

TOWN OF WALLINGFORD, CONNECTICUT
TOWN COUNCIL MEETING
Town Council Chambers
June 14, 2016

RECORD OF VOTES & MINUTES

The Meeting of the Wallingford Town Council on Tuesday, June 15, 2016, was called to order at 6:33 P.M. The opening Prayer was given by Reverend Dee Ann Dodd, St. Paul's Episcopal Church and the Pledge of Allegiance was said. Councilors in attendance were: Chairman Vincent Cervoni, Craig Fishbein, Thomas Laffin, John LeTourneau, Joseph A. Marrone, III, arrived at 8:00 P.M., Christopher K. Shortell, Vincent F. Testa, Jr., Jason Zandri was absent, and Councilor John J. Sullivan arrived at 6:38 P.M. Mayor William W. Dickinson, Jr., and Town Attorney, Gerald E. Farrell, Sr., were also present at the meeting.

3. Consent Agenda
 - 3a. Consider and Approve Tax Refunds totaling \$6,270.23 (#710-735)
Acct. #1001001-41020 – Tax Collector
 - 3b. Acceptance of donations to be used for activities and Consider and Approve Appropriation of funds in the amount of \$94.00 to Donations, Acct. No. 2134002-47152 and to Expenditures, Acct. No. 21340100-58830 – Y&SS
 - 3c. Consider and Approve Appropriation of funds in the amount of \$360 to Revenue, Acct. No. 2264002-47152 and to Expenditures, Acct. #22640150-58830 – Y&SS
 - 3d. Acceptance of donation from a private donor in memory of deceased members of the Wallingford Fire Department fire rescue and paramedic services and Consider and Approve Appropriation of funds in the amount of \$5,000 from Miscellaneous Revenue, Acct. #Fund 250 TBD and to Misc. Grants and Donations Fund, Acct. #Fund 250 TBD – Fire Department
 - 3e. Acceptance of a Grant entitled “2015/16 Distracted Driving High Visibility Enforcement Program” and Consider and Approve Appropriation of funds in the amount of \$14,026 to Revenue Highway Safety, Acct. #1002001-45208 and to Police Overtime, Acct. #10020050-51400 – Police Department
 - 3f. Acceptance of donated AED equipment from Mr. Michael Papale and the Board of Directors of the “inaheartbeat.org” foundation – Police Department
 - 3g. Consider and Approve a Budget Amendment and Appropriation of funds in the amount of \$30,000 to Revenue - Outside Contractors, Acct. #10020050-51600 and to Expenditures - Charges for Current Services, Acct. #1002001-46020 – Police Department
 - 3h. Consider and Approve a Transfer in the amount of \$24,145 from Regular Salaries and Wages, Acct. #10030050-51000 to Replacement Survey Vehicle Amenities, Acct. #TBD – Engineering

RECEIVED FOR RECORD 6-16-16
AT 4:20 AND RECEIVED BY
Dolan Thompson TOWN CLERK

- 3i. Consider and Approve a Transfer in the amount of \$9,000 from Contingency, Acct. #10019000-58820 to Veterinary, Acct.#10020100-56742– Animal Control Officer
- 3j. Consider and Approve a Transfer in the amount of \$7,435 from Purchased Services – Crossing Guards, Acct. #10020050-53000 to Air Conditioning Replacement, Acct. #TBD – Police Department
- 3k. Consider and Approve a Transfer in the amount of \$100,751 - Comptroller
- | | | |
|----------|--------------------------|-----------------------|
| \$ 8,000 | From: Debt Admin. | Acct. #10070050-58590 |
| \$92,751 | From: New Debt Financing | Acct. #10070050-58920 |
| \$30,000 | To: Debt-Principal | Acct. #10070050-58910 |
| \$70,751 | To: Debt-Interest | Acct. #10070050-58915 |
- 3l. Consider and Approve a Budget Amendment and Appropriation of funds in the amount of \$30,100 from Retained Earnings, Acct. #NA – Electric
- | | | |
|----------|--|------------|
| \$ 1,300 | To: Transmission Load Dispatch | Acct. #561 |
| \$12,800 | To: Distribution Load Dispatch | Acct. #581 |
| \$15,600 | To: Meter Expenses | Acct. #586 |
| \$ 400 | To: Cust. Records & Collection Supervision | Acct. #901 |
- 3m. Consider and Approve a Transfer in the amount of \$32,000 - Electric
- | | | |
|----------|--|------------|
| \$20,000 | From: Dist. Operations-Supervision & Engineering | Acct. #580 |
| \$ 6,000 | From: Dist. Operations-Station Expenses | Acct. #582 |
| \$ 6,000 | From: Dist. Operations-Overhead Lines | Acct. #583 |
| \$32,000 | To: Dist. Operations - Underground Lines | Acct. #584 |
- 3n. Consider and Approve a Transfer in the amount of \$34,000 - Electric
- | | | |
|----------|---|------------|
| \$20,000 | From: Dist. Maintenance-Supervision & Engineering | Acct. #590 |
| \$14,000 | From: Dist. Maintenance-Station Expenses | Acct. #592 |
| \$34,000 | To: Dist. Maintenance-Underground Lines | Acct. #594 |
- 3o. Consider and Approve a Transfer in the amount of \$5,000 from Professional Services-Specialists, Acct. #10010300-56714 to Professional Services-Lawyers, Acct. #10010300-56710 – Law Department
- 3p. Consider and Approve a Transfer in the amount of \$630 from Maintenance of Equipment, Acct. #1060-54325 to Continuing Education/Training, Acct. #1060-55700 – Registrar of Voters
- 3q. Consider and Approve a Transfer in the amount of \$2,500 – Town Clerk

