

ACTIONS
REGULAR MEETING OF THE BOARD OF DIRECTORS
AUGUST 12, 2008 – 7:00 P.M.
LINCOLN CENTER HEARING ROOM

ONE MEETING AGENDA

PRESENT: Mayor Spadaccini, Deputy Mayor Peak, Secretary Pelletier, Directors Tweedie, Beckman, Zingler, O'Neill, Kissmann, and Farina

ALSO: General Manager Shanley and Town Attorney Naab

EXECUTIVE SESSION – 6:15 P.M.

The Board went into Executive Session at 6:15 p.m. and returned at 6:55 p.m. Present for Personnel Matters were Mayor Spadaccini, Deputy Mayor Peak, Secretary Pelletier, Directors Tweedie, Beckman, Zingler, O'Neill, Kissmann, and Farina, General Manager Shanley, Town Attorney Naab, Director of Administrative Services Moore, and Attorney Murray. Present for the matter of Pending Litigation were Mayor Spadaccini, Deputy Mayor Peak, Secretary Pelletier, Directors Tweedie, Beckman, Zingler, O'Neill, Kissmann, and Farina, General Manager Shanley, and Town Attorney Naab. There were no votes taken.

1. MEETING CALLED TO ORDER.

The meeting was called to order at 7:03 p.m. All in attendance participated in the Pledge of Allegiance to the Flag, led by Mayor Spadaccini.

#360-08 ADOPTED – MOTION TO EXCEED THE ONE-HOUR TIME LIMIT AVAILABLE FOR PUBLIC COMMENTS.

Zingler/Farina

Nine Voted in Favor

#361-08 ADOPTED - MOTION TO SUSPEND THE RULES TO ADDRESS ITEM 8.O, APPROVAL OF THE RESCISSION OF CHAPTER 212, LIVING WAGE, OF THE CODE OF ORDINANCES.

Pelletier/Peak

Five Voted in Favor
Spadaccini, Peak, Pelletier, Tweedie, Beckman
Four Voted in Opposition
Zingler, O'Neill, Kissmann, Farina

8. PUBLIC HEARINGS.

O. Approval of the rescission of Chapter 212, Living Wage, of the Code of Ordinances.

#362-08 DEFEATED – MOTION TO TABLE

Farina/Zingler

Four Voted in Favor
Zingler, O'Neill, Kissmann, Farina
Five Voted in Opposition
Spadaccini, Peak, Pelletier, Tweedie, Beckman

#363-08 DEFEATED – MOTION TO STRIKE THE RESCISSION AND ASK THE TOWN ATTORNEY TO DRAFT LANGUAGE ALLOWING FOR AMENDED REPORTING REQUIREMENTS FOR COMPANIES WITH OVER 1,000 EMPLOYEES.

O’Neill/Zingler

**Four Voted in Favor
Zingler, O’Neill, Kissmann, Farina
Five Voted in Opposition
Spadaccini, Peak, Pelletier, Tweedie, Beckman**

#364-08 DEFEATED – MOTION TO AMEND CHAPTER 212, LIVING WAGE, OF THE CODE OF ORDINANCES TO INCLUDE PART-TIME EMPLOYEES.

Farina/Kissmann

**Three Voted in Favor
Zingler, Kissmann, Farina
Six Voted in Opposition
Spadaccini, Peak, Pelletier, Tweedie, Beckman, O’Neill**

#365-08 ADOPTED - MOTION TO APPROVE THE RESCISSION OF CHAPTER 212, LIVING WAGE, OF THE CODE OF ORDINANCES.

Peak/Beckman

**Five Voted in Favor
Spadaccini, Peak, Pelletier, Tweedie, Beckman
Four Voted in Opposition
Zingler, O’Neill, Kissmann, Farina**

4. ADOPTION OF MINUTES OF PREVIOUS MEETING.

- #366-08 A. ADOPTED - Actions, July 1, 2008 – Regular Meeting**
- #367-08 B. ADOPTED - Minutes, July 1, 2008 – Regular Meeting**
- #368-08 C. ADOPTED - Actions, July 8, 2008 –Regular Meeting**
- #369-08 D. ADOPTED AS AMENDED - Minutes, July 8, 2008 – Regular Meeting**
- #370-08 E. ADOPTED - Minutes, June 19, 2008 – Special Meeting of Board of Directors and Charter Revision Commission.**

Nine Voted in Favor

#371-08 RECESS.

The Board took a brief recess at 10:40 p.m. and returned at 10:45 p.m.

Tweedie/Beckman

Nine Voted in Favor

#372-08 ADOPTED - MOTION TO SUSPEND THE RULES TO GO BEYOND ELEVEN O’CLOCK.

Zingler/Kissmann

Nine Voted in Favor

8. PUBLIC HEARINGS.

- #373-08 A. 1. TABLED** - Approval of an amendment to the Code of Ordinances, Chapter 279, Newsracks in public rights of way, Sections 279-41, 279-43, and 279-45. (A copy of the proposed amendment may be seen in the Town Clerk’s office during normal business hours.)
- #374-08 2. TABLED** - Approval of the fee schedule for the newsrack ordinance.

