



Stratford, Connecticut

MINUTES OF MEETING

THE STRATFORD TOWN COUNCIL CONDUCTED A REGULARLY SCHEDULED MEETING ON MONDAY, MAY 10, 2010 IN COUNCIL CHAMBERS OF TOWN HALL, 2725 MAIN STREET, STRATFORD, CT PURSUANT TO NOTICE DULY POSTED.

CALL TO ORDER: 8:04 p.m.

PRESIDING: Council Chairman Thomas Malloy

COUNCIL MEMBERS IN ATTENDANCE: Mr. Christian Barnaby, Ms. Stephanie Philips, Mr. Matthew Catalano, Mr. Jason Santi, Mr. John Dempsey, Mr. Scott Potter, Ms. Kimberly Meuse, Mr. James Connor, Mr. Thomas Malloy, Mr. Paul Hoydick

COUNCIL MEMBERS ABSENT: none

OTHERS IN ATTENDANCE: Mayor John Harkins, Town Attorney Timothy Bishop, Asst. Town Attorneys Kevin Kelly and John Florek.

INVOCATION PRESENTED BY FOURTH DISTRICT COUNCIL MEMBER HON. JASON SANTI FOLLOWED BY THE PLEDGE OF ALLEGIANCE.

1. APPROVAL OF MINUTES — Minutes of Public Forum, Regularly scheduled meeting and Executive Session of April 12, and Public Hearing re: CDBG of April 21, 2010.

RESOLVED: That the reading of the foregoing minutes be dispensed with as copies thereof have been previously provided to each Council Member and the same be and are hereby approved.

A MOTION WAS MADE BY MR. DEMPSEY SECONDED BY MR. SANTI TO APPROVE THE FOREGOING MINUTES. THE MOTION PASSED UNANIMOUSLY.

2. CEREMONIAL PRESENTATIONS AND AWARDS — No business furnished.

3. COUNCIL MEMBERS RESPONSE TO COMMENTS FROM PUBLIC FORUM
Ms. Philips — Budget, daffodils.

4. COMMUNICATIONS, BILLS, PETITIONS, REMONSTRANCES — None

5. MAYOR’S REPORT, COMMITTEE REPORTS, TOWN ATTORNEY’S REPORTS

5.1 MAYOR’S REPORT

5.1.1 TITLE III OLDER AMERICANS ACT FUNDING FOR CHRONIC DISEASE SELF MANAGEMENT PROGRAM FOR SENIORS

WHEREAS the *Southwestern CT Agency on Aging (SWCAA)* awards grants and contracts to community agencies through funding received from Title III of the Federal Older Americans Act and matching State of Connecticut funds; and,

WHEREAS funded programs provide supportive services to persons aged 60 and older; and,

WHEREAS, it is both desirable and in the public interest to file and grant application and execute grant agreements with the *Southwestern CT Agency on Aging* for a Title III contract in an amount not to exceed \$25,000 for the Stratford health Department’s Chronic Disease Self Management Program.

NOW THEREFORE, BE IT RESOLVED BY THE Town Council:

1. That it is cognizant of the Town’s application and subsequent contract with the *Southwestern CT Agency on Aging* for funds to operate a Chronic Disease Self Management Program; and,
2. That it hereby authorizes, directs and empowers the mayor or his designee to execute and file such application with the *Southwestern CT Agency on Aging*, to provide such additional information and to execute such other contracts and documents as maybe necessary under this program.

A MOTION WAS MADE BY MR. SANTI SECONDED BY MR. CATALANO TO APPROVE THE FOREGOING RESOLUTION. THE MOTION PASSED UNANIMOUSLY.

5.1.2 MAYORAL APPOINTMENTS

- A. Shellfish Commission — Terry Backer, Timothy Barber, Jennifer Hillgen-Santa, Marcia Stewart

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. CATALANO TO APPROVE THE FOREGOING APPOINTMENTS. THE MOTION PASSED UNANIMOUSLY.

MAYOR’S REPORT — continued

- B. Commission on Aging — Frederick Dimenna, Dale McClanan

A MOTION WAS MADE BY MR. CATALANO SECONDED BY MR. CONNOR TO APPROVE THE FOREGOING APPOINTMENTS. THE MOTION PASSED UNANIMOUSLY.

5.2 COMMITTEE REPORTS

5.2.1 ORDINANCE COMMITTEE —The Ordinance Committee did not conduct a regularly scheduled meeting or a public hearing during the month of April 2010. Budget Work Session of April 7, April 10, April 14, and April 21, 2010 took place. At the special meeting conducted on May 10, the following ordinances were referred without recommendation:

- A. AN ORDINANCE PROPOSING THE ANNUAL OPERATING BUDGET FOR THE TOWN OF STRATFORD FOR THE FISCAL YEAR COMMENCING JULY 1, 2010, AND ENDING JUNE 30, 2011, AND APPROPRIATING THE SUM OF ~~\$184,562,414~~ \$185,278,902 IN ACCORDANCE THEREWITH (#10-04)

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective July 1, 2010. (Amended Ordinance appended as page 19)

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. HOYDICK TO APPROVE THE FOREGOING ORDINANCE FOR FINAL PASSAGE. MR. SANTI MOTIONED TO FRIENDLY AMEND THE FOREGOING ORDINANCE, SECONDED BY MS. MEUSE, TO \$185,278,902 TO REFLECT THE CHANGES AS PRINTED ON PAGE 29-31. THE FRIENDLY AMENDMENT PASSED WITH 8 IN FAVOR AND 2 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. BARNABY — YES, MS. PHILIPS — NO, MR. CATALANO — YES, MR. SANTI — YES, MR. DEMPSEY — YES, MR. POTTER — NO, MS. MEUSE — YES, MR. CONNOR — YES, MR. MALLOY — YES, MR. HOYDICK — YES.

THE MOTION TO APPROVE THE FOREGOING ORDINANCE, AS AMENDED, FOR FINAL PASSAGE CARRIED WITH 7 IN FAVOR AND 3 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. BARNABY — YES, MS. PHILIPS — NO, MR. CATALANO — YES, MR. SANTI — YES, MR. DEMPSEY — NO, MR. POTTER — NO, MS. MEUSE — YES, MR. CONNOR — YES, MR. MALLOY — YES, MR. HOYDICK — YES.

- B. AN ORDINANCE LEVYING A TAX RATE OF ~~33.16~~ 33.32 MILLS ON THE DOLLAR ON THE GRAND LIST OF TAXABLE PROPERTY IN THE TOWN OF STRATFORD, CONNECTICUT, ON THE FIRST DAY OF OCTOBER, 2009. (#10-05)

COMMITTEE REPORTS — continued

ORDINANCE COMMITTEE — continued

RESOLVED: that the second reading of the above entitled Ordinance be dispensed with as copies thereof have been received by all Council Members and the foregoing be and is hereby approved effective July 1, 2010. (Amended Ordinance appended as page 20)

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. CATALANO TO APPROVE THE FOREGOING ORDINANCE FOR FINAL PASSAGE. MR. SANTI MOTIONED TO FRIENDLY AMEND THE FOREGOING ORDINANCE, SECONDED BY MR. BARNABY, TO 33.32 MILLS. THE FRIENDLY AMENDMENT PASSED WITH 7 IN FAVOR AND 3 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. BARNABY — YES, MS. PHILIPS — NO, MR. CATALANO — YES, MR. SANTI — YES, MR. DEMPSEY — NO, MR. POTTER — NO, MS. MEUSE — YES, MR. CONNOR — YES, MR. MALLOY — YES, MR. HOYDICK — YES.

