

RECEIVED FOR FILING
AUG 12 2019
TOWN CLERK'S OFFICE
EAST HAVEN, CONN.

EAST HAVEN TOWN COUNCIL
REGULAR MEETING MINUTES
TUESDAY, AUGUST 6, 2019

Stacy Gravano, CTC
TOWN CLERK

The East Haven Town Council held a regular meeting Tuesday, August 6, 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 9:33PM.

Item #1

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

Chairman McKay asks all to stand for the pledge of allegiance followed by a moment of silence for the passing of past Fire Marshal William Jackson and a moment of silence called for by Councilman Louis Pacelli for the victims of the two shootings in our nation.

Item #2

Approval of minutes from the July 2, 2019 Regular Meeting.

Councilwoman Loria Jaffe makes a motion.

Councilman Joseph Santino seconds the motion.

Roll call 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;

(Robert Parente, Lou Pacelli, Linda Hennessey)

- Robert Sand-501 Thompson Street, East Haven- Mr. Sand asks about the brick problems at the high school.
- Councilman Robert Parente indicates it is in the process of being rectified.

- b. Subcommittee on Public Safety, Health, & Welfare;
(*"BIG" Steve Tracey, Rich Anania, Joe Santino*)
 - Councilman Nicholas Palladino asks about the replacement of the Deputy Police Chief whose contract was not renewed.
 - Police Chief Ed Lennon says they posted the job last week.
- c. Subcommittee on Finance; **no report**
(*Judy Sittnick, Joseph Badamo, Joseph Carfora*)
- d. Subcommittee on Public Services, Parks, & Recreation;
(*Robert Parente, Joseph Deko, Lori Jaffe*)
 - Councilman Robert Parente says the beach is running smoothly and they are also building the rest of the wall down there they started about three weeks ago and should be done this week. Public Works is doing a great job there. The Police Department has tagged and towed and is doing a great job.
 - Councilman Joseph Deko asks if there is a way to get a copy of how many parking tickets were issued at the beach and collected on.
 - Chief Lennon says it is a little more complicated, they don't generate that specific report but they do have what is issued and can give him something on it.
- e. Subcommittee on Urban Renewal/Housing; **no report**
(*Richard Anania, Henry Butler, III, Joseph Deko*)
- f. Temporary Subcommittee on Community Group Stipends.
(*"BIG" Steve Tracey, Nick Palladino, Robert Parente*)
 - Councilman Nicholas Palladino said they met with some people already and unfortunately the night they did it was the night of the Our Lady of Pompeii carnival. So far they have all had their paperwork. They will be meeting with the rest of them soon.

Item #5

To consider and act upon an "Ordinance approving a transfer of \$210,000.00 for the Legal Services Department" as follows:

AUTHORIZING ORDINANCE OF THE East Haven Town Council

An Ordinance approving a transfer of \$210,000.00 for the Legal Services Department

WHEREAS, the Town Council of the Town of East Haven, upon recommendation of the Board of Finance, must approve transfers of monies in excess of \$50,000.00 in any given fiscal year;

AND WHEREAS, the Board of Finance, on June 19, 2019, approved and recommended the following transfer to the Town Council:

Legal Services

To:	For:	
01-113-0668	Legal and Lawyer Fees	\$210,000.00
TOTAL		\$210,000.00

From:		
01-881-8950	Self Insurance	\$150,000.00
01-885-0689	Contingency	\$60,000.00
TOTAL		\$210,000.00

Reason: Funds needed for complex litigation - to close out FY 2018-2019.

NOW THEREFORE, be it **ORDAINED** by the Town Council of the Town of East Haven that said transfer is approved.

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

Submitted by:	Danelle Feeley, Council Clerk	Date: _____
Approved by:	Joseph Maturo, Jr., Mayor	Date: _____
Received by:	Stacy Gravino, Town Clerk	Date: _____

Councilman Robert Parente makes a motion.
Councilwoman Loria Jaffe seconds the motion.

No public comment.

No Council comment.