Spadaccini/Farina

Nine Voted in Favor

**9. CONSENT CALENDAR
(with the addition of Items 8.H, 8.I, 8.J, 8.L, and 12.R as revised).**

8B. Appropriation to Special Projects as follows:

- #375-08 1. State Asset Forfeiture Account**\$11,401
for continuing narcotics investigations, equipment, and/or training to be financed by proceeds from narcotics investigations.
- #376-08 2. Federal Asset Forfeiture Account**\$1,746
for continuing narcotics investigations, equipment, and/or training to be financed by proceeds from narcotics investigations.
- #377-08 3. Manchester Dog Pound**.....\$657
to be financed by a donation from Luv My Pet, Inc. which is gratefully acknowledged and accepted.
- #378-08 4. Memorial Tree Program**.....\$100
to be financed by donations received in honor of Phyllis McQuade and Phyllis Cushman Derrick which are gratefully acknowledged and accepted.
- #379-08 5. Family History Day**..... \$1,100
to be financed by donations from Bob’s Discount Furniture, Highland Park Market, Holmes-Watkins Funeral Homes, John F. Tierney Funeral Home, Lynch-Toyota-Pontiac-Buick, Rockville Bank, SBM Charitable Foundation, Shady Glen Dairy Stores, and ShopRite of Manchester which are gratefully acknowledged and accepted.
- #380-08 6. Hockanum River Linear Park Committee**.....\$150
to be financed by donations from Daniel Holmes (\$100) and the Manchester Land Conservation Trust (\$50) which are gratefully acknowledged and accepted.
- #381-08 7. Recreation Department – Special Activities**\$942
for donation to Alex’s Lemonade Stand to be financed by funds raised by the Center for Service Learning Program which are gratefully acknowledged and accepted.
- #382-08 8. Recreation Department – Special Activities**\$623
for donation to Manchester Dog Owners Group (MDOG) to be financed by proceeds of the second annual K-9 Kerplunck event which are gratefully acknowledged and accepted.

-
- #383-08 9. Department of Health Bioterrorism Grant (8/10/08 to 8/09/09).....\$63,699
to be financed by a grant from the State of Connecticut, Department
of Public Health and authorization for Scott Shanley, General Manager,
to enter into and amend any and all related contracts with the State of
Connecticut, Department of Public Health.
- #384-08 10. Special Grants - Obesity Reduction Programs (7/1/08 to 06/30/09)\$9,705
to be financed by a grant received from the Connecticut Department of
Public Health and authorization for the General Manager, Scott Shanley,
to enter into and amend all related contracts or amendments with the State of
Connecticut Department of Public Health or its successor agency.
- #385-08 11. Historic Document Preservation\$50,000
to be funded by a State Library Historic Document Preservation
Competitive Grant.
- #386-08 8C. Appropriation to Fire Reserve – Paramedic Fund\$463
to be funded by donations from local businesses, citizens and visitors which
are gratefully acknowledged and accepted.
- #387-08 8D. Appropriation in Education Special Projects - Adult Education Grant (FY 07/08) ...\$6,695
to be financed by additional funds from the State of Connecticut.
- #388-08 8E. Appropriation to General Fund - MRA Out of Town Students (FY07/08)\$31,000
to be financed by student tuition payments.
- #389-08 8F. Appropriation to Capital Reserve – Hop River Trail Parking Lot.....\$30,308
for enhancements to the Hop River Linear Trail State Park parking area
to be funded by a grant through the Connecticut Department of
Environmental Protection Recreational Trails Grants Program.
- #390-08 8G. Appropriation to Cemetery Trust Fund (FY07/08).....\$12,000
to be funded from rental income on Hillstown Road property.
- #391-08 8H. Appropriation to Special Grants - GASB 45 Implementation\$50,000
to fund start up costs related to the creation of an Other Post Employment
Benefits trust, with the unexpended funds contributed to the Trust for
funding purposes, to be funded by Designated General Fund Balance.
- #392-08 8I. Appropriation to Special Grants - Industrial Guidelines Reimbursements\$50,000
for reimbursements to developers under the Industrial Guidelines program
to be funded by Designated Fund Balance.
- #393-08 8J. Appropriation to Capital Reserve – Revaluation\$420,000
for the first of three contributions to provide funding for the 2011 Real
Property Revaluation to be funded by Designated General Fund Balance.
- #394-08 8K. Appropriation to MSIP\$1,080,960
for additional funding to be funded by Designated General Fund Balance.
- #395-08 8L. Appropriation to CP 347 Bennet Academy Renovations\$1,050,000
to reduce future borrowing on referendum project to be funded by
Designated General Fund balance.
- #396-08 8M. Appropriation to Capital Reserve - Regional Dog Pound\$8,931
to fund Town incurred initial planning costs related to the new regional
dog pound to be funded by Designated General Fund balance.
- #397-08 12C. Resolution regarding adoption of the Capital Region Council of Governments’ multi-
hazard mitigation plan.
- #398-08 12D. Donation of wooden book shelves from Mary Cheney Library to Manchester
Historical Society.