THE MOTION TO APPROVE THE FOREGOING ORDINANCE FOR FINAL PASSAGE, AS AMENDED, CARRIED WITH 7 IN FAVOR AND 3 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. BARNABY — YES, MS. PHILIPS — NO, MR. CATALANO — YES, MR. SANTI — YES, MR. DEMPSEY — NO, MR. POTTER — NO, MS. MEUSE — YES, MR. CONNOR — YES, MR. MALLOY — YES, MR. HOYDICK — YES.

5.2.6 PARKS AND RECREATION COMMITTEE — This committee met on April 28, 2010 at which time the following was referred with favorable recommendation:

Policy for Town of Stratford Ball field permits. (Policy appended on pages 15-18)

RESOLVED: that the foregoing Policy for Town of Stratford Ball field permits be and is hereby approved/~~denied~~.

A MOTION WAS MADE BY MR. HOYDICK SECONDED BY MR. POTTER TO APPROVE THE FOREGOING POLICY. THE MOTION PASSED UNANIMOUSLY.

5.2.7 PUBLIC WORKS COMMITTEE — The Public Works Committee conducted the regularly scheduled meeting of April 19, 2010 at which time the following items were referred to Council:

- A. Recommendation to cancel project.
Wooster Pond — (Bruce Brook)- \$300,000 for the project was funded by LoCIP. Funds will become unused funds. The hydraulic study of this project along with the Barnum Ave. study concludes that there is no substantial benefit from this project as it relates to reduced flooding at Barnum Ave.

COMMITTEE REPORTS — continued

PUBLIC WORKS COMMITTEE — continued

RESOLVED: that the foregoing hydraulic study along with the Barnum Avenue study be and is hereby canceled.

A MOTION WAS MADE BY MR. CATALANO SECONDED BY MR. BARNABY TO CANCEL THE FOREGOING PROJECT. MR. SANTI MOTIONED, SECONDED BY MR. DEMPSEY TO FRIENDLY AMEND THE PROJECT BY USING THE UNSPENT FUNDS FOR VARIOUS ROAD RECONSTRUCTION PROJECTS. AFTER DISCUSSION, MESSRS. SANTI AND DEMPSEY WITHDRAW THE MOTION AND THE SECOND. THE MOTION TO CANCEL THE PROJECT PASSED UNANIMOUSLY.

B. Referred without recommendation

King Street culvert — We have also discussed with the bidder the potential of issuing a post award construction order to reduce the scope of the project. A preliminary estimate from the contractor of the cost savings from this reduced scope would be approximately \$300,000, however, it is likely that it would be more costly in the future to complete the project in order to get the full benefit. The contractor is concerned that completing the project in it’s entirety will require the project to move into the next construction season due to resolving conflicts with the utility companies, (water, gas and AT&T) which would increase the costs. The following bids were received for this project.

- a. **Waters Construction Co., Bridgeport, CT** **\$ 3,891,103.00**
- b. John J. Brennan Construction, Shelton, CT \$ 4,387,728.50
- c. Guerrera Construction, Oxford, CT \$ 4,987,040.00
- d. Coastline Construction Co., Clinton, CT \$ 5,727,000.00

RESOLVED: the low bidder, Waters Construction Co., of Bridgeport, CT is hereby selected for the above-described project for the amount of \$3,891,103.00.

A MOTION WAS MADE BY MR. CATALANO SECONDED BY MR. SANTI TO APPROVE THE FOREGOING BID SELECTION. THE MOTION PASSED UNANIMOUSLY.

C. Bridge Evaluation Study — A proposal was submitted by Anchor Engineering for the study as follows:

Base Scope of Services Bridges	
Bridge No. 138-001	Access Road over Frash Pond
Bridge No. 138-008	Canaan Road over Bruce Brook
Bridge No. 138-011	Clover Street over Bruce Brook
Bridge No. 138-012	Connors Lane over Bruce Brook
Bridge No. 138-017	Longbrook Avenue over unnamed Brook

COMMITTEE REPORTS — continued

PUBLIC WORKS COMMITTEE — continued

BRIDGE EVALUATION STUDY — continued

Bridge No. 138-020	Moffit Street over unnamed Brook
Bridge No. 138-023	Old Spring road over Bruce Brook
Bridge No. 138-026	Greenfield Avenue over Bruce Brook
Bridge No. 138-038-xxx	Hurd Avenue over unnamed Brook

Alternate A. Scope of Services Bridge

Bridge No. 138-016	Light Street over Bruce Brook
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Alternate B. Scope of Services Bridge

Bridge No. 138-014	East Broadway over unnamed Brook
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Alternate C. Scope of Services Bridge

Bridge No. 138-003	Albright Avenue over Bruce Brook
Bridge No. 138-007	Broadbridge Avenue over Tanners
Bridge No. 138-009	Catherine Street over unnamed Brook
Bridge No. 138-019	Meadowbrook Road over Bruce Brook
Bridge No. 138-027	Tanglewood Road over Freeman Brook

Stagg Street was included during the Public Works Committee meeting.

RESOLVED: that the foregoing bridge evaluation study be and is hereby accepted and the contract be and is hereby awarded to Anchor Engineering for the amount of \$58,100.

A MOTION WAS MADE BY MR. CATALANO SECONDED BY MR. SANTI TO APPROVE THE FOREGOING EVALUATION STUDY. THE MOTION PASSED UNANIMOUSLY.

5.2.8 BUILDING NEEDS COMMITTEE — The Building Needs Committee conducted the regularly scheduled meeting of April 19, 2010 at which time the following was referred:

Replacement of the Roof on the current Animal Shelter — Eagle Rivet Roof Service is the apparent low bidder at \$12,065. (bid specifications and final bid list previously forwarded)

RESOLVED: that the foregoing replacement of the roof on the current animal shelter be and is hereby awarded to the low bidder, Eagle Rivet Roof Service, for the amount of \$12,065.00.

A MOTION WAS MADE BY MR. DEMPSEY SECONDED BY MR. SANTI TO APPROVE THE FOREGOING ROOF REPLACEMENT PROJECT AS DESCRIBED ABOVE. THE MOTION PASSED UNANIMOUSLY.

COMMITTEE REPORTS — continued

5.2.17 COMMUNITY DEVELOPMENT SUBCOMMITTEE OF THE ECONOMIC DEVELOPMENT COMMISSION — This subcommittee did not conduct a meeting during the month of April 2010. During the meeting of May 4, the following was referred:

A. CONSOLIDATED PLAN FOR PROGRAM YEAR 36 — COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. CONNOR TO APPROVE THE FOREGOING PROGRAM AS ARTICULATED ON PAGES 26-28. THE MOTION PASSED UNANIMOUSLY.

B. LANDSCAPE ARCHITECT FOR WOODEND ROAD COURT IMPROVEMENTS

SPONSOR: Stratford Town Council

RESOLVED; that the Town Council approve award of a contract for landscape architectural services for the Woodend Road Court Improvements Project, to be funded out of the Community Development Block Grant (CDBG) Year 35 Program, to Stantec Consulting Services, Inc., with local offices at 2321 Whitney Avenue, Hamden, CT 06518, in accordance with their fixed fee proposal, dated April 1, 2010, and for the total not to exceed figure of \$11,320, and that John A. Harkins, Mayor, Town Hall, 2725 Main Street, Stratford, CT is authorized to execute said contract and to meet any and all requirements of the CDBG Program funding this contract including the execution of the standard Part II Terms and Conditions for Contracts for Professional Services as part of this contract.

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. SANTI TO APPROVE THE FOREGOING LANDSCAPE ARCHITECT FOR WOODEND ROAD COURT IMPROVEMENTS. THE MOTION PASSED UNANIMOUSLY.

