



TOWN OF MANSFIELD
TOWN COUNCIL MEETING
TUESDAY, May 26, 2009
COUNCIL CHAMBERS
AUDREY P. BECK MUNICIPAL BUILDING
7:30 p.m.

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OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL

FUTURE AGENDAS

EXECUTIVE SESSION

ADJOURNMENT

SPECIAL MEETING-MANSFIELD TOWN COUNCIL

May 4, 2009

DRAFT

Deputy Mayor Gregory Haddad called the special meeting of the Mansfield Town Council to order at 6:17 p.m. in Conference Room B of the Audrey P. Beck Building

I. CALL TO ORDER

Present: Clouette, Duffy, Haddad, Koehn, Nesbitt

II. OLD BUSINESS

1. Preparation for Town Meeting

Town Manager Matt Hart presented a draft copy of the Citizen's Guide to the Budget. The suggestion was that this mailing piece would be sent to all residents in Town. By consensus the Council agreed to endorse the mailing of the Guide. Members also agreed to request that childcare be available until 10:00 p.m., reviewed the proposed set up of the stage, clarified the informal discussion scheduled prior to the meeting and endorsed the publicity plans as described by the Town Clerk.

Mr. Clouette moved and Mr. Nesbitt seconded to recess the meeting and move into executive session to review and discuss commercial and financial information provided in confidence by Storrs Center Alliance in accordance with CGS §§ 1-200(6), 1-210(b)(5)(B). Motion passed.

III. EXECUTIVE SESSION

2. Review and discussion of commercial and financial information provided in confidence by Storrs Center Alliance in accordance with CGS §§ 1-200(6), 1-210(b)(5)(B).

Present: Clouette, Duffy, Haddad, Koehn, Nesbitt

Also included: Town Manager Matthew Hart, Director of Finance Jeffrey Smith, Town Bond Counsel Douglas Gillette, Shuprotim Bhaumik of Economic Resource Associates

III. ADJOURNMENT

The Council reconvened in public session.

Mr. Nesbitt moved and Mr. Clouette seconded to adjourn the meeting.

Motion to adjourn passed unanimously.

Elizabeth Paterson, Mayor

REGULAR MEETING-MANSFIELD TOWN COUNCIL

May 11, 2009

DRAFT

Mayor Elizabeth Paterson called the regular meeting of the Mansfield Town Council to order at 7:30 p.m. in the Council Chambers of the Audrey P. Beck Building.

I. ROLL CALL

Present: Clouette, Duffy, Haddad, Koehn, Nesbitt, Paterson, Paulhus, Schaefer

II. APPROVAL OF MINUTES

Mr. Clouette moved and Mr. Paulhus seconded to approve the minutes of the April 27, 2009 regular meeting. Motion passed with all in favor except Ms. Duffy who abstained. Mr. Schaefer moved and Ms. Koehn seconded to approve the minutes of the April 27, 2009 Special meeting. The motion passed unanimously.

Mr. Clouette moved and Mr. Paulhus seconded to add two items under New Business: Item 13a, a resolution to appoint the firm of Blum, Shapiro & Company, P.C. as the new auditors for the Town, and Item 13b, the scheduling of a public hearing for the Fire Marshal fee ordinance. Both motions passed unanimously.

III. PUBLIC HEARING

1. Ordinance for Obtaining Goods and Services

Mayor Paterson called the public hearing to order and asked the Town Clerk to read the legal notice.

Betty Wassmundt, Old Turnpike Road, questioned the procedure asking how the Council could hold a public hearing on an ordinance to which changes have been made.

Ric Hossack, Middle Turnpike, spoke in support of the ordinance especially the inclusion of a current billing clause.

The hearing was close at 7:25 p.m.

Mr. Haddad moved and Mr. Clouette seconded a motion to move Item 7, Proclamation in Recognition of Emergency Services and Public Safety Personnel, as the next item of business. Motion passed unanimously.

IV. OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL

Ric Hossack, Middle Turnpike, questioned an advertisement he received which contained endorsements from Town and Board of Education staff

members. He also asked the status of union negotiations and asked the Council to conduct a referendum or poll on the Storrs Center Project.

V. TOWN MANAGER'S REPORT

Report attached.

Town Manager Matt Hart asked for Council approval to distribute two surveys at the town meeting. One survey was requested by Council and is in the back of the abbreviated budget document. The other survey was drafted by the Communication Advisory Committee and will be distributed by members of that Committee.

Ms. Koehn moved and Ms. Duffy seconded to add the issue to the agenda as item 13c. Motion passed unanimously.

Ms. Koehn requested additional information on the incident reported at the April 27, 2009 meeting regarding a break in at a local home. Ms. Koehn requested additional details on the communications between Troop C and the resident state trooper. The Town Manager will report back.

VI. OLD BUSINESS

2. Ordinance for Obtaining Goods and Services

Mr. Clouette, Chair of the Finance Committee, moved to recommit the proposed Ordinance for Obtaining Goods and Services to the Finance Committee for additional review.

Mr. Nesbitt will submit his updated comments to members.

Motion passed unanimously.

3. Community/Campus Relations

Mayor Paterson reported that the Town/ University Relations Committee has been charged with conducting a thorough review of Spring Weekend and will report their findings to the UConn Board of Trustees.

Ms. Koehn reported the Community Quality of Life Committee continues to review the material presented in the sustainability vision points of the Strategic Plan and to discuss the communication difficulties between Troop C and the state police assigned to Mansfield. Ms. Koehn also reported that PZC representative Michael Beal has resigned from the Committee.

4. Community Water and Wastewater Issues

Mr. Nesbitt announced the Four Corner Sewer Advisory Committee would be holding its public information session on June 9th. Mr. Nesbitt outlined the publicity efforts being made to make sure citizens are aware of the meeting.

5. Regionalism

Council members discussed how to best approach the idea of talking with other policy makers regarding potential opportunities for regional approaches to issues such as economic development, public safety and water supplies. The Town Manager is currently engaged in these discussions with a number of entities. Members also discussed the possibility of restructuring the charges to existing committees to include issues of regionalization. Members raised concerns about staffing and Council member's availability for an additional committee. Members agreed that any committee should be ad hoc and the discussions informal.

Mr. Clouette moved and Ms. Koehn seconded to table the discussion in order to seek advice regarding the Freedom of Information requirements of an ad hoc committee consisting of the Town Manager and two Council members.

Motion passed with all in favor except Mr. Schaefer.

6. WINCOG Regional Economic Development Plan

Mr. Nesbitt moved the Town Manager be directed to advise AKRF, consultants for the WINCOG Regional Economic Development Plan, that the focus of the marketing kit will be a general promotion of Mansfield with a focus on all areas in the Plan of Conservation and Development that are identified for economic development.

Seconded by Mr. Schaefer the motion passed with Ms. Koehn abstaining.

VII. NEW BUSINESS

7. Proclamation in Recognition of Emergency Services and Public Safety Personnel

Mr. Clouette moved and Mr. Paulhus seconded, effective May 11, 2009, to authorize the Mayor to issue the attached Proclamation in Recognition of Emergency Services and Public Safety Personnel.

Motion passed unanimously.

Mayor Paterson and the Council were joined by Fire Marshal John Jackman, Firefighter George Thompson III, Chief Dave Dagon and Deputy Chief William "Chip" Jordan who collectively accepted the proclamation on behalf of the firefighters.

8. Financial Statements Dated March 31, 2009

Mr. Clouette moved, effective May 11, 2009, to accept the Financial Statements Dated March 31, 2009.

Mr. Clouette commented that despite the loss in interest and permit revenues, the spending freeze and not filling existing vacancies will allow the Town to end the fiscal year on budget.

The motion passed unanimously.

9. Environmental Impact Evaluation: Two Proposed UConn Academic Buildings

Mr. Schaefer moved and Mr. Paulhus seconded, effective May 11, 2009, to authorize the Mayor to co-endorse with the Planning and Zoning Commission Chairman comments on the April 2009 draft Environmental Impact Evaluation of two proposed UConn academic buildings. The Town comments shall emphasize the need to implementation proposed mitigation measures and restrict construction traffic to state roads.

Members discussed the importance of encouraging the use of alternatives to reduce stormwater runoff from the buildings to the Eagleville Brook and the importance of maintaining the stormwater system.

As a friendly amendment the Council agree to add, "...and as discussed at the May 11, 2009 meeting," to the motion.

Motion passed unanimously.

10. Assistance to Firefighters Grant

Mr. Haddad moved and Mr. Paulhus seconded to approve the following motion:

Resolved, that Town Manager, Matthew W. Hart, be authorized to submit an application to the U.S. Department of Homeland Security and to execute any necessary agreements with that agency, to receive funding to support the provision of fire protection and emergency services within the Town of Mansfield.

Motion passed unanimously.

11. Contract with Greater Hartford Transit District Contract for Design and Engineering of Intermodal Center

Mr. Haddad moved and Mr. Schaefer seconded to approve the following resolution:

Resolved, that Matthew W. Hart, Town Manager, is hereby authorized to execute the Assistance Agreement between the Greater Hartford Transit District and the Town of Mansfield to provide grant administration services for the Federal Transit Administration grant of \$490,000 for the Town of Mansfield for design and engineering of the Storrs Center intermodal center.

Motion to approve passed unanimously.

12. Agreement with DECD for Parking Garage/Transit Hub

Mr. Haddad moved and Mr. Clouette seconded to approve the following resolution:

WHEREAS, pursuant to Connecticut General Statutes Section 4-66 (c) of the Connecticut Legislature, 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 Mansfield make an application to the State for \$10,000,000 in order to undertake Parking Garage/Transit Hub and to execute an Assistance Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN OF MANSFIELD;

1. That it is cognizant of the conditions and prerequisites for state assistance, as imposed by Section 4-66 (c) of the Connecticut General Statutes;
2. That the filing of an application for State financial assistance by the Town of Mansfield in an amount not to exceed \$10,000,000 is hereby approved and that the Town Manager 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 the Town of Mansfield.
3. That it adopts or has adopted as its policy to support the following nondiscrimination agreements and warranties provided in subsection (a)(1) of Connecticut General Statutes sections 4a-60 and 4a-60a, respectively, as amended by Public Acts 07-142 and

07-245, and for which purposes the "contractor" is the Town of Mansfield and "contract" is said Assistance Agreement:

The contractor agrees and warrants that in the performance of the contract will not discriminate or permit discrimination against any person or group of persons on the grounds of race, color, religious creed, age, marital status, national origin, ancestry, sex, mental retardation or physical disability, including, but not limited to, blindness, unless it is shown by such contractor that such disability prevents performance of the work involved, in any manner prohibited by the laws of the United States or of the state of Connecticut. The contractor further agrees to take affirmative action to insure that applicants with job-related qualifications are employed and that employees are treated when employed without regard to their race, color, Religious creed, age, marital status, national origin, ancestry, sex, mental retardation, or physical disability, including, but not limited to, blindness, unless it is shown by such contractor that such disability prevents performance of the work involved.

The contractor agrees and warrants that in the performance of the contract such contractor will not discriminate or permit discrimination against any person or group of persons on the grounds of sexual orientation, in any manner prohibited by the laws of the United States or of the state of Connecticut, and that employees are treated when employed without regard to their sexual orientation.

Motion passed unanimously.

13. Uniform Term of Service and Reorganization for Various Advisory Committees

Ms. Duffy, Chair of the Committee on Committees moved the following resolutions:

RESOLVED: The terms of office for the Agricultural Committee, the Arts Advisory Committee, the CATV Advisory Committee, the Town Council Sustainability Committee, the Mansfield Advocates for Children Council, the University-Town Relations Committee and the Youth Advisory Committee be established as three (3) year terms for all citizen members. The Committee on Committees will establish the initial terms of 1,2 or 3 years for the current members of each Board, Council or Committee. Subsequent appointments for all citizen members will be three (3) year terms. Members appointed by specifically designated institutions and Town Staff will be exempt from the term designations.

RESOLVED: The ADA Grievance Committee as established by the Town Council on November 23, 1992 shall be dissolved, and further that pursuant to the US Department Justice ADA Guidelines, the Advisory Committee on Persons with Disabilities shall be designated as the ADA Grievance Committee for the Town of Mansfield.

RESOLVED: The Fire and Emergency Services Committee and the Wellness Center Advisory Board shall be dissolved effective immediately. Motion passed unanimously.

13a. Appointment of Auditors for the Town

Mr. Clouette moved, effective May 11, 2009, the appointment of Blum, Shapiro & Company, P.C. as the auditors for the Town for Fiscal Year 2008/2009 as recommended by the Finance Committee.

Motion passed unanimously.

13b. Public Hearing Regarding An Ordinance Establishing Fee Schedule for Fire Marshal Services

Mr. Clouette moved, effective May 11, 2009, to schedule a public hearing on the proposed Ordinance Establishing Fee Schedule for Fire Marshal Services for 7:30 p.m. at the May 26, 2009 Town Council meeting.

Motion passed unanimously.

13c. Surveys for Distribution at the Annual Town Meeting

By consensus the Council agreed to authorize the Town Manager to inform the Communication Advisory Committee to proceed with the survey at the annual town meeting.

Council members did note that this survey would only reflect the opinions of those present at the meeting.

VIII. DEPARTMENTAL AND COMMITTEE REPORTS

No Reports

IX. REPORTS OF COUNCIL COMMITTEES

Mr. Haddad reported the Personnel Committee would be meeting to begin the process for the Town Manager's evaluation. It was suggested that Council members let the Committee know their opinions of the process.

Ms. Duffy reported the Committee on Committees would like to recommend to the Council that new committees be invited to appear before the Council to provide an update and opportunity for discussion. She suggested that the Communication Advisory Committee be invited to a future Council meeting to discuss their first year as a Committee.

X. REPORTS OF COUNCIL MEMBERS

No Reports

XI. PETITIONS, REQUEST AND COMMUNICATIONS

14. S. Clark re: Mansfield Town Library hours and staffing levels
15. Friends of the Mansfield Library re: Budget
16. Council Policy on Communicating of Mansfield Positions
17. M. Hart re: Appointment to Mansfield Library Board
18. Governor Rell: Army Corps to Invest \$5.6 Million in Connecticut Flood Control Projects
19. Chronicle "Letter to the Editor" – 04-22-09
20. Chronicle "Letter to the Editor" – 04-24-09
21. Chronicle "Letter to the Editor" – 04-30-09
22. Chronicle "Letters to the Editor" – 05-01-09
23. Chronicle "Letter to the Editor" – 05-04-09
24. Chronicle "Local lawmakers give state budget insight" – 04-29-09
25. Chronicle "Mansfield has a new finance head" – 04-28-09
26. Chronicle "Partnership confident Storrs Center can weather..." – 05-04-09
27. Chronicle "Reduced town budget presented to voters" – 04-24-09
28. Chronicle "Town pleased after spring bash" – 04-28-09
29. Daily Campus "State media to blame for attracting outsiders,..." – 04-28-09
30. Mansfield Today "Sewage leak at Goodwin School addressed..." – 04-28-09
31. Mansfield Today "Troubled start for UConn Spring Weekend" – 4-25-09

XII. OPPORTUNITY FOR PUBLIC TO ADDRESS THE COUNCIL

Ric Hossack, Middle Turnpike, suggested the anticipated informational session scheduled with Tom Hennick from the Freedom of Information Commission be open to the public.

Mike Sikoski, Wildwood Road, agreed with Mr. Hossack.

XIII. FUTURE AGENDAS

Mr. Schaefer requested the email from Martha Fraenkel regarding her suggestions to deal with excessive trash left behind by students be referred to the Town/University Relations Committee.

Ms. Koehn suggested a discussion on the Council Policy on Communicating of Mansfield Positions and its inclusion in the Index of Council Policy

Statements. She also suggested the Council discuss the role of the Mayor in communicating the policies of the Council

Mr. Haddad requested an update from staff regarding their experiences with the recently enacted Freedom of Information policy, including the amount of revenue received, the tracking process and the numbers and nature of the requests.

XIII. EXECUTIVE SESSION

Not Required

XIV. ADJOURNMENT

Mr. Paulhus moved and Mr. Clouette seconded to adjourn the meeting.

Motion passed by all.

Elizabeth Paterson, Mayor

Mary Stanton, Town Clerk

**Town Manager's Office
Town of Mansfield**

Memo

To: Town Council
From: Matt Hart, Town Manager *M.H.*
CC: Town Employees
Date: May 11, 2009
Re: Town Manager's Report

Below please find a report regarding various items of interest to the Town Council, staff and the community:

Budget and Finance

- *Annual Town Meeting for Budget Consideration* – As you know, the Town Meeting is scheduled for 7:00 PM on Tuesday, May 12th at the Mansfield Middle School Auditorium. The League of Women Voters will be hosting a social hour and informal budget discussion at 6:00pm in the Mansfield Middle School Cafeteria. I have asked Mary Stanton to coordinate our preparations for the meeting tomorrow night, and she and staff have been very busy in that regard. We have advertised the meeting in a variety of media – press releases, website and cable announcements, box ads in the Chronicle, sign boards placed at town buildings and a direct mail piece (Budget-in-Brief) mailed to every home. We will have a sign language interpreter and childcare available. Also, the fuel conversion project is underway at the middle school – the work has occasionally tripped the fire alarm so we will have a fire watch on duty tomorrow night to address this situation if needed. In addition, I have prepared the attached agenda for the Special Town Council Meeting to follow the conclusion of tomorrow night's Town Meeting. The purpose of the meeting will be to set the mill rate if the budget is approved and if the Council believes that it is appropriate to set the mill rate at this time.

Council Questions and Requests for Information

- *Communications Advisory Committee Recommendation* – You will recall that the Communications Advisory Committee sent a letter to the Town Council recommending that you "consider passing an ordinance [pursuant to CGS §9-369b(d)] that allows for the creation of a committee to prepare 'concise summaries of arguments in favor of, and arguments opposed to, local proposals or questions approved for submission to the electors.'" Pursuant to the Town Council's request, I have asked the Connecticut Conference of Municipalities (CCM) to research this issue. As explained in the attached, CCM has not identified any towns or cities in the state that have adopted such an ordinance. At your convenience, please let me know what additional action, if any, you would like to take regarding this item.

Departmental/Division News

- *Energy Efficiency Conservation Block Grants* – I am pleased to announce that Mansfield will be receiving \$97,000 under the Energy Efficiency Conservation Block Grant component of the American Recovery and Reinvestment Act (ARRA). The state will make the application materials available in August 2009. At this point, we believe that the purchase of an energy management system for the Beck Municipal Building would be the most prudent use of this funding, but will also look at other options.

Future Agenda Items

I have the following items listed for future agenda items:

- Discussion with Metro Hartford Alliance
- Review of advisory committees

Some additional old and new business items that I see for the near future include:

- Bond authorization for Storrs Road enhancement project
Budget debrief (Finance Committee)
- Mansfield 2020 (Strategic Plan) – review feedback from advisory committees
- Parking steering committee for Storrs Center project

Major Projects and Initiatives

- *Ad hoc Regionalization Study Committee* – The first meeting of the Ad hoc Regionalization Study Committee will be held at 5:00 PM on Tuesday, May 26, 2009. The location will be the Library Media Center at EO Smith High School. An agenda will be distributed shortly.
- *Mansfield Downtown Partnership, Storrs Center Project* – As discussed last week, we will meet at 7:00 PM next Monday, May 18, 2009, to continue our review of commercial and financial information related to the Storrs Center project. I will distribute an agenda later this week.
- *Sustainability Advisory Committee* – With the exception of one additional Council member, we have made all of the appointments for the new Sustainability Advisory Committee. Staff will now schedule the first meeting of the committee.

Member Organizations

- *Mansfield Downtown Partnership* – The Annual Meeting for the Mansfield Downtown Partnership, Inc. will be held on Tuesday, June 2 at 6 pm at the Greek Center on Dog Lane.
- *WINCOG* – I attended the most recent meeting of the WINCOG Board of Directors. We had a comprehensive presentation from Charlene Cutler, Executive Director, of *The Last Green Valley*. That organization is doing some interesting work to promote agricultural sustainability – the Council may wish to consider inviting Ms. Cutler to attend a future meeting. Also at the WINCOG board meeting we elected Mr. Clark Stearns, First Selectman of Scotland, to serve as our Chair next year. Ms. Liz Woolf, Council Chair in Coventry, was elected Vice Chair.

Miscellaneous

- *Mansfield Hollow to receive stimulus funds* – As detailed in item 18 of tonight's packet, Mansfield Hollow Lake is scheduled to receive \$664,000 for an archaeological evaluation and various repairs. From my perspective, this is a wise investment on the part of the state and the Army Corps of engineers as Mansfield Hollow is such an important asset for Connecticut, the region and our local community.
- *Tulip Garden* – The pink ribbon tulip garden planted at the Town Hall in honor of those who have lost the fight against cancer and those who continue to fight came up in full bloom this year. The garden project, spearheaded by Town of Mansfield employee Jessie Shea, was completed last fall by the Town of Mansfield Relay for Life Team. Special thanks to everyone who helped create this beautiful garden for a great cause.
- *Volunteer Recognition: Frank Perrotti* - Youth Service Bureau Advisory Board member Francis "Frank" Perrotti was recently honored by the Northeast Communities Against Substance Abuse (NECASA) as the outstanding youth volunteer from the Town of Mansfield. This award recognizes an adult in the community who exemplifies outstanding leadership qualities and willingly shares their time and talents with the youth of their community. Mr. Perrotti has been a long time volunteer at the town of Mansfield and has worn many hats in the past years. When he was the principal of Mansfield Middle School in the 1970s, he spent many extra hours' shepherding students in the "right" direction, especially those students with academic challenges. In the 1980s he became the Superintendent of Mansfield Schools and never forgot about those students in financial and emotional need. In the 90's he became active with the Mansfield Youth Service Bureau and became the assistant chairperson of their Advisory Board and remains active to this day. He has been involved with the Grandparents Raising Grandchildren group since 1986 and mentors youth baseball players of Mansfield along with the baseball team of Eastern Connecticut State University. I congratulate Frank on this well-deserved honor and thank him for his service to those in need.

Upcoming Events

- *Festival on the Green Juried Art Show* - The Mansfield Downtown Partnership's *Festival on the Green* subcommittee is pleased to announce the fourth annual Juried Art Show as part of the upcoming *Festival on the Green*. The *Festival* will be Sunday, September 13, from noon to 5:00 pm in the parking lots of the Storrs Center commercial plazas. If it rains, the *Festival* will move inside E.O. Smith High School. A Call to Artists and Prospectus is available for local artists who are interested in submitting works for consideration. Interested artists may contact the Partnership office at 860.429.2740 to request these items or to receive additional information about this wonderful community event.
- *Family Fun Nights* – This summer the Parks and Recreation Department will be having family fun nights on Wednesday evenings, July 1, 15, 29, and Aug. 12 from 6:30-9:00 PM. Family fun nights are free for Community Center members and non-members just need to pay the daily fee.
- *Free Mansfield Days* – On Sunday, June 14th, noon-3:00 PM; Wednesday, July 15, 6:30-9:00 PM (family fun night), and on Saturday, Aug. 8th, noon-3:00 PM residents of Mansfield are invited to use the Community Center free of charge. Proof of residency may be required.
- *Garden Gate Plant Sale* - The Garden Gate Plant Sales feature great prices and people to help you who really know their plants! Everything from garden vegetables to house plants are usually for sale in this annual fundraiser held at the Mansfield Public Library. The event will be held on May 16, 2009 from 10:30AM – 12:30PM in the Buchanan Auditorium.
- *Memorial Day* – Mansfield will observe Memorial Day on Monday, May 25, 2009. The parade will begin at 9:00 AM from the intersection of Rt. 195 and Bassetts Bridge Road in Mansfield Center, and will travel North on 195, down Cemetery Road to the new Mansfield Center Cemetery. There will be a ceremony at the cemetery including three volleys fired and taps sounded in honors for the fallen. Come and join us as we honor our ancestors, family members, loved ones, neighbors and friends who have died in service to our nation.
- *Summer Concerts* – This year's free summer concerts will be held on the Community Center "Green." The concerts will be held on Thursdays, July 9, 17, 23, and 30, 6:30-8:00 PM. The concerts are held rain or shine and if the weather turns bad, we will move the concerts into the Community Center gymnasium. We encourage people to come out and enjoy a fun summer evening by bringing along a picnic dinner.

Upcoming Meetings

- Annual Town Meeting, May 12, 2009, 7:00 PM, Mansfield Middle School Auditorium.
- Youth Service Bureau Advisory Board, May 12, 2009, 11:30 AM, Conference Room B, Audrey P. Beck Municipal Building
- Regulatory Review Committee, May 12, 2009, 1:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Historic District Commission, May 12, 2009, 8:00 PM, Conference Room C, Audrey P. Beck Municipal Building
- Ethics Board, May 14, 2009, 4:30 PM, Conference Room B, Audrey P. Beck Municipal Building
- Committee on Committees, May 18, 2009, 6:00 PM, Conference Room B, Audrey P. Beck Municipal Building
- Town Council, May 18, 2009, 7:00 PM, location TBA
- Planning and Zoning Commission, May 18, 2009, 7:00 PM, Council Chambers, Audrey P. Beck Municipal Building
- Communications Advisory Committee, May 18, 2009, 7:00 PM, Conference Room C, Audrey P. Beck Municipal Building
- Open Space Preservation Committee, May 19, 2009, 7:00 PM, Conference Room B, Audrey P. Beck Municipal Building
- Conservation Commission, May 20, 2009, 7:00 PM, Conference Room B, Audrey P. Beck Municipal Building

- Mansfield Advisory Committee on the Needs of Persons with Disabilities, May 25, 2009, Conference Room B, Audrey P. Beck Municipal Building
- Town Council, TUESDAY, May 26, 2009, 7:30PM, Council Chambers, Audrey P. Beck Municipal Building



Town of Mansfield

Proclamation in Recognition of Emergency Services and Public Safety Personnel

Whereas, the University of Connecticut held its annual Spring Weekend event from Thursday, April 23, 2009 through Sunday, April 25, 2009; and,

Whereas, emergency services and public safety personnel from the Town of Mansfield, the State of Connecticut and area communities served the community with compassion and performed their duties with honor and distinction;

Whereas, these entities worked tirelessly and effectively throughout the weekend to prepare for and respond to activities that are not sanctioned by the university or the community and pose a threat to public safety;

Whereas, the town has received numerous positive comments from students, the university and the general public regarding the efforts of the emergency services and public safety personnel who assisted the community during Spring Weekend 2009; and

Whereas, the Mansfield Town Council wishes to express its appreciation to the Mansfield Fire Department, the Mansfield Resident Trooper's Office and the Office of Emergency Management, as well as all of the other state and area emergency services and public safety departments that provided assistance during Spring Weekend 2009:

NOW, THEREFORE, BE IT RESOLVED, that the Mansfield Town Council, on behalf of the community, does hereby express its gratitude to the members of the Mansfield Fire Department, the Mansfield Resident Trooper's Office and the Office of Emergency Management, as well as all of the other responding state and area emergency services and public safety departments for their assistance to the Town of Mansfield during Spring Weekend 2009.

IN WITNESS WHEREOF, I have set my hand and caused the seal of the Town of Mansfield to be affixed on this 11th day of May in the year 2009.

Elizabeth C. Paterson
Mayor, Town of Mansfield

TOWN OF MANSFIELD
ANNUAL TOWN MEETING
MAY 12, 2009
MANSFIELD MIDDLE SCHOOL AUDITORIUM

Town Clerk Mary Stanton called the Annual Town Meeting for Budget Consideration to order at 7:00 p.m. in the Mansfield Middle School Auditorium. The Town Clerk read the Notice and Warning of the Meeting and explained who would be eligible to vote. She then requested nominations for Moderator.

Mayor Elizabeth Paterson nominated Carol Pellegrine to serve as Moderator. A motion to close nominations was made, seconded and approved. Motion to approve Mrs. Pellegrine as Moderator passed unanimously.

Mrs. Pellegrine outlined the rules of debate for the meeting. Without objection Town Clerk Mary Stanton was appointed secretary to the meeting and Town Attorney Dennis O'Brien as parliamentarian. A motion to follow Roberts Rules of Order was approved without objection. Mrs. Pellegrine requested that citizens limit their comments to five minutes.

Mrs. Pellegrine recognized Mayor Elizabeth Paterson who described the challenges faced this year by staff and Council members in an effort to craft a conservative budget that protects the essential services and core values of the Town. The Mayor spoke to the collaborative efforts between the Town Council and the Boards of Education and thanked the members for their efforts. Mayor Paterson also thanked the Town Manager and his staff for their proactive efforts to curb spending this year and develop a budget that supports the future of the town and that reduces the town's dependency on state revenues.

Mrs. Pellegrine recognized Mr. Clouette, Finance Committee Chair, who presented an overview of the budget noting a decrease to the town's budget of 1.26%, and a decrease to the Board of Education's budget of 1.6%. Mansfield's share of the Regional 19 budget has decreased by 1.9%. Combined, the overall budget presents a \$688,008 or 1.6% reduction from the current year. Mr. Clouette explained the funding and purpose of the General Fund, the Capital Fund and the Capital and Nonrecurring Fund. As proposed the projected increase to the mill rate would be 1.8% or .47 mills, which would establish a tax rate for Fiscal Year 2009-2010 of 25.71mills.

Mrs. Pellegrine recognized Mary Feathers, Chair of the Board of Education. Ms. Feathers expressed thanks to Superintendent Fred Baruzzi and his staff for presenting a conservative budget that preserves the depth and breath of the programs offered to the Town's children. Ms. Feathers commented that Special Education programs would not be reduced in the budget.

Mr. Clouette offered the following resolutions for consideration:

RESOLVED: That the proposed General Fund Budget for the Town of Mansfield for fiscal year July 1, 2009 to June 30, 2010 in the amount of \$33,085,320 which proposed budget was adopted by the Council on April 20, 2009, be adopted and that the sums estimated and set forth in said budget be appropriated for the purpose indicated.

RESOLVED: That in accordance with Connecticut General Statutes Section 10-51, the proportionate share for the Town of Mansfield of the annual budget for Regional School District No. 19 shall be added to the General Fund Budget appropriation for the Town of Mansfield for fiscal year July 1, 2009 to June 30, 2010 and said sums shall be paid by the Town to the Regional School District as they become available.

RESOLVED: That the proposed Capital Projects Budget for fiscal year July 1, 2009 to June 30, 2010 in the amount of \$1,317,255 be adopted provided that the portion proposed to be funded by bonds or notes shall, at the appropriate times, be introduced for action by the Town Council as required by Section 407 of the Town Charter.

RESOLVED: That the proposed Capital and Non-Recurring Reserve Fund Budget for fiscal year July 1, 2009 to June 30, 2010 in the amount of \$900,000 be adopted.

Moderator Carol Pellegrine requested comments.

David Freudmann, Eastwood Road, moved to reduce funding in the General Fund for the Mansfield Downtown Partnership by the amount of \$125,000, Program 92000, and to reduce the Capital Fund by the amount of \$50,000, Program General Government. The motion was seconded.

Mr. Freudmann stated this is the last opportunity to stop the Storrs Center Project. He expressed a fear that if it is not stopped the Town will be liable for two parking garages for the next 40-50 years.

Dee Goodrich, Westwood Road, spoke in opposition to the motion stating her support of the Downtown Partnership and the need for the Mansfield to support the project. Ms. Goodrich noted that the University also contributes \$125,000 to the Partnership.

Steve Bacon, Wormwood Hill Road, spoke in opposition to the motion. Mr. Bacon stated he is concerned that the Town is too dependent on state revenues and views the Storrs Green Project as an opportunity to reduce that dependency. He estimated the cost of support for the Partnership based on a \$5000 tax bill is about \$20 per year. Mr. Bacon stated that net revenues are expected to be about \$2.6 million a year, at full build out.

Ric Hossack, Middle Turnpike, spoke in support of the motion stating that he supports the Storrs Green Project but is not in favor of using Town money for the project.

A.J. Pappanikou, Birchwood Heights, moved the previous question. Seconded, the motion to close debate passed by the requisite 2/3 of those present.

The motion on the amendment failed.

William Jordan, South Eagleville Road, questioned whether or not the \$30,000 reduction to the Fire and Emergency Budget was restored. Mr. Clouette answered that it was not and asked the Town Manager for further clarification. Town Manager Matt Hart stated that while the reduction remains in place all parties involved are committed to working to maintain current staffing. Mr. Jordan applauded the Council for the continuation of current levels of coverage.

Ric Hossack, Middle Turnpike, moved to reduce the Board of Education budget by \$150,000. The motion was seconded.

Mr. Hossack stated that since the Town employees have taken cuts in their salary he would like the Board of Education employees to do the same. He also would like Region 19 to follow suit.

Martin Sommer, Warrenville Road, spoke in opposition to the motion stating that the education system sets Mansfield apart from other towns in the area and he would not be in favor of reducing the education budget.

Helen Koehn, Separatist Road, stated that although she is not in support of the motion she does understand Mr. Hossack's concern. Ms. Koehn expressed appreciation to Town employees who were willing to sacrifice in order to keep Town services that all residents depend upon.

David Garvey, 104 Jonathan Lane, commented that even if the motion were approved the Board of Education would not necessarily have to use it for reductions in wages. He added if the unions were not willing to reopen negotiations the Board would need to make the cuts elsewhere in the budget.

William Jordan, South Eagleville Road, spoke in opposition to the motion noting that the education system in Mansfield is a credit to the tax payers.

Ric Hossack, Middle Turnpike, stated the reason he made the motion was that he believes that all employees including the Board of Education should share the burden.

Cynara Stites, Hanks Hill Road, speaking against the motion commented that the Board of Education couldn't force the teacher's union to reopen negotiations.

Ernerst Herrick, Ravine Road, spoke in opposition to the motion suggesting the education budget be left alone.

Corine Norgaard, Wormwood Hill Road, moved to call the question. Seconded the motion passed with the requisite 2/3 majority.

The vote on the motion to decrease the Board of Education budget by \$150,000 failed.

Richard Hiskes, Summit Road, moved to call the question on the budget. Seconded the motion passed with the requisite 2/3 majority.

Moderator Carol Pellegrine explained the procedure for the vote on the budget. She explained that since no amendments had been agreed to the vote would be on the budget as proposed by the Town Council.

The vote on the budget was as follows:

YES	463
NO	89

The motion to approve the budget, as presented, passed.

Without objection a motion to adjourn at 9:00 p.m. passed.

Mary Stanton, Town Clerk

SPECIAL MEETING-MANSFIELD TOWN COUNCIL

May 12, 2009

DRAFT

Mayor Elizabeth Paterson called the special meeting of the Mansfield Town Council to order at 9:10 p.m. in the Auditorium of the Mansfield Middle School

I. CALL TO ORDER

Present: Clouette, Duffy, Haddad, Koehn, Nesbitt, Paterson, Paulhus, Schaefer

II. BUSINESS

1. To set the mill rate for Fiscal Year 2009-2010

Mr. Haddad moved and Mr. Schaefer seconded to approve the following resolution:

BE IT RESOLVED: That the Tax Rate For the Town of Mansfield for Fiscal Year 2009-2010 be set at 25.71 mills, and the Collector of Revenue be authorized and directed to prepare and mail to each taxpayer taxbills in accordance with Connecticut General Statutes, as amended, and than such taxes shall be due and payable July 1, 2009 and January 1, 2010.

Motion passed unanimously.

III. ADJOURNMENT

Mr. Nesbitt moved and Mr. Clouette seconded to adjourn the meeting.

Motion to adjourn passed unanimously.

Elizabeth Paterson, Mayor

Mary Stanton, Town Clerk

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LEGAL NOTICE
TOWN OF MANSFIELD
PUBLIC HEARING May 26, 2009

The Mansfield Town Council will hold a public hearing at 7:30 PM at their regular meeting on May 26, 2009 to solicit public comment regarding An Ordinance Establishing Fee Schedule for Fire Marshal Services.

At this hearing persons may address the Town Council and written communications may be received. Copies of said proposals are on file and available at the Town Clerk's office: 4 South Eagleville Road, Mansfield, CT 06268.

Dated at Mansfield Connecticut this 13th^h day of May 2009

Mary Stanton
Town Clerk

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**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *MWH*
CC: Maria Capriola, Assistant to the Town Manager; John Jackman, Deputy Chief/Fire Marshal; David Dagon, Fire Chief; Dennis O'Brien, Town Attorney
Date: May 26, 2009
Re: An Ordinance Establishing a Fee Schedule for Fire Prevention Services

Subject Matter/Background

At Monday's meeting, the Town Council will conduct a public hearing regarding the adoption of the proposed Ordinance Establishing a Fee Schedule for Fire Prevention Services. As you may recall, during the budget adoption process the Town Council resolved to establish this fee schedule and budgeted \$35,000 in new revenue from this source.

I do wish to point out that the draft initially reviewed by the Council did not carry a title. At the previous meeting, the Council referred to the draft as An Ordinance Establishing a Fee Schedule for Fire **Marshal** Services. Staff believes the term "prevention" is preferable, and has substituted that word in the title. The proposed ordinance provides that the Town will assess fees for "new construction" only, and the requirements are applicable to all new construction, additions, renovations, and modernizations to buildings and structures that are regulated by the provisions of the Connecticut Fire Safety Code. It should be noted that the Fire Safety Code does not apply to one and two family dwellings, or accessory structures of one and two family dwellings.

The proposed ordinance has been reviewed and endorsed by the Finance Committee.

Financial Impact

The ordinance as proposed would provide a positive financial impact to the Town, with an estimate of \$35,000 in new revenue for next fiscal year.

Legal Review

The Town Attorney has reviewed this proposal and concluded that it is legally sound and may be enacted by the Council and implemented by Town staff.

Recommendation

Unless the public hearing raises any valid concerns that we have not considered, or if the Town Council wishes to edit the proposed proposal, staff recommends that the Council adopt the proposed Ordinance Establishing a Fee Schedule for Fire Prevention Services.

If the Council supports this recommendation, the following motion is in order:

Move, to adopt An Ordinance Establishing a Fee Schedule for Fire Prevention Services, which ordinance shall be effective 21 days after publication in a newspaper having circulation within the Town of Mansfield.

Attachments

- 1) Proposed Ordinance Establishing a Fee Schedule for Fire Prevention Services



**Town of Mansfield
Code of Ordinances**

“An Ordinance Establishing a Fee Schedule for Fire Prevention Services”

May 11, 2009 Draft

§ XXX-1. Legislative authority.

Pursuant to Chapters 541, 98 and 99 of the Connecticut General Statutes, as amended, the following penalties and schedule of fees are hereby established regarding the provisions of the Connecticut Fire Safety Code, as amended.

§ XXX-2. Schedule of fees.

- A. The fee for plan reviews for new construction, renovations, additions or modernization of buildings or structures shall be at the rate established in table 1, below. The basis upon which the fee is calculated shall be developed by the Building Department of the Town of Mansfield.
 - 1) Additional plan review time required due to changes or revisions to previously approved plans, or major redesigns after initial plan review shall be billed on an actual cost basis, but shall not exceed an amount equal to the original plan review fee.
- B. Certificate of occupancy fees for new construction, renovations, additions or modernization of buildings or structures are set forth in table 2, below.
- C. All plan review permit and certificate of occupancy fees for new construction, renovations, additions or modernization of buildings or structures are due and payable when an application is submitted to the Office of the Fire Marshal.
- D. Effective January 1, 2011 and January 1st of each year thereafter, certificate of occupancy fees (Table 2) shall be adjusted annually. The annual fee adjustment shall be revised and implemented on the first day of each year, beginning January 1, 2011, 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 Mansfield. Each such newly adjusted fee shall be rounded up to the next higher whole dollar amount.

§ XXX-3. Refunds.

