

**September 26, 2016**

The Regular Meeting of the West Haven City Council was held on Monday, September 26, 2016 in the City Council Chambers, third floor, City Hall.

Present were Council Members Aldrich, Eberle, Quagliani (7:40), Hamilton, Morrissey, O'Brien, Ronan, Russell, Ruickoldt, Martone, Stacy Riccio, Forsyth, and Councilman David Riccio. Absent was Council Member David Russell. Mayor O'Brien was also present.

7:10 P.M. Regular Council Meeting

Pledge of Allegiance

7:10P.M. Public Information Session

(See tape for Public Comments)

**APPROVAL OF JOURNAL:**

Councilwoman Quagliani presented a MOTION to APPROVE the Journal of September 12, 2016 which was SECONDED by Councilwoman Stacy Riccio and APPROVED by majority viva-voce with Councilman Ruickoldt Abstaining.

**COMMUNICATIONS:**

Communication A. Communication from the Tax Collector in regards to overpayment refunds for September 2016.

Communication B. Communication from Corporation Counsel in regards to a Department of Energy and Environmental Protection Resolution.

Communication C. Communication (C-1 – C-5) from the Deputy Chief of Police in regards to donations.

Communication D. Communication from Corporation Counsel regarding an Executive Session for M.S. – 4 Storm Water Management Pending Litigation.

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Communication E. Communication from Corporation Counsel regarding the Sale of Thompson School to the West Haven Housing Authority.

7:51 P.M. RECESS INTO EXECUTIVE SESSION – M.S. - 4  
(Communication D - Storm Water Management Pending Litigation)

RECONVENE: 8:59P.M.

RECESS: 9:00 P.M.

COMMITTEE MEETINGS:

**Finance Committee, Councilwoman Morrissey, Chairman**

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

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

**Tax Deferral Committee, Councilwoman Riccio, Chairman**

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

Communication B. - was held in Committee.

Communication D. - was held in Committee.

Committee Member Ruickoldt presented a MOTION to recommend the APPROVAL of Communication E. from the 9/12/16 Agenda to the entire Council which was SECONDED by Committee Member Eberle and APPROVED by unanimously by the Tax Deferral Committee.

**Legislative Matters Committee, Councilman Quagliani, Chairman**

Committee Members: Ruickoldt, Martone, Stacy Riccio, David Riccio

Committee Member Ruickoldt presented a MOTION to recommend a FIRST READING AND PUBLIC HEARING of Communication F. from the 9/12/16

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Agenda to the entire Council which was SECONDED by Committee Member David Riccio and APPROVED by unanimously by the Legislative Matters Committee.

**Environment Committee, Councilwoman Hamilton, Chairman**

Committee Members: Quagliani, Martone, Forsyth, David Riccio

Committee Member Quagliani presented a MOTION to recommend the APPROVAL of Communication B. to the entire Council which was SECONDED by Committee Member Forsyth and APPROVED by unanimously by the Environment Committee.

UNFINISHED BUSINESS: None.

RECONVENE: 9:52P.M.

Clerk read Communication A. into the record.

**COMMITTEE REPORTS:**

Councilwoman Morrissey Chairman of the Finance Committee, presented the unanimous reports of the committee with regards to Communication C. from the Deputy Chief of Police in regards to donations. Councilwoman Morrissey presented the following MOTION which were DULY SECONDED by Councilman Ruickoldt and APPROVED unanimously viva-voice:

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

<u>FROM</u>	<u>AMOUNT</u>
Janelle Imperato	\$30.00
Richard Zangrillo & Michelle Rivelli M.D.	\$100.00
Nancy & Frank Chovitz	\$190.00
Bruce & Sharon Goldslager	\$25.00
Cindy Sheehan	\$100.00

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Councilwoman Riccio Chairman of the Tax Deferral Committee, presented the unanimous reports of the committee with regards to Communication E. from the 9/12/16 Agenda, from the Deputy Chief of Police in regards to an abatement of taxes and interest/Michael McCarthy. Councilwoman Riccio presented the following MOTION which were DULY SECONDED by Councilman Eberle and APPROVED unanimously viva-voice:

RESOLVED: That the request for an abatement of interest and fees, currently due as of the date of this Council Meeting on the 2002 and 2003 Grand Lists from Michael McCarthy of 211 Rockdale Road, West Haven, be approved, based on the following:

- Tax balance must be paid in full within 11 Weeks
- All tax bills issued from this date forward must be paid when due.
- A good faith effort to pay a minimum of \$25.00 a week must be established.

Councilman Quagliani Chairman of the Legislative Matters Committee presented the FIRST READING of AN ORDINANCE AMENDING THE CODE OF THE CITY OF WEST HAVEN, BY ADOPTING SECTION 211-14: WAIVER OF ASSESSMENT PENATLLTY PURSUANT TO CONNECTICUT GENERAL STATUTE 12-63c.

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 of Section 211-14 OF THE CODE OF THE CITY OF WEST HAVEN: WAIVER OF ASSESSMENT PENALTY, which reads as follows:

§211-14

**WAIVER OF ASSESSMENT PENALTY**

As authorized by Sec. 12-63c (d) of the Connecticut General Statutes, and effective for the Grand List of 2016 and all subsequent Grand Lists, the Tax Assessor may waive the statutory penalty increasing the property tax assessment, due to the failure of a property owner to timely submit the information requested by the Tax Assessor pursuant to 12-63c (a) of the Connecticut General Statutes, provided accurate information is submitted to the Tax Assessor before the waiver of the assessment penalty is considered.

As to the Grand List of 2016 only, notwithstanding the above, if a tax payer failed to submit the information requested to the Tax Assessor by June 1st or within the period of any extension, then the statutory penalty assessed shall be

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waived so long as the information requested is submitted to the Tax Assessor in accurate form no later than November 1, 2016 along with a late fee of \$250.00. Beginning with the Grand List of October 1, 2017 and all subsequent Grand Lists, notwithstanding the above if a tax payer fails to submit the information requested to the Tax Assessor by June 1st or within the period of any extension, then the statutory penalty assessed shall be waived so long as the information requested is submitted to the Tax Assessor in accurate form no later than September 1st, along with a late fee of \$250.00. If a property owner submits the information requested after September 1st, then a letter requesting a waiver of the penalty must be submitted to the Tax Assessor on or before November 1st along with a late fee of \$350.00. The Tax Assessor may waive the statutory penalty assessed upon a showing of good cause by the tax payer. No request for waiver of the statutory penalty shall be considered if submitted later than November 1st.

Chairman O'Brien set a Public Hearing for Tuesday, October 11, 2016 at 6:50 P.M. in City Council Chambers.

**ACTION ON ORDINANCE PREVIOUSLY PRESENTED:** None.

**NEW BUSINESS:**

The Housing Authority Director and City Attorney Amendola presented the proposed acquisition by the Housing Authority of Thompson School.

10:50 P.M. Majority Caucus Called for by Councilman Quagliani

RECONVENE: 11:00P.M.

**Council As A Whole, Councilman Ronan, Chairman**

Councilwoman Ronan Temporary Chairman of Council As A Whole, presented a MOTION to recommend the APPROVAL of Communication E. which was SECONDED by Committee Member Ruickoldt and APPROVED by majority viva a roll call vote:

Councilman Forsyth – Yea  
Councilman Quagliani – No  
Councilman Riccio – No  
Councilman Aldrich – Yea

