

MINUTES OF THE CHESHIRE TOWN COUNCIL MEETING HELD ON TUESDAY, SEPTEMBER 8, 2015 AT 7:30 P.M. IN COUNCIL CHAMBERS, 84 SOUTH MAIN STREET, CHESHIRE CT 06410

Present

Chairman Tim Slocum; Vice Chairman David Schrumm; Patti Flynn-Harris, Liz Linehan, Sylvia Nichols, Robert J. Oris, Thomas Ruocco, James Sima, Peter Talbot.

Staff: Michael A. Milone, Town Manager; Town Attorney Al Smith; Finance Director James Jaskot; Town Planner William Voelker; Town Engineer Walter Gancarz; Economic Development Coordinator Gerald Sitko; Vincent Masciana, Director of Management Services, DOE.

PZC Members Sean Strollo, S. Woody Dawson, John Kardaras, Gil Linder.

Guest: Deputy Police Chief (retired) Robert Vignola

2. PLEDGE OF ALLEGIANCE

The group Pledged Allegiance to the Flag.

3. PUBLIC COMMUNICATIONS

A. Recognition of Police Officer Robert Vignola

On behalf of the Town Council and the Cheshire Community, Mr. Slocum congratulated Chief Vignola on his retirement. Mr. Slocum cited the many accomplishments of Chief Vignola during his tenure as a Cheshire Police Officer, his commitment to the Town and dedication to his duties in the Police Department.

Councilors personally congratulated Chief Vignola and wished him a happy retirement and continued success in his future.

Chief Vignola expressed his appreciation for the recognition from the Council and the Cheshire Community. He is happily retired, has undertaken a position with Quinnipiac University; commented on how good the Town has been to him and his family; and hopes he served his community well.

B. Public Comments.

4. CONSENT CALENDAR

MOTION by Mr. Schrumm; seconded by Mr. Ruocco.

BE IT RESOLVED, that the Town Council approves Resolution #090815-1

RESOLUTION #090815-1
CONSENT CALENDAR FOR SEPTEMBER 8, 2015

BE IT RESOLVED, that the Town Council approves the Consent Calendar for September 8, 2015.

- A. Acceptance and appropriation of a \$1,600 donation from Richard Uluski Cheshire Men's Softball to the Park and Rec Gift Account for replacement Of lights at Cheshire Park.
- B. Acceptance and appropriation of a \$50 anonymous donation to the Human Services Gift Account.
- C. Acceptance and appropriation of a \$10 donation from Mary Salvatore to the Police Gift Account for general purposes.
- D. Authorization to apply for a 50% matching grant from the Connecticut Community Foundation for \$5,340 for the purchase of data collection and Management software for the Senior Center.
- E. Authorization to apply for Connecticut Department of Transportation DUI Enforcement Grant in the amount of \$93,822.72.
- F. Acceptance and appropriation of auction proceeds of \$9,504.00 for the Future purchase of Public Works vehicles and equipment.
- G. Appropriation of \$28,130.00 from the Peck-Jones fund for the Board of Education to purchase Chromebooks and Google licenses.

Discussion

Councilor Sima requested that item D be removed from the Consent Calendar as he has questions about it, and there cannot be discussion on Consent Calendar items.

Chairman Slocum removed item D from the Consent Calendar.

VOTE The motion to approve the Consent Calendar, with the elimination Of Item D was passed unanimously.

5. ITEMS REMOVED FROM THE CONSENT CALENDAR

- D. Authorization to apply for a 50% matching grant from the Connecticut Community Foundation for \$5,340 for the purchase of data collection and Management software for the Senior Center.

Discussion

Mr. Sima noted this is a 50% co-grant for a \$10,000 software program for the Senior Center -- \$5,340, with the balance of the cost charged to the C.N.R. account. With the item on the Consent Calendar, the Council is being asked to move the matter forward without discussion. The software program would get rid of the paperwork involved with membership, and there is a \$2,000 annual maintenance fee which could increase over

time. Mr. Sima requested this matter be forward to a Council committee before coming to the Town Council for a vote.

