



Town of Groton, Connecticut

45 Fort Hill Road
Groton, CT 06340-4394
Town Clerk 860-441-6640
Town Manager
860-441-6630

Meeting Minutes Town Council

Mayor Heather Bond Somers, Councilors Dean G. Antipas, Bruce S. Flax, Bill Johnson, Frank O'Beirne, Jr., Deborah L. Peruzzotti, Rita M. Schmidt, James L. Streeter, and Harry A. Watson

Tuesday, June 26, 2012

7:30 PM

Town Hall Annex - Community Room 1

SPECIAL MEETING

I. ROLL CALL

The meeting was called to order at 7:51 p.m. by Mayor Somers.

Members Present: Mayor Somers, Councilor Antipas, Councilor Flax, Councilor Johnson, Councilor O'Beirne, Jr., Councilor Peruzzotti and Councilor Watson

Members Absent: Councilor Schmidt and Councilor Streeter

Also present were Town Manager Mark Oefinger, Town Clerk Betsy Moukawsher and Office Assistant Lori Watrous.

II. SALUTE TO THE FLAG

The Salute to the Flag was led by Mayor Somers.

III. RECOGNITION, AWARDS & MEMORIALS

None.

IV. RECEIPT OF CITIZENS' PETITIONS, COMMENTS AND CONCERNS

None.

V. RESPONSES TO CITIZENS' PETITIONS, COMMENTS AND CONCERNS

None.

VI. CONSENT CALENDAR

a. Approval of Minutes

2012-0207 Approval of Minutes (Town Council)

RESOLUTION ACCEPTING TOWN COUNCIL MINUTES

RESOLVED, that the minutes of the Town Council meeting of June 19, 2012 are hereby accepted and approved.

This Matter was Adopted on the Consent Calendar.

b. Administrative Items

2012-0206 Special Trust Fund Contributions

RESOLUTION ACCEPTING CONTRIBUTIONS TO SPECIAL TRUST FUNDS

RESOLVED, that the Town Council hereby accepts contributions to the Town as follows:

Charles Rogers - \$25.00 - Social Services Discretionary

Lee Vincent - \$50.00 - Social Services Discretionary

This Matter was Adopted on the Consent Calendar.

c. Deletions from the Town Council Referral List

2012-0169 Introduction of an Ordinance for Road Maintenance and Rehabilitation

This Matter was Deleted from Referral List - Action to be taken on the Consent Calendar.

- 2012-0170** **Setting Public Hearing Date on an Ordinance for Road Maintenance and Rehabilitation**
This Matter was Deleted from Referral List - Action to be taken on the Consent Calendar.
- 2012-0171** **Referral of Road Maintenance and Rehabilitation Project to Planning Commission Under CGS 8-24**
This Matter was Deleted from Referral List - Action to be taken on the Consent Calendar.
- 2012-0204** **United Steelworkers Contract and Pension Agreement**
This Matter was Deleted from Referral List - Action to be taken on the Consent Calendar.
- 2012-0205** **Fiscal Impact Statement - Road Maintenance and Rehabilitation Project**
This Matter was Deleted from Referral List - No further action on the Consent Calendar.

Passed The Consent Calendar

A motion was made by Councilor Antipas, seconded by Councilor Peruzzotti, to adopt the Consent Calendar, including all the preceding items marked as having been adopted on the Consent Calendar. The motion carried unanimously

VII. COMMUNICATION REPORTS (Other than Committee Reports)

a. Town Councilors

Councilor Watson and Mayor Somers attended the Fitch Senior High School graduation.

Councilor Antipas attended the grand opening of Frogeez Frozen Yogurt.

Mayor Somers attended a meeting with downtown Mystic merchants, a meeting regarding the state of Groton and Ledyard, meetings regarding Pfizer's available space, a meeting regarding incubator businesses, and a meeting with the Zoning Commission chairman. She also attended the grand opening of Bailey Agency. Mayor Somers noted that this weekend the Town lost a 20-year veteran shellfish officer, Mr. Herbert Pray. She extended condolences on behalf of the Town.

b. Clerk of the Representative Town Meeting

The next regular RTM meeting will be held on July 11, 2012.

c. Clerk of the Council

The Town Clerk stated that shellfish licenses may be obtained at the Town Clerk's Office or the Police Station. She noted that an Automatic Teller Machine (ATM) has been installed in Town Hall which will be on-line by the end of this week, and that over 1,300 dog licenses have already been sold this month.

d. Town Manager

The Town Manager stated that there will be performances of Rocky Horror Picture Show'on June 29-30, 2012, at the Senior Center. Mr. Oefinger noted that the 4th of July Parade along Route 1 will begin at 10 a.m. Councilors were reminded about the opportunity to help out with the OpSail crew barbecue on July 8, 2012.

e. Town Attorney

No report.

