

Town Clerk

TOWN OF WALLINGFORD, CONNECTICUT

TOWN COUNCIL

TUESDAY, JUNE 8, 2004

6:30 P.M.

MINUTES

The following is a record of the Minutes of the Wallingford Town Council at its regular meeting held on Tuesday, June 8, 2004, in the Robert Earley Auditorium of the Wallingford Town Hall. The meeting called to order by Chairman James M. Vumbaco at 6:46 P.M. Responding present to the Roll Call given by Town Clerk, Kathryn Zandri, were Councilors Vincenzo M. DiNatale, Lois Doherty, Gerald E. Farrell Jr., Stephen W. Knight, Iris F. Papale, Robert F. Parisi, Michael Spiteri, Vincent F. Testa and James M. Vumbaco. Mayor William W. Dickinson, Jr., Comptroller Joseph Swetcky, Jr. and Corporate Counsel Adam Mantzaris.

The Reverend Jean-Lubin Beaucejour, International Center of Deliverance, Wallingford, gave the blessing. The Pledge of Allegiance was given and the Roll Call taken.

2. Correspondence

None

3. Consent Agenda

- 3a. Consider and Approve Tax Refunds totaling \$12,051.30
Account #001-1401-800-8910- Tax Collector
- 3b. Note for the Record Mayoral Transfers to date- Mayor
- 3c. Note for the Record Anniversary Increases to Date- Mayor
- 3d. Consider and Approve a Transfer of Funds in the Amount of \$16,500 to
Purchased Services- Crossing Guards Acct. #001-2005-901-9014 from General
Wages Acct.# 001-2005-101-1000 - Police Department
- 3e. Consider and Approve a Transfer of Funds in the Amount of \$999.00 to
Contractual-Clothing & Other Expenses Acct. # 001-5015-401-4800 from
Soffits-Fairfield Blvd. Acct. # 001-5015-999-9192 - Public Works

- 3f. Consider and Approve a Transfer of Funds in the Amount of \$6,000 to Gas & Oil Acct. # 001-5015-300-3000 from:
- | | |
|--|------------|
| Personal Computer & Accessories Acct. #001-5015-999-9113 - | \$194.00 |
| Tractor w/Mowers Acct. #001-5015-999-9114 - | \$1,663.00 |
| Leaf Blower Acct. #001-5015-999-9117 - | \$149.00 |
| Carpeting/Tile-Fairfield Blvd Acct. # 001-5015-999-9179 - | \$3,644.00 |
| Renovations & Furniture Acct. # 001-5015-999-9194 - | \$328.00 |
| Chain Saws Acct. #001-5015-999-9916 - | \$22.00 |
| - Public Works | |
- 3g. Consider and Approve a Transfer of Funds in the Amount of \$1,500 to the Overtime Acct. # 1110-101-1400 from Regular Wages Acct.# 1110-101-1000 -James M. Vumbaco
- 3h. Consider and Approve the Minutes of the April 27, 2004 Town Council Budget Workshop.
- 3i. Consider and Approve the Minutes of the May 27, 2004 Town Council Special Meeting
- 3j. Consider and Approve a Transfer of Funds in the Amount of \$4,000 Office Expenses & Supplies Acct. #001-1600-401-4000 from Professional Services-Employee Exams Acct. 001-1600-901-9009- Personnel

Ms. Papale made a motion to accept the Consent Agenda 3a-3j as read. Mr. Farrell seconded.

The vote was all ayes (9), and the motion passed.

4. Items Removed from the Consent Agenda

None.

5. PUBLIC QUESTION & ANSWER PERIOD

Carolyn Massoni regarding missing antique land records, Jack Agosta regarding vacation pay, Pasquale Melillo regarding ball fields, Wes Lube, Phil Wright regarding the carriage house and Frank Wasilewski regarding asbestos removal.