5.2.22 Longbrook Park Commission — This Commission conducted the regularly scheduled meeting of April 28, 2010. MR. CATALANO, CHAIRMAN OF THE COMMISSION, ANNOUNCED THAT LONGBROOK PARK IS NOW LISTED ON THE STATE HISTORIC REGISTER.

5.2.31 FINANCIAL ADVISORY COMMITTEE — The Financial Advisory Committee conducted the regularly scheduled meeting of April 5, 2010. During the March 1 meeting, the **resignation of RUSSELL HAYDEN** was presented and referred to the Town Council for action.

RESOLVED: that the resignation of Russell Hayden of the Financial Advisory Committee be and is hereby accepted.

COMMITTEE REPORTS — continued

A MOTION WAS MADE BY MR. CONNOR SECONDED BY MR. BARNABY TO ACCEPT THE FOREGOING RESIGNATION. THE MOTION PASSED WITH 9 IN FAVOR, NO ONE OPPOSED, AND MR. SANTI ABSENT.

5.3 TOWN ATTORNEY'S REPORT

5.3.1 STRATEGIC DRAINAGE PLAN - Executive Session required

Town Attorney Bishop requests taking the foregoing item into executive session for the purpose being it is a property acquisition that disclosure of the facts and circumstances may result in a value increase. Mr. Bishop would like that motion to include members of the Council, the Mayor, the Town Engineer and himself.

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. CATALANO TO ENTER INTO EXECUTIVE SESSION PRIOR TO THE CONCLUSION OF THIS MEETING AT THE RECOMMENDATION OF THE TOWN ATTORNEY TO DISCUSS THE ABOVE CITED ITEM WITH EXECUTIVE SESSION TO INCLUDE THE ABOVE MENTIONED INDIVIDUALS. THE MOTION PASSED UNANIMOUSLY.

5.3.2 SALE OF JOB AVENUE –Mr. Bishop reported that the foregoing property was appraised at \$25,000.00. The original offer of \$20,000 was increased to \$25,000.

RESOLVED: that the Town Attorney be and is hereby authorized to accept the settlement for the amount of \$25,000 in connection with the foregoing property.

A MOTION WAS MADE BY MR. SANTI SECONDED BY MR. BARNABY TO APPROVE THE FOREGOING SETTLEMENT. THE MOTION PASSED UNANIMOUSLY.

5.3.3 RFP FOR SHAKESPEARE FESTIVAL THEATRE PROPERTY — Mr. Bishop reported that an RFP is currently out.

5.3.4 AMENDMENT TO ARTICLE III, CHAPTER 116 - STREET SALES (#10-12) — appended as page 21.

5.3.5 ORDINANCE REGULATING ICE CREAM TRUCK VENDORS (#10-13) — appended as pages 22-25.

A MOTION WAS MADE BY MR. SANTI SECONDED BY MR. CATALANO TO REFER THE FOREGOING TWO ORDINANCES (#10-12 AND #10-13) TO THE ORDINANCE COMMITTEE FOR A PUBLIC HEARING. THE MOTION PASSED UNANIMOUSLY.

TOWN ATTORNEY'S REPORT— continued

Addendum item #1. RESOLUTION TO AUTHORIZE LICENSE AGREEMENT WITH STRATFORD BRAKETTES WOMEN’S SOFTBALL TEAM FOR USE OF DELUCA HALL OF FAME FIELD

Sponsored By: Town Council

BE IT RESOLVED that the Town of Stratford’s Mayor, John A. Harkins, is authorized to enter into a License Agreement with the Stratford Brakettes Women’s Softball Team to use the DeLuca Hall of Fame Field, its facilities, lights, sound system and parking areas, for the Brakettes’ regular 2010 season home games for the period June 5, 2010 through August 7, 2010, for the fee of Five Thousand Dollars (\$5,000) Dollars.

A MOTION WAS MADE BY MR. POTTER SECONDED BY MS. PHILIPS TO APPROVE THE FOREGOING RESOLUTION. THE MOTION PASSED UNANIMOUSLY.

Addendum item #2. RESOLUTION TO AUTHORIZE LEASE AGREEMENT WITH STRATFORD BRAKETTES ORGANIZATION FOR USE OF DELUCA FIELD CONCESSION

Sponsored By: Town Council

BE IT RESOLVED that the Town of Stratford’s Mayor, John A. Harkins, is authorized to enter into a Lease Agreement with the Stratford Brakettes Organization to lease the DeLuca Field Concession for the period April 1, 2010 through March 21, 2011, for the rent of Three Thousand Dollars (\$3,000) Dollars subject to a mandatory review by the Planning Commission pursuant to § 8-24 of the Conn. Gen. Stats.

A MOTION WAS MADE BY MR. POTTER SECONDED BY MS. PHILIPS TO APPROVE THE FOREGOING RESOLUTION. THE MOTION PASSED UNANIMOUSLY.

5.3.6 QUESTIONS TO THE TOWN ATTORNEY

Mr. Santi — re: status of alternate members on Committees, Commissions, Board, Agencies.

Mr. Bishop — The items will be referred to Ordinance Committee.

6. QUESTIONS TO MAYOR OR STAFF

Mr. Catalano — re: Economic Development Director.

7. UNFINISHED BUSINESS and/or OLD BUSINESS

7.4 TABLED APPOINTMENTS

7.4.2 LIBRARY BOARD — 3-year term, appointed by Town Council

RESOLVED: that VICTORIA FLOREK of 264 VICTORIA LAWN be and is hereby appointed a member of the Stratford Library Association. (term of Karin Kuczynski expired December 31, 2009)

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. SANTI TO REMOVE THE FOREGOING APPOINTMENT FROM THE TABLE. THE MOTION PASSED UNANIMOUSLY.

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. HOYDICK TO APPOINT VICTORIA FLOREK OF 264 VICTORIA LAWN TO THE LIBRARY BOARD. THE MOTION PASSED UNANIMOUSLY.

WAIVER OF COUNCIL RULES OF PROCEDURE

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. DEMPSEY TO WAIVE THE COUNCIL RULES OF PROCEDURE TO ADD AN AGENDA ITEM ENTITLED: “APPOINTMENT TO BEAUTIFICATION COMMITTEE”. THE MOTION PASSED UNANIMOUSLY. After discussion, MESSRS. BARNABY AND DEMPSEY WITHDRAW THE MOTION AND SECOND.

8. ORDINANCES AND RESOLUTIONS

8.1 AMENDED ORDINANCE - CHAPTER 14 - ARTICLE XVI - CLAIMS FOR MONETARY DAMAGES (#10-11)

Sponsored by: Stratford Town Council

Chapter 14, Article XVI of the Stratford Town Code entitled “Claims for Monetary Damages” is hereby amended as follows:

Section 14-44 Procedure for Filing Claims

A. ~~Any claims seeking monetary damages from the Town of Stratford, except those related to sewer claims, workers’ compensation claims, or claims either for which an action has been instituted in court or for which a notice of intent to sue has been filed with the Town Clerk pursuant to the requirements of the Connecticut General Statutes, shall be filed with the Finance Department. All such claims shall be forwarded by the Finance Department to the Town Attorney’s Office for consideration by the Town Attorney’s Office or the Finance and Claims Committee as herein~~

~~provided. The Town Attorney's Office shall request and/or conduct an investigation into the merits of each such claim.~~

~~A. All claims seeking monetary damages from the Town of Stratford, except those related to workers' compensation claims, shall be filed with the Town Attorney's Office, which shall request and/or conduct an investigation into the merits of each such claim.~~

~~B. All claims in the nature of sewer claims shall be filed with the Water Pollution Control Authority, shall then forward the same to the Town Attorney's Office for consideration in accordance with the terms of this article.~~

