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2015 SEP 15 P 1:56

TOWN COUNCIL AGENDA
TOWN COUNCIL CHAMBERS
740 MAIN STREET
EAST HARTFORD, CONNECTICUT
SEPTEMBER 16, 2015

TOWN CLERK
EAST HARTFORD

6:30PM Executive Session

7:00PM Public Hearing

REVISED 09-15-15

=====

Announcement of Exit Locations (C.G.S. § 29-381)

Pledge of Allegiance

7:30 p.m.

1. CALL TO ORDER
2. AMENDMENTS TO AGENDA
3. RECOGNITIONS AND AWARDS
4. OPPORTUNITY FOR RESIDENTS TO ADDRESS THE COUNCIL ON AGENDA ITEMS
 - A. Other Elected Officials
 - B. Other Residents
 - C. Mayor
5. APPROVAL OF MINUTES
 - A. September 1, 2015 Regular Meeting
6. COMMUNICATIONS AND PETITIONS
 - A. Resignation of Mary Ann Lee from the Commission on Aging
7. OLD BUSINESS
8. NEW BUSINESS
 - A. Collective Bargaining Agreement: East Hartford Board of Education and the East Hartford Education Association
 - B. Refund of Taxes
 - C. Appointment of Elaine Dube to the Pension & Retiree Benefits Board
 - D. **Setting a Public Hearing Date of October 6th @ 7PM re: §6-5 Swine/Poultry and §8-61 to 8-79, Sexually Oriented Businesses**
9. OPPORTUNITY FOR COUNCILLORS TO DIRECT QUESTIONS TO THE ADMINISTRATION
10. COUNCIL ACTION ON EXECUTIVE SESSION MATTERS
 - A. Scott McKenna v Peter Condio
11. OPPORTUNITY FOR RESIDENTS TO SPEAK
 - A. Other Elected Officials
 - B. Other Residents
 - C. Mayor

12. ADJOURNMENT (next meeting: October 6, 2015)

Town Council Agenda

September 16, 2015

OFFICE OF THE
TOWN COUNCIL

TOWN OF EAST HARTFORD

740 Main Street

East Hartford, Connecticut 06108

Robert J. Black
2015 SEP 14 A 10:49
(860) 291-7208
TOWN CLERK
EAST HARTFORD
FAX (860) 291-7389

DATE: September 14, 2015
TO: Town Council
FROM: Rich Kehoe
Town Council Chair
RE: **Wednesday, September 16, 2015**

In accordance with Section 3.3(a) of the Town Charter, a Special Meeting of the Town Council will be held as follows:

Wednesday, September 16, 2015

7:00 p.m.

Town Council Chambers

The purpose of the meeting is to hear public comment, pursuant to Section 3-30(c) of the East Hartford Code of Ordinances, regarding the proposed relocation of billboards from 361 Main Street and 1179 Burnside Avenue to a location facing I-84 westbound at 65 Roberts Street.

C: Mayor Leclerc
Rich Gentile, Assistant Corporation Counsel



TOWN OF EAST HARTFORD OFFICE OF THE MAYOR

DATE: August 26, 2015
TO: Richard F. Kehoe, Chair
FROM: Mayor Marcia A. Leclerc 
RE: Referral: Ordinance Committee-Billboards

Assistant Corporation Counsel Richard Gentile, has reviewed and forwarded to my office a draft agreement regarding billboards for the locations of 361 Main Street and two of four at 1179 Burnside Avenue.

Please place this information on the agenda for the September 1, 2015 meeting for purposes of setting a Public Hearing date.

Thank you.

OFFICE OF CORPORATION COUNSEL

Date : August 25, 2015

To : Mayor Marcia Leclerc

From : Richard Gentile 

Re : Billboards at 361 Main Street (Site #1)
Two of Four Billboards at 1179 Burnside Avenue (Site #2)

Goodwin College, Inc. and TLC Properties, Inc. d/b/a TLC Properties of Connecticut, Inc. (Site #1 rights holders) have the exclusive authority to own, lease, maintain and operate billboard structures at Site #1. Lamar Central Outdoor, LLC (Site #2 rights holder) after foreclosure of its lien interest, will have the exclusive authority to own, lease, maintain and operate billboard structures at Site #2. The Site #1 rights holders, and the Site #2 rights holders have requested that they be allowed to relocate the Site #1 and two of the four Site #2 billboards to a new location facing I-84 westbound and located at 65 Roberts Street. This request is allowed under Code of Ordinances Section 3-30(c).

I have worked with Counsel for the Site # 1 right holders and Site #2 right holders on the attached draft agreement. I draw your attention to the following beneficial provisions:

- 2. All rights to maintain and operate the Site 1 and rights to maintain and operate two of the four Site 2 billboards will be extinguished pursuant to written declarations to be recorded on the Town's land records. This means that these billboards will be permanently removed and may not be re-built.
- 3. Adult oriented establishments and sexually oriented business will not be allowed to advertise on the billboards that will be located on I-84
- 10. The existing billboards at 361 Main Street and two of the four billboards at 1179 Burnside Avenue will be taken down and the sites cleaned up and landscaped before the new billboard is constructed.

- 12. The Town will have an ability to utilize the new billboards for public service announcements.

The representations and obligations in the contract will be backed up by necessary title searches, and the aforementioned written declarations. Before any new billboard is constructed, the title searches must also show that Lamar Central Outdoor, LLC has obtained title to 1179 Burnside Avenue.

I should also point out that the removal of the current billboard from 361 Main Street will allow Goodwin College to construct a substantial, mixed-use commercial building at that site.

If you believe the contract is in order, kindly forward it to the Council for receipt at their September 1 meeting. Pursuant to the ordinance, a public hearing must be held prior to approval of the agreement. That public hearing could be set for the September 16th meeting. A final vote on the agreement could then be taken at the October 6th meeting.

CC: Eileen Buckheit
Jeff Cormier

KENNELLY & ASSOCIATES
196 Trumbull Street, Suite 508
Hartford, Connecticut 06103
860-724-0650

August 25, 2015

Richard Gentile
Assistant Corporation Counsel
Town Hall
740 Main Street
East Hartford CT 06108

Re: TLC Properties, Inc. d/b/a TLC Properties of Connecticut,
Inc./Lamar Central Outdoor, LLC. Billboard Relocation Proposal

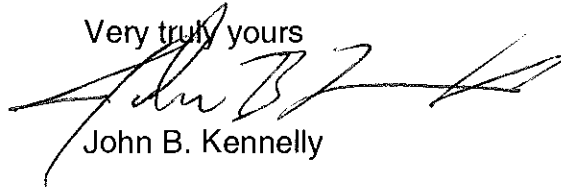
Dear Atty. Gentile:

Pursuant to Code of Ordinance Section 3-30(c), the East Hartford Town Council will consider the proposal by TLC Properties, LLC d/b/a TLC Properties of Connecticut, Inc. and Lamar Central Outdoor, Inc to relocate two billboards located at 361 Main Street and 1179 Burnside Avenue to a location adjacent to the north side of I-84 at 65 Roberts Street.

Enclosed please find (a) Table of Ownership Interests to each of the billboard sites; (b) the proposed Contract between the City of East Hartford, Goodwin College, Inc., TLC Properties, Inc d/b/a TLC Properties of Connecticut, Inc. and Lamar Central Outdoor, LLC; (c) the Quit Claim Deed between TLC Properties, Inc d/b/a TLC Properties of Connecticut, Inc. and Goodwin College, Inc; and (d) the Declaration of Termination of Billboard rights

If you have any questions please do not hesitate to contact me.

Very truly yours



John B. Kennelly

JBK:keh
Enclosures

Property Interest	Owner	Current Use	Transfer To
1. Easement Interest 361 Main Street	TLC Properties, Inc d/b/a TLC Properties of Connecticut, Inc. ¹	Two (2) sided 14' x 48' billboard	Easement Released to Goodwin College
2. Fee Title 1179 Burnside	Lamar Central Outdoor, LLC. ²	Four (4) 10'6" x 22'8" billboards	Terminate Billlboard Rights to two (2) of the four (4) billboards

¹ TLC Properties, Inc. is a subsidiary of The Lamar Company, LLC which in turn is a subsidiary of Lamar Media Corporation. TLC Properties is registered with the Connecticut Secretary of the State's Office as TLC Properties of Connecticut, Inc.

² Lamar Central Outdoor, LLC is a subsidiary of Lamar Media Corporation and is presently involved in a tax lien foreclosure action in Hartford Superior Court to obtain fee title to the property.

**AGREEMENT BETWEEN THE TOWN OF EAST HARTFORD,
GOODWIN COLLEGE, INC., TLC PROPERTIES, INC d/b/a TLC PROPERTIES OF
CONNECTICUT, INC AND LAMAR CENTRAL OUTDOOR, LLC
RELOCATION OF BILLBOARDS**

This agreement is made this ____ day of August, 2015 by and between the Town of East Hartford ("Town"), Goodwin College, Inc. ("Goodwin"), TLC Properties, Inc d/b/a TLC Properties of Connecticut, Inc and Lamar Central Outdoor, LLC. collectively referred to as ("Lamar").

WHEREAS, Goodwin College, Inc. owns land known as 361 Main Street, East Hartford, Connecticut ; and

WHEREAS, Lamar owns (a) the easement rights on 361 Main Street, East Hartford to construct and maintain a two-sided billboard and (b) the land and billboard rights at 1179 Burnside Avenue; and

WHEREAS, Lamar desires to move its billboard rights from 361 Main Street and 1179 Burnside Avenue to a location adjacent to I-84 and Goodwin desires to extinguish the easement to allow it to commercially develop 361 Main Street; and

WHEREAS, the billboards where such billboard rights exist currently impact the appearance of certain residential and/or commercial districts; and

WHEREAS, the Town desires to reduce the overall number of billboards in town through the elimination of existing billboards at the end of their useful life; and

WHEREAS, the Town's longstanding policy, as articulated through its ordinances, is to reduce the overall number of billboards in town through the elimination of existing billboards at the end of its useful life; and

WHEREAS, Lamar is willing to permanently extinguish the billboard rights it has secured at the existing location at 361 Main Street and half of these rights at 1179 Burnside Avenue, provided it can transfer rights to another location along portions of Interstate 84 as authorized by Town ordinance and the East Hartford Zoning Regulations.

NOW, THEREFORE, the Town, Goodwin and Lamar hereby agree as follows:

1. Permission to Erect a New Billboard: The Town will grant an exception to the prohibition against construction of new billboards pursuant to Town of East Hartford Code of Ordinance Section 3-30 (c) to allow construction of one billboard structure with two electronic display panels, one electronic display panel facing east to westbound traffic and one electronic display panel facing west to eastbound traffic, to be located on property located at 65 Roberts Street, ("New Billboards") on the location indicated on the attached Site Plan (Exhibit A). The New Billboards will be no larger than 14 feet by 48 feet. In addition, each New Billboard

allowed under this Agreement will be subject to the billboard zoning regulations effective August 30, 2006, as amended.