6. Report out on Noise Enforcement by Deputy Chief Thomas Curran as requested by James. M. Vumbaco

Police Chief Douglas Dortenzio reported on noise in regard to motorcycles, cars, boom boxes and so on. He listed statistics between May and August, and that they have stopped 126 vehicles related to noise in comparison to 54 for the year before. He said that last year it was an educational process through warnings and

that this year 96 vehicles have been summoned. He said that the General Assembly in 2003 changed the law to raise the fine to \$150 from \$78.

7. Consider and Approve a Transfer of Funds in the Amount of \$29,400 to Sludge Disposal Acct. # 461-8640-645 from
Maint. Structures & Improvement (Pump Stations) Acct. # 461-8620-631 - \$3,000
Maint. of Pumping Equipment Acct. # 461-8620-633 - \$10,000
Maint. Transmsission & Collection Lines Acct. # 461-8661-673 - \$13,900
Outside Services Employed Acct. # 461-8920-923 - \$2,500
- Sewer Division
8. Consider and Approve a Transfer of Funds in the Amount of \$6,600 to Sludge Disposal Acct. 461-8640-645 from Laboratory Equipment Acct. 463-9012-395- Sewer

Ms. Papale made a motion to approve the transfers presented in Items 7 and Item 8 from the Sewer Division totaling \$36,000 as follows:

- Item #7 - To Approve a Transfer of Funds from the Sewer Division in the Amount of \$29,400 to Sludge Disposal Acct. from Maint. Structures & Improvement (Pump Stations) Acct. - \$3,000, Maint. of Pumping Equipment Acct. -\$10,000, Maint. Transmission & Collection Lines Acct. # - \$13,900, Outside Services Employed Acct. -\$2,500 and
- Item #8 - To Approve a Transfer of Funds in the Amount of \$6,600 to Sludge Disposal Acct. 461-8640-645 from Laboratory Equipment Acct. 463-9012-395

Mr. Farrell seconded.

Roger Dann, General Manager, Water-Sewer Divisions, was present.

The vote was all ayes (9), and the motion passed.

9. Public Hearing 7:00 P.M: Neighborhood Assistance Program for the Purpose of Submitting the attached list of Projects to the State for Approval

The Public Hearing commenced at 7:10pm. Ms. Papale read the Resolution.

(Appendix I)

Donald Roe, Director, Program Planning was present.

The Public Hearing was closed at 7:30pm

10. Consider and Approve a Resolution Authorizing the Mayor to submit to the Department of Revenue Services the Approved List of Programs eligible for investment by business firms and to provide such additional information; to Execute such other documents as may be required by the Department; to Accept on behalf of the Town any funds available for those municipal programs on the list; to execute any amendments, rescissions and revisions thereto; and to act as the authorized representative of the Town of Wallingford – Program Planning

Ms. Papale made a motion to authorize the Mayor to submit to the Department of Revenue Services the Approved List of Programs eligible for investment by business firms and to provide such additional information; to Execute such other documents as may be required by the Department; to Accept on behalf of the Town any funds available for those municipal programs on the list; to execute any amendments, rescissions and revisions thereto; and to act as the authorized representative of the Town of Wallingford. Seconded by Mr. Knight.

Eight Councilors voted Aye; Mr. Farrell abstained. The motion passed.

11. Conduct a Public Hearing Set for 7:15P.M. School Expansion: To conduct a Public Hearing and Consider and Act on the following entitled:

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$44,531,377 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF TOWN-WIDE SCHOOL SYSTEM RENOVATIONS AND AUTHORIZING THE ISSUE OF \$44,531,377 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE.

(The purpose of the amendment is to increase the appropriation and bond authorization therein by \$22,638,623 from \$44,531,377 to \$67,170,000, and to ratify, confirm and adopt all prior authorizations and ordinances in connection therewith.)

(Appendix II)

Ms. Papale said that this Public Hearing is to Consider and Act on the following ordinance entitled:

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$44,531,377 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF TOWN-WIDE SCHOOL SYSTEM RENOVATIONS AND AUTHORIZING THE ISSUE OF \$44,531,377 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE.

