

TOWN OF WALLINGFORD, CONNECTICUT
REGULAR TOWN COUNCIL MEETING
Town Council Chambers

January 12, 2010

The following minutes are a record of the Regular Meeting of the Wallingford Town Council held in the Robert Earley Auditorium of the Wallingford Town Hall on Tuesday, January 12, 2010. The Meeting was Called to Order at 6:35 P.M. Responding present to the Roll Call given by Town Council Secretary Sandra Weekes were Councilors Vincent Cervoni, Nick Economopoulos, Jerry Farrell, Jr., Craig C. Fishbein, John LeTourneau, Robert F. Parisi, Rosemary Rascati, John J. Sullivan and Vincent F. Testa, Jr. Mayor William W. Dickinson, Jr., Town Attorney Janis Small and Comptroller James Bowes were also present.

The meeting began with an Opening Prayer, led by Deacon Gene Riotte, Holy Trinity Church; the Pledge of Allegiance; and the Roll Call. Chairman Parisi welcomed the three new Town Councilors, Councilors Cervoni, Fishbein and Sullivan, and Town Clerk, Barbara Thompson.

3. Consent Agenda

- 3a.** Consider and Approve Tax Refunds (#436 - #462) totaling \$6,611.18
Acct. # 001-1000-010-1170 - Tax Collector
- 3b.** Consider and Approve the Reappointment of Lillian Blake as Council Designee on the Wallingford Committee of Aging Board of Directors for 2010-2013 – Town Council Chairman
- 3c.** Consider and Approve a Transfer in the Amount of \$4,000 to Maintenance of Structures & Improvements-Plant Improvements –Plant Acct # 461-8640-651 from Chemical Expense Acct # 461-8640-641 – Sewer Division
- 3d.** Acceptance of a Donation and Approve an Appropriation in the Amount of \$30 Youth and Social Services Special Donation Fund to Donations Acct # 213-1042-070-7010 to Expenditures Acct # 213-3070-600-6000 – Youth and Social Services
- 3e.** Acceptance of a Donation and Approve an Appropriation in the Amount of \$50 Youth and Social Services Special Donation Fund to Donations Acct # 213-1042-070-7010 to Expenditures Acct # 213-3070-600-6000 – Youth and Social Services
- 3f.** *Consider and Approve Abandonment of certain portions of cul-de-sac at South Side Court – Corporation Counsel*

Removed from the Consent Agenda

- 3g.** Approve Minutes of Regular Town Council Meeting of December 15, 2009
- 3h.** Approve Minutes of Swearing In and Special Town Council Meeting of January 4, 2010
- 3i.** Consider and Approve the Appointment of Robert Jacques, John LeTourneau and Chester Miller to serve as Constables for a two-year term ending 01/08/12
- Chairman Robert F. Parisi
- 3j.** Consider and Approve the Appointment of Christopher Diorio to serve as a Regular Member to the Board of Assessment Appeals for a three-year term of 1/8/10 to 1/8/13
- Chairman Robert F. Parisi

- 3k.** Consider and Approve the Appointment of Alan Reed to serve as a Regular Member to the Zoning Board of Appeals for a five-year term of 1/8/10 to 1/8/15
- Chairman Robert F. Parisi
- 3l.** Consider and Approve the Appointment of Michael Glidden to serve as an Alternate to the Zoning Board of Appeals for a three-year term of 1/8/10 to 1/8/15
- Chairman Robert F. Parisi
- 3m.** Consider and Approve the Appointment of John Paul Venoit to serve as a Regular Member of Planning and Zoning Commission for a five-year term of 1/8/10 to 1/8/15
- Chairman Robert F. Parisi
- 3n.** Consider and Approve the Appointment of Armand Menard to serve as an Alternate to the Planning and Zoning Commission for a three-year term of 1/8/10 to 1/8/13
-Chairman Robert F. Parisi

Mr. Farrell announced that Item 3f. was removed from the Consent Agenda by Councilor LeTourneau to be brought up under Item 4 for discussion. Following this announcement, Mr. Farrell made a motion to Accept the Consent Agenda 3a. to 3e. and 3g. to 3n. Ms. Rascati seconded.