- A. When a permit or approval has been issued in accordance with the Connecticut Fire Safety Code and the owner/applicant abandons or discontinues the building project, or, if the permit is revoked by the Fire Marshal, the owner/applicant can make a written request for a refund. The fee for that portion of the work actually completed shall be computed and any excess fee shall be returned, except that a nonrefundable plan review/administrative minimum fee of \$40 or 15% of the cost of the permit, whichever is greater, will be retained at least.

- B. When a permit or approval application submitted under this section has been denied in accordance with the Connecticut Fire Safety Code, the owner/applicant can make a written request for a refund. Any excess fee shall be returned, less a nonrefundable plan review/administrative minimum fee of \$40 or 15% of the cost of the permit, whichever is greater.
- C. The Fire Marshal will calculate the refund due to the owner/applicant and forward it to the Finance Department for processing.

§ XXX-4. Penalties for offenses.

- A. Starting work prior to obtaining approval from the Fire Marshal.
 - 1) A penalty of \$250 will be added to a permit fee for starting work without a permit.
 - 2) A penalty will not be assessed for emergency repair work.

§ XXX-5. Agencies exempt from fees; exception.

Agencies of the Town of Mansfield and the Mansfield Board of Education are required to comply with the provisions of the Connecticut Fire Safety Code, as amended; but shall not be required to pay any permit fees mandated by said Fire Safety Code, any amendment thereto, or under any Town ordinance relating thereto.

§ XXX-6. Savings Clause.

Should any court of competent jurisdiction declare any section or clause or provision of this Article to be illegal or unconstitutional, such decision shall affect only such section, clause or provision so declared illegal or unconstitutional, and shall not affect any other section, clause or provision of this Article.

Table 1.

Plan Review Fees for new construction, renovations, additions or modernization of buildings or structures

Fire Plan Review (Not Including R-3 Occupancies)	65% of the Building Permit Fee (100% for "Fast Track" Review)
Mechanical Plan Review (Fire Protection Systems)	100% of Building Permit Fee (135% for "Fast Track" Review)
Electrical Plan Review	35% of Building Permit Fee (70% for "Fast Track" Review)

Note: Fast track is an expedited plan review, which will be completed in one week or less.

Table 2. - These fees apply to multi-family residential (Not Including R-3 Occupancies) and commercial building permits for field inspections, approval and acceptance by the Office of the Fire Marshal.

Certificate of Occupancy Fees for field inspections, approval and acceptance

Floor Area	
0 - 10,000 sq. ft.	\$100.00
10,001 - 25,000 sq. ft.	\$200.00
25,001 - 50,000 sq. ft.	\$300.00
50,001 - 100,000 sq. ft.	\$500.00
100,001 - 200,000 sq. ft.	\$750.00
Greater than 200,001 sq. ft.	\$1,000.00
Manufactured Structures Set-Up Fee	\$25.00 per section, with a minimum fee of \$50.00 per permit

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**Town of Mansfield
Agenda Item Summary**

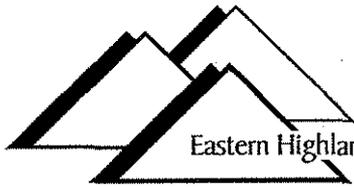
To: Town Council
From: Matt Hart, Town Manager *MWH*
CC: Maria Capriola, Assistant to Town Manager
Date: May 26, 2009
Re: UConn Landfill, Long-term Monitoring Program

Subject Matter/Background

Attached please find information regarding the UConn Landfill. The Council is not required to take any action on this item at this time.

Attached

- 1) R. Miller re: UConn Landfill Long Term Monitoring Plan, Report dated March 2009
- 2) Haley & Aldrich, Long-term Monitoring Plan, January/February 2009 - Round #9
- 3) R. Miller re: CT DEP Quarterly Progress Report – January, February, March 2009
- 4) CT DEP Quarterly Progress Report – January, February, March 2009 (excerpts)



Eastern Highlands Health District

4 South Eagleville Road • Mansfield CT 06268 • Tel: (860) 429-3325 • Fax: (860) 429-3321 • Web: www.EHHD.org

Memo

To: Matt Hart, Mansfield Town Manager

From: Robert Miller, Director of Health

Date: 5/8/2009

Re: UConn Landfill Long Term Monitoring Plan, Report dated March 2009

Per your request, I have reviewed the above referenced report. The results reported do not suggest an imminent or immediate risk to public health. No changes in the monitoring program were identified. With the exception of an arsenic detection in ground water wells in proximity to the landfill, the results are generally consistent with the historic body of data available for this project. This office will continue to monitor this situation. No action is recommended at this time.

Haley & Aldrich, Inc.
800 Connecticut Blvd.
Suite 100
East Hartford, CT 06108-7303

Tel: 860.282.9400
Fax: 860.282.9500
HaleyAldrich.com

**HALEY &
ALDRICH**

16 March 2009

Connecticut Department of Environmental Protection
Bureau of Water Protection and Land Reuse
79 Elm Street
Hartford, Connecticut 06106-5127

Attention: Raymond L. Frigon, Jr.

Subject: Long Term Monitoring Plan
January/February 2009 Sampling Round #9
UConn Landfill
Storrs, Connecticut

Ladies and Gentlemen:

The following certification is being submitted to the Department of Environmental Protection in accordance with the terms as delineated in the Consent Order No. SRD-101 issued 26 June 1998 for the document specified below:

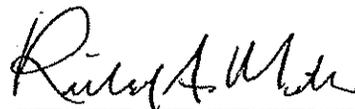
- Long Term Monitoring Plan
January/February 2009 Sampling Round #9
UConn Landfill
Storrs, Connecticut

I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense.

Agreed and accepted as stated above:



Richard P. Standish, P. G., LEP
Senior Vice President
Haley & Aldrich, Inc.



Richard A. Miller
Director,
Office of Environmental Policy
University of Connecticut

C: Barry Feldman, UConn

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1. INTRODUCTION

This Long Term Monitoring Plan (LTMP) was prepared pursuant to the Consent Order # SRD-101 between the State of Connecticut and the University of Connecticut (UConn) regarding the solid waste disposal area on North Eagleville Road (Landfill and Former Chemical Pits) and the former disposal site in the vicinity of Parking Lot F (F Lot). An Interim Monitoring Program (IMP) had been previously implemented in order to monitor shallow ground water, surface water and bedrock groundwater quality in nearby domestic water supply wells until a LTMP required pursuant to paragraph B.4.e of the Consent Order was implemented. In September 2005, the University began transitioning from the IMP to the LTMP. As part of this process, samples were collected from both the IMP and LTMP locations for three sampling quarters. These quarters, referred to as "transition rounds" were conducted in September and December 2005 and May 2006. Beginning with the October and November 2006 monitoring quarter, samples were only collected from the LTMP locations.

The objectives of the LTMP are:

- To assess the effectiveness of the remediation
- To monitor groundwater and surface water quality and trends, and
- To act as sentinel wells to protect human health and the environment.

Groundwater, surface water and soil gas samples are being obtained to verify that the new remediation systems are working as planned. The Plan is also designed to protect human health and the environment by evaluating the concentrations of contaminants in groundwater and surface water over time. If increasing concentrations are observed, UConn and the Connecticut Department of Environmental Protection (CTDEP) will reassess the remediation system design, expand the monitoring program, and take additional measures to protect human health and the environment.

The LTMP includes sampling of media at multiple locations: (1) six surface water locations; (2) five shallow groundwater monitoring wells; (3) five bedrock monitoring wells; (4) six active domestic wells; and (5) four soil gas monitoring locations. The locations are shown on Figure 1. The active domestic wells are located on Meadowood Road and Separatist Road.

Installation of the landfill cap and leachate interceptor trenches was complete in the spring of 2007. To date, significant changes to the groundwater quality have not been observed. The University proposes to switch from a quarterly groundwater program to a semi-annual monitoring program beginning in the fall of 2009 if approved by the CTDEP. Analytical results will continue to be evaluated and reported to the key parties and to the public.

This report documents the sampling round conducted in January and February 2009, also referred to as Round #9. Subsequent sampling will be conducted on a quarterly basis until the University receives approval from the CTDEP to change to a semi-annual sampling schedule.

2. SCOPE OF PROGRAM

The objectives of the LTMP are:

- To assess the effectiveness of the remedial actions.
- To establish sampling points and analytical parameters to monitor groundwater and surface water quality and trends and soil gas concentrations and trends, and
- To establish a network of monitoring wells and active domestic wells to function as sentinel wells to protect human health and the environment.

The LTMP is designed to monitor groundwater and surface water quality as well as soil gas in the vicinity of the landfill, former chemical pits, and F Lot on a long-term basis. The program consists of five sampling elements: shallow groundwater monitoring wells, deep (125 to 300 ft) bedrock groundwater monitoring wells, surface water monitoring locations, active residential water supply wells, and soil gas monitoring locations. All locations to be monitored under the program are shown on Figure 1. The following paragraphs describe the rationale for each proposed location based upon the conceptual model of the study area.

2.1 Shallow Groundwater Monitoring Wells

As part of the LTMP, three shallow wells [B401(MW), B403(MW) & B404(MW)] were constructed in the overburden south, southeast and north of the landfill respectively, and downgradient of the Leachate Inteceptor Trenches (LIT) in February and March 2007. These wells were installed to monitor shallow groundwater quality migrating out of the landfill area and to assess the effectiveness of the landfill cover and LITs.

Two previously existing shallow monitoring wells, MW-3 and MW-4, were reinstalled in August 2007 in the same general area however; they were offset several feet from their original locations. They were installed to monitor shallow groundwater quality downgradient of F Lot.

2.2 Deep Groundwater Monitoring Wells

Five bedrock (125 to 300 ft) groundwater monitoring wells are included in the LTMP. Three existing wells, MW-105R, B201R(MW), and B302R(MW) are located south and west of the landfill and former chemical pits. These wells were selected because they are situated in the direction of either suspected historical or known bedrock groundwater flow. Two former residential water supply wells, located at 156 Hunting Lodge Road and 202 North Eagleville Road, are also included in the LTMP because of their locations and construction depths. The University has not yet received permission to access the well at 156 Hunting Lodge Road therefore; it was not sampled as part of this quarterly event.

Permanent systems that allow the monitoring of discrete fracture intervals have been installed in two bedrock wells, B201R(MW) and MW-105R. Groundwater samples are collected from two fracture zones in each monitoring well.

2.3 Surface Water Monitoring Locations

Six surface water-monitoring locations, designated SW-A through SW-F, are included in the LTMP. These locations are strategically placed at the primary surface waters north (wetland and Cedar Swamp Brook drainage) and south (western tributary of Eagleville Brook drainage) of the landfill and former chemical pits area. A sixth surface water monitoring location immediately downgradient of F Lot (SW-F) on an eastern tributary to Eagleville Brook is also included. The surface water monitoring locations have been selected to assess surface water quality migrating from the landfill, former chemical pits, and F Lot areas.

2.4 Active Residential Water Supply Wells

Six active residential water supply wells are included in the LTMP:

38 Meadowood Road
41 Meadowood Road
65 Meadowood Road
202 Separatist Road
206 Separatist Road
211 Separatist Road

These residential wells are the closest active bedrock wells to the landfill and former chemical pits in the direction of suspected historical and known groundwater migration pathways in the fractured bedrock aquifer.

2.5 Soil Gas Monitoring Locations

Four soil gas-monitoring points B501(GW), B502(GW), B503(GW) and B504(GW) were installed in the east, southeast, southwest and northwest quadrants of the landfill immediately outside the cap perimeter to monitor for potential gas migration away from the landfill. The monitoring points are 4-in. diameter PVC wells extending to depths ranging between 7.5 and 9.5 ft bgs with a slotted screen interval from the surface seal (approximately 2.5 ft bgs) to the depth of completion. The locations are lateral to the leachate interceptor trenches (LITs) where the likelihood of soil gas migration is presumed to be greatest.

2.6 Sampling Parameters

During the course of the Hydrogeologic Investigation, a comprehensive suite of analytical methods was selected to determine the nature of the contamination in the Study Area. A wide range of methods were used to ensure that any potential contaminant identified during review of historical records or interviews with knowledgeable personnel would be detected if present. Multiple rounds of groundwater and surface water sampling have shown that the contamination is confined to a few classes of compounds. Furthermore, monitoring a select number of analytical methods will accomplish the objectives of the LTMP, that is, to assess effectiveness of remediation, monitor groundwater quality and trends and be protective of human health and the environment.

Groundwater and surface water samples were analyzed from the 21 groundwater and surface water monitoring locations for the following parameters:

- VOCs by EPA Method 524.2

- Total metals by EPA Method 200 Series

- Total mercury by EPA Method 7470/E245.1

- Other Inorganic Parameters

 - ammonia, nitrate and nitrite, total phosphorus, total dissolved solids, total suspended solids, alkalinity, hardness, chloride, sulfate, chemical oxygen demand, total organic carbon, biological oxygen demand and cyanide

- Field Screening Data

 - turbidity, conductivity, dissolved oxygen, ORP, pH, and temperature

Soil gas monitoring points were analyzed for methane and carbon dioxide using a multiple gas detection meter.

2.7 Sampling Frequency

Installation of the landfill cap and leachate interceptor trenches was complete in the spring of 2007. To date, significant changes to the groundwater quality have not been observed. If approved by the CTDEP, the University proposes to switch from a quarterly groundwater program to a semi-annual monitoring program beginning in the fall of 2009. Analytical results will continue to be evaluated and reported to the key parties and to the public.

3. SAMPLING PROCEDURES

Sampling procedures and analytical methods for the groundwater monitoring wells and surface water samples were followed in accordance with the Comprehensive Hydrogeologic Investigation and Remedial Action Plan, Addendum No. 2, dated July 2004.

Sampling procedures for the residential water supply wells were conducted in accordance with procedures previously established by CTDEP and the DPH for the health consultation study completed in 1999. Samples were collected from the water supply system prior to treatment after running the tap for approximately eight minutes.

Samples from the residential water supply wells were analyzed using EPA drinking water methods as noted on the enclosed Table I.

4. SUMMARY OF RESULTS

The analytical results from the January/February 2009 LTMP round #9 sampling are summarized in Table I. VOC Concentration and Conductivity vs. Time Plots for selected bedrock wells [MW105R, B201R(MW), and B302R(MW)] and selected overburden wells [B401(MW) and B403(MW)] are included in Appendix A. A discussion of the results below is organized by general sample types and locations – shallow groundwater monitoring wells, deep bedrock monitoring wells, surface water samples, active residential wells, and soil gas monitoring.

Shallow Groundwater Monitoring Wells

Monitoring wells B401(MW), B403(MW) and B404(MW) were constructed in the overburden south, southeast and north of the landfill downgradient of the Leachate Intercepter Trenches (LIT). These wells were installed to monitor shallow groundwater quality migrating out of the landfill area. The LITs were in operation at the time of this sampling event however; the electronic submersible pump in the northern LIT was not functioning properly during this sampling event. Groundwater samples were collected to provide baseline data. Samples were submitted to Phoenix Environmental Laboratories, Manchester, Connecticut for analysis of VOCs, total metals, and nutrients.

Several VOCs (including 1,2-dichlorobenzene, 1,4-dichlorobenze, chlorobenzene, sec-butylbenzene, and toluene) were detected in monitoring well B401(MW) located south of the landfill and chlorobenzene was detected in monitoring well B403(MW) located southeast of the landfill. VOCs were not detected in B404(MW) located north of the landfill. Arsenic was detected in both B401(MW) and B403(MW) at concentrations (0.007 mg/L and 0.006 mg/L, respectively) above the surface water protection criteria (SWPC) of 0.004 mg/L. Arsenic has not been detected at these locations in previous rounds. All other metal concentrations were below protective criteria. In general, concentrations of selected parameters and compounds appear consistent with previous sampling rounds.

Monitoring wells MW-3 and MW-4 were re-installed to monitor shallow groundwater quality downgradient of F Lot. VOCs were not detected in the samples collected from MW-3 or MW-4. Metal concentrations at both locations were below protective criteria.

For quality control purposes, a duplicate sample was collected from B401(MW). Results were in general agreement for all compounds.

Deep Bedrock Monitoring Wells

In August 2005, permanent systems were installed in LTMP bedrock groundwater monitoring wells MW-105R and B201R(MW) which facilitate the collection of samples from two discrete intervals within each well. Both wells are approximately 125 ft deep. Monitoring wells 202-NERD (unused domestic well at 202 N. Eagleville Road) and B302R(MW), which range in depths from 300 to 320 ft do not have a discrete sampling systems installed. Integrated samples were collected from these locations. Samples were collected and submitted to Phoenix Environmental Laboratories, Manchester, Connecticut for analysis of VOCs, total metals, and

nutrients. Permission has not yet been obtained to access the well at 156 Hunting Lodge Road; therefore it was not sampled as part of this quarterly event.

VOCs were detected in discrete samples collected from both fracture zones of MW-105R and B201R(MW), which are located south of the landfill, within the Eagleville Brook drainage basin. Concentrations of benzene and 1,2-dichloroethane exceeded the groundwater protection criteria in samples from both MW105R and B201R(MW). Concentrations of trichloroethene (TCE) and vinyl chloride exceeded the groundwater protection criteria in the deeper fracture zone of MW105R. As in the previous round, benzene was detected below groundwater protection criteria in the sample collected from B302R(MW). VOCs were not detected above laboratory detection limits in the sample collected from 202-NERD.

Arsenic was detected (0.006 mg/L) above the SWPC in the sample collected from B302R(MW) however; metal and nutrient parameters were within typical groundwater water ranges for all the other bedrock monitoring well samples.

As part of the Remedial Action Plan and the Landfill closure, two LITs were constructed; one at the north end of the landfill (November 2006) and one at the south end (December 2006). The LITs were installed to intercept leachate-contaminated groundwater migrating north and south from beneath the landfill and former chemical pits. Leachate recovered by the LITs is pumped to the Water Pollution Control Facility (WPCF) for treatment and disposal. At the time of this sampling event, the LITs were in operation however; the electronic submersible pump in the northern LIT was not functioning properly. Groundwater quality at MW105R and B201R(MW) appeared to remain unaffected; analytical results were generally consistent with previous sampling events.

Surface Water Samples

Surface water was present at all six of the monitoring locations during this sampling quarter. The samples were submitted for analysis of VOCs, metals and nutrients. VOCs were not detected at any of the locations. Metal and nutrient parameters were within typical surface water ranges and consistent with previous sampling rounds.

For quality control purposes, a duplicate sample was collected at SW-F. Results were in general agreement for all compounds.

Active Residential Domestic Wells

Six active domestic wells (38 Meadowood Road, 41 Meadowood Road, 65 Meadowood Road, 202 Separatist Road, 206 Separatist Road and 211 Separatist Road) were sampled as part of this quarterly event. Four of the six wells did not contain VOCs above the method reporting limits. Trace concentrations of chloroform were detected in the samples collected from 206 and 211 Separatist Road. These results are consistent with findings from previous sampling events. No other VOCs were detected above method reporting limits at these locations. In the sample collected from 65 Meadowood Road, copper was detected above surface water protection criteria; however the concentration is below drinking water criteria and is consistent with copper concentrations detected at this location in previous sampling rounds. Metal and nutrient concentrations at all locations were within acceptable drinking water ranges.

Soil Gas Monitoring

Landfill gas is the natural by-product of the decomposition of solid waste in landfills and is comprised primarily of carbon dioxide and methane. A GEM2000 Landfill Gas Meter was used to sample and analyze methane, carbon dioxide and oxygen content at soil gas monitoring locations B501(GW), B502(GW), B503(GW) and B504(GW). Oxygen concentrations ranged from 13.9% at B502(GW) to 18.3% at B503(GW). Carbon dioxide readings ranged from 0.02% at B504(GW) to 4.1% at B502(GW). Methane gas readings were 0% at B501(GW) and B503(GW), and 0.01% at B502(GW) and B504(GW), below the flammable range (5–15%) in air. These results are consistent with previous monitoring events.



4 South Eagleville Road • Mansfield CT 06268 • Tel: (860) 429-3325 • Fax: (860) 429-3321 • Web: www.EHHD.org

Memo

To: Matt Hart, Town Manager

From: Robert Miller, Director of Health

Date: 5/20/2009

Re: UConn Landfill Project Quarterly Progress Report – April 2009

Per your request, I have reviewed the above reference report. To the best of my knowledge and belief, the information provided in the report is representative of the ongoing activities associated with the landfill project. No significant changes to the project direction were identified. The information reported is consistent with the expectations of this office.

No action is recommended by the office at this time.

Please feel free to contact me if you have any questions.



University of Connecticut
*Office of the Vice President and
Chief Operating Officer*

REC'D APR 30

Office of Environmental Policy

Richard A. Miller, Esq.
Director

April 22, 2009

Raymond L. Frigon, Jr.
State of Connecticut, Department of Environmental Protection
Bureau of Water Protection and Land Reuse
79 Elm Street
Hartford, CT 06106-5127

RE: CONSENT ORDER #SRD 101
STATE OF CONNECTICUT DEPARTMENT OF ENVIRONMENTAL PROTECTION (CTDEP)
QUARTERLY PROGRESS REPORT – JANUARY, FEBRUARY, MARCH 2009
REMEDIAL WORK PLAN IMPLEMENTATION - UCONN PROJECT BI-900748
UNIVERSITY OF CONNECTICUT LANDFILL, STORRS, CT

Dear Mr. Frigon:

The University of Connecticut (UConn) issues this Quarterly Progress Report to the Connecticut Department of Environmental Protection (CTDEP).

In accordance with paragraph B.8. of Consent Order SRD-101, progress reports must continue "until all actions required by this consent order have been completed as approved and to the satisfaction of the Commissioner, Respondent shall submit a progress report to the Commissioner describing the actions which Respondent has taken to comply with this consent order to date."

SPECIAL NOTE: If any of those individuals copied on this Progress Report no longer wish to receive these updates, they are welcome to contact Stephanie Marks, UConn Office of Environmental Policy at Stephanie.marks@uconn.edu.

Progress reported during January, February and March 2009 include:

- Construction and Closeout Activities
- Permitting and Monitoring Activities including Post Construction Remediation System Inspections
- Photographs
- Long-Term Monitoring Plan (LTMP)
- Contact and project document information
- Project Website
- Certification

An Equal Opportunity Employer

31 LeDoyt Road Unit 3055
Storrs, Connecticut 06269-3055

Telephone: (860) 486-8741
Facsimile: (860) 486-5477
E-mail: rich.miller@uconn.edu

Construction and Close-out Activities

Construction or Consultant Task	Estimated Start Date	Estimated Completion Date
submit as-built plans to Commissioner within ninety (90) days of completion of the landfill closure – Construction Closure Report (CCR) as per CTDEP Approval dated November 22, 2004	August 26, 2008	Due by November 24, 2008* Pending
Operations and Maintenance Manual (OMM) – Haley & Aldrich (H&A) deliverable	September 2008	Pending
Environmental Land Use Restriction (ELUR)	Underway	Following completion of CCR and OMM, est. April/May 2009
Bus Shelter construction– Partial, Foundation	July 25, 2008	TBD
Deck, Overlook construction – Partial	July 7, 2008	Materials on order, est. completion Summer 2009

* H&A contacted CTDEP on November 6, 2008 requesting to extend the deadline to submit the final reports due to the contractor’s delay in providing acceptable as-built drawings. We estimate that these drawings will be available shortly.

Permitting and Monitoring Activities including Post Construction Remediation System Inspections

January 2009

- Mason & Associates, Inc. (Mason) continues to execute the approved June 2004 Wetlands Mitigation Plan. Monthly inspection was conducted on January 21st. Mason prepared the Annual Wetlands Monitoring Report for Army Corps of Engineers and CTDEP. ACOE approved extending the deadline from December 15, 2008 until January 31, 2009 due to the lack of “as-built” drawings to be provided by the construction contractor. Unfortunately, as stated above, the drawings are still pending finalization although the report was submitted.
- UConn Water Pollution Control Facility (WPCF) personnel continue routine inspections of the compressor stations and associated leachate recovery systems. Problems with the north trench electrical pump (RW-2) and compressor continued. Due to the electrical pump issues, the north station’s compressor was overworked and this caused the need to replace major compressor components prematurely. UConn contracted Scales, a compressor maintenance and repair company, to perform needed repairs and replacement. Parts to repair the electrical pump transducer were also ordered.
- Tim Danaher of Haley & Aldrich conducted the monthly Remediation System Inspection on January 22nd. Notably, UConn properly managed large amounts of snowfall on the parking lot this month by both trucking snow from the lot and placing snow piles in appropriate areas on the lot (Photo 1).
- Due to above mentioned pump and compressor issues, average daily pumping rate in the north trench was ~2,800 gallons per day (GPD). The southern trench daily pumping rate increased from ~1,300 GPD in December to ~5,800 GPD.

February 2009

- Mason’s staff conducted wetlands monitoring activities on February 12, 2009 and, despite lower than average precipitation in January and February, snow melt contributed to overall increases in the water table. Various wildlife tracks and signs were observed throughout the mitigation areas and as previously noted; deer and rodent browse continues to impact vegetation.
- On February 19th, contractors removed and repaired the RW-2 electrical pump. Compressor parts were ordered.
- Tim Danaher of Haley & Aldrich conducted the monthly Remediation System Inspection on February 12th.
- Again, due to above mentioned pump and compressor issues, average daily pumping rate in the north trench in February was still lower at ~6,200 GPD. The southern trench daily pumped ~3,400 GPD.

March 2009

- Mason's staff conducted wetlands monitoring activities on March 13, 20 and 29, 2009. Vernal pool monitoring began this month with notable amphibian and macroinvertebrate activity in most vernal pools (Photo 2).
- North compressor and filters were replaced on March 12, 2009.
- Tim Danaher of Haley & Aldrich conducted the monthly Remediation System Inspection on March 18th and observed the north compressor station and pumps in working order.
- Daily pumping rates for the north station were calculated at ~13,400 GPD due to operational issues from February 19 through March 18. The southern trench daily pumped ~4,400 GPD.

Photographs



Photo 1: Well managed snow pile on south side of Lot C - January 22, 2009



Photo 2: Wood Frog Egg Mass in Created Vernal Pool B - March 2009

CTDEP Consent Order SRD101 Quarterly Progress Report – January, February, March 2009
April 22, 2009

Long-Term Monitoring Plan (LTMP)

UConn and Haley & Aldrich submitted LTMP Report for Round #8 (October/November 2008 sampling) on February 2nd. Sampling for Round #9 took place in January and February with the final report distribution in March 2009.

Listing of Project Contacts and Project Documents

No change to previous report.

UConn Project Web Site

The site's Internet address is <http://landfillproject.uconn.edu/> and a subsection contains construction information <http://landfillproject.uconn.edu/updates/>.

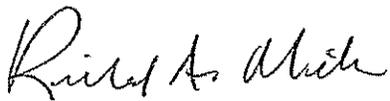
Certification:

As part of this submission, I am providing the following certification:

"I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense."

For questions, please contact James M. Pietrzak, P.E. at (860) 486-5836 or Stephanie Marks at (860) 486-1031.

Sincerely,



Richard A. Miller
Director, Office of Environmental Policy

CC:

Electronic

James Bradley
Scott Brohinsky
Eileen Brown
Thomas Callahan
Ann Denny
Barry Feldman
Mark Fitzgibbons
Roger Gleason
Brian Gore
George Kraus
Dave Lotreck
Stephanie Marks
Mike Pacholski
Mark Roy
John Kastrinos, H&A
Richard Standish, H&A
Chris Mason, Mason and Associates
Michael Triba, O&G
Carole Johnson, USGS

Hardcopy

Mansfield Public Library (UConn landfill file)
James Pietrzak (UConn project files)
Karen Grava, UConn (file)
Traci Iott, CTDEP
Alice Kaufman, USEPA
Marion Cox, Resource Associates
Salvatore Giuliano, NU Real Estate
Peter Haeni, F.P. Haeni, LLC
Allison Hilding, Mansfield Resident
Ayla Kardestuncer, Mansfield Common Sense
Robert Miller, Eastern Highlands Health District
Matthew Hart, Town Manager, Mansfield
Quentin Kessel, Chairman Mansfield Conservation Comm.
Gregory Padick, Director of Planning, Mansfield



**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *MWH*
CC: Maria Capriola, Assistant to the Town Manager; David Dagon, Fire Chief;
 John Jackman, Director of Emergency Management; SGT James Kodzis,
 Resident State Trooper Supervisor
Date: May 26, 2009
Re: Amendment to Special Police Services Ordinance

As you will recall, on March 23, 2009 the Town Council conducted a public hearing on the proposed amendment to the Special Police Services Ordinance (suggested to be re-titled as "Fees for Special Public Safety Services"). Subsequently, the Council asked staff to review the concerns expressed at the public hearing to determine whether any further revision to the proposed amendment was warranted.

In consultation with the Town Attorney, staff has closely reviewed the issues presented at the public hearing and recommends the following additional changes to the draft:

- Revise 70-1 to add an additional statutory authorization reference
- Revise 70-2 to provide that a determination of disturbance, nuisance or serious nuisance would be based on the totality of circumstances and that the absence of personnel would create a risk to health and safety
- Revise 70-3 to expand health and safety services to bystanders who may need to pass the event; to clarify costs as those expenses incurred; to further clarify the type of event focus of this ordinance and define what constitutes a nuisance or serious nuisance
- Revise 70-4 to clarify the conditions present in a dangerous situation
- Revise 70-5 to include previous experience with a particular property, owner or event organizer as a consideration for whether the situation is extensive enough to warrant citation

Financial Impact

The ordinance as revised does not have a direct cost to the Town of Mansfield. However, it will offset expenditures for public safety services that are over and above those normally provided.

Recommendation

Because the revisions made to the draft amendment are extensive, staff recommends that the Council schedule a second public hearing to solicit public comment regarding the proposal.

If the Town Council concurs with this suggestion, the following motion is in order:

Move, to schedule a public hearing for 7:30 PM at the Town Council's regular meeting on June 22, 2009 to solicit public comment on the proposed amendments to the Special Police Services Ordinance, Chapter 70 of the Mansfield Code (to be re-titled Fees for Special Public Safety Services).

Attached

- 1) Amendments to Special Police Services Ordinance (proposed changes marked)
- 2) Amendments to Special Police Services Ordinance (clean draft copy)

Chapter 70: PUBLIC SAFETY

[HISTORY: Adopted by the Town Council of the Town of Mansfield: Art. I, 3-27-1995, effective 4-22-1995. Amendments noted where applicable.]

GENERAL REFERENCES

Emergency preparedness — See Ch. 21.
Code of Ethics — See Ch. 25.
Disposal of property — See Ch. 73.
Fire lanes — See Ch. 125.
Abandoned vehicles — See Ch. 179.
Vehicles and traffic — See Ch. 182.
Traffic regulations — See Ch. A198.

ARTICLE I Special Public Safety Services [Adopted 3-27-1995, effective 4-22-1995]

§ 70-1. Title.

This Article shall be known and may be cited as the "Town of Mansfield Fees for Special Public Safety Services Ordinance." This Article is authorized by C.G.S. §7-148(c)(7)(E), (H)(viii) and (xiii), (10) and (b)(2), C.G.S. Section 7-152c, C.G.S. Section 47a-7(b), and by §C103 of the Mansfield Town Charter.

§ 70-2. Purpose.

It is the purpose of this Article to recover the town's costs, including costs incurred by the town for fire or emergency medical services or local or State Police services, for continued or subsequent responses to the scene of an event when the responding officer determines, based on the totality of the circumstances, that continued activity constitutes or encompasses a "disturbance" as defined herein, "nuisance" as defined in C.G.S. section 47a-32, "serious nuisance" as defined in C.G.S. section 47a-15, or a threat to the health, safety or general welfare of the public, or when any such officer or officers are present at a location where such dangerous activity is ongoing, reasonably determine(s) that the departure or absence of police, fire service or emergency medical services from the site is a risk to health or safety or would constitute or result in a disturbance, nuisance, or serious nuisance, and warns the event organizer or property owner or their agent that the event must be controlled or ended and the participants dispersed within a reasonable time.

Having to remain at any such event to protect health and safety or the general public welfare, or making a return visit to an event to disperse uncooperative participants or to address other event-related activity is an unnecessary drain on personnel and resources, often leaving other areas of the town without adequate levels of police, fire or emergency medical services protection, which creates a hazard to the public, requires resources above and beyond the level of services normally provided and constitutes a public nuisance, the costs of which should be paid by the responsible person(s). Enforcement of this Article shall neither require nor preclude the enforcement of any criminal law.

§ 70-3. Definitions.

For the purpose of this Article, the following definitions shall apply:

COSTS OF CONTINUED OR SUBSEQUENT RESPONSES — Police, fire or emergency

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services personnel having to stay at an event to discontinue, prevent or contain a disturbance, nuisance or serious nuisance, ensure the health or safety of participants or bystanders, or to protect the general public welfare, after reasonable written warning to control or disperse the event has been given without a sufficiently satisfactory response shall be considered a continued or subsequent response for the purposes of this article. Costs of continued or subsequent responses include the reasonable costs for public safety personnel, vehicles and other associated expenses incurred by the Town of Mansfield for the time actually spent in responding to or necessarily remaining at any such event, plus the actual cost of any medical treatment to injured town or state employees, or emergency service personnel and the cost of repairing or replacing any damaged town equipment or property.

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DISTURBANCE — Activity at an event which appears to constitute a nuisance or serious nuisance is a danger or threat to health, safety, or general welfare, or unreasonably causes significant annoyance or discomfort to persons not involved in the event.

EVENT — Includes a gathering or party where a group of persons have assembled or are assembling for a social occasion, party, or social activity whose primary purpose and function is not religious, educational, or political in nature.

NUISANCE — As defined in C.G.S. section 47a-32, "nuisance" shall be taken to include, but shall not be limited to, any conduct which interferes substantially with the comfort or safety of other tenants or occupants of the same or adjacent buildings or structures.

RESPONSIBLE PERSON — The person or persons who own the property where the event takes place or the apparent organizer of the event. If the responsible person is a minor, then the minor's parents will also be responsible parties. Any liability under this Article shall be joint and several.

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SERIOUS NUISANCE — As defined in C.G.S. section 47a-15, "serious nuisance" means, but shall not be limited to, substantial and willful destruction of part of the dwelling unit or premises, or conduct which presents an immediate and serious danger to the safety of other tenants or the landlord.

§ 70-4. First response; notice and written warning.

A. During a first response to an event, if the responding police officer determines, in the police officer's sole discretion, that based on the totality of the circumstances, the event presents a threat to health, safety or the general public welfare, or constitutes an ongoing disturbance, nuisance or serious nuisance, the responding officer may, among other things, deliver to any person who the officer reasonably determines to be a responsible person or to his or her agent a "Notice of Violation and Written Warning: First Response" which shall contain a message substantially as follows:

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"This Notice of Violation and Written Warning is given to you as a result of a first response by the Town of Mansfield to a dangerous situation, disturbance, nuisance or serious nuisance during an event organized by you or on your property. You may be charged all personnel and equipment and other costs incurred as a result of any continued or subsequent response by public safety personnel to this location, or if you are warned to disperse or otherwise reasonably control the event within a reasonable time and fail to comply."

B. The notice may also contain such other information as deemed necessary by the police officer at the scene of an event at which the officer determines that public safety personnel must

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remain to address a disturbance, nuisance or serious nuisance, or to protect any person from injury, for example, an order to the responsible property owner or party organizer to end, disperse or otherwise control the event, in order to accomplish the purposes of this section.

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§ 70-5. Continued or subsequent response; preparation of bill.

If a continued or subsequent response has occurred due to an event and an officer has reasonably determined that a further disturbance has occurred, or if a property owner or event organizer or his or her agent has been ordered to end, disperse or otherwise control an event and it is determined by the Town Manager, based on the totality of the circumstances, including but not limited to past experience with the same property and owner or event organizer, that any such person has failed to adequately do so, then a citation and bill for the costs incurred by the town for its continued or subsequent response, due to any such failure by such owner or organizer shall be prepared by the Town Manager or his agent or delegate or police officer and promptly delivered to the responsible person by a Town of Mansfield or state police officer designated by the municipality.

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§ 70-6. Collection.

The Director of Finance is authorized to enforce any such citation and collect such bill and reasonable costs of collection, including attorney's fees, by resort to the provisions of the Hearing Procedure for Citations Ordinance, set forth in Sections 129-1 through 129-10, inclusive of the Town of Mansfield Code of Ordinances.

§ 70-7. Appeals Procedure.

Any person fined or assessed penalties, costs or fees pursuant to this Article may appeal any such fine or assessment pursuant to the provisions of Chapter 129, Hearing Procedure for Citations.

§ 70-8. Savings Clause.

Should any court of competent jurisdiction declare any section or clause or provision of this Article to be unconstitutional, such decision shall affect only such section, clause or provision so declared unconstitutional and shall not affect any other section, clause or provision of this Article.

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5-18-2009

Chapter 70: PUBLIC SAFETY

[HISTORY: Adopted by the Town Council of the Town of Mansfield: Art. I, 3-27-1995, effective 4-22-1995. Amendments noted where applicable.]

GENERAL REFERENCES

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Traffic regulations — See Ch. A198.

ARTICLE I Special Public Safety Services [Adopted 3-27-1995, effective 4-22-1995]

§ 70-1. Title.

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§ 70-2. Purpose.

It is the purpose of this Article to recover the town's costs, including costs incurred by the town for fire or emergency medical services or local or State Police services, for continued or subsequent responses to the scene of an event when the responding officer determines, based on the totality of the circumstances, that continued activity constitutes or encompasses a "disturbance" as defined herein, "nuisance" as defined in C.G.S. section 47a-32, "serious nuisance" as defined in C.G.S. section 47a-15, or a threat to the health, safety or general welfare of the public, or when any such officer or officers are present at a location where such dangerous activity is ongoing, reasonably determine(s) that the departure or absence of police, fire service or emergency medical services from the site is a risk to health or safety or would constitute or result in a disturbance, nuisance, or serious nuisance, and warns the event organizer or property owner or their agent that the event must be controlled or ended and the participants dispersed within a reasonable time.

Having to remain at any such event to protect health and safety or the general public welfare, or making a return visit to an event to disperse uncooperative participants or to address other event-related activity is an unnecessary drain on personnel and resources, often leaving other areas of the town without adequate levels of police, fire or emergency medical services protection, which creates a hazard to the public, requires resources above and beyond the level of services normally provided and constitutes a public nuisance, the costs of which should be paid by the responsible person(s). Enforcement of this Article shall neither require nor preclude the enforcement of any criminal law.

§ 70-3. Definitions.

For the purpose of this Article, the following definitions shall apply:

COSTS OF CONTINUED OR SUBSEQUENT RESPONSES — Police, fire or emergency services personnel having to stay at an event to discontinue, prevent or contain a disturbance, nuisance or serious nuisance, ensure the health or safety of participants or bystanders, or to protect the general public welfare, after reasonable written warning to control or disperse the event has been given without a sufficiently satisfactory response shall be considered a continued or subsequent response for the

purposes of this article. Costs of continued or subsequent responses include the reasonable costs for public safety personnel; vehicles and other associated expenses incurred by the Town of Mansfield for the time actually spent in responding to or necessarily remaining at any such event, plus the actual cost of any medical treatment to injured town or state employees, or emergency service personnel and the cost of repairing or replacing any damaged town equipment or property.

DISTURBANCE — Activity at an event which appears to constitute a nuisance or serious nuisance, is a danger or threat to health, safety, or general welfare, or unreasonably causes significant annoyance or discomfort to persons not involved in the event.

EVENT — Includes a gathering or party where a group of persons have assembled or are assembling for a social occasion, party, or social activity whose primary purpose and function is not religious, educational, or political in nature.

NUISANCE — As defined in C.G.S. section 47a-32, "nuisance" shall be taken to include, but shall not be limited to, any conduct which interferes substantially with the comfort or safety of other tenants or occupants of the same or adjacent buildings or structures.

RESPONSIBLE PERSON — The person or persons who own the property where the event takes place or the apparent organizer of the event. If the responsible person is a minor, then the minor's parents will also be responsible parties. Any liability under this Article shall be joint and several.

