



Stratford, Connecticut

MINUTES OF MEETING

THE STRATFORD TOWN COUNCIL CONDUCTED A REGULARLY SCHEDULED MEETING ON MONDAY, FEBRUARY 14, 2011 IN COUNCIL CHAMBERS OF TOWN HALL, 2725 MAIN STREET, STRATFORD, CT PURSUANT TO NOTICE DULY POSTED.

CALL TO ORDER: 8:10 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. David Fuller, 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 Attorney John Florek.

Stratford Town Council meeting recessed: 8:11 p.m.

Stratford Town Council meeting reconvened: 9:00 p.m.

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

1. APPROVAL OF MINUTES — Minutes of Public Forum and regularly scheduled meeting January 10, 2011 and special meeting of January 24, 2011.

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. FULLER SECONDED BY MR. SANTI TO APPROVE THE FOREGOING MINUTES. THE MOTION PASSED UNANIMOUSLY.

2. CEREMONIAL PRESENTATIONS AND AWARDS — None

WAIVER OF COUNCIL RULES OF PROCEDURE

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MS. PHILIPS TO WAIVE THE COUNCIL RULES OF PROCEDURE TO TAKE ITEM 9.1 OUT OF ORDER. THE MOTION PASSED UNANIMOUSLY.

9.1 ERIN’S GYM AT STERLING HOUSE COMMUNITY CENTER (Rec Facility) — support documentation forwarded separately.

RESOLUTION

The Town Council hereby resolves that subject to the approval of the documentation by the Town Attorney, the Mayor is hereby authorized to execute such documents as may be required for the Town of Stratford to guaranty a loan in the approximate amount of \$750,000.00 from Hudson Valley Bank to the Erin Babineau Foundation for the purpose of constructing an indoor recreation facility on the grounds of the Sterling House Community Center to be known as Erin’s Gym at Sterling House.

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. DEMPSEY 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. FULLER — YES, MS. MEUSE — YES, MR. CONNOR — YES, MR. MALLOY — YES, MR. HOYDICK — YES.

3. COUNCIL MEMBERS RESPONSE TO COMMENTS FROM PUBLIC FORUM

- Ms. Philips — re: exit 33, proposed school closings, Judith Terrace water main
- Mr. Santi — re: proposed Franklin School closing
- Mr. Catalano — re: proposed School closings.
- Mr. Fuller — re: proposed school closings
- Ms. Meuse — re: proposed school closings, Judith Terrace water main
- Mr. Malloy — re: Judith Terrace water main

4. COMMUNICATIONS, BILLS, PETITIONS, REMONSTRANCES — None

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

5.1 MAYOR’S REPORT — Mayor Harkins’ staff reported on the following:

- Mr. McCarthy, Dir. Of Public Works, presented a snow removal update. As of this date, the preliminary (not all invoices are in) cost estimate for the 3 major snow storms/blizzards is \$398,644. He is seeking FEMA funding. After all potential rebates and the cost of overtime, the budget is \$36,790 negative. He stated that the Public Works staff had to focus on weighty snow on roofs of Town buildings. Question-answer period followed.

MAYOR'S REPORT — continued

- Deputy Fire Chief Maffet presented an update of equipment breakdowns. Asst. Chief Ross presented plans for purchasing and refurbishing of the equipment. Question-answer period followed.
- Mayor Harkins reported on SAEP. The bid was not successful.
- Mayor Harkins reported that Yale Health clinic and FedEx are moving to Stratford.
- Mayor Harkins presented an update of the EMS building and Animal Control shelter.

WAIVER OF COUNCIL RULES OF PROCEDURE

A MOTION WAS MADE BY MR. SANTI SECONDED BY MR. HOYDICK TO WAIVE THE COUNCIL RULES OF PROCEDURE TO TAKE ITEMS 5.3.2 AND 7.2 OUT OF ORDER. THE MOTION PASSED UNANIMOUSLY.

5.3.2 WATERFRONT AND HARBOR MANAGEMENT COMMISSION MOTION CONCERNING LONG BEACH WEST — DRAFT

During a Special Meeting of the Stratford Waterfront and Harbor Management Commission (WHMC) on January 20, 2011, the WHMC approved unanimously a motion to transmit the following comments and request concerning Long Beach West to the Mayor and Town Council.

Comments:

1. The property owned by the Town of Stratford and known as Long Beach West is a barrier beach of exceptional natural value that provides Town citizens and visitors with unique opportunities for outdoor recreation, including opportunities for physical and visual access to Long Island Sound, Lewis Gut, and the Great Meadows.
2. In accordance with an agreement between the Town and the U.S. Fish and Wildlife Service (USFWS), the USFWS has removed abandoned and derelict cottages and other structures that previously detracted from the property's natural values and recreational opportunities.
3. The WHMC has significant authorities and responsibilities that directly concern the use and conservation of Long Beach West. These authorities and responsibilities are provided by the 1957 Special Act of the Connecticut Legislature creating the Stratford Waterfront Authority, the Stratford Town Code, and the Stratford Harbor Management Plan adopted by the Town Council.
4. No Town plan for beneficial public use and environmental conservation of Long Beach West, consistent with the needs and interests of the Town, has been prepared and presented to the Town Council [post-cottage removal].