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

Item #6

To consider and act upon an "Ordinance approving a transfer of \$225,000.00 for the Public Services/Sanitation Departments" as follows:

**AUTHORIZING ORDINANCE OF THE
East Haven Town Council**

**An Ordinance approving a transfer of \$225,000.00 for the Public
Services/Sanitation Departments**

WHEREAS, the Town Council of the Town of East Haven, upon recommendation of the Board of Finance, must approve transfers of monies in excess of \$50,000.00 in any given fiscal year;

AND WHEREAS, the Board of Finance, on June 19, 2019, approved and recommended the following transfer to the Town Council:

Public Services/Sanitation

To:	For:	
01-226-0676	Waste Collection - Disposal	\$200,000.00
01-226-0674	Waste Collection - TrashMaster	\$25,000.00
TOTAL		\$225,000.00

From:		
01-224-0110	Regular Salaries	\$200,000.00
01-229-0201	Electricity	\$25,000.00
TOTAL		\$225,000.00

Reason: Funds needed to close out FY 2018-2019.

NOW THEREFORE, be it **ORDAINED** by the Town Council of the Town of East Haven that said transfer is approved.

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

Submitted by:	Danelle Feeley, Council Clerk	Date: _____
Approved by:	Joseph Maturo, Jr., Mayor	Date: _____
Received by:	Stacy Gravino, Town Clerk	Date: _____

Councilman Robert Parente makes a motion.
Councilman Big Steve Tracey seconds the motion.

No public comment.

Council comment:

- Councilman Nicholas Palladino asks what the increase is for, why did it get so expensive.
- Councilman Robert Parente says the tipping fees went up and the recycling went up significantly.

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

Item #7

To consider and act upon an "Ordinance approving a transfer of \$154,000.00 for the Police Department" as follows:

**AUTHORIZING ORDINANCE OF THE
East Haven Town Council**

An Ordinance approving a transfer of \$154,000.00 for the Police Department

WHEREAS, the Town Council of the Town of East Haven, upon recommendation of the Board of Finance, must approve transfers of monies in excess of \$50,000.00 in any given fiscal year;

AND WHEREAS, the Board of Finance, on June 19, 2019, approved and recommended the following transfer to the Town Council:

Police Department

To:	For:	
01-332-0190	Overtime Wages	\$50,000.00
01-332-0190		
	Overtime Wages	\$104,000.00
TOTAL		\$154,000.00

From:		
01-332-0192	Repl. Vac. Days	\$50,000.00
01-332-0110	Regular Salaries	\$104,000.00
TOTAL		\$154,000.00

Reason: Funds needed to close out FY 2018-2019.

NOW THEREFORE, be it **ORDAINED** by the Town Council of the Town of East Haven that said transfer is approved.

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

Submitted by:	Danelle Feeley, Council Clerk	Date: _____
Approved by:	Joseph Maturo, Jr., Mayor	Date: _____
Received by:	Stacy Gravino, Town Clerk	Date: _____

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 #8

To consider and act upon "An Ordinance Conveying the property located at 70 Elliott Street (AKA 82 Elliott Street) to Ralph Mauro, or his Designee."

**AUTHORIZING ORDINANCE OF THE
East Haven Town Council**

An Ordinance Conveying the property located at 70 Elliott Street (AKA 82 Elliott Street) to Ralph Mauro, or his Designee

WHEREAS, the Town of East Haven is the present owner of real property located at 70 Elliott Street, East Haven, Connecticut (AKA 82 Elliott Street, East Haven, Connecticut) and identified by the following map, block, and lot number: "100/0918/001" (hereafter, "the Property");

AND WHEREAS, the property's use as a school was discontinued by the East Haven Board of Education in April of 2016;

AND WHEREAS, following the discontinuance of the use of the property as a school and the reversion of the property to the Town, the Town identified the sale and private redevelopment of the property as single-family housing as the highest and best use for the property;

AND WHEREAS, on October 5, 2016, the East Haven Planning and Zoning Commission issued a favorable 8-24 Referral to the Town Council in connection with the proposed sale and redevelopment of the property;

AND WHEREAS, the Town of East Haven has solicited competitive bids from prospective purchasers in connection with the proposed sale of the property;

AND WHEREAS, the Town has awarded the bid to Ralph Mauro, subject to the approval of the Town Council and issuance of a disposition ordinance approving the proposed sale;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of East Haven that the conveyance of 70 Elliott Street, East Haven, Connecticut (AKA 82 Elliott Street, East Haven, Connecticut) to Ralph Mauro, or his designee, is hereby approved for a sales price of \$410,000.00;

BE IT FURTHER ORDAINED that the Town, acting by and through its Mayor or his designee, is authorized to enter into any agreements and execute any and all related deeds, easements, (including construction easements), and sales-related documents in order to effectuate the contemplated conveyance and development of the Property.