As he was not in attendance at the December 15, 2009 Town Council meeting, Mr. Fishbein said that he was abstaining in Item 3g. Mr. Cervoni and Mr. Sullivan concurred that they were also abstaining on Item 3g.

The motion passed.

4. Items Removed from the Consent Agenda

- 3f.** *Consider and Approve Abandonment of certain portions of cul-de-sac at South Side Court – Corporation Counsel*

Mr. Farrell read the item and the letter to the Mayor from Mr. Mantzaris, the Corporation Counsel. He read

‘abandonment of certain portions of cul-de-sac at South Side Court no longer required for highway purposes as shown on a map’ and that ‘the Town Planner advised that South Side Court was extended some years ago and the original cul-de-sac removed but no action has been taken by the Town to transfer the abandoned portions of land to the abutting property owners.’

In attendance:

John Thompson, Town Engineer

Mr. Thompson explained that he worked with Mr. Mantzaris on the mapping and that the town never properly abandoned certain portions of land adjacent to the cup-de-sac. Using the subdivision map that was distributed to the Town Council, Mr. Thompson said that the map extended the road as part of the subdivision in the late 1980s or early 1990s. He said that the map that was originally given to the Town Council did not show the extension,. He said that if you were to look at the road today, all you would see is the cul-de-sac that is there. But what you wouldn’t see in the 1980s is a cul-de-sac about 100 feet further to the west, which was removed, and the road extended and a new cul-de-sac was constructed. What never happened was the abandonment of the four parcels indicated on the map to the adjacent property owners. He said that it came to the attention of Mr. Mantzaris and the mapping was prepared with some discussion with the property owners. He said some property owners engaged their own surveyors.

Town Attorney, Janis Small, said that this was initiated by the Planning Department and that this is consistent with the manner in which they have handled this type of thing numerous times in the past.

Mr. Thompson concurred that they have done this in various subdivisions around town, including Fairlawn Farms where roads have been extended and the cul-de-sac and the pavement have been removed and the land has been abandoned to the adjacent property owners. He said that it is a conventional practice.

Mr. LeTourneau referred to his map to clarify the location of the cul-de-sac under discussion. He asked if in the past when this occurred was it common practice to turn this pack to people and that there was never an effort to sell the property back? Mr. Thompson said not in any of the instances in which he was involved. Prior to the time period that he has been involved, he said he does not know what the practice was but that there wasn't any effort to sell the land and that it was a simple transfer which is consistent with the subdivision regulations of the town.

Mr. LeTourneau stated that one of the reasons he was interested in discussing the abandonment of certain portions of cul-de-sac at South Side Court was to determine the location of the cul-de-sac. He said that his other concern was just in turning property over the abutting property owners. He said that his opinion is that it shouldn't just automatically be turned back but that there should be a nominal fee charged. Mr. Thompson said that that would be an administrative-legislative issue rather than an engineering issue.

Mayor Dickinson said that there are some eight instances in the 1990s where this has occurred. Now it is automatic, since the regulations have changed. He said that these are typically not paved areas but in this case is all grass. He said that it is an after-effect of the subdivision regulations which require that where there is a cul-de-sac, basically a dead-end, there has to be an ability to extend that, and that when it is extended, then it is no longer necessary for a public right-of-way. He said that the town does not want to maintain it so it goes back to the property owners. He said that these are really small pieces of property. He said that it is grass with no pavement and that you can't tell that there was a cul-de-sac there.

Mr. Testa wanted to clarify some of the language used. He spoke of 'properly abandoned' and wanted to know if in all of these instances where this has happened, this has occurred by in this case there was an oversight and it didn't happen. Mr. Thompson said that it was a simple procedure where the developer would extend the road, remove the pavement of the former cul-de-sac, re-seed the area and extend the sidewalk through and then the land would immediately revert to the adjacent property owner(s). He said in this case a lot of time has passed, and we are correcting that passed over site and there is no cost to the town. Attorney Small said that you can look at this cul-de-sac as being temporary in nature because the intention is that the road would be extended. It is viewed from a planning and zoning perspective as though it is not going to be forever but is of a temporary nature. She said that the Town Planner said it should have been done a while ago. She found it going through her files. Mr. Testa also questioned 'transfer back,' which implied that at some point the land was 'taken.' Mr. Thompson said that as the process develops, the land around the cul-de-sac and a portion outside of that, outside of the right-of-way, is given to the town because there is no absolute guarantee that the road is going to be extended so that we, the town, have the ownership. We took the cul-de-sac in the 1960s, or when the road was constructed. Mr. Thompson said that they will revise the Assessor's records to include the land.