WATERFRONT HARBOR MANAGEMENT COMM. RE: LONG BEACH WEST — continued

Request:

- 1. The WHMC requests that the Town Council designate the WHMC as the principal Town agency for the purpose of preparing, while acting in coordination with other Town agencies, a recommended plan for the beneficial use and conservation of Long Beach West, and presenting that plan to the Town Council for consideration and adoption as Town policy.

A MOTION WAS MADE BY MR. SANTI SECONDED BY MR. HOYDICK TO REFER THE FOREGOING ITEM TO THE ORDINANCE COMMITTEE TO STUDY AND DETERMINE THE AMENDMENT TO THE ORDINANCE PER THE TOWN ATTORNEY’S RECOMMENDATION. THE MOTION PASSED UNANIMOUSLY.

7.2 Kayak mooring rental pricing schedule to be set at \$50.00. Referred from Waterfront Harbor Management meeting of Dec. 8, 2010.

RESOLVED: that the recommendation of the Waterfront Harbor Management Commission is accepted and the fee for non-motorize storage rack (a.k.a Kayak mooring) rental be and is hereby now established from \$150.00 to \$50.00.

A MOTION WAS MADE BY MR. SANTI SECONDED BY MR. HOYDICK TO APPROVE THE FOREGOING FEE. THE MOTION PASSED UNANIMOUSLY.

5.2 COMMITTEE REPORTS

5.2.1 ORDINANCE COMMITTEE —The Ordinance Committee conducted a public hearing and the regularly scheduled meeting of January 24, 2011 with the following ordinance referred to Council with favorable recommendation:

ORDINANCE PROVIDING FOR THE TOWN OF STRATFORD MEMBERSHIP IN THE GREATER BRIDGEPORT REGIONAL COUNCIL OF ELECTED OFFICIALS (#10-35)

Sponsored by: The Stratford Town Council

Be it ordained by the Town Council of the Town of Stratford:

Section 1: The Town of Stratford recognizes that formation of a Regional Council of Elected Officials will improve the continued operation of the Greater Bridgeport Regional Planning Agency (the “Agency”) as the designated regional planning organization of the Greater Bridgeport Planning Region (the “Region”) by providing a policy board to guide the Agency regarding the study of issues of mutual concern to two or more members. The Region is comprised of the municipalities of Bridgeport, Easton, Fairfield, Monroe, Stratford and Trumbull.

COMMITTEE REPORTS — continued

ORDINANCE #10-35 — continued

Section 2: In accordance with the provisions of Sections 4-124c through 4-124h, inclusive, of the Connecticut General Statutes, as amended, the Town of Stratford hereby agrees to form and join a regional organization know as the Greater Bridgeport Regional Council of Elected Officials as the designated policy board to guide the Agency.

Section 3: This ordinance shall become effective upon the enactment and approval of a similar ordinance by all other members of the Region that will comprise the Greater Bridgeport Regional Council of Elected Officials.

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 thirty days from passage.

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. SANTI TO APPROVE THE FOREGOING ORDINANCE FOR FINAL PASSAGE VIA ROLL CALL VOTE AS FOLLOWS: MR. BARNABY — YES, MS. PHILIPS — YES, MR. CATALANO — YES, MR. SANTI — YES, MR. DEMPSEY — YES, MR. FULLER — YES, MS. MEUSE — YES, MR. CONNOR — YES, MR. MALLOY — YES, MR. HOYDICK — YES. THE MOTION PASSED 10 TO 0.

MS. PHILIPS REQUESTED THAT MAYOR HARKINS PLACE THE FOLLOWING 2011 BUDGET WORK SESSION SCHEDULE ON THE TOWN WEBSITE.

2011 Schedule	
Budget Due by Friday March 11th	Mayor's Budget delivered to Town Council
Saturday, March 19 th 9:00 am – 12:00 noon	<u>BUDGET WORK SESSION at Center School</u> Board of Education
Tuesday, March 22 nd 6:00pm – 8:30pm	<u>BUDGET WORK SESSION at Town Hall</u> EMS: Attendees- Administrator Donna Best (20 mins) Emergency Management: Attendees- Tony Schirillo (10 mins) Fire Department: Attendees- Chief Cavanaugh and DC (45 mins) Police Department: Attendees- Chief Buturla and DC (45 mins)
Wednesday, March 23 rd 6:00pm – 8:30pm	<u>BUDGET WORK SESSION at Town Hall</u> All Public Works including Sanitation, Short Beach, WPCA & Building Dept: Attendees- Mo McCarthy, Pat Patusky, John Casey, Pete Stallings (1 hour 15 mins) Recreation: (20 minutes) IT: Attendees- Ron Ing and Dave Wright (20 mins) HR: Attendees- Ron Ing (30 mins)

