

30.

TOWN OF WALLINGFORD, CONNECTICUT  
TOWN COUNCIL MEETING  
Town Council Chambers  
May 24, 2016

RECEIVED  
MAYOR'S OFFICE  
16 MAY 26 PM 3:05

RECORD OF VOTES & MINUTES

The Meeting of the Wallingford Town Council on Tuesday, May 24, 2016, was called to order at 6:35 P.M. The opening Prayer was given by Reverend Dean Warburton, of The First Congregational Church, and the Pledge of Allegiance was said. Councilors in attendance were: Chairman Vincent Cervoni, Craig Fishbein, Thomas Laffin, John LeTourneau, Joseph A. Marrone, III, Christopher K. Shortell, Vincent F. Testa, Jr., and Jason Zandri. Councilor John J. Sullivan was not at the meeting. Mayor William W. Dickinson, Jr., Town Attorney, Gerald E. Farrell, Sr. and Comptroller, James Bowes, were also present at the meeting.

Chairman Vincent Cervoni acknowledged Reverend Dean Warburton's 21 years of service in Wallingford and 44 years in clergy. He is retiring and staying in Wallingford.

Craig Turner, Director of Youth & Social Services, Recognized the 2016 Champions for Youth Mentor Award to the following recipients:

- |                  |                   |
|------------------|-------------------|
| Jiesha Alvardo   | Gabriella Matteis |
| Josh Carroll     | Katelyn Miller    |
| Dominic Colavito | Richard Miller    |
| Jordan Davis     | Joey Mirra        |
| Marena DeSimone  | Tim Penton        |
| Bill Donegan     | Neal Robinson     |
| Pat Hackett      | Jake Seichter     |
| Laura Juarez     | Robert Woytowich  |

- 3. Consent Agenda
- 3a. Consider and Approve Tax Refunds totaling \$2,236.20 (#688-#670-709)  
Acct. #1001001-41020 – Tax Collector
- 3b. Acceptance of donation of a park bench from Diana Shiek, a former town resident, valued at \$1,200 to be placed at the Bert and Harry Subkowski Bark Park - Recreation
- 3c. Acceptance of donation from Wallingford Peer Advocates for Relay for Life and Consider and Approve Appropriation of funds in the amount of \$1,028 to Donations, Acct. #2134002-47152 and to Expenditures, Acct. #21340100-58830 –Y&SS
- 3d. Consider and Approve Appropriation of funds in the amount of \$650 to Revenue-Fees, Acct. #2264002-47152 and to Expenditures, Acct. #22640150-58830-Y&SS
- 3e. Consider and Approve a Transfer in the amount of \$4,000 from Salaries & Wages, Acct. #10040100-51000 to Youth Projects, Acct. #10040100-58272 – Y&SS
- 3f. Consider and Approve Appropriation of funds in the amount of \$50 to Revenue, Acct. #2264002-47152 and to Expenditures, Acct. #22640150-58830 –Y&SS

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Wallingford Town Hall, 45 South Main Street  
AT 1:00 AND RECEIVED BY  
Robert Robinson TOWN CLERK

- 3g. Consider and Approve a Transfer in the amount of \$13,050: - Fire Dept. Ambulance Transport Enterprise Fund

Transfer From:

Acct. #50020155-54320 Maintenance of Vehicle \$13,050

Transfer To:

Acct. #50020155-56778 - PS Billing/Collection svcs. \$7,550

Acct. #50020155-58840 - Refunds \$5,500

- 3h. Acceptance of Donation and Appropriation of funds in the amount of \$234 to Donations-Misc. Revenue, Acct #1009052-47040 and to Veterinary, Acct. #10020100-56742-Animal Control
- 3i. Consider and Approve a Transfer in the amount of \$16,200 from Regular Salaries & Wages, Acct. #10020050-51000 to Maintenance of Equipment, Acct.# 10020050-54325-Police Department.
- 3j. Consider and Approve a Budget Amendment and Appropriation of funds in the amount of \$50,000 to Outside Contractors – Expenditures, Acct. #10020050-51600 and to Charges for Current Services – Revenue, Acct. #1002001-46020 – Police Department

3k.