VIII. COMMITTEE REPORTS

a. Community & Cultural Development - Chairman Schmidt

No meeting, no report.

b. Economic Development - Chairman Johnson

No meeting, no report.

c. Education/Health & Social Services - Chairman Watson

No meeting, no report.

d. Environment/Energy - Chairman Peruzzotti

No meeting, no report.

e. Finance - Chairman O'Beirne

No meeting, no report.

f. Personnel/Appointments/Rules - Chairman Flax

No meeting, no report.

g. Public Safety - Chairman Streeter

No meeting, no report.

h. Public Works/Recreation - Chairman Antipas

No meeting, no report.

i. Committee of the Whole - Mayor Somers

Mayor Somers stated that the Committee of the Whole discussed the Steelworkers Union contract and the road maintenance ordinance, as well as receiving updates on Town negotiations with other unions.

IX. NEW BUSINESS

2012-0200 Adoption of an Ordinance Changing and Redefining the Voting Districts

Not acted upon

2012-0201 Resolution Authorizing Use of a Description of the Ordinance Changing and Redefining the Voting Districts

Not acted upon

2012-0169 Introduction of an Ordinance for Road Maintenance and Rehabilitation

INTRODUCTION OF AN ORDINANCE APPROPRIATING \$11,200,000 FOR THE CALENDAR YEARS 2013 THROUGH 2017 ROAD MAINTENANCE AND REHABILITATION PROGRAM AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE SAID APPROPRIATION

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GROTON:

Section 1. That the sum of ELEVEN MILLION TWO HUNDRED THOUSAND DOLLARS (\$11,200,000) is appropriated for costs related to maintenance and rehabilitation of the Town's accepted network of roads anticipated to be accomplished during calendar years ending December 31, 2013 through December 31, 2017, and costs related to the financing thereof. The estimated costs of the project are: (a) \$3,542,011 for maintenance and rehabilitation of roads located within the boundaries of the City of Groton, (b) \$986,703 for maintenance and rehabilitation of roads located within the boundaries of the Groton Long Point Association, (c) \$6,364,800 maintenance and rehabilitation of roads within the Town and outside of boundaries of the City of Groton and Groton Long Point Association, and (d) \$306,486 for financing costs. The project is contemplated to include the roads described in the document entitled "Town of Groton, CT, Calendar Years 2013 through 2017 Road Maintenance and Rehabilitation Program," as presented to the Town Council on June 26, 2012, a copy of which has been placed on file in the office of the Town Clerk, and improvements to such other roads as may be determined from time-to-time by the Town Council following consultation as applicable with the Mayor of the City of Groton and the President of the Groton Long Point Association. The road maintenance and rehabilitation is contemplated to include a combination of milling, crack sealing, overlay and/or full depth reclamation, replacement of deteriorated curbing, resetting or installation of new catch basin tops, traffic markings including line striping, stop bars and arrows, installation of signal loops for traffic signals, loaming and seeding of the disturbed areas, and related work and improvements. The appropriation may be spent for design, acquisition, installation and construction costs, equipment, materials, construction

management, site improvements, environmental remediation including disposal of waste materials, easement acquisition, engineering fees, design and bidding services, testing and inspection costs, traffic control, legal fees, net interest on borrowings and other financing costs, and other expenses related to the project or its financing. Following consultation as applicable with the Mayor of the City of Groton and the President of the Groton Long Point Association, the Town Council shall determine the scope and particulars of the project and may reduce or modify the scope of the project, and the entire appropriation may be expended on the project as so modified or reduced.

Section 2. That the Town issue bonds or notes, in an amount not to exceed ELEVEN MILLION TWO HUNDRED THOUSAND DOLLARS (\$11,200,000) to finance the appropriation for the project.

Section 3. That the Town issue and renew temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes for the project. The amount of the notes outstanding at any time shall not exceed ELEVEN MILLION TWO HUNDRED THOUSAND DOLLARS (\$11,200,000).

Section 4. That the Town Council shall determine the amount of bonds or notes authorized by Section 2 to be sold. The Town Manager and the Director of Finance shall determine the amount of any temporary notes authorized by Section 3 to be sold. The Town Manager and the Director of Finance of the Town shall sign any bonds or notes by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds or notes. The Town Manager and the Director of Finance are authorized to determine the dates, interest rates, maturities, redemption provisions, form and other details of the bonds or notes; to provide for the keeping of a record of the bonds or notes; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds or notes; to designate a financial advisor to the Town in connection with the sale of the bonds or notes; to sell the bonds or notes at public or private sale; to deliver the bonds or notes; and to perform all other acts which are necessary or appropriate to issue the bonds or notes.