Thursday, March 24 th 6:00pm – 8:30pm	<p><u>BUDGET WORK SESSION at Town Hall</u></p> <p>Health Department: Attendees- Andrea (20 minutes) Community Services: Attendees- Tammy T (20 minutes) Senior Services: Attendees- Diane Puterski (20 minutes) Library: Attendees: Barbara B. (30 mins) Finance: Attendees: Susan Collier (20 minutes) Office of the Mayor, CAO, Legal, Council Clerk, Town Attorney, Attendee: Geen T (20 mins) Town Clerk: Attendee Susan Pawluk (15 Mins) Planning, Zoning & Econ Devlpmt: Attendee Geen T. (15 minutes) Registrar of Voters: Attendee TBD (10 Mins) VNA: none (5 minutes) Sterling House: Attendees: director/none (5 minutes)</p>
Wednesday, March 30 th	Only if needed
Monday, April 11 th Regular Town Council Meeting	Budget ordinances introduced on Council agenda (first reading took place)
Wednesday, April 13 th Public Hearing 7:00 – 9:00 pm	Budget Public Hearing at Bunnell HS
Thursday, April 14 th Public Hearing 7:00 – 9:00 pm	Budget Public Hearing at Stratford HS
Wednesday May 9 th Regular Town Council Meeting	Second reading of ordinance – ordinance passed
Wednesday June 6 th , 2011	Ordinance for budget in effect

5.2.2 **PUBLIC WORKS COMMITTEE** — The Public Works Committee did not conduct a meeting during the month of January 2011. A special meeting was conducted February 10, 2011 with the following referred to Town Council:

Bowe Avenue and Bruce Brook Projects — No report.

5.2.9 **SHORT BEACH COMMISSION** — The Short Beach Commission did not conduct the regularly scheduled meeting of January 3, 2011. During the regularly scheduled meeting on February 7, the following was referred to Town Council with favorable recommendation:

A. Increase of Golf fees:

ID fees	
from: \$5.00	to \$10.00
Outing Fees	
Resident Weekdays from \$6.50	to \$10.00
Resident Weekends from \$8:50	to \$12.00

Out-of-town weekdays from \$10.00	to \$12.00
Out-of-town weekends from \$12.00	to \$15.00

RESOLVED: that the recommendation of the Short Beach Commission is accepted and the foregoing fee increases be and are hereby approved.

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. FULLER TO APPROVE THE FOREGOING FEE INCREASES. THE MOTION PASSED UNANIMOUSLY.

B. Ordinance to allow dogs on beaches out of season (#11-02) — referred in accordance to all the stipulations required.

First reading: January 10, 2011

Public Hearing: January 24, 2011

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 thirty days from passage. (appended as pages 22-23)

A MOTION WAS MADE BY MR. HOYDICK SECONDED BY MR. BARNABY TO APPROVE THE FOREGOING ORDINANCE FOR FINAL PASSAGE. THE MOTION PASSED WITH 8 IN FAVOR AND 2 OPPOSED VIA ROLL CALL VOTE AS FOLLOWS: MR. BARNABY — YES, MS. PHILIPS — YES, MR. CATALANO — YES, MR. SANTI — YES, MR. DEMPSEY — YES, MR. FULLER — YES, MS. MEUSE — YES, MR. CONNOR — NO, MR. MALLOY — YES, MR. HOYDICK — NO.

5.3 TOWN ATTORNEY'S REPORT

5.3.1 CLAIMS REPORT — No report

5.3.3 QUESTIONS TO THE TOWN ATTORNEY

Mr. Santi — re: hourly rates at local hotels/motels.

A MOTION WAS MADE BY MR. SANTI SECONDED BY MR. DEMPSEY TO REFER THE FOREGOING ISSUE TO ORDINANCE COMMITTEE TO EXPLORE THE DRAFTING OF AN ORDINANCE. THE MOTION PASSED UNANIMOUSLY.

6. QUESTIONS TO MAYOR OR STAFF — No questions.

7. UNFINISHED BUSINESS and/or OLD BUSINESS

7.3 SHORT BEACH GOLF PRO CONTRACT — (*Personal Service Agreement – Independent Contractor* document previously forwarded)

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. CATALANO TO APPROVE THE FOREGOING CONTRACT. THE MOTION 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. FULLER — YES, MS. MEUSE — NO, MR. CONNOR — YES, MR. MALLOY — YES, MR. HOYDICK — YES. .

7.4 TABLED ORDINANCES AND RESOLUTIONS

7.4.2 REORGANIZATION OF BUILDING NEEDS COMMITTEE ORDINANCE (#10-31) — TABLED DURING COUNCIL MEETING OF OCT. 10, 2010.

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. DEMPSEY SECONDED BY MR. HOYDICK TO REMOVE THE FOREGOING ITEM FROM THE TABLE. THE MOTION PASSED UNANIMOUSLY. A MOTION WAS MADE BY MR. DEMPSEY SECONDED BY MR. FULLER TO STRIKE THE FOREGOING ITEM FROM THE AGENDA. THE MOTION PASSED UNANIMOUSLY.

