

TOWN COUNCIL  
**Town of Trumbull**  
CONNECTICUT  
www.trumbull-ct.gov

TOWN HALL  
Trumbull

TELEPHONE  
(203) 452-5000



MINUTES  
JULY 9, 2020

CALL TO ORDER: The Chair called the virtual meeting to order at 7:39 p.m. All present joined in a moment of silence and the Pledge of Allegiance.

ROLL CALL: The clerk called the roll and recorded it as follows:

<u>PRESENT:</u>	Dawn Cantafio	Eric Paulson	Joanne Glasser-Orenstein
	Lisa Valenti	Mary Beth Thornton	Kevin Shively
	Mary Isaac	Mike Miller	Ashley Gaudiano
	Joy Colon	Steve Lemoine	Jason Marsh
	Keith Klain	Joe Geric	Bruce Elstein
	Tony Scinto	Thomas Whitmoyer	Carl A. Massaro, Jr.
	Bill Mecca	Donna Seidell	Lori Rosasco-Schwartz

ALSO

PRESENT: First Selectman Vicki A. Tesoro, Chief Administrative Officers Cynthia Katske and Kathleen McGannon, Town Attorney Daniel Schopick, Director of Finance Maria Pires, Director of Labor Relations Thomas McCarthy, Chairman of the Charter Revision members Chairman Kate Donahue, Nancy Gardiner, Susan Gilson, Thomas Tesoro, Martin McCann, J.C. Cinelli, Registrar of Voters Laurel Anderson, Economic and Community Development Director Rina Bakalar.

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\* The Chair reserves the right not to vote unless otherwise noted.

PUBLIC COMMENT: There were fifteen (15) people who joined the meeting to speak. (Public Comment Attached)

APPROVAL

OF MINUTES: Moved by Cantafio, seconded by Elstein to approve the regular June meeting minutes as submitted.

The clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio	X		
Bill Mecca	X		
Mike Miller	X		
Donna Seidell	Not voting		
Mary Isaac	X		
Tony Scinto	X		
Keith Klain	X		
Kevin Shively	X		
Thomas Whitmoyer	X		
Jason Marsh	X		
Carl Massaro	X		
Eric Paulson	X		
Lori Rosasco-Schwartz	X		
Joanne Glasser-Orenstein	X		
Steve Lemoine	X		
Joe Gerics	X		
Bruce Elstein	X		
Joy Colon	X		
Ashley Gaudiano	X		
Lisa Valenti	X		

VOTE: Motion CARRIED unanimously

DISCUSSION ITEM: 2020 Trumbull Redistricting Committee Update

Laurel Anderson of 5241 Main Street and Chairman of 2020 Trumbull Redistricting Committee on behalf of the committee advised the Council that a final report has been produced by the Committee. A summary of their findings is as follows:

- The Committee was charged by the Town Council to develop a redistricting plan comprising of voting districts of substantially equal populations and specific district boundary lines.
- After research, review and committee consideration the Committee unanimously agreed to recommend seven (7) voting districts.
- The actual configurations of the seven (7) districts would be similar to the pre-2012 voting districts but developed in compliance with the one person, one vote requirements.
- A summary of the guidelines – The Committee didn't use voter registration data in any of their deliberations, didn't take into account current residence locations

of anyone of the Town Council, one definite was that census blocks couldn't be split in designing the districts. The 2010 census data is the most current available and therefore is what they had to use.

- It was recommended within the Committee that they create as few split districts as possible.
- They complied with the one person, one vote requirement.
- The Committee agreed the prior seven (7) district configuration was out of compliance with the one person one vote and therefore couldn't be used as a model.
- The Committee's decisions didn't consider polling place locations or the impact on voter turnout. That was not the purview of the Committee.
- The Committee deliberations focused on the charge it was given and didn't examine or make recommendations about the merits of the current four (4) district v. seven (7) district voting structure.
- During deliberations the only options they identified that would achieve substantially equal districts or twenty one (21) seat Council would be 1, 3 or 7 districts. The Committee unanimously agreed the best of those options to meet the requirements placed upon the Committee by the Town Council was seven (7) districts.

Ms. Anderson extended her gratitude to the Committee members for their diligent work and to several people who helped them, Town Attorney Dan Schopick, Richard White and Steve Earley of the Town Engineering Department and in addition to Jean Rabinow the Committee Clerk.

The Chair noted that they appreciate all of their work and time as volunteers and we know many hours were put into this.

#### NEW BUSINESS:

1. RESOLUTION TC28-80: Moved by Miller, seconded by Cantafio  
BE IT RESOLVED, That the first draft report of charter changes as approved by the Charter Revision Commission 2020 on June 24, 2020 is hereby accepted. BE IT FURTHER RESOLVED, in accordance with Section 7-191 of the Connecticut General Statutes, that if the Town Council makes no recommendations for changes in said draft report the draft report is deemed the final report.

Committee Report: By unanimous consent and upon motion made by Marsh seconded by Paulson the full reading of the committee minutes was waived. The L&A Committee met on July 6, 2020 and voted 4-2

The Chair explained any recommendations made at this meeting by the Council on the Charter Revision Draft Report will be voted on and will be sent back to the Charter Revision Commission where they will deliberate again. Once the Commission is done the Council and the Commission will come together in a joint meeting to decide the final

draft. The Town Council presents it to the public and the voters of Trumbull will vote on the final version.

The Chair explained the Council would go through the Draft Report chapter by chapter, if anyone would like to move a recommendation, it will be seconded and discussed after which a vote will be taken. A simple majority vote sends the recommendation to the Charter Revision Commission. The Final Report has to be decided on before the ballot questions can be put forward. Questions can't be written from a document that isn't final.

Moved by Massaro, seconded by Rosasco-Schwartz that all topics and reconsiderations brought up at L&A Committee meeting be sent back to the Charter Revision Commission for further consideration.

The Chair explained the full Council has to vote on the recommendations. Councilman Marsh clarified that recommendations were not made at the L&A Committee, there was discussion but no motions were made. There is nothing in the record to send back. The Chair explained the recommendations have to be voted on by the full Council, not the sub-committee. She understands the motion is for expediency. Councilman Massaro added there were a number of topics raised in Committee and had requested a legal opinion. The Chair stated that can be brought up when they get to that portion. Attorney Schopick confirmed the process as outlined by the Chair and that the Council can't vote to approve what was just a discussion at the committee meeting, nobody made a motion. The Council will have to go one by one, make motions, if they pass they pass it will go back to the Charter Revision Commission and if it doesn't pass it is done.

### **Chapter I - Incorporation and General Powers, (Page 1 of the Draft Report)**

#### **Moved by Massaro to leave "days" as is and to reject the change.**

Ms. Katske explained the first recommendation is about the definition of days. It's generally remaining as business days, there is a clarification that business days is any day the Town Clerk's office is open Monday through Friday, the commission thought clarity was needed and that all references to days in Chapter II are calendar days. There are a number of instances the Commission recommended "days" be designated calendar but there was no blanket change of all "days" to calendar days. The default in the Charter is business days unless otherwise specified. The Chair noted the motion is based on a misinterpretation. Ms. Katske added this definition specifies that days are calendar days in Chapter II.

Councilman Massaro WITHDREW his motion.

#### **Moved by Massaro, seconded by Scinto to strike the last sentence of Chapter I, Section B-Defined Terms, the term "Days", "All references to (days) in Chapter II of this Charter are calendar days."**

Councilman Massaro explained the reason for the motion is, although it is a difficult task to get an agenda completed and noticed at a minimum of 5 business days in advance of the meetings, believes the public deserves the notice, the amount of Council work done is complicated and 5 business days will better serve the public.

Ms. Donahue explained the Commission wanted the boards and commissions to be able to function more effectively administratively and to make the process more logical. They looked at the entire Charter to see where they could make this work better for the Town. It does get confusing as to when things are due and tried to establish common language to make it easier for everyone. Councilman Massaro added people benefit from the additional time with business days. Ms. Donahue noted they had gotten feedback from departments to the contrary.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio		X	
Bill Mecca		X	
Mike Miller		X	
Donna Seidell	Not voting		
Mary Isaac		X	
Tony Scinto	X		
Keith Klain	X		
Kevin Shively		X	
Thomas Whitmoyer		X	
Jason Marsh		X	
Carl Massaro	X		
Eric Paulson		X	
Lori Rosasco-Schwartz	X		
Joanne Glasser-Orenstein		X	
Steve Lemoine	X		
Joe Gerics		X	
Bruce Elstein		X	
Joy Colon		X	

Lisa Valenti	X
Ashley	
Gaudiano	X

**VOTE: Motion FAILED 6-13 (AGAINST: (Cantafio, Mecca, Miller, Isaac, Shively, Whitmoyer, Marsh, Paulson, Glasser-Orenstein, Gerics, Elstein, Colon, Gaudiano)**

**Chapter II - Legislative Branch, (Page 3 of the Draft Report)**

**Moved by Marsh, seconded by Cantafio to eliminate the change, the first paragraph on page 3 of Chapter II, Section 2 by striking the number of voting districts language and to adopt to change the districts and/or boundaries by a vote of not less than 2/3 vote of the Council.**

Councilman Marsh explained after Councilman Massaro had raised concerns for a legal opinion, he did research and came across the landmark decision of *Haley v. Massaro* wherein the judge affirmatively stated that the Town Council is the sole body with authority to change the number of or boundaries of the voting districts, by removing the language proposed in Section 2 we are within the bounds of the judge’s decision. He doesn’t think the judge’s decision would stand scrutiny particularly given the fact that several other municipalities have such provisions in their Charters, but given where we want to direct efforts doesn’t think challenging that decision is in the best interest of the Town. It was confirmed if approved the motion removes the question proposed and this change to the Charter is being taken out.

Councilman Scinto suggested leaving the vote a simple majority vote. To start a redistricting committee a simple majority vote is required. Councilman Marsh stated he is proposing to make it more difficult to redistrict. Councilman Marsh doesn’t think his proposed language supersedes state statute, the statute requires one man one vote and the lines drawn would preempt the Charter. Attorney Schopick stated this is a motion to send to the Charter Revision Commission for them to come up with specific language, after which it will come back to Council in a joint meeting with the Council and the Charter Revision Commission. The Charter Revision Commission has the right to come back and say they don’t want to make the change and the Council has the final right with regard to what goes onto the ballot. Councilman Marsh confirmed his proposal is to reinstate the original language of the Charter and add his proposed recommendation.

The clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio	X		
Bill Mecca	X		
Mike Miller	X		
Donna Seidell	X		

Mary Isaac	X
Tony Scinto	X
Keith Klain	X
Kevin Shively	X
Thomas Whitmoyer	X
Jason Marsh	X
Carl Massaro	X
Eric Paulson	X
Lori Rosasco-Schwartz	X
Joanne Glasser-Orenstein	X
Steve Lemoine	X
Joe Gerics	X
Bruce Elstein	X
Joy Colon	X
Ashley Gaudiano	X
Lisa Valenti	X

**VOTE: Motion CARRIED unanimously.**

**Moved by Marsh, seconded by Cantafio to delete the change in Chapter II, Section 5A, (Page 4 of the Draft Report).**

Councilman Marsh agreed with comments made in committee that the change puts a hardship on those without ready access to computers or the internet.

**Moved by Klain, seconded by Cantafio to amend the above amendment to include posting on the Town website and publication in the newspaper.**

Moved by Massaro for unanimous consent.

**VOTE: Motion CARRIED as amended by unanimous consent.**

**Moved by Klain, seconded by Lemoine to strike the change to 24 hours and go back to 48 hours Chapter II, Section 5B, (Page 4 and 5 of the Draft Report).**

Ms. Donahue explained this change was to align the Charter with the FOIA. Councilman Klain stated the FOIA is the minimum level and it was lowered instead of giving more time. Councilman Marsh noted it has been his experience it has been difficult for bodies or agencies to get materials within that time limit as things develop relatively close to the meeting, the extra 24 hours gives more time for the work for the materials to be more accurate. Councilman Shively added that there had been times when something couldn't come before the meeting and couldn't get the materials up in time. This is a minimum timeframe and in those times there isn't pressure he would fully expect the materials would be produced as soon as they're available.

The clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio	X		
Bill Mecca	X		
Mike Miller	X		
Donna Seidell	X		
Mary Isaac	X		
Tony Scinto	X		
Keith Klain	X		
Kevin Shively		X	
Thomas Whitmoyer	X		
Jason Marsh	X		
Carl Massaro	X		
Eric Paulson	X		
Lori Rosasco-Schwartz	X		
Joanne Glasser-Orenstein	X		
Steve Lemoine	X		
Joe Gerics	X		
Bruce Elstein	X		
Joy Colon	X		
Ashley Gaudiano	X		
Lisa Valenti	X		

**VOTE: Motion CARRIED 19-1 (AGAINST: Shively)**

**Moved by Massaro, seconded by Marsh to clarify what is to be posted on the Town Website in Chapter II, Section 6 Adoption of Legislation on page 5.**

Councilman Massaro stated he is favor of this Charter change and has advocated for it for 10 years, he needs clarification as to what is being posted. We have the first selectman's veto power that is a longer timeframe than the posting of votes and asks the Commission to look at this and either add accommodating language in Chapter III subject to the veto powers of the first selectman or define what it is exactly is to be posted.

Ms. Donahue stated they would have to look at this one again because it falls under the publishing and posting issue. Councilman Massaro clarified he is agreeing with the change that makes appointments effective while not waiting 15 days after publication, maybe the publication date is what we need. He is looking for whatever gets them past the veto period and posted on the town website, what is posted is what he doesn't know

and what is what he is asking the Commission to look at. Ms. Donahue confirmed she understood if they need clarification they will touch base with Councilman Massaro.

Councilman Massaro moved unanimous consent.

**VOTE: Motion CARRIED by unanimous consent.**

### **Chapter III – Executive Branch**

#### **Moved by Massaro, seconded by Marsh to go back to review Chapter III Executive Branch, Section 3A & B, (Page 8 of the Draft Report)**

Councilman Massaro stated there were a lot of clarifications in committee, this deals with temporary absences and vacancies of the first selectman's office. He would like the commission to look at this. Succession to the first selectman's office was clarified on a temporary absence, the order of selection and on the permanent vacancy. Giving the vacancy to the Treasurer creates another vacancy and the need for a special election. If the vacancy was filled by the Town Council Chairman, Council has its own way of filling the council vacancy. He is referencing Section 3B.

Ms. Donahue stated there are provisions to fill the vacancies and doesn't see the urgency. Mr. Tesoro explained when a town-wide elected official is unable to perform their duties on a permanent basis a town-wide elected official would be put in the position as opposed to an official elected in a district. The language makes it clear as to line of succession, which takes the politics out of who is picked.

It was confirmed the recommendation is to have the commission review this revision.

Councilman Massaro moved unanimous consent

**VOTE: Motion CARRIED by unanimous consent.**

### **Chapter IV – Adopting the Annual Budget**

Councilman Klain noted there are at least 2 instances in this section with regard to publication of notices in the paper and website.

#### **Moved by Massaro, seconded by Gaudio to change the date to April 30<sup>th</sup> in Chapter IV, Section 3B, striking the second Monday in May.**

Councilman Massaro explained adopting the budget after April 30<sup>th</sup> creates difficulty for the BOE in terms of the legal notice they are required to give employees that are not going to be rehired, the BOE is required to do so by May 1<sup>st</sup>.

Councilman Marsh understands the concern, the date had been moved due to the fact that the state has delayed getting the Town its number. It is hard for the Town to provide the BOE a number when it doesn't know what it is getting from the state in terms of ECS funds or cuts there too. The Council was able to change the budget dates pursuant to CGS

7-191b, which is still in effect which renders this motion moot. Attorney Schopick clarified to change the date a 2/3 vote of the Council is required. Councilman Gaudiano stated this is a double edged sword, we either put the Town in a position where they don't have all the information for a larger budget or the BOE doesn't have all their information. There isn't a good choice because in either case some entity ends up without all the pieces of information to make the decision. Councilman Marsh noted through CGS 7-191 the Council has the ability to move the date. Council Massaro noted the state has a biannual budget, it is unfortunate the state hasn't passed recent budgets on a timely basis. This year we knew what we were getting, the April 30<sup>th</sup> date would have save the BOE, parents, and teachers of not knowing. Councilman Shively noted the BOE notices go out every year. Councilman Massaro explained most of his time on the Council the date to adopt a budget was by April 30<sup>th</sup> so the next day the BOE and Superintendent know what money they have, this would make the notices more accurate and would alleviate 250 emails as we had this year.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn			
Cantafio			X
Bill Mecca			X
Mike Miller			X
Donna			
Seidell	X		
Mary Isaac			X
Tony Scinto	X		
Keith Klain			X
Kevin			
Shively			X
Thomas			
Whitmoyer			X
Jason Marsh			X
Carl Massaro	X		
Eric Paulson			X
Lori Rosasco-			
Schwartz	X		
Joanne			
Glasser-			
Orenstein			X
Steve			
Lemoine	X		
Joe Gerics			X
Bruce Elstein			X

Joy Colon		X
Lisa Valenti	X	
Ashley		
Gaudiano		X

**VOTE: Motion FAILED 6-14 (AGAINST: (Cantafio, Mecca, Miller, Isaac, Klain, Shively, Whitmoyer, Marsh, Paulson, Glasser-Orenstein, Geric, Elstein, Colon, Gaudiano)**

**Chapter VII Boards and Commissions**

**Moved by Klain, seconded by Massaro to strike the new language change of Chapter VII, Section 1A BOF, (Page 27 of the Draft Report)**

Councilman Klain spoke against referencing political parties in the Charter.

Ms. Donahue stated the Commission had gone back and forth, (i.e. what is the definition of a major party?), they had it originally as each party and settled on specifying the two parties. Major parties wasn't definitive enough.

Councilman Massaro moved unanimous consent.

**VOTE: Motion CARRIED by unanimous consent.**

**Moved by Scinto, seconded by Lemoine to strike all changes in Chapter VII, Section 3, BOE and go back to what it was. (Pages 27 & 28 of the Draft Report)**

Councilman Scinto explained the change would result in the Town Committees picking the BOE members, the people wouldn't get a vote of who is on the BOE.

Ms. Donahue explained it is the commission's opinion that the BOE needs to be as apolitical as possible, for decades the BOE acted as 6-member board with balanced parties. It worked because it forced the members to compromise. It's in the best interest of the community to create that environment again. The 4-year term is because the board handles over \$100 million, it's only 8 people with thousands of employees as opposed to the Town Council that has 21 members to spread the work out amongst. A longer tenure makes sense for the BOE, compounded by having to put together a budget together within a month of being elected. This really needs to go to the people in November to decide.

Councilman Shively noted he didn't see language that the Town Committee would choose the members, the language reads no more than four members of the eight would be from the same political party. Parties do nominate people, they can nominate up to the number of seats available and only half of those would be able to win. There is no provision that would prevent anyone from any political party or unaffiliated person to petition to run. It could be easily someone not from the two major parties sitting on the

BOE. Councilman Scinto explained the reason this was changed previously was the six seats were always picked by the Town Committees, the people aren't really voting, they changed it so the people can vote for all the people running every two years just like the Council. Councilman Gaudiano stated she can see both sides of this argument and has to agree that this more than anything should sit with the public for them to vote on during an election, and urged to leave it as is, and to let it go to the public for a vote. Councilman Scinto agreed as long as the people know and it is clear of what they are voting for.

Ms. Donahue stated there were two times when the BOE was 6-member board there was a primary, there were more people running for the a seat than there were seats, it's up to the Town Committees to make them competitive seats.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio		X	
Bill Mecca	X		
Mike Miller		X	
Donna Seidell	X		
Mary Isaac		X	
Tony Scinto	X		
Keith Klain		X	
Kevin Shively		X	
Thomas Whitmoyer		X	
Jason Marsh		X	
Carl Massaro	X		
Eric Paulson		X	
Lori Rosasco-Schwartz	X		
Joanne Glasser-Orenstein		X	
Steve Lemoine	X		
Joe Gerics		X	
Bruce Elstein		X	
Joy Colon		X	
Lisa Valenti	X		

Ashley  
Gaudiano

X

**VOTE: Motion FAILED 7-13 (AGAINST: (Cantafio, Miller, Isaac, Klain, Shively, Whitmoyer, Marsh, Paulson, Glasser-Orenstein, Geric, Elstein, Colon, Gaudiano)**

**Moved by Klain, seconded by Massaro to keep the 8-member board but limit the term to 2 years in Chapter VII, Section 3. BOE, (Pages 27 and 28 of the Draft Report).**

Councilman Klain confirmed if it was possible, the motion is to keep staggered terms. There has not been a good case made for 4-year terms and particularly has been countered by the Commission's reversal on the first selectman's term, those roles and any roles in Town government are complicated. This year in particular we have learned not being held accountable by the electorate by regular elections is not a good thing. He is not in favor of 4-year terms. Councilman Marsh explained all have complicated roles in Town government and having seen from another perspective he knows how deep the knowledge base needs to be for the BOE. A longer term allows for initiatives to be seen through and ultimately would be better for the children. Councilman Klain stated he doesn't disagree but the budget will be more complicated next year. All the testimony was anecdotal in nature. Being held accountable every two years is better for the Town.

