

**AVON TOWN COUNCIL
MEETING MINUTES
May 7, 2015**

I. CALL TO ORDER

The meeting was called to order at 7:30 p.m. at the Avon Town Hall, in the Selectmen's Chamber by Chairman Zacchio. Members present: Mrs. Maguire and Messrs: Pena, Evans, and Stokesbury.

II. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Chairman Zacchio.

III. PUBLIC HEARING

14/15-62 Sewer Easement and Drainage Easements: Stratford Crossing

The Public Hearing was called to order at 7:30 p.m. by Chairman Zacchio. Chairman Zacchio waived the reading of the following legal notice:

"TOWN OF AVON
LEGAL NOTICE

NOTICE OF A PUBLIC HEARING

Notice is hereby given that the Town of Avon, Connecticut will hold a Public Hearing on Thursday, May 7, 2015 at 7:30 p.m. at the Avon Town Hall, Selectmen's Chamber, 60 West Main Street, Avon, Connecticut to consider the following:

The Town of Avon to accept a Sanitary Sewer and Drainage Easement from Sunlight Construction Inc. designated as "20' Sanitary Sewer & Storm Drainage Easement #2 in favor of the Town of Avon" as shown on a map entitled "Subdivision Plan Stratford Crossing prepared for Sunlight Construction Inc. 44 Lenox Road, Avon, Connecticut Sheets 1-4 Scale 1"=40' Date 9/17/13 Rev: 1/12/14, 3/31/14 and 5/21/14".

The Town to accept a Drainage Easement designated as "20' Storm Drainage Easement #1 in favor of the Town of Avon," "20' Storm Drainage Easement #3 in favor of the Town of Avon," "Storm Drainage Easement #5 in favor of the Town of Avon," as shown on a map entitled "Subdivision Plan Stratford Crossing prepared for Sunlight Construction Inc. 44 Lenox Road, Avon, Connecticut Sheets 1-4 Scale 1"=40' Date 9/17/13 Rev: 1/12/14, 3/31/14 and 5/21/14".

Copy of said map is on file in the Town Clerk's Office and open to the public for inspection during normal business hours.

Dated at Avon, Connecticut, this 6th day of April, 2015.

Brandon L. Robertson
Town Manager"

On a motion made by Mr. Pena, seconded by Mrs. Maguire, it was voted:

RESOLVED: That the Town Council close the public hearing.

Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

On a motion made by Mr. Pena, seconded by Mrs. Maguire, it was voted:

RESOLVED: That the Town Council accept a Sanitary Sewer and Drainage Easement from Sunlight Construction Inc. designated as “20’ Sanitary Sewer & Storm Drainage Easement #2 in favor of the Town of Avon” as shown on a map entitled “Subdivision Plan Stratford Crossing prepared for Sunlight Construction Inc. 44 Lenox Road, Avon, Connecticut Sheets 1-4 Scale 1”=40’ Date 9/17/13 Rev: 1/12/14, 3/31/14 and 5/21/14.”

Mrs. Maguire, Messrs: Zacchio, Evans, Pena, and Stokesbury voted in favor.

On a motion made by Mr. Pena, seconded by Mrs. Maguire, it was voted:

RESOLVED: That the Town Council accept a Drainage Easement designated as “20’ Storm Drainage Easement #1 in favor of the Town of Avon,” “20’ Storm Drainage Easement #3 in favor of the Town of Avon,” “Storm Drainage Easement #5 in favor of the Town of Avon,” as shown on a map entitled “Subdivision Plan Stratford Crossing prepared for Sunlight Construction Inc. 44 Lenox Road, Avon, Connecticut Sheets 1-4 Scale 1”=40’ Date 9/17/13 Rev: 1/12/14, 3/31/14 and 5/21/14.”

Mrs. Maguire, Messrs: Zacchio, Evans, Pena, and Stokesbury voted in favor.