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

Submitted by: Danelle Feeley, Council Clerk
 Approved by: Joseph Maturo, Jr., Mayor
 Received by: Stacy Gravino, Town Clerk

Date: _____
 Date: _____
 Date: _____

Councilman Richard Anania calls a republic caucus.

Councilman Nicholas Palladino calls a democratic caucus.

Republican and Democratic caucuses begin at 9:41PM.

Republican and Democratic caucuses end at 9:49PM.

Councilman Robert Parente makes a motion.

Councilman Nicholas Palladino seconds the motion.

Public comment:

- Jean Edwards-Chieppo- 173 Henry Street, East Haven- Mrs. Edwards-Chieppo says she respectfully requests that they table this and think about it, go down after it rains and check it out. Looking at generations to come, it will impact this Town.
- Karen Martin- 15 Oak Grove Road, East Haven- Ms. Martin respectfully requests that all of them please vote no on selling this property and at the very least table it until they have all of the information because they don't have all of it.
- Donna Perrone- 43 Hoop Pole Lane, East Haven- Mrs. Perrone requests they give careful consideration to their opinions and desires and do the best thing for their neighborhood and Town and that is to not give away this property as they strongly do not want this to go forward. She asks they vote no, they want no project and no building.
- Lorena Venegas- 73 George Street, East Haven- Ms. Venegas encourages them to 100% vote no on the sale of the property tonight. They do not have all of the information or answers to the questions she asked and the audience asked behind her. They were not included in Sal's presentation and that is not right they need more transparency and accountability.
- Joshua Balter- 35 Red Bluff Road, East Haven- Mr. Balter says their job is to represent the people of this Town and every single person that spoke to them said don't sell. Not a single one of their constituents came up there and said to sell the property. Do not sell this property. He is also concerned when he hears various members of this Council state that they are there to sell this property. No they are not, they are here to decide whether or not to sell the property and he is appalled that certain members insulted and called names to their constituents. You work for them, please don't forget that, please vote no.
- Allan Shaul- 22 Elliot Street, East Haven- Mr. Shaul says a woman came up with information she received on her own from Town Hall and those plans didn't match the plans that were presented tonight. He thinks the Council needs to vote

it down and get more information to be sure the process they are going through right now is the right one.

- Donna Richo- 67 Charnes Drive, East Haven- Mrs. Richo requests they vote no on this issue, we say we don't have the money to tear it down. Well there is \$490,000 in the contingency fund. We just did bonds for \$7 million dollars so we do have the money to do it. The open land is important especially in that area.
- Kristy Turcio Porter- 93 Boston Avenue, East Haven- Mrs. Turcio Porter says she respectfully requests that they vote no or at the very least table the matter until they have more information.
- Andy Perrone- 43 Hoop Pole Lane, East Haven- Mr. Perrone says as that lady just said they do have the money so if they just tore down the school and left the land vacant. They don't even have to build a park they can just let it sit there. He respectfully asks they vote no or at the very least table it.
- Josh Garcia- 51 Hoop Pole Lane, East Haven- Mr. Garcia asks they vote no, he has lived there 14 years and his basement has flooded three times and he has spent a lot of money on mold. Especially for the families with young children, this is doing a disservice to them rather than a benefit to the Town.
- Robert Sand- 501 Thompson Street, East Haven- Mr. Sand says he doesn't live in the area but he does spend a lot of time there for various reasons. At minimum he asks them to table it so they have more time for deliberations and getting the balance of their information. Personally he would like to see the school demolished, he doesn't want to see the land leave the Town and he asks that they take it down and let the natural vegetation grow over it if a park is such an issue and then allow the water to flow in its natural course.

Council comment:

- Councilman Big Steve Tracey says he thinks they should table it.
- Councilman Robert Parente says everyone is saying they don't have the facts, there are no facts being presented tonight that have a bearing on this Council making a decision to sell the property. They have valid questions and concerns and he agrees with more of them than less but the forum for that would be at the zoning board that tells them what can be done there and how. This is just for the sale of the property. It's not the charge of the Council to decide on how many houses, what style, where the locations are, the elevations of it, if there will be deer rabbit or fox, etc. The only thing before them with all due respect to their concerns is if we are going to sell or keep the property. Are we going to continue to spend over \$100,000/ year for what goes on in the building which is getting worse and worse?
- Councilman Louis Pacelli says he agrees it is the Council's responsibility to decide on selling the property. It is also their responsibility to listen to the fact that

these people don't want the property sold. They don't even want it to go to planning and zoning.