Ms. Donahue pointed out there is no such thing as staggered terms if they are two-year terms. Councilman Marsh stated you could get staggered terms if there were a 2-year and 4-year seat, but that is more complicated needed to make. He is in favor of the current language. Councilman Shively doesn't think you could do so without an extra election on the off years.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn			
Cantafio		X	
Bill Mecca		X	
Mike Miller		X	
Donna			
Seidell	X		
Mary Isaac		X	
Tony Scinto	X		
Keith Klain	X		
Kevin			
Shively		X	
Thomas			

Whitmoyer		X
Jason Marsh		X
Carl Massaro	X	
Eric Paulson		X
Lori Rosasco-Schwartz	X	
Joanne Glasser-Orenstein		X
Steve Lemoine	X	
Joe Gerics		X
Bruce Elstein		X
Joy Colon		X
Lisa Valenti	X	
Ashley Gaudiano		X

**VOTE: Motion FAILED 7-13 (AGAINST: (Cantafio, Mecca, Miller, Isaac, Shively, Whitmoyer, Marsh, Paulson, Glasser-Orenstein, Gerics, Elstein, Colon, Gaudiano)**

**Moved by Klain, seconded by Whitmoyer to strike Chapter VII, Section 22 Youth. (Pages 27 & 28 of the Draft Report)**

Councilman Klain stated we have done without the commission for nearly a decade, this recommendation was made with anecdotal evidence and is not in favor of creating things just to create them.

Ms. Donahue stated they had several requests from the TYA and a number of other residents who want to build on the program and provide more activity for our young people. When they looked at other communities when they were looking at a commission on aging, they found that everyone who had a commission on aging had a youth commission. The Chair noted anecdotally her experience with the Youth Commission which was before Councilman Klain’s tenure on the Council, it was a very robust, wonderful place for our youth to go to develop their social and theater schools. It was run by very caring volunteers in Town. It was unfortunate that it was closed down and would hope the same kind of spirit would come back if it were to reinstated. Councilman Klain explained the aging commission is a rename and is already active and has been sometime. He hasn’t heard a good reason to add a new commission. Councilman Mecca explained the BOE has always stepped up and provides a lot of youth programming, many year’s they have depended on those and spoke in favor of a town counterpart to support programs for the youth that are not necessarily part of the public schools. Councilman Isaac noted after having been on the PTA and TPAUD for many years, they have always

heard from the youth there is nothing to do in Trumbull, this was a great way to organize kids, it wasn't just during the school day, or after school and it gave them something to do and a place to be and a niche to belong. It was a shame that it was left out of the Charter, it's an important thing to add back. Council Massaro explained the TYA had been inactive and the youth were making use of other programs, there is an option rather than putting it in the Charter it could be an ordained commission in the code. The Chair questioned why the Charter would support the seniors and not the youth. Councilman Massaro explained one was active and one was not. Councilman Colon stated people move here for the schools and asked how many people on the Council have children in the schools at this time.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn			
Cantafio		X	
Bill Mecca		X	
Mike Miller		X	
Donna			
Seidell		X	
Mary Isaac		X	
Tony Scinto	X		
Keith Klain	X		
Kevin			
Shively		X	
Thomas			
Whitmoyer		X	
Jason Marsh		X	
Carl Massaro	X		
Eric Paulson		X	
Lori Rosasco-			
Schwartz		X	
Joanne			
Glasser-			
Orenstein		X	
Steve			
Lemoine	X		
Joe Gerics		X	
Bruce Elstein		X	
Joy Colon		X	
Lisa Valenti			X

Ashley  
Gaudiano

X

**VOTE: Motion FAILED 4-15-1 (AGAINST: (Cantafio, Mecca, Miller, Seidell, Isaac, Shively, Whitmoyer, Marsh, Paulson, Rosasco-Schwartz, Glasser-Orenstein, Geric, Elstein, Colon, Gaudiano) (ABSTENTION: Valenti)**

**Moved by Massaro, seconded by Klain to reconsider the changes in Chapter VII, Section 17 - Ethics Commission in light of Tom Lee's comments at this meeting.**

Councilman Massaro stated the specific due process rights whether they are in the Code or not should remain specified in the Charter for both the accused and the accuser.

Ms. Donahue confirmed she has all of Mr. Lee's prior correspondence but wasn't 100% clear if he brought up anything new at this meeting. Mr. McCann believes Mr. Lee's comments were everything he had already sent the Commission. There was one thing that he mentioned re: criminal matters at the discretion as opposed to being mandatory, page 36 & 37 under subsection C. It was confirmed Mr. Lee wrote letters and spoke at one meeting.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio		X	
Bill Mecca		X	
Mike Miller	X		
Donna Seidell	X		
Mary Isaac		X	
Tony Scinto	X		
Keith Klain	X		
Kevin Shively	X		
Thomas Whitmoyer	X		
Jason Marsh	X		
Carl Massaro	X		
Eric Paulson	X		
Lori Rosasco-Schwartz	X		

Joanne Glasser- Orenstein		X
Steve Lemoine	X	
Joe Gerics		X
Bruce Elstein		X
Joy Colon		X
Lisa Valenti	X	
Asley Gaudiano	X	

**VOTE: Motion CARRIED 13-7 (AGAINST: (Cantafio, Mecca, Isaac, Glasser-Orenstein, Gerics, Elstein, Colon)**

### **Chapter VIII – Electoral Process**

Councilman Scinto moved a 3 part motion, seconded by Rosasco-Schwartz but later in the meeting was separated out as 3 separate motions they are as follows.

#### **Moved by Gaudiano, seconded by Shively to make Chapter VIII, Section 9 Bonded Debt a separate question.**

Councilman Rosasco-Schwartz added by lowering the threshold to \$10 million will give the people a louder voice and let them decide what they are willing to put their tax dollars toward. Councilman Marsh agrees this should be a separate question but as far as the threshold he will defer to the research. He doesn't find CPI confusing, but he does deal with it in his professional life so he is used to it and believes it's important to index so it can adjust as the times we live in adjust and allows the Charter to be a living document.

Ms. Donahue clarified the language was already in the Charter which established the \$15 million, what wasn't there was an actual process for the referendum to happen. The Commission created a process to follow. The Town has already said they liked the idea of a referendum this clarified the process and they needed a way to index. Attorney Schopick stated they looked at the \$15 million from 2011 it would be \$17.5 million today, the Commission didn't increase the threshold, the compromise was to index it so in the future it would change without having to go back to revise the Charter.

**VOTE: Motion CARRIED by unanimous consent.**

#### **Moved by Scinto, seconded by Rosasco-Schwartz to remove the CPI language from Chapter VIII, Section 9 Bonded Debt, B pages 52-53**

Councilman Scinto explained using CPI is confusing, this conversation happened in 2012, it wasn't exactly CPI, but it was thought it was too confusing. He is against the language, CPI and doesn't want it indexed. Councilman Marsh clarified Councilman Scinto doesn't want the number indexed, it would be a static number for the duration. Councilman Scinto confirmed.

Ms. Donahue stated at the last Charter change the \$15 million was established but didn't establish a process, in the course of their discussions on the CPI, Ms. Gardiner explained it was a simple algebraic equation used by government. It is typically used when values change which is why they put it in. There is a provision where it would take a BOF vote and the Council to override the increase, a mechanism to be able to say this is not the year to increase the value.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio		X	
Bill Mecca		X	
Mike Miller		X	
Donna Seidell	X		
Mary Isaac		X	
Tony Scinto	X		
Keith Klain		X	
Kevin Shively		X	
Thomas Whitmoyer		X	
Jason Marsh		X	
Carl Massaro	X		
Eric Paulson		X	
Lori Rosasco-Schwartz	X		
Joanne Glasser-Orenstein		X	
Steve Lemoine	X		
Joe Gerics		X	
Bruce Elstein		X	
Joy Colon		X	

Lisa Valenti	X	
Ashley Gaudiano		X

**VOTE: Motion FAILED 6-14 (AGAINST: (Cantafio, Mecca, Miller, Isaac, Klain, Shively, Whitmoyer, Marsh, Paulson, Glasser-Orenstein, Geric, Elstein, Colon, Gaudiano)**

**Moved by Scinto, seconded by Rosasco-Schwartz to reduce the \$15 million threshold to \$10 million in Chapter VIII, Section 9.**

Ms. Donahue stated the last Charter Revision set the threshold at \$15 million, it was kept at that number and the CPI will raise it over time. Councilman Rosasco-Schwartz referred to the current difficult economic times, \$10 million is a lot of money. A board of 21 people making the decision to spend that kind of money is a stretch, people should be given the ability to have a voice in how their tax dollars are spent.

The Chair stated we have a terrific bond rating, this is money that is bonded, not money pulled out of pocket. We would not be increasing to a level that would impact the bond rating. Councilman Rosasco-Schwartz added it is interest to be paid over time. Councilman Scinto indicated he thought the \$15 million was too high in 2012 and the Charter is open now so he is trying to lower. Ms. Katske stated there are town meetings in towns that the people vote on everything in lieu of a legislative body, there are not a lot of towns that have this. Attorney Schopick doesn't know what other towns do with regard to when to go to the public.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio		X	
Bill Mecca		X	
Mike Miller		X	
Donna Seidell	X		
Mary Isaac		X	
Tony Scinto	X		
Keith Klain		X	
Kevin Shively		X	
Thomas Whitmoyer	X		
Jason Marsh		X	

Carl Massaro	X	
Eric Paulson		X
Lori Rosasco-Schwartz	X	
Joanne Glasser-Orenstein		X
Steve Lemoine	X	
Joe Gerics		X
Bruce Elstein		X
Joy Colon		X
Lisa Valenti		X
Ashley Gaudiano		X

**VOTE: Motion FAILED 6-14 (AGAINST: (Cantafio, Mecca, Miller, Isaac, Klain, Shively, Marsh, Paulson, Glasser-Orenstein, Gerics, Elstein, Colon, Gaudiano, Valenti)**

RESOLUTION TC28-80: Moved by Cantafio, seconded by Whitmoyer  
 BE IT RESOLVED, That the first draft report of charter changes as approved by the Charter Revision Commission 2020 on June 24, 2020 is hereby accepted, BE IT FURTHER RESOLVED, That the all of the recommendations adopted at the July 9, 2020 Town Council meeting are referred back to the Charter Revision Commission for consideration.