Mr. Fishbein wanted to know if there are sidewalks on either side of the roadway. The public acknowledged that there are sidewalks.

Mr. Sullivan said that based on the map in the agenda packet, that he could not tell where the cul-de-sac was when he visited the site. He said that tonight in looking at the corrected map that he understands

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the explanation and that he is glad that it was removed from the Consent Agenda to give him a better opportunity to hear the discussion so he could make his decision.

Geno Zandri, 9 Balsam Ridge Circle, said that he thinks that when the town is transferring town property to anyone that it should not appear on the Consent Agenda.

Mr. Farrell made a motion to Approve Abandonment of certain portions of cul-de-sac at South Side Court as requested by the Corporation counsel. Ms. Rascati seconded.

All Councilors present (9) voted Aye. The motion passed.

The Town Clerk swore in the new appointees who were in attendance.

5. PUBLIC QUESTION & ANSWER

Geno Zandri, 9 Balsam Ridge Circle, welcomed the new Council. Mr. Zandri invited any new Councilor, who is interested, to work with him on three old issues –

- 1) Redwood Flea Market parking and traffic problem
- 2) Double billing that condominium owners receive for fire hydrants
- 3) There is controversial zoning regulation that discriminates against condominium owners

Robert Gross, 114 Long Hill Road, asked how was the public made aware of the appointments made tonight and were any of these positions paid positions. It was determined that Board of Assessment Appeals receives a per diem payment per state statute of about \$6,000. Chairman Parisi said that a list of all of the boards and commissions and the list of terms is available to the public. Chairman Parisi said that if anyone is truly serious that they can approach the Town Clerk's Office or the Town Council Office. Mr. Gross stated that he thinks that the town should make notice of these positions to the residents.

6. Acceptance of Donation in the amount of \$25,000 from Masonicare to Fire Department to be used towards equipping the aerial truck – Fire Chief

In Attendance:

Fire Chief Peter Struble

Captain Joseph Czentnar, Shift Commander, Team Leader on the Purchase of the Aerial Truck

Chief Struble gave a update for the benefit of the new Councilors. He said that last November, the Fire Department requested funds for the purchase of an aerial truck. They separated the bidding/purchase of the aerial truck from the equipment that goes on the truck. He said that now the equipment bid is in. Masonicare decided to put \$25,000 toward this purchase.

There were no comments from the Council or from the public.

Mr. Farrell made a motion to Accept a Donation in the amount of \$25,000 from Masonicare to the Fire Department to be used towards equipping the aerial truck as requested by the Fire Chief. Ms. Rascati seconded.

Mayor Dickinson said that this is a great gesture from Masonicare, and J.P. Venoit, President of Ashlar Village, is present. Mayor Dickinson said that as a community we appreciate this kind of financial support to a service that everyone depends on, including emergency response to Ashlar Village and environs population.

All Councilors present (9) voted Aye. The motion passed.

7. Consider and Approve an Appropriation in the amount of \$95,313 to Equipment Aerial Truck

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Acct # 200-2030-999-9902 to Masonic Donation \$25,000 Acct # 200-1040-070-7010 and to C.R.R.A. Distribution \$70,313 Acct # 200-1050-050-5000 – Fire Chief

Mr. Farrell made a motion to Approve an Appropriation in the amount of \$95,313 to Equipment Aerial Truck Acct # 200-2030-999-9902 to Masonic Donation \$25,000 Acct # 200-1040-070-7010 and to C.R.R.A. Distribution \$70,313 Acct # 200-1050-050-5000 as requested by the Fire Chief. Ms. Rascati seconded. Mr. Farrell said that there is correspondence from Chief Struble which stated that the total cost of equipping the new aerial truck is \$95,313

In Attendance:

Fire Chief Peter Struble

Captain Joseph Czentnar, Shift Commander

There was no discussion.

