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EAST HAVEN, CONN.

EAST HAVEN TOWN COUNCIL
REGULAR MEETING MINUTES *Stacy Gravano, CTC*
TUESDAY, MARCH 5, 2019 TOWN CLERK

The East Haven Town Council held a regular meeting Tuesday, March 5, 2019, at 7:00PM at the East Haven Senior Center, 91 Taylor Avenue, East Haven, CT 06512.

Chairman Ken McKay calls the meeting to order at 7:03PM.
He asks all to stand for the pledge of allegiance.
Councilman Nicholas Palladino asks all to remain standing for a moment of silence for the passing of Coach Melvin Wells.

Item #1

Roll Call-13 present-2 absent (Badamo and Butler III).
A quorum is present.

Item #2

Approval of minutes from the January 29, 2019 Special Meeting.

Councilman Joseph Santino makes a motion.
Councilwoman Loria Jaffe seconds the motion.
Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #3

No Correspondence.

Item #4

Subcommittee Reports:

- a. Subcommittee on Education, Library, and School Building; no report
(Robert Parente, Lou Pacelli, Linda Hennessey)
- b. Subcommittee on Public Safety, Health, & Welfare;
(*"BIG"* Steve Tracey, Rich Anania, Joe Santino)
 - Councilman Joseph Santino mentions that they lost another police car in an accident. Chairman Ken McKay says that one officer retired.

- c. Subcommittee on Finance;
(Judy Sittnick, Joseph Badamo, Joseph Carfora)
 - Councilwoman Judy Sittnick says they are working on the budget.
- d. Subcommittee on Public Services, Parks, & Recreation;
(Robert Parente, Joseph Deko, Lori Jaffe)
 - Councilman Nicholas Palladino reports that he received two complaints and saw some pictures regarding a tree being cut by the Town on private property on Tyler Street Ext. Chairman Ken McKay says he will take the information and look into it. Councilman Joseph Santino says he thinks the Mayor already took care of it.
- e. Subcommittee on Urban Renewal/Housing;
(Richard Anania, Henry Butler, III, Joseph Deko)
 - Councilman Joseph Deko says they closed on two loans for urban renewal, one for a boiler and one for a roof. He says next month Sal Brancati will be attending the annual housing meeting.
- f. Temporary Subcommittee on Community Group Stipends; no report
(Kenneth McKay, Nick Palladino, Robert Parente)

Item #5

To consider and act upon a Resolution setting a Public Hearing date and time to discuss "An Ordinance adopting the Town and Board of Education Budgets and fixing the tax rate in mills for the 2019-2020 fiscal year of the Town of East Haven." - Town Side of the Budget. The Public Hearing shall take place on Tuesday, April 16, 2019, at 7:00PM, at the East Haven Senior Center, 91 Taylor Avenue, East Haven, Connecticut.

A Resolution setting a Public Hearing date and time to discuss "An Ordinance adopting the Town and Board of Education Budgets and fixing the tax rate in mills for the 2019-2020 fiscal year of the Town of East Haven." - Town Side of the Budget.

BE IT RESOLVED that, pursuant to Chapter 3, Section 6 of the Town Charter and Section A, Item 3 of the Town Council Standing Rules, a public hearing shall take place on Tuesday, April 16, 2019, at 7:00PM, at the East Haven Senior Center, 91 Taylor Avenue, East Haven, Connecticut to discuss an "Ordinance adopting the Town and Board of Education Budgets and fixing the tax rate in mills for the 2019-2020 fiscal year of the Town of East Haven." - Town Side of the Budget.

BE IT FURTHER RESOLVED that the council clerk and Town Attorney are charged to effectuate notice of said public hearing in accordance with the Town Charter and the Standing Rules.