~~€B. All notices of intent to sue the Town filed in the Town Clerk's Office pursuant to the requirements of the Connecticut General Statutes, and all writs, summons and complaints constituting legal action against the Town, shall be immediately forwarded by the Town Clerk's Office to the Town Attorney's Office for consideration in accordance with the terms of this article.~~

Section 14-45 Compromising or Settling Claims Up to \$50,000

Upon completion of the investigation requested and/or conducted by the Town Attorney's Office, the Town Attorney or an Assistant Town Attorney assigned to the particular claim, in consultation with the Town Administration, shall have the authority to compromise or settle any claim against the Town of Stratford, including sewer claims, which claim does not exceed the amount of ~~\$2,500~~ Fifty Thousand (\$50,000) Dollars. A report shall be provided periodically by the Town Attorney's Office to the ~~Finance and Claims Committee each month~~ Town Council and/or Water Pollution Control Authority as to the status of ~~all claims against such body resolved in accordance with this Section~~. Any member of the ~~Finance and Claims Committee or any member of the Town Council and/or Water Pollution Control Authority~~ may request that further consideration be given to any claim which has been denied by the Town Attorney's Office.

Section 14-46 Claims in Excess of ~~\$2,500~~ \$50,000.

~~A. Non-Sewer Claims~~Claims Against the Town. Any ~~claims, except sewer claims under Section 14-46B below, in excess of \$2,500~~ Fifty Thousand (\$50,000) Dollars ~~filed with the Finance Department and processed in accordance with this section shall be referred by the Town Attorney's Office to the Finance and Claims Committee for its consideration. The Finance and Claims Committee shall be required to refer such claims to the Town Council for a final consideration or vote; provided, however, that any such claim in excess of \$2,500~~ Fifty Thousand (\$50,000) Dollars which is to be paid, settled or compromised must be approved by the Town Council.

~~B. Sewer Claims~~Claims Against the WPCA. All sewer claims against the WPCA in excess of Fifty Thousand (\$50,000) Dollars and processed in accordance with this section shall be referred by the Town Attorney's Office to the Water Pollution Control Authority for a final consideration or vote; provided, however, that any such sewer claim in excess of Fifty Thousand (\$50,000) Dollars which is to be paid, settled or compromised must be approved by the Water Pollution Control Authority.

AMENDED – CHAP. 14 – ART. XVI – CLAIMS/MONETARY DAMAGES (#10-11) — cont’d

RESOLVED: That the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

A MOTION WAS MADE BY MR. SANTI SECONDED BY MS. MEUSE TO REFER THE FOREGOING ORDINANCE TO ORDINANCE COMMITTEE FOR A PUBLIC HEARING. THE MOTION PASSED UNANIMOUSLY.

8.2 RESOLUTION TO DESIGNATE THE DAFFODIL AS THE OFFICIAL TOWN OF STRATFORD FLOWER

Sponsored by Kimberly Meuse, Councilman Seventh District

WHEREAS, the citizens of the Town of Stratford have always been concerned with preserving the landscape and the appearance of the Town’s public property; and

WHEREAS, the Stratford Town Council created a Stratford Beautification Committee for the purpose of bringing together individuals interested in the enhancement and preservation of the Town’s public property; and

WHEREAS, in 1999 the “Daffodil” was unofficially adopted as the Town flower in a citizen survey conducted by the Stratford Beautification Committee; and

WHEREAS, through the years the Stratford Beautification Committee has encouraged and facilitated the planting of Daffodils around Town on both public and private land;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Stratford Town Council that the “Daffodil” is officially designated as the official flower of the Town of Stratford.

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MS. MEUSE TO APPROVE THE FOREGOING RESOLUTION. THE MOTION PASSED UNANIMOUSLY VIA ROLL CALL VOTE AS FOLLOWS: MR. BARNABY — YES, MS. PHILIPS — YES, MR. CATALANO — YES, MR. SANTI — YES, MR. DEMPSEY — YES, MR. POTTER — YES, MS. MEUSE — YES, MR. CONNOR — YES, MR. MALLOY — YES, MR. HOYDICK — YES.

8.3 AMENDED RESOLUTION SETTING THE FEES OF THE CITATION HEARING OFFICERS PURSUANT TO CHAPTER 6 OF THE TOWN CODE

Sponsored by: Jason W. Santi, Councilman Fourth District

WHEREAS, Section 6-2 of the Stratford Town Code authorizes the Mayor to appoint one or more Citation Hearing Officers to conduct hearings and perform such other acts as are authorized or directed by Chapter 6 of the Code and the Connecticut General Statutes; and

WHEREAS, Section 6-2 of the Code directs that each Hearing Officer shall be paid a fee for presiding at citation hearings, and a separate fee for declaring defaults and assessing penalties thereon, such fees to be determined by the Town Council by resolution;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE TOWN COUNCIL That each Hearing Officer is to be paid as follows:

- A) The sum of \$150 **per hour** for presiding at citation hearings;
- B) The sum of \$150 **per hour** for declaring defaults and assessing penalties thereon.

A MOTION WAS MADE BY MR. SANTI SECONDED BY MR. CONNOR TO APPROVE THE FOREGOING RESOLUTION. THE MOTION PASSED UNANIMOUSLY.

9. NEW BUSINESS

9.1 APPOINTMENTS

9.1.1 WATERFRONT HARBOR MANAGEMENT COMMISSION — 5-year appointment by Council

RESOLVED: that PATRICK GRIBBON of 40 BUTTERNUT LANE be and is hereby appointed a member of the Waterfront Harbor Management Commission. (term of Richard Fredette expires June 30, 2010)

A MOTION WAS MADE BY MR. CONNOR SECONDED BY MR. BARNABY TO APPOINT PATRICK GRIBBON OF 40 BUTTERNUT LANE TO THE FOREGOING POSITION. THE MOTION PASSED UNANIMOUSLY.

*Stratford Town Council meeting recessed: 9:15 p.m.
Stratford Town Council meeting reconvened: 10:03 p.m.*

ACTION TAKEN FROM EXECUTIVE SESSION ITEM

5.3.1 STRATEGIC DRAINAGE PLAN

A MOTION WAS MADE BY MR. DEMPSEY SECONDED BY MR. SANTI TO ACCEPT THE RECOMMENDATION FOR THE PLAN OF ACTION AS SPECIFIED IN EXECUTIVE SESSION. THE MOTION PASSED UNANIMOUSLY.

10. ADJOURNMENT — Hearing no further discussion in connection with the above agenda items or further business, the Chairman called for a motion to adjourn. ON A MOTION MADE BY MR. DEMPSEY, SECONDED BY MR. SANTI, IT WAS VOTED UNANIMOUSLY TO ADJOURN THE MEETING AT 10:10 P.M.

MINUTES OF STRATFORD TOWN COUNCIL EXECUTIVE SESSION

May 10, 2010

The Stratford Town Council entered into executive session during regularly scheduled Council meeting of Monday, May 10, 2010 into room 213 of Stratford Town Hall, 2725 Main Street, Stratford, CT.

The following item was taken into executive session for the purpose being it is a property acquisition that disclosure of the facts and circumstances may result in a value increase

STRATEGIC DRAINAGE PLAN

EXECUTIVE SESSION COMMENCED: 9:20 p.m.

COUNCIL MEMBERS ENTERING INTO EXECUTIVE SESSION: Mr. Barnaby, Ms. Philips, Mr. Catalano, Mr. Santi, Mr. Dempsey, Mr. Potter, Ms. Meuse, Mr. Connor, Mr. Malloy, Mr. Hoydick

OTHERS ENTERING INTO EXECUTIVE SESSION: Town Attorney Timothy Bishop, Assistant Town Attorneys Kevin Kelly and John Florek, Mayor John Harkins, Town Engineer John Casey.

