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Stacy G. Cicinillo
TOWN CLERK

**EAST HAVEN TOWN COUNCIL
REGULAR MEETING MINUTES
September 6, 2011**

The East Haven Town Council held the Regular Meeting on Tuesday, September 6, 2011, at 7:30p.m., at the East Haven Senior Center, 91 Taylor Avenue, East Haven, Connecticut, 06512.

Chairman Dougherty called the Meeting to order at 8:22p.m.

Chairman Dougherty asks everyone to stand for the Pledge of Allegiance.

Roll Call

13 Present- (Camera, Dougherty, McKay, Santino, Depalma, Donahue J, Thompson, Badamo J, Garguilo, Riolino, Carbo, Esposito and Anania)
2 Not in Attendance- (Arpino and Cofrancesco)

Quorum present.

#2

Correspondence

No new correspondence.

#3

Approval of Minutes from August Meetings

Motion by Riolino.

2nd by Thompson.

Esposito stated he has a few corrections.

All in Favor.

None Oppose.

#4

Sub-Committee Reports

Thompson states there is a delay in the portable classrooms for the Board of Education. Camera states for economic development he met the new employee. Everything is moving along well. He seems to be addressing a lot of issues. He plans on setting up a booth at the Fall Festival this weekend.

Santino states he wants to thank the people of the Town for the donations received down by the beach. We did a good job.

Chairman Dougherty states he would again like to say to everyone thank you for the efforts made. They have gone well beyond the call of duty. Our public service employees have given their time and resources as well. They will be receiving a letter from the Mayor that Public Works will be extending the dump hours to help with clean-up for all the tree limbs, etc.

Depalma states that the public works department did a phenomenal job on helping with the cleanup.

#5

Mayor April Capone presents to address the Council.

She is unable to present at this time. Dougherty wants to congratulate her on working countless hours and helping with resources that we need.

#6

State Delegation presents to address the Council.

Len Fasano and James Albis present.

The Town has done a terrific job and the Mayor in bring the Town back. That being said, we toured the facility to see firsthand the damage and scale and magnitude is unbelievable. People have to be aware that FEMA is only a small step to solving the problem. It is a three step process on what needs to be done now. We will hand these out to the residents around Cosey Beach. They have to look to their insurance. There is flood and wind insurance. FEMA is only around 30k per household.

Albis states that FEMA only covers primary residents up to 30k. Some of those homes were secondary homes. Some insurance companies waived their insurance deductible. Another issue we need to look into is zoning. We have a thirty-five foot height restriction. The Town may have to review its policies.

Albis states he also handed out an information packet on disaster unemployment assistance. Some people can look into it. Also, residents must register with FEMA to get any type of assistance. There is no FEMA money for businesses.

Riolino states that he finds it interesting that someone's deductible is higher if it's considered a tropical storm rather than a hurricane.

No Further Council Comment.

Chairman Dougherty states he wants to thank them both for coming out and giving all this information.

#7

Paul Hongo presents to address the Council.

Mr. Hongo had to leave and we will move forward.

#8

Tom Thompson presents to address the Council.

Mr. Thompson presents.

He goes over annual report on the revenue and expenditure side.

Riolino asks if we started the audit yet?

Mr. Thompson states they should be here this week. By the end of September, they should be finished.

Carbo asks if we exceeded in overall collections?

Mr. Thompson states yes we did.

No Further Council Comment.

#9

Councilwoman Donahue reads the following:

A Resolution providing a Tax Refund to CoreLogic Tax Service. The Town Council of the Town of East Haven hereby approves the following Tax Refund, based upon the favorably recommendation of the Tax Collector.

CoreLogic Tax Service

Attn: Refunds Department

P.O. Box 961250

Ft. Worth TX 76161-0250

Acreage Reduced

2007-01-3425 E/S 15930 \$1,450.74

2008-01-3343 E/S 15931 \$1,450.74

Total: \$2,901.48

NOW THEREFORE, be it RESOLVED, that the Town Council of the Town of East Haven, based upon the favorable recommendation of the Tax Collector, hereby approves said Tax Refund.

