

January 25, 2016

The Regular Meeting of the West Haven City Council was held on Monday, January 25, 2016 in the City Council Chambers, third floor, City Hall.

Present were Council Members O'Brien, Aldrich, Ruickoldt, Stacy Riccio, Watt, Morrissey, Russell, Ronan, Martone, Forsyth, Quagliani, David Riccio and Councilman Eberle. Mayor O'Brien was also present.

7:15 P.M. Public Hearing – Legislative Matters Committee –
Ordinance Amending the Code of the City of West Haven,
By Adopting Chapter 6: Local Veterans' Advisory Committee

Chairman Quagliani called the Public Hearing to order and asked that anyone wishing to speak on that matter approach the podium. No member of the audience stepped forward to address the Council.

7:15 P.M. Public Hearing Closed

7:15 P.M. Regular Council Meeting

Pledge of Allegiance

7:15P.M. Public Information Session

(See tape for Public Comments)

Chairman James O'Brien called the Regular Meeting to order at 7:50P.M.

APPROVAL OF JOURNAL:

Councilman Ruickoldt presented a MOTION to APPROVE the Journal of January 11, 2016 with a correction on the listing regarding communications L and F from the Legislative Committee (see tape) SECONDED by Councilman Watt and APPROVED viva-voce.

COMMUNICATIONS:

January 25, 2016

Communication A. from the Director of Finance regarding Fiscal Year 2016 transfers for the Police Department.

Communication B. from Mayor O'Brien regarding an appointment to the City of West Haven Allingtown Fire Commission/Robert Wittkofske.

Communication C. from the Director of Finance regarding an Ordinance Appropriating an Additional \$864,000 for the 2016-2020 Capital Plan.

Communication D. from the Tax Collector regarding the attached Overpayment Refunds for the month of January 2016.

Communication E. from Mayor O'Brien regarding a Resolution endorsing the South Central Regional Council of Government's' Regional Performance Incentive Program.

Communication F. from Corporation Counsel regarding a Resolution Authorization of the City Council.

Communication G. from the Deputy Chief of Police regarding donations.

Communication H. from Corporation Counsel regarding the Commercial Lease of 236 Forest Road.

Communication I. from a Taxpayer requesting an Abatement of Interest.

Communication J. from a Taxpayer requesting an Abatement of Interest.

Communication K. from the Director of Finance regarding a donation.

Communication L. from Councilwoman Morrissey regarding a request to have Finance Director, Kevin McNabola speak about City Finances.

RECESS: 7:55 P.M.

COMMITTEE MEETINGS:

January 25, 2016

Legislative Matters Committee, Councilman Quagliani, Chairman

Committee Members: Martone, Stacy Riccio, David Riccio and Ruickol

Communication J. 12/14/15 Agenda – ???– Taxation – was held in Committee.

Communication K. 12/14/15 Agenda – ???– Taxation – was held in Committee.

Communication A. 12/28/15 Agenda - Ordinance Amending the Code of the City of West Haven, By Adopting Chapter 6: Local Veterans' Advisory Committee -

Committee Member David Riccio presented a MOTION to recommend the APPROVAL of Communication A. to the entire Council which was SECONDED by Committee Member Martone and APPROVED unanimously by the Legislative Matters Committee. A second reading was called for during Committee reports.

Personnel and Civil Service Committee, Councilman Ruickoldt, Chairman

Committee Members: Ronan, Morrissey, Quagliani, David Riccio

Committee Member Morrissey presented a MOTION to recommend the APPROVAL of Communication B. to the entire Council which was SECONDED by Committee Member David Riccio and APPROVED unanimously by the Personnel and Civil Service Committee.

Tax Deferral Committee, Councilwoman Riccio, Chairman

Committee Members: Eberle, Ruickoldt, Aldrich and David Riccio

Communication I. – Taxpayer requesting an Abatement of Interest - was held in Committee.

Communication J. – Taxpayer requesting an Abatement of Interest - was held in Committee

Communication D. 12/28/2015 Agenda – Forest Manor L.L.C. Tax Incentive Application - Committee Member Ruickoldt presented a MOTION to recommend

January 25, 2016

the APPROVAL of Communication D. to the entire Council which was SECONDED by Committee Member Eberle, at this time a Q&A between the Council, Planning & Development Commissioner Joseph Riccio, and representatives for Forest Manor L.L.C. took place. At the conclusion of the Q&A session the Motion was APPROVED unanimously by the Tax Deferral Committee.