Mr. Milone explained this software program is similar to the tracking system of the Parks and Recreation Department, which has created efficiencies, registration controls, has on-line registrations. The Senior Center program is not as sophisticated as the Parks and Rec program. Currently, all work at the Center is done manually, is time consuming, information is not totally accurate, and the software program would provide a data base for membership, attendance, registration for lessons, booking of rooms, on-line membership registration, has a call feature reaching out to the membership. With the increase in activity at the Center and the new room the software program will create efficiencies, and has seen good success at other centers. Mr. Milone cited his support for further attention of the program by the Council, and noted the grant application is time sensitive.

During the budget process, Ms. Flynn-Harris said there were a questions about the operating budget of the Senior Center, the number of services provided to in-town and out-of-town members, tracking senior citizens in town, all paperwork done manually. If we are looking for efficiencies she believes this program would help and manage the Senior Center beneficially.

Chairman Slocum referred the matter to the Planning Committee.

6. OLD BUSINESS

7. NEW BUSINESS

A. Status or Plan of Conservation and Development.

Town Planner Voelker, and PZC members Strollo, Dawson, Kardaras and Linder presented an update on the Plan of Conservation and Development (Plan).

Chairman Slocum advised the Town addresses the Plan every 10 years through the efforts of the PZC, which is now in the process of the Plan update, with information to be presented to the Council.

Mr. Strollo explained the Plan is in draft format, and is not ready for official review by the Council until October. He commended Mr. Voelker for his work as Town Planner, and the efforts and work he has done for the Plan. He said the entire Commission served as the committee for the Plan update.

The Council was told by Mr. Linder that the PZC has been working on the Plan document for over 2 years, meeting with Town department heads, boards and commissions. The Plan is on the Town web site for public review. It is not expected there will be any major changes to the Plan going forward.

The IWW, Energy and Environment Commissions received copies of the draft Plan, and Mr. Voelker informed the Council the PZC will have another public hearing on the Plan on September 21st. The Commission is seeking constructive comments and recommendations for the Plan. Mr. Voelker noted that Ms. Simone, Environmental Planner, was very helpful in writing the environmental section of the Plan, and Mr. Ceccolini assisted with the cultural section.

Mr. Voelker explained there is a difference between the zoning code and the Plan. The Plan is general in nature; it is not controlling; and zoning regulations serve as a guide to the PZC in adoption of regulations.

Commercial Area - Mr. Voelker cited the West Main Street area in this section; commercial areas are broken into "focus areas"; and West Main Street is one such area with its "village atmosphere". This area could not be created today due to existing zoning regulations. Mr. Voelker talked about this area, with the Ball & Socket project, Linear Trail, residential neighborhoods involved in the community, and possible Special Design District (S.D.D.) approach in this area.

Grand List Growth - this was looked into for the industrial areas; the Plan has a recommendation to increase building lot coverage from 20% to 35% to be competitive with surrounding towns. This issue was discussed with the Economic Development Commission (EDC) and received support.

Mr. Strollo talked about the Town Council and PZC working as a team to provide incentives for commercial and industrial properties, increasing the grand list.

With regard to the grand list, Mr. Oris commented on the need to relieve the tax burden on residents, and a collaboration of the Council, PZC, EDC and other experienced people to achieve the growth. We need to know our assets, market them and the Town, determine how to increase grand list growth, while keeping Cheshire a nice community.

I-1 and I-2 Zones - Mr. Voelker stated the PZC recommends reduction in lot size for the I-2 zone to one (1) acre from three (3) acres, which would be the same as the I-1 zone.

In the update of the Plan, Mr. Kardaras said the Commission tried to review recent history, what to expect in the future, allow for economic development and flexibility for uses to create economic growth.