All Councilors present (9) voted Aye. The motion passed.

8. Report Out on the Status of Reskin Drive along with a timeline of the work – Town Council Chairman

In Attendance:

John Thompson, Town Engineer

Rob Baltraimitus, Assistant Town Engineer

Mr. Thompson said that a severe weather event in December 2008 caused the road to be undermined, and a decision was made to close the road. He said the process moved along and construction on a bridge began last summer and it is ongoing and that they are hoping that it will come to completion fairly shortly.

Chairman Parisi said that he has received several calls and there seems to be some concern on the part of the people in the neighborhood that there are periods of time when nothing appears to be done and it goes past a week or two and sometimes three weeks. He said it is upsetting. He asked, "What is the problem?"

Mr. Thompson said that the Engineering Department is an administrative department as opposed to a construction department, which is the Department of Public Works. He said that Rob Baltraimitus is the Engineering Department's principal designer and that he has handled all of the design, all of the survey coordination, all of the bidding, all of the necessary acquisition of easements and all of these things take time. He said that the reality is that Public Works has not been able to commit all of their resources to this because of things like snow events where they have to commit their manpower. He said that Mr. McCully could give a definitive timeline on what his expectation is when they are not committed to another activity. He said that from the Engineering perspective the design was advanced and construction began. The alternative is to publicly bid this type of project and that their experience is that you would see a cost that is two to three times the price to have this project done by municipal resources. It's a balance and a fine line on how long it takes to do things and the cost to have the work accomplished.

Mayor Dickinson said that at one point he was told there was trouble getting some supplies.

Chairman Parisi said he understands unforeseen things. He said that his concern is the lack of time between work periods and that if it is three weeks, then there should be some method of contacting the people in the neighborhood to make them aware of a problem that is affecting the timeline. He said that we don't want to lose sight of our contact with the public. He said that they are reasonable and would be more so with better communication to let them know what the problems are.

Mr. LeTourneau said that this could be a test for any future project perhaps via use of a newsletter or letter to keep neighbors informed. He said that the calls that he has received are not complaints but rather understanding what is going on. Mr. Thompson acknowledged that the communication could have been better from the town. He said since the Northfield Road Bridge is coming up that this experience has given them a perspective on what they can do next. He said that project will clearly impact a lot more people. He said assessment of the town doing the work is in order and then to compare it with a contractor performing the work. The point of the assessment would be to determine how to minimize the amount of delay.

Mr. Fishbein asked when this project will end. Mr. Baltramitis reported that major construction components are completed – the culvert installed the concrete is being done doing some stream restoration and they have utilities to install over the culvert and then the final paving. He said the project is coming down the home stretch. He said that the problem with the commitment is the time of year. That is the unknown. He said that he was told by Mr. McCully and Mr. Niland that we have the full resources of their department to finish the project. He continued that if weather wasn't a factor we are looking at six weeks of construction time but you have to build into that the weather that would affect construction and then taking their resources to clear snow from the Town's roads. He said that he is confident that it will be sometime this spring.

Mr. Sullivan asked about the difference between the successful Christian Street Bridge project and the Reskin Drive project. Mr. Baltramitis said that they had many more complicated situations. He said that it is a very tight work area with four close neighbors whereas at Christian Street it was Choate open space on both sides so there was more space to do the work. Reskin Drive has a larger volume, faster-moving stream than Christian Street was at the bridge location. He said that water handling at Reskin Drive has been an on-going challenge. As an example, the begin the work day might mean, and has meant, that the first four hours of work consist of pumping water out of the work area which was not the case at Christian Street. The biggest difference is the soil condition at Reskin Drive where the soil is silt and lots of clay. This caused a foundation design change to accommodate those soils. He said that delays are caused because of this kind of technical problem.

Mr. Sullivan said that he was informed about a rodent issue and asked for some details. Mr. Baltramitis said that rodents are common along any brook. He said that the town retained services of an on-call rodent abatement specialist and they are on-site often. He said that although they take the concern seriously, they have not seen any rodents.

Mr. Testa said that communication with neighbors of a project could be taken care of by email.

Geno Zandri wanted to know if Public Works considers this type of project a priority or a fill-in project. Mayor Dickinson said any road and its repair is a priority.