Chairman Vumbaco convened the Public Hearing at 7:36pm for the \$67,170,000 appropriation and bond authorization for the town-wide school systems renovation consisting of an amendment to the existing \$44, 531,377 ordinance. The ordinance, which is the subject of this public hearing, is available to the public and may be obtained at this meeting from the Town Clerk.

Is there a motion and a second to read the title and Section 1 of the following proposed ordinance in their entirety and to waive the reading of the remainder of the ordinance incorporating its full text into the minutes of this meeting.

Ms. Papale: So moved.

Mr. Farrell: Second..

Roll Call Vote:

DiNatale-yes; Doherty-yes; Farrell-yes; Knight-yes; Papale-yes;
Parisi-yes; Spiteri-yes; Testa-yes; Vumbaco-yes.
9 Aye

The motion passed.

Ms. Papale read the Title and Section 1 of the Ordinance.

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$44,531,377 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF TOWN-WIDE SCHOOL SYSTEM RENOVATIONS AND AUTHORIZING THE ISSUE OF \$44,531,377 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE.

An ordinance entitled "An Ordinance Appropriating \$44,531,377 For The Planning, Acquisition and Construction of Town-Wide School System Renovations and Authorizing the Issue of \$44,531,377 Bonds of the Town to Meet Said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings For Such Purpose" adopted by the Town Council on December 14, 1999 and as amended by Town Council meetings held August 21, 2001, January 8, 2002, June 11, 2002, October 22, 2002, December 10, 2002 and February 24, 2004 which ordinance is hereby ratified, confirmed and adopted, is amended to increase the appropriation and bond authorization therein by \$22,638,623 from \$44,531,377 to \$67,170,000 as follows:

Section 1. the title of the Ordinance is amended to read as follows:
"AN ORDINANCE APPROPRIATION \$67,170,000 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF

TOWN-WIDE SCHOOL SYSTEM RENOVATIONS AND
AUTHORIZING THE ISSUE OF \$67,170,000 BONDS OF THE
TOWN TO MEET SAID APPROPRIATION AND PENDING
THE ISSUANCE THEREOF THE MAKING OF TEMPORARY
BORROWINGS FOR SUCH PURPOSE”

In attendance at the meeting were:

Donald Harwood, Chairman, School Building Renovation Committee
William Choti, Vice Chairman, School Building Renovation Committee
Mike Garity, Project Manager, Turner Construction
Matt Witmer, JCJ Architects, Hartford
Members of the building committee
Kenneth Henrici, Superintendent of Schools
Members of the Board of Education

Mr. Spiteri made a motion to amend the Ordinance as read to exclude \$500,000 under an Open Space Grant designated for the Sheehan High School Running Track, noting that it is not included in the total bond of \$67,170,000. Mr. Testa seconded.

Roll Call vote:

DiNatale-yes; Doherty-no; Farrell-no; Knight-no; Papale-yes; Parisi-no;
Spiteri-yes; Testa-yes; Vumbaco-yes
5 yes; 4 no

The motion passed.

Ms. Papale made a motion to approve the Ordinance as amended. Mr. DiNatale seconded.

Roll Call vote:

DiNatale-yes; Doherty-no; Farrell-no; Knight-no; Papale-yes; Parisi-no;
Spiteri-yes; Testa-yes; Vumbaco-yes
5 yes; 4 no

The motion passed.

12. Consider and Approve Annual Bid Waiver Request for FY 2004-05 – Mayor

Mr. Knight made a motion to approve the Annual Bid Waiver Request for FY 2004-05. Mr. Farrell seconded.

All Councilors (9) voted Aye, and the motion passed.

13. Discussion and Possible Action to Pursue Preliminary Approval of a Grant funding a new Vocational-Agricultural Center at Lyman Hall - Board of Education

Ms. Papale read the item: Discussion and Possible Action to Pursue Preliminary Approval of a Grant funding a new Vocational-Agricultural Center at Lyman Hall. This is asked for by the Board of Education.