14/15-63 Review, Discussion, Set Public Hearing: Drainage Easement and Two Easements for Temporary Cul-De-Sac: Aspenwood Subdivision

The Public Hearing was called to order at 7:30 p.m. by Chairman Zacchio. Chairman Zacchio waived the reading of the following legal notice:

“TOWN OF AVON
LEGAL NOTICE

NOTICE OF A PUBLIC HEARING

Notice is hereby given that the Town Council of the Town of Avon, Connecticut will hold a Public Hearing on Thursday, May 7, 2015 at 7:30 p.m. in the Selectman’s Chamber, 60 West Main Street, Avon, Connecticut for the following purposes:

1. To accept a Drainage easement for a certain piece of parcel of land designated as “Unrestricted Right to Drain in favor of the Town of Avon” across Parcel number 6460005 as shown on a map entitled “Subdivision Plan Aspenwood Prepared for Sunlight Construction Inc. 45 Sunrise Drive Avon, Connecticut Scale 1”=40’ December 21, 2012 Rev: 01-21-13, 02/01/13, 02/14/13 and 3/26/13,” which map is on file in the Avon Land Records as Map #13-17.
2. To accept a right of way and easement for purposes of a temporary cul-de-sac on certain pieces or parcels of land situated in the Town of Avon and designated as “Easement for Temporary Cul-De-Sac” located on Parcel Number 6460025 and Parcel Number 6460028 and shown on a map entitled “Subdivision Plan Aspenwood Prepared for Sunlight Construction Inc. 45 Sunrise Drive Avon, Connecticut Scale 1”=40’ December 21, 2012 Rev: 01-21-13, 02/01/13, 02/14/13 and 3/26/13, which map is on file in the Avon Land Records as Map #13-17.

Copy of said map is on file in the Town Clerk’s Office and open to the public for inspection during normal business hours.

Dated at Avon, Connecticut this 6th day of April, 2015.

Brandon L. Robertson
Town Manager”

On a motion made by Mr. Stokesbury, seconded by Mr. Evans, it was voted:

RESOLVED: That the Town Council close the public hearing.

Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

On a motion made by Mr. Stokesbury, seconded by Mr. Evans, it was voted:

RESOLVED: That the Town Council accept a Drainage easement for a certain piece of parcel of land designated as “Unrestricted Right to Drain in favor of the Town of Avon” across Parcel number 6460005 as shown on a map entitled “Subdivision Plan Aspenwood Prepared for Sunlight Construction Inc. 45 Sunrise Drive Avon, Connecticut Scale 1”=40’ December 21, 2012 Rev: 01-21-13, 02/01/13, 02/14/13 and 3/26/13,” which map is on file in the Avon Land Records as Map #13-17.

Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

On a motion made by Mr. Stokesbury, seconded by Mr. Evans, it was voted:

RESOLVED: That the Town Council accept a right of way and easement for purposes of a temporary cul-de-sac on certain pieces or parcels of land situated in the Town of Avon and designated as “Easement for Temporary Cul-De-Sac” located on Parcel Number 6460025 and Parcel Number 6460028 and shown on a map entitled “Subdivision Plan Aspenwood Prepared for Sunlight Construction Inc. 45 Sunrise Drive Avon, Connecticut Scale 1”=40’ December 21, 2012 Rev: 01-21-13, 02/01/13, 02/14/13 and 3/26/13, which map is on file in the Avon Land Records as Map #13-17.

Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

IV. MINUTES OF PRECEDING MEETING: April 2, 2015 Meeting

Corrections were made as follows: item 14/15-53 (page 2, 1st full paragraph, 6th line) to replace “patrol” with “control” and item 14/15-20 (page 7, 4th paragraph, 14th line) to replace “box culvert” with “paving box.”

On a motion made by Mrs. Maguire, seconded by Mr. Pena, it was voted:

RESOLVED: That the Town Council accept the minutes of the April 2, 2015 Meeting as amended.

Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

V. COMMUNICATION FROM AUDIENCE - None

VI. COMMUNICATION FROM COUNCIL

Mr. Stokesbury commented upon the newly energized lights on the AMS tennis courts and the on-going Solar panel installation projects at AMS and AHS as prime examples of our community working together to add improvements improve our town's quality of life.

Mr. Pena commented that he attended the Avon Volunteer Fire Department (AVFD) fundraiser for the live burn training center in Farmington. The event was held at the Farmington Woods club house, was very well attended, and the AVFD felt very positive they would meet their fundraising goal; a very good cause and supported by many people. He also attended the AHS musical which was very good and well attended. He met two couples in attendance, no

connection to the school or Town of Avon but have been coming to see the AHS Musical for many years as they put on a first class production very year.

Mrs. Maguire commented she attended the National Day of Prayer and that Mr. Pena was very involved and made it a very nice event.

On a motion made by Mr. Pena, seconded by Mrs. Maguire, it was voted:

RESOLVED: That the Town Council move up agenda item 14/15-80 First Company Governor's Horse Guard – Presentation.

Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

VII. OLD BUSINESS

13/14-76 Appointment: T.C. Representative for Lakeview Association (12/31/2015)

Chairman Zacchio reported that we have had four people come forward with interest for this appointment. The Town Manager spoke with Gary Greene to outline the process, was the only person to send a letter expressing his interest, and was recommended for appointment.

On a motion made by Mr. Evans, seconded by Mr. Pena, it was voted:

RESOLVED: That the Town Council appoint Gary Greene as Town Council Representative for Lakeview Association to fill a vacancy with a term to expire on December 31, 2015.

Mrs. Maguire, Messrs: Zacchio, Pena, Stokesbury, and Evans voted in favor.

14/15-12 FY 15/16 Budget Development

The Town Manager reported that the FY 15/16 Budget is waiting for approval at referendum.

14/15-43 Joint Fire Training Center with Town of Farmington: Interlocal Agreement

Jamie DiPace reported that revisions were made to the agreement by the Town of Farmington and approved. The Town Council needs to approve the agreement with revisions.

On a motion made by Mr. Stokesbury, seconded by Mrs. Maguire, it was voted:

RESOLVED: That the Town Council approve the amended Interlocal Agreement for the Construction, Maintenance and Operation of a Fire Training Facility with the Town of Farmington, as presented and already approved by the Farmington Town Council.

Mrs. Maguire, Messrs: Zacchio, Pena, Stokesbury, and Evans voted in favor.

14/15-61 Avon Day 2015

Mary Harrop and Peggy Roell answered questions on the revised vendor agreement. They will readdress this next year but hope this new agreement will keep vendors longer during Avon Day.

On a motion made by Mr. Stokesbury, seconded by Mrs. Maguire, it was voted:

RESOLVED: That the Town Council approve the Vendor Agreement as presented by the Avon Day Committee and valid for Avon Day on September 26, 2015.

Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

14/15-72 Appointment: Planning and Zoning Commission - Alternate (R-12/31/2015)

On a motion made by Mr. Pena, seconded by Mr. Evans, it was voted:

RESOLVED: That the Town Council table agenda item 14/15-72 Appointment: Planning and Zoning Commission (R – 12/31/2015) to the June 4, 2015 meeting.

Mrs. Maguire, Messrs: Zacchio, Pena, Stokesbury, and Evans voted in favor.

VIII. NEW BUSINESS

14/15-73 Supplemental Appropriation and Acceptance of Gift: Pine Grove Schoolhouse Windows Restoration

On a motion made by Mr. Evans, seconded by Mr. Stokesbury, it was voted:

RESOLVED: That the Town Council, on behalf of the Town of Avon, accept the gift of \$12,000 from Avon Historical Society for the Pine Grove Schoolhouse Windows Restoration project.

Mrs. Maguire, Messrs: Zacchio, Stokesbury, Evans, and Pena voted in favor.

On a motion made by Mr. Evans, seconded by Mr. Stokesbury, it was voted:

RESOLVED: That the Town Council hereby recommends that the Board of Finance amend the FY 14/15 Budget by increasing:

REVENUES

General Fund, Intergovernmental, CT Trust for Historic Preservation Grant Receipts, Account #01-0330-43330 in the amount of \$10,067.00 and General Fund, Other Local Revenues, Donations & Grants, Private Sources, Account #01-0360-43651 in the amount of \$3,673.00 from the Avon Historical Society, for a total of \$13,740.00 and increasing

APPROPRIATIONS

General Fund, Town Hall, Buildings, Account #01-1701-52212 in the amount of \$13,740.00 for the purpose of funding expenditures, which were reimbursed through the approved Historic Preservation Technical Assistance Grants (HPTAG), Maintenance & Repair, and donations from the Avon Historical Society for the restoration of windows at the Pine Grove Schoolhouse.

Mrs. Maguire, Messrs: Zacchio, Evans, Stokesbury, and Pena voted in favor.

14/15-74 Supplemental Appropriation: Board of Education, \$480,378

On a motion made by Mr. Stokesbury, seconded by Mr. Pena, it was voted:

RESOLVED: That the Town Council hereby recommends that the Board of Finance amend the FY 14/15 Budget by increasing:

REVENUES

General Fund, Intergovernmental, Education Program Grant, Account #01-0330-43343 in the amount of \$480,378.00 and increasing

APPROPRIATIONS

General Fund, Intergovernmental, Education Program Grants, Account# 01-9401-55000 in the amount of \$480,378.00, for the purpose of providing classroom technology, textbooks, professional development and personal services for the District.

Mrs. Maguire, Messrs: Zacchio, Evans, Stokesbury, and Pena voted in favor.