SERIOUS NUISANCE — As defined in C.G.S. section 47a-15, "serious nuisance" means, but shall not be limited to, substantial and willful destruction of part of the dwelling unit or premises, or conduct which presents an immediate and serious danger to the safety of other tenants or the landlord.

§ 70-4. First response; notice and written warning.

- A. During a first response to an event, if the responding police officer determines, in the police officer's sole discretion, that, based on the totality of the circumstances, the event presents a threat to health, safety or the general public welfare, or constitutes an ongoing disturbance, nuisance or serious nuisance, the responding officer may, among other things, deliver to any person who the officer reasonably determines to be a responsible person or to his or her agent a "Notice of Violation and Written Warning: First Response" which shall contain a message substantially as follows:

"This Notice of Violation and Written Warning is given to you as a result of a first response by the Town of Mansfield to a dangerous situation, disturbance, nuisance or serious nuisance during an event organized by you or on your property. You may be charged all personnel and equipment and other costs incurred as a result of any continued or subsequent response by public safety personnel to this location, or if you are warned to disperse or otherwise reasonably control the event within a reasonable time and fail to comply."

- B. The notice may also contain such other information as deemed necessary by the police officer at the scene of an event at which the officer determines that public safety personnel must remain to address a disturbance, nuisance or serious nuisance, or to protect any person from injury, for example, an order to the responsible property owner or party organizer to end, disperse or otherwise control the event, in order to accomplish the purposes of this section.

§ 70-5. Continued or subsequent response; preparation of bill.

If a continued or subsequent response has occurred due to an event and an officer has reasonably determined that a further disturbance has occurred, or if a property owner or event organizer or his or her agent has been ordered to end, disperse or otherwise control an event and it is determined by the Town Manager, based on the totality of the circumstances, including but not limited to past experience with the same property and owner or event organizer, that any such person has failed to adequately do so, then a

citation and bill for the costs incurred by the town for its continued or subsequent response due to any such failure by such owner or organizer shall be prepared by the Town Manager or his agent or delegate or police officer and promptly delivered to the responsible person by a Town of Mansfield or state police officer designated by the municipality.

§ 70-6. Collection.

The Director of Finance is authorized to enforce any such citation and collect such bill and reasonable costs of collection, including attorney's fees, by resort to the provisions of the Hearing Procedure for Citations Ordinance, set forth in Sections 129-1 through 129-10, inclusive of the Town of Mansfield Code of Ordinances.

§ 70-7. Appeals Procedure.

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§ 70-8. Savings Clause.

Should any court of competent jurisdiction declare any section or clause or provision of this Article to be unconstitutional, such decision shall affect only such section, clause or provision so declared unconstitutional and shall not affect any other section, clause or provision of this Article.



**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *MWH*
CC: Maria Capriola, Assistant to the Town Manager
Date: May 26, 2009
Re: Regionalism

Subject Matter/Background

At the last meeting, Council discussed how to best approach the concept of pursuing regionalization initiatives with area towns, councils of governments and other organizations. One idea that was discussed was the establishment of an *ad hoc* committee of council members who would be available to join me in conversations with potential service partners.

Council also discussed the possibility of restructuring the missions of existing advisory boards and committees to include issues related to regionalism. Council members did raise concerns regarding staffing and ability of councilors to serve on an additional committee. The consensus, therefore, appeared in favor of approaching the subject of regionalism through current channels such as the council of governments and informal means. The Council also asked staff to research whether there are any Freedom of Information Act implications for a small, informal committee.

Staff has reviewed this issue with the Freedom of Information Commission. Arguably, if the Council were to form a small committee consisting of two councilors and me to pursue regional initiatives, the committee meetings might constitute a "proceeding" under Connecticut General Statutes §1-200(2). In this scenario, to err on the side of caution the commission would advise that we post agendas and take basic minutes for any such committee. Establishing this committee and meeting these requirements is easily accomplished. However, the work of the committee could potentially be slowed by meeting notice and related requirements.

A less formal mechanism would be for one council member to accompany me in conversations with other area organizations. In the absence of a committee, these conversations arguably would not qualify as a proceeding under the act and would not constitute a public meeting. Since the conversations are exploratory in nature, and are not intended to yield specific results, but rather to inform the Council of potential opportunities, this option may expedite the process.

Please let me know how you wish to proceed with this item.

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**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *MWH*
CC: Maria Capriola, Assistant to Town Manager
Date: May 26, 2009
Re: Appointment to Building Committee for Mansfield Public Schools

Subject Matter/Background

Mansfield Public Schools Building Committee Member Anne Rash has resigned from the Committee. The Town and the Board of Education are thankful for the effort she has put into the work of this committee since June 2005. Her experience as a former principal and community member proved most helpful to the committee and her dedicated service is greatly appreciated.

The Board of Education has recommended the appointment of Marsha Wilhoit, a Mansfield resident, to fill the vacancy on this committee. Ms. Wilhoit is Superintendent of Schools in Hampton, Connecticut and has experienced a building project in her district.

Recommendation

Staff feels Ms. Wilhoit would prove an asset to the Mansfield Public Schools Building Committee and recommends that the Town Council authorize her appointment.

If the Council supports this recommendation, the following motion is in order:

Move, effective May 26, 2009, to appoint Marsha Wilhoit to the Mansfield Public Schools Building Committee, for an indefinite term.

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**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *MH*
CC: Maria Capriola, Assistant to the Town Manager; Cynthia van Zelm, Executive Director, Mansfield Downtown Partnership; Jeffrey Smith, Director of Finance; Cherie Trahan, Controller/Treasurer
Date: May 26, 2009
Re: Bond Authorization for Mansfield Streetscape and Pedestrian Improvements

Subject Matter/Background

The adopted 2008/09 Capital Fund Budget includes \$1,466,000 for the Mansfield Streetscape and Pedestrian Improvements Project, to be funded as follows:

- \$1,172,800 federal transportation enhancement grant revenues
- \$293,200 Town share; funding identified as bonds

The resolution that adopts the Capital Fund Budget states that the portion proposed to be funded by bonds shall be introduced for action pursuant to Section C407 of the Town Charter. Section C407 provides that the issuance of bonds and the appropriation of the proceeds thereof, in an amount not to exceed one percent of the annual budget, may be authorized by the consecutive action of the Council and a Town Meeting. If the amount is in excess of one percent of the annual budget the authorization would require consecutive action of the Council and a Referendum. One percent of the FY 2008/09 Budget totals approximately \$437,000. Therefore, this bond issuance can be authorized by consecutive action of the Council and a Town Meeting. As a final step, the Council would need to reapprove the appropriation authorized at Town Meeting.

The Town's Bond Counsel has prepared the resolutions needed to authorize this debt. He has adjusted the appropriations to account for estimated issuance costs, and Town's share has no increased to \$302,000.

Financial Impact

The Town's local share of the streetscape project totals \$302,000. If this bonding is not authorized, another means of funding will need to be found, or we will lose the federal transportation grant for this project. We do not have the available funds in the CNR Fund for this project. If we do not authorize this bonding in FY 08/09, it will have to be combined with other bonding from the 2009/10 Capital Fund budget. The bond authorization would then exceed one percent of the annual budget and would require a referendum.

In order to minimize transaction costs, upon receiving authorization the Town would fund the local share of the project by utilizing cash available in the Capital Fund and would not issue the debt until such time as it could be combined with other small issues.

Legal Review

As stated, the Town's Bond Counsel has prepared the resolutions listed below that are necessary to authorize the issuance of the debt.

Recommendation

The resolutions prepared by Bond Counsel are designed to accomplish the following:

- Appropriate the \$1,173,000 in federal grant funding
- Appropriate the \$302,000 local share
- Call and set the date for the Town Meeting

Staff recommends that the Council schedule the Town Meeting prior to the close of the fiscal year (June 30, 2009). The Council may wish to schedule the Town Meeting on the night of a regular meeting – the two regular meetings in June are June 8th and June 22nd. The Council Chambers does have limited capacity - EO Smith might be a preferable location to accommodate the voters.

Staff recommends that the Council move the resolutions listed below:

RESOLUTION APPROPRIATING \$1,173,000 FOR COSTS WITH RESPECT TO WALKWAY AND STREETScape IMPROVEMENTS ALONG STORRS ROAD (CONN. ROUTE 195) AND FLAHERTY ROAD, TO BE FUNDED FROM UNANTICIPATED FEDERAL TRANSPORTATION ENHANCEMENT GRANT REVENUES.

RESOLVED, That the Town of Mansfield appropriate ONE MILLION ONE HUNDRED SEVENTY-THREE THOUSAND DOLLARS (\$1,173,000) for costs with respect to walkway and streetscape improvements along the western side of Storrs Road (Conn. Route 195) approximately from its intersection with Bolton Road to the Liberty Bank Plaza property, walkway and streetscape improvements along Flaherty Road approximately from its northern intersection with Storrs Road to its intersection with Storrs Height Road, and related work and improvements, to be funded from Federal transportation enhancement grants to be received with respect to the project and unanticipated in the budget for the fiscal year ending June 30, 2009. The appropriation may be spent for design, acquisition, installation and construction costs, equipment, materials, engineering and other consultant fees, legal fees and other expenses related to the project. The Town Manager is authorized to determine the scope and particulars of the project and may reduce or modify the scope of the project; and the entire appropriation may be spent on the project as so reduced or modified.

RESOLUTION APPROPRIATING \$302,000 FOR COSTS WITH RESPECT TO WALKWAY AND STREETScape IMPROVEMENTS ALONG STORRS ROAD (CONN. ROUTE 195) AND FLAHERTY ROAD, AND AUTHORIZING THE ISSUE OF BONDS AND NOTES IN THE SAME AMOUNT TO FINANCE THE APPROPRIATION.

RESOLVED,

(a) That the Town of Mansfield appropriate THREE HUNDRED TWO THOUSAND DOLLARS (\$302,000) for costs with respect to walkway and streetscape improvements along the western side of Storrs Road (Conn. Route 195) approximately from its intersection with Bolton Road to the Liberty Bank Plaza property, walkway and streetscape improvements along Flaherty Road approximately from its northern intersection with Storrs Road to its intersection with Storrs Height Road, and related work and improvements. The appropriation may be spent for design, acquisition, installation and construction costs, equipment, materials, engineering and other consultant fees, legal fees, net temporary interest and other financing costs, and other expenses related to the project. The Town Manager is authorized to determine the scope and particulars of the project and may reduce or modify the scope of the project; and the entire appropriation may be spent on the project as so reduced or modified.

(b) That the Town issue its bonds or notes, in an amount not to exceed THREE HUNDRED TWO THOUSAND DOLLARS (\$302,000) to finance the appropriation for the project. The bonds or notes shall be issued pursuant to Section 7-369 of the General Statutes of Connecticut, Revision of 1958, as amended, and any other enabling acts. The bonds or notes shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town.

(c) That the Town issue and renew temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes for the project for the project. The amount of the notes outstanding at any time shall not exceed THREE HUNDRED TWO THOUSAND DOLLARS (\$302,000). The notes shall be issued pursuant to Section 7-378 of the General Statutes of Connecticut, Revision of 1958, as amended. The notes shall be general obligations of the Town and shall be secured by the irrevocable pledge of the full faith and credit of the Town. The Town shall comply with the provisions of Section 7-378a of the General Statutes with respect to any notes that do not mature within the time permitted by said Section 7-378.

(d) The Town Manager, the Director of Finance and the Treasurer, or any two of them, shall sign any bonds, notes or temporary notes by their manual or facsimile signatures. The law firm of Day Pitney LLP is designated as bond counsel to approve the legality of the bonds, notes or temporary notes. The Town Manager, the Director of Finance and the Treasurer, or any two of them, are authorized to determine the amount, date, interest rates, maturities, redemption provisions, form and other details of the bonds, notes or temporary notes; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the bonds, notes or temporary notes to provide for the keeping of a record of the bonds, notes or temporary notes; to designate a financial advisor to the Town in connection with the sale of the bonds, notes or temporary notes; to sell the bonds, notes or temporary notes at public

or private sale; to deliver the bonds, notes or temporary notes; and to perform all other acts which are necessary or appropriate to issue the bonds, notes or temporary notes.

(e) That the Town hereby declares its official intent under Federal Income Tax Regulation Section 1.150-2 that project costs may be paid from temporary advances of available funds and that (except to the extent reimbursed from grant moneys) the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the project. The Town Manager, the Director of Finance and the Treasurer, or any two of them, are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds, notes or temporary notes authorized by this resolution, if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

(f) That the Town Manager, the Director of Finance and the Treasurer, or any two of them, are authorized to make representations and enter into written agreements for the benefit of holders of the bonds, notes or temporary notes authorized by this resolution to provide secondary market disclosure information, which agreements may include such terms as they deem advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such bonds, notes or temporary notes.

(g) That the Town Manager, the Director of Finance, the Treasurer and other proper officers and officials of the Town are authorized to take all other action which is necessary or desirable to complete the project and to issue bonds, notes or temporary notes.

RESOLUTION CALLING TOWN MEETING WITH RESPECT TO WALKWAY AND STREETScape IMPROVEMENTS ALONG STORRS ROAD (CONN. ROUTE 195) AND FLAHERTY ROAD.

RESOLVED,

(a) That pursuant to Sections 406 and 407 of the Town Charter, the resolution adopted by the Council under Item ___ of this meeting, appropriating \$302,000 for costs with respect to walkway and streetscape improvements along Storrs Road (Conn. Route 195) and Flaherty Road and authorizing the issue of bonds and notes and temporary notes to finance the appropriation, shall be submitted to a Special Town Meeting to be held _____ day, _____, 2009, which Town Meeting the Town Council hereby authorizes the Mayor to call.

HOUSING AUTHORITY OF THE TOWN OF MANSFIELD
REGULAR MEETING MINUTES
Housing Authority Office
April 16, 2009
8:00 a.m.

Attendance: Mr. Long, Chairperson; Mr. Simonsen, Vice Chairperson was excused; Mr. Eddy, Secretary and Treasurer; Ms Hall, Assistant Treasurer; Ms Christison-Lagay Commissioner; and Ms Fields, Executive Director.

The meeting was called to order at 8:15 a.m. by the Chairperson.

MINUTES

A motion was made by Ms Christison-Lagay and seconded by Mr. Eddy to accept the minutes of the March 19, 2009, Regular Meeting. Motion approved unanimously.

COMMUNICATIONS

Mr. Hammon provided a rough estimate of \$4,500 to make the modifications to the laundry room to allow Wright's Village residents unlimited access. The plan would add another door part way down the existing hallway with an automatic door opener. Almost half the cost is to provide the automatic door opener.

A motion was made by Mr. Eddy and seconded by Ms Hall to approve an amount of not more than \$5,000 to make modifications to the Senior Center to give Wright's Village residents unlimited access to their laundry room. Motion approved unanimously.

REPORTS OF THE DIRECTOR

Bills

A motion was made by Mr. Eddy and seconded by Ms Christison-Lagay to accept the March 2009 Bills. Motion approved unanimously.

Financial Reports –A (General)

A motion was made by Ms Hall and seconded by Ms Christison-Lagay to accept the January 2009 Financial Reports. Motion approved unanimously.

Financial Report-B (Section 8 Statistical Report)

A motion was made by Ms Christison-Lagay and seconded by Mr. Eddy to accept the January 2009 Section 8 Statistical Report. Motion approved unanimously.

REPORT FROM TENANT REPRESENTATIVE

None

UNFINISHED BUSINESS

Finance Meeting Report

Lenard Engineering provided a proposal in the amount of \$10,000 for engineering and design services of the pavement renovation and creation of a new dumpster pad at Holinko Estates. The Finance Meeting agreed to recommend the Board accept the proposal.

A motion was made by Mr. Eddy and seconded by Ms Christison-Lagay to accept the proposal dated March 19, 2009 from Lenard Engineering for engineering and design services of the pavement renovation and creation of a new dumpster pad at Holinko Estates. Motion approved unanimously.

Policy Review

A motion was made by Ms Christison-Lagay and seconded by Mr. Eddy to accept the Rules for Public Participation at Regular Meetings policy. Motion approved unanimously.

NEW BUSINESS

Appointment of Auditor

Roy & Associates, CPA's has provided a new audit contract. The contract is for 4 years in the amount of \$4,500 for the 2008 audit with three percent (3%) increases in each of the two subsequent years. A motion was made by Ms Christison-Lagay and seconded by Ms Hall to approve the contract. Motion approved unanimously.

Tenant Request for New Refrigerator

A tenant asked Ms Fields to request an exception from the Board to the policy of providing new stoves and refrigerator when turning units. He is asking that the Board allow his family to receive a new refrigerator due to hardships with health and financial issues. The issue of existing tenant requests for appliances was previously discussed and rejected when the Board approved the purchase of stoves and refrigerators. There will be no change in the previously approved policy.

Sign Enhancement

Ms Fields contacted Art Signs for a price on identifying the Mansfield Housing Authority when approaching from the south.

Holinko Roof Assessment

Ms Fields contacted Lane Remodeling to provide an updated assessment of the roofs at Holinko Estates. Mr. Lane provided a report stating the condition of each of the five roofs, a recommended replacement schedule and an estimated cost. While inspecting the roofs, he also made minor repairs to three of the roofs.

OTHER BUSINESS

Section 8 Chapter 6 Utility Reimbursement

A motion was made by Ms Christison-Lagay and seconded by Mr. Eddy to accept the changes made to the Utility Reimbursement language in the Section 8 Administrative Plan. Motion approved unanimously.

Water Bills

The water bills were received from the town. The Board had questions that Ms Fields could not answer. Mr. Smith, director of Finance, at the Town offered to meet with the Board. The Board will send a letter to Mr. Smith, accepting his offer.

ADJOURNMENT

The Chairperson declared the meeting adjourned at 10:10 a.m.

Dexter Eddy, Secretary

Approved:

Richard Long, Chairperson



COMMITTEE ON COMMITTEES
April 20, 2009 @ 6:00 PM
Buchanan Center at the Mansfield Library

Present: Leigh Duffy (Chair) and Bruce Clouette
Also attending: Town Manager, Matt Hart
Chair Leigh Duffy called the meeting to order at 6:00 p.m.

Minutes of the March 16, 2009 meeting were approved as presented.

Review of Boards of Appeals

Town Manager Matt Hart reviewed the options available to the Committee on Committees with regards to consolidation of Boards of Appeals.

1. Building Board of Appeal and the Housing Code Board of Appeals
The Town Clerk will contact the existing members of the Building Board of Appeals to alert them to the possible disbanding of this Board and will research the process by which the committee was established. A resolution to disband will be written. By consensus the Housing Code Board of Appeals will remain as is.
2. ADA Grievance Committee
Ms. Duffy will contact the Chair of the Advisory Committee on Persons with Disabilities, Wade Gibbs, to ascertain the Committee's willingness to also serve as the ADA Grievance Committee. A resolution to this effect will be written.
3. Personnel Appeals Board
By consensus the Committee agreed to keep the Personnel Appeals Board as currently configured.
4. Terms of Office
By consensus the Committee agreed to change the following Committee terms to 3-year terms: Agricultural Committee, Arts Advisory Committee, CATV Advisory Committee, Town Council Sustainability Committee, Mansfield Advocates for Children, University – Town Relations Committee and Youth Advisory Council. Changes to the terms of office for the Emergency Management Committee will require an ordinance change. The Town Manager will prepare said ordinance.

5. Resolution to dissolve the Fire and Emergency Services Committee and the Wellness Center Advisory Board
By consensus the Committee agreed to disband these committees.
The resolutions will be presented to Council at the May 11th meeting.

Review of Vacancies

Mr. Clouette will call Bob Kremer and Brian McCarthy to see if either is interested in serving as a full member.

Ms. Duffy will call Carol Lewis and Joan Neuwirth to see if either is interested in serving on the Board of Ethics

Ms. Duffy will suggest to the Council that Boards and Committees appear before the Council yearly to provide an update and an opportunity for discussion.

By consensus the Committee agreed to reappoint Richard Pellegrine to the Communication Advisory Committee. Mr. Clouette will contact the chair to discuss the proposed alternate position.

By consensus the Committee agreed to recommend Kathleen Paterson and Larry Lombard to the Agricultural Committee.

Ms. Duffy reported that Sheldon Dyer, Chair of the Recreation Committee, has agreed to call Denise Woodward regarding appointment to that Committee.

Ms. Duffy will call Wade Gibbs regarding reappointment to the Advisory Committee on Persons with Disabilities.

Town Manager Matt Hart will advertise for volunteers to the Social Service Advisory Committee. Mr. Hart has also spoken John Jackman regarding the appointment of Will Bigl to the Emergency Management Committee.

The Committee reviewed its recommendations to the Sustainability Committee and agreed to proceed with those already identified including: Lynn Stoddard (Citizen), William Lennon (Citizen), Sara Milius (Citizen), Matt Hart (Town Manager), Bonnie Ryan (PZC), Katherine Paulhus (Bd of Ed), Rich Miller, (UConn) and Leigh Duffy (Town Council). The Town Manager will prepare a package of materials for Committee members.

The meeting was adjourned at 7:10 p.m.

Mary Stanton, Town Clerk

Minutes Mansfield Library Advisory Board Meeting

May 14, 2009

Present: L. Bailey, ex officio, E. BarShalom, E. Chibeau, S.Q. Clark, presiding, H. Hand, W. Hare, R. Pollack, recording, D. Truman

Absent: B. Katz, J. Green

Visitors: None

The meeting was called to order 7:05 PM

MINUTES: Minutes of the March 10, 2009 meeting were accepted.

COMMUNICATIONS: H. Hand letter to the Deputy Mayor about Budget Cuts and R. Mocanu's letter to the Council about Budget was read. S. Q. Clark's letter to the Town Council focused on the Budget reductions and the impact it would have on Library hours.

LIBRARIAN REPORT: - Town Council Mandate re: Library Hours

L. Bailey states a minimum of two people is needed at the desk when the Library is open. Materials need to be checked out and in. A third person is also needed to be in the Library in case of an emergency, and the Librarian is needed to help a patron.

Additionally, since the Auditorium and Stage areas are often used, someone in the Library has to be aware of what is happening there in case of a problem.

The Advisory Board concurs with L. Bailey that three people are needed to be present when the Library is open to both protect the well being of patrons and maintain the integrity of the collection. With the staffing cuts, the only solution is to be open fewer hours to ensure everyone's safety. L. Bailey can document the time that would impact patrons the least.

The Advisory Board proposes that L. Bailey write to the Town Council for reconsideration of the number of hours that the Mansfield Library is open. As a Director, The Board believes L. Bailey's training and experience make her the best qualified to make this decision.

Meeting adjourned at 8 30PM

Respectfully submitted,

Rita Pollack

TOWN OF MANSFIELD
Ethics Board
Thursday, April 16, 2009
Audrey Beck Municipal Building, Conference Room C
4:30pm

Minutes

Members Present: Mike Sikoski, David Ferrero, Nancy Cox, Lena Barry, Win Smith, Nora Stevens
Staff Present: Maria Capriola, Assistant to Town Manager

I. APPROVAL OF MINUTES FROM 4/16/09

A motion was made by Mr. Sikoski and seconded by Ms. Cox to adopt the minutes of April 16, 2009 as presented. The minutes were approved unanimously as presented.

II. PUBLIC COMMENT

None.

III. CHAIRPERSON'S REPORT

Mr. Sikoski stated that he would like to have FOI training for the Ethics Board on May 7, 2009; the training would be conducted by the FOI Commission. Discussion occurred on the matter. Ms. Stevens made a motion, seconded by Mr. Ferrero to ask Ms. Capriola to research the feasibility of moving the FOI training that she and Ms. Stanton are coordinating to June, 2009; all were in favor and the motion passed. Board members agreed that the May 7th training was not needed as a result.

V. DISCUSSION ON ETHICS CODE

The Board continued to review and discuss Ms. Cox's suggestions regarding the Ethics Code. Recommended changes and pending items for further discussion are attached to these minutes. At the 4/30 meeting the following decisions were made:

- Add definition of "appear" to 25.3 (all in favor);
- Add definition of "conflict of interest" to 25.3 (all in favor);
- Revise definition of "interest in a personal and financial sense" to 25.3 (all in favor);
- Revise definition of "official" to 25.3 (all in favor);
- Add definition of "outside employer" to 25.3 (all in favor);
- Add definition of "subordinate" to 25.3 (all in favor);
- Revise language in 25.4A, use of town assets (Smith, Cox, Sikoski, Ferrero in favor, Stevens abstention);
- Revise language in 25.4B to include "special consideration", "representation", "appearances", "political solicitation", "patronage", and "nepotism" (all in favor).

VI. FUTURE AGENDAS AND MEETING SCHEDULE

The next meeting will be held May 14, 2009 at 4:30pm

VII. ADJOURNMENT

The meeting adjourned at 6:24 pm.

Respectfully Submitted,
Maria E. Capriola,
Assistant to Town Manager

Chapter 25: ~~ETHICS~~, CODE OF

Notes on Recommended Changes Decided Up To the 4/30/09 meeting:

- **Strikethrough** = recommended deletions reached by consensus or majority of members
- **Bold/Italics** = recommended revisions by consensus or majority of members
- **Comment boxes** indicate items for further discussion

[HISTORY: Adopted by the Town Council of the Town of Mansfield 6-26-1995, effective 8-7-1995. Amendments noted where applicable.]

§ 25-1. Title.

This chapter shall be known and may be cited as the "Code of ~~Ethics~~."

§ 25-2. Purpose.

- A. The purpose of these standards is to guide town officials, elected and appointed, town employees and citizens by establishing standards of conduct ~~for persons in the decisionmaking process~~. It is intended to strengthen the tradition of *good* government in the town.
- B. Good government depends on decisions which are based upon the merits of the issue and are in the best interests of the town as a whole, without regard to personal gain.
- C. In pursuit of that goal, these standards are provided to aid those involved in decisionmaking to act in accordance with the public interest, use objective judgment, assure accountability, provide democratic leadership and uphold the respectability of the government.

§ 25-3. Definitions.

As used in this chapter, the following words or phrases shall have the meanings ascribed to them in this section:

- A. **APPEAR**— *Any form of communication including: in person, through another person, by letter, by telephone or by electronic media.*
- B. **CONFIDENTIAL INFORMATION** — *Any information concerning the property, business or affairs of the town not generally available to the public, ~~not discloseable under or subject to FOI rules (chapter 14, § 1-210 C.G.S.)~~ Any information, whether transmitted orally or in writing, which is obtained by reason of the public position or office held and is of such a nature that it is not, at the time of transmission, a matter of public record or public knowledge as defined by Chapter 14, § 1-210 C.G.S.*
- C. **CONFLICT OF INTEREST** - *An official or employee may not use his or her position/office in a manner which he or she knows may result in a personal or financial benefit, not shared with a substantial segment of the town's*

population, for any of the following:

- a) himself or herself;
- b) a member of his or her household;
- c) an outside employer/business of his or hers, or of a member of his or her household;
- d) a customer or client;
- e) person or entity from whom the official has received an election campaign contribution totaling more than \$200 in the aggregate during the past election cycle (this amount includes contributions from a person's immediate family or business);
- f) a substantial debtor or creditor of his or hers, or of members of his or her household; or
- g) a nongovernmental civic group, union, social, charitable, or religious organization of which he or she (or a member of his or her household) is an officer or director.

- D. EMPLOYEE — Any person receiving a salary, wages or compensation from the town for services rendered.
- E. IMMEDIATE FAMILY — Any parent, brother, sister, child spouse or co-habiting partner of an individual as well as the parent, brother, sister or child of said spouse or co-habiting partner, and the spouse or co-habiting partner of any such child or any dependent relative who resides in said individual's household.
- F. INTEREST IN A PERSONAL OR FINANCIAL SENSE — *A relationship in which a direct or indirect personal or financial benefit might be received. "Financial benefit" includes: money, service, entertainment, or any promise of these or anything else of value. This term does not include campaign contributions authorized by law.*

For the purpose of this Code, the same meaning as the courts of this state apply, from time to time, to the same phrase as used in §§ 8-11 and 8-21, C.G.S. 2.

- G. ~~MINISTERIAL ACT—An action performed without the exercise of judgment or discretion as to the propriety of the act. An example of a ministerial act is the granting of a marriage license by a town clerk.~~
- H. OFFICIAL — Any person holding elective or appointive town office, paid or unpaid, including members and alternate members of town agencies, boards and commissions, and committees appointed to oversee the construction or improvement of town facilities, or any other board, commission or agency that perform legislative or judicial functions or exercise financial authority (collectively hereinafter referred to as "body"). "Official or employee" does not include a judge, justice, or official or employee of the court system.
- I. OUTSIDE EMPLOYER OR BUSINESS—*This term includes: any substantial business activity other than service to the town; any entity of which the official/employee is a member, official, or employee, and from which he or she receives compensation; any entity located in the town or which does business with the town, in which the official/employee has an ownership interest; and any entity to which the official or employee* owes, or is owed, more than \$10,000. For purposes of this definition,*

Comment [MEC1]: Group Tabled to future meeting

"compensation" does not include reimbursement for expenses.

J. SUBORDINATE--Another official/employee whose activities an official or employee directs/supervises.

§ 25-4. Guidelines established.

If an official or employee is speaking before a body as an elector during public comment, said person shall disclose their name, address, and public affiliation, regardless of whether the affiliation is indirect or direct to the matter in which the person is speaking.

A. Use of town assets. No official or employee shall use or permit the use of town funds, services, property, equipment, owned or leased vehicles or materials for personal convenience or profit, except when such services are available to the public generally or are provided in conformance with established *written* town policies for the use of such officials or employees. *This applies not only to objects such as cars and trucks, but also to travel and other expense reimbursements, which may not be spent on anything but official business.*

B. Fair and equal treatment.

1. Special Consideration--No official or employee shall grant or accept any special consideration, treatment or advantage to or from any person beyond that which is available to every other person.

2. Representation--An official/employee may not represent any other person or entity before the town, nor appear in any matter not before the town, but against the interests of the town. However, it is acceptable for elected officials to represent constituents without compensation in matters of public advocacy. Volunteer members of established boards and commissions may represent persons and entities before, or appear before, any town department, agency, board, or commission other than their own.

3. Appearances--An official or employee may not appear before any town department, agency, board or commission, except on his or her own behalf or on behalf of the town. Every time an official or employee appears or when he or she writes a letter to the editor or other publicly distributed correspondence regarding the Town, he or she is required to disclose whether he or she is appearing in an official capacity or as a private citizen. If the speech or writing is in response to criticism or other communication directed at his or her official role, the official/employee may respond only in his or her official role.

4. Political Solicitation--An official/employee may not request, or authorize anyone else to request, that any subordinate participate in an election campaign or make a political contribution. Nor may he or she engage in any political activity while on duty for the town, or with the use of town funds, supplies, vehicles, or facilities.

5. Patronage--No official or employee may use his or her influence to obtain an

appointment of another person to any position as a reward for political activity or contribution.

6. Nepotism--No official or employee may appoint or hire a member of his or her household to any type of employment with the town without first obtaining a waiver pursuant to XXXX. No official or employee may supervise or be in a direct line of supervision a member of his or her household. If an official or employee comes into a direct line of supervision of a member of his or her household, he or she will have six months to obtain a waiver.

C. Conflict of interest.

(1) Disqualification in matters involving a personal or financial interest. No employee or official shall participate in the hearing or decision of the body of which he or she is a member upon any matter in which he or she is interested in a personal or financial sense. The fact of such disqualification shall be entered on the records of such body. Nothing contained herein shall be construed as to prevent any elected official or employee from submitting a competitive sealed bid in response to an invitation to bid from any body of the town, provided that such person does not thereby violate Subsection C(2) of this section.

(2) Disclosure of confidential information. No official or employee shall disclose or use any confidential information obtained in an official capacity for the purpose of advancing his or her financial or personal interest or that of others.

(3) Gifts and favors. No official or employee or member of his or her immediate family shall solicit or accept any gift or gifts having a value of fifty dollars (\$50.) or more in value in any calendar year, whether in the form of service, loan, thing, promise or any other form, from any person or persons who to his or her knowledge is interested directly or indirectly in business dealings with the town. This prohibition shall not apply to lawful political contributors as defined in § 9-333(b), C.G.S. Gifts of property, money, or services received by an individual and given nominally to the town must be accepted by a resolution of the council.

Comment [MEC2]: To be discussed

(4) Use of influence. No official or employee shall solicit any business, directly or indirectly, from another official or employee *especially one* over whom he/she has any direct or indirect control or influence with respect to tenure, compensation or duties. No official/employee may engage in a financial transaction, including the giving or receiving of loans or monetary contributions, including charitable contributions, with a subordinate or person or business over which he or she exercises supervisory responsibility, unless (a) the financial transaction is in the normal course of a regular commercial business or occupation, or (b) the financial transaction involves a charitable event or fundraising activity which is the subject of general sponsorship by a town through official action by the council or town manager's office.

Comment [MEC3]: To be discussed

(5) Representation of private or adverse interest. No official or employee shall appear on behalf of a private interest before any body of the town, nor shall he or she represent an adverse interest in any litigation involving the town.

(6) Disclosure of interest. Any official or employee who has a personal or financial interest in any matter coming before any body of the town shall make the same known to such body in a timely manner, and such interest shall be disclosed on the records of such body.

An official/employee with an interest in a contract must disclose this interest prior to the first of any of the following events:

1. The solicitation of the contract
2. The bidding of a contract
3. The negotiation of a contract
4. The approval of the contract

Annual Disclosure

1. Officials, Employees, and Others Who Are Required to File:

Those holding the following job titles or positions are required to file a signed annual disclosure statement:

- a. Elected officials;
- b. Department heads and those authorized to act on their behalf (e.g., first deputies);
- c. Officials and employees who hold policymaking positions, including members of municipal boards, such as ethics commissions, finance boards, planning and zoning boards, boards of zoning, buildings, and assessment appeals, wetlands and conservation boards, economic development boards, and parks and recreation boards;
- d. Officials whose actual duties involve the negotiation or approval of contracts, variances, special permits, or licenses; the purchase, sale, rental, or lease of real property, personal property, or services, or a contract for any of these; obtaining grants of money or loans; or the adoption or repeal of any rule or regulation having the force and effect of law; and
- e. candidates for elected office and political party committee officers

2. Time and Place for Filing. Annual disclosure statements (for the calendar year) are to be filed with the Ethics Commission:

- a. Within one hundred and twenty days after the effective date of this section;
- b. Within thirty days after taking one of the job titles or positions listed in subsection 1 of this section; and
- c. No later than May 15 of each year thereafter

3. Candidates for elected office. disclosure shall file with the filing of the certificate of candidacy or declaration of intent and no later than May 15 of each year thereafter. If an annual disclosure statement is overdue and is not filed within 20 days after the candidate receives from the Ethics Commission written notice of the failure to file, the candidate is considered to have withdrawn his or her candidacy.

4. Changes in Disclosed Information. Within thirty days after a change in the information contained in his or her most recently filed annual disclosure statement, an official, employee, or candidate must file a signed amendment to the statement indicating the change.

5. Contents of Annual Disclosure Statement. The annual disclosure statement will include:

- a. The location of any real property in the town, or within one mile of the boundary of the town, in which the person disclosing, or his or her immediate relative, has a financial interest, and the type of financial interest;
- b. With respect to each outside employer or business* of the person disclosing:
 - i. Its name (if any);
 - ii. The nature of its business or if it is an entity, the type of entity;
 - iv. The person disclosing's relationship to it, such as sole proprietor, owner, partner, official, director, member, employee, bondholder, or shareholder.
3. With respect to each outside employer or business* of the person disclosing's spouse or domestic partner*, the information required by paragraph (b) of this subsection.

4. The names and addresses of all relatives* employed by the town as employees, contractors, or consultants*, including relatives* who work for or are subcontractors of contractors, consultants*, or subcontractors.

5. Failure to disclose the information required by subsection 4 of this section with respect to a person disclosing's spouse or other relative* does not constitute a violation of that subsection if the person disclosing made a good faith effort to obtain the information and if he or she also sets forth those efforts in his or her disclosure statement.

6. Any person who is subject to the disclosure provisions of this and the following subsection is required to obtain and preserve, for a period of three years following the date of the relevant disclosure statement, all accounts, bills, receipts, and other documents necessary to complete and substantiate such disclosure statement. These documents will be made available for inspection upon request by the Ethics Commission or its agent after reasonable notice.

7. The Director of Finance must certify to the Ethics Commission, no later than May 15 of each year, a list of all business entities doing business with the town, currently bidding for business with the town, or that have done business with the town over the prior three years. This list will be made available to the public at no cost.

Disclosure by Applicants:

1. When a person requests that the town, or a town official or employee*, take or refrain from taking any action (other than a ministerial act*) that may result in a financial benefit* to either any official or employee or to one of the other persons listed in 100(1) of this code, the person requesting must disclose the name of any such person or persons, to the extent of his or her knowledge at the time of the request.

2. If the request is made in writing, the disclosure must accompany the request. If the request is oral and made at the meeting of a public body, the disclosure must be set forth in the public record of the body. If the request is oral and not made at the meeting of a public body, the disclosure must be set forth in writing and filed with the town clerk, who will send a copy to the Ethics Commission.

Recusal

1. An official or employee* must refrain from acting on or discussing a matter before the town, if acting on the matter, or failing to act on the matter, may result in personally or financially benefit. Such an official or employee should join the public if the recusal occurs at a public meeting, or leave the room if it is not a public meeting.

2. An official or employee must refrain from acting or discussing, formally or informally, a matter involving a person who appointed or recommended him or her for that position, if he or she is aware of such appointment or recommendation.

3. If a board or agency member is requested to recuse himself or herself with

respect to a matter because he or she has a conflict of interest, the member must decide whether to recuse himself or herself. If the member decides not to recuse himself or herself, the remaining must consider any relevant evidence concerning such claimed conflict of interest, as defined in this code, and vote whether or not to allow the request and require that the member refrain from participating in the matter.

4. Rule of Necessity. If recusal would leave a board with less than a quorum capable of acting, or if the official/employee is the only person authorized by law to act, the official/employee* must disclose the nature and circumstances of the conflict to the Ethics Commission and ask for an advisory opinion.

5. Whenever an official or employee* has reason to believe that he or she should recuse himself or herself, he or she must:

a. immediately refrain from participating further in the matter, formally or informally;

b. promptly inform the appropriate individual or body that he or she has a conflict, and

c. promptly file with the town clerk a signed statement disclosing the reasons for recusal or, if a member of a board or commission, state this information on the public record of that board or commission.

6. Whenever someone suggests or requests that an official/employee recuse himself or herself, and he or she chooses not to do so, he or she must promptly file with the town clerk a signed statement disclosing the reasons for refusing to recuse himself or herself or, if a member of a board or commission and if the suggestion was made publicly at a meeting of that board or commission, state this information upon the public record of that board or commission.

Comment [MEC4]: To be discussed

(7) First year after termination. No official or employee shall, during the first *within one* year after termination of his or her last date of service or employment with the town, appear before any body of the town or apply to any department in relation to any case, proceeding or application in which he or she personally participated during the period of his or her service or employment, or which was under his or her active consideration *official responsibility as a municipal employee.*

(8) Private employment. No official or employee shall engage in or accept private employment or render service that is incompatible with the proper discharge of his or her official duties or would tend to impair his or her independence of judgment or action in the performance of official duties or give the appearance of impropriety, unless otherwise permitted by law.

9. Post-Employment Employment. Any official/employee shall not accept employment with a party to a contract with the town, within a year after the contract was signed, when he or she participated substantially in the negotiation or award of the contract and the contract obliged the town to pay at least \$50,000.

10. Quid Pro Quo. It is a violation of this code to discuss or accept an offer of

future employment with any person doing or seeking to do business with the town if the official or employee knows or has reason to believe that the offer of employment was or is intended as compensation or reward for an act or failure to act during the course of town employment or to influence town action.

