

## ORDINANCE #96

### ORDINANCE REGARDING ADOPTION OF CONNECTICUT GENERAL STATUTE §§4-124i - 4-124p PERTAINING TO CREATING AND JOINING THE NAUGATUCK VALLEY COUNCIL OF GOVERNMENTS

**WHEREAS**, the Town of Wolcott has heretofore been a designated municipality within the Central Naugatuck Valley Planning Region; and,

**WHEREAS**, as an eligible member the Town of Wolcott has previously voted to join the Council of Governments for the Central Naugatuck Valley ("COGCNV") as a regional council of elected officials and remains a member at the present time; and,

**WHEREAS**, the State of Connecticut has determined that a reorganization and resignation of planning districts shall be completed on or before 1 January 2015; and,

**WHEREAS**, said reorganization recommended the consolidation of the Central Naugatuck Valley Planning Region (comprised of the following municipalities: Beacon Falls, Bethlehem, Cheshire, Middlebury, Naugatuck, Oxford, Prospect, Southbury, Thomaston, Waterbury, Watertown, Wolcott and Woodbury) and Valley Planning Region (comprised of the following municipalities: Ansonia, Derby, Seymour and Shelton) into a Naugatuck Valley Planning District; and,

**WHEREAS**, said Naugatuck Valley Planning District additionally includes the City of Bristol and Town of Plymouth; and,

**WHEREAS**, on or about 11 October 2013 COGCNV and on 17 December 2013 the Valley Council of Governments both approved the voluntary consolidation of the two regions; and,

**WHEREAS**, on or about 24 December 2013 the Office of Policy and Management approved the requested and redesignated the Central Naugatuck Valley and Valley Planning Regions into the Naugatuck Valley Planning Region; and,

**WHEREAS**, the Naugatuck Valley Council of Governments ("NVCOG") operating within the newly established Planning Region will commence operations on 1 January 2015; and,

**WHEREAS**, the Town of Wolcott would like to participate in the creation of NVCOG as the council of governments for the Naugatuck Valley Planning Region by (1) approving an ordinance pursuant to C.G.S. §4-124j adopting C.G.S. §§4-124i-4-124p; (2) filing a certified copy of the adopting ordinance with the Office of Policy and Management of the State of Connecticut ("OPM"); and, (3) upon certification by the Secretary of OPM participating in the operation of the transitional executive committee of NVCOG, which transitional period shall conclude on 31 December 2014 at 11:59:59 PM; and,

**WHEREAS**, the Town of Wolcott (1) shall remain a member of COGCNV as it continues to operate and wind down as a council of elected officials until December 31, 2014 and participates in the negotiation of the terms and conditions pertinent to the operation of NVCOG prior to January 1, 2015; and, (2) recognizes the necessity of the current members of COGCNV to remain in

operation as an unincorporated association of municipalities in order to wind down the affairs and assets of COGCNV that are either not assigned to and integrated within the operations of NVCOG and which the municipalities believe need to remain separate and distinct from NVCOG.

**NOW THEREFORE BE IT ORDAINED, AS FOLLOWS:**

**Sec. 1. Creation of Naugatuck Valley Regional Council of Governments.** The Town of Wolcott hereby joins with such municipalities of the Naugatuck Valley Planning Region, as designated by the Secretary of the Office of Policy and Management of the State of Connecticut, to create a regional council of governments to be known as the Naugatuck Valley Regional Council of Governments by adopting the provisions of C.G.S. §§4-124i – 4-124p.

**Sec. 1a. Transitional Provision. Certification by the Secretary of the Office of Policy and Management. Transitional Executive Committee and Transitional Period.**

(a) Upon certification by the Secretary of said Office of Policy and Management that at least sixty percent of the municipalities in the planning region have adopted ordinances creating a regional council of government, as required by the Connecticut General Statutes, the Naugatuck Valley Regional Council of Governments shall be established.

