

**EAST HAVEN TOWN COUNCIL
REGULAR MEETING MINUTES
TUESDAY, FEBRUARY 3, 2015**

The East Haven Town Council held a regular meeting Tuesday, February 3, 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 7:47PM.
He asks all to stand for the pledge of allegiance and a moment of silence for the tragedies in the Parlato and Apuzzo families.

Item #1

Roll Call -10 present - 5 absent (Palladino, Sand, Esposito, Badamo and Riolino).
A quorum is present.

Item #2

Approval of minutes from the January 13, 2015 Public Hearing.

Councilman Joseph Santino makes a motion.
Councilman Fred Parlato seconds the motion.
Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #3

Approval of minutes from the January 13, 2015 Special Meeting.

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

Item #4

Correspondence-

- Fred Parlato-146 Tyler Street, East Haven- Mr. Parlato thanks every member of the Council for their kind thoughts. The response to the tragedy in his family was unexpected and he found out through it others members of the Council have gone through the same thing. The response from people of East Haven was overwhelming, they had over 1,000 people at a funeral for a 2-½ year old boy and it shows the amount of compassion and care from both Democrats and

Republicans and people he has never met. It shows that East Haven is a wonderful Town to live in. His sincere thanks to the Chairman for his phone call, Councilman Santino for his response with food, everyone who sent cards, many edible arrangements, etc. The Parlato family has given a lot to the Town but the Town of East Haven gave a lot back and he gives his sincere thanks.

Item #5

Subcommittee Reports-

- Public safety-Councilman Santino says there are a lot of public service vehicles down due to manufacturing defaults and they will need new ones. The Council will hopefully give them what they ask for at budget time. He also commends Bobby Parente and all of public services for a good job with the snow. They handled all the complaints he called in very well.
- Board of Education- Vice Chairman Parente says the Board of Ed passed their budget for the upcoming year and they appointed a new football coach. Chairman Anania asks about the consolidation plan to which Mr. Parente says it is still being worked on.
- Parks/Rec- no report.
- Urban Renewal-Councilman Anthony Mansi says they are beginning the process for a \$400,000 grant for housing rehabilitation, which should be ready for April.
- Finance-Councilman Butler III says they heard from the Town Clerk and Chief Larrabee from the Police Dept. for a transfer that is on the agenda tonight.

Item #6

To consider and act upon "An Ordinance Amending Chapter 11, Article II, Division 1 of the East Haven Code regarding Stopping, Standing, and Parking."

Councilman Ken Mckay makes a motion.

Councilman Paul Thompson Jr. seconds the motion.

No public comment.

No Council comment.

Roll call vote- 9 yes- 1 no (Santino) - none abstain. Motion carries.

Item #7

To consider and act upon "An Ordinance Amending Chapter 12, Article III, of the East Haven Code regarding Alarm Systems."

Councilman Mckay makes a motion.

Councilman Parlato seconds the motion.

No public comment.

No Council comment.

Roll call vote- all in favor-none oppose-none abstain. Motion carries.

Item #8

To consider and act upon " A Resolution of Endorsement of the South Central Regional Council of Governments' Regional Performance Incentive Program proposals."

A Resolution of Endorsement of the South Central Regional Council of Governments' Regional Performance Incentive Program proposals

BE IT RESOLVED that the East Haven Town Council, endorses and approves the following South Central Regional Council of Governments' Regional Performance Incentive Program proposals (as referenced in C.G.S. §4-124a - 2014 Supplement):

- Regional Planimetric Data Development;
- Regional Open Space Inventory;
- Regional Community Rating System Feasibility Study.

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

Councilman Santino makes a motion.

Councilman Mckay seconds the motion.

Council comment:

- Councilman Butler III says this seems like a lot of money.
- Attorney Zullo says that the Town pays dues fees to be a part of SCRCOG and the funding is obtained exclusively through SCRCOG so it doesn't increase our costs at all. If you read through some of the things they are going to do it is a lot of information gathering. Ultimately it is up to the Council, SCRCOG needs to act with the endorsement of each member of the municipality, which is why it is coming before them and every other Town. He thinks the thing to focus on is

that it doesn't cost the Town any money and it will provide additional service and data back to the Town once the studies are complete which the Town will be able to use for a variety of different purposes.