EXECUTIVE SESSION ENDED: Council members and all other persons exited from executive session 10:00 p.m.

ATTEST:

Carol Cabral

Carol Cabral, Council Clerk

Town of Stratford
POLICY FOR THE ISSUANCE OF BALL FIELD PERMITS

Recommended by the Park & Recreation Committee April 28, 2010

I. Purpose

The purpose of this policy is to establish procedures for the issuance of Ball Field Permits. Ball Field Permits are issued each year to various non-profit adult and youth Stratford leagues and Stratford based leagues and companies for the spring, summer and fall months.

II. Policy

It shall be the policy of the Town of Stratford Recreation Department that all Ball Field Permits are issued to non-profit Stratford Based adult and youth leagues and Stratford based companies based on the number of Stratford participants and on the needs of the leagues. The Department shall fairly distribute field usage with regard to the limited resources of the Town. Permits shall be effective on April 15 through July 1. Permits may be issued for July 1-August 30 and again for Sept 1-November 15 upon request. All field users must supply the town with a \$1 million liability insurance policy naming the Town of Stratford as an additional insured. Fields may be used for state, regional and national tournaments and special events in which Stratford based teams are eligible to participate. DeLuca Field shall be leased to the Stratford Brakettes or their successors for games only per the License Agreement. The Town shall enter into License Agreements with youth leagues at mutually agreeable locations. No inning shall begin after midnight except during tournament play at DeLuca Field and Short Beach Park. Non Stratford groups may use ball fields only if they are not being requested by Stratford organizations and will be charged a rental fee.

III. Location of Fields

Ball Field Permits shall be issued for baseball, softball, soccer, lacrosse, and football fields for the following locations:

- | | |
|---------------------|-------------------------|
| Birdseye Complex | Lordship School |
| Bunnell HS | Nichols School |
| Center School | North End Park |
| Chapel School | Second Hill Lane |
| Clover/Janosko Park | Short Beach Park |
| DeLuca Field | Stonybrook Park |
| Flood School | Stratford HS (King St.) |
| High Park | Eli Whitney School |
| Johnson School | Wilcoxson School |
| Longbrook Park | Wooster School |

Refer to attached sheet for location, district, acres and field available for each site. Currently there are 4 90 ft baseball fields, 3 70/80 ft fields, 38 softball fields, 10 soccer fields and 3 football fields (see attached).

Policy for the Issuance of Ball Field Permits — continued**IV. Applicability**

The policies applies to all youth leagues: Sterling House/PAL Girls Softball, Little League, Stratford Baseball Association, Babe Ruth, Senior City Baseball, American Legion, Stratford Recreation Girls Softball, United Soccer and Pop Warner Football. Adult Leagues are: Over 35 Men's Softball, Stratford Recreation Dept Men's, Coed, Ladies Softball Leagues, DeLuca Industrial League and Stratford Brakettes. This policy shall also apply to any new leagues that may apply for a ball field permit.

This Policy shall supercede the "Policy for the Use of DeLuca Hall of Fame Field" amended by the Town Council on February 14, 2000 and the Policy for the Use of Penders Field approved by the Town Council on July 10, 2006.

V. Procedures

1. Ball field permits will be issued to Stratford organizations through the Recreation Department only. This includes the Bunnell Turf Field. An insurance policy naming the Town of Stratford as an additional insured must be submitted by each organization and league using the fields prior to the issuance of permits. The liability insurance shall be for one million (\$1,000,000) dollars. Stratford organizations will be considered as those whose teams and players are all from the Town of Stratford. Adult Teams are allowed to have no more than 4 non-residents. Travel teams may only obtain a permit for the use of fields as long as one team on the field is from Stratford at all times. A Rental Agreement or Field Request Form shall be completed and submitted by all organizations.
2. All Ball Field Permits go into effect on April 15. Permits will be issued by April 1 and teams agree to adhere to the permits prior to April 15 if weather permits the use of the fields. Prior to April 15 all teams are to stay off the infields. A meeting will be held for all ball field users the last Tuesday of February. Permits are non transferable. The High School permits will go into effect in March and they will have priority use of their school fields. At DeLuca Hall of Fame Field, no individual team permit, individual or practice permits shall be issued.
3. The user will not charge an entrance fee or a fee for parking without written approval from the Town of Stratford Recreation Department. The Board of Education may charge an entrance fee.
4. Neither individuals nor groups shall have or be allowed to have alcoholic beverages for sale or for consumption. No smoking will be allowed at DeLuca Field except in a designated area.
5. Groups shall not perform maintenance work on the field without written permission from the Town of Stratford Superintendent of Parks. The Town shall determine the playability of the field. Leagues with licenses shall be allowed to perform limited maintenance work

per the License Agreement. No group is allowed to broom or shovel clay off the fields and in no circumstance into the outfields.

- 6. The attached Rules and Regulations for the Use of the Bunnell HS Turf Field shall be strictly adhered to by the permittee or the further use of the field will be declined. All Field Rules and Regulations shall be strictly adhered to by the permittee or the further use of fields will be declined.
- 7. The use of sound systems is not permitted without a written agreement with the Town of Stratford Recreation Department except for Board of Educations events. The Board of Education shall use discretion when using the sound system on fields close to neighbors.
- 8. The sale of souvenir items at the fields is not permitted without a written agreement with the Town of Stratford Recreation Department. Souvenir supplies are the responsibility of the organization and may not be stored at the field except in the case of multiple day events or per agreement with the Town. The Town of Stratford assumes no responsibility or liability to store souvenir supplies and the organization agrees to hold the Town of Stratford harmless in case of damage or theft. The fee for the sale of souvenirs is \$25 per event. Commercial or profit making organizations will pay a fee of 5% of gross sales, not to be less than \$75.
- 9. The sale of food items at the fields is not permitted without a written agreement with the Town of Stratford Recreation Department and a permit from the Stratford Health Dept. A copy of the permit must be filed with the Recreation Dept at least 1 week in advance of the activity. A written request must be submitted to the Town Recreation Department thirty days prior to the event. The Food concessions may be operated by their respective High Schools or an organization associated with the high schools, leagues or may be awarded to a concessionaire through the Town’s bidding process. The concessionaire shall be the only individual allowed to sell food and beverage items although the Town may designate an exclusive food or beverage product. The Concessionaire will donate 10% of gross sales during special events to the sponsoring organization. Such organizations shall be non-profit organizations. If food is permitted, all equipment and supplies are the responsibility of the organizations. The organization is responsible for the clean up and the security of the equipment and supplies. The organizations may not leave any equipment at the field except during multiple day events or in concession stands. The fee for the sale of food items is \$35 per event unless there is a concession stand lease.
- 10. Organizations and leagues using the field are responsible for the cleanliness of the field and bathroom facilities during and after special events. If the Parks Division determines it necessary, the organization will be responsible for reimbursing the Town of Stratford for the expense of the clean up.
- 11. A rental fee shall be paid prior to the event based on the following fee schedule:
(An event is a one day activity which anticipates fan participation of more than 100 people)
 - 1) Use of field w/lights \$60. per game
 - 2) Use of field W/o lights \$25. per game

- | | |
|--|----------------|
| 3) Charging admission w/o lights | \$50. per game |
| 4) Use of Field charging an admission w lights | \$85. per game |
| 5) Use of Scoreboard | \$10. per game |
| 6) Use of Scoreboard with admission | \$15. per game |
| 7) Use of Public Address System | \$10. per game |
| 8) Use of Public Address System with admission | \$15. per game |
| 9) Use of Locker rooms | \$15. per game |
| 10) Use of Locker rooms with admission | \$25. per game |

The Stratford Recreation Department, Board of Education, Town Youth leagues and the Conn. ASA will not be charged for use as long as there is no admission charge, except for a \$45 per game light fee. Board of Education will not be charged for Penders Field or Bunnell Field.

