

ROBINSON & COLE_{LLP}

MEMORANDUM

To: Michael Maniscalco, Town Manager

From: Bruce B. Barth
Cynthia Christie

Date: February 20, 2013

Subject: Amendment Regarding Ineligible Temporary Employees

You asked whether proposed Amendment No. 3 (the "Amendment") to the Town of East Hampton Retirement Income Plan (the "Plan") could be adopted during February 2013 retroactive to January 30, 2013. The Amendment creates a class of ineligible temporary employees, specifies that no contributions will be made to the Plan by this group, and states that no hours of service performed or amounts earned as an ineligible temporary employee will be considered for purposes of the Plan.

Governmental retirement plans may typically be amended as late as the last day of the plan year for which a change is effective, provided that such amendment does not result in a reduction of contractually promised benefits that have been earned prior to the amendment's adoption date. The Plan's plan year is the calendar year, which means that any amendments taking effect during 2013 must be adopted no later than December 31, 2013. Accordingly, the key question in determining whether the Amendment may be retroactively adopted is whether the adoption of the Amendment in February results in a loss of contractually promised benefits earned during the period from January 30, 2013 to the date the Amendment is adopted by the Town Council.

It is our understanding that the Amendment is intended to clarify that individuals employed in temporary contract positions are ineligible to accrue benefits under the Plan. It is our further understanding that, although the Amendment is intended to broadly apply to all individuals in such a temporary contract position, the impetus for the retroactive adoption of the Amendment is a particular temporary contractual employment arrangement with a former regular, full-time employee. This employee is the only individual currently employed as an ineligible temporary employee. The employee in question terminated regular employment with the Town on January 30, 2013, and returned to work as a temporary contract employee on January 31, 2013 under an employment agreement executed on that date.

It is our understanding that the employment agreement between the Town and the individual in question specifically provides that the individual will not be eligible to participate in the Plan during the period of temporary employment, and that any hours of work performed or wages earned during the period of temporary employment will not be considered for purposes of the Plan. As a result, it seems clear that there is no contractual obligation to provide additional

ROBINSON & COLE_{LLP}

retirement benefits during such individual's period of temporary employment. Accordingly, retroactively adopting the amendment will not have the effect of reducing a contractually promised, earned benefit for the ineligible temporary employee in question.

The amendment also provides that an ineligible temporary employee may not make contributions to the Plan. Although the employment agreement for the individual in question does not address the obligation to make contributions to the Plan, the retroactive adoption of this provision does not result in a cutback as it does not involve the accrual of benefits. It is also consistent with the Amendment's provision that no credit is earned for periods of employment as a temporary contract employee.

Please let us know if you have any questions.

AMENDMENT NO. 3
TO THE
TOWN OF EAST HAMPTON
RETIREMENT INCOME PLAN

The Town of East Hampton Retirement Income Plan (the "Plan") is hereby amended effective January 30, 2013, pursuant to Section 15.1 of the Plan as follows:

I.

Article I of the Plan is amended by adding the following new sentence to the end of Section 1.8:

In no event shall Average Annual Earnings include amounts earned by an individual while classified as an Ineligible Temporary Employee.

II.

Article I of the Plan is amended by adding the following new sentence to the end of Section 1.14:

The term "Eligible Employee" shall also exclude Ineligible Temporary Employees.

III.

Article I of the Plan is amended by adding the following new Section 1.25A:

1.25A. "**Ineligible Temporary Employee**" means an individual employed by the Town in a temporary capacity who is determined by the Town, in its discretion, to be ineligible to participate in the Plan.

IV.

Article III of the Plan is amended by adding the following new subparagraph (3) to Section 3.2(d):

(3) periods during which he is classified as an Ineligible Temporary Employee.

V.

Article IV of the Plan is amended by adding the following new sentences to the end of Section 4.2:

No Pick Up Contributions shall be required with regard to periods during which an individual is classified as an Ineligible Temporary Employee.

VI.

Article V of the Plan is amended by adding the following new paragraph to the end of Section 5.5:

Notwithstanding the foregoing, any Participant who opts to retire from employment under this Section 5.5 shall be considered to have retired for purposes of this Section if he has ended his employment as a full-time, regular employee on or before January 30, 2013, regardless of whether he subsequently returns to employment as an Ineligible Temporary Employee. Such former Participant shall be considered retired for all other purposes of this Article V, including eligibility to receive the normal retirement benefit as provided under Section 5.2(b) above, on the date following his termination of all employment, including employment as an Ineligible Temporary Employee, with the Town. Payment of benefits to such former Participant shall commence as provided in Section 5.4.

VII.

If there shall be any inconsistency between the provisions of this Amendment No. 3 and the provisions of the Plan as amended through Amendment No. 2, this Amendment No. 3 shall control.

Executed this ____ day of _____, 2013.