It is a violation of this code for an official or employee to, within one year of entering town employment or service, award a contract or participate in an action benefitting a person that formerly employed him or her.

11. Fees and Honorariums

No official or employee may accept a fee or honorarium for an article, for an appearance or speech, or for participation at an event, in his or her official capacity. However, he or she may receive payment or reimbursement for necessary expenses related to any such activity.

12. Endorsements

No official or employee in his or her official capacity may publicly endorse products or services. However, this does not prohibit an official or employee from answering inquiries by other governmental officials, consumer organizations, or product information services regarding products or services.

D. Reporting Requirements and Whistleblower Provisions

1. Complicity with or Knowledge of Others' Violations

No one may, directly or indirectly, induce or encourage anyone to violate any provision of this code. If an official/employee suspects that someone has violated this code, he or she is required to report it to the relevant individual, either the employee's supervisor, the board on which the official sits or before which the official/employee is or will soon appear, or the Ethics Board. Anyone who reports a violation in good faith will be protected by the provisions of Section 2.

2. Whistle-Blower Protection

1. Neither the town nor any person, including officials and employees, may take or threaten to take official or personal action against any official, employee, or against any member of their family because that person, or a person acting on his or her behalf, (a) reports or files a complaint with the Ethics Board regarding an alleged violation of this code, or (b) is requested by the Ethics Commission to participate in an investigation, hearing, or inquiry of the Ethics Commission. The provisions of this section are not applicable when the reporter of a violation knowingly made accusations or other statements that were malicious and false. A violation of this section is a violation of this code.

2. Anyone who alleges a violation of subsection 1 may bring a civil action for appropriate injunctive relief, or actual damages, or both within ninety days after the occurrence of the alleged violation. The initiation of such litigation is not a violation of the confidentiality provisions.

Comment [MEC5]: To be discussed.

§ 25-5. Board of ~~Ethics~~.

- A. There is hereby established a Board of ~~Ethics~~ consisting of five (5) members who shall be electors of the town. The members shall be appointed by the Town Council and shall serve for a term of three (3) years, ~~except that, of the initial Board, two (2) members shall serve for a term of two (2) years, and one (1) member for a term of one (1) year.~~
- B. Alternate members. In addition to the regular members, the Town Council shall appoint two (2) alternate members who shall serve in the absence of a regular member. ~~The initial appointments shall be for a term to expire on June 30, 1996. Thereafter, all~~ **Alternate member** appointments shall be for two-year terms.
- C. No more than three (3) members and no more than one (1) alternate member shall be of the same political party at any time.
- D. ~~No member or alternate shall contemporaneously be an employee or official of the town on any other board. Members of the Board may also serve as members of advisory committees. Members of the Board should not simultaneously serve as a member of an elected board of the Town or be an employee of the Town.~~

§ 25-6. Organization and procedure.

The Board of ~~Ethics~~ shall elect a *Chair, Vice Chair, and Secretary annually. Rules and procedures shall be established. Confidentiality must be maintained in order to protect the privacy of public officials, employees and citizens, including the provisions of Sec 1-82(a)-(f) of the Connecticut General Statutes. The Board shall keep records of its meetings, planning to meet at least four times a year and at such other times as deemed necessary by any member.* Chairperson and a Secretary and shall establish its own rules and procedures, which shall be available to any elector of the town through the Town Clerk's office. Rules and procedures shall be established within six (6) months of the initial appointment of all members and alternates. ~~The need to maintain confidentiality in order to protect the privacy of public officials and employees and citizens [including the provisions of § 1-82a(a) through (f), C.G.S.] shall be considered when establishing the rules and procedures. The Board shall keep records of its meetings and shall hold meetings at the call of the Chairperson and at such other times as it may determine. Practices regarding recordkeeping, release of documents, and notice of meetings will be consistent with Connecticut general statutes pertaining to freedom of information and ethics boards.~~

Provision for Filling Vacancies of the Board

Requirement for the Ethics Code to be reviewed and updated at least every five years

Duties of Town Clerk

The Town Clerk must maintain on file for public inspection and, with respect to disclosure statements, index in alphabetical order by the last name of the relevant official, employee, candidate, or applicant the following documents:

(1) A copy of the code of ethics and amendments thereto;

(2) A statement that the town has established an Ethics Board, and its composition;

(3) A copy of the form of annual statement of financial disclosure;

(4) A list of the names and offices, or positions, of all officials and employees required to file annual disclosure statements;

(5) Copies of all transactional, applicant and annual disclosure statements filed pursuant to this code.

6. Maintenance of Records of the Ethics Board

Maintenance of Disclosure Statements.

1. The Town Clerk must transmit promptly to the Ethics Board copies of each transactional and applicant disclosure statement filed pursuant to this code.

2. The Ethics Commission must index and maintain on file for at least seven years all disclosure statements filed with it pursuant to this code.

Public Inspection of Records; Public Access to Meetings.

1. Unless otherwise stated in this code, the records of the Ethics Board will be available for public inspection. Records available for public inspection include all disclosure statements, advisory opinions (with names and other necessary details omitted to protect anonymity, unless the requesting party states otherwise in writing), all requests for waivers and related papers and decisions, and all papers filed and all decisions made in an Ethics Board proceeding after a finding, formally or presumed, of probable cause.

2. After a finding, formally or presumed, of probable cause, all hearings before the Ethics Board concerning alleged misconduct will be open to the public. All meetings, or parts of meetings, of the Ethics Board that are not directly related to an investigation or other consideration of complaints prior to a finding of probable cause will be open to the public.

Comment [MEC6]: To be discussed.

§ 25-7. Powers and duties.

- A. **Advisory Opinions.** The Board of Ethics shall render advisory opinions with respect to the applicability of this Code of Ethics in specific situations to any body, or any official, employee or elector pursuant to a written request or upon its own initiative. *Advisory opinions for the purposes of this code shall be defined as an official, employee, or body of the town seeking an advisory opinion with respect to whether his, her, or its own action might violate a provision of this code.* The Board may also issue guidelines on such *general ethics* issues as, for example, *ex parte* communication. Such opinions and guidelines, until amended or revoked, shall be binding on the Board and reliance upon them in good faith by any officer or employee in any action brought under the provisions of this chapter. Any request or opinion the disclosure of which invades the personal privacy [as that term is used in C.G.S. § 1-19(b)(2)] of any individual shall be kept confidential in a personnel or similar file and shall not be subject to public inspection or disclosure. The Board may make

available to the public such advisory opinions which do not invade personal privacy, and take other appropriate steps in an effort to increase public and officials' awareness of this Code of Ethics.

- B. Inquiries.** Any member of the public may submit an inquiry asking whether a current official or employee has failed to comply with the Code or asking about the appropriateness of conduct. An individual initiating an inquiry must do so in writing and in conformance with procedures established by the Board. The initiating individual must sign the form under penalty of false statement. The Board may itself initiate an inquiry regarding a possible violation of the Code.
- B. Complaints.** The Board shall establish procedures by which the public may initiate complaints alleging violations of this Code. The Board itself may also initiate such complaints. The Board shall have the power to hold hearings concerning the application of this Code and its violation and may administer oaths and compel attendance of witnesses by subpoena. Such hearings shall be closed to the public unless the respondent requests otherwise. If the Board determines the respondent has, in fact, violated the provisions of this Code, it shall file a memorandum of decision which may include a recommendation for action, with the Town Council or other appropriate body. The recommended action may include reprimand, public censure, termination or suspension of employment, removal or suspension from appointive office or termination of contractual status, except that no action may be recommended which would violate the provisions of the state or federal law. In the case of union employees, such recommended action does not constitute a unilateral change in conditions of employment. No such recommendation shall limit the authority of the Town Council under the Charter of the town or under any ordinance, statute or any other law. Any discussion by the Town Council or other body of an individual affected by the memorandum of decision shall be in executive session, unless the individual affected requests that such discussion be held in open session.

Upon the finding of a violation of the Ethics Code, the Town Council shall review and respond within 90 days to the Ethics Board with a statement of the disposition of the case.

Comment [MEC7]: To be discussed

- C.** Any complaint received by the Board must be in writing and signed under oath by the individual making said complaint, under penalty of false statement (C.G.S. § 53a-157b).
- D.** Correspondence. The Board welcomes and encourages communications from the public regarding ethics issues relevant to this code, even if they do not fall within the categories of an advisory opinion, inquiry, or complaint. Communications will be handled on a case-by-case basis and at the discretion of the Board. The Board will take appropriate steps in an effort to increase public and officials' awareness of this Code of Ethics.

F. Waivers

1. Upon written application and a showing of compelling need by the applicant, at an open session after public notice, the Ethics Commission may in exceptional circumstances grant the applicant a waiver of subsections. [Here we have to specifically list the sections of the code for which a waiver may be sought.]
2. Waivers must be in writing and must state the grounds upon which they are granted. Within ten days after granting a waiver, the Ethics Commission must

publish a notice setting forth the name of the person or entity requesting the waiver and a general description of the nature of the waiver in the official newspaper designated by the town for legal notices. All waiver applications, decisions, and other records and proceedings relating to waivers will be indexed and maintained on file by the Ethics Commission.

Comment [MEC8]: To be discussed

§ 25-8. Annual report.

Each year, at a time to be determined by the Board, it shall prepare and submit to the Town Council an annual report of its actions during the preceding twelve (12) months and its recommendations, if any. Additional reports, opinions and recommendations may be submitted by the Board to the Town Council at any time. In all such submissions, the Board shall be scrupulous in its avoidance of the undue invasion of the personal privacy of any individual.

§ 25-9. Distribution of Code of Ethics, Training

In order that all public officials and employees are aware of what constitutes ethical conduct in the operations of the government of the Town of Mansfield, the Town Clerk *appropriate officials* shall cause a copy of this Code of Ethics to be distributed to each and every official

Training and Education:

The Ethics Board will hold an annual workshop for new and old officials and employees to discuss this code, its values and goals, its enforcement, and the ways in which it has affected their work and the working of the town government.

Comment [MEC9]: To be discussed

and employee of the town.

§ 25-10. Appeals.

A decision by the Board of Ethics may be appealed in the manner allowed by the general statutes.

§ 25-11. Severability; conflicts with other provisions.

If any section, subsection, subdivision, paragraph, sentence, clause, or phrase of this ordinance, or any part thereof, is for any reason held to be unconstitutional, invalid, or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this chapter. Furthermore, should any such provisions of this chapter conflict with any provisions of the Personnel Rules of the Town of Mansfield, the collective bargaining agreements of the Town of Mansfield or the Connecticut General Statutes, the relevant provisions of the Personnel Rules, collective bargaining agreements and/or the Connecticut General Statutes shall prevail.

APPENDIX A Sample Annual Disclosure Statement
Annual Disclosure Statement for 2009
Town of Mansfield, Connecticut

Last Name First Name Initial

Title Department, Agency, or Body

Work Address Phone No

Home Address Phone No

If the answer to any of the following questions is "none," please so indicate. If you have more than one entry for any of the sections, please fill out separate sheets and attach to these sheets. If you could not obtain the required information from a spouse or other relative, set forth your efforts to obtain information on a separate sheet attached to this statement.

1. Real Estate

List the address or, if there is no address or if the address provides insufficient information to describe a large piece of property, description of each piece of real property in this town, or within one mile outside its boundaries, that you, your spouse, or other relative own or have a financial interest in. "Relative" means your spouse, child, step-child, brother, sister, parent or step-parent, or a person you claimed as a dependent on your latest state income tax return.

Name of Relative and Relationship to You

Address or Description of Real Estate

Type of Financial Interest (e.g., owns or partnership)

2. Your Outside Employers or Businesses

List the names and address of the principal or local office of any outside employers or businesses from which you receive compensation for services rendered or goods sold or produced, or of which you are a member, official, or employee. Also include any entity in which you have an ownership interest, except a public corporation of which you own less than five percent of the outstanding stock or stock valued at less than \$50,000, whichever is less (such a public corporation need be listed only if it does business with or in the town). Identify the type of entity (e.g., partnership, corporation, self-employment, or sole proprietorship), and list your relationship to the employer or business (e.g., employee, owner, partner, official, director, member, or shareholder).

Name of Employer or Business

Nature of Business

Type of Entity

Your Relationship to Employer or Business

**MANSFIELD DOWNTOWN PARTNERSHIP
ADVERTISING AND PROMOTION COMMITTEE
Mansfield Downtown Partnership Offices
Tuesday, March 24, 2009
5:00 pm**

MINUTES

Present: Dean David Woods, Andrew Ewalt, Marcia Firsick, Dee Goodrich, Janet Jones, and Kristin Schwab

Staff: Cynthia van Zelm and Kathleen Paterson

1. Call to Order

Dean David Woods called the meeting to order at 5:04 pm.

2. Public Comment

There was no public comment.

3. Approval of Minutes

Janet Jones moved to approve the minutes from January 27, 2009.

Dee Goodrich seconded the motion.

The Committee approved the minutes unanimously.

4. Update on Storrs Center Project including communications

Cynthia van Zelm reported that the Town held a parking workshop, led by Walker Parking Consultants, for the Town Council and the Partnership Board of Directors. The topics included enforcement, fees, and adjacent lots. Ms. van Zelm added that the PowerPoint presentation will be posted on the website.

Ms. van Zelm updated the Committee on the status of the application for a permit for improvements to Storrs Road from the State Traffic Commission, which is under review at the Commission; the feedback thus far has been positive.

Ms. van Zelm also informed the group that the Town of Mansfield had received \$712,500 for infrastructure in Storrs Center in the FY 09 Omnibus Budget that Congress recently approved.

Ms. van Zelm reported that LeylandAlliance's marketing staff will be coming up to meet with the Partnership's communications team and will discuss future plans for promoting Storrs Center.

Ms. van Zelm added that the Frequently Asked Questions on the website are in the process of being updated.

Dean Woods reported that UConn will be working on the intersection of Mansfield Road and Storrs Road this summer and that the work will be completed in the fall. He said the plan is to improve the intersection and add eight parallel parking spaces in the front of the School of Fine Arts.

Dean Woods announced to the Committee that the Nutmeg Summer Theater program will return this June with a production of the musical *Crowns*. He credited Steve Maun of LeylandAlliance as a major reason that the program has the funding to continue.

Ms. van Zelm invited the Committee to attend a public presentation about Storrs Center hosted by the League of Women Voters on April 29 at 7:00 pm in the Council Chambers.

5. Update on Spring Newsletter

Kathleen Paterson reported that the newsletter materials had been submitted to the Chronicle, who will publish the newsletter on April 7th in all subscribers' and newsstand papers and on April 9th as part of "The Shopper." She added that copies will be mailed to all Partnership members and will be available in the office and at public presentations.

6. Report on Winter Fun Day

Ms. Paterson reported that Winter Fun Day was a successful event with an estimated 200 people in attendance. She told the Committee that there was no ice skating due to rain that morning but that all other events proceeded as planned. She recognized the Partnership volunteers and volunteers from the UConn baseball team for their efforts.

7. Other

Ms. van Zelm showed the Committee a draft of the timeline that will replace the information on the reverse of the Concept Plan handout.

Ms. van Zelm said that she and Ms. Paterson will soon begin work on the Annual Report, which will be published in time for the Annual Meeting.

Ms. Paterson reported that planning had begun for the Sixth Annual *Festival on the Green*. She said that the sub-committee has already confirmed the Kidsville Kuckoo Revue and The James Montgomery Band. She also explained the plans for the Celebrate Mansfield Weekend.

8. Adjourn

The meeting adjourned at 6:02 p.m.

Minutes prepared by Kathleen M. Paterson.

**Mansfield Youth Service Bureau Advisory Board
MINUTES**

Tuesday, March 17, 2009
12:00 noon @ Mansfield Town Hall
Conference Room B

PRESENT: E. Mantzaris (Chair), J. Marchon, E. Griffin, A. Hoyt,
K. Grunwald (staff), P. Michalak (staff), K. McNamara, (Staff)
K. Taylor (Secretary)

ABSENT: F. Perrotti, C. Morrell, K. H. Spottiswoode, S. Riffle

- I. **Call to Order:** Chair E. Mantzaris called the meeting to order at 12:04 PM.
- II. **Approval of minutes:** The minutes of the 2/10/09 meeting were reviewed. J. Marchon made a **motion** to approve the minutes as submitted, E. Griffin **seconded** . Unanimously approved.
- III. **Reports**

Director's Report – K. Grunwald presented handouts to the Board members including the Budget Calendar, the departmental Quarterly Report and an article on the iParentNetwork.

A discussion ensued amongst the members regarding the budget, regarding possible staff layoffs, and reductions.

K. Grunwald informed the Board that the Senior Center had received a donation and is purchasing "MySeniorCenter" software with the funds. This software program will be used department wide for case management, and reporting.

Coordinator's Report – P. Michalak summarized the monthly activities listed below for the board:

February 2009

February Activities

1. Social Work Interns: Met with Marylyn Cardone from UConn, School of Social Work to discuss possibility of 2 social work interns for next year to help us with our clinical workload.
2. Volunteer Orientation: We will have 10 more mentors this semester for the growing Big Friend's Program
3. LEAP: Planning for the LEAP 5th Grade transition group at MMS with Ken Caputo, owner of Villari's Martial Arts Studio in North Windham.

4. JOY program: Sixty children and families received complementary tickets to Gary Krinsky's "Toying with Science" show at Jorgensen.
5. UConn baseball partnership: Initiated our mentoring partnership with the UConn baseball team. Team members sent their first post cards from Florida to their "little friends". The children who received post cards wrote back. YSB will work to continue this relationship.
6. Moving out program: Coordinator is involved with UConn's Office of Environmental Policy to develop and implement a program to collect food and household items from students moving out. Mansfield families in need and other communities will be receiving the items left behind by students.
7. Conference on substance abuse: Coordinator attended conference Adolescent Substance Abuse Prevention and Treatment: Evidence – Based Practice
8. New intakes: Number of new intakes this month from the schools.
9. Humphrey Center: Met with Dori LaPlante from the Humphrey Center for Individual, Couple, and Family Therapy to learn of their services. We will be referring families to the center for out patient therapy when appropriate.
10. UConn Psychological Services reach Mansfield families: UConn continues to offer great resources to our families as a number of families have been referred there this month.
11. Grandparent's Raising Grandchildren Group: Staff and several grandparents attended a legislative forum hosted by AARP/CT.

P. Michalak touched on some of the highlights of the YSB's monthly activities with the Board. P. Michalak also informed the Board members that the Youth Service Bureau will be interviewing interns to assist with coordinating volunteers and YSB programs.

P. Michalak also updated the Board on two of the programs the department is coordinating, LEAP and JUMP. P. Michalak shared with the Board that these programs were born from the COPE program that is conducted weekly at the elementary schools to address the needs of youth who are entering the middle school and high school. Ken Caputo of Villari's Martial Arts is coordinating with Candace Morrell, Mansfield Middle School Vice Principal on preparing students for the Challenge Program.

IV. Old Business

None

V. New Business

Discussion of the Action Plan for the Mansfield 2020 Strategic Plan:

VI. Other

None

Adjournment: The meeting adjourned at 12:52 PM.

NOTE: The next meeting is scheduled for April 14th at noon in Conference Room B.

Respectfully submitted,

Karen L. Taylor
Secretary

**Mansfield Youth Service Bureau Advisory Board
MINUTES**

Tuesday, April 14, 2009
12:00 noon @ Mansfield Town Hall
Conf. B

PRESENT: E. Mantzaris (Chair), F. Perrotti
K. Grunwald (staff), P. Michalak (staff), K. McNamara, (Staff)
K. Taylor (Secretary)

ABSENT: J. Marchon, C. Morrell, S. Riffle, H. Spottiswoode, E. Griffin, A. Hoyt

- I. **Call to Order:** Chair E. Mantzaris called the meeting to order at 12:02 PM.
- II. **Approval of minutes:** The minutes of the 3/17/09 were not approved as there was not a quorum of Board Members present to do so.
- III. **Reports**

Director's Report – K. Grunwald updated the Board members on the Town budget, informing them that a social work position at the Senior Center had been reduced to 20 per week.

F. Perrotti requested that K. Grunwald and P. Michalak be the voice for the Youth Service Bureau and inform the Town Council and the Town Manager of the history of Mansfield's YSB. This includes how the Bureau has functioned in prior years, what the reductions have been, and what the needs are in order to serve the youth of Mansfield.

F. Perrotti also suggested using more volunteers to support the Youth Service Bureau to assist them in meeting the needs of the community. He stated that he does not believe that the Town Council and Town Manager are aware of all that the YSB does to serve this community and the efforts it takes to accomplish what they do.

P. Michalak suggested that the Town Manager should attend at least one Youth Service Advisory Board meeting per year. E. Mantzaris and F. Perrotti requested that K. Grunwald and P. Michalak invite Matt Hart, Town Manager to the next Board meeting on May 12, 2009.

K. Grunwald informed the Board that the Department has obtained the "My Senior Center" software, and that it will be used Department wide for case management, data collection and reporting.

Coordinator's Report – P. Michalak advised the Board that she and K. McNamara would be meeting with the Board of Education on April 16, 2009 to inform them of the services that are provided and how the two entities can collaborate in order to serve the youth of Mansfield better.

P. Michalak summarized the monthly activities listed below for the board:

March 2009 Activities

Teen Center: Meeting with community center regarding expanding our involvement with teen center programs

JUMP: After school leadership training group with Ken Caputo. Group meets weekly for the next 14 weeks. Off to a great start more than 25 students signed up and program expected to continue to grow.

Martial Arts Exhibition Tournament: Villari's of North Windham showcased many of our students. Great event for families!

Parent Group: Jay O'Keefe spoke with our group regarding programs and activities for youth and families at the Mansfield Community Center.

UConn Baseball Team: Serving as mentors in our Cope Program in the elementary schools and also corresponding through post cards to students in our mentoring program.

Grief Matters: Dedication ceremony of the YSB computer in our office waiting room in memory of Jimmy Mooney. Jimmy's family and friends as well as the Grief Matters group participated in the event.

Death of a parent: YSB supported a Mansfield youth and her family following the sudden and unexpected death of her father.

PAWS: Peers Are Wonderful Support Leadership Conference: YSB staff participated in planning and facilitating of the two day workshop with over 400 middle school and high school students from 15 towns in attendance. Nine Mansfield middle school students attended.

JOY: Jorgensen- Out- Reach to Youth. Many YSB children and their parents received complementary tickets to attend the Cinderella Ballet as well as the African Children's Choir.

Grandparent's Raising Grandchildren's Group: Grandparents are stepping forward to nurture and care for their grandchildren in the absence of their parents. Dealing with the separation and loss is challenging for these children and often emotionally overwhelming. Grandparents are finding support with this group.

Lucky Strike bowling: YSB Staff accompanied middle school students from Carrie Holman's class and their parents to fun family night of pizza and bowling.

Goodwin school consultant: YSB coordinator and consultant for the Goodwin after school program made a site visit and offered recommendations.

- IV. **Old Business** – K. Grunwald handed out the K-12 Vision plan that he and P. Michalak prepared for the Board to review and approve. It was noted that the

notes from the March 17, 2009 discussion on this Action Plan were missing. A discussion ensued over the information in the Action Plan and how this may be of assistance in identifying the needs of youth in this community. A decision was made to table this agenda item until the next Board meeting. K. Grunwald and P. Michalak agreed to develop an expanded Action Plan prior to the next meeting that will encompass some of the elements of expanding Youth Services. The Advisory Board will review this revised plan prior to submitting it to the Strategic Planning Steering Committee.

V. New Business

The update on the budget was covered in the Directors Report.

VI. Other

None

Adjournment: The meeting adjourned at 12:53 PM.

NOTE: The next meeting is scheduled for May 12th at noon in Conference Room B.

Respectfully submitted,

Karen L. Taylor
Secretary

Mansfield Commission on Aging Minutes
Monday, April 20, 2009

Attending: C. Pellegrine, M. Ross, S. Gordon, M. Thatcher, C. Phillips, T. Rogers, Holinko, J. Kenny, J. Quarto

Regrets: K. Grunwald, P. Richardson, T. Quinn

The meeting was called to order at 9:35 by vice-chair Pellegrine.

C. Phillips agreed to take notes.

T. Quinn is recovering after surgery. The Commission looks forward to his early return.

The minutes of the March 9, 2009 meeting were moved to approval by M. Thatcher and Phillips.

Accepted.

There was no correspondence.

New Business: The Mansfield 2020 Action Plan for Senior Services were reviewed and discussed:

Senior Center: a new facility, centrally located was preferred to the renovation of the present building or the relocation of a new building.

Board of Seniors: there is a need to redefine the responsibilities of the COA as a commission for the Human Services Dept. If senior needs are not being met.

Communication: this should be a priority for Human Services. The use of technology is preferred to keeping a pamphlet up-dated.

Transportation: there is a need to expand services to less accessible areas. Park and ride service was suggested. Use of volunteer drivers was also considered.

Tax relief for seniors: check with Tax Dept. About present benefits.

Employment of seniors: encourage local businesses.

The vice chair asked that the Commission prioritize the Mansfield 2020 action plan based on need. Agreed on:

1. Communication about health services
2. Transportation
3. New senior center

Optional Reports: Jean Ann Kenny reviewed her monthly reports for February and March, 2009. She distributed the agenda and minutes for the MCNR Advisory Committee meeting on 4/18/09 and the New Samaritan Board Report.

Old Business: The COA Long Range Plan 2007-2010. The items are similar to Mansfield 2020 Action Plans for Senior Services. These were discussed under New Business.

Adjournment: The meeting adjourned at 11:15 am. Next meeting will be May 11 at 9:30 am.

Respectfully submitted,
Carol Phillips

MANSFIELD ZONING BOARD OF APPEALS – REGULAR MEETING
MINUTES
FEBRUARY 11, 2009

Chairman Pellegrine called the meeting to order at 7:00 p.m. in the Council Chamber of the Audrey P. Beck Municipal Building.

Present: Members – Katz, Pellegrine, Wright

Alternates – Accorsi, Clauson, Gotch

Absent: Members – Fraenkel, Singer-Bansal

EDWARD C. HALL (CONTINUANCE) – 7:00 PM

To hear comments on the application of Edward C. Hall, 40 Mountain Rd, for a Special Exception of Art IX, Sec C.2.b for a lot line revision that would reduce the existing non-conforming frontage by 8'. This would eliminate 33' frontage on Storrs Rd, leaving second, existing 25' frontage on Mountain Rd.

Clauson, Gotch, Katz, Pellegrine & Wright will act as voting members for this hearing.

Pellegrine clarified that it was not up to the ZBA to determine if Blacksmith Shop Road is considered a town road or to determine ownership of the land that is being disputed. This application is for a Special Exception (which does not require hardship, only that it will not adversely affect the neighborhood) to reduce the existing non-conforming frontage from 33' to 25' for 40 Mountain Road.

Mr. Hall purchased the 33' strip of land on Rte 195 to access the 12 acres he owns in the back which he uses to harvest firewood. There are no existing structures on the property and he has no intentions of developing the lot.

Certified receipts were received, showing the abutters had received public hearing notices. Mention was made at last month's meeting that adequate information regarding the application was not included with these notices. It was decided that the abutters were now aware of the details of the application or had sufficient time to request further information.

Business Meeting:

Katz moved to approve the application of Edward C. Hall, 40 Mountain Rd, for a Special Exception of Art IX, Sec C.2.b for a lot line revision that would reduce the existing non-

conforming frontage by 8'. This would eliminate 33' frontage on Storrs Rd, leaving second, existing 25' frontage on Mountain Rd, as shown on submitted plan.

In favor: Clauson, Gotch, Katz, Pellegrine, Wright

Reasons for approval:

- It doesn't appear that it will affect the character of the neighborhood
- Neighborhood acceptance

APPROVAL OF MINUTES FROM JANUARY 14, 2009

Wright moved to approve the minutes of January 14, 2009 as presented.

All in favor

BUSINESS MEETING

Curt Hirsch spoke regarding the regulations for satellite dish antennas. Due to current FCC regulations, our regulations need to be changed, which is something that is being worked on.

It was discussed whether or not a refund should be granted for the Guo application. It was decided that a decision should wait until further information comes from the town attorney.

ADJOURNMENT

Meeting was adjourned at 8:00 p.m.

Respectfully Submitted,

Julie Wright
Secretary

ARTS ADVISORY COMMITTEE
 Meeting of Tuesday, 06 January 2009
 Mansfield Community Center (MCC) Conference Room

MINUTES

1. The meeting was called to order at 7:05p by Acting Chair Jay Ames. *Members present:* Jay Ames, Leon Bailey, Kim Bova, Scott Lehmann, Joan Prugh, Blanche Serban. *Members absent:* none. *Others present:* Taylor Anderson, Joan Cole, Nancy Conlon, Mary Francis (c.8:00p), Jay O'Keefe (staff).

2. The draft minutes of the 02 December 08 meeting were approved as written.

3. MCC art displays.

- a. Taylor Anderson brought digital prints of the 16 photographs he intends to display in the hallways and lower sitting room areas during the winter quarter, starting 15 January. All were approved for exhibit.
- b. Joan Cole showed the lithographs of snowscapes around her house that she proposes to exhibit in the upper sitting room area during the winter quarter. The Committee approved her exhibit, which could be installed before 15 January, since the space is now empty.
- c. Nancy Conlon brought additional decorative items, which she would like to include in her exhibit. The Committee had no problem with any of them, though it suggested that the sample of gilding seemed a little out of place and might be omitted. Ms. Conlon was urged to include in her exhibit information on the decorative techniques employed.
- d. Alex Delehanty has applied to exhibit sculpy work displayed in shadow boxes or used to decorate whimsical clocks. Based on the photos submitted, the Committee tentatively approved his exhibit for the spring quarter, starting 15 April. The display cases are probably the most appropriate area, but Joan will call to find out what space he wants.
- e. William Stallman has re-applied to show animal sculptures made from found objects. (The Committee approved a previous application only to have Mr. Stallman withdraw at the last minute.) Assuming that Mr. Delehanty wants the display cases in the spring, the earliest Mr. Stallman could have them is the summer quarter, starting 15 July.

Exhibit Period	Entry cases		Sitting room		Hallway	
	Double-sided	Shelves	Upper (5)	Lower (3)	Long (5)	Short (2)
Fall 15 Oct – 15 Jan	Martin Bloom (collage)				Martin Bloom (collage)	
Winter 15 Jan – 15 Apr	Nancy Conlon (decorated boxes, frames, etc.)		Joan Cole (lithographs)		Taylor Anderson (photos)	
Spring 15 Apr – 15 Jul	Alex Delehanty? (sculpy work)					

4. **Committee membership.** Anita Bacon has resigned, so the Committee has an opening. Tom Bruhn may be interested; Jay O'K will ask. Jay A. would like to relinquish his position as *de facto* Chair, and Kim volunteered to chair future meetings.

5. **Coffee house readings.** Mary Francis, who belongs to a memoir writing group organized through the Center for Learning in Retirement, suggested a program at which 8-10 members would each read short excerpts (say, 7 minutes) from their work, to be followed by informal conversation over refreshments – about 2 hours in all. The Committee was enthusiastic about this proposal and suggested that she arrange with Jay O'K a date and time for the program (probably a weekday evening in late February or March). The Committee should probably see in advance what is going to be read, so that those attending could be warned of potentially upsetting material.

6. **Insurance.** Jay O'K reported that the Town may be able to include art displayed at the MCC in its insurance coverage (or add a rider to do so). Artists would need to list and value works individually. Jay has drafted a revised consent form, which Scott volunteered to refine to make clear that artists who do not do so thereby waive insurance coverage.

7. **2009 meeting schedule.** On second thought, the Committee agreed to meet on the first Tuesday in September rather than the second (i.e., on 01 Sep 09 rather than 08 Sep 09). Jay O'K will forward the corrected schedule to the

Town Clerk.

8. Adjourned at 8:36p. Next meeting: Tuesday, 03 February 09, 7:00p.

Scott Lehmann, Acting Secretary, 07 January 09

Approved: 03 March 09

ARTS ADVISORY COMMITTEE
 Meeting of Tuesday, 03 March 2009
 Mansfield Community Center (MCC) Conference Room
 MINUTES

1. The meeting was called to order at 7:05p by Acting Chair Kim Bova. *Members present:* Jay Ames, Kim Bova, Thomas Bruhn, Joan Prugh, Blanche Serban. *Members absent:* Leon Bailey, Scott Lehmann. *Others present:* Jay O'Keefe (staff).
2. The draft minutes of the 06 January 2009 meeting were approved as written.
3. No public comments were received since the last meeting.
4. **Correspondence.** Taylor Anderson would like to have a reception on Wednesday, April 1st, at 3:30 p.m. He plans to show the committee the invitations before he sends them out.
5. **Coffee house readings.** Mary Francis organized a Memoir Reading session to be held at the Community Center on Tuesday, March 3rd, 7 to 9 p.m. Joah Prugh plans to participate.
6. **Downtown Partnership.** Kim reported that the town is planning for the Mansfield Festival to be held on September 11-12-13. Due to changes in the budget, a tent for displaying art might not be available, and the town proposes to show the art inside the empty building space behind Store 24/7. The Saturday firework show could be replaced by a local talent show. A local entertainment could also be organized on Friday evening. Thomas will inquire at the Ballard Institute of Puppetry about the possibility of organizing a puppetry performance.
7. **Insurance** for the art on display at the Community Center. Jay O. reported he had filed a request to include art displayed at the MCC in its insurance coverage, and is waiting for the insurance response. He will be able to specify the value of the coverage to the next meeting. The exhibition application was revised so that insurance coverage would be offered to the artists who list and value their works individually, while the artists who do not do so thereby would waive insurance coverage
8. **Membership update.** The committee welcomed Thomas Bruhn as a new member. Jay O. reported that Leon Bailey resigned. The Committee again has an opening.
9. **MCC art displays.**
 - a. The town is interested in organizing an art display celebrating the **Earth Day** between April 15th and May 1st. Also, the town wants to reserve the glass cases for a display advertising the **Town Festival** during the month of September.
 - b. Joan found out that **Alex Delehanty** is interested in using both glass cases for the sculpy show.
 - c. **Coming exhibitions.** Kim will invite a local artist to exhibit her quilts. Jay A. and Blanche will bring applications for exhibitions to the next meeting. The Committee discussed ways to involve the local elementary and middle schools to organize an exhibition of children's art. The members agreed that spring might be the best time for such a show, and that the art teachers should be in charge of selecting the artwork. Blanche will inquire informally about this at Goodwin Elementary School. Jay A. volunteered to draft a letter to the art teachers inviting them to put together an exhibition next year.

Exhibit Period	Entry cases		Sitting room		Hallway	
	Double-sided	Shelves	Upper (5)	Lower (3)	Long (5)	Short (2)
Winter 15 Jan – 15 Apr	Nancy Conlon (decorated boxes, frames, etc.)		Joan Cole (lithographs)	Taylor Anderson (photos)		
Spring 15 Apr – 15 Jul	Alex Delehanty (sculpy work)					
Summer 15 Jul – 15 Oct	William Stallman ? (sculptured made from found objects)					

8. **Adjourned** at 8:05 p.m. Next meeting: Tuesday, 07 April 09, 7:00 p.m.
 Blanche Serban, Acting Secretary, 03 March 09; approved 05 May 09

COMMITTEE ON THE QUALITY OF LIFE
Minutes of Meeting, May 7, 2009
Employee Lounge, Mansfield Town Hall

Members Present: Helen Koehn (Chair), Bruce Clouette, Denise Keane, David Morse, Steve Rhodes.

Staff Present: Mike Ninteau, Gregory Padick, Jim Hintz.

Meeting called to order at 7:40 p.m.

S. Rhodes agreed to serve as Recording Secretary.

The minutes of the April 8, 2009 meeting were approved, correcting the spelling of Steve Rhodes's name.

PUBLIC COMMENT

No members of the public were present.

J. Hintz noted that Committee member Dana White is graduating from UConn and has resigned from the Committee. The Committee agreed that J. Hintz may submit nominations of students for the vacant seat to Chair H. Koehn, who will forward to the Town's Committee on Committees. H. Koehn will write a letter of thanks to Dana White on behalf of the Committee for her service.

CHAIRPERSON'S REPORT

H. Koehn has scanned documents on the definition of 'family' in zoning regulations and municipal ordinances on parking at residential rental properties. The documents will be placed on the Committee's web site and members should be prepared to discuss them at the next meeting.

ACTION ITEMS

6(a) Water testing provisions.

M. Ninteau recommended no change in the Town's water-testing requirements (memorandum, April 30, 2009, as distributed to the Committee). The Town does not have access to water-testing data beyond the information available in the existing permitting process. In previous discussion, the Committee was divided on whether the two-year testing provision should be shortened, extended, or eliminated. At the Committee's February 12 meeting, Rob Miller, Director of Health for the Eastern Highland Health District, recommended continuing the two-year cycle.

Discussion: Presently 1200 units require a rental certificate in Mansfield. The vast majority are served by public water systems or large wells that receive routine monitoring. Approximately 100-150 units – mostly single-family residences – fall under the current two-year testing requirement. There are provisions in place for prompt action should water-quality problems be spontaneously discovered in these units. D. Morse suggested that the recommendation of two years is too conservative and that

the Committee seek additional professional opinions. B. Clouette said he is not impressed with testing as a protective or predictive procedure, and suggested the Town explore outreach efforts to landlords and tenants on water safety, noting that everyone wants housing to be safe but Town efforts to promote safety should be cost- and procedure-effective.

Action: B. Clouette moved to table further discussion of water testing. D. Morse second. Motion passed.

6(b) Mansfield 20/20 vision points regarding housing.

Discussion: B. Clouette suggested that members divide up the action points to gather information and report back to the Committee. Much more information is needed on some of the steps, particularly 6 and 7. S. Rhodes noted that the public expects that these proposed Action Steps be individually reviewed and evaluated. Since the Committee's last meeting, B. Clouette reported to the Town Council that this Committee is willing to undertake review of the neighborhood preservation item discussed at the April 8 meeting. G. Padick noted that the Council expects to receive from the Committee the completed form that accompanied the Action Steps.

Action: H. Koehn will complete the form and submit to the Town Council. B. Clouette will take responsibility to research Action Points 6 and 7. S. Rhodes will take Points 8 and 9. D. Morse will take Point 2. The Committee agreed to delay consideration of Point 1 as a low priority, and to delete Action Points 4 and 5 since they propose action that falls outside the Town's legal taxing authority as defined by the State. Point 3 was illegible on the copies distributed to members, so M. Nintean will distribute a clear copy before the next meeting.

Discussion: D. Morse questioned why Point 2 would be necessary, in light of existing Town ordinances. S. Rhodes observed that the underlying question is whether the Town should rely on police officers or zoning/landlord-tenant procedures to control nuisance behavior. B. Clouette suggested that the Committee not take the language in Point 2 too literally, but rather agree to confront the problem and propose solutions. He noted that landlord initiative (or lack of initiative) is decisive in whether a rental property becomes a problem, and suggested we research best practices. H. Koehn asks that the Committee consider issues of affordable housing.

6(c) Residential rental parking.

Discussion: M. Nintean noted that the Town receives many complaints from citizens about parking conditions at rental units in their neighborhoods. Any additional Town regulation of parking would require considerable expense for staffing and administration costs. B. Clouette asked if parking could be restricted to behind rental units. M. Nintean noted that it would be necessary to grandfather existing units if the Town did not wish to require existing units to incur substantial costs in reconfiguring parking arrangements. G. Padick noted that environmental concerns might prohibit parking relocation on individual sites, and that existing zoning laws exempt single-family houses. B. Clouette asked how parking could be effectively regulated as the ongoing pattern of conversions of single-family homes to rental units continues, if an ordinance

could apply to new conversions only. S. Rhodes suggested the restriction apply to new construction of any single-family or rental unit. D. Morse was concerned that Section 302.8 Motor Vehicles as distributed would seem to unfairly prohibit individuals from working on their own automobiles on their property and suggested that the ordinance set an explicit time period, after which a vehicle would be in violation. M. Nintean noted that the ordinance is used for junk cars sitting for long periods and suggested that enforcement be discretionary to the professional enforcement staff rather than enacting a time period and incurring additional administrative costs monitoring individual vehicles. D. Morse stated that he favored a specified time period in spite of these concerns. J. Hintz brought to the Committee's attention existing problems with abandoned cars on rental property, where landlords have not taken steps to remove those abandoned vehicles.