Reskin Drive resident, 134 Reskin Drive, said that as far as communication goes that he learned more from the Record-Journal. He also expressed concerns with safety and egress for emergency vehicles and he implores the town to get this completed as fast as humanly possible. He said when town employees are used to consider over-time because in the summer when the weather was good at 3:30 P.M. the work stops. He said to think about funding overtime.

Mr. Gross asked if the Engineering Department has access to the internet. Mr. Thompson responded no.

Mr. Sullivan asked to have Mr. McCully attend the meeting to tell the Council about his resources on this project.

Chairman Parisi remarked on using town resources and that while Christian Street was a success, this project has had a few bumps. He said it is about learning and we can become more efficient and afford

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those affected with more communication about the status of the project. He said that he thinks that this discussion affords the public the opportunity to learn and be informed.

9. Bid Waiver in the amount of \$19,800 to Matrix Power Services, Inc. for repairs to Resident Disposal Area Scale – Public Works

Mr. Farrell said that they have correspondence from Henry McCully and he recites that the scale at the residents' disposal area is in need of extensive repairs. He said that the scale is used as a backup to the scale at the trash burning plant and that Matrix Power Services have submitted a detailed proposal for the repairs for \$19,800 and that there is one other quote from Zayachek Mechanical Ltd. for \$14,012; however, Public Works request for a detailed proposal from them have been ignored. Mr. McCully's letter recommends that the work be performed by Matrix Power Services and that CRRA will pay half of the repairs per the attached 2001 letter.

In attendance:

Don Roe, Director, Programming Planning

Mr. Roe, attending at the behest of Mr. McCully, said that the scale's items are sub-surface in a confined space. Mr. McCully assessed the possibility of doing the work in-house, which he determined was not possible due to the confined space. He contacted other vendors, local vendors, steel workers, welders and was unable to really get anywhere in trying to assemble a team to undertake the project. He said that they attend weekly meetings at the Covanta facility and in discussion with them asked them to identify who handles the scale work on Covanta's scale. He said that they also talked with other companies in our neck of the woods. This research led them to Matrix and Zayachek. He said that they are looking to move ahead with the scale project, which is part of our resident disposal program where people pay by weight. Attending to the scale is time sensitive since the agreement with Covanta is to end soon so that delaying could cost the town all of the repair. Mr. Roe said the structural repair needs to be addressed especially since residents are charged by weight. He said that this is the first major "fix" that has been encountered with the scale in at least 20 years.

Mr. LeTourneau said that when he visited the site the scale registered 160 lbs with nothing on it and that trucks can no longer go across the scale because of rusted parts underneath the scale. He was interested in when this work could start. Mr. Roe referred the question to Mr. McCully.

Mr. Fishbein asked about scale income and what people are paying. Mr. Roe explained the program. He said that resident payment goes to the contractor who operated the program and pays all costs. He said that the town's participation relates to the senior coupon part. He said 20 years ago a proposal, which was part of the original agreement with CRRA, had seniors getting two free coupons per week and that has continued until now. He said that the town budgets to cover the per bag cost of those coupons. He said the program totals about \$115,000 per year.

Mr. Testa asked, "Why is this a cost that the town has to absorb, when the town is not involved in the profit and loss of the facility operation?" He also wanted to know if this program will continue into the future where we might not be using a scale. Mr. Roe said that if the scale is out of play in the future, it would be mean the way in which we would have to structure the bid for the operator of the resident disposal program...it would have to change. He said that bid is being worked on right now since the current contract ends June 30. For the first question, Mr. Roe said that we don't pay any of the cost of operation; however, in our agreement, there is a provision on how costs get allocated for the scale, so the cost is ours for this kind of work. He said that there is also cost for calibration work that the operator will cover. Mr. Testa asked if there is a possibility that the town would be considering a change in the operation of this facility. Mr. Roe said that his office has been working under the assumption that we will be continuing the resident disposal program pretty much as it is configured but with a new physical plant.

Ms. Rascati read from the backup documents regarding timing of the repairs.

Geno Zandri, 9 Balsam Ridge Circle, said that he would like that instead of the taxpayers footing the bill to see CRRA funds that were received by the town be used for this project since it is all related to trash.