TOWN OF EAST HAMPTON

By: _____
Its

**TOWN OF EAST HAMPTON CT
TAX INCENTIVE**

Section 1. Purpose:

To formally establish a tax incentive program in accordance with Section 12-65b of the Connecticut General Statutes that will entice new businesses and jobs while promoting local business expansion in the Town of East Hampton. With the intent for long term growth and diversification of the tax base while encouraging and maintaining the East Hampton high quality of life.

Section 2. Definitions:

Tax Abatement- The reduction of taxes on a property.

Anniversary- The reoccurring date when a tax abatement was awarded by the Town Council.

Section 3. Qualifying businesses:

- a. The following types of businesses shall receive priority consideration for development incentives:
 - I. Family owned and operated businesses
 - II. High technology firms.
 - III. New retail businesses.
- b. Acceptable & Viable business- Applicants must meet the following:
 - I. Possession of a good, recent environmental track record or through relocation to an area with appropriate infrastructure, begin meeting its environmental responsibilities.
 - II. A business that fits meets all requirements of the Plan of Conservation and Development.
 - III. Fits within all zoning regulations as determined by Planning & Zoning Commission.
 - IV. Endorsed as a viable business by the Economic Development Commission.
 - V. Minimum investment of \$XXX. This investment can include the building or renovation of a structure over the dollar amount of \$XXX.
 - VI. Minimum job creation of XXX FTE jobs within the Town of East Hampton.
 - VII. Provision of a solid financial base and growth potential as demonstrated through the development of a comprehensive business plan.
 - VIII. Property must be owned by the applicant but renovations of existing structures or building of new structures cannot have started at the time of application review.
 - IX. Applicant or any associated organization cannot owe any back taxes for this or any other property in the Town of East Hampton verified via a letter from the Tax Collector at the time of application

- i. The applicant is responsible for all endorsements, associated letters, reports and documents required for the application.
- ii. Receipt of written endorsement, associated letters, reports and documents must be supplied to the Town Council at the time of consideration.

Section 5. Tax abatement: The Town Council of East Hampton shall abate **X** percent of taxes per every **\$XXX** worth of investment above the minimum investment.

Section 6. Term: The Council will award the Abatement for a 3 year interval. An applicant cannot reapply for the abatement again if they received a abatement within a 5 year period. For documentation purposes the Anniversary date will be considered the beginning of the year for

Section 7. Reporting for Abatement recipients: The Town of East Hampton will require specific information regarding businesses that are awarded a tax abatement on a yearly basis. The following is required information:

- X. Physical location of business on the anniversary date.
- XI. Current applicant phone number and address.
- XII. Number of current employees.
- XIII. Number of current employees who have a permanent residence in East Hampton.
- XIV. A brief narrative as to how the tax abatement has helped their business grow in East Hampton.

Reports are to be submitted to the Town Managers office for retention and dissemination to the Town Council.

DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT
 STATE OF CONNECTICUT
 (AN EQUAL OPPORTUNITY EMPLOYER)
CERTIFIED RESOLUTION OF THE GOVERNING BODY

I, Sandra Wieleba, Town Clerk certify that below is a true and correct copy of a
 (Name of Official) (Title of Official)

resolution duly adopted by Town of East Hampton
 (Name of the Applicant)

at a meeting of its Town Council
 (Governing Body)

duly convened on February 26, 2013 and which has not been rescinded or modified in
 (Meeting Date)

any way whatsoever and is at present in full force and effect.

 (Date) (Signature and Title of Official)

SEAL

WHEREAS, pursuant to C.G.S. 4-66g,
 (State Statutory Reference)

the Connecticut Department of Economic and Community Development is authorized to extend financial assistance for economic development projects; and **WHEREAS**, it is desirable and in the public interest that the Town of East Hampton make an application to the State for
 (Applicant)

\$ 250,000 in order to undertake the Epoch Arts Building Roof Replacement
 (Name and Phase of Project)

and to execute an Assistance Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE

Town Council
 (Governing Body)

1. That it is cognizant of the conditions and prerequisites for the state financial assistance imposed by C.G.S. 4-66g
 (State Statutory Reference)

2. That the filing of an application for State financial assistance by Town of East Hampton
 (Applicant)

in an amount not to exceed \$ 250,000 is hereby approved and that

Michael Maniscalco, Town Manager
 (Title and Name of Authorized Official)

is directed to execute and file such application with the Connecticut Department of Economic and Community Development, to provide such additional information, to execute such other documents as may be required, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an agreement is offered, to execute any amendments, decisions, and revisions thereto, and to act as the authorized representative of

Town of East Hampton
 (Name of Applicant)

**ORDINANCE IMPLEMENTING FEES FOR
FIRE MARSHAL'S OFFICE PERMITS AND INSPECTIONS**

WHEREAS the Fire Marshal is required by state law to conduct annual inspections of a variety of businesses and further required to review plans and structures associated with most construction activities within the Town; and

WHEREAS per the Connecticut Fire Prevention Code Sec. 29-291a-7 Inspections, Plan Submittals paragraph (d) the municipality or fire district may, by ordinance, establish a fee for construction document review. This schedule of fees shall be posted for public view.

