

SPECIAL TOWN COUNCIL MEETING

MONDAY, DECEMBER 13, 1993

5:30 P.M.

AGENDA

1. Roll Call & Pledge of Allegiance
2. Executive Session Pursuant to Section 1-18a(e)(4) of the CT. General Statutes With Respect to the Sale/Lease/Purchase of Property
3. Consider and Approve a Resolution Entitled, "A Resolution of Official Intent to Reimburse Expenditures with Bond Proceeds for a \$50,000 Bid Deposit for the Acquisition of Land and Real Property"
4. Consider and Approve a Transfer of Funds in the Amount of \$50,000 from Capital and Non-Recurring Account to Bid Deposit - Property Purchase Account - Mayor's Office

SPECIAL TOWN COUNCIL MEETING

DECEMBER 13, 1993

5:30 P.M.

A special meeting of the Wallingford Town Council was held on Monday, December 13, 1993 in the Robert Earley Auditorium of the Wallingford Town Hall and called to order at 5:33 P.M. by Chairperson Iris F. Papale. All Councilors answered present to the Roll called by Town Council Secretary Kathryn F. Milano with the exception of Councilor Holmes who arrived at 5:37 P.M. Mayor William W. Dickinson, Jr.; Town Attorney Janis M. Small and Comptroller Thomas A. Myers were also present.

The Pledge of Allegiance was given to the Flag.

ITEM #2 Executive Session Pursuant to Section 1-18a(e)(4) of the CT. General Statutes with Respect to the Sale/Lease/Purchase of Property

Motion was made by Mr. Doherty to Move Into Executive Session, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

Members of the Recreation Commission; Public Works Department and Parks and Recreation Department remained in attendance for the executive session.

Motion was made by Mr. Doherty to Exit the Executive Session, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

Motion was made by Mr. Doherty to Authorize the Mayor to Participate in Bidding on Property to be Auctioned by F.D.I.C. on December 14, 1993 and to Execute a Sales Agreement and Other Necessary Documents for a Successful Bid, seconded by Mr. Parisi.

Phil Wright, Sr., 160 Cedar Street was not in favor of the location of the property. He felt the site was not conducive to a recreation center. He felt that the public should be made aware of the overall costs involved in the project over and above the cost to purchase the property. He was of the opinion that the Town was heading in the wrong direction on this matter.

Frank Wasilewski, 57 N. Orchard Street agreed with Mr. Wright. He thought that the Town should slow down and think carefully about this issue. The public should be informed of the long run costs involved in this purchase.

Edward Musso, 56 Dibble Edge Road favored Chris Migliaro's proposal to build the recreation center/ice rink.

Phil Wright, Sr., reminded the Council that Meriden-Wallingford Hospital Administration moved too quickly on the Veteran's Memorial Hospital issue and drew a parallel between the two issues.

VOTE: All ayes; motion duly carried.

ITEM #3 Consider and Approve a Resolution Entitled, "a Resolution of Official Intent to Reimburse Expenditures with Bond Proceeds for a \$50,000 Bid Deposit for the Acquisition of Land and Real Property"

Motion was made by Mr. Doherty to Approve the Resolution and Append a Copy of it to the Minutes of the Meeting, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

ITEM #4 Consider and Approve a Transfer of Funds in the Amount of \$50,000 from Capital and Non-Recurring Account to Bid Deposit - Property Purchase Account - Mayor's Office

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Mr. Zandri asked Mr. Myers if he was correct in believing that all the funds in the Capital and Non-Recurring Fund were allocated for specific purposes?

Mr. Myers responded, yes, all but \$50,000 have been, pending the outcome of this meeting. The fund will be reimbursed at a later date, this transfer allows us to meet our immediate needs. There has not been a bond issuance as of yet for these funds.

Mr. Killen and Mr. Zandri did not favor the idea that the funds were being used for a purpose other than what they were designated for in the budget.

Mr. Killen remarked how the rules can be broken some of the time and not at others.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

Motion was made by Mr. McDermott to Adjourn the Meeting, seconded by Mr. Doherty.

VOTE: All ayes; motion duly carried.

There being no further business, the meeting adjourned at 6:50 P.M.

Meeting recorded and transcribed by

Kathryn F. Milano

Kathryn F. Milano, Town Council Secretary

Approved by: *Iris F. Papale*
Iris F. Papale, Chairperson

JAN 11 1994
Date

Kathy Pull
Kathryn J. Pull, Town Clerk

JAN 11 1994
Date

**A RESOLUTION OF OFFICIAL INTENT TO REIMBURSE
EXPENDITURES WITH BOND PROCEEDS FOR A \$50,000 BID
DEPOSIT FOR THE ACQUISITION OF LAND AND REAL PROPERTY**

RESOLVED:

The Town of Wallingford (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid after and sixty days prior to the date of passage of this resolution in the maximum amount of \$50,000 for a bid deposit for the acquisition of land and real property located at 6 Fairfield Boulevard, Wallingford, Connecticut with the proceeds of bonds, notes or other obligations ("Bonds") authorized to be issued by the Issuer.

The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Comptroller or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration. This declaration shall be made available in the office of the Clerk for public inspection within thirty days of its passage, and any amendment shall be made available for public inspection within thirty days of such amendment.

TOWN COUNCIL MEETING

DECEMBER 14, 1993

6:00 P.M.

AGENDA

1. Roll Call & Pledge of Allegiance
2. Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Respect to Pending Litigation - Nelson Kari Appeal
3. Consider and Approve Authorizing the Settlement of an Outstanding Claim - Nelson Kari Appeal - Bd. of Education
4. Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Respect to Pending Litigation
 - Thurston Associates (tax appeal)
 - Fairfield Associates (tax appeal)
 - Guardian Life Insurance Co. (tax appeal)
 - Town of Wallingford v. Thurston Associates
5. Consent Agenda
 - a. Consider and Approve a Transfer of Funds in the Amount of \$514 from Computer System Acct. #2035-999-9903 to Office Supplies Acct. #2035-400-4000 - Fire Marshal
 - b. Consider and Approve Tax Refunds (#140-157) in the Amount of \$1,474.54 - Tax Collector
 - c. Consider and Approve a Transfer of Funds in the Amount of \$5,000 from Waste Disposal and Composting Fees Acct. #001-5060-600-6540 to Tree Removal - Contract Acct. #001-5070-600-6420 - Public Works Department
 - d. Consider and Approve a Transfer of Funds in the Amount of \$4,500 from Asst. Dog Warden Salary Acct. #2020-100-1200 to Temporary Help Acct. #2020-100-1360 - Animal Control Officer
 - e. Consider and Approve a Budget Amendment in the Amount of \$20,000.00 to Increase the New Service Installation Acct. #345-094 and to Increase Contribution in Aid Account - Water Division
 - f. Note for the Record Mayoral Transfers Approved to Date - Mayor's Office
 - g. Note for the Record Anniversary Increases Approved by the Mayor to Date

(OVER)

- h. Consider and Approve Accepting the Following Roads:
- Wheatfield Hill, off of Woodhouse
 - Guernsey Lane, off of Quigley
 - Cornelia Drive, off of Whiffle Tree
 - The final portion of Whiffle Tree, off of Parker Farms
- i. Consider and Approve the Release to Medway Associates Limited Partnership a Right of Way to the Town of Wallingford for Electric Utility and Telephone Services
- Town Attorney
- j. Consider and Approve a Resolution Authorizing the Mayor to Sign an Application for a Connecticut Department of Labor General Assistance Grant (Community Employment Incentive Program) in the Proposed Amount of \$16,786 - Welfare Dept.
6. Items Removed from the Consent Agenda
7. Consider and Approve the Meeting Schedule of the Wallingford Town Council for 1994
8. Consider and Approve Minutes of the November 23, 1993 Town Council Meeting
9. PUBLIC QUESTION AND ANSWER PERIOD - 7:30 P.M.
10. Discussion and Possible Action on Implementing a Fall Street Sweeping/Vacuuuming Schedule for Storm Drains as Requested by Councilor Susan S. Duryea
11. Report Out by the Chief of Police Regarding the Status of the Snow and Towing Ordinance as Requested by Councilor Susan S. Duryea
12. Report Out by the Traffic Maintenance Department on the Status of the ISTE A Funds as Requested by Councilor Brian M. McDermott
13. Consider and Approve a Resolution Authorizing the Mayor to Sign a Cost Sharing Agreement with the State of Connecticut for a Traffic Light at the Intersection of State Route 738 and I-91 Southbound Off-Ramp and South Airline Road
14. Consider and Approve a Transfer of Funds in the Amount of \$6,960.00 as the Town's Share of the Cost Sharing Agreement from Acct. #8050-800-8190 Cont. Reserve for Emergency to Acct. #2003-999-9912, Traffic Control S. Airline/I-91
15. Discussion on the Bid Received for the Former Yalesville Fire House as Requested by Councilor Albert E. Killen, Jr.
16. Report Out by the School Building Expansion Committee on Their Progress Made to Date as Requested by Councilor Geno J. Zandri, Jr.
17. Report Out from the Committee to Study the Feasibility of a Municipally Owned Cable Company

Addendum - Recognition of the Wlfd. Vikings Jr. Midget League

TOWN COUNCIL MEETING

DECEMBER 14, 1993

6:00 P.M.