- Chairman Ken McKay says they are elected to be decision makers for the Town, if we didn't do any projects we would never move forward. Twenty-two years ago he was elected to vote on the sale of the old high school and nobody wanted to sell it, they protested, etc. and it sat there and cost us millions of dollars. He isn't saying this is going to cost millions. Someone mentioned how many foreclosures in East Haven; well how many are there in Branford, Guilford, etc.
- Councilman Joseph Deko clarifies that he agrees with Councilman Parente 1000% but the elephant in the room is that once it is sold it goes to zoning but the constituents of district 2 that live in that neighborhood do not want the property sold. He doesn't think in his opinion it has to do with the number of houses or the developer, it has to do with the property. One we relinquish ownership of that property we really don't have control because whoever buys it can apply to do whatever they wish. It's not a good idea to sell any Town property especially something like this to be developed. In his opinion a committee should be set up to figure out what the neighbors want for that property.
- Councilman Nicholas Palladino says he knows there are a lot of emotions and feelings, so don't take it the wrong way, but he has been asked over websites and what not if he knows how many people in his district haven't paid their taxes. No, it's none of his business. Or how many houses have been foreclosed in his district, again, no, it is not his business. Does he know how many people are evicted, and no, that is not what the Town Council does. They are not responsible of every neighbor; someone asked if he could go to every house and make sure taxes are paid and the answer is no. They are part time people that make \$50 per month for these meetings and do the best they can by what the charter allows them to do. They can't knock on every door and see if they paid their taxes this month. It's sad that they have 12 meetings per year plus special meetings and budget workshops where they talk about every tax dollar they would spend and there are crickets, it's sad the public only comes out for something like this. If they come to the meetings they will find out what the Council can and can't do. He understands their concerns and kept an open mind but if the people do not want it, he won't support it.
- Councilwoman Loria Jaffe says she understands the concerns of the residents in the district but they are also here to represent the Town of East Haven as a whole not just one district. They want to demolish the school and leave it as it is, first of all it won't be able to be done. If the dogs are sinking in mud now they are going to still be sinking in mud. They are being asked to make a decision based on the fact that they don't want a change in their neighborhood; she understands that but the bottom line is they have to look at reality and what this property can bring to the Town not just take from it. We should be for the sale of the property

we don't need the extra expense. Just because we have \$400,000 doesn't mean we have to spend it.

- Councilman Richard Anania says they have to represent the best interest of the constituents and the Town. This is a tough decision and he feels the Town can't carry vacant buildings anymore. He thanks all of them for coming out and voicing their opinion. It does mean a lot because as someone said before they sit here at budget time and nobody shows up, he wishes every meeting could be like this. It is important if this does go through, that they don't give up and just get frustrated and leave here. Their job is to decide on the sale of the property but inland wetlands, zoning, traffic studies, etc. that is where everyone needs to be to voice their opinions to tell them there needs to be a traffic study and why they don't want this or that. He says please do not give up; the decision tonight is to sell the land, not what is going there.
- Councilman Joseph Carfora says based on all of the things brought up tonight such as the flooding issues and inland wetlands and quality of life with the neighbors, he is against it. He thinks there are too many questions that have to be answered, he thinks we learned our lesson with 200 Tyler Street and if we do stall on the project we should demolish the building and leave it for open space. He knows Bob Sand is a strong advocate for the East Haven Land Trust and he thinks the building should be demolished and it should be donated to the Land Trust where it would never be touched again. He has nothing against Ralph, he is a quality builder, but there are too many questions that need to be answered. He is concerned about the long term of selling this property. He spoke with a resident, Mrs. Shaul, she has flooding issues in her basement and she doesn't think the flooding will be resolved. He looked at the pictures and there is a lot of water there and he can't vote for this. He is for open space and there are some other projects that have to be addressed that he will go against too. He thinks our Town is not in business to sell property. He doesn't believe with any future administrations DC Moore will be an issue where it will sit dormant.
- Councilwoman Linda Hennessey asks if anyone here thought about the developer and the chance he is taking. If the sale goes through tonight and he goes up against all of the commissions that he has to and he gets denied and just spent \$410,000 plus demolition for something he might not be permitted to build. It may be 13 houses or maybe less. It could be a plus, they just can't hold onto another piece of property.