WHEREAS the cost of reviewing plans and inspecting businesses is significant and is not reimbursed by the state.

WHEREAS The Fire Marshal will require fees for the cost of reviewing plans, issuing permits and inspecting businesses.

Definitions:

- Inspection -** The conducting of a life safety code inspection in occupancies as prescribed by the Connecticut Fire Prevention Code to ensure compliance with the code.
- Penalty** There are two types on Penalties:
1. Permit Penalty which is levied for not obtaining the proper permit (s) from the Fire Marshal's Office.
 2. Failure to pay for inspection or permit, which is levied for non-payment of invoices.
- Permit** Permits for operation of a business are issued in accordance with the Connecticut Fire Prevention code section 1.12. These permits are for the operation of that business for the time specified on the permit. The length of the permit is determined by the Connecticut Fire Prevention Code.

Section 1. Permits.

1. No building or structure subject to the Connecticut State Fire Prevention Code shall be constructed, used, occupied, enlarged, altered or repaired unless a permit has been granted for said activity by the Fire Marshal.
2. No person shall undertake any of the operations or activities described in Section 2B of this chapter until such person shall have obtained a permit from the Fire Marshal. Said permit shall be valid for twelve (12) months from date of issue. No continuation, expansion, diminution or modification of said operations shall be undertaken without obtaining a permit from the Fire Marshal.
3. No person shall install, enlarge, alter, remove, repair or replace any fire protection system in any building or structure subject to the Connecticut State Fire Safety Code and/or State Fire Prevention Code, until such person shall have obtained a permit from the Fire Marshal.

4. The permit(s) required pursuant to this section shall be required in addition to any other permits or licenses required by federal, state or local law.
5. All permit fees established pursuant to this section are due when an application is submitted to the Fire Marshal.

Section 2. Schedule of fees.

1. Effective January 1, 2014 and January 1st of each year thereafter, Plan Review Field Inspection Fees (Table 1), Inspection Fees (Table2), and Certificate of Occupancy Fees (Table 3) shall be adjusted annually. The annual fee adjustment shall be revised and implemented on the first day of each year, beginning January 1, 2014, by an amount equal to the percentage change in the Consumer Price Index for the preceding year ending on June 30, as prepared by the Department of Labor, Bureau of Labor, or a replacement index applicable to the Town of East Hampton. Each such newly adjusted fee shall be rounded up to the next higher whole dollar amount.

A. Independent Plan Review

Any building plans for buildings 5,000 square feet or greater may be required to have an independent plan review, as determined at the sole discretion of the Office of the Fire Marshal. The independent plan review shall be conducted by a plan reviewer chosen and hired by the applicant from a list of pre-approved plan reviewers compiled by the Office of the Fire Marshal. The applicant shall pay all costs associated with the contracted plan reviewer's independent review. The applicant shall submit the plan reviewer's written report, along with documentation that the reviewer's costs have been paid in full, prior to the Office of the Fire Marshal's review and approval of any such plan.

B. Plan Review Fees

The fee for Plan Reviews for new construction, renovations, additions or modernization of buildings or structures shall be at the following rates. For purposes of this subsection, Fast Track is an expedited plan review which will be conducted in one week or less, subject to staff availability.

- (1) Fire Plan Review (Not Including R-3 Occupancies): 65% of the Building Permit Fee or 100% for Fast Track Review.
- (2) Mechanical Plan Review (Fire Protection Systems): 100% of Building Permit Fee or 135% for Fast Track Review.
- (3) Electrical Plan Review: 35% of Building Permit Fee or 70% for Fast Track Review.
- (4) The fee for field inspections, approval and acceptance of new construction, renovations, additions or modernization of multi-family residential (Not Including R-3 Occupancies) and commercial buildings or structures associated with the issuance of a Certificate of Occupancy shall be at the following rates listed in Table 1.

C. Inspection Fees

- (1) The Office of the Fire Marshal may enter and inspect any property located within the Town of East Hampton for purposes of conducting an inspection required under the State Fire Safety Code or any pertinent provisions of the Connecticut General Statutes or regulations promulgated there under.
- (2) The owner or occupant of any property inspected by the Office of the Fire Marshal shall pay the inspection fee within 10 days of receiving an invoice from the Office of the Fire Marshal. All such fees paid to the Office of Fire Marshal shall be nonrefundable.
- (3) If a property inspected by the Office of the Fire Marshal in accordance with Section 2 fails a first inspection, the property is eligible for one re-inspection at no cost. Any subsequent re-inspections carry a fee which is listed in Table 2 Inspection Fees.
- (4) If a property owner or his/her designee fails to show within 15 minutes of the scheduled time and date, the property owner will be charged one half the base inspection fee.