2. Extinguishment of Rights: Prior to constructing the New Billboards, Lamar as owner of the easement rights and Goodwin as owner of the supporting land will provide documentation permanently extinguishing any and all billboard rights on 361 Main Street; and Lamar will provide to the Town documentation permanently extinguishing a portion but not all billboard rights from the owner of the property located at 1179 Burnside Avenue property where the existing billboards are located. Such documentation shall be in a form satisfactory to the Town and will provide evidence of the property owner's intent to permanently extinguish any and all billboard rights at the following locations:

- a. One south facing billboard located at 361 Main Street (approximately 14' by 48', or 672 square feet);
- b. One north facing billboard located at 361 Main Street (approximately 14' by 48', or 672 square feet);
- c. One east facing billboard located at 1179 Burnside Avenue (approximately 10'.6" by 22'.8", or approximately 238 square feet);
- d. One west facing billboard located at 1179 Burnside Avenue (10'6" by 22'8" or approximately 238 square feet).

Such documentation shall include, but not be limited to, a written declaration executed by Goodwin as the owner of the land at 361 Main Street and Lamar as the owner of the easement rights at 361 Main Street and the land and billboard rights at 1179 Burnside Avenue and all other parties that have or may claim any interest in billboard rights at the above locations permanently extinguishing any and all billboard rights with respect to the above locations (the "Declaration").

Presently, there exists a nondischarged and/or released mortgage in favor of RC Realty, a Connecticut partnership not registered with the Connecticut Secretary of State dated October 2, 1986 and filed with the East Hartford Town Clerks Office at Volume 1004, Page 350 against the property located at 1179 Burnside Ave. The parties acknowledge that the Town is under no obligation and will not be issuing any permit for the construction of any new static or electronic billboards at 65 Roberts Street until and unless the Mortgage Deed is released, discharged and/or extinguished, and Lamar takes fee title to such property. These actions will be confirmed through the issuance of a Certificate of Title on 1179 Burnside Avenue, East Hartford, Connecticut, which certificate will be issued by an independent attorney.

Presently, there also exists an easement in favour of TLC Properties, Inc d/b/a TLC Properties of Connecticut, Inc, (Volume 2309 at Page 177 of the East Hartford Land Records) and such Easement shall be released prior to construction of the New Billboards.

The Declaration will affirm that all state and local licenses or permits with respect to the above locations have been terminated and that all necessary summary process proceedings have been successfully concluded with respect to any and all parties claiming an interest in such locations. The Declaration shall become effective only upon the completion of all required local and state permitting of the New Billboards at which time the Declaration shall be recorded in the land records of the Town. The form of the Declaration is attached as Exhibit B.

3. Prohibition on Contract: Lamar agrees that it will not allow any advertisements of adult-oriented establishments or adult cabarets as defined in section 200 of the East Hartford Zoning Regulations, as the same may be amended from time to time or of any sexually oriented business as defined in Section 8-61 of the Town of East Hartford Ordinances, notwithstanding anything in the Agreement to be contrary Lamar shall be allowed any advertisements of motion pictures which receive a rating by the Motion Picture Association of America as the same may be amended from time to time, on the New Billboards or any other billboards it may own or control in any fashion in East Hartford.

4. Amendment: This Agreement can only be modified by a written agreement duly signed by the persons authorized to sign agreements on behalf of the Town and Lamar.

5. Severability: The invalidity or unenforceability of one or more provisions of this Agreement shall not affect any other provision of this Agreement.

6. Governing Law: This Agreement shall be governed and construed in accordance with the laws of the State of Connecticut. The parties agree to the jurisdiction and venue of the courts located in Hartford Superior Court.

7. Complete Agreement: This Agreement is the complete and exclusive statement of the Agreement between the parties as to the subject matter hereof and supersedes all communications between the parties related to the subject matter of this Agreement. Each party represents and warrants to the other that it has full power and authority to enter into and perform this Agreement.

8. Waiver and Default: A waiver of a breach or default under this Agreement shall not be a waiver of any other or subsequent breach of default. The failure or delay in enforcing compliance with any term or condition of this Agreement shall not constitute a waiver of such term or condition.

9. Transfer and Assignment: This Agreement and rights, duties and obligations accruing to Lamar under this Agreement are not transferable or assignable. Any attempt by Lamar to transfer or assign this Agreement or any of its rights, duties or obligations under this Agreement is void. Notwithstanding the foregoing, Lamar or its successor may, upon written notice and consent of the Town which consent shall not be unreasonably withheld, assign its rights and obligations, to an entity which acquires all or substantially all of its assets or which acquires voting control through a purchase or merger.

10. Removal of Existing billboards: Lamar agrees that the billboards listed in paragraph 2, above, will be removed, the underlying property cleared and landscaped to the reasonable satisfaction of the town, and within one year of the granting of all permits required by the Town and the State of Connecticut for the construction of the New Billboards and prior to the erection of the New Billboards. In the event that said conditions are not met within said time this Agreement shall, at the option of the Town of East Hartford, be null and void upon thirty (30) days written notice.

11. Indemnification: Lamar will indemnify, defend and hold the town and its officials, officers, agents, and employees harmless from and against any and all cost, expenses, losses, attorney's fees, and liabilities resulting in any way from this Agreement, including but not limited to the claim of the current or future owner(s) of the property where the billboards listed in Paragraph 2 are located any third parties that leasehold, license or property rights have not been extinguished or that there had been an interference with contractual rights.

12. Town Use: Lamar agrees to allow the Town to use one electronic billboard turn on each New Billboard facing for at least fourteen (14) calendar days each year for public service announcements (PSA). Such PSAs shall be for a governmental purpose of East Hartford and/or its sponsorship and shall not be primarily for the direct benefit of a private entity. The dates of such use shall vary from year to year based upon availability. Lamar will bear the reasonable costs for the artwork and installation of such billboard advertising, and there will be no fee for the use of such billboard facing by the Town.

13. Duration: Pursuant to Section 3-30(c)(iii) of Town Ordinances, Lamar agrees to remove the New Billboards no later than forty (40) years from the date of the issuance of a certificate of occupancy for the erection of the New Billboards following the granting of permits required for the New Billboards by the Town and State of Connecticut.

IN WITNESS WHEREOF, the parties hereto have signed the Agreement as of the date and year set forth above.

TOWN OF EAST HARTFORD

GOODWIN COLLEGE, INC.

By:
Duly Authorized

By: Mark E. Scheinberg, President
Duly Authorized

LAMAR CENTRAL OUTDOOR,LLC.

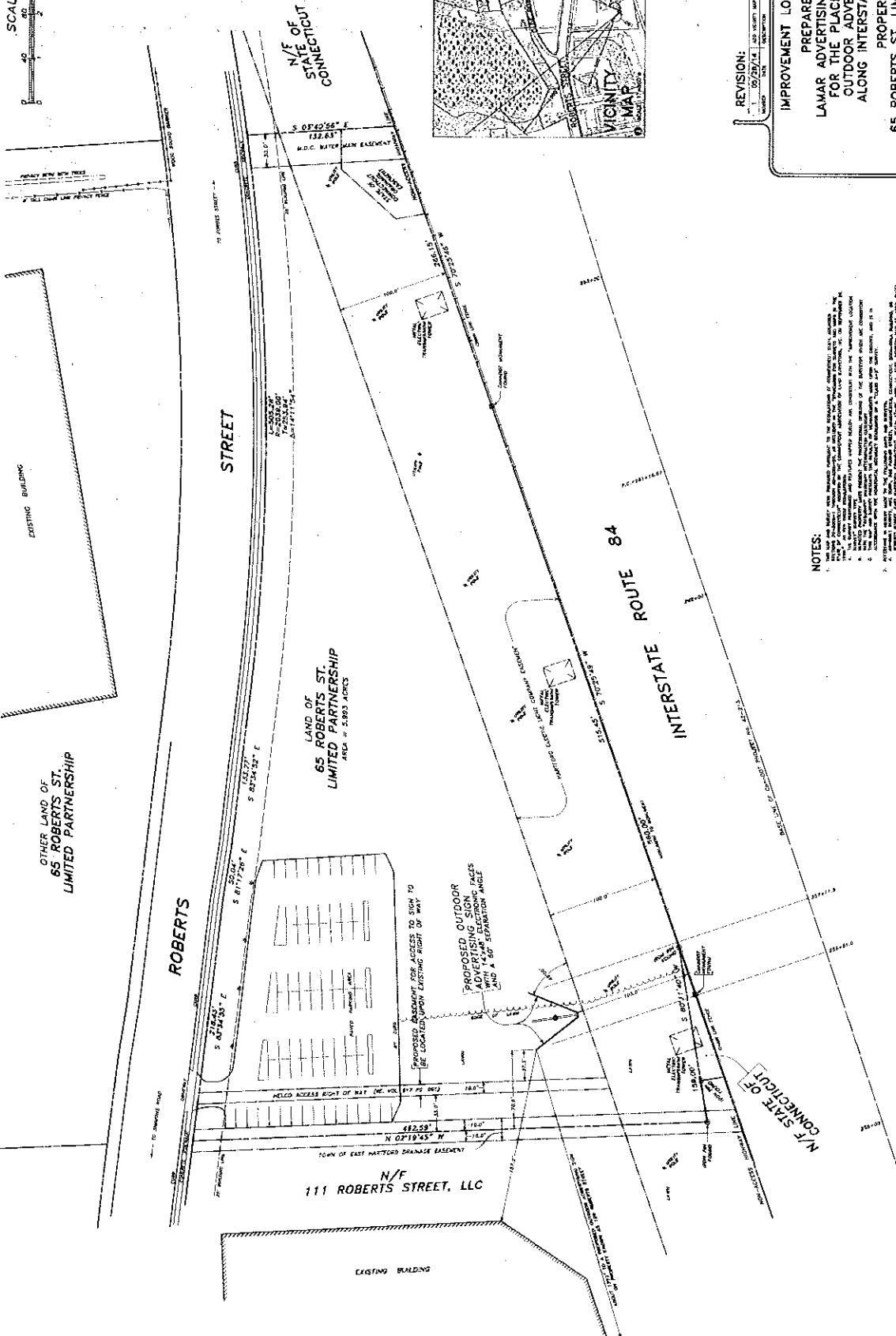
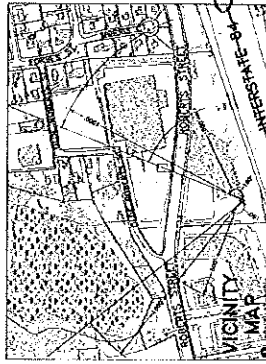
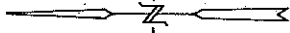
**TLC PROPERTIES, INC D/B/A
TLC PROPERTIES OF
CONNECTICUT, INC.**

By:
Duly Authorized

By:
Duly Authorized

Exhibit A to Agreement

SCALE: 1"=40'



REVISION:

NO.	DATE	DESCRIPTION
1	02/29/14	ISSUED FOR PERMITTING

IMPROVEMENT LOCATION SURVEY

PREPARED FOR
LAWAR ADVERTISING OF HARTFORD
FOR THE PLACEMENT OF AN
OUTDOOR ADVERTISING SIGN
ALONG INTERSTATE ROUTE 84

PROPERTY OF
65 ROBERTS ST. LIMITED PARTNERSHIP
65 ROBERTS STREET
EAST HARTFORD, CONNECTICUT

SCALE: 1"=40'	DATE: NOV. 29, 2013	SHEET NUMBER: 1 of 1
RESEAL RESEAL LAND SURVEYORS 1000 STATE STREET HARTFORD, CT 06103-4000 TEL: 860-524-1000		

NOTES:

1. THE SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE REQUIREMENTS OF THE CONNECTICUT DEPARTMENT OF TRANSPORTATION (CTDOT) AND THE CONNECTICUT DEPARTMENT OF CONSTRUCTION (CONNDEP).
2. THE SURVEY WAS CONDUCTED ON NOVEMBER 29, 2013, AT THE LOCATION OF THE PROPOSED OUTDOOR ADVERTISING SIGN ALONG INTERSTATE ROUTE 84.
3. THE SURVEY WAS CONDUCTED BY THE SURVEYORS, RESEAL LAND SURVEYORS, INC., AND THE RESULTS ARE SHOWN ON THIS SURVEY MAP.
4. THE SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE REQUIREMENTS OF THE CONNECTICUT DEPARTMENT OF TRANSPORTATION (CTDOT) AND THE CONNECTICUT DEPARTMENT OF CONSTRUCTION (CONNDEP).
5. THE SURVEY WAS CONDUCTED BY THE SURVEYORS, RESEAL LAND SURVEYORS, INC., AND THE RESULTS ARE SHOWN ON THIS SURVEY MAP.
6. THE SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE REQUIREMENTS OF THE CONNECTICUT DEPARTMENT OF TRANSPORTATION (CTDOT) AND THE CONNECTICUT DEPARTMENT OF CONSTRUCTION (CONNDEP).
7. THE SURVEY WAS CONDUCTED BY THE SURVEYORS, RESEAL LAND SURVEYORS, INC., AND THE RESULTS ARE SHOWN ON THIS SURVEY MAP.
8. THE SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE REQUIREMENTS OF THE CONNECTICUT DEPARTMENT OF TRANSPORTATION (CTDOT) AND THE CONNECTICUT DEPARTMENT OF CONSTRUCTION (CONNDEP).
9. THE SURVEY WAS CONDUCTED BY THE SURVEYORS, RESEAL LAND SURVEYORS, INC., AND THE RESULTS ARE SHOWN ON THIS SURVEY MAP.
10. THE SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE REQUIREMENTS OF THE CONNECTICUT DEPARTMENT OF TRANSPORTATION (CTDOT) AND THE CONNECTICUT DEPARTMENT OF CONSTRUCTION (CONNDEP).



TO BE APPROVED AND RESEALED
BY THE SURVEYORS
RESEAL LAND SURVEYORS, INC.

EXHIBIT B
DECLARATION OF TERMINATION
OF BILLBOARD RIGHTS: 361 MAIN STREET, EAST HARTFORD, CT

TLC Properties, Inc., d/b/a TLC Properties of Connecticut, Inc. as grantee of an easement at 361 Main Street, East Hartford, Connecticut recorded in the East Hartford Land Records at Volume 2309, Page 177("the Easement") and Goodwin College, Inc. as owner of the land and successor to the grantor of the Easement at 361 Main Street, East Hartford, Connecticut (the "Declarants") hereby declare their intent to forever extinguish, abandon and terminate the Billboard Rights existing at the following location:

1. One two-sided billboard supported by a monopole located at 361 Main Street (each billboard face approximately 14' by 48', or 672 square feet, for a total of 1,344 square feet of billboard space);

Said Easement is attached hereto as Exhibit A.

As employed herein, the term "Billboard Rights" is defined as the exclusive authority, subject to federal, state and municipal legislative regulatory constraints, to lease, own, maintain and operate billboard structures at specific geographic locations for the purpose of exhibiting signs as a medium to communicate information, publicity, and advertising to the general public.

The Declarants affirm that all municipal, state and federal license and/or permits with respect to the above-listed locations have been terminated and that all necessary summary process proceedings have been successfully concluded with respect to any and all parties known to claim an interest in or possession of Billboard Rights at the above-identified locations.

Nothing contained in this declaration shall be construed to limit the rights of the Declarants, their successors and assigns, with respect to the erection, maintenance, repair and replacement of business signs announcing or advertising any business or activity taking place on the premises where the sign is located.

[Next Page Signature Page]

Dated this ____ day of August, 2015.

**THE DECLARANT,
GOODWIN COLLEGE, INC.:**

Witness

By: Mark E. Scheinberg
Its: President

Witness

**THE DECLARANT, TLC
TLC PROPERTIES, INC.
d/b/a TLC PROPERTIES
OF CONNECTICUT, INC.**

Witness

By:
Its:

Witness

STATE OF CONNECTICUT)

) ss. at East Hartford, CT

COUNTY OF HARTFORD)

Personally appeared Mark E. Scheinberg, President of Goodwin College Inc., signer and sealer of the foregoing Easement, and acknowledged the same to be his free act and deed as such President, and the free act and deed of said corporation, before me.

Notary Public/Commissioner of the Superior Court

STATE OF)

) ss. at _____

COUNTY OF)

Personally appeared _____, _____ of TLC Properties, Inc., d/b/a TLC Properties of Connecticut, Inc. signer and sealer of the foregoing Easement, and acknowledged the same to be his/her free act and deed as such _____, and the free act and deed of said corporation, before me.

Notary Public/Commissioner of the Superior Court

EASEMENT

KNOW ALL MEN BY THESE PRESENTS, that Lamar Central Outdoor, Inc., a Delaware corporation, having its principal place of business in the City of Baton Rouge, Louisiana (hereinafter "Grantor") for Ten Dollars and other good and valuable consideration paid, does give, grant, bargain, sell and confirm unto TLC Properties, Inc., a Louisiana corporation, having its principal place of business in Baton Rouge, Louisiana (hereinafter "Grantee"), with Warranty covenants, a certain easement to a certain piece or parcel of land, situated in the Town of East Hartford, County of Hartford, State of Connecticut known as 361 Main Street. Said parcel being further described as follows:

A certain piece or parcel of land, with buildings thereon, known as No. 361 Main Street, situated in the Town of East Hartford, County of Hartford and State of Connecticut, bounded and described as follows:

NORTHERLY: By land now or formerly of the Estate of Anthony McGelhan;
 EASTERLY: By Main Street;
 SOUTHERLY: By land now or formerly of Emerson E. Strong; and
 WESTERLY: By land now or formerly of George Sellew.

Excepting therefrom, a portion of premises conveyed to the State of Connecticut, containing approximately one-hundredths (0.01) of an acre as described in a Quit Claim Deed from Pasquale Uricchio to the State of Connecticut dated December 18, 1951 and recorded in Volume 182, Page 67 of the East Hartford Land Records.

The Grantor hereby grants unto the Grantee, its successors and assigns, a perpetual easement for the location, construction and maintenance of the outdoor advertising structure or structures and all necessary or desirable appurtenances on, over and upon the following described easement are as shown on a map or plan entitled "EASEMENT MAP PREPARED FOR MARTIN MEDIA EAST HARTFORD, CONNECTICUT WILLIAM R. PALMBERG & SON LLC LAND SURVEYORS 178 NORTH MAPLE STREET ENFIELD, CONNECTICUT 06082 860-763-3300 BY CAD SCALE 1" = 20' DATE 7/18/03 1 OF 1 CHECKED WRP NO. 2003049 REV. 8/11/03 EASEMENT LOCATION".

A perpetual easement is granted herein.

This Easement shall consist of a perpetual servitude of use that runs with the land and shall include the right to service, maintain, improve or replace any outdoor advertising structure on the property. Grantor agrees that Grantee, its successors and assigns may trim any or all trees and vegetation in, on or about the Easement as often as Grantee, its successors and assigns deems necessary to prevent obstruction or to improve the appearance of the structure. Grantee, its successors and assigns hereby specifically hold Grantor, its successors and assigns, free and harmless from any damages or injuries to any person or property caused by Grantee's construction or maintenance activities on the property described.

Grantor warrants that it is the fee simple record owner of the real property to be subjected to this Easement, that such real property is not subject to any liens, that such real property is not encumbered by any restrictions, easements, covenants, leases or other rights that are in any way conflicting with or

CONVEYANCE TAX RECEIVED
 STATE \$ 0.00 LOCAL \$ 0.00 No.
Shawn A. Miller
 TOWN CLERK OF EAST HARTFORD

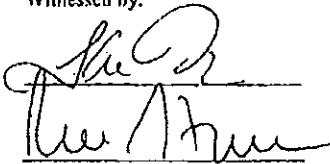
inconsistent with the conveyance herein made, and that Grantor has the right and authority to execute this Easement and to grant, sell and convey the rights set forth herein to the Grantee.

TO HAVE AND TO HOLD the Easement, together with all and singular the rights and appurtenances thereto in any way belonging, unto the Grantee, its successors and assigns, forever; and Grantor does hereby bind Grantor, its successors and assigns, to WARRANT and FOREVER DEFEND all and singular the Easement and rights appurtenant unto Grantee, its successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof.

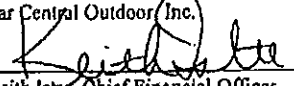
This agreement shall be binding upon the parties hereto, their respective heirs, executors, administrators, successors and assigns.

Signed this 26 day of September, 2003.

Witnessed by:



Lamar Central Outdoor, Inc.

By 
Keith Istre, Chief Financial Officer
of Lamar Central Outdoor, Inc.

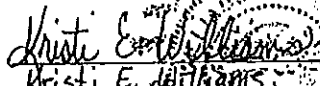
STATE OF LOUISIANA)

PARISH OF EAST BATON ROUGE)

) ss: Baton Rouge

September 26, 2003

Personally appeared, Keith Istre, as aforesaid, signer and sealer of the foregoing instrument and acknowledged the same to be his free act and deed as such Chief Financial Officer, and the President and CEO of said corporation, before me.


Kristi E. Williams
Notary Public
My Commission Expires: 

10413
Sharon A. Miller
2003 OCT -7 P 3:42
TOWN CLERK
EAST HARTFORD
Pg _____

DECLARATION OF TERMINATION
OF BILLBOARD RIGHTS: 1179 BURNSIDE AVENUE, EAST HARTFORD, CT

Lamar Central Outdoor, LLC. as owner of a parcel of land located at 1179 Burnside Avenue, East Hartford, Connecticut recorded in the East Hartford Land Records at Volume 2309, Page 177("the Parcel") (the "Declarant") hereby declares its intent to forever extinguish, abandon and terminate the Billboard Rights existing at the following location:

1. Two of four existing billboard faces located at 1179 Burnside Avenue (each billboard face approximately 10' by 22.8', or 238 square feet of existing billboard space);

Said Parcel Description is attached hereto as Exhibit A.