SUMMARY

<u>Agenda Item</u>	<u>Page No.</u>
Consent Agenda - Item #5b	4-5
2. Executive Session 1-18a(e)(2) - Nelson Kari Appeal	1
3. Approve the Settlement of an Outstanding Claim in the Amount of \$506,500 - Nelson Kari Appeal	1-3
4. Table Executive Session 1-18a(e)(2) - Thurston Associates (tax appeal) - Fairfield Associates (tax appeal) - Guardian Life Insurance Co. (tax appeal) - Town of Wallingford v. Thurston Associates	3
4. Remove From the Table Executive Session 1-18a(e)(2) and Instruct the Town Attorney to Proceed With Instructions Given in Executive Session With Regards to Fairfield Tax Appeal	31
6. Items Removed From the Consent Agenda	
5a. Approve a Transfer of \$514 to Office Supplies - Fire Marshal	5
5c. Approve a Transfer of \$5,000 to Tree Removal - Public Works	5-6
5d. Approve a Transfer of \$4,500 to Temporary Help - Animal Control Officer	6
5e. Approve a Budget Amendment of \$20,000.00 to Increase the New Service Installation Acct. and Contribution in Aid Account - Water Division	6-7
5f. Note for the Record Mayoral Transfers Approved to Date	7
5g. Note for the Record Anniversary Increases Approved to Date	7
5h. Approve Accepting Guernsey Lane and Wheatfield Drive	7
5i. Table Approving the Release to Medway Associates Limited Partnership a Right of Way to the Town of Wallingford for Electric Utility and Telephone Services and Acceptance of a New Easement from Medway Assoc. to the Town of Wallingford	7-8

<u>Agenda Item</u>	<u>Page No.</u>
5j. Approve a Resolution Authorizing the Mayor to Sign an Application for a CT. Depart. of Labor General Assistance Grant in the Proposed Amount of \$16,786 - Welfare Dept.	8-10
7. Approve the Meeting Schedule of the Wallingford Town Council for 1994	10
8. Approve the Minutes of the November 23, 1993 Town Council Meeting	10
9. PUBLIC QUESTION AND ANSWER PERIOD - Explanation of Executive Session Procedures; Farewell Remarks by Councilors; Fairfield Property Bid; Request for Status Report on 88 S. Main Street Project; Request for Explanation of Programs Initiated by the Town to Combat Drug and Alcohol Problems Within School Systems; Request for Update on Boys & Girls Club Status; Criticism of the Nelson Kari Appeal Case	10-16
10. Discussion on a Street Sweeping/Vacuuming Schedule for the Town of Wallingford	24-26
11. Report Out by the Chief of Police on the Inclement Weather Provisions of the Towing Ordinance now in Effect	26-27
12. Report Out by the Traffic Maintenance Department on the Status of the ISTE A Funds	27-29
13. Approve a Resolution Authorizing the Mayor to Sign a Cost Sharing Agreement with the State of CT. for a Traffic Light at the Intersection of Route 738 and I-91 Southbound Off-Ramp and South Airline Road	29
14. Approve a Transfer of \$6,960. as the Town's Share of the Cost Sharing Agreement for the Traffic Light at the Intersection of Route 738 and I-91 Southbound Off-Ramp and South Airline Road	29-30
15. Rejection of the Bid Received on the Sale of the Former Yalesville Fire House	30
16. Report Out by the School Building Expansion Committee on Their Progress Made to Date	19-24
17. Report Out from the Committee to Study the Feasibility of a Municipally-Owned Cable Company	16-19
<u>Addendum</u> - Recognition of the Wlfd. Vikings Jr. Midget League	3-4

Waiver of Rule V

Page No.

To Include Reducing the Number of Sites to Two Middle Schools, Yalesville School, Pond Hill School and/or Stevens School in the School Building Expansion Committee's Charge	24
To Reject the Bid Received on the Sale of the Former Yalesville Fire House	30
To Hear Discussion on the Attempt Made by the Town to Successfully Bid on Purchasing Real Property	30
To Set a Public Hearing for January 11, 1994 at 8:00 P.M. on an Ordinance Appropriating \$58,000 for the Design and Bidding of Community Pool	31

TOWN COUNCIL MEETING

DECEMBER 14, 1993

6:00 P.M.

A meeting of the Wallingford Town Council was held on Tuesday, December 14, 1993 in the Robert Earley Auditorium of the Wallingford Town Hall and called to Order at 6:03 P.M. by Chairperson Iris F. Papale. All Councilors answered present to the Roll called by Town Clerk Kathryn J. Wall. Mayor William W. Dickinson, Jr., Town Attorney Janis M. Small and Comptroller Thomas A. Myers were out of Town on business and arrived at 9:40 P.M. Corporation Counselor Adam Mantzaris and Deputy Comptroller Eva Lamothe were also in attendance.

The Pledge of Allegiance was given to the Flag.

ITEM #2 Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Respect to Pending Litigation - Nelson Kari Appeal

Motion was made by Mr. Doherty to Proceed Into Executive Session, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

Motion was made by Mr. Doherty to Exit the Executive Session, seconded by Mr. Parisi.

VOTE: Holmes, no; all others, aye; motion duly carried.

ITEM #3 Consider and Approve Authorizing the Settlement of an Outstanding Claim - Nelson Kari Appeal - Bd. of Education

Ms. Papale asked that it be noted for the record that the funds used to settle the case will be drawn from the Board of Education budget.

Mr. Doherty read the motion made at the Board of Education meeting on this issue held on December 13, 1993 as follows:

Move to resolve all pending claims and litigation arising out of the termination from employment of Nelson Kari upon the following conditions:

1. Payment to Nelson Kari in the amount of \$506,500
2. Receipt by the Board of Education of a written release and waiver executed by Nelson Kari and approved by legal counsel for the Board of Education"

Motion was made by Mr. Doherty to Authorize the Settlement of the Nelson Kari Appeal in the Amount of \$506,500., seconded by Mr. Parisi.

Edward Bradley, 2 Hampton Trail, Former Member of the Committee to Investigate Purchasing Practices of the Board of Education asked, if Mr. Kari were to be reinstated in his present position, what are we

talking about in dollars as far as back pay?

Dale Wilson, Assistant Superintendent responded, to reinstate Mr. Kari in whole would cost \$287,000.

Mr. Bradley asked if the Board were to reinstate Mr. Kari would they be obligated to bring him back in at his current position?

Dr. Cirasuolo responded, yes.

Mr. Bradley then asked, are there problems with reinstating Mr. Kari?

Dr. Cirasuolo responded only on his own behalf by saying that he would have an individual in the position of the Business Manager of which he would have no confidence in, who, I feel, would have no credibility with the Board, Town Council and Community. One way or the other everything that was done by him would have to be double-checked, other people would have to carry on the communication aspects of the Business Manager, in many ways the staff would have to double up on the administration of that department. From his perspective it would be a major problem.

Mr. Bradley stated, if people were up front and had said that the computer equipment was in the Board's possession and that they had made a mistake it could have been settled then. There were people in the administration, both on the Town side and on the Board of Education's side, who had sat through two Town Council Meetings and hid the facts despite being grilled by the Council with questions. Many people in attendance that evening were aware of the true facts and kept them hidden from the Council. Had they admitted the mistake this whole issue could have been avoided.

Mr. Holmes stated that the present Board and Administration have done what they can to rectify this situation in a manner that is favorable to the Town. His problem was with the arbitrators in this matter. He feels that the chief goal of an arbitrator is not to ask, "what kind of impact is this to have on a municipality?" their sole purpose is to get another arbitration case to decide so as to obtain another fee. They don't care what the impact will be on the taxpayer. The whole system is out of whack and until the State Legislature has the courage to change the present system, we are going to continue to be in this position for the next five, ten, fifteen years from now. The State Education Department has a tremendous lobby and we are facing an uphill battle. He will not vote for this settlement for it bodes a bad signal for the people in this community which is yes, indeed, crime does pay and pays handsomely, in this case \$500,000 for the person who not only lied before the Town Council but was also convicted of a felony.

Mr. Zandri commented, with all the facts that were presented to this Council and the uphill battle the Town has on winning this case, I will support this particular motion this evening because I feel that it is in the best interest of this Town with what evidence we have in front of us for the Town to settle. I am not happy with it but with the information that I do have, I feel that it is in the best interest

of the Town to get this settled and over with.

Mr. Doherty agreed with Mr. Zandri. He felt that there comes a time when you have to cut your losses, not increase them. Judging from what the Council heard tonight, this is the moment to cut the losses.

Ms. Papale stated that she felt that the Council, as a whole, was reluctant to go ahead with this but, for herself, she felt that there was no other choice after the information presented during executive session. It is best to vote on it and get it over with and hope that nothing like this will ever happen again in this Town. She will support the motion.

Phil Wright, Sr., 160 Cedar Street understood where the Council was coming from and asked the question, is there any possibility of pursuing a claim of malpractice concerning the attorney who very poorly represented the case?

Ms. Papale stated that it was discussed during executive session.

Barbara Beecher, Chairman of the Board of Education responded, that an independent attorney was consulted for advice on that matter. The advice given was that there really was no case that could be proved with regards to malpractice.

Mr. Wright asked for that attorney's name.

Dr. Cirasuolo stated that the name could not be released due to the fact that they would be violating some confidences. The attorney was not paid for his advice.

VOTE: Duryea, Holmes and Solinsky, no; all others, aye; motion duly carried.

Barbara Beecher thanked the Council and stated that the Board was very reluctant to come to the Council with this issue but did so because they felt it was in the best interest of the Town. The people who are responsible for this are no longer here and that is good.

ITEM #4 Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Respect to Pending Litigation

- Thurston Associates (tax appeal)
- Fairfield Associates (tax appeal)
- Guardian Life Insurance Co. (tax appeal)
- Town of Wallingford v. Thurston Associates

Motion was made by Mr. Doherty to Table This Item, seconded by Mr. Killen.

VOTE: Parisi was absent; all others, aye; motion duly carried.

ADDENDUM Motion was made by Mr. Doherty to Move the Addendum Up to the Next Order of Business, seconded by Mr. Holmes.

one. Approximately 112 trees were removed. With the help of an arborist we will begin to re-plant the downtown areas.

Phil Wright, Sr., 160 Cedar Street asked if the department had over expended the tree removal account?

Mr. McCully responded, no, not yet.

Mr. Wright asked why we were transferring funds if the account is not depleted?

Mr. McCully answered that there are some dead trees that are a hazard to the community that need removal. There are not enough funds in the account to pay to remove them.

Mr. Wright asked, is the composting system working, are we selling any of the leaves that we are collecting?