Mr. Farrell made a motion to Approve a Bid Waiver in the amount of \$19,800 to Matrix Power Services, Inc. for repairs to Resident Disposal Area Scale as requested by Public Works. Mr. Cervoni seconded.

All Councilors present (9) voted Aye. The motion passed.

10. Discussion and possible action regarding a 3-year continuation for the following: Personal Property Tax Incentive Program for Manufacturers; Real Property Tax Incentive Program for Manufacturing; Real Property Tax Program in the I-5 Zone Economic Development Commission.

In addition to reading the item for discussion as requested by the Economic Development Commission, Mr. Farrell noted for the public that the Town Council has extensive correspondence and attachments. There was no interest from any party to have the backup read aloud.

In attendance:

Richard Nunn, Chairman, Economic Development Commission, Rosemarie Preneta and Gary Fappiano, both Economic Development Commission Board Members

Staff Members in attendance:

*Doreen DeSarro, Business Recruiter
Don Roe, Director, Program Planning*

Mr. Nunn made a brief opening statement on behalf of the entire Commission. He said that they currently have three standing committees. He said that Ms. Preneta and Mr. Fappiano serve on the Retention and Incentive Program. The board also has the Standing Committee or the Marketing Committee and also two commissioners who work in liaison with Planning and Zoning. He said that the mission of Wallingford's EDC is to make recommendations and conduct programs that will enhance the economic conditions of the Town of Wallingford. He said that the town's two real and one personal property tax incentive programs crafted by the commissioners are a product of the mission and they are the tools used to attract companies into our community and to retain Wallingford companies with plans to expand. He said that the town's real and property tax incentive programs are due to expire with the Grand List of 2008. He said that they are here tonight to seek the approval of the Town Council to extend them for another three years.

Mr. Fappiano explained the Personal Property Tax Incentive Program for Manufacturers, which they would like to extend for another three years, and primarily lower the threshold.

Rosemarie Preneta presented the two real property programs: the Real Property Tax Incentive Program for Manufacturing and the Real Property Tax Program in the I-5 Zone. The business retention subcommittee recommends that both programs continue for another three years. She said that an additional criterion has been added. She said that prior to execution the Connecticut General Statutes require all tax agreements drafted under this program be approved by the Town Council.

Mr. Cervoni asked if other EDCs in other towns are contacted for comparison in the work that they do and if marketing is adequate. Doreen DeSarro said that an analysis was performed with other communities regarding their programs and that is what gave rise to incentives. She said that because of program design, it is difficult to compare dollar for dollar with other communities, especially since some communities like Meriden which is an 'enterprise zone' community. Mr. Nunn added that it is a difficulty since Wallingford does not have an 'enterprise zone,' since we do not qualify. He said that they are looking to whatever efforts they can promote to bring business into the town.

Mr. Cervoni confirmed that a company can purchase an aggregate of \$25,000 of personal property and that they don't have to buy just one machine.

Mr. Sullivan determined with Mr. Bowes the EDC operating budget of \$62,117. He asked how aggressive and what is the scope of Wallingford in pursuing corporations and about having full-time staff to go out to find corporations that would like to come to Wallingford. Ms. DeSarro said that they found that people are responding less and less to print advertising, EDC in the past used national advertising. She said that they have enhanced the website, do trade shows, work closely with brokerage communities where they do most of their work. They have been successful through word-of-mouth. Eighty percent of the companies that come to Wallingford come from surrounding communities. Mr. Sullivan asked if their budget was sufficient to cover the business recruiting expenses. The marketing subcommittee has notified entities with international connections about the programs available to

companies, who might move to Wallingford. They have spoken to Choate-Rosemary Hall and Quinnipiac University and that pairs of commissioners will visit approximately 26 companies to ask a list of questions. Mayor Dickinson said that there is a very active program to visit companies in Wallingford as one of the important things is to retain the businesses that are here and having them believe that the town is interested in their health and prosperity. He said that he does not call corporations. He said that he would be available to speak with any company that might like to move to Wallingford. He said that the EDC has been very good about adapting to changing circumstances.

Chairman Parisi said he would be interested in their survey.

Mr. Testa clarified some of the information presented in the EDC materials with regard to the programs.