- (a) Consider and Approve a Transfer in the amount of \$400 from Contingency, Acct. #10019000-58820 to CNR Acquisition of Property, Acct. #10080350-59300 and;

Consider and Approve Appropriation of funds in the amount of \$400 to Revenues Transfer In, Acct. #3189053-49015 and to Tyler Mill Property Purchase, Acct. #31880350-57000-20142 - Public Works

- 3l. Consider and Approve a Transfer in the amount of \$450 from Promotional Expenses, Acct. #10011050-55405 to Dues & Fees, Acct. #10011050-58810 –Economic Development Commission

- 3m. Acceptance of Donation for 2016 Fireworks Display from the following:

Ulbrich Special Metals, Inc.:	\$5,000
The Latimer Group:	\$1,000
Live Nation Toyota Oakdale Theatre:	\$12,000
KCE Building Corporation:	\$5,000
Component Engineers, Inc.:	\$1,000
Choate Rosemary Hall:	\$5,000
Robert F. Parisi:	\$1,000

and amend Appropriation to the FY 2016-2017 Budget of \$30,000

To: Revenue-Donations, Acct. #1009052-47040 and;

\$1,260 to Recreation-Port-O-Lets, Acct. #10050050-56782  
\$3,290 to Recreation-Entertainment, Acct. #10050050-56746  
\$11,480 to Soc. Svc. Contr. – Holidays & Celebrations, Acct. #10040150-58234  
\$9,647 to Police – O/T, Acct. #100 20050- 51400  
\$3,823 to Fire – O/T, Acct. #10020150 -51400  
\$500 to Public Works – O/T, Acct. #10030000- 51400 – Chairman Vincent Cervoni

\* **REMOVED**

- 3n. Consider and Approve a Transfer in the amount of \$53,777 from Contingency – Accrued Exp., Acct. #10019000-58821 to Various Wage & Benefit Lines (See attached spreadsheet) – Personnel
- 3o. Consider and Approve a Transfer in the amount of 143,737 from Contingency, Accrued Exp., Acct. #10019000-58821 - Personnel
- \$100,563 to Regular Wages –Police, Acct. #10020050-51000  
\$7,569 to Overtime – Police, Acct. #10020050 -51400,  
\$7,394 to Wage Diff. – Police, Acct. #10020050- 51450  
\$2,825 to Replace Pay – Police, Acct. #10020050- 51500  
\$23,670 to Pension-Employer, Acct. #10012050-52305  
\$1,716 to Medicare-Employer, Acct. #10012050-52105
- 3p. Consider and Approve a Transfer in the amount of \$24,500 from Distribution Maintenance-Overhead Lines, Acct. #593 to Distribution Operations-Underground Lines, Acct. #584 - Electric
- 3q. Consider and Approve a Bid Waiver Request for the Fiscal Year 2016-2017 for Animal Control – Mayor
- 3r. Consider and Approve a Bid Waiver Request for the Fiscal Year 2016-2017 for Police Department – Mayor
- 3s. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Comptroller – Mayor
- 3t. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Personnel – Mayor
- 3u. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Fire Department – Mayor
- 3v. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Electric Division – Mayor
- 3w. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Water/Sewer Division – Mayor
- 3x. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Public Works – Mayor

- 3y. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Town Clerk – Mayor
- 3z. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Law Department – Mayor
- 3aa. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Economic Development Commission – Mayor
- 3bb. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Board of Education – Mayor
- 3cc. Consider and Approve Bid Waiver Request for Fiscal Year 2016-2017 for Generic Hardware stores and dealer only OEM parts and service from Valenti Auto Sales – Mayor
- 3dd. Consider and Approval to utilize the Qualifications-Based Selection Procedure for a wholesale power procurement auditing consultant – Electric Division
- 3ee. Schedule a Public Hearing for June 14, 2016 at 6:30 p.m. for Neighborhood Assistance Program Applications – 2016 – Program Planning
- 3ff. Schedule a Public Hearing for June 14, 2016 at 6:45 p.m. for:

AMENDMENT TO CHAPTER 8, BOARDS, COMMISSIONS  
AND COMMITTEES, ARTICLE III  
ECONOMIC DEVELOPMENT COMMISSION,  
OF THE CODE OF THE TOWN OF WALLINGFORD – Chairman Cervoni

- 3gg. Schedule a Public Hearing for June 14, 2016 at 7:00 p.m. for:

AMENDMENT TO CHAPTER 59, ALARMS  
OF THE CODE OF THE TOWN OF WALLINGFORD – Chairman Cervoni

- 3hh. Schedule a Public Hearing for June 14, 2016 at 7:15 p.m. for:

REPEAL OF CHAPTER 127 “HISTORIC PROPERTIES”  
OF THE CODE OF THE TOWN OF WALLINGFORD – Chairman Cervoni

- 3ii. Approve Town Council Special Meeting Minutes of May 4, 2016
- 3jj. Approve Town Council Meeting Minutes of May 10, 2016

