

Town of East Hampton  
Town Council Regular Meeting  
Tuesday, February 28, 2017  
Middle School Library

**MINUTES**

**Present:** Chairperson Patience Anderson, Vice Chairman Ted Hintz, Jr., Council Members Pete Brown, Melissa Engel, Mark Philhower and Josh Piteo and Town Manager Michael Maniscalco

**Not Present:** Kevin Reich

**Call to order & Pledge of Allegiance**

Chairperson Anderson called the meeting to order at 6:41 p.m. in the Middle School Library.

**Adoption of Agenda**

A motion was made by Mr. Hintz, seconded by Mr. Philhower, to adopt the agenda as presented. Voted (6-0)

**Approval of Minutes**

A motion was made by Mr. Philhower, seconded by Mr. Hintz, to approve the minutes of the Town Council Special and Regular Meetings of February 14, 2017 as written. Voted (5-0-1) Ms. Engel abstained as she was not present at the meetings.

**Presentations**

**Introduction of Prevention Specialist**

Town Manager Michael Maniscalco introduced the Prevention Specialist James Olsen, who will be working with the Town through the \$600,000 Drug and Alcohol Prevention Grant.

**Presentation from Conservation-Lake Commission Regarding Copper Sulfate Treatment for the Lake**

Joe Carbonell from the Conservation-Lake Commission provided information to the Council on a possible copper sulfate treatment for Lake Pocotopaug. A permit through CT DEEP, costing \$740, is required to apply the copper sulfate treatment which would cost approximately \$6,000. The Council members asked for additional information on the treatment and would like Dr. George Knocklein to attend the next meeting to answer questions.

**Public Remarks**

Milton Davis, 95 Hog Hill, commented on fracking waste. He would like to see the town ban the storage of fracking waste and noted his concerns on loopholes in the law.

Spencer Killian, Conservation-Lake Commission, commented in support of Joe Carbonell's presentation on the copper sulfate treatment to the lake.

Pamela Rinaldi, 1 West Street, noted her concern about the copper sulfate treatment and spoke of online resources to gain additional information.

### **Bids & Contracts**

#### **Award Contract for Program Evaluator for the Drug & Alcohol Prevention Grant**

Consistent with the requirements of the grant and the Town's purchasing ordinance the Town put out an RFP for the evaluator consulting services. The Town received one bid.

A motion was made by Mr. Hintz, seconded by Ms. Engel, to award the bid for the Program Evaluator for the Drug & Alcohol Prevention Grant to Emily Melnick Consulting at an hourly rate not to exceed a total of \$15,000. Voted (6-0)

#### **Owner's Project Manager for Town Hall/PD Project Exemption**

Mr. Maniscalco reported that after discussions with multiple Council members he was asked to look into the legality of a bid waiver. Through that review it was found that the scenario of hiring an Owners Project Manager (OPM) for a 4% fee and the Town would receive a donation of property to build the Town Hall better fits with exemption 117-4A single source provider. Through a legal review it has been determined that as a result of the awarded bid, the Town has created a single entity that can provide the OPM services for the Town Hall/Police Department at the Edgewater Hill development. The result of this is the OPM services can be exempt from bidding according to the bidding ordinance. Council members discussed at length the exemption vs. the bid waiver.

A motion was made by Ms. Engel, seconded by Mr. Brown, to direct the Town Manager to implement exemption 117-4A for the purchasing of single source Owners Project Management services from C&E Enterprises, LLC for the Town Hall/Police Department Project at Edgewater Hill. Voted (4-2) Ms. Anderson, Mr. Brown, Ms. Engel and Mr. Piteo in favor; Mr. Hintz and Mr. Philhower against.

### **Resolutions/Ordinances/Policies/Proclamations**

#### **Resolution for Small Cities Grant**

In order for the Housing Authority to apply for the Small Cities Grant, the Council needs to pass a resolution authorizing the Town Manager to make the application to the Department of Housing on their behalf.

A motion was made by Ms. Engel, seconded by Mr. Piteo, to adopt the resolution for the Small Cities grant as presented. The full resolution will be included with the minutes filed in the Town Clerk's Office. Voted (6-0)

### **Resolution for Historic Preservation Grant for Town Clerk's Office**

Annually, the Town Clerk applies for a Historic Preservation grant to help with the preservation of documents kept in the vault.