No public comment.

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

Item #9

To consider and act upon a Resolution to provide the following tax refund:

Frank Angeloni
Calabro Cheese Corp.
 580 Coe Avenue
 East Haven, CT 06512

Acct./List: 2009-02-40144

Reason: Remove penalty per Town Attorney

TOTAL: \$4,540.84

Councilman Santino makes a motion.

Councilman Parlato seconds the motion.

Council comment:

- Councilman Santino states that he had a question about this today; the person who we are making this out to, the Tax Collector had no knowledge of whom he was. According to the paperwork on page two it says Salvatore Calabro and Tim Sciarri. He went to Calabro's finance office and the girl in there said it was her dad and they never put him on the paperwork. She said it would be fine if the Town made the check out to Calabro Cheese.
- Attorney Zullo says that's what they are going to do.
- Councilman Butler III asks what the penalty was for.
- Attorney Zullo says in his time here this was one of the most complicated tax refunds he has ever seen. What happened was they had approximately \$2.6 million worth of machinery, which was exempt from taxation. The exemption paperwork was not processed properly by the State and as a result they were assessed a penalty by the Town for a failure to properly declare the machinery. Special Act of the Legislature last year allowed companies in that position in various Towns to re-file that paperwork such that they would be able to get rid of the penalty and take advantage of the exemption. That was passed and as a result Calabro re-filed. In good faith, they made multiple payments along the way to make sure interest wasn't accruing so the end result after all the calculus was

done they overpaid by \$4,540.84. That's what the penalty was from, additional interest in penalty as a result of a misapplied exemption.

- Councilman Mansi asks if he as an attorney put time into the first one.
- Attorney Zullo says it is a penalty per statute, it is a percentage of the taxes that would have been due and all of the work he did on it was under his retainer; none of it was billed.
- Councilman Santino says this was a 2009 issue, if legislature passed it after it happened, why does it go all the way back.
- Attorney Zullo says the legislature was retroactive to that specific year. It was specifically passed for that grand list year.

Public comment:

- Paul Thompson Jr.-233 Mansfield Grove Rd, East Haven- Mr. Thompson says if this was an exemption by the State on the equipment, do we get any kind of reimbursement from the State. We are giving an exemption on a couple million dollars worth of property.
- Attorney Zullo says a number of years ago the exemption for machinery was handled by the state, they would process it every year and reimburse municipalities. It was a number of years ago that they got rid of that scheme. You still have to file the exemption paperwork but it doesn't really go much further than the Town. He believes it was in 2007/2008 when the state froze the pilot levels. In other words we would receive payments in lieu of taxes which would pilot back, our levels have essentially been frozen since that year and any new business that takes advantage of those exemptions we don't get any more for it. A lot of people believe this is still a good policy to have which is why it still exists.

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

Item #10

To consider and act upon a Resolution setting a public hearing date and time to discuss an "Ordinance approving a transfer of \$100,000.00 for the Police Department" as follows:

Police Department

To:

01-332-0190	Overtime Wages	\$100,000.00
TOTAL		\$100,000.00

From:

01-332-0110	Unused Salaries	\$100,000.00
TOTAL		\$100,000.00

Reason: Funds needed for overtime.

The public hearing shall take place on March 3, 2015, at 7:00PM, at the East Haven Senior Center, 91 Taylor Avenue, East Haven, Connecticut.

Councilman Mckay makes a motion.

Councilman Butler III seconds the motion.

No public comment.

No Council comment.

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

Agenda Addition #1

Councilman Santino makes a motion to add this item.

Councilman Butler III seconds the motion.

State Project No.: 43-129

Federal Project No.: H074(002)

Description: First Supplemental Agreement to the Original Agreement Dated August 5, 2013 Between the State of Connecticut and the Town of East Haven for the Development of Contract Plans, Specifications and Estimates for the Shoreline Greenway Trail Utilizing Federal Funds Under the High Priority Projects Program.

