

April 29, 2015

Town of East Windsor
Special Town Meeting
April 29, 2015

A Special Town Meeting of the Town of East Windsor was held at the Town Hall, 11 Rye Street, Broad Brook, CT on April 29, 2015. The meeting was called to order by First Selectmen, Denise Menard at 7:31 P.M. Motion was made by Jason Bowsza and seconded by Dale Nelson to nominate Denise Menard to preside as Moderator. Motion was made by Jason Bowsza and seconded by Catherine Simonelli to have nominations cease. Motion passed to have Denise Menard presided as moderator. Town Clerk, Joanne M. Slater read the call to the meeting. Moderator, Denise Menard read the statement of eligibility to vote.

Item #1: Resolved: All electors and persons qualified to vote in town meetings of the Town of East Windsor, Connecticut (the "Town"), are hereby notified that the Board of Selectmen of the Town are convening a Special Town Meeting to be held at Town Hall, 11 Rye Street, Broad Brook, Connecticut at 7:30 p.m. on April 29, 2015 for the following purposes:

To consider and discuss (but not to vote on) the addition of \$2,730,000 to the appropriation of \$3,770,000 for the cost of the Replacement of the Broad Brook Elementary School Portable Classrooms Project, including, but not limited to, the replacement of eight (8) portable classrooms with fourteen (14) permanent modular classrooms, including the removal of the existing portable units, the design and construction of new classrooms, site work, the purchase and installation of furniture, equipment and instructional technology and all alterations, repairs and improvements in connection therewith, as well as engineering, architectural and temporary and permanent financing costs, and to meet said appropriation, and in lieu of a tax therefor, the issuance and sale of bonds and notes of the Town pursuant to Chapter 109 of the Connecticut General Statutes, as amended, the Town Charter or any other provision of law thereto enabling, in an amount not to exceed \$2,730,000 in addition to the amount of \$3,770,000 previously authorized or so much as may be necessary after deducting grants or other sources of funds therefor and the First Selectman and the Town Treasurer be authorized to issue and sell bonds or temporary notes of the Town not to exceed \$2,730,000 in addition to the amount of \$3,770,000 previously authorized in anticipation of the receipt of the proceeds from the sale of such bonds and to determine the amount, date, date of maturity, interest rate, form and other details of such notes and bonds. The full text of the resolutions adopted by the Board of Selectmen and the Board of Finance concerning the Amendment to the Appropriation and Bond Authorization for the Broad Brook Elementary School Portable Classrooms Project are available for review at the Town Clerk's office.

All those persons qualified to vote in Town meetings of the Town are hereby further notified that pursuant to Section 7-7 of the Connecticut General Statutes and the Town Charter, the Board of Selectmen have removed the above item on the call of this Special Town Meeting for submission to the voters of the Town who are qualified to vote at Town meetings for "yes" or "no" vote by voting machine on the following question:

Shall the Town of East Windsor appropriate \$2,730,000 in addition to the \$3,770,000 previously appropriated for the Replacement of the Broad Brook Elementary School Portable Classrooms to finance the replacement of eight (8) portable classrooms with fourteen (14) permanent modular classrooms, including the removal of the existing portable units, the design and construction of new classrooms, site work, the purchase and installation of furniture, equipment and instructional technology and all alterations, repairs and improvements in connection therewith, as well as engineering, architectural and temporary and permanent financing costs and authorize the issuance of bonds and notes in the amount of \$2,730,000 to finance such appropriation.

The vote will be conducted at the Town Hall, 11 Rye Street, Broad Brook, Connecticut and the Town Hall Annex, 25 School Street, East Windsor, Connecticut, as the case may be for voters authorized to vote at such polling places, during the hours between twelve o'clock p.m. (in the absence of a contrary determination at the Town Meeting) and eight o'clock p.m. on May 12, 2015.

Linda Sinsigallo made a motion not to read item #1, seconded by Dale Nelson. Motion passed. Catherine Simonelli moved that the foregoing resolution be adopted, seconded by Chris Mickey.

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No discussion followed.
The resolution was adopted.

The following resolution was introduced and read by Dale Nelson.

Item #2: Resolved: To consider and vote on the recommendation of the Board of Selectmen pursuant to C.G.S. 7-9b that the hours for referendums held by the Town of East Windsor in Calendar Year 2015 be held from 6:00 a.m. to 8:00 p.m.

Dale Nelson moved that the foregoing resolution be adopted, seconded by Catherine Simonelli.
No discussion.
The resolution was adopted.

The following resolution was introduced and read by Richard Pippin, Jr. as well as the entire ordinance being voted on (attached as exhibit A)

Item #3: Resolved: Related to Ordinance 82-1: To consider and approve the recommendation to rescind Ordinance 82-1 An Ordinance Creating A Permanent Building Commission and propose adoption of An Ordinance Creating a Permanent Building Commission as adopted with changes.

Richard Pippin, Jr. moved that the foregoing resolution be adopted, seconded by Catherine Simonelli.
No discussion.
The resolution was adopted.

The following resolution was introduced and read by Jason Bowsza as well as the entire ordinance being voted on (attached as exhibit B)

Item #4: Resolved: Related to the Board of Education: To adopt an ordinance as allowed by C.G.S. 9-204b and recommend it as an ordinance in the election of Board of Education members.