8. ORDINANCES AND RESOLUTIONS

8.1 AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$2,327,000 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL EQUIPMENT PROGRAM FOR FISCAL YEAR 2010-2011 (#11-03)

sponsored by: the Stratford Town Council

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. (*appended as page 17*)

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

ORDINANCES AND RESOLUTIONS — continued

8.2 AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$550,000 FOR THE COSTS ASSOCIATED WITH THE REPLACEMENT OF FIRE TRUCKS OF THE TOWN AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE (#11-04)

sponsored by: the Stratford Town Council

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. *(appended as pages 18-21)*

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

8.3 REVISIONS TO PRIOR BOND APPROPRIATIONS

A MOTION WAS MADE BY MR. SANTI SECONDED BY MR. BARNABY TO STRIKE THE FOREGOING ITEM FROM THE AGENDA. THE MOTION PASSED UNANIMOUSLY.

8.4 RESOLUTION OF SUPPORT FOR RECONSTRUCTION OF INTERCHANGE 33 ON INTERSTATE 95-PROJECT NUMBER 138-223

Sponsored by Jason Santi, 4th District Councilman

WHEREAS, it has long been recognized that the construction of a full interchange at Exit 33 on Interstate 95 would add to the economic potential of the Route 1 and Ferry Boulevard corridors through enhanced access; and

WHEREAS, the project would replace the functionally outdated partial interchange at Exit 33 and complement the improvements on Interstate 95 which will occur with the Moses Wheeler Bridge Project; and

WHEREAS, the Town of Stratford has the opportunity to realize substantial benefits to its infrastructure through these coordinated projects and thus benefit its citizens and visitors; At the same time opening up the corridors and aiding in the development of the Stratford Army Engine plant and Shakespeare Theater,

NOW, THEREFORE BE IT RESOLVED that the Town Council of Stratford reaffirms its support for this project and empowers the Mayor, the Chief Elected Official of the Town of Stratford, to urge the Connecticut Department of Transportation and the Governor’s Office of the State of Connecticut to continue its work in order to successfully fund, design, and construct the full interchange at Exit 33 before the end of part of the Moses Wheeler Bridge Replacement Project.

RESOLUTION OF SUPPORT FOR RECONSTRUCTION OF INTERCHANGE 33 ON INTERSTATE 95-PROJECT NUMBER 138-223 — continued

A MOTION WAS MADE BY MR. CATALANO SECONDED BY MR. BARNABY TO STRIKE THE FOREGOING RESOLUTION FROM THE AGENDA.

*Stratford Town Council meeting recessed: 10:49 p.m.
Stratford Town Council meeting reconvened: 10:58 p.m.*

MESSRS. CATALANO AND BARNABY WITHDRAW THE MOTION AND THE SECOND. A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. HOYDICK TO PLACE THE FOREGOING RESOLUTION ON THE TABLE. THE MOTION PASSED WITH 9 IN FAVOR AND 1, MR. CATALANO, OPPOSED.

8.5 GRANT RESOLUTIONS

8.5.1 FLU/H1N1 Phase 2

sponsored by: The Stratford Town Council

WHEREAS, the *Connecticut Department of Public Health*, is authorized and has made funds available in the amount of \$ ~~79,889.00~~ 79,589.00 (as amended) to extend financial assistance to municipalities in the form of grants; and,

WHEREAS, funds under this grant will be used to implement a community level *FLU/H1N1 Phase 2* in Stratford, Trumbull, and Monroe; and,

WHEREAS, it is both desirable and in the public interest that the *Town of Stratford* execute a grant agreement with *Connecticut Department of Public Health* to accept funding in connection with this project.

NOW THEREFORE, BE IT RESOLVED BY THE Town Council:

1. That it is cognizant of the *Town of Stratford* grant application and contract with the *Connecticut Department of Public Health* for funds in the amount of \$ 79,889.00 to implement a community level *FLU/H1N1 Phase 2* project in Stratford, Trumbull and Monroe.
2. That it hereby authorizes, directs and empowers the mayor or his designee to execute and deliver such application and contract in the name and on behalf of the *Town of Stratford*, with *Connecticut Department of Public Health* for a *FLU/H1N1 Phase 2* project, and to provide such additional information to execute and deliver any and all other phases, contracts, amendments to or related documents as maybe necessary under this program.

FLU/H1N1 Phase 2 — continued

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

8.5.2 MRC #11 – 447 RESOLUTION

sponsored by: The Stratford Town Council

WHEREAS, the *National Association of County and City Health Officials (NACCHO)* is authorized and has made funds available through a federal grant from the U.S. Department of Health and Human Services to extend financial assistance to municipalities in the form of grants; and,

WHEREAS, funds under this grant will be used to build capacity of the Town’s Medical Reserve Corps unit; and,

WHEREAS, it is both desirable and in the public interest that the *Town of Stratford* execute a grant agreement with the *National Association of County and City Health Officials* in the amount of \$ 5,000 in connection with this program.

NOW THEREFORE, BE IT RESOLVED BY THE Town Council:

1. That it is cognizant of the *Town of Stratford* grant application and contract with the *National Association of County and City Health Official’s* in the amount of \$ 5,000 to build the capacity of the Medical Reserve Corps unit in Stratford.
2. That it hereby authorizes, directs and empowers the mayor or his designee to execute and deliver such contract in the name and on behalf of the *Town of Stratford*, with the *National Association of County and City Health Officials* for the *Stratford Medical Reserve Corps unit*, and to provide such additional information to execute and deliver any and all other contracts, amendments to or related documents as maybe necessary under this program.