Roll call vote: 8 in favor- 5 oppose- (Santino, Deko, Palladino, Pacelli, Carfora) - none abstain. Motion carries.

Item #9

To consider and act upon a Resolution to provide a tax refund of \$858.17 to Toyota Lease Trust as follows:

A Resolution to provide a tax refund of \$858.17 to Toyota Lease Trust

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:

Toyota Lease Trust

20 Commerce Way, Ste 800
Woburn, MA 01801-1057

Acct./List: 2017-03-0071690

Reason: The lease on the vehicle ended and vehicle was sold.

Amount: \$858.17

TOTAL: \$858.17

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 Robert Parente 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 #10

To consider and act upon a Resolution to provide a tax refund of \$2,512.88 to Summit Funding Group as follows:

A Resolution to provide a tax refund of \$2,512.88 to Summit Funding Group

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:

Summit Funding Group

4680 Parkway Drive Suite 300
Mason, OH 45040

Acct/List: 2018-02-0042612
Reason: Per Assessor - Remove Duplicate Bill
Amount: \$2,512.88

TOTAL: \$2,512.88

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 Nicholas Palladino 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.

Councilman Joseph Santino makes a motion to add Item #10A to the agenda "A Resolution Waiving the Town Charter's Competitive Bidding Requirements in Connection with the Repair of a Leaking Air Conditioning Compressor"

Councilwoman Judy Sitnick seconds the motion.

Roll call vote: 12 in favor- 1 in opposition (Palladino)- none abstain. Motion carries.

Item #10A

A Resolution Waiving the Town Charter's Competitive Bidding Requirements in Connection with the Repair of a Leaking Air Conditioning Compressor

WHEREAS, a leaking seal on an air conditioning compressor at the Recreation Department is in need of repair;

AND WHEREAS, the leak was only discovered approximately two weeks ago, leaving little time to engage in formal, competitive bidding in connection with soliciting repair quotes;

AND WHEREAS, the compressors at the Recreation department need to be started again on or August 22, 2019;

AND WHEREAS, engaging in competitive bidding would push the repair date past August 22, 2019;

AND WHEREAS, Chapter 6, Section 4(C) of the East Haven Town Charter provides that contracts for certain goods and services exceeding the bid cap shall be by competitive bidding;

AND WHEREAS, the Town Charter's bidding requirements may be waived by two-thirds of the members present and voting;

AND WHEREAS, the Finance Director recommends that the Council waive the competitive bidding requirement to allow the Recreation Department to repair the leaking seal on the air conditioning compressor;

NOW THEREFORE, be it **RESOLVED** by the Town Council of the Town of East Haven that any competitive bidding requirements associated with the repair of the leaking seal on the air conditioning at the recreation Department are hereby waived;

BE IT FURTHER RESOLVED that this bid waiver shall expire on November 1, 2019;

Councilman Joseph Deko makes a motion.

Councilman Joseph Santino seconds the motion.

No public comment.

Council comment:

- Councilman Joseph Santino asks if this is for compressors or chillers. Is this for the ice? What are they looking at for price?
- Frank Butler-Recreation- Mr. Butler says it is for the ice. There are actually two different jobs. He called three companies and only one got back to them. The company they are looking to waive the bid for is American Refrigeration; he got them from Northford Ice Rink that uses them.
- Attorney Zullo says he believes this was submitted to the Council out of an abundance of caution; it is probably fractions of dollars from the new bid cap, which gets adjusted every year based on the budget. The total cost of the two projects is \$8,700 and because the bid goes up as the budget expands it is really close.
- Councilman Joseph Santino says it is two jobs, one is the startup they do normally and one is for the repairs.
- Mr. Butler said because it is the same company doing both, they didn't want to have any issues.
- Attorney Zullo says again he thinks it was submitted as a caution so they didn't want anyone to say they separated the two jobs and to be transparent.
- Mr. Butler says the time frame is important; it takes about two weeks to put the ice down.