7. Future action items

- (a) H. Koehn asked Committee members to review the materials on definition of Family and be prepared to discuss at the next meeting.
- (b) The Committee agreed to defer consideration of alcohol-server training to a later meeting.

Meeting adjourned at 9:00 p.m.

**Approved Minutes
TOWN OF MANSFIELD
COMMUNICATIONS ADVISORY COMMITTEE**

Monday, April 20, 2009

Audrey P. Beck Municipal Building – Conference Room C

Members Present: Leila Fecho, Aline Booth, Toni Moran

Members Absent: Joyce Crepeau, Richard Pellegrine, Patrick McGlamery

- I. **Meeting NOT Called to order** as no quorum present.
- II. **Approval of Minutes** – Without a quorum, minutes to be approved at next meeting.
- III. **Public Comment** – No public in attendance.
- IV. **Old Business**
No discussion
- V. **New Business**
NEXT MEETING: May 4th in Conference Room B.
- VI. **Reports** – no additional reports
- VII. **Communications**
None
- VIII. **Adjournment**

Because there was no quorum, there was no meeting.

Approved Minutes
Town of Mansfield
Communication Advisory Committee
Audrey P. Beck Building, Conference Room B
April 6, 2009, 7:00 p.m.

Members present: Toni Moran, Aline Booth, Joyce Crepeau, Leila Fecho
Members absent: Patrick McGlamery, Richard Pellegrine
Staff: Jaime Russell

- I. The meeting was called to order at 7:05 p.m. by Chairperson Toni Moran
- II. The minutes of the March 16, 2009 meeting were approved as presented.
- III. Public comment - none
- IV. Old Business

Strategic Plan Response

Leila reviewed the action steps with regard to our goals. She will draft an answer and give members one week to review the draft before it is sent to the Town Managers office.

Budget Process

The need for transparency of information on the Web was discussed. In the interest of getting more information to citizens, Toni will check with the Connecticut Conference of Municipalities (CCM) to see if there are legal ramifications to blogging. This would be the responsibility of the Town Council, not the CAC. The Citizens guide was reviewed also. It was suggested that the dates should not be on the last page, but on page one. Graphic representations such as pie charts would also be helpful.

Referendum Process

Discussion centered on Town advocacy which is not legally allowed once a date for a referendum has been set. This does not prohibit private groups from advocating for or against the budget.

Membership Issues

There was no communication from the Town Council. It was decided that members whose terms were expiring would continue to serve until they resign or a successor is appointed.

- V. There was no new business, no reports or communications.

Next Meeting:

Monday, April 20, at 7 p.m. Present agenda items continue to be discussed at this meeting.

The meeting was adjourned at 8:35 p.m.

Respectfully submitted
Aline Booth

COMMITTEE ON THE QUALITY OF LIFE
Minutes of Meeting, April 8, 2009

Members: Joseph Briody, Bruce Clouette, Joan Fried, Steve Rhodes, Dana White
Staff: Mike Ninteau, Matthew Hart, Kevin Grunwald, Gregory Padick, Jim Hintz

J. Briody was chosen to chair the meeting. Meeting called to order at 7:35 p.m.
B. Clouette was chosen to serve as Recording Secretary.

The minutes of the February 12, 2009 meeting were approved without change.

PUBLIC COMMENT - I

Two members of the public were present; neither chose to speak at this point.

AGENDA

Members and staff discussed the committee's agenda. K. Grunwald informed the committee that an ordinance was being studied that would provide for some town regulation of businesses serving or selling alcohol, and asked if the committee would like to have a chance to review it. M. Ninteau noted that there were at least five other pending items. The consensus was that the committee would receive the draft ordinance by email, when it was ready, and would then prioritize discussion of it along with all other pending items. J. Fried asked that the committee spend more time discussing behavior rather than definitions of family.

STAFF REPORT

M. Hart updated the committee on the status of the proposed changes to the public safety ordinance. He noted that in the public comment process, objections were registered both by some tenants and by some landlords. The town attorney was researching further the question of whether the town could, as the ordinance change proposed, hold landlords responsible for the need to respond repeatedly to disturbances on their property. J. Fried noted that many owners of student rental properties were participating constructively in the Campus Community Partnership discussions. S. Rhodes noted the difficulty of enforcing lease provisions. J. Briody cited examples from other areas where it was common to restrict access to property and wondered whether property owners' allowing unrestricted access to apartment complexes in Mansfield was reasonable. J. Hintz's opinion was that the various apartment complexes had historical identities that, in part, explained why residents of some complexes chose to live there. M. Hart said he thought that the issue of revising the ordinance could be resolved before the beginning of the next academic year.

ACTION ITEM: HOUSING CODE AMENDMENT

S. Rhodes moved, seconded by B. Clouette, that the committee endorse changing the frequency of septic-tank servicing from two years to four years. M. Ninteau noted that, in addition to that requirement, the housing code provided general language regarding an functioning system for handling waste. The committee continued the discussion of the

water-test requirement. B. Clouette questioned whether water testing was in fact effective, given the recent experience with contamination at a property that had monthly testing. S. Rhodes said that the water-testing requirement was necessary in light of local government's responsibility to maintain public health. In response to a committee member's question, member of the public Christopher Kueffner questioned whether a test that was less expensive than a certified test might be used. J. Fried asked for more evidence on the effectiveness of water testing, and M. Nintean said staff would research and report. The consensus was that the septic-tank change should be implemented at this time, but that the water-test needed more consideration and would be kept as a pending item. The motion was approved unanimously.

ACTION ITEM: REVIEW MANSFIELD 2020 STRATEGIC PLAN

M. Hart reviewed the strategic planning process with the committee. The Town Council will approve an implementation strategy after the Town Manager consults with various existing committees regarding points in the plan that would seem relevant to their respective missions. This committee reviewed three possible points:

- 1: Working with the University to have more students housed on campus
- 2: Promoting neighborhoods
- 3: Encouraging affordable housing

On the first point, S. Rhodes reported that the University was housing 400 more students this year through reconfiguration of existing buildings, and it may be that an additional 200 could be accommodated, but there were no plans to build additional on-campus housing. He noted that the University houses a very high percentage of students as it is. J. Fried asked if additional increases in the student body were anticipated. S. Rhodes distinguished between policy decisions regarding increased numbers of students (none on the horizon) and unavoidable glitches resulting from attempts to predict the number of accepted students who will actually choose to come to UConn. The consensus was that this was an issue of interest to the committee, and that we will follow developments related to this issue, but that it would not be a Strategic Plan action item that the committee would be the most appropriate to undertake. Other entities—Town-Gown, Community Campus Partnership—might be more appropriate.

The consensus was that the second point—neighborhood preservation—was exactly in line with the charge of this committee. The committee asked that the Council consider assigning development of this Strategic Plan action item to the committee. The committee will use the Strategic Plan in carrying forward its mission.

On the third point, the committee agreed that the affordable housing issue was relevant, but that we should prioritize our work to concentrate on the second point, neighborhood issues. K. Grunwald reported that the Housing Authority and Social Services were discussing setting up a task force on the issue of affordable housing. J. Fried commented that any consideration of this issue should take in neighboring towns, especially Windham.

MINUTES PROCEDURE

The consensus was that February minutes as prepared by D. White were very well done and provided an appropriate level of detail.

MEETING SCHEDULE/NEXT STEPS

It was agreed that the committee would meet at 7:30 p.m. the first Thursday of each month, place of meeting to be determined. Future agenda items will include ways to control parking, water testing, and the possibility of a local alcohol ordinance.

PUBLIC COMMENT - II

Christopher Kueffner applauded the "bookend" public comment procedure and offered a number of observations:

- There is a need for an objective approach to water testing that supplements the advocacy approach of public-health officials.
- Perhaps there is a way to specify the septic-tank requirement in a way that allows inspectors to take into account the individual circumstances of each property.
- There is a need to better integrate off-campus students into the life of the community, especially graduate students.

Meeting adjourned at 8:50 p.m.

PAGE
BREAK



TOWN OF MANSFIELD

*Police / Resident Troopers Office
4 South Eagleville Road
Mansfield, CT 06250
(860) 429-6024 Telephone
(860) 429-4090 Facsimile*

MEMORANDUM

5/21/09

Mr. Hart,
Mansfield Town Manager

In response to your inquiry regarding communication between Troop C and the Mansfield Resident Troopers Office I would like to share the following information.

There are several avenues of information sharing between Troop C and the Mansfield office.

- Roll call - Roll call at the Troop is an important source of information. Roll call is held at the beginning of each shift and an oncoming Resident Trooper would be briefed on any pertinent events from the previous shifts. Roll calls are attended regularly by Resident Troopers. (stolen vehicles, recent arrests, BOLOs and other noteworthy events are covered)
- Read and sign books- Information is also conveyed through the use of read and sign books at both Troop C and the Mansfield office. Troopers are required to periodically sign off on information to be disseminated and are responsible for knowledge of the contents. (Information regarding the UConn protocol is an example of correspondence which was passed on through both roll call and the read and sign book).
- Radio / Telephone Communication- There is consistent and ongoing dialog with the previous and/or current shift supervisor / desk officer during regular business hours. I am kept apprised as needed of any incidents or events requiring my attention by the Troop C duty supervisor or desk officer.
- DPS Reports- I routinely check the "critical incident log" via computer for any time period which I was away from the office. This is a useful tool to help keep me apprised of calls for service and police activity in town.

- 24 / 7 notification- I am available and have been contacted on numerous occasions for any critical incidents (major crimes / serious accidents or occurrences requiring immediate attention) which occur in the town of Mansfield. The Troop Commander, Troop C duty sergeant, all Mansfield Resident Troopers and the Town Manager have direct access if needed.

Please be reminded that the aforementioned list is simply an overview of methods of communication between the Mansfield Office and Troop C and is in no way intended to be all inclusive nor should it be taken as a response to any specific inquiry. If there are any specific events which resulted in an actual or perceived lack of communication please feel free to bring them to my attention.

Respectfully Submitted

Sgt James Kodzis #219
Mansfield Resident Trooper's Office

Cc Lt. F. Conroy

**TOWN OF MANSFIELD
REGISTRAR OF VOTERS**

Item # 11



Andrea Epling, Democratic Registrar of Voters
Beverly Miela, Republican Registrar of Voters

AUDREY P. BECK BUILDING
4 SOUTH EAGLEVILLE ROAD
MANSFIELD, CT 06268-2599
(860) 429-3368. 3369

May 18, 2009

Dear Mr. Hart and Members of the Town Council:

Our proposal to re-instate Southeast School as the permanent polling place for District-3 was turned down by the Board of Education.

The next step is to ask the Board of Education to close the schools on Election Day, which a majority of area schools already do.

We have not yet proposed this to the Board of Education, but will do so in time for the 2010 election.

If you have any questions please feel free to contact us.

Thank you,

Andrea Epling, D-ROV

Beverly Miela, R-ROV

PAGE
BREAK

TOWN OF MANSFIELD
OFFICE OF PLANNING AND DEVELOPMENT

Item #12

GREGORY J. PADICK, DIRECTOR OF PLANNING

Memo to: Town Council, Zoning Board of Appeals, Conservation Commission, Agriculture Committee, Open Space Preservation Committee, Eastern Highlands Health District, Zoning Agent, Assistant Town Engineer/ Inland Wetland Agent, Fire Marshal
From: Gregory J. Padick, Director of Planning 
Date: May 11, 2009
Re: 4/27/09 Draft Revisions to the Zoning and Subdivision Regulations
Public Hearing Scheduled for June 15, 2009

Attached please find 4/27/09 draft revisions to the Zoning and Subdivision Regulations. The Planning and Zoning Commission has scheduled a 6/15/09 Public Hearing to receive any comments on the proposed revisions and has referred the drafts to agencies and individuals noted above. Independent referrals have been sent to the WINCOG Regional Planning Commission, neighboring Towns and the Town Attorney. It would be appreciated if any referral comments are received in the Planning Office by June 11, 2009. The draft revisions also will be filed with the Town Clerk and posted on Mansfield's website: www.mansfieldct.org.

The proposed Zoning Regulation revisions include changes to Agricultural Regulations regarding the keeping of animals, the deletion of an existing conversion provision, changes to the efficiency unit provisions, the addition of a limited live music permit, refinements of provisions for mobile home park expansions, revisions to temporary occupancy provisions for recreational vehicles and new home occupation provisions for vehicle, material and equipment storage for tradesmen and contractors. Subdivision regulation revisions would refine yield plan requirements and would allow, subject to a PZC waiver, up to five houses on a common driveway. Explanatory notes that follow each draft revision provide more information on the draft revisions.

Please contact the Mansfield Planning Office at 429-3330 if you have any questions.

LEGAL NOTICE

Mansfield Planning and Zoning Commission

The Mansfield PZC will hold a Public Hearing on Monday, June 15, 2008, in the Council Chambers, A.P. Beck Bldg., 4 S. Eagleville Rd, to hear comments on the following:

7:30 p.m PZC-proposed 4-27-09 draft revisions to numerous sections of Mansfield Zoning and Subdivision Regulations. Draft revisions include:

1. Revisions to Art. IV, VII and X to reorganize, clarify and add new standards for agricultural uses, particularly the keeping of animals as a secondary use. Wetlands and a residence use area would be excluded from acreage needed to keep animals or qualify for a farm. Other revisions address potential environmental, neighborhood impact or animal welfare issues;
2. Revisions to Art. III and IV to address property in more than one town or more than one zone;
3. Deletion of Art. VII, Sec. G that authorizes additional dwelling units as a "conversion";
4. Addition of a new limited live music permit that can be approved by the Zoning Agent;
5. Revisions to Art. VII, to exempt small satellite dish antennae from setback requirements and to authorize potential height exceptions for wind turbines;
6. Revisions to Art. X, to recognize community wells as public water facilities;
7. Revisions to Art. X, F., to limit mobile home park expansions to original lots and to clarify standards for temporary occupancy of travel trailers, motor homes, etc.,
8. Revisions to Art. X, M., to clarify efficiency unit requirements for kitchen areas and owner-occupancy;
9. Revisions to Art. X, O., to add the limited storage or parking of vehicles, equipment and/or materials as a home occupation use. Specific standards are included in the draft regulations;
10. Revisions to Art. XI, to refine the list of activities needing zoning permits and to authorize the Zoning Agent to accept bonds for work authorized by a Zoning Permit;
11. Revisions to Subd. Regs. Sec. 3 and 6.10 to define yield plan and clarify yield plan submission and approval requirements, particularly with respect to associated Inland Wetland Agency reviews;
12. Revisions to Subd. Regs. Sec. 7.10 to authorize, with a $\frac{3}{4}$ vote, common driveways serving 4 or 5 houses.

At this Hearing, interested persons may be heard and written communications received. No information from the public shall be received after the close of the Public Hearing. Additional information, including the wording of the proposed zoning and subdivision regulations, is available in the Mansfield Planning and Town Clerks Offices and at www.mansfieldct.org.

R. Favretti, Chair
K. Holt. Secretary

TO BE PUBLISHED Monday, June 1, and Tuesday, June 9, 2009

****PLEASE CHARGE TO THE MANSFIELD PZC/IWA ACCOUNT**

Preliminary Listing of Draft Regulation Revisions

(Public Hearing Scheduled for 6/15/09)

(see specific 4/27/09 Drafts for Details)

1. Comprehensive revision of Agriculture Regulations, particularly regarding the keeping of animals on lots less than 6 acres, excluding wetlands and a 1 acre dwelling area.
2. Refinement of the definition of lot and provisions for lots in two municipalities to address town line issues.
3. Elimination of permitted use provisions for conversions of 20+ year old dwellings into 2 or 3 dwelling units.
4. Revision of live music permit provisions to establish a new accessory-oriented, live music category that could be approved with zoning permit.
5. Revision of setback provisions for small dish antennas
6. Addition of wind turbines to the types of structures where a special permit can be sought to exceed standard height requirements.
7. Clarification of multi-family public water supply requirements regarding acceptance of community wells.
8. Revision of Regulations re: temporary occupancy of recreational vehicles, camp trailers, etc.
9. Revisions to Mobile Home Park Regulations to limit potential expansions to original park sites.
10. Refinement of efficiency unit regulations regarding kitchen and bathroom areas and proof of owner occupancy.
11. Revision of Home Occupation regulations re: authorization of vehicle, material and equipment storage for tradesmen, contractors, etc.
12. Revision of Zoning Permit provisions regarding site work and other improvements, such as new roads, driveways, drainage and Certificate of Compliance provisions regarding bonding.
13. Revisions to subdivision Yield Plan provisions, particularly with respect to Inland Wetland Agency review and approval.
14. Revision of subdivision common driveway provisions to allow, with a $\frac{3}{4}$ vote waiver, up to 5 houses on a common drive.

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Proposed Revisions to Mansfield's Zoning Regulations and Subdivision Regulations

(New provisions are underlined or otherwise indicated)

(Deletions are [bracketed] or otherwise indicated)

(Explanatory Notes are provided to assist with an understanding of the proposed revisions. These notes are not part of the proposed zoning and subdivision revisions.)

Proposed Zoning Regulation Revisions

A. Agriculture Use Regulation Revisions:

1. In Article IV- Delete existing subsections B.3 (definition of animal unit) and B.4 (definition of avocational livestock)
2. In Article VII. Section G- Delete existing subsections 13, 14, 15 and 16 and add a new subsection 13 to read as follows:
 4. Agricultural Uses as per the provisions of Article X, Section U. Certain Agricultural uses require special permit approval in accordance with Article V, Section B and/or Zoning Permit approval in accordance with Article XI, Section C.
3. In Article X, add a new subsection U to read as follows:

U. Agricultural Uses

1. Statement of Purpose

Local farms contribute to Mansfield's diversity, economy and scenic character and help preserve an important link to the agricultural history of the town and region. This section is designed to promote the retention of existing agricultural uses, encourage new agricultural uses and provide appropriate standards and permit processes to address potential environmental impact, neighborhood impact and animal welfare issues.

For the purposes of these regulations, agriculture is considered: The growing of crops; raising of livestock; and, the storing, processing and sale of agricultural and horticultural products and commodities, including those defined in Connecticut General Statutes Section 1-1q, as incidental to agricultural operations.

2. Agricultural and horticultural uses such as field crops, orchards, greenhouses and accessory buildings and facilities are permitted, provided the following standards are met:
 - a. There is no commercial production or commercial processing of fertilizers;
 - b. All State and Federal requirements, including pest control and provisions for the storage and use of fertilizers, pesticides, fungicides and other chemicals, are met. The Planning and Zoning Commission shall have the right to require from the subject property owner complete records and data required by State or Federal agencies that pertain to the subject agricultural or horticultural use, including information on fertilizers, pesticides, fungicides and chemical uses onsite. All agricultural and horticultural uses are expected to utilize "Best Management Practices" and "Integrated Pest Management" practices as recommended by the State Dep't. of Agriculture, the University of Connecticut or the Connecticut Agricultural Experiment Station;
 - c. All other applicable sections of Mansfield's Zoning Regulations, including the Performance Standards cited in Article VI, Section B shall be met;
 - d. All agricultural or horticultural uses involving onsite display and sales of products, including temporary stands, pick-your-own operations or permanent retail sales outlets shall comply

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with the following standards. It is the intent of these standards to authorize the onsite retailing of agricultural or horticultural products primarily grown or produced on the subject property or other land owned, leased or used by the subject property owner. Furthermore, these standards are designed to prevent retail operations where a significant portion of the products displayed and sold are grown or produced on sites that are not owned, leased or used by the subject property owner, as this type of retail operation is more appropriately located in one of the Town's commercial zones. (Any questions regarding these provisions shall be reviewed with the Planning and Zoning Commission);

1. The onsite display and sales of products shall be limited to agricultural and horticultural products grown on the premises or on other land owned, leased or used by the property owner, a limited amount of agricultural and horticultural products grown offsite on land not owned, leased or used by the property owner, and a limited amount of products that are accessory and associated with the agricultural or horticultural products sold on the subject site. Examples of accessory products include but are not limited to: wreaths or tree stands associated with a Christmas tree farm; jams, jellies, herb vinegars or cider associated with a fruit or vegetable farm; maple syrup associated with a sugar bush; and seeds, fertilizers or peat moss associated with shrub, tree and bedding plant farm;
2. To address traffic safety concerns, adequate off-street parking shall be provided so that customers and employees do not park on Town or State roads. A minimum of one off street parking space for each five feet of stand or building length shall be provided pursuant to Article X, Section D. Unless waived by the Commission after consideration of potential neighborhood impacts and safety problems, all parking spaces shall meet the setbacks contained in the Schedule of Dimensional requirements cited in Article VIII, Section A, or be 100 feet from existing dwelling units on adjacent properties, whichever setback is greater;
3. All driveway and parking areas shall be designed and constructed to promote vehicular and pedestrian safety and the proper discharge of stormwater runoff. Safe and adequate sightlines shall be provided at access drive intersections with Town or State streets. As required, a driveway permit shall be obtained from the Mansfield Public Works Department or the State Department of Transportation;
4. In situations where sales or pick-your-own operations, parking areas, or access driveways are within one hundred (100) feet of an adjacent lot containing an existing residence, buffering through the use of fencing, berming or evergreen screening shall be considered, where appropriate, to help minimize neighborhood impacts;
5. All signs shall comply with the provisions of Article X, Section C;
6. Temporary stands (display tables, shelving carts, structures less than 100 sq. ft. in area, etc., that are readily movable and are only utilized seasonally during periods when agricultural or horticultural products are harvested onsite or on other land owned, leased or used by the property owner) and "pick-your-own" operations are permitted with Zoning Permit approval, provided the following criteria are met:
 - a. the temporary stand is on the same site as the agricultural or horticultural use;
 - b. the provisions of subsection d.1 through d.5 above are met;
 - c. Any structures shall be at least thirty (30) feet from any lot line. The Planning and Zoning Commission may waive this thirty-foot setback requirement, provided the structures are seasonal and removed every year to a location that meets all setback requirements of the Schedule of Dimensional Requirements cited in Article VIII, Section A, and provided there are no neighborhood impact or safety problems associated with locating the temporary stand within thirty (30) feet of a lot line.

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7. Permanent retail sales outlet (any fixture or structure other than a temporary stand as provided for in Subsection d.6 above) that is utilized for retail purposes either seasonally or for longer periods of time) are permitted, provided Special Permit approval is obtained in accordance with Article V, Section B and provided the following additional criteria are met:
 - a. the retail use is on the same site as the agricultural or horticultural use;
 - b. the provisions of subsection d(1) through d(5), above, are met

3. Keeping of Farm Animals-Principal Farm Use

The keeping, breeding, or raising of beef or dairy cows, sheep, poultry, swine, goats, horses, and other animals for either commercial or non-commercial purposes, and accessory buildings and facilities, are permitted, provided the following standards and recommendations are addressed:

 - a. The subject lot is a minimum of five (5) acres in size exclusive of wetlands and watercourses and, in situations where a residence is located on the subject lot, exclusive of a forty-thousand (40,000) square foot minimum lot area for the residence and accessory buildings and uses as required by Article VIII Section B.6.
 - b. The animals are kept in a manner that conforms to all applicable regulations of the Connecticut Department of Environmental Protection, the Connecticut Department of Agriculture and the Connecticut Department of Public Health and with all applicable provisions of the State Statutes.
 - c. Manure piles, stables, barns, and outside animal keeping areas (such as corrals or pens but excluding fenced pastures) shall be a minimum of one hundred (100) feet from any adjacent property line and a minimum of seventy-five (75) feet from any well.
 - d. All structures and keeping areas shall meet RAR-90 setback requirements or where applicable, approved Building and Development Area Envelopes.
 - e. Best Management Practices shall be utilized for all manure piles. Surface water flows shall be diverted away from manure piles, stables, barns and outside keeping areas such as corrals or pens.
 - f. Zoning Permits, pursuant to Article X, Section C, shall be required for all buildings and structures.
 - g. It is recommended that all new pasture areas be a minimum of thirty-five (35) feet from wetlands or watercourse areas and that all stables, barns and outside animal keeping areas, such as corrals or pens, be a minimum of one-hundred (100) feet from wetlands or watercourse areas. Greater setback buffers are recommended wherever slopes exceed fifteen (15) percent between wetland/watercourse areas and pastures, stables, barns or outside keeping areas.

4. Keeping of Farm Animals-Accessory/Secondary Uses

The keeping, breeding, or raising of beef or dairy cows, sheep, poultry, swine, goats, horses and other animals for accessory and primarily, non-commercial purposes, and accessory buildings and facilities, may be permitted on lots not meeting the lot size provisions of Article X, Section U2. above, provided a zoning permit is obtained pursuant to Article XI, Section C., and provided the following standards are addressed. These standards will help ensure that each qualifying site is physically capable of safely supporting the proposed keeping of farm animals and that authorized animals may be kept in a safe manner without inappropriate impact on the environment or neighboring land uses.

 - a. The animals are kept in a manner that conforms to all applicable regulations of the Connecticut Department of Environmental Protection, the Connecticut Department of

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Agriculture and the Connecticut Department of Public Health and with all applicable provisions of the State Statutes.

- b. The following square footage requirements shall be met for each animal category, exclusive of wetlands and watercourses and exclusive of a forty-thousand (40,000) square foot minimum lot area for residences and accessory building and uses as required by Article VIII, Section B 6;

FARM ANIMALS: ACCESSORY/SECONDARY USE CHART	
<u>ANIMAL CATEGORY</u>	<u>SQUARE FOOTAGE EXCLUSIVE OF WETLANDS/WATERCOURSES AND MINIMUM 40,000 sq. ft. LOT AREA FOR HOUSE ETC.*</u>
Beef or Dairy Cows, Horses, Ponies, Mules, Buffalo, Donkeys and similar sized animals **	One (1) animal per 40,000 sq. ft.
Swine	Two (2) animals plus litter (3 months or less) per 40,000 sq. ft.
Sheep, Goats, Ostriches, Alpacas, Llamas and similar sized animals	Five (5) animals per 40,000 sq. ft.
Chickens, Ducks, Geese, Turkeys, and other Poultry***	Twelve (12) animals per 40,000 sq. ft.
Rabbits	Twenty-five (25) animals per 40,000 sq.ft.
Other Animals	As determined by the Zoning Agent consistent with this chart
* Combinations consistent with this chart are permitted as determined by the Zoning Agent. Special provisions also may be approved by the Zoning Agent for dwarf animal breeds.	
** Male animals in this category shall be neutered on or before one (1) year of age. Non-neutered males over the age of one (1) are not authorized by this use provision.	
***Due to potential noise and neighborhood impact problems, it is recommended that guinea fowl not be kept pursuant to this permitted use provision.	

- c. Manure piles, stables, barns, and outside animal keeping areas (such as corrals or pens but excluding fenced pastures) shall be a minimum of one hundred (100) feet from any adjacent property line and a minimum of seventy-five (75) feet from any well.
- d. All structures and keeping areas shall meet RAR-90 setback requirements, or where applicable, approved Building and Development Area Envelopes.
- e. All animals shall be provided with safe and adequate interior shelter with adequate under cover storage for hay, grain, or other food supplies. Sufficient space shall be provided for animal comfort and health. Based on current state and national standards, horses, beef and dairy cows, and similarly sized animals should be provided with stalls twelve (12) feet by twelve (12) feet in size per animal and sheep and goats should be provided with stalls a minimum of twelve square feet in size per animal. The Zoning Agent is authorized to determine appropriate interior shelter requirements based on a specific animal management plan for a subject site and livestock recommendations from the UConn Cooperative Extension Service.
- f. With the exception of rabbits and other animals traditionally kept in cages, all animals shall be provided with a safe and adequate outdoor keeping area, such as corrals and pens, compatible with their age and size. Based on current state and national standards the outdoor keeping area should be one-thousand (1,000) square feet in size for each large animal, such as a horse or beef or dairy cow, and for every six (6) sheep, goat or similar sized animal. The

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- Zoning Agent is authorized to determine appropriate outdoor keeping areas based on a specific animal management plan for a subject site and livestock recommendations from the UConn Cooperative Extension Service.
- g. All pasture areas shall be a minimum of thirty-five (35) feet from wetlands or watercourse areas and all stables, barns and outside keeping areas, such as corrals or pens, shall be a minimum of one-hundred (100) feet from wetlands or watercourse areas unless specific authorization to be closer has been granted by the Inland Wetland Agency. Greater setback buffers are recommended wherever slopes exceed fifteen (15) percent between wetland/watercourse areas and pastures, stables, barns or outside keeping areas.
 - h. Best Management Practices shall be utilized for all manure piles. Surface water flows shall be diverted away from manure piles, stables, barns and outside keeping areas such as corrals or pens.
5. 4H, FFA or other student projects involving the temporary keeping of farm animals may be authorized by the Zoning Agent without meeting the provisions of Article VII, Section G.15 providing the following conditions are met:
- a. A Zoning Permit is issued pursuant to Article XI, Section C. Said permit shall be for a time period of up to one (1) year and may be renewed.
 - b. A Statement of Use that comprehensively describes the proposed project, including shelter provisions, outside keeping areas and manure management, is submitted and found acceptable with respect to animal welfare and potential environmental and neighborhood impacts.
 - c. The project has been reviewed and approved by Mansfield's Agriculture Committee, the 4H Club Agent of the Cooperative Extension Service, a qualified school instructor or project manager or other qualified individual as determined by the Zoning Agent.
6. Other Commercial Agricultural Uses
Any other agricultural use that is not specially authorized by subsections U.2. to U.5. above or other provisions of these Regulations may be permitted provided special permit approval is obtained in accordance with Article X, Section B.

Explanatory Note:

These revisions are designed to reorganize, clarify and incorporate new standards (particularly for the keeping of farm animals as a secondary or accessory use) for agricultural uses in Mansfield. As proposed, agricultural use provisions would be relocated from Article VII to a new subsection of Article X and a new statement of purpose has been added. The proposed revisions would exclude wetlands and watercourses and a 40,000 square foot residential use area from the 5 acre minimum lot size requirement to qualify as a principal farm use and from the acreage needed per animal unit for secondary or accessory keeping of farm animal uses. Revised provisions are included for 4H, FFA or other student projects involving the keeping of farm animals. The revised regulations are designed to promote agricultural uses while providing appropriate standards and permit processes to address potential environmental impact, neighborhood impact or animal welfare issues.

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B. Revisions to Definitions of "lot line"; Provisions for Lots in Two Zoning Districts or Two Municipalities

1. In Article IV, Section B.39 - Revise the existing definition of lot to read as follows:

39. **Lot.** One or more contiguous parcels of land under single ownership or control that conforms with all applicable Zoning Regulations [designated by its owner, at the time of filing an application for the Zoning Permit,] as a tract to be used, developed or built upon as a unit. It may or may not coincide with the deed description thereof filed for record or otherwise, and it may be subsequently subdivided into two or more lots, provided all such lots conform to all applicable Zoning [Regulations of the district] and subdivision Regulations.

2. In Article IV, Section B.42 - Revise the existing definition of lot line to read as follows:

42. **Lot line.** A property line bounding a lot. For zoning purposes, town boundary lines are not assumed to be lot lines and a Mansfield lot may extend into an adjacent municipality.

3. In Article III- Revise Section D to read as follows:

D. Lots In Two Zoning Districts or Two Municipalities

Where any established or proposed lot falls into two or more zoning districts or two or more municipalities, any questions of uncertainty as to district boundaries, [and] permitted uses, setbacks and other regulatory requirements shall be determined by the Mansfield Planning and Zoning Commission, after taking into account the portion of the lot within each zone or municipality.

Explanatory Note:

These revisions are designed to specifically address situations where a property is situated in more than one municipality and to clarify provisions that apply to lots in two municipalities or two zoning districts.

C. Deletion of Existing Special Permit Provisions for Potential Conversions of Existing Dwellings to Create Additional Dwelling Units

1. In Article VII, Section G- Delete existing subsection 17 (Conversions of existing dwelling to create additional dwelling units)

2. In Article X- Delete Section J (Conversions of Existing Dwellings)

Explanatory Note:

This revision would delete in its entirety a provision that has been in existence since the 1960's and is considered no longer appropriate. The existing provision would allow with special permit approval any residential structure over 20 years old to add additional dwelling units. The existing standards are not considered adequate to address potential neighborhood impacts and potential health and safety concerns.

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D. Revisions to Live Music Permit Requirements to Authorize with Zoning Permits limited Live Music Uses

1. In Article VII, Section L.2.h - Revise the existing permit requirements for live music to read as follows (this revision would apply to all zones where live music may be authorized):

h. Category H

The use of live music associated with any hotel, motel, commercial recreation facility or restaurant, provided no outside speakers shall be used in conjunction with the use of such music and provided no music associated with the use is objectionable at the site's property lines. Any special permit issued pursuant to this subsection shall expire on November 1 of each year and, upon application and Public Hearing, may be renewed.

As an exception to this requirement for Special Permit approval, limited live music uses may be authorized with Zoning Permit approval provided the following standards are met:

1. The subject live music shall be limited to singing or the playing of musical instruments that, in the opinion of the Zoning Agent, are accessory to an authorized use (such as background music to enhance a dining experience) and not a primary use, (such as a separate concert event).
2. The subject live music shall be unamplified or amplified at volume levels that, in the opinion of the Zoning Agent, would have low potential for causing noise issues for neighboring property owners. If neighborhood noise problems occur, the subject live music authorization may be altered or revoked.
3. No live music use authorized under this Zoning Permit provision shall take place after 10 pm on weekdays and 11pm on weekends.
4. Zoning Permits issued for live music under this provision shall be valid for an initial period ending on November 1 of an even numbered year and may, upon application of the holder of such permit, be renewed for additional periods of two (2) years each provided the requirement of this section are continually met. Such permit shall not be transferable.

Any questions regarding the appropriate permit process for authorizing live music uses, shall be resolved by the Planning and Zoning Commission.

Explanatory Note:

These revisions incorporate a new category of live music permit that can be authorized without special permit approval. The proposed standards for these limited live music permit uses are designed to address potential neighborhood impacts.

E. Revisions to Setback and Height Provisions for Satellite Dish Antennas and Wind Turbines

1. In Article VIII, Section B.1.g.- Revise the existing provision regarding Satellite Dish Antennas to read as follows:
 - g. **Satellite dish antennas** - All satellite dish antennae one (1) meter (39.37") or greater in diameter shall be located a minimum of 200 feet from front property lines unless, in the opinion of the Zoning Agent, the subject antenna is in a location that is not readily visible from the street or streets upon which the subject lot is located. Satellite dish antennae [must] one (1) meter (39.37") or greater in diameter shall meet all applicable setbacks from side or rear property lines and all applicable height

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requirements. Based on federal laws and regulations, satellite dish antennae one (1) meter (39.37") or smaller in diameter are not subject to Zoning dimensional requirements. Any questions regarding this requirement should be reviewed with the Planning and Zoning Commission.

2. In Article VIII, Section B.8 - Add wind turbines to the listing of uses where maximum height requirements may be waived by the Commission through the issuance of a Special Permit. As proposed, Article VIII, Section B.8 would read as follows:

8. Exception to Maximum Height Requirements

The maximum height requirements of the Schedule of Dimensional Requirements may be waived by the Commission, provided special permit approval is obtained in accordance with Article V, Section B and provided the height waiver applies to one of the following: church spire, tower or belfry; flag pole; communications tower or antenna, including radio and television antennae; chimney; water tank; elevator bulkhead and other roof top mechanical structures; solar collectors; wind turbines; farm silos or similar uses. In all business and industrial zones, the Commission may waive the maximum height requirements for elevator bulkheads and other rooftop mechanical structures without additional special permit approval, provided the subject rooftop structures are approved as part of a site plan or special permit application.

Explanatory Note:

These revisions are designed to address federal provisions for small dish antennas and to include wind turbines as an example of a structure that can seek special permit approval to exceed standard maximum height requirements.

F. Revisions that Would Clarify that Community Wells are Public Water Facilities for Projects in ARH, DMR, PRD and PVRA Zones

1. Revise Article X, Section A.5.a - to read as follows:

a. Water and Sewer Facilities

All proposed developments in the ARH zone must be served by public water and sewer facilities or must be readily connected to such services. "Readily connected" is defined as that point in time when contracts have been let for construction of public sewer and water facilities requested for connection. A Certificate of Compliance shall not be issued until the site is connected to public water and sewer facilities.

For the purposes of this requirement, community well water supply systems authorized, constructed and operated pursuant to the Connecticut Department of Public Health regulations are considered public water facilities.

2. Revise Article X, Section A.6.a - to read as follows:

a. Water and Sewer Facilities

All proposed developments in the DMR Zone must be served by public water and sewer facilities or must be readily connected to such services. "Readily connected" is defined as that point in time when contracts have been let for construction of public sewer and water facilities requested for

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connection. A Certificate of Compliance shall not be issued until the site is connected to public water and sewer facilities.

For the purposes of this requirement, community well water supply systems authorized, constructed and operated pursuant to the Connecticut Department of Public Health regulations are considered public water facilities.

3. Revise Article X, Section A.7.a - to read as follows:

a. Water and Sewer Facilities

All proposed PRD developments must be served by public water and sewer facilities or must be readily connected to such services. Readily connected is defined as that point in time when contracts have been let for construction of public sewer and water facilities requested for connection. A Certificate of Compliance shall not be issued until the site is connected to public water and sewer facilities.

For the purposes of this requirement, community well water supply systems authorized, constructed and operated pursuant to the Connecticut Department of Public Health regulations are considered public water facilities.

4. Revise Article X, Section A.9.a - to read as follows:

a. Water and Sewer Facilities

Except as noted below, all proposed developments in the PVRA zone must be served by public water and sewer facilities or must be readily connected to such services. "Readily connected" is defined as that point in time when contracts have been let for construction of public sewer and water facilities requested for connection. A Certificate of Compliance shall not be issued until the site is connected to public water and sewer facilities. Article VII Section K.2.b. authorizes the commission to waive this requirement.

For the purposes of this requirement, community well water supply systems authorized, constructed and operated pursuant to the Connecticut Department of Public Health regulations are considered public water facilities.

Explanatory Note:

These revisions clarify existing requirements to specifically recognize that community well water supplies approved by the CT Department of Public Health are public water facilities.

G. Revisions to Existing Provisions Regarding Mobile Home Park Expansions and the Temporary Occupancy of Recreational Vehicles/Trailers, etc.

1. In Article X, Section F.3.e. revise subsection 2 to read as follows:

- e. Expansion of existing parks shall be permitted only in strict conformity with the standards and procedures of this Section. All such expansion shall be [onto contiguous land only.] on portions of the mobile home park lot that existed when the park was established or subsequently authorized by the Planning and Zoning Commission.

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2. In Article X, Section F.7- Revise subsection C to read as follows:
 - c. Persons visiting Mansfield residents may park and occupy their travel, motor home, camping trailer, or pick-up coach on the property of their host for a period not exceeding 30 days in any one year period. [without securing a permit from the Zoning Agent.] Parking of trailers (etc) shall be confined to an area within existing setback requirements or upon existing driveway areas. All Connecticut Health Code requirements shall be met.

Mansfield residents owning and parking a legally registered travel trailer, motor home, camping trailer or pick-up coach on the site of their residence may allow temporary occupancy of such vehicle to guests for a period not exceeding 30 days in any one year period. Parking of trailers (etc) shall be confined to an area within existing setback requirements or upon existing driveway areas. All Connecticut Health Code requirements shall be met.