2nd by Riolino.

No Public Comment.

No Council Comment.

13 in Favor- (Camera, Dougherty, McKay, Santino, Depalma, Donahue J, Thompson, Badamo J, Garguilo, Riolino, Carbo, Esposito and Anania)

None Oppose.

Motion Carries.

#10

Councilwoman Donahue reads the following:

An Ordinance appropriating \$1,250,000 Million for the Settlement of Litigation against the Town and for related costs an authorizing the issuance of \$1,250,000 bonds of the Town to meet said appropriation and pending the issuance thereof the making of temporary borrowings for such purpose.

2nd by McKay.

No Public Comment.

No Council Comment.

9 in Favor- (Camera, Dougherty, Santino, Donahue J, Thompson, Badamo J, Garguilo, Riolino and Esposito)

3 Oppose- (McKay, Carbo and Anania)

1 Abstains- (Depalma)

None Oppose.

Motion Carries.

Thompson makes a Motion to waive the reading of the numeric(s) and text of the following four agenda items.

2nd by Carbo.

All in Favor.

None Oppose.

Motion Carries.

#11

Councilwoman Thompson reads the following:

To consider and act upon an Ordinance for transfer of funds within the Building Maintenance Department as listed: \$37,200.87

2nd by Camera.

No Public Comment.

No Council Comment.

13 in Favor- (Camera, Dougherty, McKay, Santino, Depalma, Donahue J, Thompson, Badamo J, Garguilo, Riolino, Carbo, Esposito and Anania)

None Oppose.

Motion Carries.

#12

To consider and act upon an Ordinance for the transfer of funds within the Police Department as listed: \$142,792.86

2nd by Santino.

No Public Comment.

No Council Comment.

12 in Favor- (Camera, Dougherty, McKay, Santino, Donahue J, Thompson, Badamo J, Garguilo, Riolino, Carbo, Esposito and Anania)

1 Abstains (DePalma)

None Oppose.

Motion Carries.

#13

To consider and act upon setting an "Ordinance for the transfer of funds within Employee Benefits as listed: Total: 284,941.32

2nd by Badamo.

No Public Comment.

No Council Comment.

13 in Favor- (Camera, Dougherty, McKay, Santino, Depalma, Donahue J, Thompson, Badamo J, Garguilo, Riolino, Carbo, Esposito and Anania)

None Oppose.

Motion Carries.

#14

To consider and act upon an Ordinance for the transfer of funds within the Fire Department and Miscellaneous accounts as listed: Total 319,951.95

2nd by Carbo.

No Public Comment.

No Council Comment.

13 in Favor- (Camera, Dougherty, McKay, Santino, Depalma, Donahue J, Thompson, Badamo J, Garguilo, Riolino, Carbo, Esposito and Anania)

None Oppose.

Motion Carries.

#15

An Ordinance to effectuate the ultimate disposition/use of to effectuate the ultimate disposition / use of property by the Town of East Haven, acting by and through its Town Council through the authorization of a Referendum.

WHEREAS, in order to effectuate the ultimate disposition/use of said property, the Town of East Haven, acting by and through its Town Council, wishes to authorize a Referendum, which asks its electorate the following questions:

- 1. Shall the property located at 200 Tyler Street be rehabilitated at a cost to the Town and used for educational purposes?**
- 2. Shall the property located at 200 Tyler Street be rehabilitated at a cost to the Town and used for community purposes?**

3. Shall the property located at 200 Tyler Street be sold by the Town for condominium use?

2nd by Santino.

No Public Comment.

No Council Comment.

11 in Favor- (Camera, Dougherty, Santino, Depalma, Donahue J, Thompson, Badamo J, Garguilo, Riolino, Carbo and Esposito)

2 Oppose- (McKay and Anania)

None Oppose.

Motion Carries.

#16

A Resolution for the establishment of a Historic District Commission.