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

8.5.3 MRC LIAISON GRANT

sponsored by: The Stratford Town Council

WHEREAS, the *Town Of Stratford* has been awarded a grant from the *Yale-New Haven Health Services Corporation* for the *Yale-New Haven - MRC Liaison Grant* in an amount of \$51,103.38 and,

MRC LIAISON GRANT — continued

WHEREAS, funds under this grant will be used to create the position of *MRC Program Advisor* to satisfy all grant program requirement; and

WHEREAS, it is desirable and in the public interest that the *Town Of Stratford* enter into a grant agreement with the *Yale-New Haven Health Services Corporation* to accept funding in connection with this project.

NOW THEREFORE, BE IT RESOLVED BY THE Town Council:

1. That it is cognizant of the *Town Of Stratford's* contract with the *Yale-New Haven Health Services Corporation* for the *Yale-New Haven - MRC Liaison Grant* in an amount of \$51,103.38; and
2. That it hereby authorizes, directs and empowers the mayor or his designee to execute and deliver such agreement in the name and on behalf of the *Town Of Stratford*, any and all applications and/or agreements (including amendments to, or rescission of such agreement), and any and all related documents necessary to apply for and obtain funding from the *Yale-New Haven Health Services Corporation* through the *Center for Emergency Preparedness and Disaster Response* for the development of the *MRC Program Advisor* position.

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

9. NEW BUSINESS

9.2 POLICE UNION CONTRACT — tentative agreement

Mr. Bishop requests taking the foregoing item into executive session for the purpose that the discussion is bargaining unit negotiations. Mr. Bishop would like that motion to include all members of the Town Council, the Mayor, Human Resources Director R. Ing, Assistant Town Attorney Mr. Florek and himself.

A MOTION WAS MADE BY MR. FULLER SECONDED BY MR. SANTI TO ENTER INTO EXECUTIVE SESSION PRIOR TO THE CONCLUSION OF THIS MEETING TO DISCUSS THE ABOVE-CITED ITEM FOR THE REASON AS STATED ABOVE WITH EXECUTIVE SESSION TO INCLUDE THE ABOVE MENTIONED INDIVIDUALS. THE MOTION CARRIED UNANIMOUSLY.

9.3 UPSEC CONTRACT, Local 138 (Dispatchers) — tentative agreement

Mr. Bishop requests taking the foregoing item into executive session for the purpose that the discussion is bargaining unit negotiations. Mr. Bishop would like that motion to include all members of the Town Council, the Mayor, Human Resources Director R. Ing, Assistant Town Attorney Mr. Florek and himself.

A MOTION WAS MADE BY MR. FULLER SECONDED BY MR. HOYDICK TO ENTER INTO EXECUTIVE SESSION PRIOR TO THE CONCLUSION OF THIS MEETING TO DISCUSS THE ABOVE-CITED ITEM FOR THE REASON AS STATED ABOVE WITH EXECUTIVE SESSION TO INCLUDE THE ABOVE MENTIONED INDIVIDUALS. THE MOTION CARRIED UNANIMOUSLY.

9.4 RESOLUTION AUTHORIZING AMMENDMENTS AND TRANSFERS IN THE GENERAL FUND BUDGET FOR FISCAL YEAR 2010-2011 [Jan YTD]

Sponsored by: The Stratford Town Council

WHEREAS: The Town of Stratford Charter 2.2.1 (e) provides that the Council shall have the power to make, alter and repeal resolutions and ordinances relative to the appropriation of Town Funds, including the transfer of funds between departments; and

WHEREAS: The Town Charter 6.2.2 requires that the Council shall annually pass an appropriation ordinance for all departments of the Town and the Town Charter 6.2.3 requires that the total amount of appropriations shall not exceed the estimates of revenues; and

WHEREAS: The Town Charter 6.2.5 provides that Council may by affirmative vote of seven (7) members authorize the transfer of unused balances appropriated for one purpose to another purpose, or to appropriate available revenues not included in the annual budget; and

WHEREAS: It is desirable to reflect the appropriations of Town Departments accurately by transferring unused funds and appropriating available revenues from time to time;

NOW THEREFORE BE IT RESOLVED: The Town Council of the Town of Stratford hereby authorizes the Finance Director to transfer funds between various departments and to appropriate available revenues as shown in exhibits A, B and C attached and made part of this resolution.

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. FULLER TO PLACE THE FOREGOING TRANSFERS ON THE TABLE. THE MOTION PASSED UNANIMOUSLY.

9.5 APPOINTMENTS

9.5.1 BEAUTIFICATION COMMITTEE — term concurrent with Council Term (Dec. 2011).

RESOLVED: that RITA SCACCHIA of 225 CUTSPRING ROAD be and is hereby appointed a member of the Beautification Committee (vacated term of Thomas Grega)

A MOTION WAS MADE BY MS. MEUSE SECONDED BY MR. CATALANO TO APPOINT RITA SCACCHIA OF 225 CUTSPRING ROAD TO THE FOREGOING POSITION. THE MOTION PASSED UNANIMOUSLY.

9.5.2 BOARD OF EDUCATION LIAISON COMMITTEE, COUNCIL MEMBER REPRESENTATION — term concurrent with Council term (Dec. 2011).