**MOTION WAS MADE TO APPROVE CONSENT AGENDA ITEMS 3a.-3l and 3n. -3jj.**

**MADE BY: LAFFIN**  
**SECONDED BY: FISHBEIN**  
**VOTE: 7-AYE**

**MOTION:**                                   **1 ABSTAIN - ZANDRI  
PASSED**

4. *Items Removed from the Consent Agenda:*

3m. Acceptance of Donation for 2016 Fireworks Display from the following:

Ulbrich Special Metals, Inc.:	\$5,000
The Latimer Group:	\$1,000
Live Nation Toyota Oakdale Theatre:	\$12,000
KCE Building Corporation:	\$5,000
Component Engineers, Inc.:	\$1,000
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Robert F. Parisi:	\$1,000

and amend Appropriation to the FY 2016-2017 Budget of \$30,000

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\$1,260 to Recreation-Port-O-Lets, Acct. #10050050-56782  
\$3,290 to Recreation-Entertainment, Acct. #10050050-56746  
\$11,480 to Soc. Svc. Contr. – Holidays & Celebrations, Acct. #10040150-58234  
\$9,647 to Police – O/T, Acct. #100 20050- 51400  
\$3,823 to Fire – O/T, Acct. #10020150 -51400  
\$500 to Public Works – O/T, Acct. #10030000- 51400 – Chairman Vincent Cervoni

**MOTION WAS MADE TO MOVE TO ACCEPT DONATIONS FOR THE 2016  
FIREWORKS**

**MADE BY:**                                   **LAFFIN**  
**SECONDED BY:**                           **MARRONE**

Councilor Fishbein asked where we go in the future with this and then asks if it is the Council Chair's responsibility to fundraise. He questions if the Mayor should budget for this. He then states that bidding goes through Park and Recreation yet the funds are going to Public Celebrations

Councilor Fishbein doesn't understand why Public Celebrations is involved at all and Mayor Dickinson responded that it always has gone through Public Celebrations.

Councilor Zandri stated that the fireworks were never even asked for in this budget cycle and they should have been. He also states that this should be in Parks and Receptions budget.

**ROLL CALL VOTE:**                                   **SHORTELL: YES**  
**FISHBEIN:       YES**                                   **SULLIVAN: ABSENT**

LAFFIN: YES TESTA: YES  
LETOURNEAU: YES ZANDRI: YES  
MARRONE: YES CERVONI: YES  
8-AYE  
MOTION: PASSED

5. PUBLIC QUESTION AND ANSWER PERIOD

Bob Gross, Long Hill Road, asks if we are looking for additional sources of revenue. Mayor Dickinson responded that we are always seeking grants and that we need cuts in expenditures, not more revenue

Gina Morgenstein, South Main Street, commented on how we budget and states that we need to invest in businesses to grow.

Candace Brashears, asks when the Historic Property Commission members will be notified of the Council looking to disband the Commission. Chairman Cervoni responded that it will be put on the June 2<sup>nd</sup> Ordinance Committee meeting again and we will notify you.

Closed Public Question and Answer Period at 7:06 P.M.

6. Discussion and Possible Action regarding Budget Amendment appropriating \$300,000 from Retained Earnings, Acct. #NA to Conservation Expenses, Acct. #909-Electric

**MOTION WAS MADE TO MOVE TO APPROPRIATE \$300,000 FROM RETAINED EARNINGS, ACCT. #NA TO CONSERVATION EXPENSES, ACCT. #909**

*In attendance: Tom Sullivan, Electric Division  
Sharon Emmons, Electric Division*

**MADE BY: LAFFIN  
SECONDED BY: FISHBEIN**

Sharon Emmons stated that we receive ¼ of \$0.01 per kilowatt per hour for conservation money from our residents. It is money we reinvest to our customers. He then states that we collect \$1.5 million a year, of which, 60% is from commercial and 40% is from residential. He then goes on to state that we have subsidized energy efficient programs that the community participates in and more and more people are using these resources.

Councilor LeTourneau states that there is a big increase in people using the subsidy program.

PUBLIC COMMENT:

Bob Gross, Long Hill Road, spoke about transferring money and asks what else it can be used for. Tom Sullivan notes that the statute requires it be used by customers for energy efficiency projects.

Larry Morgenstein, South Main Street, indicates that we need to follow up with costs versus clean energy.