Mr. Voelker informed the Council the State extended submission of the Plan to July 2016.

Ms. Flynn-Harris said the POCD is a plan, does not state which regulations should be changed, and is an overall recommendation to look at issues. She asked about Council members attending Plan meetings for in-depth discussion with the PZC and Mr. Sitko to

meet the 2016 deadline. Ms. Flynn-Harris said the Plan is reviewed in parts, sections are looked at first, there is review of what is in place, and recommended changes.

In that regard, Chairman Slocum commented on the Council being greatly interested in knowing more about the Plan, and the possibility of a PZC, EDC and Council meeting for further review and discussion of the Plan.

With an increase in building coverage to 35%, Mr. Oris said the Commission would have to adhere to this; there needs to be thought about an S.D.D. to see the totality of an application; the community needs to say Yes or No in part of all of the Plan, make recommendations in keeping what the Town wants.

The Plan is on the Town web site; there have been many newspaper articles about the Plan; and PZC will be presenting the final Plan to the Council.

The Plan is a State requirement for all Towns, and Mr. Dawson said a town can do nothing as changes are not mandatory. He wants the Town to be part of the Plan, and believes the Council can create interest in the Plan. The Town can do nothing, or tweak the Plan, or change the Plan, and has until July 2016 to submit the Plan.

According to Mr. Schrumm the Plan is confusing to people; it must be simplified; and he asked for proposed changes in four areas...West Main Street, Maplecroft, Town Center and South Main Street.

At the end of each chapter of the Plan there is a summary of recommendations, and Mr. Voelker noted that some are specific. There is a breakdown into focus areas, which is new to the Plan...the West Main Street village area is a focus area, and Cheshire does not have a real town center.

Regarding the growth of the grand list, Mr. Slocum said this is an issue as the tax base in Cheshire is the residential homeowner; 87% of the land area is residential; and this will not change. People come to Cheshire because it is "Cheshire", pay a little more for a home, and the Town has had a healthy tax base.

The "north end" of Town was cited by Mr. Strollo as a big issue, with no one having the right answer for this area. He said the State of Connecticut has many people leaving the State; Cheshire is a hub, in the middle of the State, with access to transportation, distribution, new technology etc. which makes the Town attractive for growth.

There is no power to change the map of Cheshire or development already done, and Mr. Kardaras said we must look at what can be done in terms of flexibility, i.e. in-fill zone for smaller housing for young people wanting to stay in Town.

Chairman Slocum thanked the Commissioners and Mr. Voelker for their informative presentation to the Council on the Plan.

B. Status of streetlight acquisition project.

Town Engineer Gancarz gave an update on the streetlight acquisition project, and said the Council will be requested to take action on this project in October.

The quote from Eversource was received and is good for 90 days. The audit report from Siemens has been received, and it indicates it makes sense for the Town to purchase the streetlights. Purchase Price is \$465,000 for 1,772 streetlights and 490 single service poles; simple payback of 4.2 years; retrofit to LEDs has a cost of \$1,050,000; savings of \$205,000 per year with simple payback of 5.2 years. The Town gets a one time rebate of 30 cents per kwh or \$173,000.

Options - extending the photocell warranty from 5 to 10 years, \$17,000; there is financing from the LED provider; 3 pin or 5 pin receptacles should be installed now at a cost of \$25,000; there is potential for dimming of lights during low usage periods (nighttime), but this is not recommended. There can be addition for public Wi-Fi in sections of Town; it is recommended to retrofit lights to LEDs now; there will be reduced energy and economic savings. Each Council member received the Siemens report, and the project will be on the October Council meeting agenda.

A question was raised by Mr. Oris about the life expectancy of the streetlights and replacement costs. He also stated that the analysis should include the potential and true cost of the project, and asked that the analysis be revised to include replacement of infrastructure costs, as the public deserves to know the true costs involved.