(b) Upon such certification, the Transitional Period shall commence. Said Transitional Period shall conclude on 31 December 2014 at 11:59:59 PM. During such period the Town of Wolcott shall participate on the Transitional Executive Committee for the purposes set forth in the Connecticut General Statutes. The Mayor shall be a member of the Transitional Executive Committee. In the absence of the Mayor, the legislative body of the Town of Wolcott shall appoint an elected official to serve as a member. The Mayor may send a representative in his or her stead; however, such representative shall not be a member of said executive committee.

(c) This section shall expire at the conclusion of the Transitional Period and thereafter be void and of no force and effect.

**Sec. 2. Membership in the Naugatuck Valley Regional Council of Governments.** On and after 1 January 2015, the Town of Wolcott shall be a member of the Naugatuck Valley Council of Governments.

**Sec. 3. Powers and Duties of the Naugatuck Valley Council of Governments.** The Naugatuck Valley Council of Governments shall have such powers, purposes, rights, duties and responsibilities as shall be set forth in the Connecticut General Statutes.

**Sec. 4. Representative to the Naugatuck Valley Council of Government.** The Mayor shall be the representative of the Town of Wolcott to the council of governments. In the absence of the Mayor, the legislative body of the Town of Wolcott shall appoint an elected official to serve as a member. The Mayor may send an alternate in his or her stead; however, such alternate shall be entitled to such rights as may be established by the council of governments. The Town of Wolcott shall be entitled to one vote in the affairs of the council of governments.

**Sec. 5. The Council of Governments of the Central Naugatuck Valley. Successor Association.** The Town of Wolcott shall remain a member of Council of Governments for the Central Naugatuck Valley as it continues to operate and wind down as a council of elected officials until December 31, 2014. The Town of Wolcott shall also participate with the current members of council of elected officials in an unincorporated association of such municipalities in order to wind down the affairs and assets of the Council of Governments of the Central Naugatuck Valley that are either not assigned to and integrated within the operations of Naugatuck Valley Council of Governments.

**Sec. 6. Repeal of Prior Ordinances.** On or after 1 January 2015 the Town of Wolcott effectively repeals any prior resolutions or ordinances dealing with the Central Naugatuck Valley Planning Region and/or the Council of Governments for the Central Naugatuck Valley ("COGCNV").

**This ordinance was adopted at a Special Meeting of the Wolcott Town Council on April 8, 2014 and becomes effective on May 2, 2014.**

\_\_\_\_\_  
Thomas G. Dunn, Mayor  
Town of Wolcott

\_\_\_\_\_  
David Valletta, Chairman  
Wolcott Town Council

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**CERTIFICATION**

I, Dolores C. Slater, Town Clerk for the Town of Wolcott, do hereby certify that the above is a true and correct copy of Ordinance #96 adopted by the Town Council at its Special Meeting on April 8, 2014, in which a quorum was present and acting throughout and that the ordinance has not been modified, rescinded, or revoked and is at present in full force and effect.

\_\_\_\_\_  
Dolores C. Slater, Town Clerk

\_\_\_\_\_  
Date

**Public Hearing Date: April 8, 2014**

**Adopted by Town Council at Special Meeting: April 8, 2014**

**Date Published: April 11, 2014**

Waterbury Republican-American Newspaper

**Effective Date: May 2, 2014**

(21 days after publication)

# 'CALL OF MEETING'

## TOWN OF WOLCOTT PUBLIC NOTICE

Take notice that a Public Hearing of the Wolcott Town Council will be held at Wolcott Town Hall, 10 Kenea Ave., Wolcott, CT, in the Council Chambers, on Tuesday, April 8, 2014, at 6:30 p.m., for the purpose of obtaining public comment on proposed Ordinance #96, entitled 'Ordinance Regarding Adoption of Connecticut General Statute §§4-124i - 4-124p Pertaining to Creating and Joining the Naugatuck Valley Council of Governments'.