D. Permit Fees

- (1) All permit fees established pursuant to this section are due when an application is submitted to the Fire Marshal.
- (2) As used in Section 2, the term "permit" shall include any permit, certificate, license, registration, sticker, authorization, or approval issued by the Office of the Fire Marshal.
- (3) The permit fees set forth in Section 2 shall be paid in full prior to the Office of the Fire Marshal conducting any required inspection or issuing any permit
- (4) All such fees paid to the Office of Fire Marshal shall be nonrefundable.
- (5) If an applicant for any permit fails a first inspection, by the Office of the Fire Marshal in accordance with Section 2, the property is eligible for one free re-inspection. Any subsequent re-inspections carry a fee which is listed in Table 3 Permit Fees.

Section 3. Penalties for offenses.

1. Any person who commences any work which is subject to the permit requirements of Section 2A or 2B without first obtaining a permit shall be required to pay a penalty of \$500 in addition to the permit fee otherwise applicable. No such penalty shall be imposed upon a person who commences emergency repair work without a permit provided that a permit is sought promptly thereafter.

2. Any person who conducts any operation which is subject to the permit requirements of Section 2B without first obtaining a permit shall be required to pay a penalty equal to the amount of the permit fee otherwise applicable. Said penalty shall be payable in addition to the required permit fee. No such penalty shall be imposed upon a person who commences emergency repair work without a permit provided that a permit is sought promptly thereafter.

Section 4. Penalties for non-payment

Penalties for failure to pay fees may be charged at the rate of one and one-half percent (1½%) per month from the due date (18% per annum). Minimum interest charged is \$2.00 per bill. Any fees owed will negate the issuance of any further permits until the fees are paid in full. Emergency work will be considered if it poses a threat to life safety. The Fire Marshal may choose to write infractions for operating without a Town permit in accordance with the Fire Prevention Code.

Section 5. Agencies exempt from fees; exception.

No fees set forth in Section 2 shall apply to inspections of property owned or operated by municipal or state governmental agencies, subdivisions or entities. In addition all town civic groups and places of worship shall be exempt from these fees.

Table 1 Plan Review Field Inspection Fees

Estimated Construction Cost (From Building Permit Application):	Fee Formula:
\$1 to \$500	\$15.00
\$501 to \$2,000	\$15.00 for the first \$500 plus \$0.25 for each additional \$100 or fraction thereof up to and including \$2,000
\$2,001 to \$25,000	\$18.00 for the first \$2,000 plus \$0.50 for each additional \$1,000 or fraction thereof up to and including \$25,000
\$25,001 to \$50,000	\$25.00 for the first \$25,000 plus \$0.75 for each additional \$1,000 or fraction thereof up to and including \$50,000
\$50,001 to \$100,000	\$50.00 for the first \$50,000 plus \$0.50 for each additional \$1,000 or fraction thereof up to and including \$100,000
\$100,001 to \$500,000	\$80.00 for the first \$100,000 plus \$0.40 for each additional \$1,000 or fraction thereof up to and including \$500,000
\$500,001 to \$1,000,000	\$275.00 for the first \$500,000 plus \$0.35 for each additional \$1,000
\$1,000,001 & up	\$500.00 for the first \$1,000,000 plus \$0.25 for each additional \$1,000 or fraction thereof
Manufactured Structures Set-Up Fee	\$15.00 per section, with a minimum fee of \$25.00 per permit

Table 2 Inspection Fees

Type of Inspection	Inspection Fee
Annual inspection of assembly occupancies	\$50.00
Annual inspection of educational occupancies and preschools, per building	\$50.00
Annual inspection of institutional and healthcare occupancies:	
I-1 Houses more than 16 persons, on a 24 hour basis, who because of age, mental disability or other reasons, live in a supervised residential environment that provides personal care services. The occupants are capable of responding to an emergency situation without physical assistance from staff.	\$100.00
I-2 Medical, surgical, psychiatric, nursing or custodial care on a 24 hour basis of more than five persons who are not capable of self-preservation.	\$50.00
I-3 Is inhabited by more than five persons who are under restraint or security and is occupied by persons who are generally incapable of self-preservation due to security measures not under the occupant's control.	\$50.00
I-4 Daycare 7-12 occupants	\$25.00
I-4 Daycare more than 12 occupants	\$50.00
Annual inspection of lodging and rooming house occupancies:	
Small facility, fewer than 6 residents	\$25.00
Large facility, 6 or more residents, but not greater than 16 residents	\$50.00
Annual inspection of hotel and dormitory occupancies	\$100.00
Annual inspection of residential buildings occupied by three or more families.	\$25.00 per apartment
Annual inspection of common areas only per building	\$25.00
Annual inspection of mercantile, business, storage, industrial/factory/manufacturing, and miscellaneous use establishments:	
Less than 12,000 SF	\$25.00
12,000 SF to 30,000 SF	\$50.00
More than 30,000 SF	\$100.00
Mixed/multiple use occupancies:	
By occupancy in accordance with above fees, each apartment is	\$25.00
High-hazard use fee Charged in addition to the occupancy inspection fee for qualifying properties.	\$50.00
Reinspections:	
First re-inspection	No Charge
Second re-inspection	\$50.00
Three or more re-inspections	\$100.00 per inspection