As employed herein, the term "Billboard Rights" is defined as the exclusive authority, subject to federal, state and municipal legislative regulatory constraints, to lease, own, maintain and operate billboard structures at specific geographic locations for the purpose of exhibiting signs as a medium to communicate information, publicity, and advertising to the general public.

The Declarant affirms that all municipal, state and federal license and/or permits with respect to the above-listed location has been terminated and that all necessary summary process proceedings have been successfully concluded with respect to any and all parties known to claim an interest in or possession of Billboard Rights at the above-identified location.

Nothing contained in this declaration shall be construed to limit the rights of the Declarant, its successors and assigns, with respect to the erection, maintenance, repair and replacement of business signs announcing or advertising any business or activity taking place on the premises where the sign is located.

[Next Page Signature Page]

Dated this ____ day of August, 2015.

**THE DECLARANT,
LAMAR CENTRAL OUTDOOR, LLC.**

Witness

By:
Its:

Witness

STATE OF)
COUNTY OF) ss. at _____
)

Personally appeared _____, _____ of Lamar Central Outdoor, LLC.,
signer and sealer of the foregoing Easement, and acknowledged the same to be his/her free act
and deed as such _____, and the free act and deed of said corporation, before me.

Notary Public/Commissioner of the Superior Court

Exhibit A

Property Description of 1179 Burnside

NORTHERLY: By Burnside Avenue, Three Hundred Thirty and One One-Hundredths (330.1') feet;

EASTERLY: By land now or formerly of Burnside Associates, One Hundred Ten (110') feet, more or less;

SOUTHERLY: By the Hockanum River, Three Hundred Eighteen (318') feet, more or less; and

WESTERLY: By land now or formerly of Frank Molinski, Fifty Five (55') feet, more or less.

Please return to:
Attorney Robert DeCrescenzo
Updike, Kelly & Spellacy, P.C.
100 Pearl Street
17th Floor
Hartford, CT 06103

QUITCLAIM DEED

TLC PROPERTIES, INC d/b/a TLC PROPERTIES OF CONNECTICUT, INC, a Louisiana corporation with an address of 5321 Corporate Blvd, Baton Rouge, Louisiana 70808 ("**Releasor**"), for One Dollar and other good and valuable consideration, grants to GOODWIN COLLEGE, INC., a Connecticut corporation with an office at One Riverside Drive, East Hartford, Connecticut 06118 ("**Releasee**"), with QUITCLAIM COVENANTS,

A certain piece or parcel of land, with buildings thereon, known as No. 361 Main Street, situated in the Town of East Hartford, County of Hartford and State of Connecticut, bounded and described as follows:

NORTHERLY: By land now or formerly of the Estate of Anthony McGehan'
EASTERLY: By Main Street;
SOUTHERLY: By land now or formerly of Emerson E. Strong; and
WESTERLY: By land now or formerly of George Sellew.

Excepting therefrom, a portion of premises conveyed to the State of Connecticut, containing approximately one one-hundredth (0.01) of an acre as described in a Quit Claim Deed from Pasquale Uricchio to the State of Connecticut dated December 18, 1951 and recorded in Volume 182, Page 67 of the East Hartford Land Records. The aforesaid premises are herein referred to as the "**Property**."

Being the same premises conveyed by Lamar Central Outdoor, Inc. to Pablo Zuniga by Warranty Deed recorded in Volume 2309 at Page 179 of the East Hartford Land Records. Being the same premises conveyed by Pablo Zuniga to Goodwin College, Inc. by Warranty Deed recorded in Volume 3320 at Page 181 of the East Hartford Land Records.

Without limiting the foregoing, the Releasor, for itself, its successors and assigns, does hereby release unto Releasee, its successors and assigns, that certain perpetual easement for the location, construction and maintenance of the outdoor advertising structure or structures (the "**Sign Location Easement**"), shown on a map or plan entitled "**EASEMENT MAP PREPARED FOR MARTIN MEDIA EAST**"

HARTFORD, CONNECTICUT WILLIAM R. PALMBERG & SON LLC LAND SURVEYORS 178 NORTH MAPLE STREET ENFIELD, CONNECTICUT 06082 860-763-3300 BY CAD SCALE 1"=20' DATE 7/18/03 1 OF 1 CHECKED WRP NO. 2003049 REV. 8/11/03 EASEMENT LOCATION" and the right to service, maintain, improve or replace any outdoor advertising structure on the Property and the right to trim any or all trees and vegetation in, on or about the Easement as often as the Releasor, its successors and assigns deem necessary to prevent obstruction or to improve the appearance of the structure (the "**Maintenance, Utility, Access and Visibility Easement**"), and all necessary or desirable appurtenance on, over and upon the following described real property (collectively, the Sign Location Easement and the Maintenance, Utility, Access and Visibility Easement are referred to herein as the "**Easements**"), which Easements were granted to the Releasor herein by Lamar Outdoor Central, Inc. in an instrument dated September 26, 2003 and recorded in the land records of said Town of East Hartford in Volume 2309 at Page 177.

Releasor warrants that it is the sole record owner of the perpetual Easements and that such Property is not subject to any mortgages or liens, that neither such Easements nor any other interest of the Releasor in such Property is encumbered by any restrictions, easements, covenants, leases or other rights that are in any way conflicting with or inconsistent with the conveyance herein made, and that Releasor has the right and authority to execute this instrument and to grant, sell and convey the real set forth herein to Releasee.

The terms and provisions of this instrument shall be binding upon and shall inure to the benefit of the heirs, successors, assigns, and legal representatives of Releasor and Releasee.

It is the intent of the Releasor and Releasee that the within conveyance shall merge the Releasor's title in and to the dominant estate of the Easements with and into the Releasee's title in and to the servient estate of the Easements, which title is derived from a Warranty Deed from Pablo Zuniga to the Releasee recorded in Volume 3320 at Page 181 of the East Hartford Land Records, and cause the Easements to be thereby extinguished.

IN WITNESS WHEREOF Releasor has hereunto set its hand and seal as of the _____ day of _____, 2015.

WITNESSES:

Releasor

TLC PROPERTIES, INC

By: _____

Its _____

STATE OF _____

ss: at _____

COUNTY OF _____

On this, the _____ day of _____, 2015. before me, the undersigned officer personally appeared _____, _____ of TLC Properties Inc, known (or satisfactorily proven) to me to be the person(s) whose name is subscribed to the within instrument and acknowledged to me that _____ executed the same on behalf of said corporation, for the purposes therein contained, as his free act and deed and the free act and deed of the corporation.

IN WITNESS WHEREOF, I hereunto set my hand and official seal

(Signature of Officer/ Notary Public)

Grantee's address:

One Riverside Drive
East Hartford, Connecticut 06118

OFFICE OF THE
TOWN COUNCIL

TOWN OF EAST HARTFORD

740 Main Street

East Hartford, Connecticut 06108

2015 SEP -3 A 8:32
(860) 291-7208
TOWN CLERK
EAST HARTFORD
FAX: (860) 291-7389

September 3, 2015

Please publish the following legal notice in **Zone 4** of the Hartford Courant on **Tuesday, September 8, 2015**. Mail bill to the East Hartford Town Council Office, 740 Main Street, East Hartford, CT 06108.

LEGAL NOTICE

Public notice is hereby given that the Town Council of the Town of East Hartford, Connecticut, will hold a public hearing **Wednesday, September 16, 2015 at 7:00 p.m.** in the Town Council Chambers, 740 Main Street, East Hartford, Connecticut, pursuant to Section 3-30 (c) of the East Hartford Code of Ordinances, regarding the proposed relocation of billboards from 361 Main Street and 1179 Burnside Avenue to a location facing I-84 westbound at 65 Roberts Street.

Any person(s) wishing to express an opinion on this matter may do so at this meeting. Drafts of these revisions are on file in the Town Clerk's office.

Angela Attenello
Town Council Clerk

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Angela Attenello Town Council Clerk	9-8-15

Andrew J. Beck

EAST HARTFORD TOWN COUNCIL 2015 SEP -8 A 9:02

TOWN COUNCIL CHAMBERS

TOWN CLERK
EAST HARTFORD

SEPTEMBER 1, 2015

PRESENT Chair Richard F. Kehoe, Vice Chair William P. Horan, Jr., Majority Leader Barbara-Ann Rossi, Minority Leader Esther B. Clarke, Councillors Marc I. Weinberg, Linda A. Russo, Ram Aberasturia, Patricia Harmon and Anita D. Morrison

CALL TO ORDER

Chair Kehoe called the meeting to order at 7:35 p.m. The Chair announced the exit locations in accordance with Connecticut General Statutes §29-381, after which the Council joined him in the pledge of allegiance.

RECOGNITIONS AND AWARDS

Beautification Commission – August 2015 Awards:

Patricia Sirois, Chair of the Beautification Commission, presented the August awards for residential landscaping to the Fusco Family, 50 Blackstone Lane and the award for business landscaping to James Carter, owner of 101 Pitkin Street.

The Council joined Ms. Sirois in thanking the recipients for making East Hartford a prettier place to live.

OPPORTUNITY FOR RESIDENTS TO ADDRESS THE COUNCIL ON AGENDA ITEMS

Susan Kniep, 44-46 and 50 Olde Roberts Street, (1) is looking forward to the Horizon Group's presentation; (2) congratulated Joseph Kronen for his appointment to the Board of Ethics; (3) supports the Youth Services grant on tonight's agenda; (4) suggested that the Council liaisons present a monthly report on the entity they are assigned to; and (5) asked for an update on the Madigan vs East Hartford Housing Authority law suit.

Timothy Larson, 33 Gorman Place, strongly supports economic development along the Silver Lane/Rentschler Field corridor and is extremely interested in the Horizon Group's presentation.

Mayor Leclerc announced (1) the newly renovated Raymond Library will have a soft opening on September 8th and a grand opening on September 26th; (2) Mayor's Clean-up Day is September 12th; (3) accepted a \$200,000 EPA assessment grant on August 28th. and (4) attended Goodwin College's Manufacturing Center ribbon cutting on August 25th.

APPROVAL OF MINUTES

August 18, 2015 Public Hearing

MOTION By Barbara Rossi

seconded by Ram Aberasturia
to **approve** the minutes of the August 18, 2015 Public Hearing/Parking
Ticket Procedures and CTDA.
Motion carried 8/0. **Abstain:** Horan

August 18, 2015 Regular Meeting

MOTION By Barbara Rossi
seconded by Marc Weinberg
to **approve** the minutes of the August 18, 2015 Regular Meeting.
Motion carried 8/0. **Abstain:** Horan

COMMUNICATIONS AND PETITIONS

Responses to Questions Asked of Administration – August 18th Meeting re: Graffiti

Mayor Leclerc's email response:

A review of the graffiti on Park Avenue (333, 433, 455, 465, 481 Park Avenue) was photographed and documented today. Additional markings were also photographed on Tolland Street. Each property owner was notified and asked to remediate the graffiti on their respective buildings and was given a two week time period to resolve. The owner of 455 Park Avenue indicated they have tried, without success, two different products to remove the graffiti without success but will continue to find solutions.