According to Mr. Gancarz the retrofit is \$350 per fixture; life expectancy is in excess of 10 years; 490 single service poles hold up the streetlights; the Town owns these poles; after the payback the annual savings is \$200,000 a year and this pays for the poles. The cost of 490 poles is \$205,000, and it is doubtful the poles would be replaced every 10 or 20 years as they have a long life expectancy. Regarding the replacement costs, Mr. Gancarz said he would follow up with Eversource and Siemens on life expectancy of the poles.

Stating he has some of the same concerns, Mr. Sima asked about the retrofit to LEDs and cost of over \$1 million and where the money comes from. Eversource wants money up front, and he questions if this is a referendum item.

In response, Mr. Gancarz said the costs would be financed and paid out of the savings. Siemens offers financing, as well as Bank of America.

With this program, Mr. Sima said the Town would need someone on call if a pole was hit, and he asked who that would be, the cost per call for that person.

There are contractors for this work, and Mr. Gancarz said Siemens came up with a \$7,000 annual cost. The Town would not take over the actual maintenance of the street lights, and would contract for this work.

Mr. Talbot asked about an assessment or rating of the 490 poles, 5 years to 10 years and further out years.

The Council was told by Mr. Gancarz that Siemens visited each pole location for the audit, and the Town will have the age of each streetlight and pole from Eversource along with life expectancy of a pole.

With the multi-pin sockets, Mr. Sima said there is no metering on streetlights, and asked about extra charges on the use of something else off these pins.,

Mr. Gancarz said with something else up there the Town could get extra transmission charges.

It was clarified by Chairman Slocum that there are condo and private lights, and his project is only for public streetlights.

There is a total of 2,137 lights and 684 poles in Town. Mr. Gancarz stated the Town is buying 1,772 streetlights and 490 poles. The other lights are in private complexes, commercial areas, or DOT State roads.

When the revised report is provided to the Council, Ms. Flynn-Harris asked that the balance of the other streetlights and poles not purchased be noted.

Mr. Gancarz will provide this information, along with total life expectancy of poles and streetlights, by the October meeting.

SNET has poles in Town and Mr. Schrumm commented on their remaining SNET poles, the last major storm and the effect on lights and poles.

This will be checked out, and Mr. Gancarz said there are poles which are property of other companies.

C. Authorization to apply for Local Transportation Capital Improvements (LoTCIP) grants totaling \$1.5M for the South Brooksvale Road Bridge Replacement project and Mt. Sanford/South Brooksvale Road Intersection Realignment Project.

MOTION by Mr. Schrumm; seconded by Mr. Ruocco.

BE IT RESOLVED, that the Town Council approves Resolution #090815-2

RESOLUTION #090815-2

BE IT RESOLVED, that the Town Council authorizes the application for two Local Transportation Capital Improvement Program grants totaling \$1.5M through the Central Naugatuck Valley Regional Council of Governments for the South Brooksvale Road

Project running from Bethany Mountain Road to Mt. Sanford Road, and Mt. Sanford/South Brooksvale Road Intersection realignment project.

VOTE The motion passed unanimously by those present.

D. Reallocation of \$8,600 in architect fees from the Cheshire High School Concession Stand capital project fund to the Capital Planning Account.

MOTION by Mr. Oris; seconded by Mr. Sima.

BE IT RESOLVED, that the Town Council approves Resolution #090815-3

RESOLUTION #090815-3

WHEREAS, during the Town Council deliberations for the FY 15-16 capital budget, the Council determined that the architect fees for the Cheshire High School (CHS) Concession Stand capital project would be paid from Capital Planning Funds.

NOW, THEREFORE, BE IT RESOLVED, that the Cheshire Town Council reallocates \$8,600 from the CHS Concession Stand capital project to the Capital Planning Account.

BE IT FURTHER RESOLVED, that the fees for any additional planning expenses will be paid from the Capital Planning Account, with Council approval.