Refunds for user fees will only be made if weather forces cancellation or if the event is cancelled two weeks in advance in writing and sent to the Recreation Department.

- 12 Rental of fields shall be allowed to profit-making groups only when not in conflict with a non-profit organization or when the group has ties to a school organization. In such cases a \$75/hr fee shall be charged and the insurance requirement is in effect.
- 13 Penders and Bunnell Field lights shall be charged to the Board of Education and the organization shall reimburse the Board for the use of the lights. The Recreation Department shall invoice the leagues prior to usage.
- 14 No Pets are allowed at athletic events on town fields.

AN ORDINANCE PROPOSING THE ANNUAL OPERATING BUDGET FOR THE TOWN OF STRATFORD FOR THE FISCAL YEAR COMMENCING JULY 1, 2010, AND ENDING JUNE 30, 2011, AND APPROPRIATING THE SUM OF ~~\$184,562,414~~ \$185,278,902 IN ACCORDANCE THEREWITH (#10-04)

Sponsored by: The Town Council

WHEREAS, the Mayor has prepared and submitted to the Town Council the annual operating budget for the Town of Stratford for the fiscal year commencing July 1, 2010, and ending June 30, 2011, in accordance with the Stratford Town Charter; and

WHEREAS, the Town Council has given consideration thereto and has conducted public hearings in connection therewith; and

WHEREAS, the estimated amount of current expenses, permanent improvements, and other lawful charges of the Town of Stratford for the fiscal year commencing July 1, 2010 and ending June 30, 2011, is ~~\$184,562,414~~ \$185,278,902

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

That the budget attached hereto and made a part hereof be and is hereby adopted as the operating budget for the Town of Stratford for the fiscal year commencing July 1, 2010 and ending June 30, 2011; and

That the sum of ~~\$184,562,414~~ \$185,278,902 is hereby appropriated for the current expenses, permanent improvements, and other lawful charges for each department and each division thereof of the Town of Stratford for the fiscal year commencing July 1, 2010, and ending June 30, 2011, all in accordance with the provisions of the budget attached hereto and made a part hereof.

AN ORDINANCE LEVYING A TAX RATE OF ~~33.46~~ 33.32 MILLS ON THE DOLLAR ON THE GRAND LIST OF TAXABLE PROPERTY IN THE TOWN OF STRATFORD, CONNECTICUT, ON THE FIRST DAY OF OCTOBER, 2009. (#10-05)

Sponsored by: The Town Council

WHEREAS, the Mayor has prepared and submitted to the Town Council the annual operating budget for the Town of Stratford for the fiscal year commencing July 1, 2010, and ending June 30, 2011, according to law; and

WHEREAS, the Town Council has given consideration thereto and has conducted public hearings in connection therewith; and

WHEREAS, the estimated revenues of the Town of Stratford other than by taxation for the fiscal year commencing July 1, 2010, and ending June 30, 2011, are \$38,554,405; and

WHEREAS, the Town Council has adopted an operating budget for the fiscal year commencing July 1, 2010, and ending June 30, 2011; and

WHEREAS, a tax levy at the rate of mills on the dollar on the Grand List of taxable property in the Town of Stratford on October 1, 2009, is necessary to meet the appropriations, less the estimated amount of revenue from other sources as permitted by law to be raised;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

That a tax rate of ~~33.46~~ 33.32 mills on the dollar on the Grand List be and is hereby levied against all taxable property in the Town of Stratford on the Grand List of October 1, 2009;

That said tax shall be due and payable in two equal installments, one half thereof on July 1, 2010, and the second half thereof on January 1, 2011, provided, however, that any tax, the aggregate amount of which shall not exceed \$100.00 shall be due and payable in one payment on July 1, 2010.

**AMENDMENT TO ARTICLE III,
CHAPTER 116, STREET SALES (#10-12)**

Section 116-11 License required. It should be unlawful for any person to peddle, vend, sell, offer for sale or auction any goods, wares or merchandise upon the streets, sidewalks or public places of the Town without having first applied for and received a license from the Chief of Police and approval of the Zoning Commission of the Town of Stratford **This Chapter does not apply to the sale of ice cream and other frozen desserts from motor vehicles.**

Section 116-15. Revocation of license. The license issued pursuant to Section 116-11 may be revoked **for the balance of that license year** by the Chief of Police for violations by the holder thereof of any of the ordinances of the Town of Stratford or any state or federal law

Section 116-16. Violations and penalties. Any person in violation any of the provisions of Sections 116-11 through 116-15 shall, ~~upon the conviction thereof,~~ be fined ~~not less than \$5 nor more than \$100 per day~~ for each offense. ~~Every day upon which such violation shall continue shall constitute a separate offense. If any person is convicted of any violation of any provision of Sections 116-11 through 116-15, the Clerk of the Town Court shall, upon final conviction in the Town Court or upon final conviction on appeal from the Town Court, notify the Chief of Police of the conviction, and the Chief of Police shall forthwith revoke the license of such convicted person for the balance of such year, and no new license shall be issued to that person during the year.~~ **Violators of this article shall have the right to file a written appeal to the Office of Citation Hearings within fifteen (15) days from the date of the imposition of the fines. Payment of fines and revocation of vendor's license shall be stayed until the appeal has been heard and ruled on by a Citation Hearing Officer in accordance with Sections 6-1 through 6-11 of the Stratford Town Code.**

Section 116-17 Vending or Peddling from Vehicles.

A. **Except as otherwise provided by ordinance,** it shall be unlawful for any person to vend or peddle upon the public streets, public property and Town property of the Town of Stratford from any type of motor vehicle any commodity whatsoever.

B. The person who violates this section shall be fined ~~not less than \$100 per day~~ **for each offense. Violators of this article shall have the right to file a written appeal to the Office of Citation Hearings within fifteen (15) days from the date of the imposition of the fines. Payment of fines and revocation of vendor's license shall be stayed until the appeal has been heard and ruled on by a Citation Hearing Officer in accordance with Sections 6-1 through 6-11 of the Stratford Town Code.**

RESOLVED: That the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

ORDINANCE REGULATING ICE CREAM TRUCK VENDORS (#10-13)

SECTION 1. DEFINITIONS. As used in this Ordinance, the following terms shall have the following meanings:

A. "ICE CREAM TRUCK" means every motor vehicle in which ice cream, Popsicles, ice sherbets or frozen desserts of any kind are carried for purposes of retail sale on the city streets.

B. "VEND" or "VENDING" means offering ice cream, popsicles, ice sherbets or frozen desserts for sale from a motor vehicle on the city streets.

C. "PERSON" shall include every driver of an ice cream truck as defined herein.

D. "VENDOR" shall include every person, firm or corporation who owns, leases, contracts or in any other fashion permits a person to operate upon the city streets any ice cream truck for the purpose of vending as defined in subsections A and B above.

SECTION 2. LICENSE REQUIRED. No Vendor shall vend from an ice cream truck without having first secured a valid license from the Chief of Police, or his designee, to operate within the city limits and also for each truck to be used in the operation of any such business.

SECTION 3. APPLICATION. Any Vendor desiring a license shall make application therefor in writing to the Police Chief, or his designee. The application shall be in a form prepared by the Police Department and shall include:

A. The name and residence of the Vendor, including all partners of a partnership and all officers of a corporation. If the Vendor is a corporation, the address of the business office of the corporation and the address of the corporate headquarters.