On-Call Service Contracts Report: FY 2014-2015

Chair Kehoe briefly explained the conditions of Town Ordinance §10-6(a) and the compliance with that ordinance. The town has five outstanding on-call contracts which will be in effect for a maximum of five years from the date of the award of the contract or for a maximum dollar amount of \$100,000, whichever comes first.

East Hartford Housing Authority

Chair Kehoe announced that Kathleen Stephens, who resides at Shea Gardens, was elected to the position of Tenant Commissioner on August 10th.

Chair Kehoe also announced the resignation of Robert Keating from the East Hartford Housing Authority. Mr. Keating served as Chair for most of his 14 years on the Board of Commissioners. He also worked for 30 years in Town Hall and served 8 years on the National Association of Housing and Redevelopment Officials. He guided the East Hartford Housing Authority through a difficult financial period but leaves the Authority in a very strong financial and managerial condition. Chair Kehoe wished him well in his retirement.

The Horizon Group Presentation

Mayor Leclerc introduced members of the Horizon Group Properties – including Gary Skoien, CEO of the Horizon Group – who are planning a significant retail development at

Rentschler Field. The Mayor also introduced Dan Matos, President of the Matos Group – the preferred developer of Rentschler Field – and Charlie Veley of United Technologies Corporation.

A PowerPoint presentation showed a planned outlet center of over 400,000 s.f. as well as mixed-use retail, restaurants, residential units and two hotels. Anticipated start date is this Fall with completion of construction by early 2017. This development will be the catalyst for future development along the Silver Lane/Rentschler Field corridor.

The Council strongly supports this initiative and hopes that any negotiations between the Horizon Group and the State of Connecticut – regarding financial incentives – are favorable.

NEW BUSINESS

State of Connecticut Cemeteries Grant

MOTION By Marc Weinberg
 seconded by Barbara Rossi
 to adopt the following resolution:

WHEREAS; the state Office of Policy and Management (OPM) has made funds available to municipalities under the Neglected Cemeteries Program; and

WHEREAS, the purpose of this program is to provide grants of up to \$2,000 to clear weeds, briars and bushes; to mow cemetery lawn areas; to repair fences and walls; to straighten memorial stones and perform other activities to keep neglected cemeteries in an orderly and decent condition.

NOW THEREFORE LET IT BE RESOLVED; that Marcia A. Leclerc, Mayor of the Town of East Hartford, is authorized to make application to, and execute and approve on behalf of this corporation, any and all documents, contracts, and amendments as may be required by the state Office of Policy and Management as they pertain to this Neglected Cemeteries Grant Program.

On call of the vote, motion carried 9/0.

Youth Services Prevention Grant

MOTION By Ram Aberasturia
 seconded by Anita Morrison
 to adopt the following resolution:

WHEREAS the Town of East Hartford (Youth Task Force) has been identified in Public Act 15-5, SB 5102 to be a recipient of a \$85,200 per year grant from the State of Connecticut for the provision of preventive youth services for fiscal years 2016 and 2017; and

WHEREAS as a condition of the grant, the Town is required to provide documentation that details a plan for spending, monitoring, and reporting on these funds in a manner that is consistent with the intent of the Public Act.

NOW THEREFORE LET IT BE RESOLVED; that Marcia A. Leclerc, Mayor of the Town of East Hartford, is authorized to make application to, and execute and approve on behalf of this corporation, any and all documents, contracts, and amendments as may be required by the State of Connecticut Judicial Branch, Office of the Chief Court Administrator as they pertain to this Youth Services Prevention grant.

On call of the vote, motion carried 9/0.

Public Health Emergency Preparedness Grant

MOTION By Ram Aberasturia
 seconded by Linda Russo
 to adopt the following resolution:

WHEREAS, The Connecticut Department of Public Health has offered funding under the Public Health Emergency Preparedness program; and

WHEREAS, this money goes toward supporting planning, training, exercise, operations and intervention activity expenses relative to the prevention and/or mitigation of disease outbreaks and injuries resulting from epidemics, disasters and bioterrorism,

NOW THEREFORE LET IT BE RESOLVED that Mayor Marcia A. Leclerc has been empowered to make, execute and approve on behalf of this corporation any and all contracts or amendments thereof with the State of Connecticut Department of Public Health to fund a \$74,468.00 "Public Health Preparedness" grant for the period July 1st 2015 through June 30th 2017.

On call of the vote, motion carried 9/0.

Appointments to Boards and Commissions:

Pension and Retiree Benefit Board

MOTION By Linda Russo
 seconded by Barbara Rossi
 to approve the appointment of Ellen McCreery, 39 Greene Terrace,
 to the Pension and Retiree Benefits Board, whose term shall expire
 December 2017.
 Motion carried 9/0.

Board of Ethics

MOTION By Pat Harmon
 seconded by Anita Morrison
 to approve the appointment of Joseph Kronen, 56 Farnham Drive, to the
 Board of Ethics, whose term shall expire December 2018.
 Motion carried 9/0.

Outdoor Amusement Permit: "26th Annual Fall Fest"

MOTION By Marc Weinberg
 seconded by Barbara Rossi
 to approve the outdoor amusement permit application submitted by Ted
 Fravel, Director of the East Hartford Parks & Recreation Department, to
 conduct the 26th Annual Fall Fest– which will include children's activities
 such as arts and crafts, pumpkin painting, games, inflatables, contests,
 civic group booths, food and commercial vendors, pony rides and a petting
 farm – on the Town Green, Saturday, October 3, 2015 from 10AM to 4PM
 with music on the same date and time (rain date of Sunday, October 4,
 2015 same hours); subject to compliance with adopted codes and
 regulations of the State of Connecticut, the Town of East Hartford, and any
 other stipulations required by the Town of East Hartford or its agencies.
 Motion carried 9/0.

Setting a Public Hearing Date re: Billboard Relocation Requests

MOTION By Bill Horan
 seconded by Barbara Rossi
 that pursuant to Section 3-30(c) of the East Hartford Code of Ordinances,
 the Town Council **sets** a public hearing date of Wednesday September
 16th @ 7PM in Council Chambers to hear public comment on the proposed
 agreement by TLC Properties LLC d/b/a TLC Properties of Connecticut
 Inc. and Lamar Central Outdoor Inc. to relocate 2 billboards located at 361
 Main Street and 2 of the 4 billboards at 1179 Burnside Avenue to a location
 facing I-84 westbound at 65 Roberts Street.
 Motion carried 9/0.

OPPORTUNITY FOR COUNCILLORS TO DIRECT QUESTIONS TO THE ADMINISTRATION

Pat Harmon had questions on road construction in the Forbes Street area. *Chair Kehoe answered her concerns.*

Councillor Harmon also reported that the 1st day of school went smoothly with regards to the number of Dattco school buses on the road.

OPPORTUNITY FOR RESIDENTS TO SPEAK

None

ADJOURNMENT

MOTION By Esther Clarke
 seconded by Bill Horan
 to **adjourn** (9:50 p.m.).
 Motion carried 9/0.

The Chair announced that the next meeting of the Town Council would be **Wednesday**, September 16th.

Attest Angela M. Attenello
 Angela M. Attenello
 TOWN COUNCIL CLERK



TOWN OF EAST HARTFORD OFFICE OF THE MAYOR

DATE: September 10, 2015
TO: Richard F. Kehoe, Chair
FROM: Mayor Marcia A. Leclerc 
RE: RESIGNATION – Commission on Aging

Attached is a copy of a letter received from Mary Ann Lee, who is resigning from the Commission on Aging.

Please place this resignation on the September 16, 2015 agenda and share our appreciation as a Community for the valuable service Mary Ann has provided by volunteering her time on this commission.

Thank you.

C: R. Pasek, Town Clerk

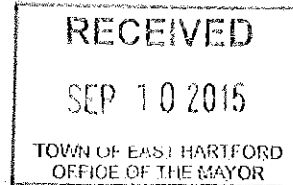
COMMISSION ON AGING



70 CANTBURY ST
EAST HARTFORD, CT 06118



SEPTEMBER 8, 2015



MARCIA LECLERE, MAYOR
740 MAIN STREET
EAST HARTFORD, CT 06108

DEAR MARCIA,

EFFECTIVE SEPTEMBER 16, 2015; I, MARY ANN LEE, AM
RESIGNING FROM COMMISSION ON AGING DUE TO HEALTH
ISSUES.

MY RECOMMENDATION FOR REPLACEMENT IS MARIE
FREDRICKSON.

IF YOU HAVE ANY QUESTIONS PLEASE DO NOT HESITATE TO
CONTACT ME.

RESPECTFULLY YOURS,

MARY ANN LEE, CHAIR



East
Hartford
Public
Schools

Christopher T. Wethje
Director, Human Resources

1110 Main Street, East Hartford, CT 06108 Tel: (860) 622-5129 Fax: (860) 622-5119 wethje.ct@easthartford.org

September 9, 2015

Robert Pasek
Town Clerk
Town of East Hartford
740 Main Street
East Hartford, CT 06108

Dear Mr. Pasek:

Enclosed please find the signed and fully executed three year contract agreement for the 2016-2019 collective bargaining agreement between the East Hartford Board of Education and the East Hartford Education Association which was ratified by the Union on August 31, 2015 and approved by the Board of Education on September 8, 2015. Also enclosed are the following: (1) a blackline copy of the new contract document showing the negotiated changes from the 2013-16 collective bargaining agreement; (2) a one-page summary of the mediated agreement; (3) a cost analysis of the proposed contract both to the entire budget, including grant funded programs and a cost analysis to only the Board budget; and (4) an overview of the proposed insurance plan design changes and cost savings. We hope this information is helpful to the Town Council and Mayor.