WHEREAS, the provisions of C.G.S. Section 7-147c provides for the establishment of a Historic District Commission consisting of five regular, and three alternative members, appointed by the Town Council, who shall be electors of the municipality in which a historic district is situated, holding no salaried municipal office.

WHEREAS, one or more of the members or alternates of the Historic District Commission shall reside in a Historic District under the jurisdiction of the Commission.

WHEREAS, such alternate members shall, when seated, have all the powers and duties as members of the commission.

WHEREAS, appointments to membership in the commission shall be arranged that the term of at least one member shall expire each year, and their successor shall be appointed in like manner for terms of five years.

WHEREAS, vacancies shall be filled, for the unexpired term, and in the same manner as the original appointment.

WHEREAS, the commission shall elect annually a Chairman, a Vice Chairman and a Clerk from its own number, and each member and alternate shall continue in office until its successors duly appointed and all members and alternates shall serve without compensation. Any member or alternate may be appointed for another term or terms.

WHEREAS, the Town of East Haven has a historic district, but does not have a Historic District Commission.

WHEREAS, pursuant to the provisions of Connecticut General Statutes Section 7-147d, no building or structure shall be erected or altered within a Historic District until after an application for a Certificate of Appropriateness as to exterior architectural features has been submitted to the Historic District Commission. Additionally, no building permit for erection of a building or structure or for alteration of an exterior architectural feature within a historic district in no demolition permit for demolition or removal of a building or structure within an historic district,

shall be issued by the Town of East Haven or any department, agency, or official thereof, until a Certificate of Appropriateness has been issued. A Certificate of Appropriateness shall be required whether or not a building permit is required.

Accordingly, it is necessary for the Town of East Haven to establish a Historic District Commission.

NOW THEREFORE, BE IT RESOLVED, by the Town Council of the Town of East Haven that an Historic District Commission is hereby established, pursuant to the terms and conditions set forth above.

2nd by Riolino.

Attorney Cofrancesco states in order for any buildings in a historic district there needs to be a commission to sign off on permits. There is no authority in the Charter which leads us to C.G.S. There is clearly a need for this.

Rebecca Lang present. We would like to know how long it would take as we are pursuing construction.

Attorney Cofrancesco states we would pass this tonight and the members would need to be picked out. They have already begun seeking candidates. Half the battle is finding people to be on this district.

Anyone interested in being a part of this commission need to send a letter to the Mayor.

Rebecca Lang states she is looking to restore the property back to where it should be 200 years ago.

Thompson asks how many people and how are they appointed?

McKay asks where the boundaries are.

Attorney Cofrancesco states she has no idea and Jim Bassett would know.

No Public Comment.

No Council Comment.

13 in Favor- (Camera, Dougherty, McKay, Santino, Depalma, Donahue J, Thompson, Badamo J, Garguilo, Riolino, Carbo, Esposito and Anania)

None Oppose.

Motion Carries.

#17

To consider and act upon establishing a Public Hearing date and time to consider an Ordinance for a designated public smoking area in public areas, to be held on Tuesday, October 14, 2011, at 7:00p.m. at the East Haven Community Center, 91 Taylor Avenue, East Haven, Connecticut.

2nd by Santino.

No Public Comment.

No Council Comment.

13 in Favor- (Camera, Dougherty, McKay, Santino, Depalma, Donahue J, Thompson, Badamo J, Garguilo, Riolino, Carbo, Esposito and Anania)

None Oppose.

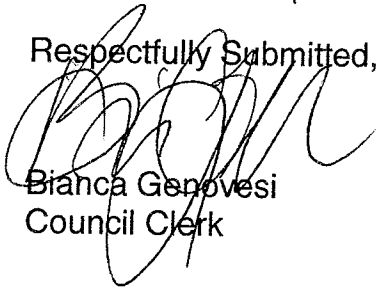
Motion Carries..

McKay makes a Motion to Adjourn.

2nd by Santino.

Regular Meeting ends at 9:17p.m.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'B. Genovesi', is written over the typed name and title.

Bianca Genovesi
Council Clerk