, the Town Council of the Town of East Haven, upon recommendation of the Board of Finance, must approve transfers of monies in excess of \$50,000.00 in any given fiscal year;

AND WHEREAS, the Board of Finance, on August 19, 2015, approved and recommended the following transfer to the Town Council:

Public Works

To:

01-229-0201	Electricity	\$17,500.00
01-229-0202	Water	\$17,500.00
01-229-0203	Natural Gas	\$17,500.00
01-229-0290	Sewer Use Fees	\$17,500.00
TOTAL		\$70,000.00

From:

	Waste Coll.	
01-226-0676	Disposal	\$70,000.00
TOTAL		\$70,000.00

Reason: Funds needed to close out FY 14/15.

NOW THEREFORE, be it **ORDAINED** by the Town Council of the Town of East Haven that said transfer is approved.

This Ordinance shall be effective in accordance with the provisions of the East Haven Town Charter.

Submitted by:	Danelle Feeley, Council Clerk	Date: _____
Approved by:	Joseph Maturo, Jr., Mayor	Date: _____
Received by:	Stacy Gravino, Town Clerk	Date: _____

No public comment.
No Council comment.

Item #7

Adjournment of Public Hearing #3-

Councilman Palladino makes a motion.

Councilman Sand seconds the motion.

Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #8

To conduct Public Hearing #4 regarding an "Ordinance approving a transfer of \$204,607.90 for the Police Department."

**AUTHORIZING ORDINANCE OF THE
East Haven Town Council**

An Ordinance approving a transfer of \$204,607.90 for the Police Department

WHEREAS, the Town Council of the Town of East Haven, upon recommendation of the Board of Finance, must approve transfers of monies in excess of \$50,000.00 in any given fiscal year;

AND WHEREAS, the Board of Finance, on August 19, 2015, approved and recommended the following transfer to the Town Council:

Police Department**To:**

01-332-0190	Overtime Wages	\$40,000.00
01-332-0190	Overtime Wages	\$163,556.36
01-332-0130	Temporary Wages	\$1,051.54
TOTAL		\$204,607.90

From:

	Replace. Vacation	
01-332-0192	Days	\$40,000.00
01-332-0110	Regular Salaries	\$163,556.36
01-332-0110	Regular Salaries	\$1,051.54
TOTAL		\$204,607.90

Reason: Funds needed to close out FY 14/15.

NOW THEREFORE, be it **ORDAINED** by the Town Council of the Town of East Haven that said transfer is approved.

This Ordinance shall be effective in accordance with the provisions of the East Haven Town Charter.

Submitted by:	Danelle Feeley, Council Clerk	Date: _____
Approved by:	Joseph Maturo, Jr., Mayor	Date: _____
Received by:	Stacy Gravino, Town Clerk	Date: _____

No public comment.

Council comment:

- Chairman Anania asks about the two transfers out of regular salaries, they are both coming from the same account so why weren't they put together.
- Finance Director Paul Rizza says they were showing them separately; basically that is how the transfer came in so they left it as the Department submitted it.
- Councilman Henry Butler III says one of them says temporary salaries.
- Chairman Anania says it is going to temporary salaries and coming from regular salaries.

Item #9

Adjournment of Public Hearing #4-

Councilman Ken Mckay makes a motion.

Councilman Sand seconds the motion.

Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #10

To conduct Public Hearing #5 regarding "An Ordinance Approving the sale of real property located at 22 Hurley Road, East Haven, Connecticut to Abel Guiliani."

AUTHORIZING ORDINANCE OF THE East Haven Town Council

An Ordinance Approving the sale of real property located at 22 Hurley Road, East Haven, Connecticut to Abel Guiliani

WHEREAS, the Town of East Haven is desirous of selling the real property located at 22 Hurley Road in East Haven, Connecticut, better known by the following Map, Block, and Lot Number: "130/1315/015;"

AND WHEREAS, the Town’s Planning and Zoning Commission, at its regular meeting on March 4, 2015, issued a favorable 8-24 referral approving such a sale;

AND WHEREAS, the Town Council, at its regular meeting on April 7, 2015, waived the competitive bidding requirements with respect to the sale of 22 Hurley Road and authorized the Town to enter into a real estate contract with respect to the same;

AND WHEREAS, the Town has since entered into a real estate contract for the sale of said property;

AND WHEREAS, the ultimate sale of the property is subject to the approval of the Town Council;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of East Haven that said sale is approved and Mayor Joseph Maturo, Jr., or his designee, is authorized to consummate said sale and sign any and all documents necessary to effectuate said sale.

This Ordinance shall be effective in accordance with the provisions of the East Haven Town Charter.

Submitted by:	Danelle Feeley, Council Clerk	Date: _____
Approved by:	Joseph Maturo, Jr., Mayor	Date: _____
Received by:	Stacy Gravino, Town Clerk	Date: _____

No public comment.

Council comment:

- Councilman Palladino asks how much they got for this.
- Town Attorney Joseph Zullo says \$8,257.52 which was the exact cost in obtaining the property.

Item #11

Adjournment of Public Hearing #5-

Councilman Palladino makes a motion.

Councilman Mckay seconds the motion.

Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #12

Hearing Committee report to the full Town Council and recommendation of action on Public Hearing #1.

Councilman Santino makes a motion to recommend action on all public hearings.
Councilman Palladino seconds the motion.
Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #13

Adjournment of Hearing Committee-
Councilman Santino makes a motion.
Councilman Henry Butler III seconds the motion.
Voice vote: all in favor-none oppose-none abstain. Motion carries.

Meeting is adjourned at 7:20PM.

Respectfully Submitted,

Danelle Feeley, Clerk, East Haven Legislative Town Council