Councilman Nicholas Palladino makes a motion.
 Councilman Joseph Deko seconds the motion.
 Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Item #6

To consider and act upon a Resolution setting a Public Hearing date and time to discuss "An Ordinance adopting the Town and Board of Education Budgets and fixing the tax rate in mills for the 2019-2020 fiscal year of the Town of East Haven." - Board of Education Side of the Budget. The Public Hearing shall take place on Wednesday, April 17, 2019 at 7:00PM, at the East Haven Senior Center, 91 Taylor Avenue, East Haven, Connecticut.

A Resolution setting a Public Hearing date and time to discuss "An Ordinance adopting the Town and Board of Education Budgets and fixing the tax rate in mills for the 2019-2020 fiscal year of the Town of East Haven." - BOE Side of the Budget.

BE IT RESOLVED that, pursuant to Chapter 3, Section 6 of the Town Charter and Section A, Item 3 of the Town Council Standing Rules, a public hearing shall take place on Wednesday, April 17, 2019, at 7:00PM, at the East Haven Senior Center, 91 Taylor Avenue, East Haven, Connecticut to discuss an "Ordinance adopting the Town and Board of Education Budgets and fixing the tax rate in mills for the 2018-2019 fiscal year of the Town of East Haven." - BOE Side of the Budget.

BE IT FURTHER RESOLVED that the council clerk and Town Attorney are charged to effectuate notice of said public hearing in accordance with the Town Charter and the Standing Rules.

Councilman Nicholas Palladino makes a motion.
 Councilman Louis Pacelli seconds the motion.
 Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Councilman Joseph Santino makes a motion to waive the reading of the full tax refund resolutions and to just read the name and amount.
 Councilwoman Loria Jaffe seconds the motion.
 Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #7

To consider and act upon a Resolution to provide a tax refund of \$2,031.33 to Ally Bank as follows:

A Resolution to provide a tax refund of \$2,031.33 to Ally Bank - Louisville PPC

WHEREAS, C.G.S. Section 12-129 provides that a local board of selectmen, or its equivalent, may, upon recommendation and certification of the Tax Collector, issue a refund for tax overpayments;

AND, WHEREAS, the following entity or person has requested a refund for the following overpayment:

Ally Bank - Louisville PPC

P.O. Box 9001951

Louisville, KY 40290 – 0001

Acct./List: 2017-03-0072415

Reason: Bill was adjusted

Amount: \$901.80

Acct./List: 2017-03-0072429

Reason: Bill was adjusted

Amount: \$580.24

Acct./List: 2016-03-0072658

Reason: Bill was adjusted

Amount: \$549.29

TOTAL: \$2,031.33

AND, WHEREAS, the Tax Collector, via backup paperwork submitted to this Council, has recommended and certified the accuracy of this refund;

NOW, THEREFORE, BE IT RESOLVED that said refund is approved and the tax collector is authorized to effectuate said refund.

This resolution shall be effective in accordance with the provisions of the East Haven Town Charter.

Councilman Joseph Deko makes a motion.
Councilwoman Loria Jaffe seconds the motion.

No public comment.

No Council comment.

Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Item #8

To consider and act upon a Resolution to provide a tax refund of \$2,898.27 to PNC Bank as follows:

A Resolution to provide a tax refund of \$2,898.27 to PNC Bank

WHEREAS, C.G.S. Section 12-129 provides that a local board of selectmen, or its equivalent, may, upon recommendation and certification of the Tax Collector, issue a refund for tax overpayments;

AND, WHEREAS, the following entity or person has requested a refund for the following overpayment:

PNC Bank
Tax Dept B6-YM13-01-7
PO BOX 1804
Dayton, OH 45401-1804

Acct./List: 2017-01-009199
Reason: Overpayment made by the bank
Amount: \$2,898.27

TOTAL: \$2,898.27

AND, WHEREAS, the Tax Collector, via backup paperwork submitted to this Council, has recommended and certified the accuracy of this refund;

NOW, THEREFORE, BE IT RESOLVED that said refund is approved and the tax collector is authorized to effectuate said refund.

This resolution shall be effective in accordance with the provisions of the East Haven Town Charter.