Mr. McCully responded that a contractor is paid to compost the leaves. Public Works takes them down to the landfill where the contractor composts them and hauls them away. We are required by State law to compost.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

ITEM #5d Consider and Approve a Transfer of Funds in the Amount of \$4,500 from Asst. Dog Warden Salary Acct. #2020-100-1200 to Temporary Help Account #2020-100-1360 - Animal Control Officer

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Edward Musso, 56 Dibble Edge Road felt that anyone who is hurt on the job should not be terminated while they are recuperating.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

ITEM #5e Consider and Approve a Budget Amendment in the Amount of \$20,000.00 to Increase the New Service Installation Acct. #345-094 and to Increase Contribution in Aid Account - Water Division

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Mr. Killen pointed out that this item is a budget amendment. The budget is an ordinance and a public hearing is supposed to be held on it because you are amending an ordinance. It has to be amended the same way it is adopted. We are violating our own and the State's rules and regulations.

Mr. Wright asked, what is Contribution in Aid?

Mr. Roger Dann, General Manager of the Water & Sewer Divisions responded, that it is an account that recognizes the distribution system or, in this case, individual service installations which are provided by developers or property owners. They pay for the system and then turn them over to the Town for ownership. This is a system

- 7 - December 14, 1993

for which we account for those funds both as a contribution and a corresponding expense.

VOTE: Parisi was absent; Killen, no; all others, aye; motion duly carried.

ITEM #5f Note for the Record Mayoral Transfers Approved to Date - Mayor's Office

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

VOTE: Parisi was absent; Zandri, no; all others, aye; motion duly carried.

ITEM #5g Note for the Record Anniversary Increases Approved by the Mayor to Date

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

Mr. Wright asked what the name was of the individual receiving the anniversary increase?

Mr. Doherty responded, Francis Sabo of the Police Department and the increase is effective 12/26/93.

Mr. Wright asked what the amount is?

Eva Lamothe responded that the amount is already included and approved in the budget so there are no additional funds required to be approved. The amount is usually included on the form and, in this case it was not. She was not sure why it was omitted.

Frank Wasilewski, 57 N. Orchard Street asked if the anniversary increase is in the contract? If it is in the contract it should not have to come before the Council. It is automatic.

VOTE: Parisi was absent; all others, aye; motion duly carried.

ITEM #5h Consider and Approve Accepting the Following Roads:

- Wheatfield Hill, off of Woodhouse
- Guernsey Lane, off of Quigley
- Cornelia Drive, off of Whiffle Tree
- The final portion of Whiffle Tree off of Parker Farms

Mr. Doherty noted that the Planning & Zoning Commission, at its meeting of December 13, 1993 only approved Guernsey Lane and Wheatfield Drive and made a motion to only accept those two roads, seconded by Mr. Holmes.

VOTE: Parisi was absent; all others, aye; motion duly carried.

ITEM #5i Consider and Approve the Release to Medway Associates Limited Partnership a Right of Way to the Town of Wallingford for Electric Utility and Telephone Services and Acceptance of a New Easement from

VOTE: Parisi and Solinsky were absent; all others, aye; motion duly carried.

Recognition of the Wallingford Vikings Jr. Midget League

Ms. Papale extended congratulations on behalf of the Mayor who was out of Town on a business trip.

Mr. McDermott congratulated everyone involved with the Wallingford Vikings Association. The Town is very proud of the young men and women and all the parents responsible for this tremendous victory for not only the team but for the Town of Wallingford as well. The entire town was rooting for the team as they played their championship game in California. The Vikings fought a tough fight against the Oak Grove Renegades who have won the national title four times out of the past five years. The game took place on Saturday, December 11, 1993 with a final score of 7-6. The Town is very proud of the new Pop Warner National Football Champions.

At this time the Council recognized each member of the cheerleading team, cheerleading coaches, football team and football coaches, respectively, with certificates presented by Chairperson Iris F. Papale and Councilor McDermott. The certificates were signed by both Mayor William W. Dickinson, Jr. and Council Chairperson Iris F. Papale.

Ms. Papale, on behalf of the entire Town Council, extended praise and admiration to all the individuals associated with obtaining this national title.

At this point in time certificates were presented to each cheerleader, cheerleading coach, football team member and coaches.

Mr. Doherty presented the Vikings with a challenge. Since many of the players will be going to two different high schools in this Town, back in 1985 both Sheehan and Lyman Hall, in their respective classes, won State Championships. He challenged the team to do the same sometime before they graduate.

The Vikings Head Coach thanked the Council and Community for their support. California now knows the name Wallingford. The team name fits them well for they are truly Vikings in strength and spirit.

The team retreated to Room #315 for refreshments and a victory party hosted by Johanna Fishbein.

ITEM #5 Consent Agenda

Motion was made by Mr. Doherty to Place the Following Item on the Consent Agenda to Be Voted Upon by One Unanimous Vote of the Council, seconded by Mr. Parisi.

ITEM #5b Consider and Approve Tax Refunds (#140-157) in the Amount of \$1,4674.54 - Tax Collector

VOTE: All ayes; motion duly carried.

ITEM #6 Items Removed From the Consent Agenda

ITEM #5a Consider and Approve a Transfer of Funds in the Amount of \$514 from Computer System Acct. #2035-999-9903 to Office Supplies Acct. #2035-400-4000 - Fire Marshal

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

ITEM #5c Consider and Approve a Transfer of Funds in the Amount of \$5,000 from Waste Disposal and Composting Fees Acct. #001-5060-600-6540 to Tree Removal - Contract Acct. #001-5070-600-6420

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

Mr. Killen asked Public Works Director, Henry McCully, why such a large portion of the Composting Fees line item had been encumbered?

Mr. McCully responded that a new program was started with a new vendor at the landfill this past April. Approximately \$30,000 was added to the overall figure of \$220,000 budgeted for organic recycling, CRRRA tip fees and residential programs. The reason for the extra budgeting was due to residual tickets that people had purchased prior to April of this year. To date over the last five months only twenty-seven percent of the account has been expended. It was way over budgeted. The department looked at its past experience with this line item and arrived at the budgeted figure.

Mr. Killen asked, why is so much encumbered so far in advance? It gives the Council a distorted picture. Only \$59,573 has been expended in five months which averages to \$12,000 per month. At that rate only \$144,000 would be spent for the year. If you allow for a slight increase you should only encumber approximately \$175,000. The remainder of the funds should be unencumbered and available should the department require a transfer.

Mr. McCully responded that, presently the department has an unencumbered amount of \$47,000 in the line item. The Town pays for the senior citizens out of that account. He had based his figures on two coupons per senior citizen. To date, the average is only one coupon per week per senior citizen. For the month of November the total coupons collected were 1,121. That is well below the budgeted figure and Mr. McCully will reflect that in his request for the upcoming budget year.

Mr. Killen referred to the issue of tree removal since that account is being effected by this transfer. He asked if Mr. McCully could request more money for the tree planting account in the upcoming budget? We seem to spend more money on tree removal than planting.

Mr. McCully responded that the department has been planting a great many trees this year. It costs more to remove a tree than to plant

Medway Associates to the Town of Wallingford.

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

Mr. Zandri asked if the Town is requesting this item or is Medway.

Corporation Counselor responded that the old easement has been on the books since 1968 and has never been utilized by the Electric Division. We had an easement here (referred to map shown to the Council) which was granted when some part of F.I.P. property was developed. The road was reconfigured and Medway asked the Town to release this easement. The Electric Division in return asked for a new easement along this property line for electric, water and sewer which they feel will be better utilized in the future.

Mr. Zandri asked if anyone was present from the P.U.C. to answer questions?

There was no one from the P.U.C. present.

Mr. Zandri's concern with this issue is over the F.I.P. Organization and the problems that the Town has had with the Thurston property involving them. As long as this is an advantage to the Town of Wallingford he will vote in favor. If it is not an advantage to the Town he would vote no.

Atty. Mantzaris responded that he spoke to Raymond Smith, Director of Public Utilities and found that the easement that the Town is giving up is one that he does not foresee any use for, at all, in the future. The one we are receiving, Mr. Smith sees the potential for use by the division. It is an advantage to the Town, we are getting something that we might be able to use, according to Ray Smith.

Mr. Zandri answered, the key word here is "might". He is not willing to do any favors for F.I.P. What we are doing, in essence, is opening a large parcel of land that would allow development for it. That is the reason that F.I.P. is asking for the easement. If you look at where that right of way is on that property you will see that it cuts right through the middle of that piece of property. It is definitely an advantage for F.I.P. to get rid of that right of way to make that piece of property more valuable to them.

Atty. Mantzaris responded that Ray Smith stated that the Town would "most probably be utilized..the new easement".

Ms. Papale commented that the Council will be holding a special meeting a week from Monday (December 27th) at which time this can be discussed.

Motion was made by Mr. Zandri to Table This Motion, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

ITEM #5j Consider and Approve a Resolution Authorizing the Mayor to

December 14, 1993

Sign an Application for a Connecticut Department of Labor General Assistance Grant (Community Employment Incentive Program) in the Proposed Amount of \$16,786 - Welfare Department

Motion was made by Mr. Doherty to Approve the Resolution and Append a Copy of it to the Town Council Meeting Minutes, seconded by Mr. Parisi.

Mr. Killen asked how many of the Councilors read the grant in its entirety? He felt that the item should not have been put on the consent agenda because it was a voluminous document that required close attention. The issue he was trying to make was that the document contained many repetitious, unnecessary forms and language. For the State to expect part time legislatures to study this document besides all the other material they must study and vote on in an evening is ludicrous. Perhaps an effort should be made to contact our legislators in Hartford to ask that the grant documents be reviewed closely for possible editing.

Mr. Doherty interpreted this document to mean that the Town of Wallingford will be involved with Meriden and Southington in a substance abuse program run by the Veterans Memorial Hospital for some of our clients on the town Welfare rolls.