Sincerely,

Christopher T. Wethje

cc: Dianna Wentzell, Commissioner of Education
 Richard Mills, Esq.
 Annie Irvine, President, EHEA
 Mayor Marcia LeClerc
 Town Council Chairman Richard Kehoe

Summary of Mediated Teacher Contract Agreement

September 2015

1. Duration: 3 year contract – 2016-2019
2. Wages (including contractual stipend positions and hourly curriculum and summer rates):
 - 2016-17: 1.20%, plus step
 - 2017-18: 2.25% no step
 - 2018-19: 1.20%, plus step
3. Insurance:
 - High Deductible Health Plan remains, but deductible increases from \$1,500/3,000 to \$2,000/4,000
 - HSA seed money is eliminated in exchange for lower premium cost shares
 - Premium cost share for the HDHP:
 - 2016-17: 7.0%
 - 2017-18: 7.5%
 - 2018-19: 8.0%
 - Premium cost share for the dental plan:
 - 2016-17: 21.0%
 - 2017-18: 21.5%
 - 2018-19: 22.0%
 - Beginning 2017-18, Board will not process employee contributions into HAS unless mutually agreed
 - Cadillac tax reopener provision in 2017-18 if tax is triggered
 - Change of carrier language modified from “or equal” to “substantially comparable” standard
4. Revised and removed language concerning early childhood education programs from the contract as such is covered by state and federal statutes and regulations
5. Revised union dues and service fee language in accordance with Union procedures
6. Revised work hour language to require teachers at Woodland and Synergy to work a seven hour and twenty minute work day despite a shorter student day at these schools; this ensures all staff are working the same number of contractual work hours per day/year
7. Increased new teacher orientation from two to up to five days at no cost to the District
8. Revised staffing consideration language to increase from 10 to 20 student school days when enrollment is reviewed for class size consideration and increased deviation of number of students within a grade at a school from 1 to 2 students
9. Revised transfer language to allow for teacher transfers within 30 student school days instead of 15 days and include change in student enrollment as “unforeseen circumstances” allowing later transfer
10. Revised mileage reimbursement language to include time limits for reimbursement submission
11. Other miscellaneous housekeeping revisions throughout the contract and inclusion of MOUs into contract document

EAST HARTFORD PUBLIC SCHOOLS/EHEA - TEACHERS
BOE (8.94 PERCENT INCREASE OVER THREE YEARS)
ALL FUNDS: WAGES AND BENEFIT ENHANCEMENTS

	FY	FY	FY	TOTAL
<u>PAYROLL RELATED INCREASES</u>	<u>2016-17</u>	<u>2017-18</u>	<u>2018-19</u>	<u>AS OF 7/19</u>
I. Compounded Salary Increase From a				
Payroll Base of \$47,281,442 for FY 2015-16 BOE Adopted				
Budget (All funds - \$8.2m in grants) (633.00) FTE's.				
General Budget Salary Total: \$39,085,910				
A. 7/1/16: 1.2%	567,377	567,377	567,377	1,702,132
Step Increase + 2.27%	1,073,289	1,073,289	1,073,289	3,219,866
B. 7/1/17: 2.25%	0	1,100,747	1,100,747	2,201,495
Step Increase +0.00% Freeze	0	0	0	0
C. 7/1/18: 1.20%	0	0	600,274	600,274
Step Increase +2.02%	0	0	1,010,462	1,010,462
SUB-TOTAL: COLA VALUE	1,640,666	2,741,413	4,352,149	8,734,229
NET TOTAL COST	1,640,666	2,741,413	4,352,149	8,734,229
% Increase GWI/Step	3.47%	2.25%	3.22%	8.94%
<u>OTHER RELATED COSTS/SAVINGS</u>				
1. FICA/Medicaid Portion of COLA (1.45%)	125,511	209,718	332,939	668,169
2. Employer Cost Savings	(226,063)	(39,668)	(39,668)	(305,399)
SUB-TOTAL: OTHER RELATED COSTS/SAVINGS	(100,552)	170,050	293,271	362,770
NET TOTAL COST - PAYROLL/OTHER RELATED	1,540,114	2,911,464	4,645,421	9,096,998

EAST HARTFORD PUBLIC SCHOOLS/EHEA - TEACHERS
BOE (8.94 PERCENT INCREASE OVER THREE YEARS)
GENERAL BUDGET: WAGES AND BENEFIT ENHANCEMENTS

	FY	FY	FY	TOTAL
<u>PAYROLL RELATED INCREASES</u>	<u>2016-17</u>	<u>2017-18</u>	<u>2018-19</u>	<u>AS OF 7/19</u>
1. Compounded Salary Increase From a				
Payroll Base of \$39,085,910 for FY 2015-16 BOE Adopted				
Budget (633.00) FTE's.				
General Budget Salary Total: \$39,085,910				
A. 7/1/16: 1.2%	469,031	469,031	469,031	1,407,093
Step Increase + 2.27%	887,250	887,250	887,250	2,661,750
B. 7/1/17: 2.25%	0	909,949	909,949	1,819,899
Step Increase +0.00% Freeze	0	0	0	0
C. 7/1/18: 1.20%	0	0	496,226	496,226
Step Increase +2.02%	0	0	835,313	835,313
SUB-TOTAL: COLA VALUE	1,356,281	2,266,230	3,597,769	7,220,281
NET TOTAL COST	1,356,281	2,266,230	3,597,769	7,220,281
% Increase GWI/Step	3.47%	2.25%	3.22%	8.94%
<u>OTHER RELATED COSTS/SAVINGS</u>				
1. FICA/Medicaid Portion of COLA (1.45%)	103,756	173,367	275,229	552,351
2. Employer Cost Savings	(226,063)	(39,668)	(39,668)	(305,399)
SUB-TOTAL: OTHER RELATED COSTS/SAVINGS	(122,307)	133,699	235,561	246,952
NET TOTAL COST - PAYROLL/OTHER RELATED	1,233,974	2,399,929	3,833,331	7,467,233

**East Hartford (BOE - Teachers)
Medical Plan Comparison (July 1, 2015)**

Proposal using components provided by Rich Mills (7/26/15 email)

The analysis below assumes annual trend increases of 6% over each of the next 3 years.
Plan change decrement of -5.3% (.947) to increase deductible from 1500/3000 to 2000/4000 effective 7/1/2016.

		PROPOSED			
		CURRENT (7/1/15 - 6/30/16)	(7/1/16 - 6/30/17)	(7/1/17 - 6/30/18)	(7/1/18 - 6/30/19)
		Teachers HDHP - Anthem	Option 1 HDHP - Anthem	Option 2 HDHP - Anthem	Option 3 HDHP - Anthem
Type of plan		PPO	PPO	PPO	PPO
Referrals required		No	No	No	No
Dependent Eligibility		26	26	26	26
In Network					
Deductible		\$1,500 / \$3,000	\$2,000 / \$4,000	\$2,000 / \$4,000	\$2,000 / \$4,000
Coinsurance		0%	0%	0%	0%
OOP Maximum		\$4,000 / \$8,000	\$4,000 / \$8,000	\$4,000 / \$8,000	\$4,000 / \$8,000
Preventive care		\$0	\$0	\$0	\$0
Office visit copay		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Specialist visit copay		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Vision Exam		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Outpatient Rehab		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Chiropractic		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Therapy Services		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Emergency Room copay		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Urgent Care copay		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Outpatient surg copay		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Inpatient copay		Deduct. Only	Deduct. Only	Deduct. Only	Deduct. Only
Lifetime Maximum		Unlimited	Unlimited	Unlimited	Unlimited
Out of Network					
Deductible		\$1,500 / \$3,000	\$2,000 / \$4,000	\$2,000 / \$4,000	\$2,000 / \$4,000
Coinsurance		20%	20%	20%	20%
Out of Pocket Maximum		\$4,000 / \$8,000	\$4,000 / \$8,000	\$4,000 / \$8,000	\$4,000 / \$8,000
Lifetime Maximum		Unlimited	Unlimited	Unlimited	Unlimited
Prescription Drugs					
Tier I, II, III		\$10 / 25 / 40 after ded	\$10 / 25 / 40 after ded	\$10 / 25 / 40 after ded	\$10 / 25 / 40 after ded
Mail Order		\$10 / 50 / 80 after ded	\$10 / 50 / 80 after ded	\$10 / 50 / 80 after ded	\$10 / 50 / 80 after ded
Calendar Year Maximum		Unlimited	Unlimited	Unlimited	Unlimited
Med PE (7/15-6/16)					
	Relativity---->	1.000	0.947	1.000	1.000
	Rate Adj. ---->		0.0%	0.0%	0.0%
Ee Only	174	\$719.57	\$681.43	\$681.43	\$681.43
Ee + 1	93	\$1,439.14	\$1,362.87	\$1,362.87	\$1,362.87
Family	226	\$1,942.84	\$1,839.87	\$1,839.87	\$1,839.87
	493	\$8,377,524	\$7,933,516	\$7,933,516	\$7,933,516
HSA Seed					
		50%	0%	0%	0%
Ee Only	174	\$750	\$0	\$0	\$0
Ee + 1	93	\$1,500	\$0	\$0	\$0
Family	226	\$1,500	\$0	\$0	\$0
	493	\$609,000	\$0	\$0	\$0
EE Contrib (7/15-6/16)					
	Annual	16.50%	7.00%	7.50%	8.00%
Ee Only	174	\$1,425	\$572	\$613	\$654
Ee + 1	93	\$2,849	\$1,145	\$1,227	\$1,308
Family	226	\$3,847	\$1,545	\$1,656	\$1,766
	493	\$1,382,292	\$555,346	\$595,014	\$634,681
ER Cost Incl HSA Seed					
	Annual	Incl. HSA Seed	Incl. HSA Seed	Incl. HSA Seed	Incl. HSA Seed
Ee Only	174	\$7,960	\$7,605	\$7,564	\$7,523
Ee + 1	93	\$15,920	\$15,210	\$15,128	\$15,046
Family	226	\$20,967	\$20,533	\$20,423	\$20,312
	493	\$7,604,233	\$7,378,170	\$7,338,502	\$7,298,834
EH Financial Impact		Aggregate	-	-	-
			-\$226,063	-\$39,668	-\$39,668
			-3.0%	-0.5%	-0.5%

EH Financial Impact		The info. below shows the annual impact at the rate tier level per employee compared to current			
Annual Cost Differential	single	n/a	-\$852	-\$811	-\$771
Employee contribution	EE+1	n/a	-\$1,705	-\$1,623	-\$1,541
	Family	n/a	-\$2,301	-\$2,191	-\$2,081
Annual Cost Differential	single	n/a	\$395	\$354	\$313
East Hartford net of HSA funding	EE+1	n/a	\$789	\$708	\$626
	Family	n/a	\$1,066	\$955	\$845
Annual Cost Differential	single	n/a	-\$355	-\$396	-\$437
East Hartford Incl HSA funding	EE+1	n/a	-\$711	-\$792	-\$874
	Family	n/a	-\$434	-\$545	-\$655



TOWN OF EAST HARTFORD OFFICE OF THE MAYOR

DATE: September 10, 2015

TO: Richard F. Kehoe, Chair

FROM: Mayor Marcia A. Leclerc 

RE: REFUND OF TAXES

I recommend that the Town Council approve a total refund of taxes in the amount of \$1683.77 as detailed in the attached listing from our Assistant Collector of Revenue.

Please place on the Town Council agenda for the September 16, 2015 Town Council meeting.

Cc: I. Laurenza, Tax Collector
M. Walsh, Finance Director

INTEROFFICE MEMORANDUM

TO: MARCIA A LECLERC, MAYOR ✓
MICHAEL WALSH, DIRECTOR OF FINANCE

FROM: IRIS LAURENZA, COLLECTOR OF REVENUE
KRISTY FORAN, ASSISTANT COLLECTOR OF REVENUE 

SUBJECT: REFUND OF TAXES

DATE: 9/1/2015

Under the provisions of Section 12-129 of the Connecticut General Statutes, the following persons are entitled to the refunds as requested. The total amount to be refunded is \$1683.77 Please see attached listing.