Discussion

The issue of the release of the Stein-Troost encumbrance was raised by Ms. Flynn-Harris.

Mr. Milone has discussed this BOE action to request close out of the encumbrance and the money will be freed up.

VOTE The motion passed unanimously by those present.

E. Creation of an appointments to a CHS Concession Stand Construction Group to manage said capital construction project and project transfer From the Public Building Commission.

MOTION by Mr. Schrumm; seconded by Mr. Ruocco.

BE IT RESOLVED, that the Town Council approves Resolution #090815-4

RESOLUTION #090815-4

BE IT RESOLVED, that the Cheshire Town Council hereby establishes a special committee for the purpose of overseeing the Cheshire High School Concession Stand

capital project through its completion and refers said project to this CHS Concession Stand Construction Group, and

BE IT FURTHER RESOLVED, that this capital building project be transferred from the Public Building Commission to this CHS Concession Stand Construction Group shall be dissolved upon completion of said project.

BE IT FURTHER RESOLVED, that the Town Council appoints the following five (5) members this CHS Concession Stand Construction Group:

Tod Dixon, Board of Education Planning Committee
Tony Perugini, Board of Education Planning Committee
Cathy Hellreich, Board of Education Planning Committee
Robert J. Oris, Town Council
James Sima, Town Council

Discussion

Chairman Slocum said this was discussed during the CEP process, and he was to appoint Mr. Oris and Mr. Sima to this project.

Mr. Milone reviewed this with Attorney Smith, and he was told the Council Chairman does not have the authority of appoint Council members to a Board of Education (BOE) project. The Council has the authority to create a committee to get the concession stand project built sooner rather than later and within budget.

Stating he needs further clarification on this sub-committee and these people carrying out the project, Mr. Talbot said he wants to know the roles of the Dept. of Education (DOE) and Mr. Masciana in this project.

Chairman Slocum stated it is Mr. Masciana's job for this BOE project. The desire was to take the project from PBC and into the hands of the BOE. The five committee members are to give the BOE Planning Committee and Town Council reports and updated on the project from design to implementation.

A question was raised by Ms. Flynn-Harris who asked why the resolution does not specifically state the project is given to the BOE.

Mr. Schrumm said this is what it does. There are two ways projects get done...managed by PBC and many school projects get managed by the DOE. Other projects have been done by the BOE rather than PBC. He said the resolution reads as it does because of two extra members as advice and consent from the Council...Mr. Oris and Mr. Sima cannot join the BOE Planning Committee.

The pool is a PBC project, and Ms. Flynn-Harris said that, technically, this project should go to the DOE, with a specific resolution having an oversight committee with members named. She said PBC did their job; this is a PBC project and should be with

them, on the technicality it was to fall within the BOE as per CEP discussions. It was agreed with Mr. Masciana that this specific project fell within the guidelines of ADA and compliance issues on the table. The project should go to the BOE; we were specifically looking at compliance money for possible State reimbursement; and the DOE should have oversight of this project.

Stating agreement in principle, Mr. Slocum said Council should have a role to play. To make this happen, the Charter allows for creation of this committee by Council vote. With this vote the Council is removing the project from PBC, giving it to the DOE.

It was stated by Ms. Flynn-Harris that this falls under a study group definition, and asked about the Council's ability to transfer a project from one commission giving it back to the DOE.

The resolution wording is confusing and Mr. Talbot noted it says this capital project be transferred from PBC to a CHS Concession Stand Construction Committee. It is not going to a BOE with a special study group to oversee the project...but is going to 5 individuals who will take the project and run with it, with Mr. Masciana having no role in the project.

It was pointed out by Mr. Schrumm that 3 of the 5 individuals are BOE Planning Committee members working with the assistance of professional staff which oversees BOE budgets. It could have been stated that Council is taking the project from the PBC to the DOE, with a convoluted statement about adding Mr. Oris and Mr. Sima.