Jason Bowsza moved that the foregoing resolution be adopted, seconded by Dale Nelson.
No discussion.
The resolution was adopted.

The following resolution was introduced and read by Cindy Herms. (Proposed easement is attached as exhibit C).

Item #5: Resolved: To accept the proposed easement in regard to widening the access driveway into the Scantic Cemetery between the lands of Beverly and David Tyler and the Town of East Windsor and Land of East Windsor Cemetery Association, Incorporated.

Cindy Herms moved that the foregoing resolution be adopted, seconded by Jason Bowsza.
No discussion.
The resolution was adopted.

Dale Nelson made a motion to adjourn, seconded by Richard Pippin, Jr. Meeting adjourned at 7:50 PM.

Respectfully Submitted,
Joanne M. Slater
Town Clerk

Exhibit A

AN ORDINANCE CREATING A PERMANENT BUILDING COMMISSION

BE IT ORDAINED by the legislative body of the Town of East Windsor the following ordinance creating a Permanent Building Commission:

Ordinance No. 82-1 is repealed, and this ordinance is substituted in lieu thereof.

ORGANIZATION:

The Permanent Building Commission shall consist of nine members, all of whom shall be electors of the Town of East Windsor.

The members shall serve six (6) year terms following the initial terms set forth in Ordinance 98-1 "An Ordinance Creating A Permanent Building Commission" adopted May 14, 1998.

At the first meeting of each year, the Commission members shall elect a chairperson, a vice chairman and a secretary.

Meetings shall be held upon the call of the chairperson or a majority of Commission members.

The Commission shall conduct its business in accordance with Roberts Rules of Order.

POWERS AND DUTIES:

The Permanent Building Commission shall receive an annual inspection and inventory of all buildings owned by the Town of East Windsor. On or before October 15 of each year the Commission will make recommendations to the First Selectman for necessary repairs and renovations.

The Commission shall submit to the Board of Selectmen each October a five-year capital plan of prioritized structural and/or major capital building expenditures.

Subject to approval by the Board of Selectmen and the limits of appropriations allocated to a given project in total of more than \$20,000, the Commission shall prepare construction plans as need for each project; employ architects, engineers and such other services as may be required; procure competitive bids as needed for each project; recommend contract awards in accordance with the Commission's best judgement; arrange for adequate supervision of each project; and generally supervise and direct

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any alteration, renovation, expansion or construction authorized by the Board of Selectmen.

The Permanent Building Commission shall coordinate the functions and approvals of the various Town boards, agencies and departments to facilitate the alteration, expansion, sale, demolition or construction of public buildings, structures and facilities within the Town. The Permanent Building Commission shall oversee all building projects in total of \$20,000 or more, funded by the Town.

EFFECTIVE DATE:

This ordinance shall become effective fifteen days from the publication thereof.

Exhibit B

Proposed Ordinance regarding Election to Board of Education

The following process shall be utilized at each biennial municipal election where members of the Board of Education are to be elected. In accordance with Connecticut General Statute 9-204b, each political party of the Town shall have the right to nominate as many persons as there are vacancies on the Board of Education and those names shall be placed upon the ballot. Notwithstanding the provisions of any Connecticut General Statute to the contrary, any elector may vote for all of that number and the persons receiving the greatest number of votes shall be elected, except that when the number of members of any one political party who would be elected without regard to Connecticut General Statutes section 9-167a exceeds the maximum number as determined by said section, then only the candidates of such political party with the highest number of votes up to the limit of such maximum, shall be elected. The next highest ranking candidates, not from such political party, shall be elected, up to the number of places to be filled in such election.

EFFECTIVE DATE:

This ordinance shall become effective (15) days from the publication thereof.

Exhibit C

DRIVEWAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS. That **BEVERLY M. TYLER**, as Trustee of the Beverly M. Tyler Revocable Trust and **DAVID A. TYLER**, as Trustee of the David A. Tyler Revocable Trust, both of the Town of East Windsor, County of Hartford and State of Connecticut, for the consideration of One Dollar (\$1.00) and other valuable considerations, received to their full satisfaction of the **TOWN OF EAST WINDSOR**, a municipality located in the County of Hartford and State of Connecticut, do hereby give, grant, bargain, sell, and confirm unto the said **TOWN OF EAST WINDSOR**, its successors and assigns forever an easement, to design, construct, maintain, inspect, use, operate, repair, alter, replace, and crossover for ingress and egress a roadway, in, through, on and over a strip of land as described on Schedule A, attached hereto.

Said easement above-described includes the right to enter in and upon said land of the Grantor and said parcel and easement and to pass and repass over the same and excavate therein for said purposes hereinabove and hereinafter described. Said Grantee shall have the right within said easement on said parcel to cut trees and bushes, disturb the soil and ground cover located therein, and to perform other work necessary or convenient for the design, construction, maintenance, upgrade, inspection, use, operation, repair, alteration, replacement or protection of said driveway and appurtenances thereto.

The Grantee agrees that any damage caused by present or future construction, to the land or property of the Grantor, will be corrected and restored to a condition substantially equal to that existing at the time such damage occurred, consistent, however, with the above described uses of said easement.

The Grantor herein reserves to itself, its successors and assigns, the right to continue to use the land within which the aforesaid easement has been granted for any use or purpose which shall