**VOTE: ADOPTED by unanimous consent.**

The Chair confirmed once the Charter Revision Commission considers the Council’s recommendations they will consider the ballot questions. Attorney Schopick explained the timing of this would be a joint meeting at the end of this month and the final report to be submitted by August 10<sup>th</sup>. Effectively the meeting would be like this one, but the Charter Revision needs to meet first to see how it wants to react to these recommendations and the format moving forward could then be determined. The Chair stated the Council and the Commission will have a special meeting to consider it. Attorney Schopick stated this needs to be completed by September 2<sup>nd</sup>. Ms. Katske explained it is not a hard & fast date it gives them a 2-week cushion.

The Chair called a recess at 10:56 p.m.

The Chair called the meeting back to order at 11:04 p.m.

- RESOLUTION TC28-81: Moved by Rosasco-Schwartz, seconded by Cantafio  
 BE IT RESOLVED, That a resolution entitled "A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF TRUMBULL AUTHORIZING THE EXECUTION

AND DELIVERY OF AN EQUIPMENT LEASE/PURCHASE AGREEMENT WITH RESPECT TO THE REFINANCING AND LEASING OF CERTAIN EQUIPMENT FOR THE PUBLIC BENEFIT WITHIN THE TERMS PROVIDED HEREIN; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION” is hereby approved. (Full Resolution Attached)

Committee Report: The Finance Committee met on July 7, 2020 and voted 4-0-2 (ABSTENTION: Scinto and Rosasco-Schwartz)

Councilman Rosasco-Schwartz noted the savings is based on extending the lease and reducing the payment, and will add 16.5 years onto the leases and will cost the taxpayers more money over the length and term of the new leases. There is a buyout cost that needs to be added. She is concerned with the timing since the BOF is voting on this tonight as well. Councilman Elstein understood her analysis but wanted to know what the present value is and what the total cost to the Town is as that is the only way to compare apples to apples. First Selectman Tesoro noted she attended the BOF meeting earlier in the evening and the BOF voted in favor of this lease agreement. The BOF did discuss the present value. It was on tonight’s BOF agenda so they would vote on it before it came to the Council. The BOF discussed the present value but didn’t come up with the number. The Town has consulted with their financial advisor who did advise them that this was the better way to go.

Councilman Shively explained this was not an exercise to reduce the overall cost, this was an exercise to deal with a cash flow issue that the BOE has to today and would be hard pressed to see what the BOE situation would be if we don’t move forward with dealing with the immediate cash flow issue. Councilman Rosasco-Schwartz indicated there should be other options looked at.

Attorney Schopick indicated there is a practical matter, if this is not approved you need to be prepared to give the BOE \$276,000 as a supplemental appropriation. This has been worked into this fiscal year’s budget. There is a savings for the next 5.5 years and beyond that it could go up or down, that we don’t know. There was a full discussion with the financial advisor whether to go to bonding as an option. The analysis was this was the best option as the rates were low enough that it made sense to do it this way. The BOF vote was belt and suspenders, this was an action the Town Council could take on its own and were advised by bond counsel because it is part of the debt of the Town and he recommended the BOF vote as well.

Councilman Rosasco-Schwartz indicated per the committee report this could cost the Town more money. Councilman Shively explained this is the prudent thing to do at this time because we would have to make an extra supplemental appropriation of \$276,000 this year. Next year’s budget is going to be very difficult. We will have to make sure we find every penny because we don’t know how long it will take for the economy to

recover. This is an extraordinary time and we need to take every extraordinary measure and control every penny being spent. Councilman Marsh questioned if it was the intent to ride the leases out full term, many times this is done knowing there will be an exit before. Councilman Miller confirmed it was not the intent to ride the leases out, the intent is to refinance again or bond. Councilman Marsh indicated Councilman Rosasco-Schwartz's analysis is an absolute worst case scenario if nothing is done. Councilman Rosasco-Schwartz indicated one of the leases is in its 5<sup>th</sup> year and would have been paid off in 5 more years. This doesn't make fiscal sense. First Selectman Tesoro, if we did nothing we would continue to pay \$700,000 which is \$400,000 more than we are paying more. Our financial advisor looked at this very closely, we rely on their advice and they have always done a great job for us. We are in a position if this is not passed tonight the BOE will come for a \$276,000 supplemental and for the ensuing years. Councilman Massaro stated if we had approved the full \$500,000 during the budget we wouldn't be having this discussion. We could be paying these off in 5 years and believes our budgeting will be better in 5 years.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio	X		
Bill Mecca	X		
Mike Miller	X		
Donna Seidell		X	
Mary Isaac	X		
Tony Scinto		X	
Keith Klain	X		
Kevin Shively	X		
Thomas Whitmoyer	X		
Jason Marsh	X		
Carl Massaro		X	
Eric Paulson	X		
Lori Rosasco-Schwartz		X	
Joanne Glasser-Orenstein	X		
Steve Lemoine		X	

Joe Gerics	X	
Bruce Elstein	X	
Joy Colon	X	
Lisa Valenti		X
Ashley		
Gaudiano	X	

**VOTE: ADOPTED 14-5-1 (AGAINST: (Seidell, Scinto, Massaro, Rosasco-Schwartz, Lemoine) (ABSTENTION: Valenti)**

Moved by Cantafio, seconded by Miller to pass as Emergency Legislation.  
The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn			
Cantafio	X		
Bill Mecca	X		
Mike Miller	X		
Donna			
Seidell		X	
Mary Isaac	X		
Tony Scinto		X	
Keith Klain	X		
Kevin			
Shively	X		
Thomas			
Whitmoyer	X		
Jason Marsh	X		
Carl Massaro		X	
Eric Paulson	X		
Lori Rosasco-Schwartz		X	
Joanne			
Glasser-Orenstein	X		
Steve			
Lemoine		X	
Joe Gerics	X		
Bruce Elstein	X		

Joy Colon	X	
Lisa Valenti		X
Ashley Gaudiano	X	

**VOTE: Motion CARRIED 14-5-1 (AGAINST: (Seidell, Scinto, Massaro, Rosasco-Schwartz, Lemoine) (ABSTENTION: Valenti)**

3. RESOLUTION TC28-82: Moved by Paulson, seconded by Glasser-Orenstein  
 BE IT RESOLVED, Whereas the Capital Improvement Plan (Town) 2020-2021 (“Town CIP 20-21”) appropriation and bond authorization was originally proposed in the amount \$7,632,000; Whereas the Board of Finance approved a reduced appropriation and bond authorization for the Town CIP 2020-2021 in the amount of \$7,332,000; Whereas the Town Council intended to adopt the Town CIP 2020-2021 appropriation and bond resolution in the amount and as approved by the Board of Finance, but through oversight unanimously adopted the resolution in the full original amount; Now Therefore, be it Resolved by the Town Council: The intent of the Town Council in adopting the resolution is hereby confirmed to be the Town CIP 2020-2021 Bond Resolution as attached hereto, as adopted by the Board of Finance and in the amount of \$7,332,000, and the vote thereon at the June 9, 2020 Council meeting shall be applied and understood accordingly. The Council Clerk shall publish such notices as deemed appropriate and upon advice of counsel. (Full Resolution Attached)

Committee Report: The Finance Committee met on July 7, 2020 and voted 5-1.

The Chair noted this was an error and voting against is a vote against the error. Councilman Shively clarified this is not a vote on the bond amount it is a vote confirming the amount. Attorney Schopick explained a no vote is to reinstate the full amount of the CIP. Councilman Shively stated if Councilman Scinto wants to vote no he could. The Chair wanted to make sure he understood what he was voting on.

The clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio	X		
Bill Mecca	X		
Mike Miller	X		
Donna Seidell	X		
Mary Isaac	X		
Tony Scinto		X	
Keith Klain	X		
Kevin Shively	X		
Thomas Whitmoyer	X		

Jason Marsh	X
Carl Massaro	X
Eric Paulson	X
Lori Rosasco-Schwartz	X
Joanne Glasser-Orenstein	X
Steve Lemoine	X
Joe Gerics	X
Bruce Elstein	X
Joy Colon	X
Ashley Gaudiano	X
Lisa Valenti	X

**VOTE: ADOPTED 19-1 (AGAINST: Scinto)**

4. RESOLUTION TC28-83: Moved by Miller, seconded by Cantafio  
 BE IT RESOLVED, That the funding for a labor agreement between the Town of Trumbull and UPSEU-DPW Local 424 Unit 108 (Non-Supervisory) Highway & Parks Employees beginning July 1, 2019 and ending June 30, 2022 is hereby approved.

Committee Report: The Finance Committee met on July 7, 2020 and voted 4-1-1 (AGIANST: Scinto) (ABSTENTION: Rosasco-Schwartz)

The clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio	X		
Bill Mecca	X		
Mike Miller	X		
Donna Seidell	X		
Mary Isaac	X		
Tony Scinto		X	
Keith Klain	X		
Kevin Shively	X		
Thomas Whitmoyer	X		
Jason Marsh	X		
Carl Massaro	X		
Eric Paulson	X		
Lori Rosasco-Schwartz	X		
Joanne Glasser-Orenstein	X		
Steve Lemoine	X		

Joe Gerics	X
Bruce Elstein	X
Joy Colon	X
Ashley Gaudiano	X
Lisa Valenti	X

**VOTE: ADOPTED 19-1 (AGAINST: Scinto)**

Mr. McCarthy confirmed emergency legislation was not necessary.

- RESOLUTION TC28-84: Moved by Whitmoyer, seconded by Gaudiano  
BE IT RESOLVED, That the application to the State of Connecticut Department of Revenue Services (DRS) for the Neighborhood Assistance Act program is hereby authorized to include Connecticut Radio Information System (\$5,000), the Kennedy Center (\$150,000) and Make-a-Wish Foundation of CT (\$150,000); and First Selectman Vicki A. Tesoro, or her designee, is hereby authorized to submit such application and sign all related forms, contracts and reports in order to implement the Neighborhood Assistance Act program. (Full Resolution Attached) (*Public Hearing July 9, 2020 Town Council*)

Committee Report: The Finance Committee met on July 7, 2020 and voted unanimously.

The Chair OPENED the Public Hearing at 11:37 p.m.  
There was one (1) person who joined the meeting to speak. (Public Comment Attached)  
The Chair CLOSED the Public Hearing at 11:39 p.m.

Motion made by Massaro, seconded by Cantafio to ADOPT by unanimous consent.

**VOTE: ADOPTED by unanimous consent.**

Moved by Elstein, seconded by Whitmoyer to pass as Emergency Legislation.

Moved by Cantafio, seconded by Whitmoyer to pass by unanimous consent.

**VOTE: Motion CARRIED by unanimous consent.**

- RESOLUTION TC28-85: Moved by Massaro, seconded by Glasser-Orenstein  
BE IT RESOLVED, That Kathleen Champion of 39 Undercliff Road, be and the same is hereby appointed to the Western Regional Tourism District Board for a term extending to July 9, 2023.