This would be the same as with the Pool Study Committee, and Mr. Talbot said it was given to the PBC with appointment of a pool committee. He said a special project can be given to the BOE, with appointment of an oversight committee of the 5 individuals.

Mr. Oris noted the Town Attorney made the suggestions on how to create a group to allow movement of the CHS project forward. This is not something the BOE brought forward; it is not in the CEP; and he brought this project forward as a big issue because this building must be fixed, and soon, and done in an efficient and financially responsible way. The Council and BOE are partnering up to move the project forward as fast as possible. His primary objective is to move this project forward so there can be a change to the facility which the Town can be proud of.

Chairman Slocum read an e-mail he sent to BOE Chairman Brittingham into the record.

Ms. Linehan cited her problem about representation on the committee without a Democratic Council member. For a study group the Charter requires odd number of members. She said this does not adequately represent the taxpayers; does not present new ideas; does not allow opposing viewpoints to find the best solution. This was the same with the pool oversight committee and Ms. Linehan said she was then added to this committee. This project will require C.N.R. funds, and BOE member Heilrich has no say about this funding.

According to Chairman Slocum the representation on the subject sub-committee meets the tone and intent of the Town Charter. Two Council members will report to the full Council; they will make C.N.R funding requests; and the full Council will vote on this.

Ms. Linehan asked if there were any past study groups put together where there was one sided - Republican or Democrats - without both representations.

In reply, Chairman Slocum said he was uncertain, and restated the proposed committee is within the Charter.

VOTE The motion passed 6-3; In favor - Slocum, Schrumm, Nichols, Oris, Ruocco and Sima; Opposed - Flynn-Harris, Linehan, Talbot.

F. Town Manager's employment contract (possible executive session)

8. TOWN MANAGER'S REPORT AND COMMUNICATIONS.

A. Monthly Status Report.

B. Department Status Reports.

C. Other

Monthly Financial Report - the numbers are trending as expected; \$160,000 more in ECS funding; loss of revenue from W.S. Development project not going thru; this loss will be covered by positions not being filled; \$424,000 being lost with about \$180,000 to be made up. Last year the Town was in the same position, and ended up with a \$1 million surplus. Mr. Milone is confident the loss will be offset with savings and additional tax revenue.

STEAP Grant/West Main Street Sidewalk Project - this issue was discussed during the CEP process, with decision to be made whether to go ahead with the sidewalk construction. There was a question on whether STEAP grant funds can be redirected from to a project associated with the Linear Trail. The memo from Mr. Sitko indicates this can be done with a request to OPM. If the Council wishes to proceed with this, a meeting should be scheduled to move forward on this. On October 7th there is a tentative meeting with area property owners. There is an active STEAP grant application for \$350,000 for the sidewalk extension project, and this money could be redirected to the Linear Trail project.

Ms. Flynn-Harris asked about the total cost estimate from Anchor Engineering for the project. She said the cost of real estate, the property to be purchased from land owners to create the sidewalks is also unknown. The cost of the project could exceed the STEAP grant; parking is an important issue in this area of Town; and numbers are needed before giving the Town Manager direction.

Mr. Milone will get the numbers and provide them to the Council.

State Claims Commission Hearing Rescheduled - the date for the formal hearing at the Office of the Claims Commissioner is Monday, December 14, 2015, 11:30 a.m. A response was received from the Attorney General's Office in terms of the predisposition response, which is 3 months late, and is an outline of their counter arguments to the Town's case. This is why Mr. Milone wrote the letter to Gov. Malloy, our State Legislators and Attorney General. The State left an item open to be able to provide information on the daily flows going into the plant. This is irrelevant as the Town is not talking about what is happening now, but what happened 10 years ago, and continues to think this is indicative of something germane. It is not; the DOC has major I&I problems; and there were 500+ more prisoners during the 9 year period.