Explanatory Note:

The Revision to Article X, Section F.3.e. clarifies that any proposed mobile home park expansion must be on the original lot in existence when the mobile home parks were established. The revision to Article X, Section F.7.c. clarifies time restrictions for the temporary occupancy of travel trailers, motor homes, canopy trailers etc.

H. Revisions to Kitchen Area and Proof of Ownership Provisions for Efficiency Units

1. In Article X, Section M- Revise subsection 2.a to read as follows:
 - a. This separate efficiency unit within a single-family detached residence shall contain at least 400 square feet of livable floor area and shall not exceed 35% of the square footage of livable floor area of said single-family residence. This efficiency unit shall include independent living quarters, a distinct kitchen or kitchen area containing a sink, refrigerator, stove or stovetop, oven, cabinets and adequate counter space for food preparation and serving, and a [lavatory] bathroom containing [complete sanitary facilities] toilet, sink and shower or bathtub. This efficiency unit shall also meet the following requirements:
2. In Article X, Section M- revise subsection 2.a.1.a to read as follows:
 - a. Proof of owner-occupancy, which shall consist of a notarized affidavit.

Explanatory Note:

These revisions more specifically identify what constitutes kitchen and bathroom areas in an efficiency unit and incorporate a more specific proof of owner occupancy provision.

April 27, 2009 DRAFTS

I. Revisions to Home Occupation Regulations to Authorize Vehicle, Material and Equipment Storage for Tradesmen Contractors, etc.

1. Revise Article X, Section O, Home Occupations to read as follows:

O. Home Occupations

1. Permitted Uses

A home occupation may include, but not be limited to, the following uses for the zones indicated:

- a. R-20 and R-90 residential zones: Art studios, barber shops, beauty salons limited to one operator, dressmaking, teaching, bed and breakfast operations provided no more than 3 bedrooms are utilized for guests, office of a recognized profession, such as physician, lawyer, engineer, architect, real estate or insurance agent, contractor or tradesman and similar such uses, but specifically excluding the sale of any goods on the premises.
- b. All other zones: All the uses permitted in 1.a. above and in addition, the sale of antiques, the sale of handcrafted items produced on the premises, the assembly, repair and sale of small retail goods, [and] home baking and limited food preparation/catering operations, and the limited storage or parking of vehicles, equipment and/or materials associated with a contractor, tradesman or other home occupation use.

2. Requirements

- a. Except for authorized on-site parking or storage, the home occupation shall be conducted wholly within a detached single-family residence dwelling or within a completely enclosed permitted accessory building on the same lot as the detached single-family residence. Home occupations are not permitted within dwellings that contain two or more dwelling units or within buildings accessory to a dwelling containing two or more dwelling units.
- b. Except for authorized on-site parking or storage, the total area devoted to the home occupation shall not exceed thirty-five percent of the livable floor area of the single-family residence dwelling.
- c. No more than two persons who are not residents of the detached single-family dwelling shall be employed and working at the site of the home occupation, except as provided in 1.a above, for beauty salons. A home occupation use may involve additional employees, provided these employees do not work or leave their vehicles at the site of the home occupation.
- d. There shall be no display or advertising of the home occupation on the lot except for a nameplate not exceeding five (5) square feet in area. The nameplate shall indicate that the business may only be transacted by appointment in letters having a minimum height of 1 ¼ inches. Home occupation signs shall not be internally illuminated and, if lighted externally, the sign shall be lighted only during the hours open for appointments.
- e. Except for authorized signage, there shall be no, [No exterior storage of materials or other] indication of the home occupation or alteration of [variation from] the residential character of the residence dwelling or the lot. [shall be permitted].
- f. No offensive noise, vibration, smoke, dust, odors, heat, or glare shall be produced; no health or safety hazard shall be created; no interference with radio or television reception in the neighborhood shall be produced.

April 27, 2009 DRAFTS

- g. Parking adequate to meet the needs of the proposed home occupation shall be provided.
[Recommendations of the Department of Public Works shall apply unless otherwise required by the Commission.]
- h. All home occupations involving food preparation, such as bed and breakfast, home bakery or catering operations, shall demonstrate that:
 - 1. Onsite sanitary systems (well/septic), are adequately sized and in suitable condition to serve the proposed use;
 - 2. All other applicable health code requirements are met;
 - 3. All applicable fire and building code requirements are met;
 - 4. All refuse generated shall be covered, screened from public view and promptly removed from site;
 - 5. All other requirements applying to home occupations
- i. All home occupations involving on-site storage or parking of vehicles, equipment and/or materials shall demonstrate through application submissions that the following requirements shall be met:
 - 1. All on-site vehicle, equipment and/or material storage areas shall meet applicable setback provisions of Article VIII for the zone classification of the subject site.
 - 2. All vehicles, equipment and/or materials stored on site shall not be visible from adjacent properties. Where fencing and/or evergreen plantings are proposed, details of the subject fencing and/or evergreen screening (including size and type of proposed plantings) shall be provided. Tractor-trailer bodies, truck bodies, with or without a chassis, shipping or storage containers, boxcars or similar objects are prohibited for on-site storage purposes.
 - 3. All on-site vehicle, equipment and/or material storage areas shall be limited in size and clearly accessory to the primary residential use of the site. A listing of all vehicles, equipment and materials to be stored on site (including size, height and type) shall be provided and updated where appropriate. Depending on site and neighborhood characteristics, the Zoning Agent shall have the authority to specifically restrict the area approved for on-site storage and/or the size, height and type of vehicle, equipment or material storage.
 - 4. All vehicle and equipment use shall not begin before the hour of 7am Monday-Saturday or before the hour of 9am on Sundays and holidays. No vehicle and equipment use shall take place after 9pm.
 - 5. All outside vehicle, equipment and/or material storage areas shall comply with applicable Inland Wetland Regulation and approval requirements.

3. Permit

- a. A Home Occupation Permit, issued by the Zoning Agent, shall be valid for a period ending January 1 of an even-numbered year and may, upon application by the holder of such permit, be renewed for additional periods of two years each, provided the requirements and intent of this Section are continually met. Such permit shall not be transferable.
- b. All applications for a home occupation shall include:

April 27, 2009 DRAFTS

1. A completed application form for a Home Occupation Permit;
 2. A detailed statement of use fully describing the use or uses to which the subject building, accessory structures or site shall be devoted. Said statement of use shall fully address the approval criteria of Article X, Section O.2 (above) and provide adequate information to determine that the proposed home occupation complies with applicable zoning definitions, permitted use provisions, performance standards and other applicable zoning regulations;
 3. A plot plan depicting property lines, house, accessory structures, driveway, parking areas, [outside] on-site storage areas and any other information deemed necessary by the Zoning Agent to determine compliance with applicable zoning regulations;
 4. Any other information deemed necessary by the Zoning Agent to determine compliance with all applicable zoning regulations.
- c. No Home Occupation Permit shall be issued until the Health Officer, Fire Marshal, Building Official and Inland Wetland Agent have signed the subject permit application to indicate that all applicable Health Code, Fire Code and Building Code requirements have been satisfactorily addressed in the subject home occupation proposal.
- d. A Home Occupation Permit shall not be renewed and an outstanding Permit may be revoked if, in the opinion of the Zoning Agent and the Commission:
1. The use has clearly altered the residential character of the premises and neighborhood through the generation of traffic or noise substantially in excess of that normally generated by a residential dwelling unit;
 2. Changes in the lot or the occupied building have been made altering the residential character of same, or
 3. Other conditions prohibited in subsection O.2 above have been created.
- Any uncertainty regarding the issuance or renewal of a Home Occupation Permit shall be resolved by the Mansfield Planning and Zoning Commission.
4. The granting of a permit for a home occupation shall not constitute the establishment of a legal non-conforming use.
 5. Prohibited Uses - A home occupation shall not be construed to include restaurants, or other eating and drinking places, kennel, animal hospital, automotive repairs, small engine repair, or any other use which in the opinion of the Zoning Agent or the Commission would create conditions prohibited in Section O.2 above.

Explanatory Note:

The revisions would add to existing home occupation provisions, the limited storage or parking of vehicles, equipment and/or materials associated with a contractor, tradesmen or other home occupation. The draft regulation includes specific standards regarding setbacks, visibility and screening, hours of operation and the identification of items to be stored.

April 27, 2009 DRAFTS

J. Revisions to Zoning Permits and Certificates of Compliance Provisions to More Completely List Land Uses that Require a Zoning Permit and to Authorize the Zoning Agent to Accept Bonds to Ensure Completion of Site Work Authorized by a Zoning Permit

1. In Article XI, Section C.1.a- add new subsections 5 and 6 to read as follows:
 5. Site work and or site improvements authorized by the Planning and Zoning Commission in association with subdivision or special permit approval. Examples include: tree removal, site grading, drainage improvements, road or driveway improvements, etc.
 6. Limited Live Music Uses pursuant to Article VII, Section L.2.h.

2. In Article XI Section E.3.d- add a new third paragraph to read as follows:
 - d. In situations where a project has been authorized through the issuance of a Zoning Permit, without prior special permit or site plan approval, and public health and safety components of the project (or sections thereof) have been satisfactorily completed, the Zoning Agent may issue a Certificate of Compliance provided a suitable cash bond with written bond agreement has been submitted and approved.

Explanatory Note:

These revisions add site work and improvements authorized by a subdivision or special permit approval and limited live music uses to the listing of land uses that necessitate a Zoning Permit and authorize the Zoning Agent to accept cash bonds for incomplete site work authorized by a Zoning Permit.

April 27, 2009 DRAFTS

Proposed Revisions to Mansfield's Subdivision Regulations

A. Revisions Regarding Required Documentation and Yield Plan Provisions

1. In section 3, add a new subsection 3.20 Yield Plan and renumber remaining subsections. The new section 3.20 to read as follows:

3.20 Yield Plan

A map or maps containing a lot and site improvement layout and additional information, as required by these regulations (see section 3.10.a.6), that demonstrates: compliance with the zoning Schedule of Dimensional Requirements provisions for standard lot size, lot frontage and building setbacks; compliance with all other zoning requirements, including minimum lot area requirements for new lots; and compliance with all subdivision requirements, including the Design Criteria of Section 7 and the Open Space requirements of Section 13.

A yield plan must be submitted whenever a subdivider seeks a reduction or waiver of minimum lot frontage (see Section 7.6) or in the R-90 and RAR-90 zones, a lot size of less than 90,000 square feet.

2. In Section 6.10-add the clause "wherever applicable" to the beginning of the first sentence. This sentence would now read as follows: In Section 6.10. - Add the clause "wherever applicable" to the beginning of the first sentence. This sentence would now read as follows:
 - a. Wherever applicable, the subdivider shall submit, along with the final subdivision map, the construction and public improvement map and the grading plan, the following:
3. In Section 6.10.a.6 - Revise the existing provisions to read as follows:
6. In all situations where a proposed subdivision application necessitates a frontage waiver pursuant to Section 7.6 and/or in the R-90 or RAR-90 zones, proposes a lot size of less than 90,000 square feet, a yield plan shall be submitted. The [A] yield plan shall depict[ing] the number of potential lots that could be developed with standard frontage, lot size (90,000 square feet in the R-90 and RAR-90 zones), setbacks and lot configuration, taking into account the information noted or referenced below, the subdivision design criteria of Section 7, the open space dedication provisions of Section 13 and other requirements of these Subdivision Regulations. At a minimum, the yield plan shall include all onsite testing data, site topography, delineation of wetlands, watercourses and exposed ledge and adequate additional information about onsite natural and manmade resources (see Section 6.5) to determine that the yield plan is feasible.

In all situations where a yield plan has been submitted with activity within regulated wetlands and watercourse areas, the submitted yield plan also shall be submitted for review and comment by the Inland Wetland Agency. [Although a yield plan need not be submitted to and approved by the Inland Wetland Agency,] [t]The Commission shall consider potential yield plan impacts on wetland and watercourse areas taking into account Inland Wetland Agency comments on the yield plan, including whether the proposed plan is preferable to the yield plan with respect to potential wetland impact. [and must determine that the proposed development of roadways and development on yield plan lots would likely be approved by the Inland Wetland Agency.]

April 27, 2009 DRAFTS

The submitted yield plan shall be used by the Planning and Zoning Commission to determine the maximum number of lots that can be approved. Sections 7.4, 7.5 and 7.6 and other provisions of these Regulations shall be used to determine final lot sizes, lot frontages and development and building area envelopes for all approved subdivision lots. Acceptance of the yield plan shall be based on the standards contained in the Mansfield Subdivision and Zoning Regulations.

Explanatory Note:

These revisions incorporate a definition of yield plan and clarify yield plan submission and approval requirements. It is now recommended that all yield plans be submitted to the Inland Wetland Agency. The advisory role of the Inland Wetland Agency in reviewing yield plan submissions also has been revised.

B. Revisions to Common Driveway Provisions to Authorize, with a ¾ Vote Waiver, Common Driveways Serving 4 or 5 Houses

1. In Section 7.10.a - Delete in line 5 the following sentence: Any approved common driveway shall serve no more than three (3) residential lots.
2. In Section 7.10 add a new subsection b and re-letter remaining subsections. The new subsection b to read as follows:
 - b. Except for Commission authorized exceptions (see below), any approved common driveway shall serve no more than three (3) residential lots.

By a three-quarters (3/4) vote of the entire Commission (seven (7) votes), the maximum number of residential lots served by a common driveway may be increased to five (5) lots. The burden of proof shall be on a subdivider to show that a proposed increase in the number of lots served by a common driveway will promote the public's health and safety and goals and objectives contained in Mansfield's Plan of Conservation and Development. The following additional factors shall be considered by the Commission in reviewing any request to serve more than three (3) lots with a common driveway.

1. Consistency with the primary considerations for subdivision layout contained in Section 7.1
2. The degree to which the proposed common driveway arrangement will reduce environmental impacts.
3. The degree to which the proposed common driveway arrangement will promote vehicular and pedestrian safety.
4. The degree to which the proposed common driveway will benefit future lots owners.

Explanatory Note:

This revision would allow, subject to specific criteria and a ¾ vote waiver, common driveways to serve more than 3 residential lots up to a maximum of 5 residential lots. This provision is proposed to provide more flexibility in situations where environmental impacts will be reduced, traffic safety will be enhanced and/or future owners would be benefitted.

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TOWN OF MANSFIELD
Planning and Zoning Commission

AUDREY P. BECK BUILDING
FOUR SOUTH EAGLEVILLE ROAD
MANSFIELD, CT 06268-2599
(860) 429-3330
Fax: (860) 429-6863

May 21, 2009

Paul E. Ferri, Environmental Compliance Analyst
Office of Environmental Policy
University of Connecticut
31 LeDoyt Road
U-Box 3055
Storrs, CT 06269-3055

Re: April 2009 Draft Environmental Impact Evaluation, Two Academic Buildings, University of Connecticut

Dear Mr. Ferri:

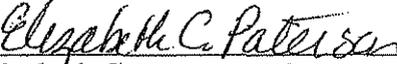
Mansfield's Town Council and Planning and Zoning Commission, with assistance from staff and Mansfield's Conservation Commission, have reviewed the April 2009 draft Environmental Impact Evaluation for the two academic buildings on UConn's Storrs Campus. The following comments are presented for your consideration:

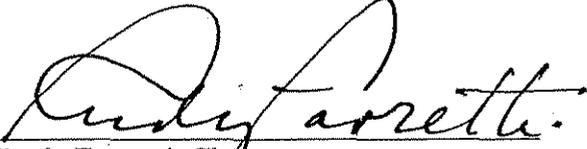
1. The proposed academic buildings have been sited and designed carefully and they will become significant physical and social components of UConn's core campus area. The proposed project is considered to be fully consistent with Connecticut's Policies Plan for Conservation and Development, the Windham Regional Land Use Plan, and Mansfield's Plan of Conservation and Development.
2. The draft Environmental Impact Evaluation documents the need for the new academic buildings and suitably identifies potential environmental impacts and necessary mitigation measures. Particular attention appropriately has been given to water supply and storm water management issues and to potential impacts on the Eagleville Brook watershed and the Fenton River/Willimantic Reservoir watershed. It is essential that all of the recommended mitigation measures be incorporated into construction plans and implemented during the proposed construction period. Furthermore, University officials must plan for the maintenance of all infrastructure improvements.
3. Page 3-30 of the Environmental Impact Evaluation notes that the University currently is evaluating the use of under-slab drainage water for flushing toilets in the east building and irrigating the Student Union quadrangle. Mansfield officials strongly recommend the incorporation of these alternatives into construction plans for the subject academic buildings. The implementation of these alternatives will demonstrate further UConn's leadership and commitment to the principals of sustainable development.

4. Construction traffic needs to be addressed as part of final construction plans and specifications for this project. There are many alternative travel routes to and from the project site. To help minimize traffic impacts for Mansfield residents, all construction contracts should require construction traffic to use State roads.

Mansfield officials are available to discuss any of the comments contained in this letter. We anticipate continued cooperation regarding the preparation and implementation of construction plans for the subject project. If you have any questions regarding this letter, please contact Mr. Gregory J. Padick, Mansfield's Director of Planning at 860-429-3329.

Very truly yours,


Elizabeth C. Paterson, Mayor
Mansfield Town Council


Rudy Favretti, Chairman
Mansfield Planning and Zoning Commission

Cc: ✓ Mansfield Town Council
Mansfield Planning and Zoning Commission
Mansfield Conservation Commission



Town of Mansfield Recreation Advisory Committee

Item #14

Sheldon Dyer, Chairman
Darren Cook
Donald Field
Frank Musiek
Howard Raphaelson
Anne Rash

Ten South Eagleville Road
Storrs/Mansfield, Connecticut 06268
Tel: (860) 429-3015 Fax: (860) 429-9773
Email: Parks&Rec@MansfieldCT.org

TO: Mansfield Town Council
FROM: Recreation Advisory Committee
DATE: April 30, 2009
SUBJECT: Referral: Program Sponsorship Signs/Banners at Mansfield Skate Park

The Recreation Advisory Committee (RAC) held a meeting on Wednesday, April 29 and reviewed the attached referral from the Town Council. RAC members approved the following:

In the absence of other support funding from the Town for Skate Park equipment, RAC is encouraging fundraising to reach the goal of providing minimal equipment to make the park usable. The current fundraising group has raised \$12,960 to date. Extending the Parks Rules and Regulations to allow for a fourth location for sponsorship signs/banners will provide another potential option to raise much needed funds for equipment. RAC supports a change to the Park Rules and Regulations to accommodate this and if the Town Council supports this recommendation, the following modifications to the Mansfield Code of Ordinances would be necessary:

Section A-194-1 Permitted activities

Item J(2) Location. The location of temporary program sponsorship signs/banners in Town parks shall be limited to ~~three~~ **four** sites:

- (a) Around the perimeter of the outfield fence at Southeast Park Field A;
- (b) Adjacent to the Southeast Park Football Field;
- (c) Adjacent to the playing fields at the Lions Memorial Park; and
- (d) Around the interior perimeter of the fence at the Mansfield Skate Park.**

Item J(8) Other. Subject to the conditions expressed herein, the Parks and Recreation Department has the discretion to develop additional location requirements at the ~~three~~ **four** sites defined in Subsection J(2) above, and other restrictions and guidelines for signs/banners permitted under this subsection.

MEMORANDUM

Town of Mansfield
Town Manager's Office
4 So. Eagleville Rd., Mansfield, CT 06268
860-429-3336
Hartmw@mansfieldct.org



To: Recreation Advisory Committee
From: Matt Hart, Town Manager *Matt*
Date: February 13, 2009
Re: Referral: Program Sponsorship Signs/Banners at Mansfield Skate Park

At the February 9, 2009 Mansfield Town Council meeting, the Council voted to refer the above captioned matter to the Recreation Advisory Committee for review and comment.

Please see the attached information regarding this referral.

Your assistance with this matter is greatly appreciated.

RAC - April 29, 2009
Agenda Item # G.3



**Town of Mansfield
Agenda Item Summary**

To: Town Council
From: Matt Hart, Town Manager *Matt*
CC: Maria Capriola, Assistant to Town Manager
Date: February 9, 2009
Re: Program Sponsorship Signs/Banners at Mansfield Skate Park

Subject Matter/Background

At the last meeting, Council asked that this item be added to a future agenda to begin a discussion of this topic. I have attached a few documents that could assist with your discussion.

Attachments

- 1) Mansfield Code, Chapter A194: Park Rules and Regulations
- 2) *Make a name for yourself in the new Mansfield Community Center*

Chapter A194: PARK RULES AND REGULATIONS

[HISTORY: Adopted by the Town Council of the Town of Mansfield 11-25-1974, effective 12-3-1974. Amendments noted where applicable.]

GENERAL REFERENCES

Alcoholic beverages — See Ch. 101.

Outdoor burning — See Ch. 114.

Parks and recreation areas — See Ch. 137.

§ A194-1. Permitted activities.

The following park uses and/or activities are permitted subject to additional specific regulations which may be adopted by the Town Council or its designated agency:

- A. Hiking, picnicking, organized nature study, bicycling and horseback riding in designated areas.
- B. Ice skating, swimming, cross country skiing and fishing at specific times and/or places.
- C. Day and/or night camping only in specified areas, with a permit issued by the Town Manager or other designated person or agency of the town. **[Amended 7-25-1983]**
- D. Open fires only in fireplaces in designated picnic areas around Bicentennial Pond. **[Amended 7-25-1983]**
- E. Open camping fires are thus prohibited in the remainder of Schoolhouse Brook Park. **[Added 7-25-1983]**
- F. Organized games in designated areas.
- G. Posting of signs only with permission issued by the Town Manager or other designated person or agency of the town. **[Amended 7-25-1983]**
- H. Special activities and/or programs only upon approval by the Town Manager or other designated person or agency.
- I. Pets on leash only.
- J. Subject to compliance with applicable provisions of the Mansfield Zoning Regulations, the Parks and Recreation Department may authorize not-for-profit organizations to erect temporary program sponsorship signs/banners in Town parks, subject to the following conditions: **[Added 1-27-2003, effective 2-25-2003]**
 - (1) Eligibility. Only not-for-profit organizations that operate to serve Mansfield residents are eligible to erect signs/banners under this subsection. The eligible not-for-profit organizations may erect temporary signs/banners for only those businesses, organizations, individuals and other entities that provide monetary or other material assistance to the eligible organization. Subject to the conditions expressed herein, the Parks and Recreation Department has the discretion to determine which not-for-profit organizations and program sponsors are eligible to erect signs/banners under this subsection.
 - (2) Location. The location of temporary program sponsorship signs/banners in Town parks shall be limited to three sites:
 - (a) Around the interior perimeter of the outfield fence at Southeast Park Field A;
 - (b) Adjacent to the Southeast Park Football Field; and
 - (c) Adjacent to the playing fields at the Lions Club Memorial Park.
 - (3) Duration. Signs/Banners permitted under this subsection may be erected or displayed for the duration of the season. Signs/Banners must be removed following the conclusion of the season. **[Amended 5-14-2007, effective 6-11-2007]**
 - (4) Construction. Signs/Banners permitted under this subsection must be single-sided, nonilluminating, temporary or portable in design, and constructed with weather-proof material.
 - (5) Size. Signs/Banners permitted under this subsection cannot exceed 32 square feet in area.
 - (6) Color/Format. Signs/Banners permitted under this subsection must be consistent in format and have a dark background. Wording on signs/banners permitted under this subsection is limited to the name and logo of the program sponsor.

- (7) Enforcement. The Parks and Recreation Department shall administer and enforce the requirements of this subsection.
- (8) Other. Subject to the conditions expressed herein, the Parks and Recreation Department has the discretion to develop additional location requirements at the three sites defined in Subsection J(2) above, and other restrictions and guidelines for signs/banners permitted under this subsection.

§ A194-2. Prohibited activities.

Prohibited activities shall be as follows:

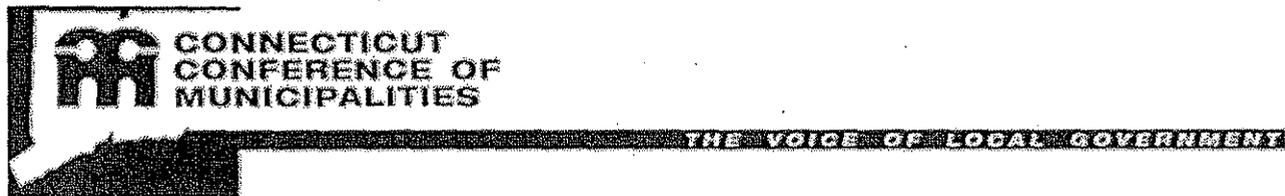
- A. Commercial advertising, except for temporary program sponsorship signs/banners as permitted in § A194-1J above. **[Amended 1-27-2003, effective 2-25-2003]**
- B. Vending or soliciting of any type except as authorized by the Town Council.
- C. Littering.
- D. Removal of or injury to trees, shrubs, flowers and/or other plants.
- E. Molesting of birds and/or other fauna.
- F. Destruction, misuse and/or defacement of park property.
- G. Use or possession of explosives, firearms and/or fireworks.
- H. Hunting and/or trapping.
- I. Pets in swimming area.
- J. All motorized vehicles except on designated public access roads and parking areas.
- K. Use of the park, including parking areas, between sunset and sunrise without proper permit.
- L. Disorderly conduct.
- M. Drinking or possession of alcoholic beverages. **[Added 3-10-1975, effective 3-19-1975]**
- N. Golfing. **[Added 7-28-1997, effective 8-23-1997]**

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Matthew W. Hart

Item #15

From: Brian Gregorio [BGregorio@CCM-CT.ORG]
Sent: Thursday, May 07, 2009 12:19 PM
To: Matthew W. Hart
Subject: CCM Research and Information Services



900 Chapel St. 9th Floor, New Haven, CT 06510-2807 Phone: (203) 498-3000 research@ccm-ct.org, www.ccm-ct.org

May 7, 2009

Dear Mr. Hart,

The following is in response to your request for information regarding municipalities that have enacted ordinances pursuant to *Connecticut General Statutes (C.G.S.)* § 9-369b(d), "Local questions and proposals. Explanatory text. Expenditure of state and municipal funds to influence vote prohibited. Preparation and printing of certain materials permitted. Exception. Civil penalty. Summaries of arguments for, against local questions."

I have contacted Mr. Arthur Champagne, of the Connecticut Secretary of State's Legislation and Elections Administration; Ms. Lois E. Blackburn, of the State Elections Enforcement Commission; and Mr. Joe Camposeo, President of the Connecticut Town Clerks Association regarding this question and each have confirmed that they are unaware of any municipalities in the state that have enacted such an ordinance. In addition to contacting these individuals, I have searched all available resources currently available to CCM and have been unable to find any municipalities that have enacted such an ordinance.

I have come across a court case where a similar issue related to *C.G.S.* § 9-369b was litigated. (See *Sweetman v. State Elections Enforcement Commission* (1999) 249 Conn. 296, 732 A.2d 144) I have checked the ordinances and spoken with the Town Clerks of both municipalities involved, Haddam and Killingworth (Regional School District 17), and confirmed that they too do not have such an ordinance.

I hope that this information is helpful.

Please feel free to contact me directly at (203) 498-3055 or by email at bgregorio@ccm-ct.org should you have any further inquiries.

Regards,

A handwritten signature in black ink, appearing to read 'B. A. Gregorio', is written over the typed name.

Brian A. Gregorio
Member Services Associate
Connecticut Conference of Municipalities



**TOWN OF MANSFIELD
COMMUNICATIONS ADVISORY COMMITTEE**

AUDREY P. BECK BUILDING
FOUR SOUTH EAGLEVILLE ROAD
STORRS MANSFIELD, CT 06268-2599

March 16, 2009

Mansfield Town Council
4 South Eagleville Rd.
Storrs, CT 06268-2599

Dear Council Members;

As you know, the Communications Advisory Committee has been charged with finding ways to improve communications between government and citizens in the town of Mansfield. An issue has come to our attention that we believe requires a town ordinance.

C.G.S. §9-369b prohibits all advocacy on behalf of referenda by town officials, or the expenditure of government funds to advocate for a referenda. In order to comply with this statute, the Region 19 Board of Education, acting upon the advice of their bond counsel, removed all information regarding the referendum from their website, with the exception of the motions authorizing the referendum and the actual question to be asked.

In fact, it became nearly impossible for citizens to understand why the Board had chosen to bring this referendum forward at this time. The Board circulated a one page brochure to every household in town describing the referendum, and explaining its benefits, but, to comply with the law, this was done *before* it had formally moved to put the question to the public. There were one or possibly two articles in the *Chronicle*, but other than that, the only information available was the result of direct questions asked of board members or staff. It is hard to imagine that many people took advantage of that opportunity. We believe that most voters made their decisions based on *unnecessarily* limited information, probably after the information that had informed the Board's decision had been removed from public view.

There is an exception, in §9-369b(d):

(d) Any municipality may provide, by ordinance, for the preparation and printing of concise summaries of arguments in favor of, and arguments opposed to, local proposals or questions approved for submission to the electors of a municipality at a referendum for which explanatory texts are prepared under subsection (a) or (b) of this section. Any such ordinance shall provide for the establishment or designation of a committee to prepare such summaries, in accordance with procedures set forth in said ordinance. The members of said committee shall be

representatives of various viewpoints concerning such local proposals or questions. The committee shall provide an opportunity for public comment on such summaries to the extent practicable. Such summaries shall be approved by vote of the legislative body of the municipality, or any other municipal body designated by the ordinance, and shall be posted and distributed in the same manner as explanatory texts under subsection (a) of this section. Each summary shall contain language clearly stating that the printing of the summary does not constitute an endorsement by or represent the official position of the municipality.

The Communications Advisory Committee strongly recommends that the Council consider passing an ordinance that allows for the creation of a committee to prepare "concise summaries of arguments in favor of, and arguments opposed to, local proposals or questions approved for submission to the electors".

The same recommendation is being made to the Region 19 Board.

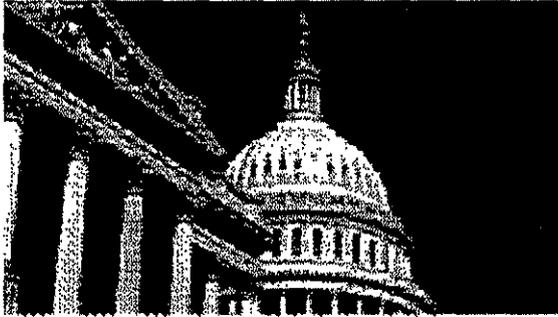
While this will create an additional hurdle to cross before a recommendation can be made to the town, we believe that it is better than an absence of information.

Sincerely,



For the Committee,
Antonia C. Moran,
Chair

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FEDERAL ISSUES BULLETIN

Item #16



THE VOICE OF LOCAL GOVERNMENT

CONNECTICUT CONFERENCE OF MUNICIPALITIES

900 CHAPEL STREET, 9th FLOOR, NEW HAVEN, CT 06510-2807 PHONE (203) 498-3000 • FAX (203) 552-6314

www.ccm-ct.org: Your source for local government management information on the Web

May 12, 2009, No. 09-08

State Announces Group To Expedite Stimulus-Funded Local Projects

Governor Rell has created a group of senior level representatives from various state agencies that can work through project-related issues to ensure that the state receives the maximum benefit from the federal stimulus funding and does not forfeit any funding due to the untimely execution of spending. **The group's primary charge is to assist municipalities and organizations that have received federal stimulus funding with any impediments or concerns (e.g., permits, approvals, etc.) associated with their project.**

Expediting Group Members:

- Department of Administrative Services
- Department of Economic and Community Development
- Department of Environmental Protection
- Department of Information Technology
- Department of Public Health
- Department of Transportation
- Office of Policy and Management
- Office of the State Building Inspector
- Office of the State Fire Marshall
- State Historic Preservation Office

⇒ To request expediting assistance visit: <http://www.recovery.ct.gov> and select "Expediting Service" on the menu, or visit: <http://www.recovery.ct.gov/recovery/cwp/view.asp?a=3704&Q=434152>. **If you log onto this site you can complete a short form indicating you would like a representative from the State to contact you.**

##

If you have any questions, please call Barbara Rua or Jim Finley of CCM, at (203) 498-3000.

This bulletin has been sent to all CCM-member mayors, first selectmen, and town/city managers.

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Number 09-43

May 13, 2009

Item #17



Legislative Update



THE VOICE OF LOCAL GOVERNMENT

PLEASE DELIVER IMMEDIATELY TO ALL CCM-MEMBER MAYORS, FIRST SELECTMEN, AND TOWN/CITY MANAGERS

Three Weeks Left: Your Action Needed To Stop Harmful Bills

As the General Assembly session enters its final three weeks, several bills that would be harmful to towns and cities could be acted on as soon as this week.

We urge you to contact your legislative delegation to oppose these and other harmful bills for local governments.

➔ For a complete list of "unfunded mandates" still under consideration, please see http://www.ccmlac.org/lac_detail_doc_frames.cgi?565.

The Mega Mandate – presently before the House

HB 6194

Would mandate special workers' compensation benefits to all police officers, constables, firefighters, and emergency rescue workers – both paid and volunteers. Specifically, HB 6194 would mandate new workers' compensation benefits for the following (1) cancers: multiple myeloma, non-Hodgkin's lymphoma, prostate, and testicular; and (2) infectious and contagious diseases: hepatitis, meningitis, and tuberculosis.

This proposal disregards the seriousness of the present economic crisis and the state of local budgets. The advocates are continuing to press this issue, in the face of municipal layoffs, cuts and tax increases.

Mandated Spending On Bike and Pedestrian Access – presently before the Senate

SB 735

Would require that at least 1% of all state funds expended on roads (including by municipalities) be used to provide facilities for all users including, but not limited to, bikeways and sidewalks with appropriate curb cuts and ramps, except if a municipal project manager demonstrates and documents with respect to a highway, road or street that: (1) Non-motorized usage is prohibited; (2) there is a demonstrated absence of need; or (3) the accommodation of all users would be excessively expensive to the total project cost.

This mandate should exclude municipalities, as it would inappropriately require such determinations for things like TAR, LoCIP and road projects in rural areas.

For the most up-to-date news on legislative issues affecting municipalities —
see CCM's *Legislative Action Center* at www.ccmlac.org

Expanded Recycling Mandate -- presently before the House

HB 5474 Would, among other things (1) expand the items that are mandated to be recycled to include (a) containers made of polyethylene terephthalate plastic and high-density polyethylene plastic, (b) boxboard, and (c) paper, including but not limited to, magazines and white and colored office and residential paper, and (2) mandate municipalities that provide curbside solid waste pick-up to also provide curbside recycling. The bill also allows the beneficial reuse of certain materials (such as ash) and reduces some reporting requirements.

The new mandates will clearly increase costs to local governments and further burden local property tax payers. The State has not even fully identified the municipalities this may affect, CCM is concerned these proposals could have significant fiscal consequences.

**Minimum Budget Requirement and Education Grants --
presently before House (likely subject of budget negotiations)**

HB 6688 Would make changes to education grants. Among other things, would (1) restore the minimum budget requirement (MBR) for districts receiving increases in annual Educational Cost Sharing (ECS) grants such that districts must use 100% of any increase for education and may not use an ECS grant increase to supplant local education funding. In an era when municipalities are budgeting without certainty as to state or federal grant levels, this is an unrealistic and punitive provision, and (2) set the amount of the required state holdback of ECS funds for a district with low student achievement at either (a) 20% of any annual ECS grant increase the district receives or (b) the same dollar amount held back in the previous year, whichever is greater. In an era of budget cuts this provision is punitive and would hurt districts that most need state assistance -- driving up their property taxes or forcing cuts that would harm students even more.

Extension of P&Z, Inland Wetlands Approvals -- presently before House

HB 5254 Would extend the expiration date of local land use approvals for projects approved in the past three years.

Under this bill municipalities may lose protections for such things as infrastructure completion and maintenance for extended periods. Developers occasionally walk away from projects leaving towns to hold the bag; the longer permits are valid the greater the chance this may happen.

YOUR ACTION NEEDED

Call your legislative delegation and legislative leaders:

House Democrats: (860) 240-8500 Senate Democrats: (860) 240-8600
House Republicans: (860) 240-8700 Senate Republicans: (860) 240-8800

Tell them:

- Unfunded mandates and other harmful legislation for towns and cities should be off the table -- especially in a year of such extreme budget stress.
- To tell their caucus leaders they oppose these bills and will vote against them.
- Ask for their commitment to vote against these bills.

###

For more information, please contact Gian-Carl Casa (gcasa@ccm-ct.org), Ron Thomas (rthomas@ccm-ct.org), Bob Labanara (rlabanara@ccm-ct.org), Kachina Walsh-Weaver (kweaver@ccm-ct.org) or Donna Hamzy (dhamzy@ccm-ct.org).

Number 09-46

May 20, 2009



Legislative Update



THE VOICE OF LOCAL GOVERNMENT

⇨ PLEASE DELIVER IMMEDIATELY TO ALL CCM-MEMBER MAYORS, FIRST SELECTMEN, AND TOWN/CITY MANAGERS

Two Weeks Left: Little Progress For Towns and Cities No Budget Numbers, No Revenue Diversification, No Major Mandates Relief

With two weeks left in the General Assembly session, things are looking bleak for any significant systemic or structural progress on behalf of towns and cities. Despite promises by some state officials that a year in which the state and towns face major fiscal problems would result in significant action for long term changes, the only major assistance thus far provided to municipalities has been to allow towns to delay revaluations until 2011.

In the meantime, (i) the General Assembly has refused to guarantee to municipalities even the budget numbers that were the same in all three budget proposals (the Governor's, Appropriations and legislative Republicans), (ii) proposals for mandates reform sit on the calendar without being acted upon and (iii) legislators strip or kill proposals for diversifying municipal revenue (the most recent development is that an amendment will remove from a regional-incentive bill a proposal for a regional hotel/lodging tax).

There is a very real possibility that the legislative session will end on June 3 without progress on any of these fronts: (i) the continuing budget stalemate between the Executive and Legislative branches means nobody will commit to hard budget numbers – *suggesting that cuts to municipal aid are possible even in areas in which the proposed budgets all agree*, (ii) special interests continue to oppose local- or regional-option taxes, and many legislators are afraid to support *even the possibility that local governments* will impose additional taxes, and (iii) special-interest constituent groups fight every effort at reforming mandates that benefit them – at your property taxpayers' expense.

All the while CCM's list of new "unfunded mandates" contains almost 40 bills.

YOUR ACTION NEEDED

➔ Call your state legislative delegation and caucus leaders right away.

House Democrats - (860) 240-8500 (also leave a message for Speaker Chris Donovan)

Senate Democrats - (860) 240-8600 (also leave a message for Senate President Don Williams)

House Republicans - (860) 240-8700 (also leave a message for Minority Leader Larry Cafero)

Senate Republicans - (860) 240-8800 (also leave a message for Minority Leader John McKinney)

➔ Call Governor Rell at (860) 566-4840 -- identify yourself and leave a message with her telephone operator.

Tell them:

- Municipalities need their help – and so far very little has been forthcoming.
 - The lack of action at the State level you have had to step up and make the hard decisions to cut programs, raise taxes and even lay off employees.
 - To provide municipalities with (a) early decision on municipal aid levels for FY 09-10, and (b) special legislation to allow municipalities, notwithstanding their ordinances or charters, to amend their local budgets and property tax rates after they have been adopted. Those are still needed.
 - To give municipalities the means to take care of themselves by providing local and/or regional revenue options.
 - To move forward on meaningful mandates relief (such as in bills 6388, 5526, 772, 5214, 6575, 674).
 - Tell them you will stand with them and support them as they make tough decisions necessary to help towns and cities – and that you will hold them accountable if the legislature fails to provide the help that's needed.
- Let the State know your feelings -- attend CCM's rally and press event Wednesday, May 27, beginning at 11:00. More details to follow.