In attendance to make the presentation:

Kenneth Henrici, Superintendent of Schools and Valerie Ford, Member of the Board of Education and Dave Bryant, Principal, Lyman Hall High School and other members of the Board of Education sought preliminary approval for a grant funding a new 70,000 square foot Vocational-Agricultural Center at Lyman Hall. The state reimbursement level 95% of all construction, furniture, fixtures and equipment costs. The total cost to the Town of Wallingford would be approximately \$1,700,00 to \$2,000,000 or 5%. A new facility would allow the ability to increase the program to 300 plus students. William Merrill, graduating senior at Lyman Hall High School, and Vo-Ag Program student for four years, gave testimony to the program. Jim Vitali spoke as a graduate of the program. Mike Votto, Chairman of the Board of Education, applauded the program that offers character education. Wilbur Schultz presented Vo-Ag program history and talked about the facility that was built for 65 students with limited programs and space and how this program has transformed over the years into science-oriented programs.

MOTION TO WAIVE RULE V

Ms. Papale made a motion to Waive Rule 5 for the purpose of waiving the bid for a schematic for the Vo-Ag building. Mr. Testa seconded.

ROLL CALL VOTE

DiNatale-yes; Doherty-no; Farrell-yes; Knight-no;
Papale-yes; Parisi-~~no~~ yes (*Mr. Parisi changed his vote. See Mr. Parisi's comments below*); Spiteri-yes; Testa-yes; Vumbaco-yes.

7 yes; 2 no. The motion passed to Waive Rule V.

Ms. Papale: I'd like to make a motion for the Board of Education to go out for a bid waiver for seeking the grant...

Mr. Parisi: Mr. Chairman, excuse me. Point of information. Mr. Chairman? Is it the intent of the majority to -because I think this effects what I do and perhaps my colleagues- is it your intent to in essence to entertain a tabling motion for this to go forward to June 22nd meeting?

Chairman Vumbaco: If we get a bid waiver, yes.

Mr. Parisi: I think that's important for us to know because that would have changed my vote on the last item, and I'll ask that my vote be changed from a 'no' to a 'yes', as long as we're going to table this to the (June) 22nd. If that's what's you're telling me.

Chairman Vumbaco: If we waive the bid, yes, we'll table it. If we're not going to waive the bid then we'll go forward with the vote this evening.

Mr. Parisi: You're going to waive the bid.

Chairman Vumbaco: The motion to waive the bid . . .

Ms. Papale: I'd like to continue on the motion to waive the bid funding a new vocational agricultural center not to exceed.

Mr. Testa: You might want to word that a little differently

Mr. Parisi: Not to exceed \$15,000.

Ms. Papale: Ok, is that what we decided not to exceed \$15,000?

Chairman Vumbaco: Can you read that back please?

MOTION TO WAIVE THE BID

Ms. Papale moved to waive the bid to allow the Board of Education to hire an architectural firm to develop schematic design drawings for the Vo-Ag project not to exceed \$15,000. **Mr. DiNatale** seconded.

ROLL CALL VOTE:

DiNatale-yes; Doherty-yes; Farrell-yes; Knight-yes;
Papale-yes; Parisi-yes ; Spiteri-yes; Testa-yes; Vumbaco-yes.
9 Voting Aye

The motion passed.

MOTION TO TABLE

Ms. Papale: I'll make a motion to table this to June 22.

Mr. Farrell: Second.

Chairman Vumbaco: All in favor of tabling.

All voted Aye, and the motion passed

14. Discussion and Possible Action regarding delay of revaluation pursuant to Section 32 of House Bill 5801 (An Act Concerning Budget Implementation) signed onto law by the Governor on May 12, 2004 – Mayor

MOTION - Ms. Papale made a motion pursuant to Section 32 of House Bill 5801 (An Act Concerning Budget Implementation) signed onto law by the Governor on May 12, 2004 that the Town delay Revaluation until 2005. Mr. Parisi seconded.

All Councilors (9) voted ayes. The motion passed.