- #399-08 12G. Approval of Supervisory Collective Bargaining Agreement – July 1, 2008–June 30, 2011.
- #400-08 12H. Approval of Residual Collective Bargaining Agreement – July 1, 2008 – June 30, 2011.
- #401-08 12I. Approval of Municipal Employees’ Union (MEU) Collective Bargaining Agreement – July 1, 2008 – June 30, 2011.
- #402-08 12J. Approval of early retirement for Deborah Johnson Pettit, Board of Education.
- #403-08 12K. Acceptance of resignation of Anthony Bonetti as a non-profit member of the Housing Commission, with a term expiring November 2010.
- #404-08 12M. Authorization for the General Manager to approve the demolition of buildings at 362 Adams Street and the expenditure of an amount not to exceed \$25,000 from the Sanitation Reserve – Problem Property Remediation Fund for expenses in connection with this demolition.
- #405-08 12.R. Adoption of Head Start Authorizing Resolution

Pelletier/Beckman

Nine Voted in Favor

10. ACTION ON ITEMS OF PUBLIC HEARING.

8N. Adoption of an ordinance creating the Manchester Youth Commission. (A copy of the proposed ordinance may be seen in the Town Clerk's office during normal business hours.)

#406-08 **DEFEATED – MOTION TO TABLE**

Zingler/Kissmann

**Four Voted in Favor
Zingler, O’Neill, Kissmann, Farina
Five Voted in Opposition
Spadaccini, Peak, Pelletier, Tweedie, Beckman**

#407-08 **DEFEATED – MOTION TO AMEND ORDINANCE TO TAKE EFFECT 90 DAYS AFTER DATE OF PUBLICATION.**

Kissmann/Zingler

**Three Voted in Favor
Zingler, O’Neill, Kissmann
Six Voted in Opposition
Spadaccini, Peak, Pelletier, Tweedie, Beckman, Farina**

#408-08 **ADOPTED – MOTION TO AMEND ORDINANCE TO TAKE EFFECT 60 DAYS AFTER DATE OF PUBLICATION.**

Pelletier/Tweedie

Nine Voted in Favor

#409-08 **ADOPTED – MOTION TO ADOPT AS AMENDED.**

Pelletier/Tweedie

Nine Voted in Favor

11. UNFINISHED BUSINESS.

#410-08 A. **TABLED** - Discussion of water main assessments on Tolland Turnpike.

Pelletier/Peak

Nine Voted in Favor

B. Adoption of Naming of Public Assets and Dedication Policy.

#411-08 **DEFEATED – MOTION TO ESTABLISH SUBCOMMITTEE TO ADDRESS THE NAMING OF PUBLIC ASSETS AND DEDICATION POLICY**

Zingler/Farina

Four Voted in Favor
Zingler, O’Neill, Kissmann, Farina
Five Voted in Opposition
Spadaccini, Peak, Pelletier, Tweedie, Becker

#412-08 **ADOPTED – MOTION TO REMOVE**

Pelletier/Farina

Six Voted in Favor
Spadaccini, Peak, Pelletier, Tweedie, Beckman, Farina
Three Voted in Opposition
Zingler, O’Neill, Kissmann

#413-08 C. **TABLED** - Discussion of cameras for Manchester Room.

Zingler/Pelletier

Nine Voted in Favor

#414-08 D. **APPOINTED** – Appointment of a member to the Planning and Zoning Commission, with a term expiring November 2009, to fill the vacancy left by Rudy C. Kissmann, Jr. – Salvatore Mancini, 138 Pearl Street.

Pelletier/Beckman

Nine Voted in Favor

12. NEW BUSINESS.

#415-08 A. **APPROVED** - Approval of the Final Report of the Charter Revision Commission.

O’Neill/Tweedie

Nine Voted in Favor

#416-08 B. **ADOPTED** - Resolution authorizing the wording and placement of referendum questions for certain Town Charter amendments, as outlined in the attached Schedule A, on the ballot for the regular election to be held November 4, 2008.

Pelletier/Zingler

Nine Voted in Favor

#417-08 E. **ADOPTED** - Allocation in Sewer Reserve of \$302,267 for Love Lane & JC Penney Pump Station Rehabilitation to be funded by Unallocated Sewer Reserve.

O'Neill/Kissmann

Nine Voted in Favor

#418-08 F. **REMOVED** - Waiver of Living Wage provisions - CIGNA HealthCare.

Pelletier/Beckman

Nine Voted in Favor

#419-08 L. **TABLED** - Appointment of a non-profit member of the Housing Commission to replace Anthony Bonetti, with a term expiring November 2010.

Pelletier/Zingler

Nine Voted in Favor

14. ADJOURNMENT.

#420-08 The meeting was adjourned until the September 2, 2008 Regular Meeting of the Manchester Board of Directors at 7:00 p.m. in the Lincoln Center Hearing Room.

Pelletier/Tweedie

**Eight Voted in Favor
(Beckman out of the room)**

Adjourn: 1:23 a.m.

gem