RESOLVED: that COUNCIL MEMBER DAVID FULLER of 48 SUNNYBANK AVENUE be and is hereby appointed a member of the Board of Education Liaison Committee (vacated term of former Council Member Scott Potter)

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. BARNABY TO APPOINT COUNCIL MEMBER DAVID FULLER TO THE FOREGOING POSITION. THE MOTION PASSED UNANIMOUSLY.

9.5.3 FINANCE AND CLAIMS COMMITTEE, COUNCIL MEMBER REPRESENTATION — term concurrent with Council Term (Dec. 2011).

RESOLVED: that COUNCIL MEMBER DAVID FULLER of 48 SUNNYBANK AVENUE be and is hereby appointed a member of the Finance and Claims Committee (vacated term of former Council Member Scott Potter)

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. BARNABY TO APPOINT COUNCIL MEMBER DAVID FULLER TO THE FOREGOING POSITION. THE MOTION PASSED UNANIMOUSLY.

9.5.4 PARKS AND RECREATION COMMITTEE, COUNCIL MEMBER REPRESENTATION — term concurrent with Council Term (Dec. 2011).

RESOLVED: that COUNCIL MEMBER DAVID FULLER of 48 SUNNYBANK AVENUE be and is hereby appointed a member of the Parks and Recreation Committee (vacated term of former Council Member Scott Potter)

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. BARNABY TO APPOINT COUNCIL MEMBER DAVID FULLER TO THE FOREGOING POSITION. THE MOTION PASSED UNANIMOUSLY.

NEW BUSINESS, APPOINTMENTS — continued

- 9.5.5 PENSION BOARD, COUNCIL MEMBER REPRESENTATION — term concurrent with Council Term (Dec. 2011).

RESOLVED: that COUNCIL MEMBER DAVID FULLER of 48 SUNNYBANK AVENUE be and is hereby appointed a member of the Pension Board (vacated term of former Council Member Scott Potter)

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. BARNABY TO APPOINT COUNCIL MEMBER DAVID FULLER TO THE FOREGOING POSITION. THE MOTION PASSED UNANIMOUSLY.

- 9.5.6 CONSERVATION COMMISSION, COUNCIL MEMBER LIAISON — term concurrent with Council Term (Dec. 2011).

RESOLVED: that COUNCIL MEMBER DAVID FULLER of 48 SUNNYBANK AVENUE be and is hereby appointed the Town Council Liaison member of the Conservation Commission (vacated term of former Council Member Scott Potter)

A MOTION WAS MADE BY MS. PHILIPS SECONDED BY MR. BARNABY TO APPOINT COUNCIL MEMBER DAVID FULLER TO THE FOREGOING POSITION. THE MOTION PASSED UNANIMOUSLY.

*Stratford Town Council meeting recessed: 11:15 p.m.
Stratford Town Council meeting reconvened: 11:42 p.m.*

REFERRALS FROM EXECUTIVE SESSION —ACTION TAKEN

9.2 POLICE UNION CONTRACT

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. DEMPSEY TO ACCEPT THE RECOMMENDATION OF THE HUMAN RESOURCES DIRECTOR IN CONNECTION WITH THE POLICE UNION CONTRACT AND AUTHORIZE THE MAYOR TO EXECUTE THE CONTRACT. THE MOTION PASSED UNANIMOUSLY.

9.3 UPSEC CONTRACT, Local 138 (Dispatchers)

A MOTION WAS MADE BY MR. BARNABY SECONDED BY MR. DEMPSEY TO ACCEPT THE RECOMMENDATION OF THE HUMAN RESOURCES DIRECTOR IN CONNECTION WITH THE UPSEC CONTRACT AND AUTHORIZE THE MAYOR TO EXECUTE THE CONTRACT. 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. CATALANO, SECONDED BY MR. FULLER, IT WAS VOTED UNANIMOUSLY TO ADJOURN THE MEETING AT 11:48 p.m.

MINUTES OF STRATFORD TOWN COUNCIL EXECUTIVE SESSION

February 14, 2011

The Stratford Town Council entered into executive session during regularly scheduled Council meeting of Monday, February 14, 2011 into room 213 of Stratford Town Hall, 2725 Main Street, Stratford, CT.

The following items were taken into executive session for the purpose of discussion regarding bargaining unit negotiations:

- 9.2 POLICE UNION CONTRACT — tentative agreement
- 9.3 UPSEC CONTRACT, Local 138 (Dispatchers) — tentative agreement

EXECUTIVE SESSION COMMENCED: 11:18 p.m.

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

OTHERS ENTERING INTO EXECUTIVE SESSION: Town Attorney Timothy Bishop, Assistant Town Attorney John Florek, Mayor John Harkins, Human Resources Director Ronald Ing.

EXECUTIVE SESSION ENDED: Council members and all other persons exited from executive session 11:40 p.m.