ROLL CALL VOTE:	SHORTELL: YES
FISHBEIN: YES	SULLIVAN: ABSENT
LAFFIN: YES	TESTA: YES
LETOURNEAU: YES	ZANDRI: YES
MARRONE: YES	CERVONI: YES
8-AYE	
MOTION: PASSED	

7. Conduct a Public Hearing at 6:30 p.m. and consider and act on the following Ordinance entitled:

AN ORDINANCE APPROPRIATING \$3,300,000 FOR SCHOOL SYSTEM CAPITAL IMPROVEMENT PROGRAM PHASE II AND AUTHORIZING THE ISSUE OF \$3,300,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Chairman Cervoni convened the public hearing and stated that the \$3,300,000 School System Capital Improvement Program Phase II bond ordinance which is the subject of this public hearing is available to the public and may be obtained at this meeting from the Town Clerk.

Councilor Laffin moved, and the motion was seconded by Councilor Shortell, to read the title of the ordinance as proposed in its entirety and to waive the reading of the remainder of the ordinance, incorporating its full text into the minutes of this meeting.

Upon roll call vote the ayes and nays were as follows:

AYES

NAYS

FISHBEIN  
LAFFIN  
LETOURNEAU  
MARRONE  
SHORTELL  
TESTA  
ZANDRI

SULLIVAN (ABSENT)

AN ORDINANCE APPROPRIATING \$3,300,000 FOR SCHOOL SYSTEM CAPITAL IMPROVEMENT PROGRAM PHASE II AND AUTHORIZING THE ISSUE OF \$3,300,000 BONDS OF THE TOWN TO

MEET SAID APPROPRIATION AND PENDING THE ISSUANCE  
THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR  
SUCH PURPOSE

PUBLIC COMMENTS:

Bob Gross, Long Hill Road, asks if this will really be bonded and James Bowes responded yes. Mr. Gross then states that he hopes we bond more with these low rates and Mr. Bowes stated that we will try.

Chairman Cervoni called the public hearing adjourned at 7:33 P.M.

Councilor Laffin moved, and the motion was seconded by Councilor Shortell, that the ordinance entitled:

"AN ORDINANCE APPROPRIATING \$3,300,000 FOR SCHOOL SYSTEM CAPITAL IMPROVEMENT PROGRAM PHASE II AND AUTHORIZING THE ISSUE OF \$3,300,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE", a copy of which is attached hereto, be adopted.

COUNCIL DISCUSSION

Councilor Fishbein makes a comment stating how does this affect anyone's budget.

Councilor LeTourneau asks why will we bond in the fall when projects are being done now. Mr. Bowes responds that we try to bond at the end of the construction process so we don't over bond.

Upon roll call vote the ayes and nays were as follows:

AYES

FISHBEIN  
LAFFIN  
LETOURNEAU  
MARRONE  
SHORTELL  
TESTA  
ZANDRI

NAYS

SULLIVAN (ABSENT)

Town Clerk Thompson declared the ordinance adopted.



**ADDENDUM TO AGENDA:**

7:00 P.M. – Conduct a Public Hearing at 7:00 p.m. and consider and act on the Sale of 188 North Cherry Street

*In Attendance: Attorney Norman Fishbein  
Mr. Michael Masella*

The attached Agreement is presented.

**MOTION WAS MADE TO AUTHORIZE THE LAW DEPARTMENT TO NEGOTIATE THE SALE AS PRESENTED.**

**MADE BY: LAFFIN  
SECONDED BY: LETOURNEAU**

<b>ROLL CALL VOTE:</b>		<b>SHORTELL: YES</b>
<b>FISHBEIN: RECUSE</b>		<b>SULLIVAN: ABSENT</b>
<b>LAFFIN: YES</b>		<b>TESTA: YES</b>
<b>LETOURNEAU: YES</b>		<b>ZANDRI: YES</b>
<b>MARRONE: YES</b>		<b>CERVONI: YES</b>
<b>8-AYE</b>		
<b>MOTION: PASSED</b>		

8. Consider and Approve waiving the bid and approving a five year lease agreement between the Board of Education and Ichiban Properties, LLC for 100 South Turnpike Road – Law Department

**MOTION WAS MADE TO MOVE TO APPROVE WAIVING THE BID AND APPROVE A FIVE YEAR LEASE AGREEMENT BETWEEN THE BOARD OF EDUCATION AND ICHIBAN PROPERTIES, LLC FOR 100 SOUTH TURNPIKE ROAD.**

*In Attendance: Dr. Salvatore Menzo, Board of Education  
Roxanne McKay, Chair, Board of Education*

Dr. Menzo indicated that we find our location much more advantageous to us and we would like to proceed with leasing South Turnpike Road. He went on to say that the Hall Avenue landlord is willing to sever our lease and our new landlord will take on that obligation at no cost. He states that this is a Gross Lease - \$10.00 per square ft. and there is no escalation in the property fee and more square footage. Dr. Menzo notes that it is ADA compliant and a one floor rental.