Mary Alice Petrucelli-Timek, Welfare Director, explained, that was part of the grant. Last year the Department of Income Maintenance, which now is the Department of Social Services, gave the top seventeen towns a grant for their employability plans. This past year was then transferred over to the Department of Labor and they wanted to regionalize it. The only way that Wallingford could be eligible for these type of items was to hook up with Meriden. Basically, we are getting services from this grant. We are not going to be touching any of the money. Meriden is the designee of the grant, not Veterans Memorial Medical Center. The city is contracting out for substance abuse with VMMC.

Mr. Parisi stated that he counts on the Department Heads to advise the Council if any item coming before the Council is not in the best interest of the Town of Wallingford. He agreed that there should be an easier way of presenting it. A lot of faith is placed in the Town employees to steer the Council in the right direction.

Edward Musso, 56 Dibble Edge Road commented that we should not apply for grants. Once you do you fall under State mandates.

Ron St. Clair, Gopian's Trailer Park asked if there are any obligations on the part of the Town to the grant?

Ms. Petrucelli-Timek responded that the obligation of the grant is that it will provide more services to the general assistance population in Wallingford. At present time there is no way in her program for her to provide the people in her program with transportation or for training which costs money. This is where this grant comes in. It helps people become more employable, therefore getting off the welfare rolls. Over the past two years the general

assistance program has changed. We now focus on employability. She has numerous success stories in her files where people on work fair have been hired full time. In fact our welfare rolls are going down. For the past month we were down to 118 vs. 183 the last time she appeared before the Council.

VOTE: All ayes; motion duly carried.

ITEM #7 Consider and Approve the Meeting Schedule of the Wallingford Town Council for 1994.

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

VOTE: McDermott, abstained; Parisi passed; all others, aye; motion duly carried.

ITEM #8 Consider and Approve Minutes of the November 23, 1993 Town Council Meeting

Motion was made by Mr. Doherty, seconded by Mr. Parisi.

VOTE: Killen abstained; all others, aye; motion duly carried.

ITEM #9 PUBLIC QUESTION AND ANSWER PERIOD

Dave Canto, 4 Meadows Edge Drive asked if the Council could give the audience a brief summary of what took place during the Executive Session last evening. What was the topic of discussion? Is the Town abandoning the idea of a recreation center/ice rink?

Ms. Papale explained that Mayor Dickinson, Comptroller Thomas Myers and Town Attorney Janis Small are on their way back from Boston. At that time we will have an answer as to what the outcome of the session was.

Mr. Holmes stated that the property the Town is trying to purchase through the auction would house the recreation facilities and perhaps a few other agencies in town, however, that does not preclude the study group from going ahead with the ice rink development project. Originally that was a stand-alone proposal and when presented to the Town the recreation department jumped on board.

Frank Wasilewski, 57 N. Orchard Street asked, is this the last Council Meeting for the year?

Ms. Papale responded, this is the last regular meeting.

Mr. Wasilewski thanked those Councilors leaving for serving on the Council. Although he did not agree with them many times, it took a lot on their part to serve on the Council and give the Town the time that they did.

He then stated that he was disappointed that the Town will pay an individual over \$500,000 for doing something wrong. He felt that there must be a court in this country that would say that the Town was

right. The Town should have fought this to the end. He was amazed that the Board of Education could produce \$500,000 from their budget when just a few months ago they could not come up with \$150,000 to fix Highland courts.

Ms. Papale responded that funds were put aside in the Board's budget in anticipation of this settlement.

Mr. Zandri did not feel that the Town was rewarding anyone. Unfortunately, it is the court system going against the Town. The advice that we are getting is not to pursue this for it will only cost the Town more money in the long run. This has been an ongoing issue for several years. The Board had assumed that there could potentially be a pay off and have been setting monies aside each year for the past three years to accommodate the pay off. They do not have all the money to do this and quite a bit of it will be proposed in the upcoming budget.

Mr. Wasilewski commented that he was amazed at how fast the Council could act on an issue such as the one they acted on last night (approving a resolution and transfer of fund for \$50,000 for a bid deposit for the acquisition of land and real property). We have projects in town that have been dragging on for years and last night this went through without a hitch. The issue was never raised as to how much it will cost to convert the building for town use.

Mr. Doherty responded to Mr. Wasilewski's comment about how quickly the business moved ahead last evening by pointing out that the reason it did was due to the fact that the Mayor was behind the project. He added, if the Mayor is behind something things move fast around here. It is a good deal and the Mayor is behind it so it is moving.

Mr. Wasilewski asked what it will cost to convert the building?

The Council could not provide that information in case the property is purchased and a bid is solicited for construction.

Mr. Wasilewski felt that too many executive sessions are held and the Mayor and Council should keep the public more informed of what is going on.

Ms. Papale reminded Mr. Wasilewski that the public was given the opportunity to speak at the meeting and, in fact, Mr. Wasilewski, himself did speak. Certain items cannot be discussed in public or it will jeopardize the action that the Town is considering taking.

Edward Bradley, 2 Hampton Trail asked, what was the assessed value of the building we are considering for purchase?

Mr. Doherty responded, \$1,450,000.

Mr. Bradley asked, any idea as to what the tax revenue was that the building was generating?

Mr. Killen could not determine that information based on the data

provided to him.

Mr. Bradley asked if anyone has performed a cost-comparison of purchasing the building vs. building a new recreation center, the possibility of using land at Community Lake, etc.?

Mr. Doherty responded that the Council was informed that the cost of a new building would run \$3-4 million or more. Those numbers were quoted by the Mayor last evening.

Mr. Bradley commented that this issue came about and was acted upon very quickly. This is no small piece of change (\$50,000) we are talking about. He asked the Council, how long have you been aware of the issue and how far back have you researched it?

Mrs. Doherty responded, the Council was made aware of it on Wednesday and the Meeting was held on Monday.

Mr. McDermott appreciated Mr. Bradley's concerns but stated that the public is under the wrong impression that there is an attempt to hide or keep this secret. The reason for executive session is to keep other potential bidders from knowing what the Town will be bidding on the property.

Atty. Mantzaris stated that it was his belief that the earliest that any Town official knew about this opportunity was approximately one and one-half weeks ago.

Lester Slie, 18 Green Street asked about the status of the study on the reservoir. The Mayor stated that he would report back to the public two months ago on the status of it. Nothing has been said since. He asked the Council if they know anything about it?

Mr. Doherty responded that no official answer has been received on this issue.

Mr. Holmes responded that it is his feeling that it will make the water supply plan look good if it can be shown that a reservoir can be placed in that area some fifteen years in the future. He has not received any word on the status of the study.

Ron Piazza, 46 Hillsvie Road asked what the status was of the completion of work for the interior of 88 S. Main Street? He was under the impression that the contract date for completion was December 15th.

Mr. McCully, Director of Public Works responded that Carmen Spiteri, Building Inspector, issued a certificate of occupancy today to the contractor. The 88 S. Main Street Building Committee will have to inspect the building prior to final payment to the contractor.

Mr. Piazza thanked Mr. Doherty, Mr. McDermott, Mr. Parisi and Mr. Holmes for their service to the Town of Wallingford for the past two years.

Susan Pierson, 25 Mettlar Drive asked about if the School Expansion

issue can be moved up on the agenda this evening?

Ms. Papale stated that it will be moved up but not to the next order of business.

Thomas Zappala invited all Councilors to the Wallingford Emergency Shelter Open House, Sunday, December 19th between 3:00 and 4:00 P.M. at the location of Quinnipiac and Cherry Streets.

Mr. Phil Wright, 160 Cedar Street also extended his thanks to those Councilors who will be leaving the service of the Town at the end of the year. He urged all remaining Councilors to work hard in the coming years for the betterment of the community. He hoped that the new Councilors were ready to face their task ahead.

Ron St. Clair, 69 Gopian's Park was disappointed with the recent statistical reports showing that Wallingford ranked among the highest of communities for drug and alcohol related problems in our school system. He asked what the Town is doing to combat this problem?

Mr. Holmes responded that there has been a concerted effort on the part of the Youth Service Bureau, Mayor's Substance Abuse Program, Drug Education Resistance Programs in the younger grades and on the part of the Town, as a whole, to make commitment to try to educate people on this issue. We can only go so far before the influences of parents and families have to take over. We can only educate them about the danger of drug and alcohol consumption. It must be followed through at home as well. Many programs such as Project Graduation are conducted for the purpose of impressing a drug-free lifestyle on the students.

Mr. Killen stated that the Mayor's Council on Substance Abuse meets at least once a month. They meet at Simpson School and the children from the Junior and Senior High Schools participate as well. Last month it was decided to take the Mayor's Council to the schools rather than have them come to us. The school Principals have been instructed to appear at the P.T.O. meetings and inquire what the parents would like from the group and make them aware that the meetings are not held for the parents to come and watch but to participate in.

Mr. St. Clair asked, what is the status of the Boys & Girls Club?

Mr. Holmes explained that the last time the director was before the Council he requested more time to research other potential sites for the club. He would expect that the club should report back in January with an answer.

Mr. St. Clair stated that there is a serious lack of communication with the Council. He was present at a meeting of the Ice Rink/Recreation Committee approximately one month ago and the possibility of bidding on the property at Centract Park was being discussed at that time by the committee. If the Council just found out about it, then a problem with communication exists.

Edward Musso, 56 Dibble Edge Road complained that the Council holds

too many executive sessions. He felt that the reason drug and alcohol problems exist is due to the fact that the family unit is deteriorating.

Ms. Papale took the opportunity at this time to say farewell to those four Councilors who will be leaving the Council at the end of the year. She stated that Councilors Parisi, Holmes, Doherty and McDermott worked well with her during the past two years and she thanked them for their dedication and loyalty to the Town.

She thanked Mr. McDermott for his support; Mr. Holmes for his ideas and knowledge of many issues; Mr. Doherty for his assistance as Vice Chairman and Mr. Parisi for his friendship and hoped to see all four present, in the audience, at future Town Council Meetings. She wished them good health and much happiness.