A RESOLUTION AUTHORIZING MAYOR JOSEPH MATURO, JR. TO SIGN A "FIRST SUPPLEMENTAL AGREEMENT TO THE ORIGINAL AGREEMENT DATED AUGUST 5, 2013..." REGARDING THE SHORELINE GREENWAY TRAIL

Resolved, that Joseph Maturo Jr., Mayor, be and hereby is, authorized to sign the agreement entitled "First Supplemental Agreement to the Original Agreement Dated August 5, 2013 Between the State of Connecticut and the Town of East Haven for the Development of Contract Plans, Specifications and Estimates for the Shoreline Greenway Trail Utilizing Federal Funds Under the High Priority Projects Program".

ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF EAST HAVEN,
CONNECTICUT, THIS _____ DAY OF _____ 2015

Danelle Feeley (Seal)

Date

Councilman Parlato makes a motion.

Councilman Vincent Spaduzzi seconds the motion.

- Attorney Zullo explains this is a bit of house keeping. The Council passed this resolution back in December after reviewing the Shoreline Greenway Trail supplemental agreement. The form of the resolution we use in Town wasn't exactly like the resolution the engineering company thought the State would like to see so, subject to Council approval they will just pass the resolution in the language they would like to see so we can assure the project will move along on time.

Council comment:

- Councilman Santino asks if we ever found out what the bones were.
- Attorney Zullo and Deputy Ed Lennon say they do not know. Attorney Zullo suggests asking Barbara Brow.

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

Agenda Addition #2

Councilman Santino makes a motion to add this item.
Councilman Parlato seconds the motion.

A Resolution making various board and commission appointments as follows:

Board	Name(s)	Term
Blight Appeals Committee	Joseph N. Piccirillo, Jr. Clyde A. Riccio Carl Ruggiero	3/1/2014-2/28/2017 3/1/2014-2/28/2017 3/1/2014-2/28/2017
Board of Assessment Appeals	Janet Cianelli	2/1/2015-1/31/2018
East Shore Health	Elias Najjar	2/1/2015-1/31/2018
Ethics, Board of	Mark Conte	2/1/2015-1/31/2018
Housing Authority	Michael Enders Carmen J. Parlato	2/1/2015-1/31/2018 2/1/2015-1/31/2018
Old Cemetery Board	Letizia Morales Judy Ruggiero Margaret Thomas	2/1/2015-1/31/2018 2/1/2015-1/31/2018 2/1/2015-1/31/2018
School Building Committee	John P. O'Brien Dave C. Gersz Susan Mauro	2/1/2015-1/31/2018 2/1/2015-1/31/2018 2/1/2015-1/31/2018
Urban Renewal Agency	William Demayo Anthony Moscato	2/1/2015-1/31/2018 2/1/2015-1/31/2018
Zoning Board of Appeals	Paul J. Beisler	2/1/2015-1/31/2018

	Robert Falcigno	2/1/2015-1/31/2018
	Ronald Vestuti (ALT)	2/1/2014-1/31/2017
	Donald W. Thomas, III (ALT)	2/1/2015-1/31/2018

WHEREAS, numerous board and commission appointments have expired;

AND, WHEREAS, pursuant to the East Haven Town Charter, the Town Council is designated as the appointing authority to re-appoint individuals to said positions;

NOW, THEREFORE, BE IT RESOLVED that the Town Council hereby appoints the above-described individuals to the respectively named boards for the terms as set out herein. Said appointments shall be effective in accordance with the East Haven Town Charter.

Councilman Santino makes a motion.
Vice Chairman Robert Parente seconds the motion.

No public comment.
No Council comment.
Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Item #11

Adjournment of Regular Meeting.

Councilman Santino makes a motion.
Councilman Parlato seconds the motion.
Voice vote: all in favor-none oppose-none abstain. Motion carries.

Meeting is adjourned at 8:12PM.

Respectfully Submitted,

Danelle Feeley, Clerk, East Haven Legislative Town Council