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

Councilman Joseph Carfora makes a motion to add Item #10B to allow Joanne Accabo to speak about the rat issue at the old high school.

Councilman Louis Pacelli seconds the motion.

Roll call vote: 12 in favor- 1 in opposition (Parente) - none oppose. Motion carries.

Item #10B

Discussion of the rat issue at the old high school

- Joanne Acabbo- 127 French Ave, East Haven- Ms. Acabbo brings in photos of the damage that has been done to her property from the rats. She say she called Attorney Zullo's office three times, three days in a row a week after the last meeting and is still waiting for a return call for a contact person at Winn. She and the other residents in her area are going to sue the Town of East Haven and Winn Corporation either in small claims court or onto a higher court for the damages done to their property. She thinks it was the Town of East Haven that dropped the ball. She was very sick in January and February and her doctor made out a report about what happens when rats infect houses and it is similar to

what was going on with her and her husband; her grandchildren can't come to her house and she can't go on vacation and ask someone to stay with her dog. She brought in bate boxes, glue sticks and rat traps which she has all around her house. She wants to know what the Town is going to do.

- Councilman Richard Anania asked if she called the Department of Health.
- Ms. Acabbo says yes, they came in February and found four holes in the side of her property and gave her two weeks to fill them with cement or they would put them on a list as an infested rat house. The holes were filled in. She will come every month until she gets the answers and satisfaction even if she has to bring the dead bodies with her. They have spent a small fortune getting all this stuff together to get rid of the rats; it's embarrassing to be known as the rat lady or as the mayor called them- nut cases but someone has to pay for it.
- Councilman Robert Parente asks if she still believes the rats are coming in from 200 Tyler Street.
- Ms. Acabbo says she has always believed it.
- Councilman Robert Parente says rats leave droppings and he has been through the building in every room on every floor as recent as yesterday and for the last five years. He has not seen a piece of rat poop. He has a problem with the insinuation that they are coming from that building.
- Ms. Acabbo says she has been there 25 years and never had a mouse or rat and all of a sudden when they opened the front door, all the rates left. One guy on Ure Avenue had 17 rats in his house. Where do they come from then?
- Councilman Robert Parente says the health department will tell them where they come from.
- Ms. Acabbo says yes, they are looking for warmth and food.
- Councilman Robert Parente says yes, which 200 Tyler Street hasn't had for 20 years; there is no food in 200 Tyler Street.

Item #11

To consider and act upon a Resolution ratifying and authorizing Mayor Joseph Maturo, Jr. and/or his Designee to sign a collective bargaining agreement between the Town of East Haven and the Public Safety Dispatchers Union, Local 1303-248, Council #4, AFSCME - AFL CIO.

NOTE: To be considered in executive session pursuant to C.G.S. 1-210(b)(9) – "Records, reports and statements of strategy or negotiations with respect to collective bargaining."

A Resolution ratifying and authorizing Mayor Joseph Maturo, Jr. and/or his Designee to sign a collective bargaining agreement between the Town of East Haven and the Public Safety Dispatchers Union, Local 1303-248, Council #4, AFSCME - AFL CIO

WHEREAS, the Town of East Haven ("Town") and the Public Safety Dispatchers Union, Local 1303-248, Council #4, AFSCME - AFL CIO ("Union") are parties to a collective bargaining agreement which expired on June 30, 2018;

AND WHEREAS, said collective bargaining agreement has expired and the Town and Union have completed negotiating a new collective bargaining agreement between the Town and Union running from July 1, 2018 to June 30, 2023;

NOW THEREFORE, BE IT RESOLVED that the Town Council hereby ratifies the aforementioned and newly-negotiated collective bargaining agreement between the Town and Union running from July 1, 2018 to June 30, 2023;

BE IT FURTHER RESOLVED that Mayor Joseph Maturo, Jr. and/or his Designee is authorized to execute the same and any and all documents necessary to give effect to the same.