14/15-75 Review, Discussion & Approval: Agreement: UCONN EMS Services

On a motion made by Mr. Evans, seconded by Mrs. Maguire, it was voted:

RESOLVED: That the Town Council authorizes the Town Manager to execute the agreement with UCONN for paramedic services for a period of one year from July 1, 2015 to June 30, 2016.

Mrs. Maguire, Messrs: Zacchio, Stokesbury, Evans, and Pena voted in favor.

14/15-76 Set Public Hearing Date: Neighborhood Assistance Act

On a motion made by Mr. Evans, seconded by Mr. Pena, it was voted:

RESOLVED: That the Town Council set a public hearing date to consider participation in the Neighborhood Assistance Act in accordance with Public Act 95-268 to be held at the June 4, 2015 meeting.

Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

**14/15-77 Request for Approval: Set up Short-Term Investment Fund (STIF) for
FY 2014/2015**

On a motion made by Mr. Evans, seconded by Mr. Pena, it was voted:

RESOLVED: That the Town Council authorize the Town Manager to enter into an agreement with Connecticut State Treasurer's Short-Term Investment Fund (STIF) to open an investment account to replace the CLASS pool investment product.

Mrs. Maguire, Messrs: Zacchio, Evans, Pena, and Stokesbury voted in favor.

14/15-78 LoCIP Authorization

On a motion made by Mr. Evans, seconded by Mr. Pena, it was voted:

RESOLVED: That the Town Council authorize the Town Manager to apply for a LoCIP grant in the amount of \$108,884.

Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

14/15-79 Approval of Real Estate Tax Refund, \$2,583.69

On a motion made by Mr. Evans, seconded by Mr. Pena, it was voted:

RESOLVED: That the Town Council approve a real estate tax refund of \$2,583.69 to Avon Hotel Owner LLC.

Mrs. Maguire, Messrs: Zacchio, Evans, Pena, and Stokesbury voted in favor.

14/15-80 First Company Governor's Horse Guard – Presentation

Gary Brooks spoke on behalf of the Horse Guard with a brief history of events. He referred to newspaper articles and document from the Adjutant General. The Trustees of the First Company Governor's Horse Guard bought land and paid the mortgage for ten years. A deal was made with the State to buy 150 acres. The State paid \$20,000 and the federal government paid \$20,000. They carved out 35 acres and gave it as a gift to the Council for Agriculture and Resources with a stipulation the Trustees of First Company Governor's Horse Guard transfer land to military. The agreement was the First Company Governor's Horse Guard to always have a home.

John Caruso, 38 Kingsbridge, stated that many people stop to look at the horses and it would be a tragedy to lose the Horse Guard.

Ed Rizado, former member of the Horse Guard and Historian, stated there is a lot of history with the Horse Guard.

Terri Wilson, 64 Mountain View Avenue, stated the Avon Historical Society rents the Darrin House and barn. They have not heard how this will affect their lease and are willing to support any resolution the Town may send to the State.

IX. TOWN MANAGER'S REPORT/MISCELLANEOUS

Misc. A: Purchasing Update

Misc. B: Construction Update

Misc. C: Old Farms Road Maintenance: The Town Manager reported that the Department of Public Works will soon begin to chip seal Old Farms Road and it should get us another five to seven years with this road.

Misc. D: Sidewalk(s) Liability: Town Council may want to address shifting liability to abutters. The Town Manager is working with the Town Attorney for this ordinance change. Susan Rietano-Davey, 11 Edwards Road, asked when the Engineering Department will look at Country Club Road for sidewalks. The Town Manager responded that it is on their list of things but could not give a specific timeframe.

Misc. E: Capital Equipment Purchase Incentive Program

Misc. F: Recreation and Parks Sub-Committee: The Town Manager reported that the recommendation from the Sub-Committee will be presented at the next Council meeting.

X. EXECUTIVE SESSION: Collective Bargaining Real Estate Negotiations

On a motion made by Mr. Pena, seconded by Mrs. Maguire, it was voted:

RESOLVED: That the Town Council go into Executive Session at 8:55 p.m.
Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

The Town Manager and Town Clerk attended the session.

XI. ADJOURN

On a motion made by Mr. Stokesbury, seconded by Mrs. Maguire, it was voted:

RESOLVED: That the Town Council adjourn the meeting at 9:10 p.m.
Mrs. Maguire, Messrs: Zacchio, Pena, Evans, and Stokesbury voted in favor.

Attest:
Ann L. Dearstyne, Town Clerk