Attorney Smith explained that the State's case is that the Town cannot prove it damages because the meters the State provided and maintained were inaccurate and unreliable, and could not measure accurate flow.

Public Works Project Status - report is in the packets. Mr. Milone informed the Council that the Creamery Road Bridge project is completed, and it was a good job by engineering staff. Second round of milling and paving is done; crack sealing will be undertaken; WWTP opening ceremony in October; Mixville Dam bridge to be installed in October; Farmington Canal Trail project completion by November 1st; State committed to September start date for their portion of the trail north of Jarvis Street.

Electronics Recycling - October 3, 2015, 9:00 a.m. to Noon; Darcey School.

Mr. Sima asked about the time frame for the removal of the Youth Center oil tank, and assurance the removal is not done close to the start of snow season.

**9. TOWN ATTORNEY REPORT AND COMMUNICATIONS
Executive Session.**

10. REPORTS OF COMMITTEES OF THE COUNCIL

A. Chairman's Report.

Planning - Mr. Sima will schedule a meeting for September 15th or 22nd.

Budget - Mr. Schrumm will schedule a meeting in September.

- i. Referral to the Planning Committee regarding the request from the Environment Commission to rename the "Dime Savings Property" .

B. Miscellaneous

11. APPROVAL OF MINUTES

Regular Meeting of August 11, 2015; Public Hearing of August 18, 2015;

Special Meetings of August 12, 13, 18, 20, 24 and 25 and September 1, 2015; amendment to July 14, 2015 minutes.

MOTION by Mr. Ruocco; seconded by Mr. Sima.

MOVED that the Town Council approves the minutes of the Regular Meeting of August 11, 2015; Public Hearing of August 18, 2015; Special Meetings of August 12, 13, 18, 20, 24 and 25 and September 1, 2015 subject to corrections, additions, deletions; and amendment to July 14, 2015 minutes.

Discussion

Amendment to July 14, 2015 minutes to read as follows:

BE IT RESOLVED, that the Town Council increases the capital appropriation for the Mountain Road Repavement Rehabilitation Project from **\$355,000** to \$696,807.07, and further accepts and appropriates additional LOTCIP funding for said project in the amount of **\$341,807.07** which increases the total LOTCIP funding for this project to \$696,807.07.

VOTE The motion passed unanimously by those present.

12. MISCELLANEOUS AND APPOINTMENTS

A. Liaison Reports

Environment Commission - Ms. Nichols stated the commission's agreement with the recommendation for renaming of the Dime Savings Bank property to the Council Planning Committee.

Human Services - Ms. Nichols reported the committee is having membership issues, and she will be assisting them with this issue.

Public Building Commission - Mr. Sima reported completion of PBC projects -- re-seaming roofs, sidewalk projects completed, flooring in all schools completed this summer, and air quality issues resolved.

Pool Project - Mr. Sima informed the Council on the issues with the foundation piers installation at the community pool; rubble (old debris buried) was encountered when screwing in augers; there was redesign involved; augers are on order right now; it is expected everything to be in at the end of the month/epoxy coated augers will be installed; and the fabric/membrane is ready to be shipped.

CHS Locker Room Project - the final coating is on the floor; lots of patching and cracks were exposed; work on the floor should be completed this weekend; lockers should be received by the end of September; and there will be installation of the roof over the ramp.

WPCA - Mr. Schrumm reported the opening ceremony for the treatment plant is scheduled for October 16th, 10 A.M.

Parks and Rec Commission - Mr. Talbot reported that the Commission held its September meeting at Cheshire Park with a barbecue. Concert series was very successful, with one evening hosting 3,000 people.

CPFA - Ms. Flynn-Harris reported on the upcoming activities for the Kinsett 200th birthday celebration to include restaurants and even a special Kinsett cocktail.

