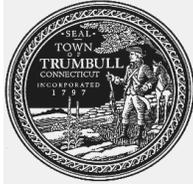


TOWN COUNCIL  
**Town of Trumbull**  
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Trumbull

TELEPHONE  
(203) 452-5005



Legislation & Administration Committee  
April 29, 2013  
Minutes

Chairman Testani called the Legislation & Administration Committee to order at 7:04 p.m. All present joined in a moment of silence and the Pledge of Allegiance.

The Clerk called the roll and recorded as follows:

Present: Chairman Suzanne Testani, Kristy Waizenegger, Jeff Jenkins, Vice Chairman Chadwick Ciocci, (arrived at 7:15 p.m.) and Martha Jankovic-Mark.

Absent: Fred Palmieri, Jr., Jeff Donofrio, Alternate and James Meisner, Alternate.

Also Present: Elaine Wang, Chief of Staff.

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1. RESOLUTION TC24-128: Moved by Mr. Jenkins, seconded by Mr. Palmieri.  
BE IT RESOLVED, That \$3,420 is hereby appropriated from the General Fund to Senior Citizens' Services 01050600-581888 Capital Outlay.

Ms. Wang explained the Town is reimbursed by a grant from the State of CT for the senior bus at approximately \$40,000. A new bus is \$57,000. The remaining \$17,000 is paid by the Town over as a 5-year period, which is referred to as a lease by the town, although the bus is owned by the Town. The amount requested represents this year's payment. The Senior Center busses are used for specific needs, such as trips, and bringing people from Stern Village to the Senior Center. The bus can accommodate approximately 19 people.

VOTE: Motion CARRIED unanimously.

2. RESOLUTION TC24-129: Moved by Ms. Jankovic-Mark, seconded by Mr. Jenkins to postpone to next month. BE IT RESOLVED, That First Selectman Timothy M. Herbst, be and same, is hereby authorized and directed, on behalf of the Town of Trumbull, to execute and deliver the C-PACE Agreement, substantially in the form attached to this Resolution, for the purposes provided therein. *(Full Resolution Attached)*

Ms. Wang confirmed that the Town Attorney was not able to draft a final agreement in time for the committee meeting. The terms have been agreed to and recommended this item be postponed to next month.

VOTE: Motion CARRIED unanimously.

3. RESOLUTION TC24-130: Moved by Mr. Palmieri, seconded by Mr. Jenkins.

BE IT RESOLVED, That funding for a labor contract between the Town of Trumbull and AFSCME Local 818 – Council 4 (Highway and Parks Supervisors) beginning July 1, 2012 and ending June 30, 2017 is hereby approved.

Ms. Wang stated this agreement had expired last June (2012), the agreement included an expired vision plan. There was also a hearing screening that had previously been no charge to the employees, but had changed to a \$20 co-payment. The insurance company has agreed to a zero cost for the screening as all of the other labor agreements have.

Longevity payments are paid once a year. Ms. Waizenegger spoke in favor of the in-network deductibles and hopes that the larger contracts include them as well. The committee as a whole questioned the longevity payment, noting that it has been not available in the private sector for the last twenty years.

Mr. Jenkins stated it has been past practice to have the labor counsel available at the committee meeting to discuss the agreement. Ms. Jankovic-Mark spoke in favor of having the labor counsel present. (Mr. Ciocci arrived at the meeting at 7:15 p.m.) Ms. Jankovic-Mark stated for the record that at any time there are discussions on a labor contract labor counsel should come and present a summary of the changes as it has always been done in the past.

Ms. Wang indicated that the employees are listed in the back of the agreement; there are thirteen (13) employees in this union (AFSCME). The longevity payment is being phased out with new hires. It is not uncommon for the union to be working without a contract in place until it is agreed to by all parties and approved. The vision plan needed to be approved by the union and incorporated into the agreement.

Moved by Ms. Waizenegger, seconded by Mr. Palmieri to send without recommendation. The Labor Counsel will be available at the full Town Counsel meeting.

VOTE: Motion CARRIED unanimously.

4. RESOLUTION TC24-131: Moved by Mr. Ciocci, seconded by Ms. Waizenegger.

BE IT RESOLVED, That an Emergency Contingency Plan for the Elections is hereby adopted.

Ms. Wang explained that the Registrars of Voters had been notified by the State that municipalities will be required to adopt an emergency election contingency plan. If the municipality does not adopt a plan by March 26<sup>th</sup> the State's default plan would go into effect. The major difference between the default plan and the proposed plan is that the police would not transport polling moderators. During an emergency the police department's resources are required and obligated in other areas of service. There have been verbal discussions with the police department to date; a final draft is not available, (The proposed plan had not been provided as back-up.). The resolution is not time sensitive due to the default plan.

The committee questioned whether the draft plan would be available before the full Town Council meeting. Mr. Ciocci recommended sending the resolution without recommendation. Ms. Jankovic-Mark spoke in favor of postponing the resolution in order to be able to hear from the police department, to see the document in committee and is not comfortable reviewing this at the full council meeting.

Moved by Ms. Jankovic-Mark, seconded by Ms. Waizenegger to postpone to next month.

Mr. Ciocci spoke in favor of sending without recommendation noting that there is enough time to review the document before the full council meeting. Ms. Jankovic-Mark spoke in favor of postponing the resolution based on the unknowns and would like to see the resolution in committee in order to allow for the Registrar of Voters and the Police Dept an to speak to the resolution. Mr. Jenkins recommended requiring the Registrar of Voters to come to the full council meeting to speak to the resolution; if they are unable to attend, the resolution would then be postponed. Ms. Wang stated she could not guarantee the availability of the Registrars of Voters, Police, Fire and EMS to be present at the full council meeting.

VOTE: Motion CARRIED 4-2 (AGAINST: Jenkins and Ciocci).

There being no further business to discuss and upon motion made by Mr. Ciocci, seconded by Ms. Jankovic-Mark the Legislation & Administration Committee adjourned at 7:30 p.m.

Respectfully Submitted,

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Margaret D. Mastroni  
Town Council Clerk

ATTACHMENT:

RESOLUTION TC24-128: WHEREAS, Section 157 of Public Act No. 12-2 of the June 12, 2012 Special Session of the Connecticut General Assembly (the "Act") established a program, known as the Commercial Property Assessed Clean Energy (C-PACE) program, to facilitate loan financing for clean energy improvements to commercial properties by utilizing a state or local assessment mechanism to provide security for repayment of the loans; and

WHEREAS, the Act authorizes the Clean Energy Finance and Investment Authority (the "Authority"), a public instrumentality and political subdivision of the State charged with implementing the C-PACE program on behalf of the State, to enter into a written agreement with participating municipalities pursuant to which the municipality may agree to assess, collect, remit and assign, benefit assessments to the Authority in return for energy improvements for benefited property owners within the municipality and for costs reasonably incurred by the municipality in performing such duties; and

WHEREAS, the Commercial Property Assessed Clean Energy ("C-PACE") Agreement (the "C-PACE Agreement") between the Town of Trumbull and the Authority, as attached hereto, constitutes the written agreement authorized by the Act.

NOW, THEREFORE, BE IT RESOLVED, That the Town Council constituting the legislative body of the Town of Trumbull, hereby approves the C-PACE Agreement, and

BE IT FURTHER RESOLVED, that First Selectman Timothy M. Herbst, be and same, is hereby authorized and directed, on behalf of the Town of Trumbull, to execute and deliver the C-PACE Agreement, substantially in the form attached to this Resolution, for the purposes provided therein, together with such other documents as he may determine to be necessary and appropriate to evidence, secure and otherwise complete the C-PACE Agreement