Bill	Name	Address	Prop Loc/Vehicle Info.	Over Paid
2014-03-0050371	ADOMAAH YAA	8 TURTLE CREEK LA 18 E HARTFORD CT 06108	1998/JN1CA21D4WT517447	-9.08
2014-03-0055887	CASABLANCA ZORAIDA	102 WHITING RD E HARTFORD CT 06118-1552	1999/1GMDU06E6XD167650	-11.56
2014-03-0056437	CHARON KATHLEEN L C/O WILLIAM CHARON	650 ARBOR GLEN CIR #108 LAKELAND FL 33805	1999/KMHJF25F2XU832675	-6.01
2013-03-0056391	CHASE AUTO FINANCE CORP	1111 POLARIS PKWY OH1-1055 COLUMBUS OH 43240	2011/JM1BL1UG6B1442601	-178.34
2014-03-0057829	CORONA AURA	20 EASTVIEW ST HARTFORD CT 06114	2000/JHLRD1866YC055110	-50.26
2014-03-0062915	FRANCO ANDRES	40 BRITTANY ROAD GLASTONBURY CT 06033	2005/JTKDE177450030999	-36.23
2014-03-0068415	KAMINSKI PATRICIA A	15 LEXINGTON RD E HARTFORD CT 06118-3581	2004/2HGES26754H592949	-35.9
2014-03-0069175	KOLOSKI THOMAS R	P O BOX 281014 E HARTFORD CT 06128-1014	1999/2FTZA5447XBA73308	-18.9
2014-03-0071083	LOPEZ MARYANN	111 SISSON ST E HARTFORD CT 06118	2001/2T1BR12EX1C458732	-20.91
2014-03-0072583	MAUTINO AIDA V	138 CENTRAL AVE E HARTFORD CT 06108-3133	1996/1G2NE52M6TM572549	-48.34
2014-03-0073274	MELLO LAURA M	235 MAIN ST 3A E HARTFORD CT 06118-3616	1992/2FTDF15Y1NCA50927	-40.91
2014-03-0076673	PACHECO ANGEL M	1554 MAIN ST E HARTFORD CT 06108-1624	1998/1B4HS28Y9WF142577	-14.77
2013-03-0078787	QUILES JESSICA	49 KIBBE ST APT 3B HARTFORD CT 06106	2000/JT8BF21G4Y5078931	-39.18
2014-03-0079053	RAMOS MARIA E	143 CENTRAL AVE E HARTFORD CT 06108-3103	2000/1J4GW48N9YC409851	-22.52
2014-02-0040517	RUSSELL & DAWSON LLC	1111 MAIN ST EAST HARTFORD CT 06108	1111 MAIN ST	-252.88

2014-03-0082258	SAPIA HELEN M	88 GREENWOOD ST E HARTFORD CT 06118-2814	1998/1FAFP13P8WW192266	-42.24
2013-03-0084074	ST ONGE RONALD OR	49 SCHAFER DR E HARTFORD CT 06118-2254	1995/1MELM50UXSA649561	-11.31
2014-03-0087333	VINCENZO JOHN EST OF	166 SAWKA DRIVE E HARTFORD CT 06118-1323	2003/1G4HR54K03U171003	-28.8
2014-03-0087441	VOLLINGER DANIEL JOHN	104 MILLWOOD RD E HARTFORD CT 06118-1733	2001/VV1RS53D812046415	-24.44
2014-03-0088236	WHITE RECARDO D	63 ADAMS ST E HARTFORD CT 06108-1602	2003/WAULT68EX3A351100	-17.52
2014-03-0088465	WILLIAMS DEIRDRE D	66 WAKEFIELD CIR E HARTFORD CT 06118-1629	2003/JN8AZ08WX3W211246	-39.11
2013-04-0088763	WILLIAMS LEONARD A JR	30 PRASSER DR E HARTFORD CT 06118-3455	2005/4T1BK36B55U012590	-233.99
2014-03-0088524	WILLIAMS LEONARD A JR	30 PRASSER DR E HARTFORD CT 06118-3455	2005/4T1BK36B55U012590	-181.38
2014-03-0088548	WILLIAMS ORRETT G	16 MATTHEW RD E HARTFORD CT 06108-1821	2007/1N4AL21E17C206749	-299.47
2014-03-0088584	WILLIAMS VERONICA A	9 BROOKLINE AVE BLOOMFIELD CT 06002	1995/2MELM75W3SX615328	-19.72
TOTAL				-1,683.77



TOWN OF EAST HARTFORD OFFICE OF THE MAYOR

DATE: September 10, 2015
TO: Richard F. Kehoe, Chair
FROM: Mayor Marcia A. Leclerc 
RE: BOARD AND COMMISSION APPOINTMENT

The following name was submitted by the East Hartford Republican Town Chairman for appointment to Boards and Commissions

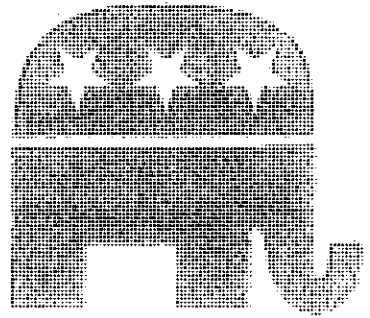
Pension and Benefits Commission (4 Year Term)

R Elaine Dube 80 Salem Rd 06118 12/17

Thank you.

C: R. Pasek, Town Clerk

TOWN OF EAST HARTFORD, CT
STATEMENT OF INTEREST IN SERVING ON A
BOARD OR COMMISSION



The Town of East Hartford, CT is a "Minority Representation" Municipal Government.

This Form is to be used to request nomination to a position by the East Hartford Republican Town Committee and will be submitted to its Permanent Nominating Committee for consideration.

Republican Town Committee Chairman,

-Please print and complete the following information in full-

1. Elaine M. Dube
Your name exactly as it appears on the E. Htfd. Voter Registration List
2. 80 Salem Rd 06118
Street Address Zip Code
3. PARTY AFFILIATION ☒ REPUBLICAN ☐ UNAFFILIATED ☐ OTHER
4. 860-519-3669
Home Phone
5. 810-463-8685
Cell Phone
6. edubea@aol.com
Personal e-mail address
7. Receivable Specialist
Occupation
8. Callins Medical Assoc. 2, PC
Employer
9. 95 Woodland St Hartford, CT 06105
Employer/Work Address
10. 860-714-6589
Work Phone
11. High School
Formal Education Level Achieved
12. _____
Ethnicity (Optional)
13. 54 Years
Years as E. Htfd. Resident
14. Pension Retiree Benefit Board
Name of Board or Commission you would like to serve on
15. Beautification Commission, RTC
*Community based activities and/or civic/volunteer organizations activities you have participated in
16. To help employees town make decision on pensions
*Your reason for being interested in serving our Town in this capacity
17. Currently work in financial field and have for many years
*List any qualifications you believe will be an asset to the board or commission on which you wish to serve (over 20)

*Please use the back of this page if you need more space or attach a resume if you wish

18. Elaine M Dube
YOUR SIGNATURE

19. 8/31/2015
DATE

THIS SPACE FOR USE BY REPUBLICAN TOWN COMMITTEE

Submitted for consideration by Town Committee Member

East Hartford Republican Town Comm.
Mary Murray

Voter Registration Information Certified by Voter Registrar

At a duly called meeting of the E. Htfd. Republican Town Committee's Permanent Nominating Committee and by majority vote, the East Hartford Resident described above is hereby nominated for appointment to the:

Pension Retiree Benefit Board

Michael H. Kunkin
 Republican Town Committee Secretary

09-03-2015
 Date

KEEPING OF EGG-LAYING HENS (9/14/15 DRAFT)

Section 6-5 of the East Hartford Code of Ordinances is repealed and the following is substituted in lieu thereof:

(a) No person shall keep swine or poultry within two hundred and seventy [(270)] feet of either the street line, or of any dwelling house or public building or within fifty [(50)] feet of a lot line.

(b) Notwithstanding the provisions of subsection (a), a person may keep no more than three hens on a property not less than one quarter acre and not greater than one acre, and keep no more than six hens on a property of more than one acre but not greater than two acres and keep no more than twelve hens on property of more than two acres provided: (1) the hens are kept in a soundly fenced enclosure in the property's rear yard which area is located not less than twenty feet from the abutting property lines; (2) the fenced enclosure contains a well-maintained coop less than fifteen feet in height and impermeable to rodents, wild birds and predators including dogs, cats, foxes and coyotes; (3) the enclosure and coop must be clean and odor free and kept in a neat and sanitary condition at all times in a manner that will not disturb the use or enjoyment of abutting properties due to noise, odor or other adverse impact; (4) odors from hens, hen wastes or other hen related substances shall not be perceptible at the property boundaries or the street lines; (5) any portion of the coop visible from another lot or property or a street line shall be screened by a fence or plantings sufficient to block any sight of the coop from the other lot, property or street line; (6) the hens are used for personal use only; (7) no roosters are kept on such property; and (8) the keeping of such hens shall not create any other type of nuisance to abutting property owners or the general public.

Sections 6-8 and 6-10 of the East Hartford Code of Ordinances are amended to read as follows:

Sec. 6-8. License Required to Raise Animals or Poultry.

(a) Any person engaged in raising or breeding poultry, pigeons, rabbits, hares or guinea pigs for commercial purposes, or keeping hens pursuant to section 6-5, shall obtain a license from the Director of Health.

(b) Each application shall state the number and kind of poultry or animal to be raised, or kept, and the location of the premises to be used for that purpose.

Sec. 6-10. Complaint of Unsanitary Conditions

Whenever a complaint is made to the Director of Health that the animals or structures mentioned in Sections 6-5, 6-7, 6-8 and 6-9 are creating unsanitary or obnoxious conditions, the Director of Health shall give notice of a hearing to be held at which the party complained against and the complainant shall be present. If, after hearing, the Director deems the conditions unsanitary, he shall revoke the license of the party complained against.

Any person whose license is revoked pursuant to this Section may appeal such decision to the Mayor, in writing, within ten (10) days after notice of the Director's decision.

PROPOSED AMENDMENT
SEXUALLY ORIENTED BUSINESSES
(Draft 9/11/15)

Section 1. Subdivision (8) of section 8-61 of the East Hartford Code of Ordinances is repealed and the following is substituted in lieu thereof:

8. "massage parlor" means any establishment having a fixed business where any person engages in or carries on, or permits to be engaged in or carried on, any method of vibrating or stimulating of the external soft parts of the body with the hands or with the aid of any mechanical or electric apparatus or appliance with or without any supplementary aids such as rubbing alcohol, liniments, antiseptics, oils, powders, creams, lotions, ointments or other similar preparations commonly used in this practice, whether or not such business is operated on a house call or out call basis, and any establishment advertised or listed under the heading of "massage," [or] "massage parlor," spa, or similar wording [title]. Massage parlor shall not include an establishment where the practice of massage is: (A) in any state-licensed hospital, nursing home, clinic, medical office or rehabilitation facility; (B) by a state-licensed physician, surgeon, chiropractor, osteopath, physical therapist ~~[or massage therapist]~~ or by a registered nurse, ~~or licensed practical nurse,~~ ~~[or technician working under the supervision of such health care provider who shall be present on the licensed premises during the time the service is rendered];~~ (C) by trainers for any amateur or professional athlete or athletic team or school athletic program; ~~[or]~~ (D) by any state-licensed barber or beautician with regard to the massaging of the neck, face, scalp and hair for cosmetic or beautifying purposes; or (E) by a massage therapist: (i) who has been licensed by the State of Connecticut Department of Public Health to practice Massage Therapy under the provisions of Section 20-206a et seq. of the Connecticut General Statutes as amended, and has completed all testing and educational requirements thereunder; (ii) who holds the masseur permit required pursuant to section 8-73; and (ii) and who works at an establishment that complies in all respects with the provisions of sections 8-72 (1)-(11), 8-78 and 8-79.