Committee Report: The R&R Committee met on July 7, 2020 and voted unanimously.

Ms. Champion joined the meeting.

Moved by Whitmoyer, seconded by Cantafio to Adopt by unanimous consent.

**VOTE: ADOPTED by unanimous consent.**

Moved by Glasser-Orenstein to pass as Emergency Legislation.

Moved by Cantafio, seconded by Paulson to pass by unanimous consent.

**VOTE: Motion CARRIED by unanimous consent.**

7. RESOLUTION TC28-86: Moved by Colon, seconded by Whitmoyer  
BE IT RESOLVED, That the Building Committee Rules as adopted by the Town Council on November 10, 1981 be and the same are hereby amended by repeal of the last 2 sentences of Section 15.

Committee Report: The R&R Committee met on July 7, 2020 and voted unanimously.

Moved by Glasser-Orenstein, seconded by Cantafio to adopt by unanimous consent.

**VOTE: ADOPTED by unanimous consent.**

8. RESOLUTION TC28-87: Moved by Gericis, seconded by Cantafio  
BE IT RESOLVED, That the Town Council of the Town of Trumbull hereby establishes a Task Force to be known as the **EQUITY, DIVERSITY, AND INCLUSION TASK FORCE**. The purpose of this task force shall be to strengthen Trumbull's identity as a diverse, equitable, and inclusive community. The Task Force shall identify programmatic, community, and legislative practices with regard to racial, social, sexual, and gender equity and diversity. The Task Force shall consist of eight (8) members who shall be appointed by the Town Council. The Council shall first appoint four (4) members whose terms will run until the first Monday in December 2022 and four (4) members whose terms will run until the first Monday in December 2024. Thereafter all appointments shall be for a term of four (4) years each. The Task Force shall report to the Town Council at least quarterly and shall otherwise make recommendations for action as frequently as it deems appropriate.

Committee Report: Moved by Gaudiano, seconded by Marsh to waive the reading of the Committee Report. **VOTE: Motion CARRIED by unanimous consent.**

Councilman Lemoine stated the Council has heard from a number of people who are in favor of the Task Force. If you asked them how they wanted the make-up to be they would want a Task Force that is diverse in thinking and ethnicity. When you have a super majority party who decides who serves on the committee, diverse thinking can't be ensured. A Task Force that is biased with thinking in one direction is a committee that will not have everyone in the community's best interest. If he doesn't support the resolution it would be for that one reason, the process of selecting the people on the Task Force is flawed.

Moved by Lemoine, seconded by Scinto to amend by inserting the following language after "terms for (4) years each to read as, "The TC will take (4) recommended inputs from the Democratic Town Committee, (4) recommended inputs from the Republican Town Committee, and (4) recommended inputs from unaffiliated parties of the community. In case of more than 4 submittals from the unaffiliated, 2 members of the republican and 2 members of the democratic town council, will choose the (4) to represent the unaffiliated segment of our community. From this slate of possibly 8-12 people, the TC will vote on 8 people to serve on the task force."

Councilman Gaudio stated there are minority representation rules they have to follow, this cannot be a democrat or republican swept committee. People elect the Council to fill positions whether it is this committee or another and in doing so put their faith in the Council to fill and run the government to the best of their ability and would think we are above biased politics or political gains. Attorney Schopick explained per state statute an 8-member board or committee can have no more than 5 members of any one political party. Council Lemoine stated that provision doesn't impact his motion, when there is a super majority party there has to be bias. This committee has to represent every facet of the community, that can't be done if you have a biased super majority choosing the committee members. He wants this to be fair and he thinks those that want the Task Force want it to be fair. Those that are bucking this is as surprising to him as it is to the people who don't understand why some people don't want the Task Force. Why wouldn't you want a diverse Task Force? Councilman Gaudio stated they all do want that and urged all to go out into the community to find diverse voices that are representative across the board and bring those names and put them forth. Anybody who believes in the potential for this committee should have just as much of a right as anyone else and reminded Councilman Lemoine as of the other night he didn't want this committee. She was glad to see his opinion changed.

Councilman Scinto stated the history has shown filling boards and commissions has been a problem, it goes through all administrations. In the past others have made similar motions for other committees. If history is correct this will be a 5-3 board. Councilman Colon explained this isn't political, the people who spoke at this meeting are diverse, not only in what they look and sound like, what gender they are, who and how they represent political affiliations. This has nothing to do with that.

Councilman Isaac explained the majority is asking for a limited super majority and putting forth 7 districts and bringing that out to the community, for some reason people are saying minority representation is not a good thing, for her the more voices out there the better. It is not the case at all that a super majority wants to run this. There seems to be one case for minority representation and another case for the other. As was heard at this meeting this is needed in the community, there wasn't one person who came forward to say this wasn't a good thing. She would be shocked if this will be political, she believes good will come of this committee. This needs to happen and the community should be involved. It's a shame to put it out there that this will be political.

**Moved by Colon, seconded by Gaudio to call the question on the amendment.**

Attorney Schopick stated this is not a debatable motion.

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn			
Cantafio	X		

Bill Mecca	X		
Mike Miller	X		
Donna Seidell		X	
Mary Isaac	X		
Tony Scinto		X	
Keith Klain	X		
Kevin Shively	X		
Thomas Whitmoyer	X		
Jason Marsh	X		
Carl Massaro		X	
Eric Paulson	X		
Lori Rosasco-Schwartz		X	
Joanne Glasser-Orenstein	X		
Steve Lemoine		X	
Joe Gerics	X		
Bruce Elstein	X		
Joy Colon	X		
Lisa Valenti			X
Ashley Gaudiano	X		

**VOTE: Motion CARRIED 15-4-1 (AGAINST: Scinto, Massaro, Rosasco-Schwartz, Lemoine) (ABSTENTION: Valenti)**

The Clerk called the roll call vote on the amendment and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio		X	
Bill Mecca		X	
Mike Miller		X	
Donna Seidell		X	

Mary Isaac		X	
Tony Scinto	X		
Keith Klain		X	
Kevin Shively		X	
Thomas Whitmoyer		X	
Jason Marsh		X	
Carl Massaro	X		
Eric Paulson		X	
Lori Rosasco-Schwartz	X		
Joanne Glasser-Orenstein		X	
Steve Lemoine	X		
Joe Gerics		X	
Bruce Elstein		X	
Joy Colon		X	
Lisa Valenti			X
Ashley Gaudiano		X	

**VOTE: Motion FAILED 4-15-1 (AGAINST: Cantafio, Mecca, Miller, Seidell, Isaac, Klain, Shively, Whitmoyer, Marsh, Paulson, Glasser-Orenstein, Gerics, Elstein, Colon, Gaudiano) (ABSTENTION: Valenti)**

Councilman Gaudiano explained the Task Force was designed by a handful of Town Council members and community members as a means to enrich our community by promoting a welcoming and diverse Trumbull. It is focused on the important work of advancing Trumbull’s efforts to promote a cultural inclusion. It is her expectation the Task Force will take the next few months to do a scan pf the Town’s activities, make strategic recommendations to the Council to departments, boards and commissions and to look into implementing community programming that will foster diversity, equity and inclusion. This committee is not being set up as a witch hunt. We live in a world where diversity and inclusion should be celebrated, this committee is being put in place to make sure we are celebrating and continue to celebrate those things here in Trumbull. It is not a committee to point fingers at any department, it’s here to make recommendations on how we can improve the community. With the right group of committed individuals, young adults, parents, seniors, people of color, caucasians, LGBTQ individuals, democrats, republicans, and unaffiliated members of our community, the committee will be a strong

and vital body. We have seen successful models in surrounding communities, and have seen this successfully implemented in towns, states, universities, corporations across the country and the world. They have gone on to doing more than make recommendations they have partnered with town departments for community programming, such as essay contests, book clubs, trainings, art shows and more. As the committee is formed and populated and gets to work they will be engaged with this body, the community and elected officials in Town. She looks forward to supporting the initiative and the appointed members. The council heard from so many people at this meeting and online she urged anyone who is interested in sitting on the committee to reach out to herself or other Town Council members who want this to be full of energy with diverse voices and strong committee members of the community.

Councilman Colon added this Task Force may be a Town Council resolution but as heard from those that spoke during public comment this is community driven. Our Town is already diverse and this Task Force will continue to cultivate that with equitable considerations of inclusion. This isn't politics it's humanity yearning for their diversity to be celebrated and not tolerated. Of course the world stage is at the door in light of recent events, stop asking why, and start asking what now? She implored those that spoke this evening to reach out to the Town Council in its entirety as we are many voices and represent all of you, it doesn't matter the political affiliation. We are your representatives and have a job to do.

Councilman Massaro stated he listened to each person who spoke during public comment, each one gave the town accolades, they came here because it's a comfortable community to live in with a great award winning education, resources, work opportunities, and one of the top towns in America to live in. He wants to make sure that this Task Force will be blind to personal interests, political plays. He suggested borrowing something from the Charter Revision regarding the BOE, adding language such as, "no more than four (4) from one political party". We have always adopted some form of majority limitation in all of the bodies created.

**Moved by Massaro, seconded by Rosasco-Schwartz to amend by adding after 8-member board appointed by the Town Council the following language, "no more than four (4) from one political party".**

Councilman Massaro stated this motion was different than Councilman Lemoine's motion that had specific recommendations, this will ensure political diversity in the membership and no majority of one party. Councilman Geric stated this motion is very similar to the last motion they called the question on and voted against strongly. Political diversity does nothing to engender actual diversity which is proven by the makeup of the Council and government. He thinks it is important this group do a better job than our political parties have done for us in terms of our representation and hopes we can get past this and approve quickly. Councilman Massaro hoped most would support the motion since he had heard this would not be a political body.

Attorney Schopick explained the Task Force would fall under the purview of the FOIA, and is considered a governmental body as defined by the FOIA. The meetings will have to be open to the public, have minutes posted, agendas posted and he confirmed it is a committee that would follow the state statute that there can't be more than 5 members of one political party. The Council can determine that it would be not more than 4 members as Councilman Massaro's motion states. The FOIA doesn't cover that aspect.