Mr. McDermott: Over the past few years I have learned and grown tremendously from serving on the Town Council. I am proud to represent the Town of Wallingford and the people of the Town of Wallingford, they have touched me tremendously. I am proud of the things that were accomplished over my two years on the Council. I am proud to be part of the Council that presented and worked hard on budgets every year. I am proud of the progress you made on economic development in my time. We gave a message to business that we are interested in listening to them and that we are a Town that wants to do business with business. The list goes on and on...from lower electric rates to a new fire truck. Progress is being made, albeit slow, on the building of a new recreation center although that is going rather quickly now; finding a new home for our new television station; the possibility of a municipally-owned cable t.v. franchise; community pool; school expansion project; traffic light updates...the list goes on and on. I leave the Council tonight hopefully better off than when I came to it. I would like to thank Kate Wall, our Town Clerk; Kathryn Milano, Town Council Secretary; Adam Mantzaris and Janis Small from the Law Department; Thomas Myers, Comptroller and staff and all department heads and Town employees of the Town of Wallingford for all of your extraordinary work and dedication to the Town of Wallingford and its people. Lastly, I thank Mayor William Dickinson for his friendship and hope that it will continue over the years. To my fellow Councilors I thank you all very, very much. Thanks for your patience, understanding and most importantly, thanks for the memories. To all the people of Wallingford, democrat, republican or unaffiliated, thank you for the choice you bestowed upon me to be your representative voice. We may not have always agreed on the issues but I hope you realize that I always had the best intentions and interests of the Town of Wallingford in mind. Thank you for taking the first step with me in what I hope will be a long journey. As most of you know this is, hopefully, not the end of my government service but, instead, only the end of one chapter of many chapters. It is my intention to seek the office of State Senate next year although this is not the time nor the place for any formal announcement. This is only my intention. This is the only reason why I did not seek re-election this year for the office of Town Council. I thoroughly enjoy government service and I hope I am able to make a positive difference with my service to Wallingford. I hope I was able

- 15 - December 14, 1993

to make a positive difference with my service to the Town of Wallingford and I believe I can be of better service to the Town in Hartford and I hope you agree with me. There is much to be done and it is getting harder and harder to succeed. Hartford needs more people who are willing to listen and take action and I think I can do a better job and be more active in that role. If anyone is interested in helping out I urge you to call 1-800-Jerry Brown. I am only joking because I have not made an official announcement yet on that. Those are a few of my reasons for not seeking the office of Town Council again, not because I don't enjoy it but because I have tremendously. Finally, I want to wish all the new Council Members Ray Rys, Steve Knight, Peter Gouveia and Tom Zappala the best of luck in your upcoming term. May your time on the Council be as rewarding as mine was and I am sure you will find it to be that. The Town of Wallingford is a wonderful place despite Phil Wright, Sr. wanting to move out, I hope you stay Phil. I believe and I know you (Phil) believe that Wallingford is a tremendous place. You witnessed that here tonight with the football players that were honored and with all the different things that we see in our community. We have a lot to be proud of. Again, thanks for everything...thanks for the memories, until we meet again, good-bye.

Mr. Parisi: I want to thank everyone for the support that I have been given over the past twenty-one or so years that I have had the privilege of serving the Town that I was born and bred in. As I have in the past, I periodically step away from my Council seat and I, quite frankly...for me that is a healthy thing for me to do. It gives me a fresh perspective. I am not going to say good-bye because I think I am just taking a vacation, if you will. As I said in the last election, the old chevy still starts. It still does start. I would not be surprised if I made another attempt in the future to come back here. But for now I think it is a good thing for me to step back and collect my thoughts and review things in my own mind and face and straighten out a few problems that I may have. So, Happy New Year, a healthy, happy two years to all my colleagues, I wish you wisdom and fortitude to face what I think is going to be a tough two years but I think you are up to it. To the new people, I think you will learn quickly, believe me. Hopefully, you will have as much fun as I did. So I thank you, the people of Wallingford, and my colleagues.

Mr. Holmes: I would like to thank the people of Wallingford for giving me the distinct honor of being able to serve as a Councilman. When you look out at a Town of some 40,000+ people, we have nine individuals up here trying their best to make decisions in the best interest of what we feel the community would like us to do. That is not always an easy job. You can see that many of our constituents prefer to watch us on television and I can't say that I blame them. The job of a councilman has become very complex over the years and I know that the Town is in good hands with the people that have been elected to follow us and with the people who will remain here. I would like to thank my Council colleagues, we have gotten into more than one fight over the years over electric division budgets, retained earnings, vetoes, tax increases, etc., but I would like to thank the people on my right for their good will that they always show.

We would have fights at the Council table but as soon as the meeting was over we could talk about anything. I think that is the mark of not only good politicians but the mark of good people as well. I would like to thank my Council colleagues, the Democratic side, for their stewardship, advice, criticism...I have enjoyed it all. I would like to thank my Republican colleagues for their advice, input and companionship since it gets pretty lonely over here on number 6-3. There have been some long, hard nights but, again, I would like to thank everyone for their support over the years. Perhaps I will seek to return in a couple of years, two years, four years...who knows what the future will hold, but I would be welcome to serve you once again. Thank you very much.

Mr. Doherty: I don't have any particular speech. All of us give our time, and there is a lot of time involved in this job, and give our effort in an attempt to do the best job we possibly can. I think that is what the voters expect of us and that is what all of us try to do. Thank you very much.

Applause.

Ms. Papale cordially invited all of those present in the audience to a small holiday celebration held during the Council's break.

Motion was made by Mr. Doherty to Move Item #17 Up to the Next Order of Business, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

ITEM #17 Report Out from the Committee to Study the Feasibility of a Municipally-Owned Cable Company

Motion was made by Mr. Doherty to Hear the Committee's Report, seconded by Mr. Parisi.

Committee members were listed as James Fitzsimmons, Chairman; Scott Hanley, Vice Chairman; Brian McDermott, Council Liaison; Robert Avery; Steve Hacku; Art Knapp; Gerald Labriola, Jr.; Gail Powell; Robert Thompson and Timothy Wall.

Mr. Fitzsimmons, Mr. Wall and Mr. Hanley were in attendance for the presentation.

The committee's first recommendation to the Council was to extend its charge. The committee has met monthly since January of 1993 investigating the rate history of Wallingford's current Cable T.V. Franchise. They sought the opinion and advice from Raymond Smith, Director of Wallingford's Public Utilities, of which was extremely helpful. They created and distributed a survey of other municipally-owned cable systems across the country. The listing of the thirteen companies was selected from other towns that also own a municipally-owned electric division as well as have at least 3,000 subscribers.

December 14, 1993

The committee requested and received a briefing, at no charge, from a partner from the Washington, D.C. firm of Miller, Balis & O'Neil. Attorney Gorak's comments are included in the committee's report. The committee monitored, to the best of its ability, the most recently completed Connecticut General Assembly and its action regarding legislation affecting cable television and ownership by municipalities. The committee maintained communication with the City of Norwich in its endeavors to create a municipally-owned cable television system.

The following recommendations were based upon input from the many sources the committee derived its information from:

- extend the committee's charge to include overseeing completion of feasibility study
- allow the committee to explore other options involving possible partnership with other public utility company in CT.
- provide funding for complete feasibility study to determine cost to the town.*

*The committee has found, based on returned surveys and contact with the technical and legal community the best estimate to date is \$20,000. The committee with the technical assistance of the Electric Division and Purchasing Office will develop bid specifications.

Steve Knight, 289 Ivy Street stated, what we are dealing with is a comparison of Wallingford with existing systems. Technology is changing so rapidly that a considerable investment in a coax or fiber optic based system has the possibility of say being an investor in a buggy whip manufacturing facility back just before the automobile was invented. His limited knowledge is such that he understands that there is a very good possibility that there will be a wireless based system in the foreseeable future. Fiber optics is merely a transition technology until the FM and wireless technologies are developed to their full capabilities. He hoped that the committee, in its future work, would stress more the feasibility of competing with what will be very strong competitors in this field, whether it be the telephone industry, entertainment industry...one only has to keep track of the players and the goings on at Wall Street to know that the communications industry is undergoing fundamental change. He would be very leary to see the Town of Wallingford, or any town government for that matter, become involved in investing in as risky a business as communications may well be in the twenty-first century.

Mr. Hanley responded that the conventional wisdom at this point is that the various businesses that are investing heavily in fiber optics would not be doing so if they didn't expect it to carry us into the twenty-first century. The industry is using the technology that is available. It is the hope of those who are deploying fiber optic that it will last for some time. He took this opportunity to mention that the committee talked about the variety of services that could be provided, a consumer system in the community and a municipal service. Some of the benefits that a municipal service system could supply to the Town are as follows:

- provide additional public utility making Wallingford a more attractive community to existing residents, potential new citizens, as well as potential new businesses being solicited by the Wallingford Economic Development Commission
- confirms Wallingford's commitment to residents and business community
- facilitates Wallingford's P.U.C. of integrating expanding technology including:
 - a. meter reading allowing the potential in the future of reading meters via the fiber optic network
 - b. alarm systems can allow the local fire and police to monitor town-wide emergency situations
 - c. local management will allow the Electric Division to flash an emergency message similar to hurricane warnings over all channels to alert customers of serious energy drain
 - d. provide interactive and direct hook-up to Wallingford's Public School System allowing the Board of Education and public school system to take advantage of live hook-ups during classroom presentations

The public sentiment is strong for a consumer system that will compete with the existing cable operator. The public would rather pay their money to the Town than to a Denver-based company.

There is new information on this subject virtually every day. The committee would be valuable to the community because a lot of what the committee can do is to help the Town prepare for utilizing this technology in the next ten, twenty, thirty years which will help make the Town more efficient.

Edward Musso, 56 Dibble Edge Road wanted the committee to proceed slowly in this area due to the fact that there is a tremendous amount of competition in this area. We should get a foot in the door so that we have a chance to be more flexible in our technology for the future. Don't try to compete with S.N.E.T., AT&T or other giants in their field. Just proceed slowly by investigating everything carefully.