B. The location and ownership of each place of business to be used for the storage and dispensing of ice cream and frozen desserts;

C. List of ice cream trucks to be used in the operation, including identification numbers and ownership;

D. The name, address, date of birth, and copy of Connecticut operator's license for each person who is an authorized driver of such vehicles within the city limits.

SECTION 4. INSURANCE. No license shall be issued to a Vendor selling from an ice cream truck unless a certificate is furnished to the Police Department showing that the vendor is carrying general liability insurance which shall include products, completed operations and personal injury coverage with a minimum of \$1,000,000 per occurrence, with an aggregate of \$1,500,000, and automobile liability with a minimum of \$1,000,000 combined single limit. The applicant for a license shall annex a copy of the insurance certificate to its application. Certificates must specifically contain a

clause signed by the insurance company certifying that the Police Chief shall be notified, in writing, of any modification, cancellation or termination of the subject policy.

SECTION 5. FEES; TERM OF LICENSE.

A. The application fee shall be \$_____, payable in full upon the filing of the application. In addition to the application fee, the Applicant shall pay an inspection fee of \$_____ for each vehicle and facility for the storage and dispensing of ice cream and frozen desserts listed in the application.

B. All licenses issued pursuant to this ordinance shall expire at 12:00 midnight on December 31st following issuance of said license. The license fee shall be paid in full upon the filing of the application regardless of the time of the year in which the license is issued. A Vendor's license must be renewed each year and the required application and inspection fees paid.

SECTION 6. INSPECTIONS - PREREQUISITE FOR ISSUANCE OF LICENSE.

A. Health Inspection. Upon the filing of an application, the Health Officer shall inspect each facility and vehicle listed in the application to determine whether it complies with this ordinance and all state and local health codes. The findings of the Health Officer shall be reported to the Police Chief, or his designee.

B. Special Equipment Required on Vehicles: Upon the filing of an application, the Police Chief, or his designee, shall inspect each vehicle listed in the application to determine that it is mechanically and operationally safe. In addition to other equipment required by law, every ice cream truck shall be equipped with the following:

- 1) Signal lamps mounted at the same level and as high and as widely spaced laterally as practicable. These lamps shall be [number of inches] to [number of inches] in diameter and shall display two alternately flashing red lights on the front of the vehicle and two alternately flashing red lights on the rear of the vehicle, both lights visible at five hundred (500) feet in normal sunlight upon a straight level street;
- 2) A stop signal arm that can be extended horizontally from the left side of the truck duplicating the design and size of a standard 30-inch octagonal stop sign as set forth in the State Manual of Uniform Traffic Control Devices. This arm shall be red and white in color and contain two alternately flashing lights three to [number of inches] inches in diameter at the top and bottom thereof, visible at three hundred (300) feet to the front and rear in normal sunlight upon a straight level street. The color of the two lights facing to the front shall be red and the two lights facing to the rear shall be red. The bottom of the signal arm shall be [number of inches] above the highway.
- 3) A convex mirror mounted on the front so the driver in his normal seating position can see the area in front of the truck obscured by the hood

- 4) Any new vehicles put in service by Vendor after the issuance of a license must be inspected and approved in accordance with this section and the per vehicle inspection fee paid.

C. If a license is rejected because of unsatisfactory sanitary, mechanical or operational conditions found upon inspection, the Applicant shall be so advised in writing by the Police Chief, or his designee, and the Applicant may correct the conditions and then reapply for a license upon submitting a re-inspection fee of \$_____ for each vehicle or facility to be re-inspected.

D. Nothing herein shall prohibit the Health Officer or Chief of Police, or his designee, from periodically re-inspecting the Licensee’s storage and dispensing facility or vehicles. If unsatisfactory sanitary, mechanical or operational conditions are noted by the Health Officer and/or Chief of Police, or his designee, the Vendor shall be notified by certified mail of the unsatisfactory conditions and the Vendor’s license shall be revoked. Vendor may correct the conditions and then reapply for a license upon submitting a re-inspection fee of \$_____ for each vehicle or facility to be re-inspected.

SECTION 7. RESTRICTIONS ON OPERATION OF MOTOR VEHICLE.

A. A person shall vend only when the ice cream truck is lawfully stopped.

B. The person operating an ice cream truck stopped on the streets for the purpose of vending shall actuate the special flashing lights and extend the stop signal arm required by Section 1.6. These lights and the stop signal arm shall not be used when the truck is in motion nor at any time the vehicle is stopped for a purpose other than vending.

C. A person shall vend only from the side of the truck away from moving traffic and as near as possible to the curb or side of the street.

D. A person shall not stop on the left side of a one-way street to vend.

E. Prior to vending any products as defined herein, the Vendor of any ice cream truck which traverses the streets of the city for such purpose shall submit to the Police Chief, or his designee, a detailed listing of the routes to be traveled each day by each said vehicle. The Police Chief, or his designee, shall approve or disapprove such routes within [number of days] thereafter. The Police Chief, or his designee, will disapprove a route only for traffic safety or other public safety reasons. The decision of the Police Chief, or his designee, is final. Any routes not approved under this section shall not be utilized by the Vendor.

F. The person operating an ice cream truck shall not back the same to make or attempt a sale.

SECTION 8. PENALTIES; REVOCATION; RIGHT TO HEARING.

A. Any Vendor violating any of the provisions of this ordinance shall be notified by certified mail of the violation and shall be subject to a fine of \$100 per day per occurrence. In

addition, the Vendor's license may be revoked for the balance of that license year by the Chief of Police for violations by the holder thereof of any of the ordinances of the Town of Stratford or any state or federal law

B. Violators of this Ordinance shall have the right to file a written appeal to the Office of Citation Hearings within fifteen (15) days from the date of the imposition of the fines. Payment of fines and revocation of Vendor's license shall be stayed until the appeal has been heard and ruled on by a Citation Hearing Officer.

RESOLVED: That the first reading of the above entitled Ordinance be and is hereby dispensed with as copies thereof have been previously furnished to each member of the Town Council, and that the same be adopted as a first reading and referred to the Ordinance Committee for a public hearing.

RESOLUTION APPROVING AND AUTHORIZING THE SUBMISSION OF THE

**2010-2014 Consolidated Housing and Community Development Strategy and Plan and Annual
Action Plan For Program Year 36
Community Development Block Grant Funding**

SPONSOR: Stratford Town Council

WHEREAS, the Community Development Subcommittee of the Economic and Community Development Commission has reviewed the comments received during the thirty (30) day public comment period (April 2 -May 3, 2010) on the Town’s 2010-2014 Proposed Consolidated Housing and Community Development Strategy and Plan (the “Consolidated Plan”) and Annual Action Plan for Program Year 36; and

WHEREAS, the Town Council held a public hearing on April 21, 2010 for the purpose of receiving comments on the Consolidated Plan and Annual Action Plan; and

WHEREAS, based upon the comments received and other considerations, the Community Development Subcommittee of the Economic and Community Development Commission has forwarded, with the following changes resulting from the U. S. Department of Housing and Urban Development’s (HUD) announcement of Community Development Block Grant formula allocations on or around April 1, 2010:

Reduce Continuation of Sidewalk Improvements by \$537 to \$44,463; and

Reduce Planning and Administration – Management/Oversight of the Program by \$135 to \$146,865,

the Proposed 2010-2014 Consolidated Plan and Annual Action Plan for Program Year 36 to Town Council with a favorable recommendation for approval.