Councilman Shively questioned if the committee isn't to be political why they were considering party affiliation and questioned what the difference is about equity, diversity and inclusion between different political parties, how do we look at that differently? Equity is equity and diversity is diversity. If it is a nonpolitical body limiting who can serve on the committee would be injecting partisanship. Councilman Massaro stated if there is no majority limitation to this as we have built into other committees, what is to say it won't be a political body? His motion seeks to make membership neutral. Councilman Klain stated it is already governed by state statute. Councilman Isaac asked if they could have a group as TPAUD where you don't know what someone's political affiliation is, since it is not a typical committee. Councilman Lemoine stated the motion takes the politics out of it. He wouldn't want down the road to have people point fingers and say we told you so. If we have 4-4 no one can say that. Councilman Gaudio stated the fact they are debating this politicizes it. Councilman Klain stated this was one of his issues with this being a body of the Council as it is governed by state statutes which injects politics. Councilman Miller noted half of Trumbull is unaffiliated voters, this conversation seems to preclude that. The makeup of the committee will encompass everyone from these political parties and how it will turn out will be that there are multiple people from democrats, multiple people from republicans and those that are unaffiliated. Councilman Scinto stated the circle of appointments over the years has never stopped no matter who was in office, if everyone supports the motion we could break this cycle. Councilman Gerics stated if you were to look at appointments over the years you would see a lack of diversity and that is something we need to change, this is an opportunity to do that, by assigning this to parties we will probably see more of the same, that doesn't represent what our community is and we need to do a better job. This is an opportunity to do that. Councilman Massaro stated unaffiliated voters have no party affiliation and could fill all 8 seats. His motion is a majority limitation intention, it ensures that one political party will not have the majority of seats. Councilman Colon stated the micromanagement continues to be a micro-invalidating of an issue from people who didn't want it to form.

**Moved by Colon, seconded by Elstein to call the question on the amendment.**

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn			
Cantafio	X		
Bill Mecca	X		
Mike Miller	X		

Donna Seidell		X
Mary Isaac	X	
Tony Scinto		X
Keith Klain		X
Kevin Shively	X	
Thomas Whitmoyer	X	
Jason Marsh	X	
Carl Massaro		X
Eric Paulson	X	
Lori Rosasco-Schwartz		X
Joanne Glasser-Orenstein	X	
Steve Lemoine		X
Joe Gerics	X	
Bruce Elstein	X	
Joy Colon	X	
Lisa Valenti	X	
Ashley Gaudiano	X	

**VOTE: Motion CARRIED 14-6 (AGAINST: Scinto, Klain, Massaro, Rosasco-Schwartz, Lemoine) (ABSTENTION: Valenti)**

The Clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio		X	
Bill Mecca		X	
Mike Miller	X		
Donna Seidell		X	
Mary Isaac		X	

Tony Scinto	X		
Keith Klain		X	
Kevin Shively		X	
Thomas Whitmoyer		X	
Jason Marsh		X	
Carl Massaro	X		
Eric Paulson		X	
Lori Rosasco-Schwartz	X		
Joanne Glasser-Orenstein		X	
Steve Lemoine	X		
Joe Gerics		X	
Bruce Elstein		X	
Joy Colon		X	
Lisa Valenti			X
Asley Gaudiano		X	

**VOTE: Motion FAILED 6-13-1 (AGAINST: Cantafio, Mecca, Isaac, Klain, Shively, Whitmoyer, Marsh, Paulson, Glasser-Orenstein, Gerics, Elstein, Colon, Gaudiano) (ABSTENTION: Valenti)**

Councilman Whitmoyer after looking at the name of the Task Force, trying to put a limit on for any affiliation undermines the reason we are trying to have it and thinks whether we bring them and encourage them to come before the Council to be vetted, they also need to understand as individuals we are looking to create an equal, diverse and inclusive group of 8 people, it's inherent in the name. Let's provide equity, diversity and inclusion to our process of vetting the individuals that will come before the Council and create something special. Councilman Shively stated it is unfortunate we are in this current situation where we have to try to politicize or depoliticize something that should never be political in the first place. If each of us was asked we would agree it shouldn't be a political issue, but in the end everything is to some extent and knows there will be some that will say this is political and hopes before anyone does that can we wait until we all work together to put this Task Force together and maybe we will all surprise each other, and put together a diverse Task Force that can do good things for our community.

Councilman Klain explained this is a political body governed by state statute, politics will be injected into by how we make selections, we haven't given it a best chance of success by how it's been rolled out, and the brief is too large and generic. There are no measures for success. If we value this we should apply a budget, this would be better in the community and out of the first selectman's office and Town Council. He would have liked to have seen this sent back to committee to see how it would be implemented and its scope, we aren't setting it up for success. Councilman Shively stated waiting to get everything perfect reminds him of Martin Luther King's word when he wrote from jail, "Too often the word wait really means never." He doesn't want to lose this opportunity to do something good for the community.

**Moved by Shively, seconded by Gerics to call the question**

The clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio	X		
Bill Mecca	X		
Mike Miller	X		
Donna Seidell	X		
Mary Isaac	X		
Tony Scinto	X		
Keith Klain		X	
Kevin Shively	X		
Thomas Whitmoyer	X		
Jason Marsh	X		
Carl Massaro	X		
Eric Paulson	X		
Lori Rosasco-Schwartz		X	
Joanne Glasser-Orenstein	X		
Steve Lemoine		X	
Joe Gerics	X		
Bruce Elstein	X		
Joy Colon	X		
Ashley Gaudiano	X		
Lisa Valenti	X		

**VOTE: Motion CARRIED 17-3 (AGAINST: Klain, Rosasco-Schwartz, Lemoine)**

The clerk called the roll call vote and recorded it as follows:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>
Dawn Cantafio	X		
Bill Mecca	X		
Mike Miller	X		
Donna Seidell	X		
Mary Isaac	X		
Tony Scinto	X		
Keith Klain			X
Kevin Shively	X		
Thomas Whitmoyer	X		
Jason Marsh	X		
Carl Massaro	X		
Eric Paulson	X		
Lori Rosasco-Schwartz	X		
Joanne Glasser-Orenstein	X		
Steve Lemoine	X		
Joe Gerics	X		
Bruce Elstein	X		
Joy Colon	X		
Ashley Gaudiano	X		
Lisa Valenti			X

**VOTE: ADOPTED 18-0-2 (ABSTENTION: Valenti, Klain)**

9. RESOLUTION TC28-88: Moved by Isaac, seconded by Cantafio  
 BE IT RESOLVED, That a special election shall be held on November 3, 2020 in the Town of Trumbull to fill the vacant Board of Education seat created by the resignation of Kathleen Fearon, for the remainder of the term ending the first Monday in December, 2021. The Town Clerk and the Registrars of Voters are directed to establish the ballots, polling places and dates for party endorsement and a primary election, if necessary, pursuant to law.

Committee Report: The R&R Committee met on July 7, 2020 and voted unanimously.

Moved by Massaro, seconded by Cantafio to adopt by unanimous consent.

**VOTE: ADOPTED by unanimous consent.**

The Chair extended her gratitude to everyone for a great effort.

ADJOURNMENT: There being no further business to discuss and upon motion made by Cantafio, seconded by Colon the Trumbull Town Council adjourned by unanimous consent at 12:34 a.m.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Margaret D. Mastroni".

Margaret D. Mastroni  
Town Council Clerk

## FULL RESOLUTIONS

### RESOLUTION TC28-81:

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF TRUMBULL AUTHORIZING THE EXECUTION AND DELIVERY OF AN EQUIPMENT LEASE/PURCHASE AGREEMENT WITH RESPECT TO THE REFINANCING AND LEASING OF CERTAIN EQUIPMENT FOR THE PUBLIC BENEFIT WITHIN THE TERMS PROVIDED HEREIN; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION.

WHEREAS, THE TOWN OF TRUMBULL (the Governing Body) (the “*Lessee*”), a Municipality duly organized and existing as a political subdivision, municipal corporation or similar public entity of the State of CONNECTICUT, is authorized by the laws of the State of CONNECTICUT to acquire, finance, refinance and lease personal property for the benefit of the Lessee and its inhabitants and to enter into contracts with respect thereto; and

WHEREAS, the Lessee desires to refinance and lease certain equipment that have been acquired, installed and financed pursuant to Prior Leases (as defined in the Agreement) with a cost not to exceed \$4,671,000 constituting personal property necessary for the Lessee to perform essential governmental functions (the “*Equipment*”); and

WHEREAS, in order to refinance such Equipment, the Lessee proposes to enter into that certain Equipment Lease/Purchase Agreement (the “*Agreement*”) with Banc of America Public Capital Corp (or one of its affiliates), as lessor, (the “*Lessor*”), the form of which has been presented to the governing body of the Lessee at this meeting; and

WHEREAS, the governing body of the Lessee deems it for the benefit of the Lessee and for the efficient and effective administration thereof to enter into the Agreement and the other documentation relating to the refinancing and leasing of the Equipment to be therein described on the terms and conditions therein and herein provided;

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the governing body of the Lessee as follows:

*Section 1. Findings and Determinations.* It is hereby found and determined that the terms of the Agreement, in the form presented to the governing body of Lessee at this meeting, are in the best interests of the Lessee for the refinancing and leasing of the Equipment.

*Section 2. Approval of Documents.* The form, terms and provisions of the Agreement are hereby approved in substantially the forms presented at this meeting, with such insertions, omissions and changes as shall be approved by the First Selectman and/or the Director of

Finance of the Lessee or other members of the governing body of the Lessee executing the same, the execution of such documents being conclusive evidence of such approval; and the Director of Finance of the Lessee is hereby authorized and directed to execute, and the Town Clerk of the Lessee is hereby authorized and directed to attest, the Agreement and any related Exhibits attached thereto and to deliver the Agreement (including such Exhibits) to the respective parties thereto, and the Town Clerk of the Lessee is hereby authorized to affix the seal of the Lessee to such documents.

*Section 3. Other Actions Authorized.* The officers and employees of the Lessee shall take all action necessary or reasonably required by the parties to the Agreement to carry out, give effect to and consummate the transactions contemplated thereby (including the execution and delivery of a tax certificate and agreement, as contemplated in the Agreement) and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Agreement.

*Section 4. No General Liability.* Nothing contained in this Resolution, the Agreement nor any other instrument shall be construed with respect to the Lessee as incurring a pecuniary liability or charge upon the general credit of the Lessee or against its taxing power, nor shall the breach of any agreement contained in this Resolution, the Agreement or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Lessee or any charge upon its general credit or against its taxing power, except to the extent that the Rental Payments payable under the Agreement are limited obligations of the Lessee, subject to annual appropriation, as provided in the Agreement.

*Section 5. Appointment of Authorized Lessee Representatives.* The First Selectman and the Director of Finance of the Lessee are each hereby designated to act as authorized representatives of the Lessee for purposes of the Agreement until such time as the governing body of the Lessee shall designate any other or different authorized representative for purposes of the Agreement.

*Section 6. Severability.* If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

*Section 7. Repealer.* All bylaws, orders and resolutions or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency with respect to this Resolution. This repealer shall not be construed as reviving any bylaw, order, resolution or ordinance or part thereof.