Ron St. Clair, 69 Gopian's Park asked if there is a timeframe within which we have to act?

Mr. Fitzsimmons responded, no. He stated that first and foremost, the committee needs to fill three vacancies before the committee is allowed to explore other options.

The Council suggested that the committee fill its vacancies after the first of the year. After the Swearing In of the Council all committees, with the exception of building committees, have to be re-appointed. At that time the names can be brought forward to fill

vacancies and the charge and be expanded if the Council chooses to do so.

Mr. McDermott and Mr. Holmes expressed an interest in filling vacancies on the committee.

No Action was Taken.

Motion was made by Mr. Doherty to Move Agenda Item #16 Up to the Next Order of Business, seconded by Mr. Zandri.

Mr. Holmes left at approximately 10:30 P.M.

VOTE: Holmes and Parisi were absent; all others, aye; motion duly carried.

ITEM #16 Report Out by the School Expansion Building Committee on Their Progress Made to Date as Requested by Councilor Geno J. Zandri, Jr.

Motion was made by Mr. Doherty, seconded by Mr. Killen.

Mr. Zandri asked where the committee stands with regards to hiring an architect?

Don Harwood, Chairman of the School Expansion Building Committee provided the Council with a Progress Report on the chain of events that have occurred from October 12th to date. The committee was moving forward in its attempt to fulfill its charge until November 29th. On this date the Law Department was contacted to discuss contract development. The Town Attorney was not available at that time and a message was left with the secretary. No response was received. Subsequent attempts to contact Attorney Small were made again on November 30th, December 1st, December 7th and December 8th to no avail and messages were once again left each time with the secretary. A building committee meeting scheduled for December 10, 1993 was cancelled due to the lack of contract for the committee to review. A meeting was scheduled for December 13, 1993 with the Department of Law. At that time the Town Attorney agreed to complete a contract for services during the week of December 13, 1993. The committee has felt that they have been in a stalled scenario for two months. If the Town wants to meet target dates then it must move forward. Contract development and execution; schematic design and cost development; formal report to the Council; approval by the Council; State of Connecticut Department of Education Funding and the Expansion of the Time Line are all critical factors that must take place in order for the committee to move forward. By this time the schematic design would have already been performed if we had proceeded along the time line that Fletcher Thompson had submitted in their proposal. We don't even have a contract at this point. We have lost significant time in this project.

It is the committee's feeling at this time that there is no way we will be moving into any building in 1995. It is possible that we can by 1996 as long as we continue to move ahead. Mr. Harwood reminded

everyone that we must meet the June 1994 date to apply for reimbursement by the State of Connecticut. The State Department of Education will require time to review our plans which have not yet been completed. There are many other factors here that effect the time line that we must keep in mind.

It was also the hope of the committee that they would have some sort of conceptual now and if we were really going to just remodel Yalesville School that the committee would be in a position at the end of December to go ahead and do some roof work, if we were not going to touch certain parts of the building, so as to move the project along. At this point, that cannot be done either.

Mr. Zandri reminded everyone that when the Council set the public hearing for the funding on this issue he was concerned about delaying the project by two weeks. He wanted to get the public hearing set so we wouldn't lose those weeks. That was a waste since here we are two months later and we are no further along then we were then. A lot of time was spent initially on the bid documents. The reason for that was to get the document fine tuned in such a way that would be very specific as far as what the Town was looking for with regards to an architect. He thought that would have helped in getting a contract initiated. He did not understand what the hold up was in awarding this contract at all. Everything is in place, what is taking so long to write a contract?

Mr. Harwood responded that Attorney Small stated, "you can blame me". It is the Law Department's issue.

Mr. Zandri directed his question to the Mayor and asked him to fill the Council in on why there is a delay.

Mayor Dickinson responded that part of the reason was that there was a change in the committee's charge. If we have consolidated the mission then Attorney Small felt that the Council should approve the change that would then appear in the contract. She does not want to write the contract as if seven or eight sites are being dealt with when, in fact, we are only going to deal with four or five.

Mr. Zandri stated that he did not realize that the committee's charge had changed.

Mayor Dickinson answered, it has not been yet. There has been significant interest as a result of the meeting between the Mayor, Superintendent, Board of Education Chairperson, Council Chairperson and Vice Chairperson and Building Committee Chairperson and Vice Chairperson to not have the architect spend what looks to be perhaps upwards to \$200,000 regarding sites that there may not be any intention of ever dealing with. The discussion concerned limiting that duty and that would require changes in the contract.

Mr. Zandri stated that he took the time to read the charge that was assigned to the committee and it encompassed not only the original game plan that the Board of Education proposed to the Council but also encompassed alternatives. Both of those avenues were covered in the

original charge given to the committee.

Mayor Dickinson responded that two of the Council members were at the meeting and there was significant discussion about trying to reduce the exposure of the Town on payment of fees and reducing the fees downward. That would require not having the architect do all that was requested and if that is the will of everyone then that should be dealt with prior to a contract being drawn up.

Mr. Doherty stated that the Board and Superintendent had indicated that they felt that with Yalesville School and possibly doing one elementary school opposite on the other side of Town they could handle the enrollment situation. They felt that it was not necessary for the architect to do the four or five elementary schools that was originally thought to be needed. Atty. Small was concerned about drawing up a contract that listed all the other sites.

Mr. Zandri pointed out that perhaps that is the way to go but that meeting was held on November 24th. Everyone is aware of the problem that we have as far as getting the contract and project moving along. We had a special meeting last night that was called and acted upon within two days. If a meeting was held on November 24th and everyone felt that the decision was a pertinent one and that we should move along with this, why wasn't a special meeting called to get this moving? He felt that had he not put this item on the agenda this evening it would not have been brought up for discussion at all. We are talking about bringing something before the Council that has to be decided upon before the contract can be written.

Ms. Papale stated that Mr. Harwood was due before the Council soon, anyway.

Mr. Zandri reminded Ms. Papale that Mr. Harwood was due back to give the Council a report from the architect who has not even been hired yet. He is concerned because he knows what is going to happen to this project. The general public thinks that the Council is working on this overcrowding problem and things are moving along fine. We are working on it but it is not moving along fine. It is going to take two to three years before anyone is going to be able to move into the schools.

Mayor Dickinson stated that we all share in that concern but we must keep in mind basic factors that one of which is that it was not until the end of November that the appeal period ran on the ordinance. You could not have had a contract until the end of November. That made virtually impossible to have any kind of design work prepared for December. Secondly, we are talking about a \$1.4 million contract. He would not sit there and say that the Law Department should have that all worked out and ironed out in the space of a week. It is a serious amount of money and it dictates everything that architect is expected to do by the Town of Wallingford. The architect sent language to the Town that was not supportable by the Law Department. Remember, if the contract is not properly drawn and there are legal problems later on, who will bear the responsibility for it later on? The Law Department will.

It may not be as far out of whack as it may appear.

Mr. Zandri commented, we are not talking about a week here, this thing was voted on October 12th. The Law Department could have gotten started on this contract almost two months ago. A meeting was held on November 24th, a change was made, when was it going to be brought before the Council to be voted upon? Why wasn't it on the agenda tonight?

Mr. Doherty responded that the responsibility lies with the Chairperson and Vice Chairperson. They both should have put it on the agenda. He did not realize there was a problem with the contract until they were told about it yesterday by the Town Attorney. Her problem seems to be that the Council gave the committee a broad charge. She would prefer that the Council narrow down the charge.

Ms. Papale informed the Council that the Town Attorney spoke to Mr. Doherty and herself last night, after the special meeting was over.

Mr. Harwood stated that he said to Atty. Small very clearly yesterday that he did not think that it was to the benefit of the Town, committee or anyone to air an awful lot of issues here, tonight but he felt that it was important to at least be factual in where we stand.

He went on to say that when the committee came before the Council it stated very clearly that all architectural firms thought that seven individual construction sites would be very costly and that it may be in the best interest of the Town to consolidate that. That was part of the committee's presentation to the Council on October 12th. It was stated very clearly and very distinctly by Mr. Harwood that evening in hopes of trying to get the best "bang for the buck" to quote what he said then. It was also the committee's intent to take the thirty day waiting period to move forward and get as much leg work done as possible so that they could continue to move forward. That way the committee could be ready when the contract was. A month did go by and he is not disputing the fact that the committee could not sign the contract yet due to the waiting period for the ordinance. That brings us to November 20th. A consensus meeting was held on November 24th. There was a possibility to have a contract ready to fly at that point in time. If the consensus was to alter the scope then the contract would only have had to be adjusted somewhat.

When we met on Monday, Attorney Small had not contacted Fletcher Thompson, had not performed, by her admission, any significant work on the contract but yet she is willing to formulate and execute a contract this week which is less than four days. There is a dichotomy there. in all fairness to all parties.

Ms. Papale stated, in all fairness to Atty. Small she is not here this evening to discuss this and perhaps we should not discuss it at all.

Mr. Harwood stated that he is listing nothing but the facts.

Mayor Dickinson responded that there is an ability to move ahead but that assumes that there is an indication of a change in direction that

then can be incorporated into a contract. There will not be a contract this week unless there is an indication that we are going to either go with the original seven sites or change that.

Mr. Harwood commented, as of yesterday when he met with Atty. Small she did state that it would be appropriate for us to discuss that. If all parties seem that the consensus of diminishing the impact on the elementary sites, that the Council were to take an action, she would feel better about moving forward. At the November 24th meeting the Mayor raised the issue about the charge. It was a topic of discussion at that meeting. If the Council wants to take action to try and focus in on less elementary locations, that answers the question that the Town Attorney raised yesterday afternoon.

Mr. Killen stated that it should have been obvious to all who attended the November 24th meeting that the charge made to the committee was by this Council. It should have been made very clear at that meeting that the very next step was to have the Council meet on this issue to change the charge.