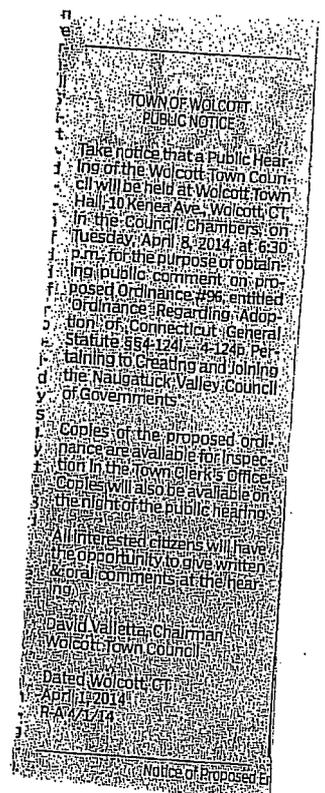
Copies of the proposed ordinance are available for inspection in the Town Clerk's Office. Copies will also be available on the night of the public hearing.

All interested citizens will have the opportunity to give written & oral comments at the hearing.

David Valletta, Chairman  
Wolcott Town Council

Dated Wolcott, CT  
April 1, 2014

Published one time: Waterbury Republican American Newspaper on  
TUESDAY, APRIL 1, 2014



Town of Wolcott  
PUBLIC NOTICE

Take notice that a Public Hearing, for the purpose of obtaining public comment on proposed ordinance #96, was held at 6:30 p.m. on April 8, 2014, in the Council Chambers of the Wolcott Town Hall. At a Special Meeting of the Wolcott Town Council held on Tuesday, April 8, 2014, at 7:00 p.m., in the same location, it was unanimously voted to adopt Ordinance #96 entitled 'ORDINANCE REGARDING ADOPTION OF CONNECTICUT GENERAL STATUTE §§4-124i - 4-124p PERTAINING TO CREATING AND JOINING THE NAUGATUCK VALLEY COUNCIL OF GOVERNMENTS' in accordance with Section 307 of the Wolcott Town Charter; notice is hereby given of enactment of Ordinance #96; full text is as follows:

**Ordinance #96  
ORDINANCE REGARDING ADOPTION OF CONNECTICUT GENERAL STATUTE §§4-124i - 4-124p PERTAINING TO CREATING AND JOINING THE NAUGATUCK VALLEY COUNCIL OF GOVERNMENTS**

WHEREAS, the Town of Wolcott has heretofore been a designated municipality within the Central Naugatuck Valley Planning Region; and, WHEREAS, as an eligible member the Town of Wolcott has previously voted to join the Council of Governments for the Central Naugatuck Valley ("COGCVN") as a regional council of elected officials and remains a member at the present time; and, WHEREAS, the State of Connecticut has determined that a reorganization and resignation of planning districts shall be completed on or before 1 January 2015; and, WHEREAS, said reorganization recommended the consolidation of the Central Naugatuck Valley Planning Region (comprised of the following municipalities: Beacon Falls, Bethlehem, Cheshire, Middlebury, Naugatuck, Oxford, Prospect, Southbury, Thomaston, Waterbury, Watertown, Wolcott and Woodbury) and Valley Planning Region (comprised of the following municipalities: Ansonia, Derby, Seymour and Shelton) into a Naugatuck Valley Planning District; and, WHEREAS, said Naugatuck Valley Planning District additionally includes the City of Bristol and Town of Plymouth; and, WHEREAS, on or about 11 October 2013 COGCVN and on 17 December 2013 the Valley Council of Governments both approved the voluntary consolidation of the two regions; and, WHEREAS, on or about 24 December 2013 the Office of Policy and Management approved the requested and redesignated the Central Naugatuck Valley and Valley Planning Regions into the Naugatuck Valley Planning Region; and, WHEREAS, the Naugatuck Valley Council of Governments ("NVCOG") operating within the newly established Planning Region will commence operations on 1 January 2015; and, WHEREAS, the Town of Wolcott would like to participate in the creation of NVCOG as the council of governments for the Naugatuck Valley Planning Region by (1) approving an ordinance pursuant to C.G.S. §4-124i adopting C.G.S. §§4-124i - 4-124p; (2) filing a certified copy of the adopting ordinance with the Office of Policy and Management of the State of Connecticut ("OPM"); and, (3) upon certification by the Secretary of OPM participating in the operation of the transitional executive committee of NVCOG, which transitional period shall conclude on 31 December 2014 at 11:59:59 PM; and, WHEREAS, the Town of Wolcott (1) shall remain a member of COGCVN as it continues to operate and wind down as a council of elected officials until December 31, 2014 and participates in the negotiation of the terms and conditions pertinent to the operation of NVCOG prior to January 1, 2015; and, (2) recognizes the necessity of the current members of COGCVN to remain in operation as an unincorporated association of municipalities in order to wind down the affairs and assets of COGCVN that are either not assigned to and integrated within the operations of NVCOG and which the municipalities believe need to remain separate and distinct from NVCOG. NOW THEREFORE BE IT ORDAINED, AS FOLLOWS: Sec. 1. Creation of Naugatuck Valley Regional Council of Governments. The Town of Wolcott hereby joins with such municipalities of the Naugatuck Valley Planning Region, as designated by the Secretary of the Office of Policy and Management of the State of Connecticut, to create a regional council of governments to be known as the Naugatuck Valley Regional Council of Govern-