*Section 8. Effective Date.* This Resolution shall be effective immediately upon the posting of this approval on the website of the Town of Trumbull. This Resolution shall be effective immediately upon its publication (emergency legislation).

RESOLUTION TC28-82:

**AS AMENDED BY BOARD OF FINANCE**

**RESOLUTION APPROPRIATING \$7,332,000 FOR THE TRUMBULL (TOWN) CAPITAL IMPROVEMENT PLAN 2020-2021 AND AUTHORIZING THE ISSUE OF \$7,332,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE**

Section 1. The sum of \$7,332,000 is appropriated for the planning, acquisition and construction of the various projects comprising the Trumbull (Town) Capital Improvement Plan 2020-2021, as adopted and amended by the Town Council from time to time, and consisting of: (i) roadways; (ii) Public Facilities including Town Hall, Public Works Yard, EMS Building, Senior Center, (iii) Park improvements, (iv) Fleet and Equipment; (v) other projects, including economic development and various road and drainage improvements and engineering; and including appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within said appropriation, and for administrative, advertising, printing, legal and financing costs to the extent paid therefrom. Said appropriation shall be in addition to grant funding and all prior appropriations for said purpose. The Town Council may by resolution transfer funding herein among authorized projects within the 2020-2021 Town CIP, and the First Selectman's office may transfer among projects amounts not exceeding 10% of the CIP funding by purpose as last approved by the Town Council.

Section 2. To meet said appropriation \$7,332,000 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the twentieth year after their date. Said bonds may be issued in one or more series as determined by the First Selectman and the Town Treasurer (hereafter the Town Officials), and the amount of bonds of each series to be issued shall be fixed by the Town Officials, provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. Capital project revenues, including bid premiums and investment income derived from investment of bond proceeds (and net investment income derived from note proceeds) are authorized to be credited by the Director of Finance to the project account and expended to pay project expenses customarily paid therefrom. The remaining appropriation and bond authorization shall be reduced by the amount of capital project revenues so credited. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the Town and such combined issue shall be in the denomination per aggregate maturity of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Town Officials, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Town

Officials, and be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford. They shall bear such rate or rates of interest as shall be determined by the Town Officials. The bonds shall be general obligations of the Town and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. The aggregate principal amount of the bonds to be issued, the annual installments of principal, redemption provisions, if any, the date, time of issue and sale and other terms, details and particulars of such bonds, shall be determined by the Town Officials, in accordance with the General Statutes of the State of Connecticut, as amended.

Section 3. Said bonds shall be sold by the Town Officials, in a competitive offering or by negotiation, in their discretion. If sold at competitive offering, the bonds shall be sold upon sealed proposals, auction, or similar competitive process at not less than par and accrued interest on the basis of the lowest net or true interest cost to the Town. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least five days in advance of the sale in a recognized publication carrying municipal bond notices and devoted primarily to financial news and the subject of state and municipal bonds. If the bonds are sold by negotiation, the provisions of purchase agreement shall be approved by the Town Officials.

Section 4. The Town Officials are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be payable at a bank or trust company designated by the Town Officials, be approved as to their legality by Joseph Fasi LLC, Attorneys-at-law, Bond Counsel of Hartford, and be certified by a bank or trust company designated by the Town Officials, pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the project. Upon the sale of said bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The Town (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and after the date of passage of this ordinance in the maximum amount and for the

capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the Issuer. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or her designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 6. The Town Officials, are hereby authorized to exercise all powers conferred by section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this resolution.

Section 7. It is hereby found and determined that it is in public interest to issue all, or a portion of, the Bonds, Notes or other obligations of the Town as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The Town Officials are hereby authorized to issue and utilize without further approval any financing alternative currently or hereafter available to municipal governments pursuant to law including but not limited to any "tax credit bonds" or "Build America Bonds" including Direct Payment and Tax Credit versions.

RESOLUTION TC28-84:

Whereas, the State of Connecticut Department of Revenue Services (DRS) offers funding to tax exempt organizations in the form of tax credits; and

Whereas, tax credits are given to eligible corporations who contribute funding to support specific programs and services of the tax exempt organizations; and

Whereas, programs supporting job training, low income residents, senior residents, residents with disabilities, child care services, or open space acquisition offer a 60 percent credit and energy conservation programs offer a 100% credit; and

Whereas, the 2020 application will include Connecticut Radio Information System (\$5,000), the Kennedy Center (\$150,000) and Make-a-Wish Foundation of CT (\$150,000); and

Whereas, the town of Trumbull serves as the applicant and liaison to the Department of Revenue Services on behalf of the tax exempt organizations.

Now, therefore, be it resolved by the Town Council:

1. That it is cognizant of the application to the State Department of Revenue Services for the Neighborhood Assistance Act program; and,
2. That Vicki A. Tesoro, or her designee, is authorized to submit such application and sign all related forms, contracts, and reports in order to implement the Neighborhood Assistance Act program.

## Public Comment

1. Sujata Gadkar-Wilcox joined the meeting and spoke in support of the EQUITY, DIVERSITY, AND INCLUSION TASK FORCE. The Task Force will be staffed by volunteers, make recommendations to the Town Council and will be designed to ask questions about equity, diversity and inclusion in our town. She was surprised there would be an objection to this. Trumbull is a wonderful community with people who are thoughtful and kind, willing to take the time to serve our town in many different ways. We must have humility to know we all have different experiences and we can't know the experiences of others unless we inquire and listen. Now is the time to listen with those that have shared experiences of being marginalized. This will demonstrate compassion and better understanding of one another. This Task Force is designed to exactly do that to inquire and to listen. Now is the time and extended her gratitude for putting it together.

The Chair explained per the rules of the Town Council public comment is for items on the agenda only.

2. Ellie Grasso spoke in support of the EDIT TASK FORCE and is proud of the Town Council and the work it is doing to celebrate diversity in our town, she lived in NYC for over twenty years. When she moved to Trumbull, she learned and experienced the diversity we have in our town, it was a gift for her and continues to be a gift. This is a time when all over the country we are reckoning with history that needs to be reckoned with and knows the Task Force will help to make sure everyone in our town has a positive experience and supports the work of the Task Force and the Council. She extended her gratitude for this.
3. Amanda Wagner of 43 Beech Street introduced herself, she has been a resident since 2018 and lived in the surrounding area since 2015, she has a bachelors in political science and a masters in higher education administration which allowed her to explore and research how identity plays a crucial role in a person's development throughout their lifetime. She wasn't present to speak on identity and inclusion specifically, but did want to bring her knowledge as a resident to support EDIT, the EQUITY, DIVERSITY, and INCLUSION TASK FORCE. Since she turned 18 she has always exercised her right to vote in every state and local election, getting absentee ballots when she was away at school. She also attended BOE meetings to be able articulate her opinion within the town. She knows the value of a citizen's voice and a town that truly listens to it. Her choice to move to Trumbull was because of the sense of community and belonging that was demonstrated by other residents and its strong education system for her daughter. She is a family of mixed races, she is Latina. In the last two years living in Trumbull she has struggled with feeling represented by the town, while she votes, donates and attends community events she hasn't gotten involved in the way she wants to because she doesn't see Latin folks represented in the town and doesn't see the Town Council representing the entire community, we are missing a great opportunity. Questions she thinks about are who

represents her, and who represents our black indigenous people of color. Who represents the identities that aren't visibly seen through our skin tone? The creation of the EQUITY, DIVERSITY, AND INCLUSION TASK FORCE and being tasked by the community members and council will represent the entire community. We need to listen and not stifle for the necessary learning to take place. This is a great way for people to volunteer their time to help our community and make suggestions. We will get stronger and be a leader both locally and statewide. The Task Force isn't only about race and racism, it's talking about the impact on our citizens that have identities that aren't visible by illustrating our acceptance and inclusion. She has seen some of the comments where community members have opposed this Task Force, it is important to note those are clear examples as to why we need this Task Force in our town. Trumbull is a wonderful place to live, but it is a time for us to unite and recognize these areas of growth in order to be a better, and stronger community. This will help the community, children and government grow more knowledgeable and inclusive becoming a stronger role model in other areas to follow.

4. Tom Lee of 29 Cobblers Hill Road the Ethics Commission Chairman who has served for twenty years was present and spoke to three areas of the Charter Revision Draft Report that he disagrees with. He trusted the Town Council would take these comments to heart. He appreciates the work of the 2020 Charter Revision Commission. They did a tremendous job in recommending a deletion of certain procedural requirements that have existed in the Charter that are in opposition of state statute and what the Code states creating some confusion among some individuals. The three areas are as follows:

- Pages 14-16 of the Draft Report - Mr. Lee suggested not adding the word "material" to Chapter VII, section 17 B, (ii).

The word material violations doesn't currently exist. He wrote a letter to the commission where he indicated they have 6 current Ethics Commission members, 5 regular and 1 alternate, of the 5 regular members 4 objected to this change, one said he wasn't going to take a stand on it and the alternate was in favor if the change. Mr. Lee doesn't know the need for the change or the good effect it would have, but he can think of bad/improper things that could happen because of it. The members of the commission are saying they don't have a problem and would like it left alone. "Material" is defined by dictionaries as "essential, significant or a substantial import".

When a complaint comes to the commission, the facts are stated, or it may state that it's a violation of a part of the Ethics Code or it may not and they are left with the devices to figure out what is being asked for, what is being complained of and what is being said. They don't ask the question, "If this is important or is this not so important?" This provision would be telling the people of Trumbull that they will be looking as an Ethics Commission as to whether or not they deem the complaint that important. The Ethics Commission is not overworked, in the twenty years he has been on the

commission he doesn't recall ever receiving a petty or an immaterial complaint. Recently they had a complaint come in that many people didn't think was that important, but upon investigation they determined unanimously that it in fact did, it took time and effort. When a complaint comes in it's their job to investigate, after which they may dismiss it for lack of probable cause or because it's not a violation by a person who is subject to the code. Once it is accepted and have determined probable cause it goes to the next level which is a hearing in public.

They complete their investigation on the basis of executive session, they look at the complaint, try to talk to individuals, and fully investigate it prior to voting on probable cause. They don't investigate after probable cause. There is a Scribner's' error where the Charter Revision speaks to a full investigation after probable cause, that doesn't happen and is not a requirement. The effect on the public will be greater than anticipated, it's difficult enough for a member of the public to pick up their pen, as it has to be in writing and sworn to and deliver it to the commission and may have to get in public at some point to explain why they have a problem with somebody and something. He suspects that if they risk that they will be told that their complaint isn't important, not essential and not significant this will have an effect on the public which is nt the effect we want to instill and make sure our members of the citizens will pick up their pens and draft a complaint appropriately without fear someone criticizing them for making an unimportant complaint. CGS Section 7, 148 H states with respect of the formation of an Ethics Commission that the investigation, they are requires to investigate allegations of unethical conduct etc., it doesn't say investigate allegations of material ethical conduct.