Section 2. Section 8-72 of the East Hartford Code of Ordinances is repealed and the following is substituted in lieu thereof:

Sec. 8-72. ~~[Massage parlors.]~~ Requirements for establishments where massage is performed by massage therapists who meet the requirements of section 8-73, 8-74 and 8-76.

~~[In addition to the requirements for sexually-oriented businesses contained in section 8-70,]~~ the following requirements shall apply: ~~[to all massage parlors within the town]:~~

(1) Construction of rooms used for toilets, tubs, steam baths and showers shall be waterproofed with approved waterproof materials;

(2) Toilet facilities shall be provided in convenient locations. When five or more persons of different sexes are on the premises at the same time, separate toilet facilities shall be provided. Toilets shall be designated as to the sex accommodated therein;

(3) Lavatories or wash basins provided with both hot and cold running water shall be installed in either the toilet room or vestibule. Lavatories or wash basins shall be provided with soap in a dispenser and with sanitary towels;

(4) Every portion of the ~~[massage parlor]~~ premises, including appliances and apparatus, shall be kept clean and operated in a sanitary condition. Adequate lighting shall be provided, and each room or enclosure where a massage is being administered shall have an illumination of no less than five foot candles as measured at the floor level while such room or enclosure is occupied;

(5) All employees of the massage parlor shall be clean and wear clean outer garments, which use is restricted to the massage parlor. Provisions for a separate dressing room for each sex must be available on the licensed premises with individual lockers for each employee. Doors to such dressing rooms shall open inward and shall be self-closing;

(6) All employees ~~[and masseurs]~~ shall be modestly attired. Diaphanous, flimsy, transparent, form-fitting, or tight clothing is prohibited. Clothing must cover the employee's or masseur's chest at all times. Hemlines of skirts, dresses or other attire may be no higher than three inches above the top of the knee;

(7) All sexual anatomical areas of patrons must be covered by towels, cloth or undergarments when in the presence of any employee or masseur. No person in a massage parlor to expose his specified anatomical areas to any other person or for any person to expose the specified anatomical areas of another person;

(8) No person shall ~~[in a massage parlor to]~~ engage in any sexual activity or to place his hand upon, to touch with any part of his body, to fondle in any manner, or to massage any sexual anatomical areas of any other person;

(9) ~~[-All massage parlors]~~ The premises shall be provided with clean, laundered sheets and towels in sufficient quantity and shall be laundered after each use thereof and stored in an approved sanitary manner;

(10) Wet and dry heat rooms, shower compartments and toilet rooms shall be thoroughly cleaned each day business is in operation. Bathtubs shall be thoroughly cleaned after each use;

(11) No business ~~[-massage parlor]~~ shall place, publish, or distribute or cause to be placed, published, or distributed any advertising material that depicts any portion of the human body or contains any written text that would reasonably suggest to prospective patrons that any services are available other than those services described in the definition of massage parlor in section 8-61, or that employees or masseurs are dressed in any manner other than described in subdivision (6) of this section;

~~[(12) All services enumerated in the definition of massage parlor in section 8-61 shall be performed in a cubicle, room, booth or area within the massage parlor, which cubicle, room, booth or area shall have transparent doors or walls so that all activity therein shall be visible from outside the same;~~

~~(13) No massage parlor shall open for business before 9:00 a.m. Monday through Sunday, nor remain open after 1:00 a.m.; and~~

~~(14) A full schedule of service rates shall be posted in a prominent place within the massage parlor in such a manner as to come to the attention of all patrons. No charges other than the specified rates for specified services shall be allowed and all patrons shall be notified of the full cost of services prior to the rendering of any service.]~~

Section 3. Section 8-73 of the East Hartford Code of Ordinances is repealed and the following is substituted in lieu thereof:

No massage therapist ~~[person, including an applicant for a massage parlor]~~, shall engage in the practice of massage without first having obtained a masseur permit from the Chief of Police or his designate upon a form provided by the Chief of Police. The applicant shall pay a filing fee, which shall not be refundable, as set by the Council in the Schedule of Fees. ~~[A permit shall not be required of persons whose practice of massage does not fit within the definition of massage parlor as set forth in section 8-61.]~~

Section 4. Section 8-74 of the East Hartford Code of Ordinances is repealed and the following is substituted in lieu thereof:

Sec. 8-74. Masseur Permit Application; Contents~~[-Certificate of Health.]~~

(a) The application for a masseur permit shall contain the following:

(1) Name, and any other name previously used by such person, and resident's address;

(2) Social Security Number and date of birth;

(3) Applicant's weight, height, color of hair and eyes, and fingerprints;

(4) Written evidence that the applicant is at least eighteen years of age;

(5) Business, occupation, or employment of the applicant for three years immediately preceding date of application;

(6) Whether such person has ever been convicted of any crime within the last ten years except minor traffic violations and if so convicted, the place and court in which the conviction was obtained and the sentence imposed as a result of such conviction; and

(7) (i) Copy of the license issued by the [State of] Connecticut Department of Public Health to practice Massage Therapy under the provisions of [Chapter 384a,] Section 20-206a et seq. of the Connecticut General Statutes as amended, and evidence that all testing and educational requirements thereunder have been completed; or

[Name and address of the recognized school attended, the date attended, and a copy of the diploma or certificate of graduation awarded the applicant, showing the applicant has successfully completed not less than seventy hours of instruction.]

~~(b) Any masseur so employed is required to present a certificate from a physician licensed to practice in the State of Connecticut stating that the applicant has been examined and found to be free of any contagious or communicable disease and showing that the examination was conducted within thirty days prior to the submission of the application.]~~

Section 5. Section 8-75 of the East Hartford Code of Ordinances is repealed and the following is substituted in lieu thereof:

The Director of Health and Social Services, and Chief of Police, or their designees, shall have the right to periodically inspect establishments where massage therapy is provided to ensure compliance with these requirements. Such inspections shall be made in a reasonable time and in a reasonable manner. No permittee shall fail to allow access when requested, or hinder such officials' access in anyway.
~~Massage Parlors Prohibited:—Applicability to Masseurs Without Educational Requirements.~~

~~[(a) Applicants for a masseur permit may substitute one year's continuous experience as a Masseur or masseuse in lieu of a requirement of a diploma or certificate of graduation from a recognized school or other institution of learning wherein the method and work of massage is taught. Such masseur must obtain an affidavit attesting to such experience from the owner of the establishment where the continuous year of experience occurred. If, after diligent effort, the masseur is unable to obtain an affidavit from the owner, such masseur may submit an affidavit from a person who has first hand knowledge of his or her continuous year of experience.]~~

~~(b) Qualified instructors in the art of massage shall not be required to obtain a masseur permit unless such instructor engages in the practice of massage.]~~

Section 6. Section 8-76 of the East Hartford Code of Ordinances is repealed and the following is substituted in lieu thereof:

The Chief of Police or his designate shall issue a masseur permit within twenty-one days following application, unless he find that the applicant for the masseur permit has been convicted of: (1) a felony; (2) an offense involving sexual misconduct with minors; or (3) obscenity, keeping or residing in a house of ill fame, solicitation of a lewd or unlawful act, prostitution or pandering. Any applicant who has been denied may appeal such denial in accordance with the procedure[visions-of]set forth in section 8-68.

Section 7. Section 8-77 of the East Hartford Code of Ordinances is repealed and the following is substituted in lieu thereof:

(a) A masseur permit issued by the Chief of Police or his designate shall be revoked or suspended after a hearing before the Chief of Police where it appears that the masseur has been convicted of any offense enumerated in section 8-76 or that the establishment where massage therapy is being performed is not compliant with the provisions of section 8-72.

(b) The Chief of Police or his designate, before revoking or suspending any masseur permit, shall give the masseur at least ten days written notice of the examination into his conviction record, or non-compliance with section 8-72, and the opportunity for a hearing before the Chief of Police, at which hearing, the Chief of Police or his designate shall determine the relevant facts regarding the occurrences of the conviction. Any person whose masseur permit has been suspended or revoked may appeal such revocation or suspension in accordance with the procedure set forth in~~[provisions-of]~~ section 8-68.

Section 8. Section 8-79 of the East Hartford Code of Ordinances is repealed and the following is substituted in lieu thereof:

Sec. 8-79. Massage Parlors Prohibited~~[Opposite Sex Massage prohibited/Outcall Massage.]~~

Consistent with Section 20-206a et.seq. of the Connecticut General Statutes as amended, Massage parlors, as defined in Section 8-61 (8) hereof, are not permitted.
~~[(a) No person holding a permit under this Article shall treat a person of the opposite sex, except upon the signed order of a licensed physician, osteopath, chiropractor, or registered physical therapist, which order shall be dated and shall specifically state the number of treatments, not to exceed ten. The date and hour of each treatment given and the name of the operator shall be entered on such order by the establishment where such treatments are given and shall be subject to inspection by the police.~~

~~(b) No permittee shall administer massage on an outcall basis. Such person shall administer massage solely with a massage parlor licensed to carry on such business. Any violation of these provisions shall be deemed grounds for revocation of the masseur permit and sexually oriented business license granted hereunder.~~

~~(c) No manager of a massage parlor shall knowingly cause, allow or permit, any agent, employee, or any other person under his control or supervision to perform acts prohibited in subsections (a) and (b) of this section or in the provisions of section 8-72 through section 8-79, inclusive, in or about such massage parlor.]~~

OFFICE OF THE
TOWN COUNCIL

TOWN OF EAST HARTFORD

740 Main Street

East Hartford, Connecticut 06108

Robert J. Bank
2015 SEP 14 A 10:11
(860) 291-7208
TOWN CLERK
FAX (860) 291-7389
EAST HARTFORD

DATE: September 14, 2015

TO: Town Council Members

FROM: Rich Kehoe, Chair

RE: **Wednesday, September 16, 2015 6:30 p.m. Town Council Majority Office**

In accordance with Section 3.3 (a) of the Town Charter, a Special Meeting of the Town Council will be held as follows:

Wednesday, September 16, 2015

6:30 p.m.

Town Council Majority Office

The purpose of the meeting is to meet in executive session to discuss the pending Superior Court action, Scott McKenna v. Peter Condio, Docket No. CV-14-6055205-S.

cc: Mayor Leclerc
Scott Chadwick, Corporation Counsel