##

For more information, please contact Gian-Carl Casa (gcasa@ccm-ct.org) or Jim Finley (jfinley@ccm-ct.org) of CCM at (203) 498-3000.

Number 09-47

May 21, 2009



Legislative Update



THE VOICE OF LOCAL GOVERNMENT

PLEASE DELIVER IMMEDIATELY TO ALL CCM-MEMBER MAYORS, FIRST SELECTMEN, AND TOWN/CITY MANAGERS

IT'S TIME TO BE HEARD: CCM Press Conference and Rally Wednesday, May 27, 2009 – 11:00 a.m.

As the General Assembly session moves towards its June 3 adjournment, towns and cities need to speak again in a loud and unified voice.

CCM is organizing a rally and press conference, in coordination with COST (invited) and the Capital Region Council of Governments (CRCOG), one week from the end of the legislative session, to let state policymakers know the need for decisive state action to help local governments:

- Making an early decision to protect and at least maintain level funding of state aid to municipalities.
- Allowing municipalities to amend their budgets and mill rates once levels of state and federal funding are known.
- Reforming state mandates on local governments.
- Creating real financial incentives for regional cooperation.
- Defeating all new proposed unfunded mandates on towns and cities.

**The press conference and rally will be held:
Wednesday, May 27
11:00 a.m.
Room 1B, State Legislative Office Building**

All municipal officials are encouraged to (1) attend the press conference; (2) alert your local media of your attendance; and (3) meet with your legislative delegations to press for timely action on the items above.

##

For more information, please contact Gian-Carl Casa (gcasa@ccm-ct.org) or Jim Finley (jfinley@ccm-ct.org) of CCM at (203) 498-3000.

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900 Chapel St., 9th
Phone (203) 498-31

THE VOICE OF LOCAL GOVERNMENT

WEEKLY UPDATE:

BILLS PROPOSING NEW STATE MANDATES ON MUNICIPALITIES 2009 GENERAL ASSEMBLY

(Report as of May 15, 2009)

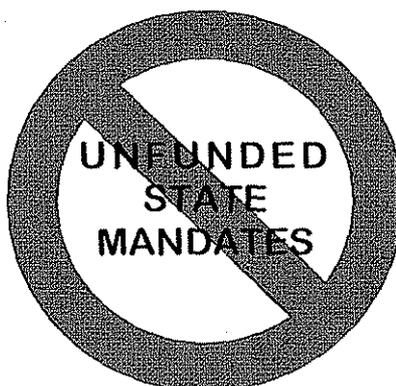


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The following is a select list of pending bills that propose new state mandates on towns and cities, which have been reported out of committee to the respective chambers for consideration. Some of these bills would have a significant fiscal impact on municipalities and their residential and business property taxpayers.

##

Please call Gian-Carl Casa, Ron Thomas, or Bob Labanara at (203) 498-3000 if you have any questions.

HB 6194, THE MEGA WORKERS' COMPENSATION MANDATE...IT'S BACK!

Would mandate special workers' compensation benefits to all police officers, constables, firefighters, and emergency rescue workers – both paid and volunteers.

Specifically, HB 6194 would:

1. Mandate new workers' compensation benefits for the following cancers: multiple myeloma, non-Hodgkin's lymphoma, prostate, and testicular; and
2. Mandate new workers' compensation benefits for the following infectious and contagious diseases: hepatitis, meningitis, and tuberculosis.

This proposal disregards the seriousness of the present economic crisis and the state of local budgets.

What's not at issue is whether public safety personnel should be compensated for their sacrifice, and they are under the current workers' compensation system – but, whether or not the State should mandate such special coverage (coverage that already exists if they show job-relatedness) and force local taxpayers to pay for it.

HB 6194 is bad public policy in good times — and even worse policy in the middle of a recession. Local officials have long supported public safety employees and their just compensation when injuries occur on duty and as a result of their work. In fact, local officials negotiated – just last year – reasonable benefits for specific cardiac emergencies while on duty. However, the special state-mandated presumptions for cancers and diseases proposed in HB 6194 are simply unreasonable, not medically justified and would bankrupt local budgets.

BILLS PROVIDING MANDATES “RELIEF”

The bills listed below represent key proposals that would provide mandates relief to local governments and property-tax payers. *CCM urges your support for their passage.*

GOVERNOR’S MANDATES RELIEF PROPOSAL

HB 6288: Would, among other things, (a) enact a statutory prohibition against the enactment of “costly” new unfunded or underfunded state mandates without a 2/3 vote of both chambers of the General Assembly; (b) provide a 2-year delay for the mandate that police treat 16 and 17-year olds as juveniles (from 1/1/10 to 1/1/12); (c) provide a 2-year postponement of the effective date of the in-school suspension mandate (from 7/1/09 to 7/1/11); (d) provide municipalities with 30 days to post minutes on town websites, and suspending the mandate until 1/1/10; and (e) reform the mandate that municipalities store and collect the possessions of evicted residential tenants by allowing towns to contract out with other towns regarding responsibilities (this section should be amended to relieve municipal responsibility altogether).

POSTPONMENT OF IN-SCHOOL SUSPENSIONS MANDATE

HB 5526: Would delay implementation of Public Act 07-66, which requires schools to do in-school suspensions unless a student poses a threat or danger to other students or faculty. While we prefer to repeal the law, the delay in the implementation date will provide municipalities an immediate savings on costs associated with housing such students on-site during their suspension periods and allow municipalities more time to implement a long-term plan for meeting the intent of the law.

POSTING OF MINUTES ON WEBSITES

SB 772: Seeks to make changes to the mandate posed by PA 08-3 requiring the posting of certain items on local websites.

Would extend, from seven to 14 days after a meeting, the deadline by which all public agencies must post meeting minutes on their available web sites. In addition, provides that a municipal public agency which does not comply with this requirement does not violate FOIA if (a) from October 1, 2008 until December 31, 2009, it files a notice with the applicable town clerk indicating the reason for its failure to post the minutes; and, (b) from January 1, 2010 to January 1, 2011, after a vote of its legislative body, it files a notice with the Freedom of Information Commission (FOIC) describing the hardship that prevents it from complying.

CCM urges the General Assembly to (1) support the extension from seven to fourteen days and (2) provide a straightforward delay of this law, until July 1, 2011 to give municipalities an opportunity to review their current status; examine their options; and implement a plan for compliance.

BILLS PROVIDING MANDATES "RELIEF" – con't

POSTING LEGAL NOTICES ON MUNICIPAL WEBSITES

HB 5214: Would allow municipalities to publish legal notices on their websites, instead of in a newspaper. Unlike the mandate posed by PA 08-3, this would be enabling legislation.

Opponents of this bill have cited concerns that this bill could diminish already hurting newspaper revenue. However, the Freedom of Information laws were enacted to keep the public informed - not to supply newspapers revenue. Municipalities are seeking ways to decrease their costs and this bill would help substantially.

BILLS PROVIDING "SOME" MANDATES RELIEF

JUVENILE JUSTICE – "Raise the Age", STILL AN UNFUNDED STATE MANDATE

OFA has cited that this mandate – if allowed to become law on 1/1/10 – would represent a 102% increase in the number of arrests that must be treated as juvenile. Extrapolating to a statewide figure by applying a per 16- and 17-year old incident average (non-violent crimes) with municipal survey information – the "raise the age" mandate is set to yield a statewide cost to municipalities of approximately \$37.7 million.^[1] **Even if it was just a quarter of that cost, the statewide impact on municipalities would still be significant – at \$9.4 million.**

HB 6575: Would merely stagger the implementation of the mandate by raising the maximum age for juvenile court jurisdiction from age 15 to age 16 starting January 1, 2010 -- and on January 1, 2012, raises the age from 16 to 17. While this proposal makes some changes to mitigate other provisions of the mandate such as, allowing police officers to release an arrested child or youth into their own custody, provided reasonable efforts have been made to serve a written complaint and summons on a parent, guardian, or agency prior to the summons date -- make no mistake -- this mandate will still have a negative fiscal impact on local budgets.

SB 674: Would delay, for 2 years, implementation of the mandate concerning police treatment of 16 and 17-year olds as juveniles -- however, only for portions of the mandate that would require towns undergo capital expenditures.

Although an attempt to mitigate some of the costs related to this unfunded state mandate - - the facts remain: there will still be personnel and other costs associate with forcing local governments to comply with this mandate -- in a time when resources are very scarce.

^[1] Connecticut Department of Public Safety: Uniform Crime Reports, 2005 -- representing approximately 10,000 incidents. Statewide figure excludes Bridgeport, Hartford, New Haven, Stamford and Waterbury (cities with populations over 100,000) as it is assumed these cities will likely have the facilities and resources to absorb the mandate's impact.

Thank you!

CCM and Local Officials thank the General Assembly for passage of SB 997, which provides municipalities with an option to delay revaluation.

BILLS CURRENTLY IN THE SENATE

<p>HB 6496 File#: 928 Sen. Cal#: 622 Hse. Cal#: 342</p>	<p><u>GREEN CLEAN SCHOOLS</u></p> <p>Certainly the intention of this proposal, to utilize only "green" cleaning products in schools, is laudable. But this bill would be an unfunded mandate to local and regional school districts.</p> <p>If there truly is an opportunity for savings, as claimed by proponents, then no mandate would be needed. Rather, with proper education of local officials, purchasing products that would save money and be good for the environment would be obvious. It is because proponents are so insistent on a mandate that CCM does not trust their claims.</p> <p>This bill has not been to the Environment Committee or Planning & Development. As the content of this bill falls within both of these committees jurisdictions, before any further action it should be referred to them.</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>
<p>SB 6 File#: 41 Sen. Cal#: 109</p>	<p><u>RX DRUG COPAYMENT</u></p> <p>Would prohibit individual health insurance policies and group medical contracts covering prescription drugs from imposing different copayments for prescriptions based on where the prescription is filled (i. e., retail v. mail-order pharmacy). According to OFA, this mandate may increase costs to certain fully insured municipal plans which offer discounted copayments for prescriptions filled through the mail-order pharmacy in comparison to the local retail pharmacy, such as the Municipal Employees Health Insurance Plan, (MEHIP). This bill has been identified by OFA (file 41) as a "STATE MANDATE" on municipalities.</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>
<p>SB 73 File#: 342 Sen. Cal#: 277</p>	<p><u>SCHOOL CURRICULUM ON PERSONAL FINANCE</u></p> <p>Would eliminate the requirement that the State Department of Education assist local school districts with curriculum on personal finance and leave such mandate solely with the municipality. This seems to be another responsibility shift in the wrong direction - - from the State to towns!</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>

SB 80 File#: 47 Sen. Cal#: 115	<p><u>UNEMPLOYMENT COMPENSATION PAYMENTS</u></p> <p>Would require all employers with 100 or more employees who pay unemployment compensation taxes, or make payments in lieu of taxes, to make the payments electronically.</p> <p>CCM appreciates the intent of this proposal to encourage efficiency when processing unemployment payments -- however, such a state mandate in these extremely uncertain fiscal times could place undue administrative and fiscal burdens on many communities.</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>
SB 155 File#: 344 Sen. Cal#: 282	<p><u>HIGHWAY WORK ZONE SAFETY</u></p> <p>Section 3(b) would require local and regional boards of education to add 15 additional minutes of driver education training for highway work zone safety. Section 4 would require the Division of the State Police within the Department of Public Safety, the Police Officer Standards Training (POST) Council, or municipal police departments in the state add two hours to the already packed police-training curriculum for highway work zone safety.</p> <p>The training requirement mandates would create additional costs for municipalities. Training requirements, while necessary, already obligate critical local resources -- resources which are becoming scarcer as the affects of the recession unfold.</p> <p><i>Current Location: Senate Floor</i></p>
SB 913 File#: 540 Sen. Cal#: 386	<p><u>US SENATE VACANCIES</u></p> <p>Would create a new unfunded mandate on local election officials by eliminating the governor's authority to fill U.S. Senate vacancies by appointment and instead require a special election under most circumstances.</p> <p>CCM does not have a position on the policy issue. However, according to the fiscal note special elections can cost a city upwards of \$75,000 - \$85, 000 and small towns in the range of \$10,000 - \$15,000. Such costs would be unexpected and not budgeted for.</p> <p>The costs of a special election to fill a statewide seat should be fully paid for by the State.</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>

* * *

Please note that many of these proposals have good public policy goals. However, when the General Assembly mandates municipal expenditures without reimbursement it drives up the cost of local government, forcing municipalities to choose between raising property taxes, curtailing other local services, or both. If the State decides such mandates are good policy, it should pay for them.

<p>SB 1011 File#: 425 Sen. Cal#: 314</p>	<p><u>RECYCLING IN SCHOOLS</u> Would require local and regional boards of education to (1) create and implement plans for recycling in their schools; (2) post such plans on their school district's website; (3) train personnel on how to properly implement and maintain the new recycling plans; and (4) provide an appropriate number of receptacles to meet the needs of the plans.</p> <p>Contrary to the fiscal note, there will be costs associated with this bill -- administrative time and costs to create and implement a recycling plan in all schools and post such plan on local district websites; administrative and personnel costs associated with the new training programs; and capitol costs for purchasing new receptacles.</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>
<p>SB 1090 File#: 718 Sen. Cal#: 497</p>	<p><u>SOCIAL SECURITY NUMBERS</u> Would require state and local agencies that request an individual's Social Security number (1) disclose whether providing such number is mandatory or voluntary, (2) the authority for making such request, (3) the uses to which such number will be made by revising the requirements that businesses must follow to protect the confidentiality of such numbers.</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>
<p>SJ 43 File#: 135 Sen. Cal#: 161</p>	<p><u>CONSTITUTIONAL AMENDMENT - ABSENTEE BALLOTS</u> Would call for the State Constitution to be amended to allow for amending the absentee ballot provisions.</p> <p>Before any further action by either chamber - this resolution needs to be considered by the Planning and Development Committee as it will have significant implications for local governments, – and – also needs to be considered by the Appropriations Committee as it will also have a significant fiscal impact to both state and local governments.</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>

* * *

Please note that many of these proposals have good public policy goals. However, when the General Assembly mandates municipal expenditures without reimbursement it drives up the cost of local government, forcing municipalities to choose between raising property taxes, curtailing other local services, or both. If the State decides such mandates are good policy, it should pay for them.

BILLS CURRENTLY IN THE HOUSE

<p>HB 5199 File#: 580 Hse. Cal#: 386</p>	<p><u>CRIMINAL BACKGROUND CHECKS</u> Would require that persons working at youth camps submit to a state and national background check (including paid and volunteer employees, as well as persons responsible for transporting youth). The criminal history check would be paid by the youth camps, including municipally run camps.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>
<p>HB 5249 File#: 148 Hse. Cal#: 148</p>	<p><u>DELAY IN TREATMENT PRESUMPTION</u> Would, among other things, apply ambiguous language to expand the scenarios by which towns could be penalized -- by mandating that the failure to "promptly" provide medical services be presumed an unreasonable delay in treatment and thus, deemed worthy of a penalty of up to \$1,000 -- paid to the workers compensation claimant.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>
<p>HB 5474 File#: 859 Hse. Cal#: 321</p>	<p><u>MANDATED RECYCLING</u> Would, among other things, (1) expand the mandated items to be recycled by all municipalities to include plastics , boxboard, and paper (including magazines), and (2) mandate that anyone contracting for solid waste pickup recycling expand the mandated items to be recycled; and mandate that anyone contracting for solid waste pick-up to also contract for recycling pick-up, even if other methods are available to them for recycling (e.g. redemption centers or transfer stations).</p> <p>These new mandates will increase costs to local governments and further burden local property tax payers. Per the DEP's own report outlining recycling in the state, more than 90 towns would be affected by the increased mandated recyclable items. In addition the State has not even fully identified which municipalities the mandated curbside recycling might affect.</p> <p>CCM has articulated to proponents, since before the session began, that towns and cities cannot accept any more mandates and any efforts to increase recycling in Connecticut should come in the form of education for local officials and funding for local programs.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>

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Please note that many of these proposals have good public policy goals. However, when the General Assembly mandates municipal expenditures without reimbursement it drives up the cost of local government, forcing municipalities to choose between raising property taxes, curtailing other local services, or both. If the State decides such mandates are good policy, it should pay for them.

<p>HB 5934 File#: 955 Hse. Cal#: 327</p>	<p><u>EXPANSION OF REQUIREMENTS ON LOCAL INLAND WETLAND AGENCIES</u></p> <p>Would expand the requirements on what local inland wetland agencies must evaluate when considering an application for a regulated activity within such areas. The new requirements are ambiguous at best and will be fodder for increased litigation.</p> <p>In addition, the fiscal note inaccurately indicates no impact; while the bill significantly expands the requirements of these local agencies and thus will have a corresponding increase in their costs.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>
<p>HB 6041 File#: 938 Hse. Cal#: 237</p>	<p><u>ASSESSOR TRAINING</u></p> <p>Would, among other things, mandate that volunteer members of boards of assessment appeals are trained. This would set a bad precedent by requiring training for members of local boards and commissions. It would start a slippery slope -- what's next, mandated training for municipal CEOs and councils?</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>
<p>HB 6189 File#: 50 Hse. Cal#: 93</p>	<p><u>WAGE REPORTING MANDATE</u></p> <p>Would create a new administrative burden on towns and cities by mandating local officials include the wages, gender and job classification of each employee -- on a quarterly basis -- when collecting data for the Labor Commissioner to be included in annual wage reports. Identified by OFA -- this mandate "could result in a minimal cost associated with printing, postage, and programming costs of the updated report form." What's deemed "minimal" in theory by analysts -- could be administratively "significant" in reality in town halls across the state -- particularly in the middle of a recession.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>
<p>HB 6194 File#: 624 Hse. Cal#: 135</p>	<p><u>MEGA-WORKERS' COMPENSATION MANDATE</u></p> <p>Would mandate special workers' compensation benefits to all police officers, constables, firefighters, and emergency rescue workers -- both paid and volunteers. Specifically, HB 6194 would:</p> <p>(1) Mandate new workers' compensation benefits for the following cancers: multiple myeloma, non-Hodgkin's lymphoma, prostate, and testicular; and</p> <p>(2) Mandate new workers' compensation benefits for the following infectious and contagious diseases: hepatitis, meningitis, and tuberculosis.</p> <p>This proposal disregards the seriousness of the present economic crisis and the state of local budgets. What's not at issue is whether public safety personnel should be compensated for their sacrifice, and they are under the current workers'</p>

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Please note that many of these proposals have good public policy goals. However, when the General Assembly mandates municipal expenditures without reimbursement it drives up the cost of local government, forcing municipalities to choose between raising property taxes, curtailing other local services, or both. If the State decides such mandates are good policy, it should pay for them.

	<p>compensation system – but, whether or not the State should mandate such special coverage (coverage that already exists if they show job-relatedness) and force local taxpayers to pay for it. HB 6194 is bad public policy in good times — and even worse policy in the middle of a recession.</p> <p>Local officials have long supported public safety employees and their just compensation when injuries occur on duty and as a result of their work. In fact, local officials negotiated – just last year – reasonable benefits for specific cardiac emergencies while on duty. However, the special state-mandated presumptions for cancers and diseases proposed in HB 6194 are simply unreasonable, not medically justified and would bankrupt local budgets.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>
<p>HB 6245 File#: 669 Hse. Cal#: 447</p>	<p><u>POLICE PROTOCOLS</u></p> <p>Would require police officers to (1) adopt and adhere to protocols (not yet) developed by the Police Officers Standards and Training council regarding the treatment of victims of domestic violence whose immigration status is uncertain, and (2) assist such families at the scene of family violence crimes “in accordance with the uniform protocols for treating victims of family violence whose immigration status is questionable”, to be prescribed by POST.</p> <p>This bill will have a fiscal impact on towns and cities. It is difficult to determine the cost since police departments are being required to adhere to standards yet to be determined. This bill puts the cart before the horse.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>
<p>HB 6440 File#: 894 Hse. Cal#: 396</p>	<p><u>PROVISIONAL BALLOTS</u></p> <p>Would expand the use of provisional ballots to all state and municipal elections and primaries eliminate the requirement that the Secretary of the State provide such ballots to local election officials, leaving that cost now with the towns.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>
<p>HJ 113 File#: 633 Hse. Cal#: 423</p>	<p><u>CONSTITUTIONAL AMENDMENT - ABSENTEE BALLOTS</u></p> <p>Would call for the State Constitution to be amended to allow for amending the absentee ballot provisions.</p> <p>Before any further action by either chamber - this resolution needs to be considered by the Planning and Development Committee as it will have significant implications for local governments, – and – also needs to be considered by the Appropriations Committee as it will also have a significant fiscal impact to both state and local governments.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>

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SB 981 File#: 833 Sen. Cal#: 543 Hse. Cal#: 620	<p><u>AUTOMATIC EXTERNAL DEFIBRILLATOR</u></p> <p>Would require that, (1) there be an of automatic external defibrillator (AED) and school staff trained in the use of such defibrillators and cardiopulmonary resuscitation in all schools during operational hours, school sponsored athletic practices and athletic events taking place on school grounds and during school sponsored events not occurring during operational hours; and that (2) schools and athletic departments develop emergency response plans to address serious incidents involving an individual experiencing sudden cardiac arrest or similar life threatening emergency while on school grounds.</p> <p>Section 1(d) includes a provision that does not mandate local and regional school boards of education (BOE) to purchase AEDs if Federal and State funds are not available. It also provides local and regional BOEs the ability to accept donations providing the AED and/or in-kind donations for the purchase of AEDs. We urge you to maintain this provision.</p> <p style="text-align: right;"><i>Current Location: House Floor</i></p>
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BILLS CURRENTLY IN COMMITTEE

HB 6187 File#: 67 Hse. Cal#: 109	<p><u>PAID SICK LEAVE MANDATE</u></p> <p>Would, among other things, mandate that towns and cities (with 50 or more employees) provide paid sick days to their employees for use for the employee's sickness, the employee's child's sickness, or to deal with sexual assault or family violence issues. Identified by OFA in File 67 as a "STATE MANDATE" on towns.</p> <p>In this economic climate -- any new, unfunded state mandate that costs hometowns even just a penny -- is very problematic.</p> <p style="text-align: right;"><i>Current Location: Appropriations Committee</i></p>
HB 6683 File#: 783 Hse. Cal#: 526	<p><u>WORKERS' COMPENSATION LIEN NEGOTIATION PROCESS</u></p> <p>Would strip employers' right and ability to participate in the lien negotiation process under workers' compensation. This would decrease employers' legitimate recoveries against at fault third parties in workers compensation claims, and will force them to increase costs for litigation. CCM estimates this mandate would cost towns and cities \$1.6 million to \$2.5 million.</p> <p style="text-align: right;"><i>Current Location: Appropriations Committee</i></p>

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SB 459 File#: 44 Sen. Cal#: 111	<p><u>PROHIBITING COPAYMENTS FOR PREVENTIVE CARE</u></p> <p>Would prohibit copayments, deductibles or other out-of-pocket expenses for preventive care services. According to the fiscal note -- this proposal could increase costs to certain fully insured municipal plans which include copayments for certain preventative care services. This proposal may also result in increased premium costs when municipalities enter into new health insurance contracts after January 1, 2012.</p> <p style="text-align: right;"><i>Current Location: Appropriations Committee</i></p>
SB 569 File#: 839 Sen. Cal#: 355	<p><u>CONSIDERATION OF ALL "SUBSTANTIAL" EVIDENCE</u></p> <p>Would require inland wetland agencies to consider all "substantial" evidence brought before such agency.</p> <p>"Substantial" is not defined anywhere in this section of the statutes and CCM is concerned that such vague language could be a catalyst for litigation if an individual feels that what they submitted qualifies but was not considered.</p> <p>This bill is unnecessary. We urge you to take no action on this bill.</p> <p style="text-align: right;"><i>Current Location: Judiciary Committee</i></p>
SB 735 File#: 394 Sen. Cal#: 302	<p><u>ROAD CONSTRUCTION AND IMPROVEMENT REQUIREMENTS</u></p> <p>Would require that at least 1% of all funds expended on roads be used to provide facilities for all users including, but not limited to, bikeways and sidewalks with appropriate curb cuts and ramps, except if a municipal project manager demonstrates and documents with respect to a highway, road or street that: (1) Non-motorized usage is prohibited; (2) there is a demonstrated absence of need; or (3) the accommodation of all users would be excessively expensive to the total project cost.</p> <p>This mandate should exclude municipalities, as it would inappropriately require such determinations for things like TAR, LoCIP and road projects in rural areas.</p> <p style="text-align: right;"><i>Current Location: Appropriations Committee</i></p>

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SB 939 File#: 694 Sen. Cal#: 504	<p><u>TEACHER CONTINUING EDUCATION</u></p> <p>Among other things, increases teacher professional development requirements, which will result in an additional cost to local and regional school districts associated with the additional hours of professional development training.</p> <p>The Office of Fiscal Analysis has identified this proposal as a State Mandate on local governments.</p> <p>School districts are struggling to find time to meet all of the curriculum, testing, training, and other requirements that continue to be mandated on them. There comes a point when there just isn't enough time in the day, week, month, or year to meet more mandates not to mention the increased costs at a time when the economy is struggling and state aid to local governments is tenuous at best.</p> <p style="text-align: right;"><i>Current Location: Appropriations Committee</i></p>
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Health Insurance Coverage Mandates

The following are several proposals that would mandate health insurance coverage for specific treatments, procedures and medical devices. Although well intended, the costs of these mandates would impact the local bottom-line and increase already skyrocketing costs of healthcare for municipalities.

HB 5023 File#: 9 Sen. Cal#: 526 Hse. Cal#: 71	<p>AN ACT REQUIRING HEALTH INSURANCE COVERAGE FOR WOUND CARE FOR INDIVIDUALS WITH EPIDERMOLYSIS BULLOSA.</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>
HB 5433 File#: 38 Sen. Cal#: 589 Hse. Cal#: 86	<p>AN ACT CLARIFYING HEALTH INSURANCE COVERAGE FOR STEPCHILDREN.</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>
HB 6527 File#: 967 Sen. Cal#: 662 Hse. Cal#: 250	<p>AN ACT CONCERNING MINOR CHANGES TO THE INSURANCE AND RELATED STATUTES.</p> <p>Though well-intended, Section 6 through 10 would mandate extended health insurance benefits for such costly items as; (1) treatment of tumors and leukemia, (2) reconstructive surgery, (3) non-dental prosthesis, (4) chemotherapy, (5) general anesthesia, (6) nursing, and (7) related hospital services provided to a patient with a (i) complex dental condition that requires the procedure to be performed in a hospital, or (ii) developmental disability that places them at serious risk. Municipalities are coping with annual increases in the costs of health insurance. These requirements could further drive up that cost in fully insured municipalities in which collective bargaining contracts do not presently require such coverage (it would not affect self-insured municipalities).</p> <p style="text-align: right;"><i>Current Location: Senate Floor</i></p>

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HB 6540 File#: 962 Sen. Cal#: 650 Hse. Cal#: 379	AN ACT CONCERNING PRESCRIPTION EYE DROP REFILLS. <i>Current Location: Senate Floor</i>
SB 290 File#: 5 Sen. Cal#: 84	AN ACT CONCERNING HEALTH INSURANCE COVERAGE FOR BONE MARROW TESTING. <i>Current Location: Senate Floor</i>
SB 638 File#: 119 Sen. Cal#: 149	AN ACT CONCERNING HEALTH INSURANCE COVERAGE FOR COLONOSCOPIES. <i>Current Location: Senate Floor</i>
HB 5021 File#: 34 Hse. Cal#: 85	AN ACT EXPANDING HEALTH INSURANCE COVERAGE FOR OSTOMY SUPPLIES. <i>Current Location: House Floor</i>
HB 5093 File#: 93 Hse. Cal#: 123	AN ACT CONCERNING PROSTHETIC PARITY. <i>Current Location: House Floor</i>
HB 5672 File#: 10 Hse. Cal#: 72	AN ACT EXPANDING INSURANCE COVERAGE FOR HEARING AIDS FOR CHILDREN. <i>Current Location: House Floor</i>
HB 5673 File#: 11 Hse. Cal#: 73	AN ACT CONCERNING HEALTH INSURANCE COVERAGE FOR WIGS FOR INDIVIDUALS WITH HAIR LOSS DUE TO A DIAGNOSED MEDICAL CONDITION. <i>Current Location: House Floor</i>

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CCM – CONNECTICUT'S STATEWIDE ASSOCIATION OF TOWNS AND CITIES



The Connecticut Conference of Municipalities (CCM) is Connecticut's statewide association of towns and cities. CCM represents municipalities at the General Assembly, before the state executive branch and regulatory agencies, and in the courts. CCM provides member towns and cities with a wide array of other services, including management assistance, individualized inquiry service, assistance in municipal labor relations, technical assistance and training, policy development, research and analysis, publications, information programs, and service programs such as workers' compensation and liability-automobile-property insurance and risk management, and energy cost-containment. Federal representation is provided by CCM in conjunction with the National League of Cities. CCM was founded in 1966.

CCM is governed by a Board of Directors, elected by the member municipalities, with due consideration given to geographical representation, municipalities of different sizes, and a balance of political parties. Numerous committees of municipal officials participate in the development of CCM policy and programs. CCM has offices in New Haven (the headquarters) and in Hartford.

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THE VOICE OF LOCAL GOVERNMENT

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STATE OF CONNECTICUT
OFFICE OF POLICY AND MANAGEMENT

Item #21

May 5, 2009

Dear Chief Executive Officers and Assessors:

This is in reference to the 2007 Equalized Net Grand List (ENGL) which was mailed to your municipality on May 1. Unfortunately an error was made in the calculation of your total ENGL. The error has been corrected and your municipality's amended 2007 ENGL is enclosed. We apologize for any inconvenience caused by the miscalculation and once again want to thank you and your staff for your cooperation during our preparation of the 2007 Sales/Assessment Ratio Study and Equalized Net Grand List.

Within fifteen (15) days following receipt of this amended notification, a town may appeal to the Secretary of the Office of Policy and Management. Pursuant to Section 10-261a(c), the appeal must be in writing and include a statement as to the reason(s) for the appeal.

If you have any questions, please contact me at (860) 418-6313 or via e-mail at paul.labella@ct.gov.

Yours truly,

A handwritten signature in cursive script that reads "Paul LaBella".

Paul LaBella, Manager
Data Collection and Grants Administration

Enclosures

2007 AMENDED ENGL

Mansfield

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CLASSIFICATION	NET ASSESSMENT	RATIO	EQUALIZED
Net Residential	702,597,450	62.82	1,118,429,561
Apartments	33,488,980	62.45	53,625,268
Comm/Ind/Utilities	75,205,160	62.45	120,424,596
Vacant	5,469,800	50.24	10,887,341
Land Use	1,417,750	70.00	2,025,357
10 Mills	1,750	100.00	1,750
Total Real Property	818,180,890		1,305,393,872
Total Personal Property	104,392,039	70.00	149,131,484
TOTAL GRAND LIST	922,572,929		1,454,525,357



University of
Connecticut

UConn News

Connecticut To Host 2011 World Youth Peace Summit

University of Connecticut and the Institute for International Sport
Team Up

Released: May 18, 2009

Release # 09084

Contact:
Lisa Mahoney, World Youth Peace
Summit
860-983-3564 or lrmwing@aol.com
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Relations
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STORRS, CT — Connecticut Gov. M. Jodi Reil today announced that the World Youth Peace Summit will be held in Connecticut in the summer of 2011, with the University of Connecticut serving as the host institution. Nearly 20,000 participants are expected.

The World Youth Peace Summit is a major initiative of the Institute for International Sport, a non-profit organization founded and led by Dan Doyle. The Institute has organized numerous U.S. and World Scholar-Athlete Games for the past 25 years with the goal of promoting peace through the medium of sports and the arts.

The World Youth Peace Summit begins with the six-day World Scholar-Athlete Games. Artists and athletes from around the world, aged 15–19, will assemble at UConn for the Games. During the final days of the Games, the World Youth Peace Summit will commence. Nearly 20,000 past participants of Scholar-Athlete Games and delegates nominated by the United Nations will join the current scholar-athlete/artists for a one-week intensive academic program.

The Summit's mission is to help current and former scholar-athletes and scholar-artists develop peace initiatives for their home communities or countries, and give them the tools to implement their programs successfully. These young community leaders will create a grassroots global network of peace advocates to foster a more peaceful world. Participants will receive leadership training and targeted assistance in social entrepreneurship and development of community-based programs.

"With our internationally recognized programs in human rights and social entrepreneurship, UConn is in an excellent position to partner in this effort," UConn President Michael Hogan said. "We have world-class faculty and students working in these areas and outstanding facilities to house the activities that the Summit will involve."

With anticipated attendance of 2,000 participants for the games and another 20,000 Summit participants, the event will have a significant economic impact on the state. The tangible benefits of job creation, advancement of strategic priorities of the host organizations, and increased tourism will be heightened by the intangible benefits of the legacy the event will leave behind.

The fifth World Scholar-Athlete Games will include baseball, basketball, chess, golf, field hockey, sailing, crew, wrestling, lacrosse, rugby, soccer, squash, softball, swimming, tennis, track and field and volleyball. Teams will be comprised of scholar-athletes from different countries to foster understanding and knowledge of other lands. Arts activities include art, choir, culinary arts, dance, digital photography, symphony, theatre, and writing/poetry.

After the games, approximately 20,000 past participants and delegates nominated by the United Nations will join the current scholar-athletes to develop Pathways to Peace

initiatives through an intensive academic program, which will be accompanied by cultural and athletic activities. Speeches by major world leaders and prominent peace advocates will be held each day in the Hartford area, augmented by small group discussions and workshops.

"I am grateful to so many people in Connecticut for providing the Institute for International Sport with this opportunity," said Doyle. "We have assembled a wonderful team to move forward with what I am confident will be a transformational peace initiative. All of us working on this project will spare no effort to ensure its success."

Numerous programs and events will build momentum for the World Youth Peace Summit. The Institute for International Sport will host The Ambassadors of Peace Dinner, featuring General Colin Powell, on Oct. 28, 2009, at the Waldorf-Astoria Hotel in New York City to raise funds for the peace initiative.

During the next two years, a range of Connecticut municipalities, academic institutions, community and religious groups will be offered the opportunity to host a Peace Lecture or Peace Performance to support the World Youth Peace Summit. An international Walk for Peace will be organized during Memorial Day weekend 2011 with support from thousands of Scholar-Athlete Games graduates. Other Summit events will be held in Rhode Island and will be chaired by Rhode Island Attorney General Patrick Lynch and Alan Hassenfeld of Hasbro Inc.

Rell and Hogan will be joined by U.S. Congressman John Larson and other state leaders, including Connecticut State Senate President Pro Tempore Donald E. Williams Jr. and Speaker of the House Christopher G. Donovan.

For more information, please visit the World Youth Peace Summit's web site: www.youthpeacesummit.org or contact Lisa Mahoney, Press Liaison for the World Youth Peace Summit at 860-983-3564 or irmwing@aol.com.

May Releases

Commercial areas to promote are lacking

By CAITLIN M. DINEEN 5/14
Chronicle Staff Writer

MANSFIELD — Town council members have decided their portion of an “electronic marketing kit” to promote development in the area will feature general photos and information on the town.

The marketing kit will be created by AKRF, an environmental, planning and engineering consulting firm hired by the Windham Region Council of Governments (Mansfield is a member).

AKRF was hired through a grant to assess member towns and how the towns could expand economic development.

During a regular meeting Monday, council members determined no potential commercial areas of town were built up or large enough to focus on.

Council member Gene Nesbitt said he would like to see town officials use the promotion specifically for the intersection of Route 44 and Route 195 — commonly known as Mansfield Four Corners.

“I’d like to see the electronic kit be used for the Four Corners (intersection),” said Nesbitt.

The intersection remains mostly bare as countless businesses previously located there either relocated or shut down.

Most recently, Kathy John’s Restaurant — a longtime favorite for area residents — closed its doors in February.

Remaining businesses include an auto care shop, a gas station and CVS Pharmacy.

Mansfield Mayor Betsy Paterson said town officials should consider focusing on an area of commercial property they have already deemed a potential area of development.

“It makes sense to me to look at an area we’re already focusing on,” said Paterson.

Paterson, however, was hesitant to promote the intersection specifically due to its lack of infrastructure.

“What can you (highlight) at Four Corners?” she asked. “There’s no sewer. There’s no water.”

Town officials are currently working to extend sewer and water lines to the intersection.

Council member Bruce Clouette said, before promoting any sections of the town, it was important for the area to be ready for quick development.

“It seems to me there are a number of things that have to be in place before you do anything,” said Clouette.

He questioned whether infrastructure repairs to be made at the intersection were far enough along to promote to potential businesses and residents.

Mansfield Director of Planning Gregory Padick said the purpose of the kit was to generally promote the town and provide information about how to contact town officials.

“I think we’re better served by a generic web site,” said Padick to council members Monday, adding the town has four or five areas available for development.

According to Padick, the web site will act as an informational site for state and regional economic development groups.

During the meeting, it was determined the town currently does not have any brochure or form of advertisement for economic properties in town.

“Maybe we should have one,” said Padick, adding the web site would be the town’s “opportunity” to have something to “build” on to.

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Contributed drawings

A contract with the Greater Hartford Transit District would allow Mansfield and the Mansfield Downtown Partnership to access \$490,000 in grant funding for the proposed Storrs Center project from the Federal Transit Administration.

Contract will lead to funds for Storrs Center

By **CAITLIN M. DINEEN**
Chronicle Staff Writer

MANSFIELD — Town officials and officials from the Mansfield Downtown Partnership will soon be able to access \$490,000 in grant funding from the Federal Transit Administration.

Members of the town council voted at their regular meeting Monday in favor of signing a contract with the Greater Hartford Transit District to move forward with the design and engineering of an intermodal center.

The intermodal center would provide parking options for visitors, employees and residents of

the proposed \$220 million Storrs Center project.

The proposed project is a mix of housing, retail shops and commercial buildings to be built along Storrs Road from Dog Lane to South Eagleville Road.

The contract will allow the town and the Mansfield Downtown Partnership to access the FTA funds. The grant is specifically earmarked for design.

An additional \$10 million grant was approved by the State Bond Commission on May 30, 2008, earmarked for construction of the center.

According to Town Manager Matthew Hart,

in order to access funding from the FTA, the recipient must be approved as a “designated recipient.”

“Neither the Town nor the Windham Regional Transit District possess this designation,” reads a memorandum from Hart to council members.

However, the GHTD does have this designation.

Partnership Executive Director Cynthia van Zelm said the Boston office of the FTA advised establishing a contract with the Greater Hartford district to access and administer the funds.

(Transit contract, Page 4)

Transit contract will lead to funds for Storrs Center

(Continued from Page 1)

The deal with the transit district will cost \$34,300 — which will be paid for through the FTA grant.

According to van Zelm, the contract is the “first step to procuring design services for intermodal services.”

Before agreeing to sign the contract, some town council members expressed their concerns that by agreeing to the contract the town would be required to build the center — which will include

two parking garages.

“I want to make sure we’re not jumping ahead of the council’s agreement for the garage,” said council member Helen Koehn.

Koehn said she was concerned the agreement with the Greater Hartford district would “tie” the town to the construction of the garages.

Although she was concerned that agreeing to sign the contract would contractually bind the town to building the center, van Zelm and Hart said it was simply to

access the funding.

“We think it’s important to secure the funding,” said Hart. “I don’t think it necessarily ties our hands.”

Council member Christopher Paulhus also helped ease Koehn’s concerns and said the town has dealt with grants before.

“This is like any other grant to get the procedure going,” he said. “We don’t have to use the money.”

In addition to accessing funds, van Zelm said acting sooner rath-

er than later would lock in the amount of funding the project receives.

According to van Zelm, the grant — which was originally received in 2008 — has been cut from \$500,000 to \$490,000 within a year.

She urged town council members to approve the contract before the funding was potentially reduced further.

“It’s a timely manner,” she said. “Money is (decreasing). We need to be cognizant of that.”