Finance Committee, Councilwoman Morrissey, Chairman

Committee Members: Aldrich, Ruickoldt, Quagliani, and David Riccio

Communication A. - Committee Member Quagliani presented a MOTION to recommend the APPROVAL of Communication A. to the entire Council which was SECONDED by Committee Member David Riccio and APPROVED unanimously by the Finance Committee.

Communication C. - Committee Member Quagliani presented a MOTION to recommend the APPROVAL of Communication C. to the entire Council which was SECONDED by Committee Member Aldrich and APPROVED unanimously by the Finance Committee.

Communication F. - Committee Member Quagliani presented a MOTION to recommend the APPROVAL of Communication F. to the entire Council which was SECONDED by Committee Member David Riccio and APPROVED unanimously by the Finance Committee.

Communication G. - Committee Member Ruickoldt presented a MOTION to recommend the APPROVAL of Communication G. to the entire Council which was SECONDED by Committee Member David Riccio and APPROVED unanimously by the Finance Committee.

Communication H. - Committee Member Quagliani presented a MOTION to recommend the APPROVAL of Communication H. to the entire Council which was SECONDED by Committee Member Ruickoldt, at this time a Q&A between the Council, and Corporation Counsel, Attorney Amendola, took place. At the

conclusion of the Q&A session the Motion was APPROVED unanimously by the Finance Committee.

January 25, 2016

Communication K. - Committee Member David Riccio presented a MOTION to recommend the APPROVAL of Communication K. to the entire Council which was SECONDED by Committee Member Quagliani and APPROVED unanimously by the Finance Committee.

Communication D. – database to collect all past due City fines/fees, Enhancement of the Boot Program - was held and referred again to the Finance Department and Information Technology Director. A meeting took place between Kevin McNabola, David Richards, Committee Member Quagliani, and Committee Chair Morrissey for Friday, December 15th , at 1:00 P.M. in the Finance Director's Office. More information will be made available to the Council on the February 8th Regular Scheduled Meeting.

Communication L. –Committee Member Aldrich presented a MOTION to recommend the APPROVAL of Communication L. to the entire Council which was SECONDED by Committee Member David Riccio, at this time a Q&A took place between the Council and Finance Director, Kevin McNabola, after such discussion the motions were WITHDRAWN.

Public Lands Committee, Councilwoman Martone, Chairman

Committee Members: Ruickoldt, Forsyth, Eberle, and David Riccio

Communication E. - Committee Member Ruickoldt presented a MOTION to recommend the APPROVAL of Communication A. to the entire Council which was SECONDED by Committee Member Ronan and APPROVED unanimously by the Public Lands Committee.

Communication F. 12/28/15. Agenda. Communication from the Director of Finance regarding City owned properties, RFP - Committee Member Ruickoldt presented a MOTION to recommend the APPROVAL of Communication A. to the entire Council which was SECONDED by Committee Member Ronan, at this time the Council called on Corporation Counsel Amendola and Kevin

McNabola as to the status of 26 Harold Street, after discussion the motion was APPROVED unanimously by the Public Lands Committee.

RECONVENE: 9:10P.M.
January 25, 2016

UNFINISHED BUSINESS: None.

COMMITTEE REPORTS:

Clerk Reads Communication D. - from the Tax Collector regarding the attached Overpayment Refunds for the month of January 2016. – Added to the Record

Councilman Quagliani, Chairman of the Legislative Matters Committee, who previously presented a FIRST READING “An Ordinance establishing Chapter 6 of the Code of the City of West Haven Local Veterans Advisory Committee” at the January 11 , 2016 Regular Meeting. Councilman Quagliani presented the unanimous reports of the committee with regards to such Ordinance and provided a SECOND READING. Councilman Quagliani presented the following MOTIONS which were DULY SECONDED and APPROVED viva-voce:

RESOLVED: AN ORDINANCE AMENDING THE CODE OF THE CITY OF WEST HAVEN, BY ADOPTING CHAPTER 6: LOCAL VETERANS' ADVISORY COMMITTEE

RESOLVED: BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST HAVEN that *the* Code of the City of West Haven is hereby amended by adoption pursuant to, Section 27-135 the Connecticut General Statutes, CHAPTER 6 OF THE CODE OF THE CITY OF WEST HAVEN, LOCAL VETERANS' ADVISORY COMMITTEE, which reads as follows:

RESOLVED: ARTICLE VI - LOCAL VETERANS' ADVISORY COMMITTEE
Sec. 6-1 Committee Created

RESOLVED: It is hereby established a Local Veterans' Advisory Committee which shall have the responsibility of carrying out locally the duties and purposes of this section and, within their charter powers and as otherwise provided by law, may make available to such local committees the necessary

funds to carry out their duties and responsibilities. The committee may (1) act as the coordinating agency in all matters concerning veterans and their dependents, coordinating the activities of public and private facilities concerned with veterans' reemployment, education, rehabilitation and adjustment to peacetime living; (2) cooperate with

January 25, 2016

all national, state and local governmental and private agencies in securing services and benefits to which a veteran or his dependents may be entitled; (3) use the services and facilities of the veterans organizations so far as possible to carry out the purposes of this section; and (4) encourage and coordinate vocational training services for veterans.