Mr. McDermott commented that at the meeting of October 12th he stressed for the schematic drawings to be done for the entire project. That way different alternatives could be evaluated. A price could not be decided upon until the schematic drawings were obtained so that the best way to proceed could be determined. There was a meeting scheduled for November 16th and then again on November 30th to discuss adding ten classrooms to the middle schools. Both those meetings were cancelled. He thought that was an option besides the original proposal and that schematic drawings were going to be forthcoming and all alternatives could be reviewed. He was under the assumption that everything was proceeding along smoothly. He apologized to the committee and commended them for the excellent job that they have been doing and the tremendous effort that they are putting into it.

Mr. Solinsky asked, why can't we draw up separate contracts for each project? If we are not sure about Pond Hill or Stevens then why not go with what we are sure of, Yalesville School?

Mr. Harwood responded that he did not see anything wrong with it except to make sure that they meet administrative and legal guidelines. He was open to any suggestions.

Mr. Solinsky suggested that the Town Attorney draw up a contract for Yalesville School and get that in the works. If we will wait until the end of the month for a special meeting we will lose more time.

Mayor Dickinson felt that we should not wait until the end of the month but rather try and set a special meeting as soon as possible.

Mr. Doherty stated that by Waiving Rule V of the Town Council Procedures the Council can vote to change the charge of the committee this evening.

Mr. Killen did not feel that it was right to take action at this late hour without public input.

Motion was made by Mr. Doherty to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Taking Action on Item #16, seconded by Mr. Killen.

VOTE: Holmes was absent; all others, aye; motion duly carried.

Motion was made by Mr. Doherty that the School Building Expansion Committee's Charge Including Reducing the Number of Sites to Two Middle Schools, Yalesville School, Pond Hill School and/or Stevens School, seconded by Mr. Parisi.

Edward Bradley, 2 Hampton Trail asked, what information was the decision to reduce sites based on?

Mr. Harwood responded, reducing sites and reducing the amount of classrooms that was part of the NESDEC study....there is no classroom reduction as of now. There are actually five additional classrooms in the elementary arena that would have been out there over and above Yalesville. It is meeting the objective with less construction sites.

Mr. Bradley referred to the study performed by the Democratic Town Committee which referenced opening Yalesville School as an elementary school but the key to that was that the Town would have to redistrict.

Ms. Papale stated, it was her understanding that the Town would have to redistrict no matter what the scenario.

Edward Musso, 56 Dibble Edge Road felt that the committee is not picking the right sites to add onto the school. It should either be Stevens School or Pond Hill and the second school should be Rock Hill School. That is where all the building activity is going on.

Dave Canto, 4 Meadows Edge Drive attended one of the committee meetings at Sheehan earlier in the month and he was left with a favorable impression that everyone was moving in the same direction and now it seems that it is coming unraveled now. He liked the idea of having the project consolidated into a cost-effective and yet, comprehensive solution but everyone must keep in mind that this should be treated as a top priority project by everyone and there is a State deadline as far as matching funds. It would be a shame to lose the fifty-three percent funding because of finger pointing, grid lock or bureaucratic nonsense. If we lose that funding, for whatever reason, this project, no matter how necessary it is, will become prohibitively expensive. All the parties concerned should get together and agree on what they are going to do and stick to it.

Ms. Papale stated that the Council will be discussing this again in the next few weeks.

VOTE: Holmes was absent: Killen and McDermott, no: all others, aye; motion duly carried.

ITEM #10 Discussion and Possible Action on Implementing a Fall Street Sweeping/Vacuuming Schedule for Storm Drains as Requested by Councilor Susan S. Duryea

Motion was made by Mr. Doherty to Hear Discussion, seconded by Mr. Solinsky.

Mrs. Duryea asked Henry McCully, Director of Public Works if the Town has a program of street sweeping for the Fall after all the leaves are down?

Mr. McCully responded, no, we sweep every street once. We begin as early as possible in the Spring. They do not use the sweepers in the Fall simply because the leaves clog up the sweepers. A catch basin cleaning program does not specifically clean up the leaves off of the top of the basins in Town. We have 5,000+ catch basins. We have a program in place to clean the basins. We do have a leaf ordinance that forbids residents to rake leaves into the street. We have two large vacuums which pick up leaves that fall into the street and end up in the gutters. That project was just completed last week. When we have impending rain storms we send crews out mostly in the center of Town to clean the tops of basins up which would potentially cause flooding. Following a heavy rain storm John Costello, Town Engineer and Mr. McCully touch base to compare notes on flooding problems to determine if they are caused by catch basins or to see if we have drainage problems that may require planning and repair. We have not had any serious problems. The leaf ordinance has worked. Most people are pretty cooperative in that regard. A few summonses have been issued this past Fall to residents for raking leaves in the street. The violator is allowed forty hours to clean them up. Most of them do clean up the area. Some people rake their leaves into the gutter because they have hired a contractor to vacuum them up. This saves the contractor from driving all over the lawns and properties of the homeowners. Public Works does not object to that.

Mrs. Duryea stated that she put this item on the agenda after witnessing many storm drains clogged with leaves while driving around Town. If those leaves are not cleaned out they will freeze with the cold weather. This will cause a bigger problem then we care to have. She asked if the Town can implement a Fall cleaning program for leaves? She is concerned with water backing up onto the streets and icing over.

Mr. McCully responded that his crew is still in the process of cleaning some of the storm drains.

Mrs. Duryea asked if Mr. McCully could obtain a cost comparison between the former system of raking leaves into the gutter and vacuuming them up vs. the way the system works presently?

Mr. McCully answered that prior to the leaf ordinance there was a combination of bagging the leaves and vacuuming them. What spurred the ordinance was people raking leaves into the street and at times we have had situations when only one vehicle could pass down the street. If there was an early snowstorm it was havoc. On top of the leaves people were also throwing branches, yard waste, etc. The entire program was out of control. We experienced much more flooding under those conditions than we do now.

The leaf ordinance has been very effective.

Mr. Solinsky asked, when and where can residents bring leaves if they desire to dispose of them?

Mr. McCully answered, the compost site on John Street. A concrete pad is located there and open to the public Monday through Friday and half a day on Saturday. There is no cut-off date for disposal.

Frank Wasilewski, 57 N. Orchard Street felt that the biggest problem with vacuuming the leaves are the vehicles parked on the street during the cleaning.

Edward Musso, 56 Dibble Edge Road suggested two "waves" of leaf vacuuming be scheduled.

No action taken.

ITEM #11 Report Out by the Chief of Police Regarding the Status of the Snow and Towing Ordinance as Requested by Councilor Susan S. Duryea

Motion was made by Mr. Doherty, seconded by Mrs. Duryea.

Chief Douglas Dortenzio explained that the ordinance was passed in early October and became effective in mid-November. At the public hearing we indicated that it would take effect in mid-November, however, work still needed to be done internally to prepare for enforcement of the ordinance. The department had to set up the procedures for revenue collection, auditing, printing of the parking tickets, etc. Ninety percent of the workforce was trained on the ordinances last week and they are now being enforced as of the end of last week. A press release was run on December 9th with all local newspapers receiving a copy. Local cable access was also given a copy of the release.

Mrs. Duryea asked the Chief to highlight a few of the areas in the ordinance so that the public will be aware that this ordinance will be enforced.

Chief Dortenzio read the press release into the record as follows:

"With extreme winter weather conditions around the corner this is the appropriate time to advise local residents and others travelling in Town of some of the important provisions of our new ordinance establishing traffic and parking regulations. During inclement weather the Chief of Police is authorized to declare a parking ban to facilitate the removal of snow and maintain a safe flow of traffic. In the event of a snowfall of five inches (5") or more, the parking ban will go into effect automatically. Parking on public streets will be temporarily prohibited until such time as the ban is lifted through public notification. In times of other, severe, inclement weather public notice of the beginning and ending of the parking ban will be given to local newspapers, radio and television stations. Note that the ban will remain in effect until publicly lifted, not until the snow plow makes one or two passes on your street. Whenever a vehicle

December 14, 1993

is found to be parked in violation in any provision of this ordinance, inclusive of the parking ban, it may be ticketed and towed. Prior to the ordinance vehicles were ticketed but not towed for most of the parking violations. This is no longer the case under the provisions of the new ordinance. A complete schedule of the parking violations and their respective fines is attached. The amount of the fine will be doubled when not paid within fifteen days and tripled if payment is not received within thirty days. Also, a vehicle may be impounded when it is parked in violation of the ordinance and three or more tickets, previously issued, are outstanding. Check or money order by mail is the preferred method of payment for the ordinance violations. Payment in person will only be accepted at the Records Division of the Police Department during their normal business hours, Monday through Friday, 8:00 to 4:00 P.M. There is an exclusive appeals process independent of the Police Department available to any vehicle owner cited under the provisions of the ordinance. Members of the Police Department can no longer void a ticket. Your appeal will be conducted before a parking violations hearing officer appointed by the Mayor. If you have any questions about parking regulations or whether or not a parking ban has been declared, please be sure to call the Police Department at 294-2800 or listen to local radio and television. I would like to thank you for this opportunity and for your anticipated compliance with the provisions of this ordinance."

Thus far thirty-four parking tickets have been issued under the new towing ordinance, but not under the inclement weather portion of it. Nineteen of those tickets were issued for parking in fire lanes, six for parking in handicapped spaces, two for obstructing people's driveways, one for obstructing an intersection, one for parking at a bus stop and two in areas where parking is prohibited. A few were already being contested. A list of definitions of violation codes are located on the front of the ticket and one only need look at the top of their ticket to find the number designating their violation. By referencing the list and finding the corresponding number a violator can determine what he/she is being ticketed for.

Mr. Solinsky asked if a hearing officer has been appointed?

Mayor Dickinson responded that the Town Attorney's Office will handle it and, depending upon the volume, we may have to make other arrangements.

No action was taken.

ITEM #12 Report Out by the Traffic Maintenance Department on the Status of the ISTEAs Funds as Requested by Councilor Brian M. McDermott

Motion was made by Mr. Doherty to Hear the Report, seconded by Mr. McDermott.