Table 3 Permit Fees

Occupancy Permit Type	Permit Fee
Automobile Wrecking Yards	
Permit to operate automobile wrecking yards	\$50.00
Blasting Permits as regulated by the Connecticut General Statutes	
Blasting permit per C.G.S.	\$30.00
Carnival permits This section applies to permits issued by the Office of the Fire Marshal in connection with the operation of carnival or amusement events as required under the State Fire Safety Code. The party sponsoring any such event shall schedule an inspection with the Office of the Fire Marshal and submit a plot plan showing the location of all tents, structures, rides, booths, concessions, and amusements not less than 30 days prior to the scheduled event. The carnival permit fee includes one inspection of the event prior to its commencement.	
Carnival permit	\$25.00
Cutting and Welding Operation	
For operations within a jurisdiction	\$ 30.00 – Single Use \$ 60.00 – Multi- Use
Dry-cleaning establishment permits. This section applies to permits issued by the Office of the Fire Marshal in connection with dry-cleaning establishments as required under the State Fire Safety Code.	
Annual dry-cleaning establishment permit	\$50.00
Exhibit and Trade Shows	
For operation of all exhibits and trade shows held within a jurisdiction	\$200.00
Explosive magazine storage	
Explosive magazine storage permit	\$50.00
Flame Effects	
Use of flame effects before an audience	\$200.00 per event
Fireworks	
For the sale, on-site handling, manufacture, and storage of consumer fireworks	\$100.00
Fireworks or special effects permit	\$50.00
Fire Alarm Permits	
Commercial fire alarm permit	\$50.00
Residential fire alarm permit for premises designed, built, or altered for occupancy by three or more families	\$25.00
Hazardous material storage tank permits. This section applies to permits issued by the Office of the Fire Marshal in connection with hazardous material storage tanks as required under the State Fire Safety Code, including storage tanks containing petroleum products, liquefied petroleum gas, or liquefied natural gas.	

Table 3 Permits Continued

Occupancy Permit Type	Permit Fee
Commercial hazardous materials storage tank removal permits	\$50.00
Residential hazardous materials storage tank removal permits	No Fee
Commercial or residential hazardous materials storage tank abandonment permits	
Commercial	\$50.00
Residential	No Fee
Commercial or residential hazardous materials storage tank temporary out-of-service permits	
Commercial	\$50.00
Residential	No Fee
High-Piled Combustible Storage To use any building or portion thereof as a high-piled storage area exceeding 500 square feet	\$ 250.00 per year
Hot Work Operations	\$ 30.00 – Single Use \$ 60.00 – Multi- Use
Liquor permits This section applies to permits issued by the Office of the Fire Marshal as required under the State Fire Safety Code or Connecticut General Statutes in connection with the issuance of any liquor license.	
Annual liquor permit	\$100.00
Lumberyards and Woodworking Plants	
For storage of lumber exceeding 100,000 board ft	\$250.00
Membrane Structures	
Membrane Structures, Tents, and Canopies — Permanent	\$ 100.00 per Structure
Membrane Structures, Tents, and Canopies — Temporary	\$ 50.00 – Single Use \$ 100.00 – Multi- Use
Open Burn Permits as regulated by Connecticut DEEP	
Open Burn Permit Allows one free renewal if unable to burn due to weather.	\$10.00
Organic Coatings	
For operation and maintenance of a facility that manufactures organic coatings	\$ 150.00
Portable shelter permits. This section applies to permits issued by the Office of the Fire Marshal in connection with tents, air supported plastic or fabric structures, or other portable shelters having a capacity sufficient to shelter 100 or more persons or covering a ground area in excess of 1,200 square feet on other than the grounds of one- and two-family dwellings.	
Portable Shelter Permit	\$25.00