Sec. 6-2 Composition; appointment; terms; alternates; officers; compensation
The Local Veterans' Advisory Committee shall be comprised of five (5) regular members and two (2) alternate members. Each member shall either reside in the City of West Haven or have their regular place of business or employment in the City. The members shall be appointed by the Mayor of the City of West Haven.

A. Regular member of the Veterans' Local Advisory committee first appointed shall be designated to serve for one (1), two (2), three (3), four (4) and five (5) years, respectively, and thereafter shall be appointed annually to serve for five (5) years. Any vacancy shall be filled in the same manner as the original appointment.

B. Alternate members of the committee first appointed shall be designated to serve for one (1) and two (2) years, respectively, and thereafter shall be appointed to serve for five (5) years. Said alternate members shall serve on the committee in the absence of a regular member and when doing so shall act with the full power and authority of a regular member. Any vacancy shall be filled in the same manner as the original appointment.

C. Said committee shall select from its members a Chairman and a Secretary, who shall serve for one (1) year.

D. All members of said committee shall serve without compensation.

Councilman Ruickoldt, Chairman of the Personnel and Civil Service Committee, presented the unanimous reports of the committee with regards to appointments. Councilman Ruickoldt presented the following MOTION which were DULY SECONDED by Councilman David Riccio and APPROVED viva-voce with Chairman James P. O'Brien abstaining:

RESOLVED: That the appointment to the West Haven Allingtown Fire Commission of Robert Wittkofske of 93 Dalton Street, West Haven, effective immediately and to expire on June 30, 2019 to fill a vacancy (created by Andrea Palumbo's Resignation), be approved.

Councilwoman Riccio, Chairman of the Tax Deferral Committee, presented the unanimous report of the committee with regarding to the second amended tax **January 25, 2016**

incentive application for Forest Manor, LLC. Councilwoman Riccio presented the following MOTIONS which were DULY SECONDED by Councilman Riccio and APPROVED viva -roll call which was requested by Councilman Quagliani:

A roll call vote was taken. There were Thirteen (13) yes, Council Members: Forsyth, Quagliani, David Riccio, Ruickoldt, Aldrich, Eberle, Stacy Riccio, Watt, Russell, Morrissey, Ronan, Martone, O'Brien. The motion carried unanimously.

RESOLVED: That the Second Amended Tax Incentive Application filed by Forest Mannor, LLC, the "Amended Agreement (attached) Pursuant to Connecticut General Statute Section 12-65b be approved.

Councilwoman Morrissey Chairman of the Finance Committee, presented the unanimous reports of the committee with regards to Communication A- Fiscal Year 2016 Transfers for the Police Department. Councilwoman Morrissey presented the following MOTION which were DULY SECONDED by Councilman Quagliani and APPROVED viva-voce:

RESOLVED: That the attached file containing Fiscal Year 2016 Transfers for the Police Department which represents a \$750,571 transfer from various Public Safety Accounts to: Police Overtime Account #13100030 51500 - \$100,000, Police Manpower Overtime Account 13100030 51520 - \$500,071, Police Worker's Compensation Account 13100030 51801 - \$150,000 be approved.

Councilwoman Morrissey Chairman of the Finance Committee, presented the unanimous reports of the committee with regards to Communication C- An Ordinance Appropriating An Additional \$864,000 for the 2016-2020 Capital Plan. Councilwoman Morrissey presented the following MOTION for a FIRST READING which were DULY SECONDED by Councilman Quagliani.

WHEREAS, the City Council of the City of West Haven (the "city") has

previously adopted the City's Five Year Capital Plan for Fiscal Years 2016-2020 (the "2016-2020 Capital Plan"); and

WHEREAS, the city Council has determined to add additional capital plan authorizations in the amount of \$864,000 for the capital projects more particularly listed on the Exhibit A attached hereto, to the City's 2016-2020 Capital Plan (the "Projects"; and now

January 25, 2016

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST HAVEN:

Section 1. that the 2016-2020 Capital Plan, as adopted by the City Council, is hereby amended t incorporate the Projects and Capital budget appropriations set forth on Exhibit A attached hereto.