Section 5. That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that (except tot the extent reimbursed from grant moneys) project costs may be paid from temporary advances of available funds and that the Town reasonably expects to reimburse any such advances from the proceeds of borrowings, including qualified tax credit bonds, in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager and the Director of Finance are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by this ordinance if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

Section 6. That the Town Manager and the Director of Finance are authorized to make representations and enter into written agreements for the benefit of holders of the bonds or notes to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds or notes.

Section 7. That the Town Manager, the Director of Finance, and other proper officers of the Town are authorized to take all other action which is necessary or desirable to complete the project and to issue bonds or notes to finance the aforesaid appropriation.

Section 8. This ordinance shall become effective only if it has been adopted by vote of not less than five (5) members of the Town Council and by the Representative Town Meeting, and only if the appropriation set forth in Section 1 and the issuance of bonds and notes to finance said appropriation have been approved by the voters at referendum in accordance with Sections 5.5.5.1 and 9.13 of the Town Charter, and notice of passage has been published in accordance with the provisions of the Town Charter.

Introduced by the Mayor

2012-0170

Setting Public Hearing Date on an Ordinance for Road Maintenance and Rehabilitation

APPROPRIATING \$11,200,000 FOR THE CALENDAR YEARS 2013 THROUGH 2017 ROAD MAINTENANCE AND REHABILITATION PROGRAM AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE SAID APPROPRIATION

RESOLVED, that the Town Council will hold a public hearing on an Ordinance Appropriating \$11,200,000 for the Calendar Years 2013 through 2017 Road Maintenance and Rehabilitation Program and Authorizing the Issue of Bonds and Notes in the Same Amount to Finance Said Appropriation, on Tuesday, July 10, 2012 at 7:30 p.m. in Town Hall Annex Community Room 1.

A motion was made by Councilor Watson, seconded by Councilor Peruzzotti, that this matter be Adopted and Notice Sent to RTM.

The motion carried unanimously

2012-0171 Referral of Road Maintenance and Rehabilitation Project to Planning Commission Under CGS 8-24

RESOLUTION REFERRING ROAD MAINTENANCE AND REHABILITATION PROJECT TO THE PLANNING COMMISSION UNDER CGS 8-24

WHEREAS, the Town Council has reviewed a proposal for a Road Maintenance and Rehabilitation Project, and

WHEREAS, the Town Council considers it appropriate to present the project to the Town's voters in a bond referendum, now therefore be it

RESOLVED, that the Town Council refers the Calendar Years 2013 through 2017 Road Maintenance and Rehabilitation Program to the Planning Commission, pursuant to CGS 8-24.

A motion was made by Councilor O'Beirne, Jr., seconded by Councilor Peruzzotti, that this matter be Adopted and Referred to the Planning Commission.

The motion carried unanimously

2012-0204 United Steelworkers Contract and Pension Agreement

RESOLUTION APPROVING UNITED STEELWORKERS OF AMERICA, AFL-CIO, LOCAL UNION 9411 COLLECTIVE BARGAINING UNIT

WHEREAS, the Town of Groton and the United Steelworkers of America, AFL-CIO, Local Union 9411, reached a tentative agreement on a successor collective bargaining agreement for the period July 1, 2011 through June 30, 2015, and

WHEREAS, the bargaining unit membership voted to approve the agreement, and

WHEREAS, approval is recommended by the Town's negotiators, therefore be it

RESOLVED, the Groton Town Council hereby approves agreement and the expenditure of funds necessary to implement the agreement between the Town and the United Steelworkers of America, AFL-CIO, Local Union 9411.

A motion was made by Councilor Antipas, seconded by Councilor Peruzzotti, that this matter be Adopted.

The motion carried by the following vote:

Votes: In Favor: 5 - Mayor Somers, Councilor Antipas, Councilor Flax, Councilor Johnson and Councilor Watson
Opposed: 1 - Councilor O'Beirne, Jr.
Abstain: 1 - Councilor Peruzzotti

X. ADJOURNMENT

A motion to adjourn at 8:10 p.m. was made by Councilor Watson, seconded by Councilor Peruzzotti and so voted unanimously.

Attest:

*Betsy Moukawsher, Town Clerk
Clerk of the Council*

Lori Watrous, Office Assistant