- Mark Zaretsky from the New Haven Register calls a point of order asking if this is ratification of a written agreement has already been negotiated.
- Attorney Zullo says that is correct.
- Mr. Zaretsky asks why they are going into executive session under the exemption of FOI that is intended for strategy and negotiations when these are not the negotiators it has already been negotiated and reduced to a written agreement. All they are doing is voting yes or no.
- Attorney Zullo says from a strategic standpoint the Council has a right not to ratify. If the Council has a concern about strategically negotiating, exposing that on the public record would expose the Town.
- Mr. Zaretsky says if they go into executive session first thing tomorrow he is going to get on the phone with FOI because he has been doing this for 30 years and this is the only place where contracts get voted on in executive sessions.
- Attorney Zullo says they don't vote on it in executive session. In going over it with the negotiators if the Council were to raise an issue and disclose it on the public record would undermine their negotiators ability to go back and argue it before the labor board. He's not saying he hasn't raised a valid point but that is their perspective and there is no bad faith here.
- Mr. Zaretsky says in his own experience when contracts come before Branford RTM or West Haven City Council, they discuss it and vote on it publicly.
- Attorney Zullo says it will absolutely be voted on publicly, they can't have a vote in executive session. He said he would be happy to reach out to the public affairs officer at FOI tomorrow together. It is how they have been doing it for 7.5 years he agrees it doesn't mean it is right and it's better to get it right so he will get on the phone tomorrow for clarification because they believe in good faith they are doing it correctly. He can't have the Council raise a legitimate concern with a collective bargaining agreement and say it on the record and undermine Joe Coppola when he has to go back to the Union because it was rejected and then has to be argued before the labor board. It can lead to a host of issues.

Councilman Robert Parente makes a motion to enter into executive session to include the Town Attorney, Joe Coppola, Sal Brancati, Paul Rizza, Chief Lennon and Ralph the Union President.

- Attorney Zullo says to the extent that anyone relevant for testimony can be invited to the executive session provided their testimony will no longer become relevant or needed then they are then supposed to leave executive session. If the Union president's testimony is necessary which they may not know until they get started that is fine, as soon as they are aware his testimony or presence is no longer needed, he should be asked to leave the executive session.
- Joseph Coppola- Assistant Director of Administration & Management says they should not include the Union President; this is a matter of negotiations which directly responds to FOI requests so he should not be invited.

Councilman Robert Parente withdraws his motion.

Councilman Robert Parente makes a motion to enter into executive session to include the Town Attorney, Joseph Coppola, Sal Brancati, Paul Rizza and Chief Lennon.
Councilwoman Linda Hennessey seconds the motion.

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

Executive session begins at 10:42PM.

Executive session ends at 10:51PM.

Councilman Robert Parente makes a motion to approve item #11.
Councilman Nicholas Palladino seconds the motion.

No public comment.

No Council comment.

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

Item #12

To consider and act upon a Resolution setting a public hearing date and time to discuss an "An Ordinance Amending E.H. Code Sec. 18-8, entitled 'Tax abatement for volunteer firefighters.'" The public hearing shall take place on September 3, 2019 at 7:00PM at the East Haven Senior Center, 91 Taylor Avenue, East Haven, CT 06512.

A Resolution setting a Public Hearing date and time to discuss "An Ordinance Amending E.H. Code Sec. 18-8, entitled 'Tax abatement for volunteer firefighters'"

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, September 3, 2019, at 7:00PM, at the East Haven Senior Center, 91 Taylor Avenue, East Haven, Connecticut to discuss "An Ordinance Amending E.H. Code Sec. 18-8, entitled "Tax abatement for volunteer firefighters"

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.

No public comment.

No Council comment.

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

Item #13

To consider and act upon a Resolution setting a public hearing date and time to discuss an "An Ordinance Accepting 'Letis Court' as a Town Road." The public hearing shall take place on September 3, 2019 at 7:00PM at the East Haven Senior Center, 91 Taylor Avenue, East Haven, CT 06512.

A Resolution setting a Public Hearing date and time to discuss "An Ordinance Accepting 'Letis Court' as a Town Road"

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, September 3, 2019, at 7:00PM, at the East Haven Senior Center, 91 Taylor Avenue, East Haven, Connecticut to discuss "An Ordinance Accepting 'Letis Court' as a Town Road."

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.

No public comment.

No Council comment.

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

Item #14

Adjournment of Regular Meeting.

Councilman Joseph Santino makes a motion to adjourn.

Councilman Nicholas Palladino seconds the motion.

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

Meeting is adjourned at 10:55PM.

Respectfully Submitted,

Danelle Feeley

Danelle Feeley, Clerk, East Haven Legislative Town Council