Councilman Joseph Santino makes a motion.
Councilman Louis Pacelli seconds the motion.

No public comment.

No Council comment.

Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Item #9

To consider and act upon a Resolution to provide a tax refund of \$570.16 to Anthony Fusco as follows:

A Resolution to provide a tax refund of \$570.16 to Anthony Fusco

WHEREAS, C.G.S. Section 12-129 provides that a local board of selectmen, or its equivalent, may, upon recommendation and certification of the Tax Collector, issue a refund for tax overpayments;

AND, WHEREAS, the following entity or person has requested a refund for the following overpayment:

Anthony Fusco
161 Buddington Road
Shelton, CT 06484

Acct./List: 2017-03-0054867
Reason: Bill was sent to Shelton
Amount: \$570.16

TOTAL: \$570.16

AND, WHEREAS, the Tax Collector, via backup paperwork submitted to this Council, has recommended and certified the accuracy of this refund;

NOW, THEREFORE, BE IT RESOLVED that said refund is approved and the tax collector is authorized to effectuate said refund.

This resolution shall be effective in accordance with the provisions of the East Haven Town Charter.

Councilman Joseph Santino makes a motion.
Councilman Louis Pacelli seconds the motion.

No public comment.

Council comment:

- Councilman Joseph Santino asks for more information on this. It says that the bill was sent to Shelton but how do they know the taxes were paid.

Councilman Joseph Santino makes a motion to table this item.

Councilman Big Steve Tracey seconds the motion.

- Town Attorney Joseph Zullo says it does show the bill and cleared check. They can table it if they want more information.

Motion and second to table the item are withdrawn.

Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Item #10

To consider and act upon a Resolution to provide a tax refund of \$507.41 to Robert Bradley as follows:

A Resolution to provide a tax refund of \$507.41 to Robert Bradley

WHEREAS, C.G.S. Section 12-129 provides that a local board of selectmen, or its equivalent, may, upon recommendation and certification of the Tax Collector, issue a refund for tax overpayments;

AND, WHEREAS, the following entity or person has requested a refund for the following overpayment:

Robert Bradley
22 Wood Terrance
East Haven, CT 06513

Acct./List: 2017-03-0052386/88

Reason: Bill was adjusted

Amount: \$507.41

TOTAL: \$507.41

AND, WHEREAS, the Tax Collector, via backup paperwork submitted to this Council, has recommended and certified the accuracy of this refund;

NOW, THEREFORE, BE IT RESOLVED that said refund is approved and the tax collector is authorized to effectuate said refund.

This resolution shall be effective in accordance with the provisions of the East Haven Town Charter.

Councilman Louis Pacelli makes a motion.

Councilman Richard Anania seconds the motion.

No public comment.

No Council comment.

Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Item #11

To consider and act upon a Resolution to provide a tax refund of \$697.36 to Cab East, LLC as follows:

A Resolution to provide a tax refund of \$697.36 to Cab East, LLC

WHEREAS, C.G.S. Section 12-129 provides that a local board of selectmen, or its equivalent, may, upon recommendation and certification of the Tax Collector, issue a refund for tax overpayments;

AND, WHEREAS, the following entity or person has requested a refund for the following overpayment:

Cab East, LLC

Ford Credit Personal Property Tax

P.O. Box 67000 - Dept. 231601

Detroit, MI 48267-2316

Acct./List: 2017-03-0052902

Reason: Bill was adjusted

Amount: \$697.36

TOTAL: \$697.36

AND, WHEREAS, the Tax Collector, via backup paperwork submitted to this Council, has recommended and certified the accuracy of this refund;

NOW, THEREFORE, BE IT RESOLVED that said refund is approved and the tax collector is authorized to effectuate said refund.

This resolution shall be effective in accordance with the provisions of the East Haven Town Charter.

Councilman Louis Pacelli makes a motion.

Councilwoman Loria Jaffe seconds the motion.