- Chapter VII, 17 C - The change with regard to "at the discretion of the Ethics Commission, may be referred to appropriate criminal authorities". He noted that the Code says and the Charter has been silent, "if there is potential criminal conduct or potential violation of criminal conduct will be referred to the appropriate criminal authorities. This provision changes it by making it not mandatory. He doesn't understand why it wouldn't be left mandatory.
  - Chapter VII, 17 D - Cross Examination – Due process is spelled out in the Ethics Code completely. He doesn't understand why it's duplicated in the Charter as it is already in the Code, if you are trying to bring due process into the Charter, it should be for both the complainant and the respondent.
5. Carla Volpe 143 Ceil Road thanked the Town Council for their work she is happy for the formation of the EDIT Task Force. We are a town with much to offer, growth is never stagnant and thinks this committee will support our already wonderful town. It will give our neighbors a governmental platform for their voices. Diversity, Equity and Inclusion affects so much of our town, the town and BOE hiring practices, police relations, housing, economic development and the arts. She believes the Task Force

will be a pillar of strength in the community for all. As a Trumbull resident concerned about the political conversation in our state and country, she believes in Trumbull we can take a positive step forward by creating the task force and stands in strong support of the resolution.

6. Heather Miller of 19 Lindberg Rd. spoke in support of the resolution for the EDIT Task Force. For the past few weeks the sentiment that Trumbull doesn't have a problem with racism has been echoed over and over again by some, she wishes that were true, instead racism thrives here just as it does in every corner of the nation. No place is immune especially a predominantly white town in CT. We live in one the most racially segregated states in the country. In 2015 2 of 3 people of color in CT lived in 15 of the state's 169 municipalities. In southwest CT the divide between rich and poor is wider than anywhere else in the country, that's the result of institutionalized racism within local zoning laws, banks, and the real estate and rental market. Because it's in the air we breathe, it's in each and every one of us. For those who believe this resolution doesn't go far enough or is overly broad she agrees with them, but don't let the perfect be the enemy of the good, this is a beginning not an end. Lastly many would be heartened to see a unified yes vote on this tonight. This is not a partisan issue it's a human issue. It's not just needed it's overdue. We live in a wonderful town but we can also be better.
7. Marshal Marcus of 91 Stonehouse Road is a member of the Economic & Community Development Commission was but was not speaking on behalf of his commission. He spoke in favor of the EDIT Task Force but is opposed as to how it's made-up noting that committees of the Council shouldn't be planned with 4 year terms rolling and extend beyond an elected council. This belongs as a committee of the Town and should be incorporated into the Charter. The Chair noted this is not a committee of the council, the resolution is forming the committee and is not a body of the Council such as a building committee. No members of the council will serve on the committee.
8. Tara Figuerora of 105 Grove St. supports the Equity, Inclusion and Diversity Task Force. The importance of equity and inclusion cannot be understated, many global organizations invest in diversity initiatives because the benefits of having a wider array of perspectives adds real value to problem solving and economic development. Studies show that organizations that have more diverse talent and representation result in better outcomes and innovations. This will give the town a competitive advantage and ensure that Trumbull is a community that represents all of its community. She understands sometimes privilege affords luxury for such a Task Force to feel like a choice, for many minorities such as herself don't feel that luxury. This Task Force is imperative to unify the town especially as we find our society in crisis on multiple fronts.
9. Tony Silber of 43 Stag Lane is a member of the Planning & Zoning Commission but spoke on his own behalf. He spoke in favor of the EDIT Task Force as it's a positive step for a forward thinking town. A Task Force could review library holdings and

programming to ensure broader perspectives are presented, it could do the same with the school curriculum. In both cases we could stress the value of diversity in American History which is a lynch pin of our history and should be emphasized and focused on. It could examine how we present our history here in Trumbull, with a review of commemorative plaques, statues and the like. Have we overlooked anyone, are there difficult chapters in our own history that we haven't addressed, can we do better. A Task Force can look into ways where we can work more in harmony in cooperation with all of our neighbors of the surrounding towns. A regional approach to our economic development and many other things is important to a success of a town. He noted the population of South Asian people has grown over the last ten years. Is there way to make them feel as though the public life of the community includes them?

10. Lincoln Johnson of 550 White Plains Road has been a resident for 3.5 years and is calling in support of the Task Force and like many have said before him this will bring about policy change that will implement systemic changes for lifelong justice, inclusion and equity, which did not exist on a wide scale previously. He thanked the council for the opportunity to speak.
11. Wayne Winston of 78 Berkshire Avenue has been a resident for many years as well as his family. They have people who been here 40-50 years, there has been a marked change in Trumbull with diversity, he sees many other flavors coming to Trumbull. His daughter went to Middlebrooks as well as THS and didn't have such a great experience, these are things we don't have to overlook anymore. He is a regular contributor on WICC, even they are seeing how important it is to discuss racism in America, every Wednesday you can listen from 11:30a.m.-12:00 noon to discuss these things with the listeners, as well as on News 12. Trumbull has a chance to be on the cutting edge of getting things right. Some people are still in the horse and buggy, the world is changing, the young people are out there marching, black and white. It's their civil rights movement. Based on what some people are posting if you are looking from the outside in would you want to move here? He knows there are great people in Trumbull, he knows there have been challenges with the police department because in another life he was vice-president of the NAACP in Bridgeport. He knows we can makes things better and is 1,000% in support of the EDIT Committee. Everyone he has met in there has the best interests of Trumbull in mind and it's so important to take advantage of this because we have a chance to be a role model for the state and the country. There are people figuring out what is going on and he spoke to the research they have done that has to do with education and how we can have a good experience with black and white children together, teaching with sensitivity. Have teachers know how to prepare a lesson plan when you have a mixed room. His daughter had a horrible time, kids made fun of her and laughed at her. We can be better, George Floyd has given the world a chance to look at race again in a way no one ever thought about 3 months ago and thinks we are in that time of change. Mr. Winston offered if there was anything he could do even to help the Town Council or the EDIT Committee he would be more than happy to help. He knows that there are people on the opposite side and he hates that they are so mean and angry, but all we

want to do is make Trumbull a better place. His phone and door is open, we can organize people in the right way, with no drama, just all love because love conquers all and he thinks we will be ok.

12. Julia MacNamee of 256 Booth Hill Road has lived in Trumbull for 25 years. Between the rally at Town Hall, the march organized by the teenagers and the speakers here tonight she feels happy about our town. People misunderstand and think this is a criticism of Trumbull, she doesn't think that is what this is at all. This is a sign that people care about equity and equality. She spoke in favor of the Equity Commission as an educator, because she has been a teacher in Westport for many years and is a literacy director in Hamden k-12<sup>th</sup> grade. There are so many areas that this is worth looking at in all schools, we start by looking at hiring's, are we hiring people of color for our children to be taught by, people who are differently abled, there are many ways we can look at our hiring practices, children should have teachers that look like them. Another area is tracking, studies show that children of color are often tracked into lower classes, this is just so inequitable. We want all children to have an equal chance in their lives. The studies show us we all have implicit bias, children of color are disciplined differently than children who are white, children of color are often punished more harshly. This is detrimental for children this isn't saying people of Trumbull are more racist than anywhere else, this is saying that this is something we all have inside of us, and sometimes we're not even understanding why. For her a literature person, the most important thing is that all children have books and curriculum that reflect them and take them to different places, it is called windows and mirrors. Children have a right to read about people like themselves, to look in mirrors and they have the need to see people who aren't like them, looking through windows. We need to look at our curriculum, text book selection and our independent reading selections, to make sure our children are able to enjoy diversity through all their years in school. This is just one aspect of Trumbull that she hopes will be looked at by this group. She is very proud of her town and hopes this moves forward.
13. Chris Powell spoke in support of the EDIT Committee, he has lived in Trumbull almost his entire life, and he is 16 almost 17 years old. He has been disappointed with his education. He is a former honors US history student and learned practically nothing on African American history, all they talked about was slavery and segregation. That's not reality, racism is still prevalent in our society today including Trumbull. Racism doesn't just go away because Obama was elected. He is looking at education reforms and more diverse inclusion for the people of Trumbull. He is an African American citizen of Trumbull and it breaks his heart to see that it took the killing of George Floyd for this to happen. This is long overdue.
14. Sue Neil of 284 Unity Road has lived in Trumbull most of her life, she grew up here and came back to raise her kids here. The reason she did was because she has two biracial sons and based on her experience growing up here she thought Trumbull would be the perfect place to raise them. It was and it wasn't. Trumbull seems to have gotten more racist over time which is interesting to her instead of progressing the other way. It's still a wonderful town, her children got great educations, her oldest

went on to get his masters at NYU. She fully supports the EDIT Task Force especially after seeing what people are writing in response to it. She was horrified by what she saw, how could anyone be against education and exposure and just trying to do better. She heard comments such as, "They had the rally what more do they need?" We need quite a bit more. Some of the comments have been why did it take so long and why did it take George Floyd, she thinks part of the reason is because most white people, even if they're very good and not racist just don't know what is going on, they're not exposed to it and don't see it or fully understand systemic racism. They need the education and exposure. Watching what happened to George Floyd and watching the cop with his knee on his neck for that long woke a lot of people up and made a lot of people sit up and question what is going on. This Task Force is so necessary and can do nothing but good and doesn't understand why anyone would be against it. It can only benefit everyone, people of color, minorities, white people everyone can serve to benefit from this and make the town a better place and more inclusive for everyone.

15. Ashley Pascarella of 9 South Gate Road has lived here for two years, she has a toddler, the town is lovely, the parks are lovely and people seem very nice. She has noticed a large lack of diversity in the town in general. She is from Indiana which is a different world than here and wanted to move away from that. She saw the comments about the Task Force and how they don't think it's necessary. She is 100% in favor of the EDIT Committee, but also having a child wants to understand diversity and be exposed to diversity and wants people here to understand it too. We all have a lot to learn. The future of our town is younger people, the up and coming community is going to make this town go forward and hopes that putting the Task Force into effect will open people's eyes a bit and break down some of the walls in the community for people of color or those that don't feel properly represented. She is really hopeful this Task Force will do that for the community

## TC 28-84 PUBLIC HEARING COMMENT

There was one person who joined the virtual meeting.

1. Nicole Plummer of 126 Suzanne Circle wanted know why the Kennedy Center was being supported since it wasn't a local business. Ms. Bakalar explained that it was located in Trumbull on Reservoir Avenue, it is a non-profit that services people with disabilities.