Table 3 Permits Continued

Occupancy Permit Type	Permit Fee
Propane Filling Station	
Where cylinder refilling takes place	\$50.00
Propane Exchange Station	
Where cylinder Exchanging takes place	\$25.00
Propane Tank Use at Events	\$20.00
Pyrotechnics Before a Proximate Audience	
For the display and use of pyrotechnic materials before a proximate audience	\$ 150.00 per Event
Repair Garages and Service Stations	
Permit to operate a repair garage and service stations	\$50.00
Tar Kettles	
For placement of a tar kettle, placement shall be obtained prior to the placement of a tar kettle	\$ 30.00 – Single Use \$ 60.00 – Multi- Use
Tire Storage	
To use an open area or portion thereof to store tires in excess of 1000 ft ³	\$ 150.00
Torch-Applied Roofing Operation	
For the use of a torch for application of roofing materials	\$ 30.00 – Single Use \$ 60.00 – Multi- Use
Vendor permits	
This section applies to permits issued by the Office of the Fire Marshal in connection with carts, vehicles, or equipment used by vendors as required under the State Fire Safety Code.	
Annual vendor permit	\$10.00
Wood Products	
To store chips, hogged material, lumber, or plywood in excess of 200 ft ³	\$ 150.00
Re-inspections:	
First re-inspection	No Charge
Second re-inspection	\$50.00
Three or more re-inspections	\$100.00 per inspection

Town of East Hampton, CT
Friday, February 22, 2013

Chapter 146. WATER AND SEWER AUTHORITY

[HISTORY: Adopted by the Special Town Meeting of the Town of East Hampton 5-23-1967 (Ord. No. 4.02). Amendments noted where applicable.]

GENERAL REFERENCES

Sewer construction — See Ch. **261**.

Sewer use — See Ch. **264**.

Water system construction — See Ch. **295**.

Water system use — See Ch. **299**.

§ 146-1. Creation; powers and duties.

The Town of East Hampton hereby creates a Water and Sewer Commission, and designates said Commission as the Water and Sewer Authority of the Town of East Hampton with all the powers, purposes and objectives set forth in Chapters 102 and 103 of the Connecticut General Statutes, as amended, and grants such Commission power to construct and operate a water distribution system within the Town of East Hampton, subject to the provisions of Chapters 102 and 103 of such statutes.

§ 146-2. Membership; terms; vacancies.

[Amended 12-2-1976 STM; 2-8-1980 STM; 7-29-1987 STM]Said Commission shall consist of seven electors of the Town of East Hampton, who shall be appointed by the Town Council and serve without compensation. The seven members shall serve for terms of five years. When terms end or resignations occur after June 30, 1987, the Town Council shall allow two positions to remain vacant to reduce the membership from nine to seven members. Terms shall expire on June 30 in each year. Whenever a vacancy occurs, the Council shall appoint a successor to hold office for the unexpired portion of the term. A Commissioner shall continue in office until his successor is appointed.

§ 146-3. Officers; minutes; meetings.

The Commission shall elect a Chairman from among its own members at the first meeting and annually thereafter at the first meeting held after the first day of July in each year. The Commission shall appoint a Clerk, who need not be a member of the Commission, an attorney, and such other employees as it may deem necessary, and shall prescribe and define

their duties. The Clerk shall keep a complete record of the proceedings of the Commission and, when ordered by the Commission, shall file the same with the Town Clerk. All such records shall be open for public inspection at reasonable hours. Meetings of the Commission may be called by the Chairman or any two members upon 24 hours' notice thereof.

§ 146-4. Records; annual report; budget.

The Commission shall maintain proper accounting and financial records, and shall make an annual report to the Council. The Commission shall prepare annually a budget of estimated revenue and expenditures for the ensuing fiscal year.

§ 146-5. Removal of Commissioners.

A Commissioner may be removed for inefficiency or neglect of duty or misconduct in office by the Town Council after a hearing conforming to recognized standards of due process of law; a Commissioner shall be removed only after opportunity to be heard in person or by counsel before the Town Council, at least 10 days prior to which he shall have been given a copy of the charges against him. In the event of the removal of any Commissioner, a record of the proceeding, together with the charges and findings thereon, shall be filed in the office of the Town Clerk of East Hampton.

TOWN OF EAST HAMPTON
WATER POLLUTION CONTROL AUTHORITY
REGULAR MEETING

RECEIVED FOR RECORD
TOWN CLERK'S OFFICE

5:30 P.M. TUESDAY, JANUARY 8, 2013

2013 JAN -2 A 11: 34

TOWN OF EAST HAMPTON – TOWN OF COLCHESTER
JOINT FACILITIES WASTEWATER TREATMENT PLANT
20 GILDERSLEEVE DRIVE
ABRAHAM WIELEBA, TC
EAST HAMPTON, CT 06424