MOTION was made by Mr. Knight to Waive Rule V of the Town Council Meeting Procedures for the Purpose of waiving the bid process to allow the Town to maintain the current revaluation vendor. Seconded by Mr. Parisi.

All Councilors (9) voted ayes. The motion passed.

MOTION was made by Mr. Knight to Waive the Bid process for the purpose of continuing with Vision Appraisal, the current vendor for revaluation. Seconded by Mr. Parisi.

All Councilors (9) voted ayes. The motion passed.

15. Consider and Approve a Ground Lease Agreement Between the Town of Wallingford Department of Public Utilities and Connecticut Municipal Electric Energy Cooperative (CMEEC) at 100 John Street for the Installation of two 2MW temporary emergency generators – Effective through December 31, 2009 – Public Utilities Director

MOTION was made by Ms. Papale to Approve a Ground Lease Agreement Between the Town of Wallingford Department of Public Utilities and Connecticut Municipal Electric Energy Cooperative (CMEEC) at 100 John Street for the Installation of two 2MW temporary emergency generators – Effective through December 31, 2009. Seconded by Mr. Parisi.

Raymond Smith, Director, Public Utilities

All Councilors (9) voted ayes. The motion passed.

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

Ms. Papale made a motion to enter into Executive Session. Seconded by Mr. Parisi.

All Councilors (9) voted ayes. The motion passed.

The council entered into Executive Session at 10:55pm

Attendance at the Executive Session included Councilors DiNatale, Doherty, Knight, Papale, Parisi, Spiteri, Testa and Vumbaco and Mayor Dickinson and Corporate Counsel, Adam Mantzaris. Mr. Farrell left the meeting at 10:55pm

Ms. Papale made a motion to come out of Executive Session. Seconded by Mr. Parisi.

Eight Councilors (8) voted ayes. Mr. Farrell was absent. The motion passed.

The council returned from Executive Session at 11:14pm.

MOTION was made by Ms. Papale to adjourn the meeting. Seconded by Mr. Parisi.

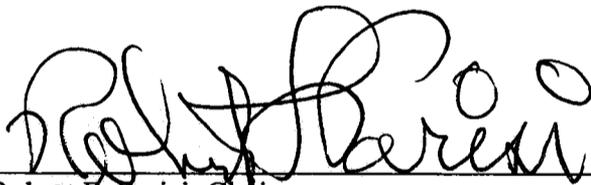
Eight Councilors (8) voted ayes. Mr. Farrell was absent. The motion passed.

There being no further business to consider, the meeting adjourned at 11:15 P.M.

Respectfully submitted,



Sandra R. Weekes
Town Council Secretary
Meeting recorded by Sandra Weekes



Robert F. Parisi, Chairman

10/24/06
Date



Barbara Thompson

10/24/06
Date

RECEIVED FOR RECORD 10-16-06
AT 3 H 47 M P M AND RECORDED BY
Barbara Thompson TOWN CLERK

APPENDIX I:
6/8/04



Town of Wallingford, Connecticut

RESOLUTION

WHEREAS, pursuant to Connecticut General Statutes 12-631, the State of Connecticut has provided tax incentives for Connecticut businesses that donate to community programs under certain circumstances; and

WHEREAS, it is required under Connecticut General Statutes 12-631 that any municipality desiring to obtain benefits under the provisions of this Act shall, after holding at least one public hearing and after approval of the legislative bodies, submit to the Department of Revenue Services a list of programs eligible for investment by business firms under the provisions of this Act; and

WHEREAS, it is desirable and in the best interest that the Town of Wallingford submit such a list to the State of Connecticut.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WALLINGFORD:

1. that after holding a public hearing on the list required under Connecticut General Statutes 12-631, the Town Council of the Town of Wallingford hereby approves the attached list entitled: Summary List of Neighborhood Assistance Programs; and
2. that the Mayor of the Town of Wallingford is hereby authorized and directed to submit to the Department of Revenue Services the approved list of programs eligible for investment by business firms and to provide such additional information; to execute such other documents as may be required by the Department to accept on behalf of the Town any funds available for those municipal programs on the list; to execute any amendments, recisions, and revisions thereto; and to act as the authorized representative of the Town of Wallingford.

