

East Haven Town Council Minutes

The East Haven Town Council held its Regularly Scheduled Meeting Tuesday, December 6, 2022, at 7:30 p.m. or immediately following certain public hearings at the East Haven Community Center, 91 Taylor Avenue, East Haven, CT.

Chairman Deko called the public hearing to order at 8:23 p.m.

Pledge of Allegiance

Roll Call-13 Present 2 Absent (Santino and Stacey)

Staff present: Police Chief Edward Lennon, Fire Chief Matthew Marcarelli, Joseph Budrow Zoning Official, Michael Luzzi Town Attorney, and Jennifer Coppola Assistant Town Attorney.

Item #1

Approval of Minutes

Vice Chairman Pacelli moved to approve the minutes.

Councilman Thompson second the motion.

Voice vote-All in favor. None opposed. No abstentions.

Approved

Item #2

Correspondence

None

Item #3

Subcommittee Reports:

Education, Library and School Building

Public Health, Safety, and Welfare

Blight

Finance

Public Services, Parks, and Recreation

Urban Renewal/Housing

Item #3 was removed to expedite the meeting.

Item #4

To consider and act upon an ordinance entitled "An Ordinance amending Section 11-4 – Sale of Fuel for Vehicles Not Authorized to Operate on a Public Roadway, Public Highway, or Public Property."

Item Removed

Item #5

Vice Chairman Pacelli moved to consider and act upon an ordinance entitled "An Ordinance authorizing Mayor Joseph A. Carfora to execute an Easement Agreement on behalf of the Town of East Haven, pertaining to the granting by the Town of East Haven to the South-Central Connecticut Regional Water Authority and its successors and assigns, of an easement on real property owned by the Town of East Haven at 99 South Street, East Haven, CT (Map 010 / Block 0204 / Lot 040)."

Vice Chairman Pacelli asked if the RWA and GNHWPCA lines are parallel to one another if it is hazardous.

Vice Chairman Pacelli asked if the RWA and GNHWPCA lines are parallel to one another if it is hazardous.

Mr. Triana indicated no because they are 15ft. apart outside the easement.

Councilman Vollono second the motion.

Roll call vote-All in favor. None opposed. No abstentions.

Approved

Item #6

Vice Chairman Pacelli read the following; Pursuant to Connecticut General Statutes Section 8-2o(f), a Public Hearing for possible action on, including an opt-out from, the provisions of Connecticut General Statutes Sections 8-2o(a) through 8-2o(d) pertaining to accessory apartments or accessory dwelling unit regulations.

Following a public hearing, the Council voted to opt-out from the provisions of Public Act No. 21-29 “An Act Concerning the Zoning Enabling Act, Accessory Apartments, Training for Certain Land Use Officials, Municipal Affordable Housing Plans and A Commission on Connecticut’s Development and Future” pertaining to accessory apartments or accessory dwelling units, codified at subsections (a) through (d) of Connecticut General Statutes Section 8-2o. The Council stated the reasons for its decision on the record. That the statute might be too restrictive and not give the ability to amend to fit the needs of the town.

BE IT RESOLVED, that: Pursuant to Connecticut General Statutes Section 8-2o(f), the Town Council of the Town of East Haven hereby affirmatively decides to opt-out from the provisions of subsections (a) through (d) of Connecticut General Statutes Section 8-2o pertaining to accessory apartments or accessory dwelling unit regulations for the reasons stated on the record.

Vice Chairman Pacelli moved to opt out of the General Statute for accessory apartments and accessory dwelling units.

Councilman Thompson second the motion.

Councilwoman Glassman asked Attorney Luzzi to address the reasons.

Attorney Luzzi indicated when the item was presented to the Planning and Zoning Commission they voted to opt out from the statute. Their sentiment was that it was far too restrictive and did not give the town any ability to revise if necessary. ADU’s are valuable to those that want to age in place with the assistance of possibly young professionals and/or family members.

Roll call vote-All in favor. None opposed. No abstentions.

Approved to opt-out.

Item #7

Vice Chairman Pacelli read the following Pursuant to Connecticut General Statutes Section 8-2p, a Public Hearing for possible action on, including an opt-out from, the provisions of Connecticut General Statutes Section 8-2(d)(9) pertaining to dwelling unit parking limitations.

Following a public hearing, the Council voted to opt-out from the provisions of Public Act No. 21-29 “An Act Concerning the Zoning Enabling Act, Accessory Apartments, Training for Certain Land Use Officials, Municipal Affordable Housing Plans and A Commission on Connecticut’s Development and Future” pertaining to dwelling unit parking space limitations, codified at Connecticut General Statutes Section 8-2(d)(9). The Council stated the reasons for its decision on the record.

RESOLUTION: BE IT RESOLVED, that: Pursuant to Connecticut General Statutes Section 8-2p, the Town Council of the Town of East Haven hereby affirmatively decides to opt-out from the provisions of subsection (d)(9) of Connecticut General Statutes Section 8-2 pertaining to dwelling unit parking limitations for the reasons stated on the record.

Councilman Thompson second the motion.

Roll call vote-All in favor. None opposed. No abstentions.

Approved to opt-out.

Vice Chairman Pacelli moved to add the following items to the agenda.
Councilman Kikosicki second the motion.
Voice vote-All in favor. None opposed. No abstentions.

Item #8

Vice Chairman Pacelli motioned upon 2/3 vote to convene in executive session per CONNECTICUT GENERAL STATUTES § 1-200 (6) (E) AND § 1-210 (B) (9) – Consideration of and discussions of records, reports, and statements for strategy or negotiations with respect to collective bargaining for a successor Collective Bargaining Agreement between the Town of East Haven and the East Haven Firefighters' Union, Local 1205 of the International Association of Firefighters
To include the Fire Chief, Michelle Benivegna, and the Town Attorney.

Councilman Thompson second the motion
Voice vote-All in favor. None opposed. No abstentions.

Entered Executive Session at 8:30 p.m.

Vice Chairman Pacelli moved to reconvene the regular meeting at 9:09 p.m.
Councilwoman Parlato second the motion.
Roll call vote-All in favor. None opposed. No abstentions.

Item #8.1

Vice Chairman Pacelli moved to consider and act upon a resolution that the report of the mayor regarding the settlement of the East Haven Firefighters' Union Local 1205 of the International Association of Firefighters Contract for the period from July 1, 2021 to June 30, 2025 be and is hereby accepted; and to the extent that funds in addition to those already appropriate in the 2022-2023 fiscal year budget may be necessary to fund the Town's obligations under said contract, the request for such additional funds be and hereby approved.

Councilman Thompson second the motion
Voice vote-All in favor. None opposed. No abstentions.

Approved

Vice Chairman Pacelli moved to adjourn.
Councilman Vollono second the motion.
Voice vote-All in favor. None opposed. No abstentions.
Meeting adjourned at 9:13 p.m.

Respectfully submitted,

Roberta A. DeLuca
Town Council Clerk