Mr. McDermott asked how the project was going?

Rick Doll, Traffic Maintenance Officer explained that the acronym ISTEAs stands for Intermodal Surface Transportation Efficiency Act of 1991. Currently we have met amongst ourselves at least five or six times and with the Department of Transportation at least three times. This past Friday Mr. Doll met with them again because he had a

question as to whether or not we could use our process to put the project out to bid. He was told that we were able to do that and Mr. Doll hoped to have entire project out to bid within the next month. It is broken down into three elements; traffic lights with an upgrade along with two new intersections being Quinnipiac and Washington Streets and Quinnipiac and Ward Streets; reconstruction of the Quinnipiac Street Bridge and the Quinnipiac Street pavement reconstruction.

Mr. McDermott asked if the intersection of Quinnipiac and Washington Streets will be given top priority?

Mr. Doll responded, that is the plan of operation at this time. Within the next three weeks or so we will have a concept team in Town with D.O.T. to explain our overall project to them. We are trying to prioritize the Quinnipiac and Washington Streets Intersection. If all works well we should have all our information and be ready to have our plans out to bid next October with the hopes of a Spring construction 1995.

Mr. McDermott wanted to make sure it remains a priority because it is a dangerous intersection that has been addressed here before.

On the issue of traffic lights Mr. McDermott asked how the proposed project of installing a traffic light on Hartford Turnpike and Colonial Lane by Dime Savings Bank was progressing?

Mr. Doll responded that the contractor has started work last Tuesday or Wednesday. Our hope is to have it operational either just prior to Christmas or immediately after. They are also planning to begin Martin Avenue on Wednesday.

Mrs. Duryea inquired about North Farms Road and Route 68?

Mr. Doll stated that he will be meeting with D.O.T. on Friday morning.

Mr. McDermott asked Mr. Doll to look into the procedure of placing the traffic lights on the flashing status during winter storms. He received many complaints with regards to the intersection of S. Elm and Center Streets.

Chief Dortenzio responded that he has already started discussions on the topic. He has spoken with Mr. McCully about it. The new controllers in the center of Town have eliminated some of the problems we used to experience because the lights on Center Street stay green on the hill unless someone actually pulls up to the intersection on eight North or South Main and activates the light to change cycles. Some of the difficulties that we used to experience with cars having to stop for a red light on the hill with no one crossing through the intersection will not occur.

Mr. Killen asked if there is any intention to put a jump light for traffic turning left off of N. Main Street extension onto Route 68?

Mr. Doll responded that there are no plans currently. It is an

argument that he has had with D.O.T. in the past. It is an issue that is constantly addressed. There are some plans that are long range that are part of the properties on North Main St. Extension which would have to make those traffic improvements if the property is ever developed. One of the arguments that the State has is that they seem to feel that they are unable to rob any more "green time" off of the main artery and try to allocate it to North Main St. Extension. He is in the process of asking the D.O.T. to review the entire road system. He has spoken to them regarding a closed loop traffic operation. There is a possibility of that because of the reason that the State is trying to find projects to do. Progress is being made in areas but very slowly.

No action taken.

ITEM #13 Consider and Approve a Resolution Authorizing the Mayor to Sign a Cost Sharing Agreement with the State of Connecticut for a Traffic Light at the Intersection of State Route 738 and I-91 Southbound Off-Ramp and South Airline Road

Motion was made by Mr. Doherty to Approve the Resolution and Append a copy of it to the Town Council Minutes, seconded by Mr. Solinsky (appendix I).

Mr. Doherty explained that from January 1988 to the present time statistics show that in 1988 five accidents took place, in 1989 four accidents, in 1990 fourteen accidents, in 1991 three accidents, in 1992 four accidents and so far in 1993 six accidents have occurred at this location for a total of thirty-seven non-fatal accidents. Two fatal accidents did occur at the intersection, one in 1988 and one in 1990. There is significant data to warrant the installation of a traffic light.

Mr. Zandri asked if the accidents are related to traffic exiting the side streets?

Mr. Doll answered that one of the problems is due to the exit ramp and S. Airline Road being offset from each other.

Mr. Zandri found it hard to believe that many accidents occur in that location due to the fact that there are straight lines of sight from all streets.

Mr. Doll explained that the drive to the apartment complex is also very close to the ramp. There are accidents on the ramp, on S. Airline Road and out of the driveway to the complex. There are many movements of traffic out there. He has asked the State to look at the cornfield in that area to see if a cross intersection can be developed. That meant an acquisition of property by the State who was not interested in doing so. The traffic light will help.

ITEM #14 Consider and Approve a Transfer of Funds in the Amount of \$6,96.00 as the Town's Share of the Cost Sharing Agreement from Acct. #8050-800-8190 Contingency Reserve for Emergency to Acct. #2003-999-9912, Traffic Control S. Airline/I-91

Motion was made by Mr. Doherty, seconded by Mr. Solinsky.

VOTE: Holmes and Parisi were absent; Killen, no; all others, aye; motion duly carried.

ITEM #15 Discussion on the Bid Received for the Former Yalesville Fire House as Requested by Councilor Albert E. Killen

Motion was made by Mr. Doherty, seconded by Mr. Solinsky.

Mr. Killen read a letter (appendix II) from the Mayor to the Council into the record regarding the fact that "One bid in the amount of \$45,000 has been received regarding the sale of the Yalesville Fire Station." In this letter the Mayor recommended that the Town not accept the bid and that we go out to bid on the property again in the beginning of the new year.

Mr. Killen pointed out that it is within the purview of the Council to reject the bid and recommends that the Council do so this evening.

Motion was made by Mr. McDermott to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Taking Action on Item #15, seconded by Mr. Solinsky.

VOTE: Holmes and Parisi were absent; Killen, no; all others, aye; motion duly carried (Mr. Killen voted no because he felt it was not necessary to Waive Rule V for this action).

Motion was made by Mr. Killen to Reject the Bid for the Former Yalesville Fire House, seconded by Mr. Solinsky.

VOTE: Holmes and Parisi were absent; all others, aye; motion duly carried.

Motion was made by Mrs. Duryea to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Hearing Discussion on the Attempt Made by the Town of Wallingford to Successfully Bid on Purchasing Real Property, seconded by Mr. Killen.

VOTE: Holmes and Parisi were absent; Solinsky, no; all others, aye; motion duly carried.

Mayor Dickinson explained that the Town was not successful in its bid of \$750,000 on the property in Centract Park in Boston today. A group of investors in Greenwich were the successful bidders making a final offer of \$775,000. The bidding opened at \$300,000 with at least three perspective buyers bidding on the property.

No action taken.

Motion was made by Mr. McDermott to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Setting a Public Hearing to Appropriate \$58,000 for Final Design and Bidding for Community Pool, seconded by Mr. Zandri.

VOTE: Holmes and Parisi were absent; all others, aye; motion duly carried.

Motion was made by Mr. Doherty to Set a Public Hearing for January 11, 1994 at 7:45 P.M. to Enact an Ordinance Appropriating \$58,000 for the Design and Bidding of Community Pool, seconded by Mr. McDermott.

VOTE: Holmes and Parisi were absent; all others, aye; motion duly carried.

Motion was made by Mr. Doherty to Remove Agenda Item #4 From the Table, seconded by Mr. Zandri.

VOTE: Holmes and Parisi were absent; McDermott, no; all others, aye; motion duly carried.

ITEM #4 Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Respect to Pending Litigation

- Thurston Associates (tax appeal)
- Fairfield Associates (tax appeal)
- Guardian Life Insurance Co. (tax appeal)
- Town of Wallingford v. Thurston Assoc.

Motion was made by Mr. Doherty to Move Into Executive Session, seconded by Mrs. Duryea.

VOTE: Holmes and Parisi were absent; McDermott, no; all others, aye; motion duly carried.

Motion was made by Mr. Doherty to Exit the Executive Session, seconded by Mrs. Duryea.

VOTE: Holmes and Parisi were absent; all others, aye; motion duly carried.

Motion was made by Mr. Doherty to Instruct the Town Attorney to Proceed with Instructions Given to Her in Executive Session with Regards to the Fairfield Tax Appeal, seconded by Mr. Solinsky.

VOTE: Holmes and Parisi were absent; all others, aye; motion duly carried.

Motion was made by Mr. Doherty to Correct the Motion to Set a Public Hearing on an Ordinance for Community Pool to Read:

Set a Public Hearing for January 11, 1994 at 8:00 P.M. on an Ordinance Appropriating \$58,000 for the Design and Preparation of Public Bid Specifications for Repairs and Renovations to be Performed on Community Pool and Authorizing the Issuance of \$58,000 Bonds of the Town to Meet Said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings, seconded by Mr. Killen.

VOTE: Holmes and Parisi were absent: all others, aye; motion duly carried.

Motion was made by Mr. Doherty to Adjourn the Meeting, seconded by Mr. Solinsky.

VOTE: Holmes and Parisi were absent: all others, aye; motion duly carried.

There being no further business, the meeting adjourned at 12:17 a.m.

Meeting recorded and transcribed by:

Kathryn F. Milano

Kathryn F. Milano. Town Council Secretary

Approved by: *Iris F. Papale*
Iris F. Papale, Chairperson

December 27, 1993
Date

K. J. Wall
Kathryn J. Wall, Town Clerk

December 27, 1993
Date

RESOLUTION

Be it resolved by the Town Council of the Town of Wallingford: That William W. Dickinson, Jr., Mayor of the Town of Wallingford, is authorized to sign on behalf of the Town of Wallingford any and all contracts and amendments and modifications thereof with the State of Connecticut relating to the Department of Labor General Assistance Grant (Community Employment Incentive Program).

I, Kathryn J. Wall, Town Clerk of the Town of Wallingford, hereby certify that the foregoing Resolution was adopted at the regular meeting of the Town Council which was held on December 14, 1993. Dated at Wallingford, Connecticut, this 17th day of December, 1993

Attest:

Town Clerk

(Affix Municipal Seal)