A motion was made by Ms. Engel, seconded by Mr. Piteo, to adopt the resolution for the Historic Preservation grant as presented. The full resolution will be included with the minutes filed in the Town Clerk's Office. Voted (6-0)

### **Continued Business**

#### **Facility Programming at Town Hall/Police Department**

Council members discussed whether the Chatham Health District, Probate Court and the Board of Education Administrative Offices should be housed in the new Town Hall/Police department facility.

A motion was made by Mr. Brown, seconded by Mr. Piteo, to direct the Building Committee to include Probate and the Chatham Health District but not the Board of Education in the new Town Hall/Police Department project. Voted (5-1) Ms. Anderson, Mr. Brown, Ms. Engel, Mr. Philhower and Mr. Piteo in favor; Mr. Hintz against.

#### **Update on Town Facilities Building Committee Meeting**

The Committee held its first meeting on February 24<sup>th</sup>. Glenn Gollenberg was voted in as Chairman and Kurt Comisky was voted Vice Chairman. The RFP for the architect was approved and has been posted. Their next meeting is March 2<sup>nd</sup>.

### **New Business**

#### **New Town Hall/Police Department Budget Transfer and Appropriation for Design Fees and Pre-Referendum Services**

In order to pay for pre-referendum services there is an estimated cost of \$128,000. This will include services of the architect, OPM and other consultants as needed. The Board of Finance voted unanimously to recommend these funds be transferred from the mill rate stabilization fund. This item will be on the next meeting agenda for action.

#### **FY 2016-2017 Budget Transfer**

As a result of the transition to a Defined Contribution retirement system the Defined Benefits plan allocations across departments has become more complicated. Due to this, the Board of Finance has recommended unanimously to transfer the funds for pension payments to one location rather than allocate it across the departments. This item will be on the next meeting agenda for action.

#### **Bid Waiver for Bus Contract**

The Board of Education has requested a bid waiver on the bus contract. Karen Asetta from the Board of Education office was present to provide information. Copies of a presentation will be included with the minutes filed in the Town Clerk's Office. By

consensus, the Council agreed to post a notice in the newspaper regarding the bid waiver being voted on at the next meeting.

### **Town Manager Report**

#### **State Revenue Projections/Town Budget**

Mr. Maniscalco provided an overview on the Governor's budget regarding cuts to East Hampton revenues. More information will be provided as it becomes available.

#### **Update on Chatham Health Revenues**

The State will be reducing the per capita allocation to health districts. This will result in an approximate \$10,000 shortfall in next year's budget. The district is considering cuts to overcome the shortfall.

#### **Update on 13 Watrous Street**

The water that was flowing through the open chamber has stopped. Crews are working on a solution to cap off the broken pipe and make the chamber safe so the abatement project can be completed.

#### **Annual Report 2015-2016**

The 2015-2016 Annual Report was provided to the Council.

#### **Update on Open Positions**

##### **Police Officer**

The Police Department received 42 applications; 39 were tested; 17 were given an oral board. It has been reduced to 7 applicants that will continue to the polygraph phase. After the polygraph is a psychological and background check. They are attempting to have a candidate attend the April POST academy.

#### **Library Director**

Ellen Paul has been hired as the Library Director beginning March 13<sup>th</sup>.

#### **Appointments**

None

#### **Tax Refunds**

A motion was made by Mr. Hintz, seconded by Ms. Engel, to approve tax refunds in the amount of \$2,455.30. Voted (6-0)

#### **Public Remarks**

Mary Ann Dostaler, 56 William Drive, commented that having Chatham Health and Probate in the Town Hall building are wants not needs. She also commented on a Council member posting to social media during the meeting.

Barbara Moore, 7 Overlook Road, noted her disappointment that the Board of Education offices are not being included in the Town Hall facility. She feels the Council is not thinking ahead, noting issues with the Board of Education building.

Jean Davis, Hog Hill, commented that she didn't feel it was cost effective to add Probate to the Town Hall facility.

**Communications, Correspondence & Announcements**

None

**Adjournment**

A motion was made by Mr. Philhower, seconded by Mr. Brown to adjourn the meeting at 8:20 p.m. Voted (6-0)

Respectfully submitted,

Cathy Sirois  
Recording Clerk