ments by adopting the provisions of C.G.S. §§4-124i - 4-124p. Sec. 1a. Transitional Provision. Certification by the Secretary of the Office of Policy and Management. Transitional Executive Committee and Transitional Period. (a) Upon certification by the Secretary of said Office of Policy and Management that at least sixty percent of the municipalities in the planning region have adopted ordinances creating a regional council of government, as required by the Connecticut General Statutes, the Naugatuck Valley Regional Council of Governments shall be established. (b) Upon such certification, the Transitional Period shall commence. Said Transitional Period shall conclude on 31 December 2014 at 11:59:59 PM. During such period the Town of Wolcott shall participate on the Transitional Executive Committee for the purposes set forth in the Connecticut General Statutes. The Mayor shall be a member of the Transitional Executive Committee. In the absence of the Mayor, the legislative body of the Town of Wolcott shall appoint an elected official to serve as a member. The Mayor may send a representative in his or her stead; however, such representative shall not be a member of said executive committee. (c) This section shall expire at the conclusion of the Transitional Period and thereafter be void and of no force and effect. Sec. 2. Membership in the Naugatuck Valley Regional Council of Governments. On and after 1 January 2015, the Town of Wolcott shall be a member of the Naugatuck Valley Council of Governments. Sec. 3. Powers and Duties of the Naugatuck Valley Council of Governments. The Naugatuck Valley Council of Governments shall have such powers, purposes, rights, duties and responsibilities as shall be set forth in the Connecticut General Statutes. Sec. 4. Representative to the Naugatuck Valley Council of Government. The Mayor shall be the representative of the Town of Wolcott to the council of governments. In the absence of the Mayor, the legislative body of the Town of Wolcott shall appoint an elected official to serve as a member. The Mayor may send an alternate in his or her stead; however, such alternate shall be entitled to such rights as may be established by the council of governments. The Town of Wolcott shall be entitled to one vote in the affairs of the council of governments. Sec. 5. The Council of Governments of the Central Naugatuck Valley Successor Association. The Town of Wolcott shall remain a member of Council of Governments for the Central Naugatuck Valley as it continues to operate and wind down as a council of elected officials until December 31, 2014. The Town of Wolcott shall also participate with the current members of council of elected officials in an unincorporated association of such municipalities in order to wind down the affairs and assets of the Council of Governments of the Central Naugatuck Valley that are either not assigned to and integrated within the operations of Naugatuck Valley Council of Governments. Sec. 6. Repeal of Prior Ordinances. On or after 1 January 2015 the Town of Wolcott effectively repeals any prior resolutions or ordinances dealing with the Central Naugatuck Valley Planning Region and/or the Council of Governments for the Central Naugatuck Valley ("COGCVN").

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Date Published: April 11, 2014  
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Effective Date: May 2, 2014  
(21 days after publication)

David Valletta  
Chairman, Wolcott Town Council  
April 11, 2014

Thomas G. Dunn  
Mayor, Town of Wolcott

Authorized Town Signature  
Dolores C. Slater, Town Clerk  
R-A April 11, 2014