ATTEST: Carol Cabral
Carol Cabral, Council Clerk

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$2,327,000 FOR VARIOUS PUBLIC IMPROVEMENTS IN THE CAPITAL EQUIPMENT PROGRAM FOR FISCAL YEAR 2010-2011 (#11-03)

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$2,327,000 For Various Public Improvements In The Capital Equipment Program For Fiscal Year 2010-2011” has been enacted by the Town Council at its meeting on November 10, 2010 (the “Original Appropriation Ordinance”);

WHEREAS, the Town Council desires to amend the Original Appropriation Ordinance to increase the amount of the appropriation set forth therein;

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. The caption of the Original Appropriation Ordinance is hereby amended to increase the amount of the appropriation set forth therein by \$525,000 from \$2,327,000 to \$2,852,000.

Section 2. Section 1 of the Original Appropriation Ordinance is hereby amended to add the line item “Fire Truck Replacement” in the amount of \$525,000 under the heading “Public Safety”.

Section 3. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

Enacted by Town Council: _____, 2011

Approved by Mayor:

Mayor Date

Notice of Passage Published: _____, 2011

Effective Date of Ordinance: _____, 2011

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$525,000 FOR THE COSTS ASSOCIATED WITH THE REPLACEMENT OF FIRE TRUCKS OF THE TOWN AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE (#11-04)

WHEREAS, an ordinance entitled “An Ordinance Appropriating \$2,327,000 for Various Public Improvements In the Capital Equipment Program For Fiscal Year 2010-2011” has been enacted by the Town Council at its meeting on November 10, 2010;

WHEREAS, the Town Council has determined it to be in the best interest of the Town to approve additional appropriation and borrowing authorization for the Capital Equipment Program for fiscal year 2010-2011 for the costs associated with the replacement of the Town’s fire trucks (the “Fire Truck Replacement Project”) in the amount of \$525,000;

WHEREAS, the Town has together herewith enacted an ordinance amending the Original Appropriation Ordinance entitled “An Ordinance Amending An Ordinance Appropriating \$2,327,000 For Various Public Improvements in the Capital Equipment Program For Fiscal Year 2010-2011” by which the Town increased the amount of appropriation for the Capital Equipment Program for Fiscal Year 2010-2011 from \$2,327,000 to \$2,852,000 for purposes of adding the Fire Truck Replacement Project;

BE IT ORDAINED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF STRATFORD:

Section 1. To meet the appropriation of \$525,000 necessary to fund the Fire Truck Replacement Project and finance such additional costs and expenses related thereto, as the Mayor and the Director of Finance shall approve for the funding of necessary and appropriate financing and/or issuance costs including, but not limited to legal, advisory, credit enhancement, trustee, underwriters’ discount and printing and administrative expenses, \$525,000 bonds of the Town may be issued maturing not later than the twentieth year after their date (the “Bonds”).

Section 2. The Bonds may be issued in one or more series as determined by the Mayor and the Director of Finance. The amount of Bonds of each series to be issued shall be fixed by the Mayor and the Director of Finance in the amount necessary to meet the Town’s share of the cost of the Project determined after considering the estimated amounts and timing of State and Federal grants-in-aid for the Project, provided that the total amount of Bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of the Bonds outstanding at the time of the issuance thereof, and to pay for costs of issuance of the Bonds. The Bonds shall be issued in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the Mayor and the Director of Finance, bear the Town seal or a facsimile thereof, be certified by a bank or trust company, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company, and be approved as to their legality by Pullman & Comley, LLC, Attorneys-at-Law. The Bonds shall be general obligations of the Town and each of the Bonds shall recite that every

requirement of law relating to its issue has been duly complied with, that such Bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and interest thereon. The Town shall levy taxes in each year to meet principal and interest due and payable on the Bonds issued pursuant to this ordinance.

Section 3. The Mayor and Director of Finance are hereby authorized to determine the aggregate principal amount of the Bonds of each series to be issued, the annual installments of principal, date, maturity, prices, interest rates whether fixed or floating, form, redemption provisions, if any, the certifying registrar and transfer agent, the manner of sale or other terms and conditions of the Bonds, including the terms of any reserve that might be established as authorized herein, and whether any of the Bonds issued will be issued as taxable bonds, all in such a manner as the Mayor and Director of Finance shall determine to be in the best interests of the Town and in accordance with the General Statutes of Connecticut, Revision of 1958, as amended (the "Connecticut General Statutes"), and to take such actions and to execute such documents, or designate other officials or employees of the Town to take such actions and to execute such documents, as deemed to be necessary or advisable and in the best interests of the Town by the Mayor and Director of Finance in order to issue, sell and deliver the Bonds.

Section 4. The Bonds shall be sold by the Mayor and the Director of Finance in a competitive offering or by negotiation in their discretion. If sold in a competitive offering, the Bonds shall be sold at not less than par and accrued interest on the basis of the lowest net or true interest cost to the Town. If the Bonds are sold by negotiation, the provisions of the bond purchase agreement shall be approved by the Mayor and Director of Finance.