Attorney Gerald Farrell, Sr. notes that Attorney Geoffrey Einhorn was a big help to Attorney Janis Small in securing this deal.

Councilor Fishbein asks about budget impact. Dr. Menzo states that the difference is \$40,000.00. He then spoke about efficiency study and noted that they looked at positions they did not need to fill.

Councilor LeTourneau states that this is a five year lease and asks if there is an option. Dr. Menzo replies that there is an option at the end of the lease. Councilor LeTourneau then inquires about long term planning and asks if there is any thoughts long term to put up a separate building on school property for your needs. Dr. Menzo replies that this is something we are looking into.

Councilor Zandri notes that we are spending a lot and that he agrees with Councilor LeTourneau.

Bob Gross, Long Hill Road, comments on Town Planning going forward with properties and then states that we should have looked to purchase 50 South Main Street.

Councilor Fishbein states that he agrees that we should have purchased 50 South Main Street but we don't have a say.

Councilor Testa indicated that he disagrees that the Councilors don't have a say and then states that any Councilor can bring something forward.

Councilor Marrone states that we were able to walk away from the first lease because of flooding and he is not interested in owning more buildings and then goes on to say that the private sector is much more interested in leasing than owning and that's a good thing.

<b>ROLL CALL VOTE:</b>	<b>SHORTELL: YES</b>
<b>FISHBEIN: YES</b>	<b>SULLIVAN: ABSENT</b>
<b>LAFFIN: YES</b>	<b>TESTA: YES</b>
<b>LETOURNEAU: YES</b>	<b>ZANDRI: YES</b>
<b>MARRONE: YES</b>	<b>CERVONI: YES</b>
<b>8 AYE</b>	
<b>MOTION: PASSED</b>	

*Recess took place at 8:15 P.M.*

*Meeting was called back to order at 8:25 P.M.*

9. Review of POCD by Town Council in accordance with CGS Section 8-23 – Chairman Cervoni

*In Attendance: Rebecca Auger  
Milon McBroom  
Kaci Costello, Town Planner*

Presentation Attached

Attorney Farrell reminds us of our options this evening. He states that the Council can have a Public Hearing, you can endorse or reject in whole or part of the plan and make recommendations.

He also notes that the Planning and Zoning Commission has referred to you but it is theirs to adopt.

Chairman Cervoni states that the Implementation Committee concerns him. P&Z, ZBA, Mayor and the Council will all have a say.

Councilor Fishbein states that in the past, 10 years ago, the POCD plan sat on the shelf. He went on to state that the Planning & Zoning Committee is asking for help.

Councilor LeTourneau echo's Councilor Fishbein's comment that nothing was done 10 years ago and goes on to state that the Implementation Committee really has no power and that they are just advisory.

Chairman Cervoni feels the Implementation Committee did have power. He states they created this document and it's a powerful document.

Councilor Shortell asked what other Towns do and Kaci Costello replied that she did research and other communities have Implementation Committees - Representations of Agencies in the Town that would take up these tasks.

Rebecca Auger states, when there is an interest in really implementing the POCD Plan, most communities have the Committee and are successful.

Councilor Zandri states that there is more sustainable bicycling in the Town and we need bike racks.

Larry Morgenstein, South Main Street, would like the public included into the Implementation Committee.

Gina Morgenstein, South Main Street, spoke.

Chairman Cervoni thanks Kaci Costello and Rebecca Auger for this Plan.

10. 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*

**MOTION TO ADJOURN  
MADE BY: FISHBEIN  
SECONDED BY: SHORTELL  
VOTE: ALL-AYE  
MOTION PASSED**

The Council adjourned the meeting at 9:45 P.M.

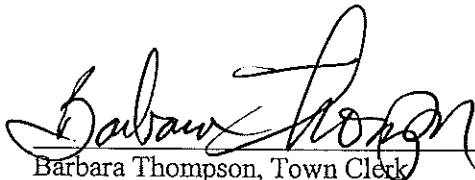
Respectfully submitted,

Lisa Moss  
Council Staff  
Meeting digitally recorded



Vincent Cervoni, Chairman

6/14/16  
Date



Barbara Thompson, Town Clerk

6-15-16  
Date