Certified a true copy of a resolution duly adopted by the Town of Wallingford at a meeting of its Town Council on June 8, 2004, and which has not been rescinded or modified in any way whatsoever.

(Date)

(Clerk)

NAATCRes

SUMMARY LIST OF NEIGHBORHOOD ASSISTANCE PROGRAMS
June 8, 2004

<u>AGENCY</u>	<u>TITLE</u>	<u>AMOUNT</u>
Easter Seals Connecticut	Easter Seals Child Development Center	\$ 30,000
Gaylord Hospital	Annual Appeal – To Support Patient Programs & Services	\$150,000
Meriden and Wallingford Substance Abuse Council (MAWSAC)	Early Childhood Prevention Education	\$ 5,000
Meriden-Wallingford Chrysalis, Inc.	Domestic Violence Shelter	\$100,000
MidState Medical Center	Expansion and Renovation Project	\$150,000
Ulbrich Boys & Girls Club	Youth Development Programs	\$150,000
Wallingford Family YMCA	Strong Kids Campaign – Annual Sustaining	\$ 45,000
Wallingford Historic Preservation Trust	Historic Restoration Program	\$150,000
Wallingford Housing Authority	Moderate Rental and Elderly Renovations	\$100,000

Previously-Approved Multi-year Programs

Wallingford Little League	Wallingford Little League	\$150,000/yr.
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APPENDIX II
6/8/04

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$44,531,377 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF TOWN-WIDE SCHOOL SYSTEM RENOVATIONS AND AUTHORIZING THE ISSUE OF \$44,531,377 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

An ordinance entitled "An Ordinance Appropriating \$44,531,377 For The Planning, Acquisition And Construction Of Town-Wide School System Renovations And Authorizing The Issue Of \$44,531,377 Bonds Of The Town To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose" adopted by the Town Council on December 14, 1999 and as amended at Town Council meetings held August 21, 2001, January 8, 2002, June 11, 2002, October 22, 2002, December 10, 2002, and February 24, 2004 which ordinance is hereby ratified, confirmed and adopted, is amended to increase the appropriation and bond authorization therein by \$22,638,623, from \$44,531,377 to \$67,170,000, as follows:

Section 1. The title of the Ordinance is amended to read as follows:

"AN ORDINANCE APPROPRIATING \$67,170,000 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF TOWN-WIDE SCHOOL SYSTEM RENOVATIONS AND AUTHORIZING THE ISSUE OF \$67,170,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE"

Section 2. The following is substituted for Section 1 of the Ordinance:

"Section 1. The sum of \$67,170,000 is appropriated for the planning, acquisition and construction of Town-Wide school system renovations, including facility additions, expansions and space reallocations, approximately in accordance with the project summary approved by the Board of Education at a special meeting held May 24, 1999, to various school buildings including Lyman Hall and Sheehan High Schools, DAG Hammarskjold and Moran Middle Schools, Moses Y. Beach, Cook Hill, Highland, Parker Farms, Pond Hill, Rock Hill and Stevens Elementary Schools, and for appurtenances, furniture, equipment, and design, engineering, and other consultant services or so much thereof as may be accomplished within such appropriation, including administrative, advertising, printing, legal and financing costs related thereto, said appropriation to be inclusive of any and all State and Federal grants-in-aid, in accordance with the following:

Planning, Acquisition and Construction:	\$66,720,000
Debt Administration:	<u>450,000</u>

TOTAL:

\$67,170,000"

Section 3. The first sentence of Section 2 of the Ordinance is amended by substituting the amount of \$67,170,000 for \$44,531,377, thereby making the first sentence of Section 2 read as follows:

"To meet said appropriation \$67,170,000 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the twentieth year after their date."