No public comment.

No Council comment.

Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Councilman Joseph Santino makes a motion to add Item 11A to the agenda for discussion of the sign ordinance.

Councilman Louis Pacelli seconds the motion.

Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Item #11A

- Chairman Ken McKay says the Council members all received documents from Councilman Joseph Santino showing illegal signs being hung on businesses throughout the Town. Some of them block views for example on Hemingway and Dodge Ave.
- Councilman Joseph Santino says he went all over Town after getting some complaints and it is getting worse instead of better. The flag signs they use are totally illegal, we don't allow them and they are all over. The signs are hazardous; they blow into the road like the one on Coe and Silver Sands where the car had to swerve around it. It is getting out of hand and we need to get back in control over this, it looks trashy.
- Councilman Big Steve Tracey asks if this is for the ones on fences or the buildings, because they are allowed to put them on buildings, correct?
- Councilman Joseph Santino says he is talking about both, they are allowed to put signs on the building but to an extent because there is an ordinance for it.
- Sal Brancati-Director of Administration & Management says if you measure the fascia of your building you are allowed 10% of the square footage of the front of your building that faces the street to put signs.
- Councilwoman Judy Esposito asks about the a-frame signs.
- Councilman Joseph Santino says those are completely illegal according to the ordinance. He mentions Oceanport, which has a sign on the fence that is about 6ft x 7ft and also one across the front of the building which were put up by liquor distributors.
- Councilman Nicholas Palladino says he did speak with the zoning officer about other problems and in a round about way he told him that he is only one person and has one part time staff member. Maybe the part time person should be made

full time because there are enough building and zoning problems going on and they don't want their town to start looking like Fairhaven. Maybe they need to think about adding that in the budget or put another part timer so someone can be out looking and seeing what is going on.

- Councilman Joseph Santino says he isn't looking to fine anyone it can be as simple as walking in and showing them what the rules are and telling them that the signs have to come down or they will be fined. They can show them the violation and give them x amount of days to take them down. They can even put it in the mail to them showing them the violation and telling them it has to be corrected in x amount of days.
- Councilwoman Judy Sittnick says she thinks it should be done in writing.
- Mr. Brancati says they have on numerous occasions sent letters out to people telling them that they are in violation of the sign ordinance. For example Soundauto put signs up on the building, giving them the benefit of the doubt because it is circular they used the diameter of the building as the fascia and they promised the signs would be taken down but it has been a month so now the fines will begin.
- Councilman Joseph Santino says they just put new signs up that are illegal.
- Councilman Big Steve Tracey asks about the large flag signs that are up, those are illegal everywhere?
- Councilman Joseph Santino says yes.
- Chairman Ken McKay says yes because they can come down and hurt someone or cause problems. He asks Attorney Zullo his recommendation on this.
- Attorney Zullo says the Council doesn't have jurisdiction over this but they can send a letter to the ZEO saying the Council is looking
-at what appears to be violations of the Town's sign ordinance and the Council would appreciate them being looked into because they are becoming an eye sore. He says he can write the letter or the letter can come from the Council clerk.

Councilman Joseph Santino makes a motion to instruct the clerk to send a letter to the zoning enforcement officer requesting that he look into the alleged violations in light of the Council's discussion tonight.

Councilman Nicholas Palladino seconds the motion.

Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Item #12

Adjournment of Regular Meeting.

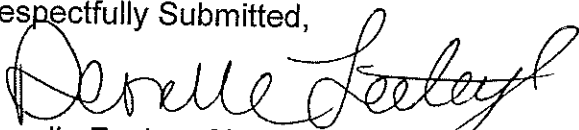
Councilman Louis Pacelli makes a motion.

Councilwoman Loria Jaffe seconds the motion.

Voice vote: all in favor-none oppose-none abstain. Motion carries.

Meeting is adjourned at 7:28PM.

Respectfully Submitted,



Danelle Feeley, Clerk, East Haven Legislative Town Council