Section 2. This ordinance shall be effective immediately upon the Mayor's Signature

Chairman O'Brien set a Public Hearing and Second Reading for the Regular City Council Meeting February 8, 2016 at 6:50 P.M. in the Council Chambers.

Councilwoman Morrissey Chairman of the Finance Committee, presented the unanimous reports of the committee with regards to Communication F- from Corporation Counsel regarding a Resolution Authorization of the City Council. Councilwoman Morrissey presented the following MOTIONS which were DULY SECONDED by Councilman Aldrich and APPROVED viva-voce:

RESOLVED: that the West Haven City Council may enter into with and deliver to the State of Connecticut Division of Emergency Management and Homeland Security, Department of Emergency Services and Public Protection any and all documents which it deems to be necessary or appropriate; and

FURTHER RESOLVED: that Edward M. O'Brien, as Mayor of the City of West Haven, and in his absence James P. O'Brien, Chairman of the West Haven City Council, is authorized and directed to execute and deliver any and all documents on behalf of the City of West Haven and to do and perform all acts and things which he deems to be necessary or appropriate to carry out the terms of such documents, including, but not limited to, executing and delivering all agreements and documents contemplated by such documents.

Councilwoman Morrissey Chairman of the Finance Committee, presented the unanimous reports of the committee with regards to Communication G- from the Deputy Chief of Police regarding donations. Councilwoman Morrissey presented the following MOTIONS which were DULY SECONDED by Councilman Ruickoldt and APPROVED viva-voce:

January 25, 2016

RESOLVED: That the following donations to the Department of Police Service be approved and deposited into line item #1010000028285 Animal Shelter donations:

<u>FROM</u>	<u>AMOUNT</u>
Jon Palermo	\$25.00
Cassandra K. Marcella	\$50.00

Councilwoman Morrissey Chairman of the Finance Committee, presented the unanimous reports of the committee with regards to Communication H- from Corporation Counsel regarding the Commercial Lease of 236 Forest Road. Councilwoman Morrissey presented the following MOTIONS which were DULY SECONDED by Councilman Eberle and APPROVED viva-voce:

RESOLVED: that the revised commercial lease concerning Berluti Associates LLC and the City of West Haven for the premise of 236 Forest Road be approved.

Councilwoman Morrissey Chairman of the Finance Committee, presented the unanimous reports of the committee with regards to Communication K - from the Director of Finance regarding a donation. Councilwoman Morrissey presented the following MOTIONS which were DULY SECONDED by Councilman Ruickoldt and APPROVED viva-voce:

RESOLVED: that the Donation submitted by the Haven Group LLC in the amount of \$3,500 for the Christmas Tree Lighting be applied to the Highway & Parks Overtime Account within the Public Works Budget Account Number 14704010 51500

Councilwoman Martone Chairman of the Public Lands Committee, presented the unanimous reports of the committee with regards to Communication E- from Mayor O'Brien regarding a Resolution endorsing the South Central Regional Council of Government's' Regional Performance Incentive Program. Councilwoman Martone presented the following MOTIONS which were DULY SECONDED by Councilman Quagliani and APPROVED viva-voce:

RESOLVED: that the Resolution endorsing the South Central Council of Governments' Regional Performance Incentive Program be approved.

January 25, 2016

Councilwoman Martone Chairman of the Public Lands Committee, presented the unanimous reports of the committee with regards to Communication F from the 12/28/2015 Agenda – communication from the Director of Finance regarding City owned properties, RFP. Councilwoman Martone presented the following MOTIONS which were DULY SECONDED by Councilman Eberle and APPROVED viva-voce:

RESOLVED: that the RFP for City owned properties be approved.

ACTION ON ORDINANCE PREVIOUSLY PRESENTED: None.

NEW BUSINESS:

Councilman Quagliani requested that the City Council/Personnel & Civil Service Committee send a letter to the Allingtown Fire Commission to explain where the Council is in the process of addressing the Minority Representation on the Commission.

Councilman Russell addressed the members on the issue of due diligence when moving forward with matters brought before the Council.

Councilman Ronan presented a MOTION to adjourn, which was DULY SECONDED by Councilman Quagliani.

ADJOURNMENT: 9:48P.M.

ATTEST: Michael DiMassa, Clerk of the Council

BY: Michael DiMassa, Clerk of the Council

These minutes are subject to City Council approval.