B. Appointments to Boards and Commissions

13. COUNCIL COMMUNICATIONS

A. Letters to Council.

B. Miscellaneous

14. EXECUTIVE SESSION

MOTION by Mr. Schrumm; seconded by Mr. Oris.

MOVED that the Town Council enter Executive Session at 9:45 p.m. to include Town Manager Milone, to discuss pending claims and litigation and personnel matters.

VOTE The motion passed unanimously by those present.

MOTION by Mr. Schrumm; seconded by Mr. Talbot.

MOVED that the Town Council exit Executive Session at 10:20 p.m.

VOTE The motion passed unanimously by those present.

F. Town Manager's employment contract (possible executive session)

MOTION by Mr. Ruocco; seconded by Mr. Schrumm.

BE IT RESOLVED, that the Town Council approves Resolution #090815-5

RESOLUTION #090815-5

BE IT RESOLVED, that the Town Council hereby amends the contract with Town Manager Michael A. Milone with the adoption of the following changes.

1. Base Salary to be increased by 3% to \$150,365 annually.

2. Unused accrued vacation leave not to exceed 54.42 days to be paid accordingly: 30 days at current rate of pay at termination and 24.42 days to be paid at his rate of pay when he served as Finance Director (\$324.52 per day), also to be paid at termination. The Town Manager will not be entitled to this accrues vacation leave payment if he is terminated for misfeasance, malfeasance or nonfeasance, in office during the term of his contract.
3. Disability insurance benefit shall be payable to age 68.
4. Extend the contract to June 30, 2018.

Discussion

Mr. Ruocco briefly explained the three-year contract items 1 to 4, and noted the clause for paid vacation leave is the same as the plan in place for other Town employees.

VOTE The motion passed unanimously by those present.

Mr. Oris commended Town Manager Milone on an excellent job in managing the Town. Although they may not always agree, he said Mr. Milone manages the Town with integrity, is fiscally prudent, is an asset to the community, and he thanked him for his years of service to the Town. Mr. Oris supports the resolution on the contract.

Mr. Talbot thanked Mr. Milone for his good work as Town Manager, and supports the resolution on his contract.

Ms. Flynn-Harris is happy to support the resolution and thanked Mr. Milone for staying with the Town of Cheshire.

Ms. Nichole is impressed with the job done by Mr. Milone, supports his contract, and thanked him for an excellent job.

Mr. Schrumm commended Mr. Milone for doing an excellent job as Town Manager, working many hours, for his professionalism, and high standards for other employees to follow. He supports the well deserved contract for Mr. Milone.

Mr. Sima did not support the contract resolution last year due to issues around some goals and objectives. He does not have these concerns this year, and 3% is a reasonable increase for the time and amount of work Mr. Milone puts into his job.

Mr. Ruocco stated he would dissent on the Town Manager's contract resolution because the 3% raise is an issue, along with some things which should be done differently, and is reassured they will not happen again. He is inclined to say no to the vacation issue. He said the Town is well managed, has national recognition, and hopes there will be no concerns next year.

Ms. Linehan expressed her appreciation to Mr. Milone for his depth and breadth of knowledge of the Town, its Charter, his running of the Town, financial prowess doing

wonderful things for the town. She respects Mr. Milone for his passion for the people who work for him, his inspiring leadership, and his defense of employees when needed makes others to want to work harder each day. Ms. Linehan supports the resolution.

Chairman Slocum has worked with Mr. Milone for 8 years on the Council, and said he would work well as an elected official. Under his leadership the Town continues to do better, and he hopes Mr. Milone remains with Cheshire as Town Manager for the next 3 years. Mr. Slocum supports the contract.

VOTE The motion passed 8-1; Ruocco opposed.

15. ADJOURNMENT

MOTION by Mr. Schrumm; seconded by Mr. Ruocco.

MOVED to adjourn the Town Council meeting at 10:40 p.m.

VOTE The motion passed unanimously by those present.

Attest:

Marilyn W. Milton, Clerk