Mr. Fishbein was interested in projections in regard to threshold changes. Mr. Fappiano said that they have no projections especially since they are up against enterprise zones in other communities giving up taxes in the present yields taxes in the future.

Mr. Roe stated that the state does not reimburse for any program that EDC engages in with a company. He also pointed out that this is not the case in an 'enterprise zone.'

Mr. Farrell made a motion to re-adoption of the three programs for a further three years as described within the paperwork. Ms. Rascati seconded.

There was no further discussion.

Roll Call Vote:

Mr. Cervoni – Yes; Mr. Economopoulos – Yes; Mr. Farrell – Yes; Mr. Fishbein – Yes;

Mr. LeTourneau – Yes; Ms. Rascati – Yes; Mr. Sullivan – Yes; Mr. Testa – Yes; Chairman Parisi – Yes
9- Aye; Nay - 0

The motion passed unanimously.

Chairman Parisi noted that Commissioner Mark Gringas was in attendance.

11. Consider and Approve an Appropriation in the Amount of \$47,108 to Expenses Historic Document -Town Clerk Acct # 228-6030-999-9907 to Revenue Preservation Historic Document \$6,393 Acct # 228-1010-020-2030 and to Revenue Historic Document-prior year \$40,715 Acct # 228-1010-030-2032 – Town Clerk

Mr. Farrell made a motion to Approve an Appropriation in the Amount of \$47,108 to Expenses Historic Document -Town Clerk Acct # 228-6030-999-9907 to Revenue Preservation Historic Document \$6,393

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Acct # 228-1010-020-2030 and to Revenue Historic Document-prior year \$40,715 Acct # 228-1010-030-2032 as requested by the Town Clerk. Ms. Rascati seconded.

Town Clerk, Barbara Thompson stated that her research in the short time that she has been in office reveals that she is requesting the Town Council to approve an appropriation of only \$7,109 and not the \$41,108 in the current motion. She explained that more research is needed but that for the time being the \$7,109 will allow her to pay an invoice of \$17,165 for work performed during the term of the last Town Clerk.

Mr. Farrell removed his motion, and Ms. Rascati removed her second.

Mr. Farrell then made a new motion to Approve an Appropriation in the Amount of \$7,109 to Historical Document Preservation-Expense FY 2009-10 Acct # 228-6030-999-9907 and to Historical Document Preservation – Rev (prior) Acct # 228-1010-030-2032 as requested by the Town Clerk. Ms. Rascati seconded.

All Councilors present (9) voted Aye. The motion passed.

12. Discussion and possible action in regard to property located at 41 South Main Street, also known as the American Legion Building – Councilor John LeTourneau

Mr. Farrell read the item for discussion as requested by Councilor Le Tourneau. Mr. LeTourneau discussed the history of the American Legion question and said that the legal case filed against the town heads for court next week. Parking issues, selling the building to still interested parties, removing the building, reviewing the court case, appropriation of funds for demolition and that none exist at the current time and the listing on the National Register were all discussed.

Mr. LeTourneau made a motion to sell 41 South Main Street also known as the American Legion Building. Mr. Testa seconded.

Lucille Trzcinski, 25 Turnberry Road, Robert Sheehan, 11 Cooper Avenue, Robert Gross, 114 Long Hill Road and Patricia Kohl, 50 North Street, made comments.

Roll Call Vote:

Mr. Cervoni – No; Mr. Economopoulos – No; Mr. Farrell – Yes; Mr. Fishbein – No;

Mr. LeTourneau – Yes; Ms. Rascati – No; Mr. Sullivan – Yes; Mr. Testa – Yes; Chairman Parisi – No
Nay – 5; Aye - 4

The motion failed.

13. Executive Session pursuant to §1-200 (6)(D) of the Connecticut General Statutes with respect to the purchase, sale and/or leasing of property – Mayor

Withdrawn

Mr. Farrel made a motion to adjourn from the meeting. Ms. Rascati seconded. All Councilors present (9) voted Aye. The motion passed.

The meeting adjourned at 9:13 P.M.

Most respectfully submitted,

Sandra R. Weekes
Town Council Secretary

Meeting digitally recorded

Robert F. Parisi, Chairman

Date

Barbara Thompson, Town Clerk

Date