AGENDA

1. Call to Order
2. Approval of Minutes
 - A.) Meeting of December 4, 2012
3. Public Remarks
4. Review of Correspondence
5. Board of Finance Liaison
6. Discussion/Action on the following Committee Reports
 - A.) Joint Facilities Committee
 - B.) Operations, Management & Budget Committee
 1. 12/13 Budget Status
 - C.) Public Water Systems
 1. Village Center Water System Operation
 - a.) 13 Summit Street
 - b.) Carbon Evaluation
 2. Royal Oaks Water System Operation
 - a.) Storage Tank Inspection & Cleaning
 - D.) Sewer Development
 1. Edgewater Hill
 2. 74 Champion Hill Road
7. Old Business, Discussion /Action
 - A.) FOG Ordinance
 - B.) Consideration of a Public Hearing for Sewer Use Rates
8. New Business, Discussion/Action
 - A. Discussion of Engineering Representation
9. Executive Session
 - A.) Discussion of Legal Council
 - B.) Management Performance Review
 - C.) Personnel Matters
10. Adjournment

TOWN OF EAST HAMPTON
WATER POLLUTION CONTROL AUTHORITY
REGULAR MEETING
5:30 P.M. TUESDAY, DECEMBER 4, 2012 NOV 29 P 1:38
TOWN OF EAST HAMPTON – TOWN OF COLCHESTER
JOINT FACILITIES WASTEWATER TREATMENT PLANT
20 GILDERSLEEVE DRIVE EAST HAMPTON, CT 06424

AGENDA

1. Call to Order
2. Approval of Minutes
 - A.) Meeting of November 6, 2012
3. Public Remarks
4. Review of Correspondence
5. Board of Finance Liaison
6. Discussion/Action on the following Committee Reports
 - A.) Joint Facilities Committee
 - B.) Operations, Management & Budget Committee
 1. 12/13 Budget Status
 - C.) Public Water Systems
 1. Village Center Water System Operation
 - a.) 13 Summit Street
 - b.) Chatham Historical Society
 - c.) Carbon Evaluation
 2. Royal Oaks Water System Operation
 - a.) continued discussion of treatment modifications
 - D.) Sewer Development
 1. Edgewater Hill
7. Old Business, Discussion /Action
 - A.) FOG Ordinance – Recommendation for Town Council Action
8. New Business, Discussion/Action
 - A.) Establish meeting dates for 2013
 - B.) Edgemere Condominium Association
9. Executive Session
 - A.) Discussion of Legal Council
 - B.) Legal Matters
 - C.) Management Performance Review
10. Adjournment

RECEIVED FOR RECORD
TOWN CLERK'S OFFICE

2012 OCT 31 P 2:55

TOWN OF EAST HAMPTON
WATER POLLUTION CONTROL AUTHORITY
REGULAR MEETING
5:30 P.M. TUESDAY, November 6, 2012
TOWN OF EAST HAMPTON – TOWN OF COLCHESTER
JOINT FACILITIES WASTEWATER TREATMENT PLANT
20 GILDERSLEEVE DRIVE

SANDRA M. WIELEBA, TC
EAST HAMPTON, CT 06424

AGENDA

1. Call to Order
2. Approval of Minutes
 - A.) Meeting of September 4, 2012
3. Public Remarks
4. Review of Correspondence
5. Board of Finance Liaison
6. Discussion/Action on the following Committee Reports
 - A.) Joint Facilities Committee
 - B.) Operations, Management & Budget Committee
 1. 12/13 Budget Status
 - C.) Public Water Systems
 1. Village Center Water System Operation
 - a.) 13 Summit Street
 - b.) Chatham Historical Society
 - c.) Carbon Evaluation
 2. Royal Oaks Water System Operation
 - a.) continued discussion of treatment modifications
 - D.) Sewer Development
 1. Edgewater Hill
7. Old Business, Discussion /Action
 - A.) FOG Ordinance – Recommendation for Town Council Action
8. New Business, Discussion/Action
 - A.) Introduction of new water bill format
9. Executive Session – Discussion of Legal Council
10. Adjournment

FOR DEPOSIT FOR RECORD
TOWN CLERK'S OFFICE

2012 SEP 25 P 2: 12

BARBARA M. WIELLBA, TC
EAST HAMPTON, CT 06424

NOTICE

THE TOWN OF EAST HAMPTON
WATER POLLUTION CONTROL AUTHORITY
REGULAR MEETING
5:30 P.M. TUESDAY, October 9, 2012

IS CANCELLED

RECORD
OFFICE
17 AUG 28 A 10:21

TOWN OF EAST HAMPTON
WATER POLLUTION CONTROL AUTHORITY
REGULAR MEETING
5:30 P.M. TUESDAY, September 4, 2012
TOWN OF EAST HAMPTON – TOWN OF COLCHESTER
JOINT FACILITIES WASTEWATER TREATMENT PLANT
20 GILDERSLEEVE DRIVE