Council eschews regionalization committee

By CAITLIN M. DINEEN
Chronicle Staff Writer

MANSFIELD — During their regular meeting Monday night, town council members decided against forming a new committee to study and promote regionalism in town.

Instead, an “informal working group” was created to begin looking into regionalizing area services.

The committee — suggested by council member Gene Nesbitt — was turned down by council members who said the town already has too many committees to fill another one. There are currently 18 committees in town.

“I’m just concerned about (setting up) another committee,” said council member Helen Koehn, adding she thought some existing committees could be “reworked” to incorporate more regionalism.

“I don’t see how this council — given its composition at this point in time — can staff another committee,” said Koehn.

Mansfield Mayor Betsy Paterson said she agreed with Koehn, adding another committee would be difficult to fill. “We don’t get people to show up to committees they’re assigned to,”

she said.

Nesbitt said he thought a new committee should be formed because existing committees have specific purposes. Adding a new purpose to current committee agendas may not be beneficial, he said.

According to Nesbitt, he was interested in forming a committee to look into ways to regionalize public safety and address economic development and water issues.

“As we had our budget discussions a number of times, I’ve said maybe there could be more coordination,” said Nesbitt Monday.

He said some work to regionalize area services has been done, but only at the administrative level.

Nesbitt said he hoped to get policy makers involved in discussions to ensure coordinated efforts are taken when forming agreements or making policies.

“(We need to) get policy makers involved early,” said Nesbitt.

According to Nesbitt, future discussions should involve more than just the “nuts and bolts” of planning and expanding.

With the recommended committee, Nesbitt

said he would have wanted two town council members and Town Manager Matthew Hart involved.

To address Nesbitt’s concerns and to ease tensions within the council, Hart recommended the committee be an informal work group instead.

“That would certainly be manageable,” said Hart, adding a “robust committee structure” would be a “different level.”

As an informal group, there would not be specific meeting times or deadlines for those involved. It would offer input to councilmen regarding regionalization issues.

The group will include Hart — who has already taken steps to research the benefits of regionalism — and two council members.

Members Bruce Clouette and Carl Schaefer volunteered to be part of the group.

Schaefer said he only supported the group if it remained informal and thought another committee would not work in town.

Nesbitt said he “envisioned” the group that would have no determined end date that would work to “identify areas that have some potential and those that don’t.”

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Editor:

Thank you to the League of Women Voters for hosting their recent forum on the Storrs Center project.

As supporters of Storrs Center, we knew its value as a revenue-generating, environmentally sound and much-needed plan for Mansfield's future.

Hearing from the team of presenters reinforced how impressive and well-planned this project has been. More importantly, it also highlighted the unique opportunity Mansfield has in shaping our future on what is essentially university owned land.

**Shamim Patwa
Ayaz Madraswalla
Storrs**

Letters to the Editor 5/7

on May 12.

Here are my suggestions to have a smooth and speedy meeting:

1. Heads of the departments and the boards: Please come prepared to answer questions about why and how much money is allocated to your budget in the proposed 2009-10 budget.

Last year, when questioned how much money was allocated to the Storrs Center Project, there was no immediate answer. Bruce Clouette had to stand on his feet for half an hour to search the budget to find the numbers embedded in various lines of the budget, while some officials already knew the answer. I do not think that we got the right answer on that night for that question.

2. Storrs Center Project: What happened to the town's allocated money to this project? Is it still there? Did we get matching funds from the state? How much money is allocated for this project in the proposed budget this year and why?

3. Mansfield Community Center: What is the current financial situation of the center? What is the proposed budget this year and why? How much revenue have the members of the closed gym in Willimantic generated and was it a successful marketing strategy to enroll them with a reduced fee?

4. Please no voice voting. Some groups are louder than the others, giving a false impression that there are more votes for or against the motion.

Have a nice and fruitful meeting.

**Tulay Luciano
Mansfield Center**

Editor:

The Mansfield town meeting is Tuesday, May 12 at 7 p.m. at the middle school.

For many of us, it has been enough to know that our hard-working town council has done their usual good job of balancing services and costs and that we would have another year of good schools, good services and a reasonable tax rate.

This year, it may be advisable to attend the meeting and vote for the proposed budget as

is. If not, there may be the usual sparse attendance and enough special interest voters to eliminate parts of the council's budget that are important to you or to your neighbors.

My children have long since graduated from the schools, but good schools are an important part of the community and I am happy to support them.

I no longer need to drive to work each day, but will willingly pay for the early snow plowing for those who do. Those who struggle to pay their property taxes deserve to have the increased tax base that will result from the work of the Mansfield Downtown Partnership.

I prefer to consider the community as a whole and support the budget as is, rather than try to deprive my neighbors of their services in favor of my own. Please attend the town meeting and vote to support the town council's budget as presented.

**Howard Raphaelson
Storrs**

Editor:

The Mansfield Town Council rose to a particularly challenging task this year of producing a town budget that will adequately fund Mansfield's town services and Mansfield's public schools for the next year while keeping property taxes as low as possible.

I, like some other Mansfield residents, cringe at some of the cuts in this budget. Yet, some people want funds for certain program(s) restored. Some residents want funds for specific program(s) cut from the budget. Some people want deeper cuts. Some people want a zero mill rate increase or even a mill-rate decrease.

Although this frugal budget won't please everyone, it should maintain the excellence that Mansfield residents expect in our town services and our public schools. The total expenditures in this budget would be 1.6-percent less than last year's budget. This translates to only a 0.47 mill-rate increase.

I urge Mansfield residents to attend the Mansfield town meeting on Tuesday, May 12, at 7 p.m. at Mansfield Middle School and vote "yes" on the proposed town budget.

**Cynara Stites
Mansfield**

Editor:

First of all, I would like to thank everybody who worked on the Mansfield town budget. It must have been a hard and, perhaps, very frustrating process.

We will be meeting again to vote on the 2009-10 budget at the annual town budget meeting at Mansfield Middle School at 7 p.m.

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Editor:

5/8

The writer of a May 4 letter about Storrs Center stated that building the second parking garage would result in a "really large tax increase" for Mansfield voters.

This simply isn't so. Rather than costing the taxpayers money, Storrs Center will be an important source of new tax revenues for the town (to say nothing of its other economic, environmental, social and civic benefits).

Here are some relevant facts:

(1) Storrs Center is a smart-growth project that will create a mixed-use (commercial, retail and residential) neighborhood situated near the university, the high school and other already existing civic and commercial properties.

(2) The parking garages are an integral part of this plan, contributing to both the economic and environmental sustainability of the project.

(3) Storrs Center is projected to generate significant property tax revenues — even after expenses are taken into account.

(4) Although decisions about the management of the parking facilities are yet to be made, the report of the town's expert parking consultant suggests that parking revenues are likely to exceed operational costs, generating more income for the town.

(5) The first garage will be paid for by the state, not the town. And the town will make every effort to secure state or federal funding for the second garage too.

(6) Even if the town picks up the entire tab for the construction of the second garage, the projected tax and operational revenues generated by the downtown would more than pay for the resulting construction and debt service costs.

Letters to the editor

(7) Because Storrs Center will be built in phases, the construction of the second garage will not begin until we have demonstrable evidence that the garage is needed and that taxpayers would benefit from its construction.

Simply put, there is no plausible scenario in which Storrs Center would result in a "really large tax increase."

In fact, as soon as the initial phase of construction begins, Storrs Center will begin to generate a stream of new tax revenues — lowering the tax rate needed to maintain the current level of services and putting us in a better position to deal with future fiscal challenges such as school construction and decreases in state aid.

Opponents of the downtown have it exactly backwards. Storrs Center won't result in large tax increases. Storrs Center is the best way to avoid them.

Jay Rueckl
Mansfield

Editor:

We see in our town, Mansfield, a group that has popped up supporting the Storrs Center project.

They have taken the name "Smart Growth."

They are asking the voters of Mansfield to support a \$43 million budget because it includes \$175,000 for the "downtown partnership."

The real smart people are the ones who realize that \$175,000 is a mere 0.4 percent of the total town budget.

People should not support a budget just because it includes this mistake the town will be making.

The overall budget includes a lot of over-spending that has been going on for years.

I would ask these Smart Growth people, where they would like to reduce spending to keep their \$175,000 for the downtown.

The budget that has been presented to the voters has reduced the contributions to support area agencies, (veterans, social services, transportation, etc.) but has made sure our town staff, mostly management, is compensated well.

We have one vehicle for every 3.5 employees. We spend \$2.3 million on fire protection. We have heard that we will need this when we get our downtown. It's a good thing we have it now, you never know when it (Storrs Center) will magically pop out of the ground.

There is another group in town called Save Mansfield (www.savemansfieldct.org).

These citizens are not against this downtown, they are against tax dollars being used on it. And most are against the actual size of the project. They are against the town owning and operating a parking garage.

Smart growth means smart people have money that they are willing to invest that will produce them more money. The really smart people know how to get unwilling others to invest in losing propositions. The really really smart people know when enough is enough.

Mike Sikoski
Storrs

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Editor:

Where are our priorities?" 5/11

The Mansfield Town Council has an unusual way of setting priorities for the finances in our town. It has decided to reduce funding from the public works and emergency services budgets, the two most important departments the taxpayers depend on. Its priority is to continue to fund the Storrs Center Project rather than to provide safe roads or emergency services to the taxpayers of our town.

It is time the council understands that not all taxpayers in town will be taking advantage of Storrs Center. However, they will need properly maintained roads to drive on and quick and properly staffed emergency services. I, for one, would not be happy if I needed emergency help and had to wait because personnel had to come from the other side of town. In many cases, it could mean the difference between life and death. I have needed help in the past, and was very thankful that responders were there within three to four minutes from the station on Route 32. Had they not arrived so quickly, the outcome could have been very different. I think that all taxpayers in our town should be able to receive the same quick response 24 hours a day, 365 days a year.

It's important that you go to the town meeting and vote. Think about those priorities that are most important to you and your family. Why must we pay increased taxes again this year to put more money into an unproven venture.

Ernest Herrick
Storrs

Editor:

There appears to be some confusion regarding exactly what Mansfield residents are voting on these days.

First, this past Tuesday, the referendum vote was on the Regional School District 19 Board of Education budget, although many people who came to vote thought they were voting on a question regarding the Storrs Downtown program.

We hope that all Mansfield residents will attend the town meeting on the town government and Mansfield Board of Education budgets along with the capital expense and capital non-recurring budgets. (The Storrs downtown program is a part of these budgets.)

This vote takes place at the Mansfield Middle School today beginning at 7 p.m. in the auditorium.

Residents are urged to arrive early in order to get checked off and receive their ballot. Doors will open at 6 p.m. and the League of Women Voters is providing refreshments in the cafeteria.

Childcare is also available until 10 p.m.

Peter Plante
chair, Mansfield Republican
Town Committee

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• Editor: *S/12*

I want to comment on Jay Rueskl's letter of May 8, which argued in a response that to another letter, that the building of the new Storrs town center would not add a tax burden to the community.

Rueskl presents what he characterizes as seven "relevant facts" which are meant to indicate that the new town center rather than becoming a tax burden, will, in fact, become a source of tax revenue.

I am not well enough informed on tax matters to argue either way. However, whatever one's sympathies for the proposed town center, I feel it important to point out that not all of Rueskl's statements concern facts.

The word "fact" is meant to indicate something that actually exists or, at the very least, is commonly accepted as true.

Thus, in Point 1, when Rueskl says the new town center will create a mixed-use neighborhood near the university, this may be regarded as factual. But when he says it is a "smart-growth" project, this is, at best, an opinion and, at worst, a piece of commercial palaver.

In Point 2 when it is said that the two parking garages are an integral part of the plan, one could agree that it is a fact that one garage surely is, but that whether it or they will contribute to "both the economic and environmental sustainability of the project" remains to be seen.

Point 3 admits its own vulnerability as a fact in its very use of the word, "projected" ("Storrs Center is projected to generate significant property revenues"). Projections are estimations, not facts.

Key word usage in Point 4 also shows its lack of solid fact: "The report of the town's expert parking consultant suggests that parking revenues are likely to exceed operational costs" Here both the words "likely" and "suggests" are the give-a-ways.

The next point contains one fact and one hopeful expectation, since a) evidently the state has already committed itself to pay for the first garage, while b) "the town will make every effort to secure state or federal funding for the second ..."

The sixth point contends that "the projected tax and operation revenues generated by the downtown would more than pay" for the garages. Well, who knows?

Suppose the retailers can't make it through the summer for lack clientele and go bust, the

Letters to the Editor

University of Connecticut being out of full session.

The seventh point impinges on "facthood," but still is a little quivery. We are told that construction of a second garage won't start without "demonstrable evidence" of need and benefit. What would be such "demonstrable evidence?" And who would make the decision?

In short, my clumsy labors here are meant to show that in Rueskl's argument there aren't enough real facts to come to any real conclusions whatsoever.

Perhaps our city mothers and fathers can better inform us as to the real nature of the facts?

Matt Proser
Storrs

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Editor: **5/15**

In his May 12 letter, Matt Proser finished with: "Perhaps our city mothers and fathers can better inform us as to the real nature of the facts?" His letter was about the Storrs Center Project.

Unfortunately, it is my observation that our city mothers and fathers do not want us to have the facts about the Storrs Center Project. Have you looked at council's meeting schedules? Every discussion about Storrs Center is held in executive session — no public allowed. It should be that open government is good government but in Mansfield we get executive sessions.

Let's take an example. Do you know that there will be a town meeting to approve bonding of \$293,000 required for Storrs Center? I bet you do not. I bet that even some members of town council do not know it. But, some members do, your town manager does and I bet that all the members of Smart Growth for Mansfield know about it.

Look for the information to come out at the next council meeting on Tuesday, May 26. Then on June 8 there will be a town meeting held at the regular council session to vote on this bonding of the \$293,000. I ask you, can we count on our city mothers and fathers to inform us? They plan to give the public less than 2 weeks notice of a town meeting required to vote on this \$293,000 and this meeting will be held in a room which maybe can accommodate 150 people. Do you think our town mothers and fathers care that we know the real facts or about what we think?

Ric Hossack
Mansfield

Editor:

I am writing in response to Matt Proser's May 12 letter responding to my May 8 letter. I greatly appreciate Proser's clarity and precision, and while I disagree with some of his comments I believe he points us in the right direction by holding public discourse, and consequent public policy, up to a high standard.

In my letter I listed seven facts in support of the conclusion that the Storrs Center project would most likely generate significant tax revenues and would most certainly not result in a major tax increase for Mansfield residents. Proser takes issue with my characterization of some of these facts as "facts." In several cases, he might be right. For example, I wrote

Letters to the editor

that "the town will make every effort to secure state or federal funding for the second garage." Perhaps I should have written "Town officials have publicly committed to making every effort..." I take these officials at their word, but if you don't, I suggest you consider their track record — over \$18 million in state and federal funding has already been secured.

The crux of the matter, though, concerns projections about the costs and benefits of the project. I claimed as a fact that "Storrs Center is projected to generate significant property revenues." Proser objected, noting that "projections are estimations, not facts." Well, that's true, but so is my statement. It's a matter of public record that Storrs Center is projected to generate significant property revenues. My wording was chosen to highlight, not obscure, the fact that projections are precisely that — projections.

Responding to each of Proser's other comments would be a truly academic exercise. Instead, I'd like to address the broader issues. On what basis do we make public policy decisions in general, and decisions about Storrs Center in particular? Choosing a course of action based on possible future outcomes is called "reasoning under uncertainty." In this sort of reasoning, some of the "facts" (premises) supporting a conclusion necessarily involve probabilistic estimations. The discussion about Storrs Center has been rife with such estimations ("People won't use the garages," "Businesses won't be viable"). Everyone is entitled to his or her opinion, but I submit that public policy should be based on the best information available and that the best information about Storrs Center is contained in the many analyses conducted by disinterested third parties with true expertise in the matter. These analyses, most of which are available on the town's web site, form the basis for the assertions in my first letter concerning tax revenues, the role and costs of the parking garages, and indeed, even the claim that Storrs Center is a "smart growth" project.

Of course, no matter how likely the outcome, projections can be wrong. My house isn't likely to burn down tonight, but it could. Hence I have insurance. Risk management is important, and in the case of Storrs Center it takes several forms. Building the downtown in phases allows us to modify the plan as conditions change and new evidence accrues. The financing of the project (more than 85 percent

to be paid for by the developer, much of the remainder through state and federal funds) minimizes the up-front costs to town taxpayers. The planning process spearheaded by the Downtown Partnership ensures that the concerns of town residents are addressed, and the town's reliance on expert analysts and consultants ensures that decisions are based on solid evidence and that the interests of the citizens are protected in all legal agreements.

I stand by my May 8 letter. Storrs Center is a smart investment for our town.

Jay Rueckl
Mansfield

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5/11

Mansfield budget could be decided

By **CAITLIN M. DINEEN**
Chronicle Staff Writer

MANSFIELD — The fate of the town's proposed \$43.01 million general government/education budget could be decided by voters Tuesday night during Mansfield's annual town meeting.

The meeting will take place at 7 p.m. in Mansfield Middle School, located on 205 Spring Hill Road.

Once a budget decision is made, voters can petition to send it to referendum.

Mansfield Town Clerk Mary Stanton said voters have 21 days following the town meeting to submit their petition. If no petition is filed within this time, the

budget is approved.

When broken down, the budget includes a \$12.49-million general government budget, \$20.59 million for the Mansfield Board of Education and \$9.9 million for the town's share of the Regional School District 19 budget.

The town's capital fund will receive \$1.3 million and the capital and non-recurring fund will get \$900,000.

Regional School District 19's budget was approved by voters in the sending towns of Ashford, Mansfield, and Willington last week during the district's budget referendum.

Overall, the proposed budget

reflects a 1.6 percent decrease from the town's current spending plan.

Currently, the Mansfield town/education budget is \$43.69 million.

Despite the decrease in spending, the town's mill rate will increase due to state funding losses and local tax revenue.

The town expects to see a \$1.2 million loss in revenue during fiscal year 2010.

The new mill rate would increase 0.47 mills from 25.24 mills to 25.71 mills. For a home assessed at \$200,000, taxpayers would see an increase of \$94 in taxes next year to \$5,142.

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Mansfield Hollow set to get federal funds

By **CAITLIN M. DINEEN**
Chronicle Staff Writer

MANSFIELD — Gov. M. Jodi Rell announced this week that numerous state lakes, rivers and other flood control areas — including one in Mansfield — are set to receive a total of \$5.6 million in federal stimulus funds.

Funds being distributed are part of the U.S. Army Corps of Engineers' comprehensive civil works initiative.

Through the initiative, a total of \$4.6 billion is being dispersed throughout the country and is expected to create or maintain more than 50,000 construction jobs nationwide.

Army Corps' officials said they expect funds sent to Connecticut to create approximately 150 construction jobs or other related positions.

Nine projects in Connecticut have been selected to receive funding.

Locally, Mansfield Hollow Lake — located in both Mansfield and Windham — will undergo archaeological evaluation, have equipment replaced and other miscellaneous repairs.

Improvements made to the lake/dam will

cost approximately \$664,000.

"The Army Corps' investment in Connecticut will pay tremendous environmental and economic dividends," said Rell. "These are all important flood control projects that will benefit our state for generations to come by protecting and preserving irreplaceable natural resources."

Mansfield Hollow Dam Project Manager Ed Greenough said state funding would be spent on two specific areas: historic and cultural studies and structural improvements.

According to Greenough, the Mansfield Hollow Lake area is owned by the Army Corps of Engineers, but is leased to the state for use as a state park.

Since the dam is used for flood control, the park is a line item for Congress and receives all its funding through the federal government, he said.

Greenough said the boost in funding is needed because funds have been flat for the past 10 years and improvements have been put "on the back burner."

"We've not been able to do it for the last few

years because of budget cuts," he said.

He said funds will be used to clear the dam and the surrounding area of trees and brush that need to be cut back.

According to Greenough, trees pose a threat to the structural integrity of the dam because if roots grow into the structure, it is subject to potential cracks and breaking.

"That's a big plus for us," he said of the funding.

Although funds need to be spent by September 2010, Greenough said the money earmarked for structural improvements will most likely be spent by this September.

"We're encouraged to get this out as quickly as possible," he said, adding the work has already been put out to bid to local contractors. "I'd like to get this in the pipeline as fast as I can."

Mansfield Town Manager Matthew Hart said he was excited the project was receiving additional funding.

"This is a very wise investment on part of the state," he said this morning. "It's a great stimulus package."

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Re-fi of D11 bonds will save town \$249K Moody's increases rating to Aa3

By CAITLIN M. DINEEN

Chronicle Staff Writer 5/15

MANSFIELD — As a result of refinancing \$18 million in outstanding Regional School District 19 bonds, Mansfield officials saved the town approximately \$249,884 over the next 10 years.

In all, more than \$925,000 was saved from refinancing, but the state will receive \$675,612 of the savings.

According to Finance Director Jeffrey Smith, this is because the state pays for 73 percent of the bonds and will, therefore, receive 73 percent of the savings.

The town will receive the other 27 percent of the savings.

Savings were realized from refinancing to a lower interest rate, said Smith.

According to Smith, \$29 million in bonds were issued for District 19 between 1996 and 2000 for renovations of E.O. Smith High School.

In addition to saving the town money, Smith also had a Moody's Investors Service report done to evaluate Mansfield's current outstanding general obligation debt standing.

The April 23 report affirmed the Aa3 rating and removed the "negative outlook" on the town's \$2.5 million of outstanding general obligation debt.

An Aa3 rating is the result of the independent financial review conducted by Moody's and shows potential bond buyers the town is financially secure enough to pay

back the bonds, said Smith.

The best rating is an AAA rating. The higher the rating, the lower the interest rates.

He said he was happy to see the town's negative outlook removed after the report was released.

"Because the economy is so bad and we were already laboring under a negative outlook, I fully expected that the town would be downgraded to a single 'A' rating," said Smith.

Smith said the negative outlook was added when the town was last reviewed in 2004.

"The fact that (a lowered rating) did not happen and we actually had the rating enhanced by removing the negative outlook is a feather in the town's hat," said Smith.

According to Smith, town officials and town council were given recommendations on ways to improve the town's financial operations.

The recommendations were accepted by town officials.

"Moody's anticipates Mansfield's financial position to remain sound over the near term supported by careful fiscal management aimed at remaining within the town's formal financial policies and maintaining financial flexibility outside of the general fund," reads the report.

According to the report, Mansfield's undesignated fund grew from \$1 million in fiscal year 2004 to \$1.8 million in fiscal year 2008.

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Spending plan gets initial OK

Residents have 21 days to file petition for referendum

By **CAITLIN M. DINEEN**
Chronicle Staff Writer

MANSFIELD — More than 500 voters showed up for Tuesday's town meeting — filling the Mansfield Middle School auditorium — and overwhelmingly voted in favor of a proposed \$43.01 million town/education budget.

Of 552 votes cast Tuesday, 463 were in favor of the budget and 89 opposed. Votes were tallied following a secret ballot vote.

Although most of those

who came out voted in favor of the budget, the budget is still not a done deal. Voters could shoot it down at a referendum, provided it is properly petitioned.

According to Town Clerk Mary Stanton, voters have 21 days to collect signatures equal to 2 percent of those registered to vote — or 251 signatures — to petition the decision made by voters

Tuesday.

A successful petition would send the budget to a formal referendum.

If the petition is not filed within this time, the budget is approved as is.

When broken down, the budget includes a \$12.49-million general government budget, \$20.59 million for the Mansfield Board of Education and \$9.9 million

for the town's share of the Regional School District 19 budget.

The town's capital fund will receive \$1.3 million and the capital and non-recurring fund will get \$900,000.

Regional School District 19's budget was approved by voters in the sending towns of Ashford, Mansfield and Willington last week during the E.O. Smith High School district budget referendum.

Overall, the proposed budget reflects a 1.6-percent (Town, Page 6)

MANSFIELD	
YES	NO
463	89

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Town spending plan gets initial OK

(Continued from Page 1)

decrease from the town's current spending plan.

Currently, the Mansfield town/education budget is \$43.69 million.

Despite the decrease in spending, the town's mill rate will increase due to state funding losses and less local tax revenue. The town expects to see a \$1.2 million loss in revenue during fiscal year 2010.

The new mill rate was set by town council members following the town meeting.

It will increase 0.47 mills from 25.24 mills to 25.71 mills. For a home assessed at \$200,000, taxpayers will see an increase of \$94 in taxes next year to \$5,142.

Preceding the final vote, two attempts were made by voters to cut the budget further.

One motion was made by resident David

Freudmann to totally cut funding for the Mansfield Downtown Partnership — which oversees the proposed \$220 million Storrs Center project.

Freudmann proposed reducing the \$125,000 in funding to zero. He also motioned to reduce the town's general government capital fund budget from \$155,000 to \$105,000.

He suggested the \$50,000 be taken from the professional/technical services line item supporting the partnership.

A second motion to decrease the overall budget was made by Ric Hossack, who requested slashing the board of education budget by \$150,000.

Hossack said he thought the budget should be reduced by teachers taking a pay freeze.

"I think this is the year to do it," said Hossack of reopening teacher contracts and

negotiating for the freeze in wages.

Both motions were denied by voters via separate shows of hands.

After learning the budget passed, town officials said they were glad it was a successful budget season.

Bruce Clouette, town council member and chairman of the finance subcommittee, said he was pleased the budget passed.

"I think people were pretty well informed," he said. "They realized the board of education and town council cut as much as they could."

Mayor Betsy Paterson was also glad to see the budget pass, but said she was surprised by the margin in which it was approved.

"I'm very gratified to see the final vote," said Paterson, adding that vote reflected that voters knew the budget was "well-balanced" and "palatable."

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Courant.com

STORRS

Promfret Restaurant Owners Plan To Open Branch In Proposed Storrs Center

By GRACE E. MERRITT

The Hartford Courant

May 13, 2009

STORRS

The Vanilla Bean Café, a widely known restaurant in quiet Pomfret, plans to open a branch in the proposed Storrs Center, a development next to the University of Connecticut that has been in the planning stages for years.

The café owners have signed a letter of intent to open a 100-seat restaurant, a significant step toward becoming the first tenant in the \$220 million center that would offer a mix of shops, restaurants, housing and entertainment in a village setting.

Restaurant owners Barry and Brian Jessurun, who also own another restaurant in Putnam called 85 Main Street, said they have been interested in Storrs Center for years, attracted to the prospect of designing a cafe for a college town.

"I've always loved college towns. There is something about the vibrancy and life that is just fun to be around," Barry Jessurun said.

Still, don't count on a grand opening anytime soon. Construction on the first phase of Storrs Center isn't expected to start until next year and the restaurant would not open until 2011. The first phase of the project, north of Dog Lane, would feature 25,000 to 30,000 square feet of retail, restaurant and commercial space and about 114 rental apartments. The developers hope to open a 540-space, publicly funded parking garage in two years.

The new 3,000-square-foot restaurant would not be a clone of "The Bean," as it is known, but would have patio seating and offer the same kind of seasonal sandwiches and soups as well as healthy breakfast offerings. It would not have a bar, but would most likely serve New England beer and, possibly, local wine. Currently there are no plans for live music, Barry Jessurun said.

Jessurun said he is not concerned about losing business during the quiet summer months when the campus is virtually empty because he expects his restaurant to appeal to area businesses and families.

"Besides, the long-range plan for Storrs Center is to have it be a destination area where it is busier in summer than it is in the wintertime," he said.

The concept of having such a development in Storrs has been floated for decades, but began to take shape eight years ago when the town, the university, businesses and community members formed the Mansfield Downtown Partnership to shepherd the project through the planning and permitting process. The group hopes to clear a major hurdle this summer when the State Traffic Commission is expected to rule on a \$2.5 million plan to make Storrs Road more pedestrian-friendly.

The slow progress overall made some local residents impatient while others have raised concerns about traffic, the impact of the quiet summer season on businesses and whether the town would end up having to pay for a second, planned parking garage.

Some also worry about whether the university can deliver on its promise to provide water to the project, which could eventually have as many as 700 to 800 apartments and condos.

"This will overburden an already burdened water supply," said David Morse, a Mansfield environmentalist who has been critical of the university's water practices since UConn drained a section of the Fenton River four years ago.

Tom Callahan, UConn's associate vice president of administration and operation, said that UConn is committed to providing the 169,000 gallons of water a day that the center will require. Already, through conservation efforts, UConn uses 220,000 fewer gallons of water a day than it did in 2005, he said. The university also is trying to develop a water facility that would recycle water, saving another 250,000 to 400,000 gallons a day.

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Artists invited to submit work to juried show

by: HTNP Staff Wednesday, May 20th, 2009



The Mansfield Downtown Partnership's Festival on the Green subcommittee is pleased to announce the fourth annual Juried Art Show as part of the upcoming Festival on the Green. Participation in the Festival's Juried Art Show is a unique opportunity for local artists to showcase their work - and to join in the celebration of Mansfield.

Our community will have the opportunity to enjoy fine art created by neighbors and friends, and to become more aware of the quality of artists in our region.

The 2009 Festival on the Green will be held on Sunday, Sept. 13, from noon to 5 p.m. in the Storrs Center commercial plazas.

A Call to Artists and Prospectus are available for local artists interested in submitting works for consideration. Please call the Mansfield Downtown Partnership office at (860) 429-2740.

Artists may submit up to four (4) pieces of creative works of original art.

These pieces may be two- or three-dimensional.

Because space is limited artworks must be no more than 36 inches-by-48 inches, including the frame. The maximum single measurement for sculptures must be 48 inches.

A selection committee will determine which pieces will be exhibited.

Of the exhibited pieces, a jury will award the following prizes during the Festival on the Green -

Best in Show (\$250)

1st (\$125)

2nd (\$100)

and 3rd (\$75)

There is a non-refundable \$10 entry fee. ***The deadline to submit is July 24, 2009.***

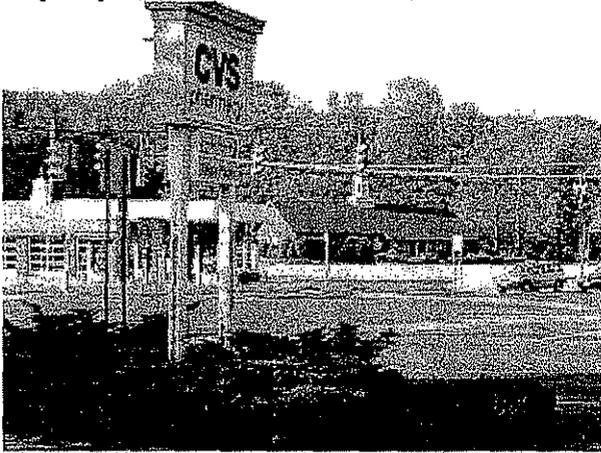
To learn more about the Juried Art Show or for more information about the Festival on the Green, please contact the Mansfield Downtown Partnership, Inc., at 429-2740.

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Can Mansfield put life back into "ghost town" of Four Corners?

by: Brenda Sullivan | Editor Wednesday, May 13th, 2009

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Both this gas station and Kathy Johns restaurant at Four Corners now sit empty. Photo © by Brenda Sullivan.

The Four Corners area has suffered from serious water and sewer environmental issues for at least 20 years, which has hampered the town's ability to pursue development in this area.

The village of Four Corners is located around the intersection of Routes 195 and Route 44.

The town also has been under pressure by the state Department of Environmental Protection to address remediation of water and sewer issues, either on a voluntary or state-mandated basis.

Arguments in favor of bringing sewer and water services to an area now largely served by wells have focused on addressing the DEP's issues, bringing in more businesses - and their tax revenue, and creating a more attractive "gateway" to the town of Mansfield and the University of Connecticut Storrs campus.



This building at Four Corners formerly housed a pizza take-out and liquor store. Photo © by Brenda Sullivan.

Lately, the Four Corners area has sometimes been referred to as a "ghost town" because of the increasing number of empty buildings at the intersection, including a garage, a building that previously housed two businesses - a pizza take-out and a liquor store, and most recently Kathy Johns Restaurant.

Several successful and longstanding businesses also are located in the Four Corners area, however, including Zenny's Restaurant, the relatively new CVS, a car repair service, a gas station with a Dunkin' Donuts, a hair salon, a natural foods store, and a plaza that includes a grocery store, liquor store, restaurant and a new business, the Friendly Fire gaming center - as well as a bank across from the plaza, and a car repair/gas station business and gas station/convenience store on either side of the plaza.

Still, town leaders and many residents would like to see more tax revenues generated from this part of town. And now, town residents will have an opportunity to give their input on proposals for the Four Corners area at a community informational meeting organized by the Town Council-appointed Four Corners Sewer/Water Advisory Committee.

At this meeting, discussion will focus on environmental, economic and aesthetic issues and proposed improvements related to the Four Corners area.

The meeting will begin at 6:30 p.m. on Tuesday, June 9, in the Council Chambers of the Audrey P. Beck Municipal Building at 4 South Eagleville Road (Route 275).



CVS was built on the site of a former gas station. It is one of the more successful businesses at Four Corners. Photo © by Brenda Sullivan.

The meeting will start with an opportunity for informal discussion with advisory committee members and town staff, followed by a presentation - the current proposal for public water and sewer at Four Corners, the potential benefits of the project and the challenges of completing such a project will be discussed - and then by a question and answer period.

For more information, contact the Advisory Committee Chair Gene Nesbitt at ghnesbitt@charter.net or Public Works Director Lon Hultgren at 860-429-3332 or HultgrenLR@mansfieldct.org.

Storrs Center defended as long-term solution to flagging funding

by: Brenda Sullivan | Editor Wednesday, May 13th, 2009



Cars filled every possible parking area at the Mansfield Middle School where the May 12, 2009 Annual Town Meeting was held. Photo © by Brenda Sullivan.

Before last night's final vote on the proposed \$43 million 2009-2010 budget, there were two attempts to make cuts: one to eliminate funding for the Storrs Center project - a total of \$175,000, and another to reduce the K-8 Board of Education budget by \$150,000.

David Freudmann, a regular visitor at town meetings and longstanding vocal critic of the "downtown" project, made a motion to remove the town's contribution toward the next stages of the project.

The Town Council is currently in negotiations with the master developer, Leyland Alliance, which are expected to conclude soon.



David Freudmann makes a motion to cut funding from the 2009-2010 town budget for the Storrs Center project. Photo © by Brenda Sullivan.

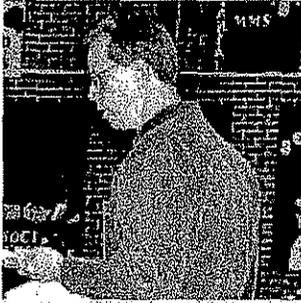
Freudmann said that this is "the last chance" to stop that process before the town enters into binding agreements with the firm.

"I do not accept the rose-colored projections" of the developers, he said, concerning millions of dollars of anticipated revenue from two parking garages planned for Storrs Center.

Dealing with diminishing aid

Freudmann's motion was opposed by several speakers who said they support the Storrs Center project because it's important to plan for the future, and who noted that the University of Connecticut has also made a financial commitment to the project.

Others pointed out that Mansfield is currently heavily dependent on state aid - such as Payment in Lieu of Taxes (PILOT) grants for tax-exempt state properties in town, and education grants - and that the amount of this aid continues to shrink.



Steve Bacon defends the Storrs Center project, saying the town needs major economic development to replace diminishing state aid. Photo © by Brenda Sullivan.

"The lesson we need to learn is that we cannot continue to rely on state aid," said Steve Bacon.

He estimated that the portion of the budget represented by the Storrs Center funding would amount to about \$20 for someone paying \$5000 in taxes.

To cut that amount now, he said, would cost much more in the long run, if there is no significant economic development to replace state aid.

"Until someone who opposes the Storrs Center project stands up and tells us what it will take, we need to be looking at projects like the Storrs Center," he said.

Bacon said that Storrs Center is expected to produce \$2.6 million in net revenues.

Another speaker, Ric Hossack, said Storrs Center might be good for the town, but not now. "I think it's a good economic development project... 20 years from now," he said, and added, "I'm in support of the project - without town funding."

If the project is a viable one, then it should attract private investors, he said.

Motion to cut the education budget

After the motion to eliminate Storrs Center funding failed, Hossack moved to cut \$150,000 from the K-8 education program in the town budget.



Rick Hossack moves to cut the education portion of the 2009-2010 budget. Photo © by Brenda Sullivan.

He based this amount on a statement he attributed to Superintendent Fred Baruzzi, that if teacher salaries were frozen, this would amount to a savings of \$300,000.

Hossack noted that town employees had made deep sacrifices in pay and benefits. "All townspeople should be in this together," he said.

Other speakers noted, however, that removing \$150,000 from the education budget wouldn't force the school board to reduce salaries, especially since salaries are set through binding arbitration - so it would require re-opening negotiations, or making \$150,000 in program cuts.

Town Council member Helen Koehn said she also opposed the motion, but praised town employees for foregoing wage increases: "Actually, it was their idea [and] it is most of the savings in the budget," she said. The motion failed.

Posted May 13, 2009

Storrs Center has commitment from future tenant

by: Brenda Sullivan | Editor Tuesday, May 12th, 2009



Vice President of Planning and Development for master developer LeylandAlliance, Macon Toledano at an update on the Storrs Center project's phasing. File photo © by Brenda Sullivan.

The Storrs Center marketing company has found its first client for the development, a well-established, upscale-sandwich shop popular for its music and poetry events.

The Vanilla Bean Café, located on Route 44 in Pomfret, has signed a letter of intent to lease space for a new restaurant in the first phase of the Storrs Center project.

Founded in 1989, The Vanilla Bean Café is owned and operated by brothers Barry and Brian Jessurun, who also are partners in 85 Main Street, another restaurant in Putnam.

"We've been aware of the Storrs Center project for a long time," Barry Jessurun said. "We think it's got great potential for a restaurant like the Vanilla Bean. The demographic mix of students, faculty, residents and visitors seems just right to us. We look forward to being an anchor in this exciting new community."

According to Vice President of Planning and Development for master developer LeylandAlliance, Macon Toledano, this is the first official commitment for commercial space at Storrs Center, with a number of prospective tenants also expected follow suit in the coming months.



"We are extremely pleased to have an early commitment from The Vanilla Bean Café to become an important future destination at Storrs Center," Toledano said today in a prepared statement. "They represent exactly the restaurant profile targeted through our 'casting' process."

Mansfield Downtown Partnership Executive Director Cynthia van Zelm added, "The letter of intent for The Vanilla Bean Café lease is certainly positive news for Storrs Center. They will be a welcome addition to the mix of tenants planned. We expect their new restaurant to continue the successful dining tradition they've established in Pomfret and Putnam."

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Voters OK \$43 million budget 463-to-89

by: Brenda Sullivan | Editor Tuesday, May 12th, 2009



More than 500 voters turned out for the Annual Town Meeting budget vote - one of the largest turnouts for this meeting in many years. Photo © by Brenda Sullivan. -----

Usually when a budget meeting is as packed as Mansfield's was tonight, it's a sign that the budget is about to bite the dust. However, that was not the case when 552 of the town's electors filled the auditorium at Mansfield Middle School for the Annual Town Meeting.

The final count of the paper ballots was 463 in favor and 89 opposed - thus very decisively approving a \$43,010,137 2009-2010 budget.

Based on what Mayor Betsy Paterson termed conservative estimates of state and federal revenues for the next fiscal year - expected to drop by more than \$1 million - the impact of the approved budget on the tax rate is estimated to be a 1.88 percent increase, or an increase of .47 mills - bringing the tax rate from 25.24 to 25.71 mills.

And based on this rate, a homeowner with a house assessed at \$200,000 would pay approximately an additional \$94 a year in taxes.

Preceding the vote, a motion to eliminate funding in the budget for the Storrs Center project, and another motion to reduce the education budget by \$150,000 were made. Both failed. (A more detailed story will follow.)

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