NOW THEREFORE BE IT RESOLVED, that the 2010-2014 Consolidated Plan and Annual Action Plan for Program Year 36, as summarized in the attachment hereto, be adopted by the Town Council as the Town's 2010-2014 Consolidated Plan and Annual Action Plan for Community Development Year 36; and

BE IT FURTHER RESOLVED, that John A. Harkins, Mayor, Town Hall, 2725 Main Street, Stratford, CT is authorized as the official representative of the Town of Stratford to submit the 2010-2014 Consolidated Plan and Annual Action Plan for Program Year 36 and revisions, amendments thereto and all understandings, certifications and assurances contained therein, and to provide any additional information which may be required by HUD so that the Town may receive its Community Development Block Grant Year 36 funds.

YEAR 36 FINAL ANNUAL ACTION PLAN SUMMARY

<u>Activity</u>	<u>Allocation</u>	<u>Description</u>
<u>PUBLIC SERVICES</u>		
South End Community Center	\$ 48,100	Location: 19 Bates Street-Funds for operation of the Center
Senior Services Outreach Coordinator	\$ 21,000	Location: 1000 West Broad Street-Full Time Outreach Coordinator
Stratford Health Department	\$ 18,900	Location: 150 Lincoln Street-staff hours Wooster School Based Health Center
Stratford Community Services	\$ 8,000	<i>Location: 468 Birdseye Street-Expansion of Clinical Program</i>
Center for Women and Families of EFC, Inc.	\$ 5,000	Location: 753 Fairfield Avenue, Bridgeport-Family Strengthening Services Program
Total Public Services:	\$101,000	
<u>HOUSING</u>		
<u>STRATFORD HOUSING AUTHORITY</u>	\$ 30,000	SHA Units - Vacant unit rehab
<u>RESIDENTIAL REHABILITATION</u>	\$100,000	Continuation of Residential Rehabilitation Program
Total Housing:	\$130,000	

<u>ADA IMPROVEMENTS</u>		
<u>DISABILITY RESOURCE CENTER</u>	\$ 5,000	Continuation of RAMP Program
TOTAL ADA IMPROVEMENTS:	\$ 5,000	
<u>PUBLIC IMPROVEMENTS</u>		
<u>BIRDSEYE/STRATFORD ACADEMY FIELD IMPROVEMENTS PROJECT - PHASE II</u>	\$117,000	Location: Stratford Academy, 719 Birdseye Street, field improvements
<u>WOODEND ROAD COURT IMPROVEMENTS</u>	\$ 90,000	Location: Woodend Road - court and park improvements
<u>CONTINUATION OF SIDEWALK IMPROVEMENTS</u>	\$ 44,463	Continuation of Sidewalk Improvements – Location: low-moderate income census block groups
<u>STONYBROOK GARDENS COOPERATIVE</u>	\$100,000	Location: Cupheag Crescent Phase One- Water Distribution System Replacement
<u>STONYBROOK GARDENS COOPERATIVE</u>	\$ 20,000	Location: 55 Singer Court - Design of Storm Water Drainage
TOTAL PUBLIC IMPROVEMENTS:	\$371,463	
<u>PLANNING AND ADMINISTRATION</u>		
<u>TOWN OF STRATFORD – MULTIPLE DEPARTMENTS</u>	\$ 5,000	Development of community driven blueprint for youth services.
<u>MANAGEMENT/OVERSIGHT OF PROGRAM</u>	\$146,865	General Administration of program and activities.
PROGRAM TOTAL:	\$759,328	



Annual Operating Budget for the Town of Stratford for the Fiscal Year 07/01/2010 - 06/30/2011

	FY10 TC Adopted Budget	FY11 MP Budget \$	FY11 MP \$ increase vs FY10 Bgt	FY11 MP % Incr vs FY10 Bgt	FY11 TC \$ increase vs FY11 MP	FY11 TC Revised Budget	FY11 TC \$ increase vs FY10 Bgt	FY11 TC % Incr vs FY10 Bgt
Total Budget	\$176,829,578	\$ 184,562,414	\$7,732,836	4.37%	\$ 716,488	\$ 185,278,902	\$8,449,324	
Other Rev	\$39,207,528	\$38,554,405	(\$653,123)	-1.67%		\$38,554,405	(\$653,123)	
Amount to be raised by taxation		\$148,828,009				\$149,336,497		
Grand List of 10/01/09		\$4,568,144,270				\$4,561,679,833		
mill rate (100%)		32.58				32.74		
mill rate (98.25%)	30.36	33.16	2.80	9.22%	0.160	33.32	2.960	
avg taxes	5,631.78	6,151.15	519.37	9.22%		6,180.91	549.13	

Friendly amendment to the ordinance adopting the Annual Operating Budget for the Town of Stratford, CT for the fiscal year 07/01/2010 - 06/30/2011 to increase the appropriation from \$184,562,414 to \$185,278,902.

This increase of \$716,488 is as follows

Department			FY11 MP Budget accounts	FY11 TC \$ Increase / (Decrease)		FY11 TC Approved Bgt accounts
01101-6681	Council Clerk	Council Contingency	5,000	\$ 20,000	Increase	25,000
01102-6689	Mayor's Office	Other Contingency	1,100	\$ 7,500	Increase	8,600
01105-6503	COA's Office	Printing/Rpts[Ethics broch]	3,800	\$ 1,500	Increase	5,300
01109-6429	Agencies	Crime Watch	-	\$ 6,000	Increase	6,000
01109-6430	Agencies	Beautification Committee	2,500	\$ 1,000	Increase	3,500
01109-6431	Agencies	Boothe Park Comm	1,200	\$ 1,000	Increase	2,200
01109-6440	Agencies	Stratford Arts Comm	10,000	\$ 20,000	Increase	30,000
01109-6448	Agencies	Long Brook Park Comm	1,200	\$ 1,000	Increase	2,200
01111-6004	Planning & Zoning	Payroll Part-Time	14,027	\$ 10,973	Increase	25,000
01151-6602	Contingency	Contingency Expense	472,158	\$ 450,350	Increase	922,508
01251-6000	Employee Benefits	Medical Expense Reserve	-	\$ 240,000	Increase	240,000
01303-6502	Purchasing	Advertising	7,000	\$ 4,000	Increase	11,000
01351-7032	Community Svcs	Contractual Services	212,190	\$ 38,165	Increase	250,355
01352-6004	Health Dept	Payroll Part-Time	36,037	\$ 24,000	Increase	60,037
01353-6004	Recreation	Payroll Part-Time	-	\$ 20,000	Increase	20,000
01354-6154	Senior Services	Custodial Supplies	14,089	\$ (10,000)	Decrease	4,089
01356-6003	Library	Total Allocation	2,824,217	\$ 50,000	Increase	2,874,217

01403-6201	PW Maintenance	Building Materials	80,000	\$ 20,000	Increase	100,000
01405-6215	PW Highway	Traffic Signs	5,000	\$ 2,000	Increase	7,000
01405-6304	PW Highway	Street Line Marking	7,000	\$ 3,000	Increase	10,000
01407-6160	PW Parks	Fencing	14,700	\$ 3,300	Increase	18,000
01407-6203	PW Parks	Field Maintenance	38,300	\$ 2,700	Increase	41,000
			-	\$ -		-
			-	\$ -		-
Sub-total Town				\$ 916,488		
01551-6802	Board of Education	Total BOE Allocation	92,602,182	\$ (200,000)	Decrease	92,402,182
TOTAL				\$ 716,488		

Friendly amendment to the ordinance levying a tax rate on the dollar of the Grand List of taxable property in the Town of Stratford, Connecticut, on the first day of October, 2009 from a tax rate of 33.16 mills to a tax rate of 33.32 mills.