Section 5. The Mayor and the Director of Finance are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of the Bonds. Notes evidencing such borrowings shall be signed by the Mayor and the Director of Finance, have the seal of the Town affixed, be payable at a bank or trust company designated by the Mayor and the Director of Finance, be approved as to their legality by Pullman & Comley, LLC, Attorneys-at-Law, and be certified by a bank or trust company designated by the Mayor and the Director of Finance pursuant to Section 7-373 of the Connecticut General Statutes. The Notes shall be issued with maturity dates which comply with the provisions of the Connecticut General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing, to the extent paid from the proceeds of such renewals or the Bonds, may be included as a cost of the Project. Upon the sale of the Bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 6. The Town hereby expresses its official intent pursuant to Section 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid prior to and anytime after the date of passage of this ordinance in the maximum amount and for the Project

with the proceeds of bonds, notes, or other obligations (“Bonds”) authorized to be issued by the Town. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Town hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or her designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 7. The Mayor and Director of Finance are hereby authorized, if they determine it is in the Town’s best interests, to acquire, on behalf of the Town, bond insurance or other forms of credit enhancement guaranteeing the Bonds on such terms as the Mayor and Director of Finance determine to be appropriate, such terms to include, but not be limited to, those relating to fees, premiums and other costs and expenses incurred in connection with such credit enhancement, the terms of payment of such expenses and costs and such other undertakings as the issuer of the credit enhancement shall require; and the Mayor and Director of Finance, if they determine that it is appropriate, are authorized, on the Town’s behalf, to grant security to the issuer of the credit enhancement to secure the Town’s obligations arising under the credit enhancement, including the establishment of a reserve from proceeds of the Bonds.

Section 8. The Mayor and the Director of Finance are hereby authorized, on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (“MSRB”) and to provide notices to the MSRB of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the Bonds and notes authorized by this ordinance. Any agreements or representations to provide information to the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 9. The Mayor and Director of Finance are hereby authorized to apply for and accept any available State or Federal grant in aid of the financing of the Projects, and to take all action necessary or proper in connection therewith.

Section 10. The Mayor and Director of Finance in connection with the issuance of the Bonds, are hereby authorized to allocate any unused bond proceeds to public improvements previously authorized by the Town Council for bonding, consistent with the applicable tax and other laws, as deemed necessary or advisable and in the best interests of the Town by the Mayor and Director of Finance.

Section 11. It is hereby found and determined that the estimated period of utility for the Project is at least twenty years.

Section 12. This ordinance shall become effective thirty days after its passage pursuant to Section 2.2.9 of the Town Charter.

Enacted by Town Council: _____, 2011

Approved by Mayor:

Mayor Date

Notice of Passage Published: _____, 2011

Effective Date of Ordinance: _____, 2011

ORDINANCE TO ALLOW DOGS ON BEACHES OUT OF SEASON (#11-02)

Sponsored by: The Stratford Town Council

§ 152-17. Dogs and other pets.

A. Restricted areas. No person shall bring any animal, including any dog, onto a beach or beach parking area, nor shall any person permit such an animal subject to his ownership or control to be at such an area, except during periods of time when beach recreation is out of season, as established by the Department of Recreation, and where, during such out of season periods, such dog or other animal is under the control of a leash in accordance with subsection B below and § 83-15 of the Stratford Town Code. No person shall bring such an animal to or permit such an animal subject to his ownership or control to be in any other recreational area in which the Town has posted a sign prohibiting animals.

B. Nonrestricted areas. Dogs and other similar pets are permitted in nonrestricted areas of recreational areas only on leashes and under the control of their owners or other persons responsible for their supervision. No leash shall exceed seven feet in length.

C. Drinking water faucets. No person shall use a drinking water faucet for the watering of pets or animals.

D. Persons accompanying dogs or other pets into public recreational areas or other areas where such animals are permitted shall be responsible for the removal and disposal of all litter produced by said pets. The failure to remove such litter shall result in the owner, keeper or person then walking or otherwise in charge of said animal being assessed with a fine in accordance with § 83-15 of the Stratford Town Code. For purposes of this subsection only, any person accompanying the animal shall be considered a keeper of the animal.

E. Exception. The provisions of this section shall not apply to a guide dog accompanying any blind person.

§ 83-15. Leash required; removal of feces; violations and penalties.

No owner or keeper of any dog, whether licensed or unlicensed, shall allow such dog to roam at large upon the land of another and not under the control, by leash or similar restraint, of the owner or keeper or agent of such owner or keeper, provided that nothing in this section shall be construed to limit or prohibit the legal use of hunting dogs during the open hunting or training season. The unauthorized presence of any dog on the land of any person other than the owner or keeper of such dog or any portion of a public highway, street or sidewalk or any other Town property when not under the control, by leash or similar restraint, of the owner or keeper, shall be prima facie evidence of a violation of the provisions of this article. Any person who violates this article shall pay a fine of \$25 for the first offense and \$50 for the second offense, and for any subsequent offense, the same shall be a misdemeanor in violation of C.G.S. § 22-363, Nuisance, and a court appearance would be required.

Ordinance #11-02 — continued

A. If any domesticated animal shall defecate upon any property or area whether such property is owned by the Town of Stratford or is privately owned, the owner, keeper or person then walking or otherwise in charge of said animal shall immediately remove or cause to be removed from said property all feces deposited by said animal. For purposes of this subsection only, any person accompanying the animal shall be considered a keeper of the animal.

B. Each violation of Subsection [A](#) of this section shall be punishable by a fine of \$50.