AGENDA

1. Call to Order
2. Approval of Minutes
 - A.) Meeting of August 7, 2012
3. Public Remarks
4. Review of Correspondence
5. Board of Finance Liaison
6. Discussion/Action on the following Committee Reports
 - A.) Joint Facilities Committee
 - B.) Operations, Management & Budget Committee
 - 1.) 12/13 Budget Status
 - 2.) 11/12 Budget Wrap-up
 - 3.) Establish Sewer Use Rate for 2012/13
 - C.) Public Water Systems
 1. Village Center Water System Operation
 - a.) 13 Summit Street
 2. Royal Oaks Water System Operation
 - a.) continued discussion of treatment modifications
 - D.) Sewer Development
 1. Edgewater Hill
7. Old Business, Discussion /Action
 - A.) FOG Ordinance
8. New Business, Discussion/Action
9. Adjournment

TOWN OF EAST HAMPTON
WATER POLLUTION CONTROL AUTHORITY
REGULAR MEETING
5:30 P.M. TUESDAY, August 7, 2012
TOWN OF EAST HAMPTON – TOWN OF COLCHESTER
JOINT FACILITIES WASTEWATER TREATMENT PLANT
20 GILDERSLEEVE DRIVE

RECEIVED FOR RECORD
TOWN CLERK'S OFFICE

2012 JUL 30 P 1: 27

DORA M. WIELSA, TOWNSHIP CLERK
EAST HAMPTON, CT 06424

AGENDA

1. Call to Order
2. Approval of Minutes
 - A.) Meeting of June 5, 2012
3. Public Remarks
4. Review of Correspondence
5. Board of Finance Liaison
6. Discussion/Action on the following Committee Reports
 - A.) Joint Facilities Committee
 - B.) Operations, Management & Budget Committee
 - 1.) 11/12 Budget Wrap-up
 - 2.) 12/13 Budget Status
 - 3.) Reduced 12/13 expense budget
 - 4.) Payroll accounting reallocation
 - C.) Public Water Systems
 1. Village Center Water System Operation
 - a.) Fire House #1 Consent Order
 2. Royal Oaks Water System Operation
 - a.) continued discussion of treatment modifications
 - D.) Sewer Development
7. Old Business, Discussion /Action
 - A.) FOG Ordinance
8. New Business, Discussion/Action
 - A.) Draft 2013-2018 State C &D Plan
9. Executive Session – Pending claim involving Barton Hill Grinder Pumps
10. Adjournment

FOG RECORD
OFFICE

2012 MAY 30 A 9: 11 TOWN OF EAST HAMPTON
WATER POLLUTION CONTROL AUTHORITY
REGULAR MEETING
EAST HAMPTON, CT 06424
5:30 P.M. TUESDAY, JUNE 5, 2012
TOWN OF EAST HAMPTON – TOWN OF COLCHESTER
JOINT FACILITIES WASTEWATER TREATMENT PLANT
20 GILDERSLEEVE DRIVE

AGENDA

1. Call to Order
2. Approval of Minutes
 - A.) Meeting of May 1, 2012
3. Public Remarks
4. Review of Correspondence
5. Board of Finance Liaison
6. Discussion/Action on the following Committee Reports
 - A.) Joint Facilities Committee
 - B.) Operations, Management & Budget Committee
 1. Operations Budget 11/12 Status
 2. Disbursements/Appropriations/Transfers
 - C.) Public Water Systems
 1. Village Center Water System Operation
 - a.) 13 Summit Street request for service
 - b.) Fire House #1 Consent Order
 2. Royal Oaks Water System Operation
 3. Phase 1-A request for the "The Villages at Long Crossing"
 - D.) Sewer Development
 1. Grinder Pumps Barton Hill
7. Old Business, Discussion /Action
 - A.) FOG Ordinance
8. New Business, Discussion/Action
 - A.)
9. Adjournment



General Assembly

Proposed Bill No. 5529

January Session, 2013

LCO No. 1744

Referred to Committee on PLANNING AND DEVELOPMENT

Introduced by:

REP. ZIOBRON, 34th Dist.

AN ACT REQUIRING A TWO-THIRDS VOTE TO ENACT NEW MUNICIPAL MANDATES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

That chapter 16 of the general statutes be amended to require the approval by a vote of at least two-thirds of the members of each house of the General Assembly for the enactment of any new unfunded mandate to local governments.

Statement of Purpose:

To require a two-thirds vote of the General Assembly before a new municipal mandate can be enacted.

**Nancy Hasselman, CCMC
Collector of Revenue
Town of East Hampton**

February 22, 2013

To: The East Hampton Town Council

Documentation of tax refunds are available in the tax office for your review if you so desire. The total refunds equal \$4,862.13.

Thank you for your assistance.

Nancy Hasselman, CCMC

Nancy Hasselman, CCMC
Collector of Revenue

2,142.98 +
77.04 +
38.75 +
2,603.36 +
4,862.13 *

0.00