\$1,750	From: Contingency	Acct. #10019000-58820
\$ 750	From: Contingency	Acct. #10019000-58820
\$1,750	To: Office Expenses	Acct. #10010650-56100
\$ 750	To: Dog Supplies	Acct. #10010650-56110

3r. Consider and Approve a Transfer in the amount of \$250 from Continuing Education /Training, Acct. #10010700-55700 to Maintenance of Equipment, Acct. #10010700-54325 – P&Z

3s. Consider and Approve a Transfer in the amount of \$9,500 from P&Z Wages & Salaries, Acct. #10010700-51000 to Office Supplies, Acct. #10010700-56100 – P&Z

3t. Consider and Approve a Transfer in the amount of \$5,100 – Personnel

\$5,100	From: Unemployment Insurance	Acct. #10012100-52970
\$3,600	To: Office Expenses & Supplies	Acct. #10012100-56100
\$1,500	To: Office Equipment	Acct. #TBD

3u. Approve Town Council Meeting Minutes of May 24, 2016.

MOTION WAS MADE TO APPROVE CONSENT AGENDA ITEMS 3a.-3u.

MADE BY:	LAFFIN
SECONDED BY:	FISHBEIN
VOTE:	6-AYE
	3 ABSENT – ZANDRI, SULLIVAN, MARRONE
MOTION:	PASSED

4. *Items Removed from the Consent Agenda: None*

5. **PUBLIC QUESTION AND ANSWER PERIOD**

Don Kennedy, Bull Avenue, notes that he finally got the financials he was looking for. He questioned why some of this money sits in these accounts. Mayor Dickinson stated it is money that is for a project and the money has come from the State. We are about to go out to bid for this project, streetscape and linear trail.

Bob Gross, Long Hill Road, asks if Wallingford applied for any State announced grants or transit area grants. Mayor Dickinson responded yes we applied and we did not receive the grant. Mr. Gross spoke about the Solar Project Development and asks where it is at. Mayor Dickinson replied that he has no new information.

Ray Rys, 96 Pierson Drive, inquired about landfill panels and Mayor Dickinson stated that he is not sure who owns it but he thinks Meriden. Mr. Rys states that he is not sure why we can't tax

them and he's not even sure if we are taxing them or not. He goes on to state that we should look into this.

Closed Public Question and Answer Period at 6:53 P.M.

6. Discussion and Possible Action regarding Wallingford Board of Education Information Technology Employees Contract - BOE

MOTION WAS MADE TO ACCEPT THE CONTRACT AS PRESENTED

*In attendance: Dr. Salvatore Menzo, Superintendent, Board of Education
Cindy Lavallette, Assistant Superintendent, Personnel, Board of Education
Roxanne McKay, Chairman, Board of Education*

**MADE BY: LETOURNEAU
SECONDED BY: SHORTELL**

Cindy Lavallette presents. She stated that this union has only seven employees total. She then goes on to state that they wanted to keep wages at 2% or less but it's competitive for the IT industry.

ROLL CALL VOTE:	SHORTELL: YES
FISHBEIN: NO	SULLIVAN: YES
LAFFIN: YES	TESTA: YES
LETOURNEAU: YES	ZANDRI: ABSENT
MARRONE: ABSENT	CERVONI: YES
6-AYE: 1-NO	
MOTION: PASSED	

8. (Moved Up)

Conduct a Public Hearing at 7:00 p.m. to consider and act on the following Ordinance entitled:

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

**MOTION WAS MADE TO APPROVE TO MODIFY CHAPTER 59, ALARMS, OF THE
CODE OF THE TOWN OF WALLINGFORD**

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

Chief William Wright spoke about changes in the Ordinance to help reduce the amount of alarm responses from six to three and raise fees and noted that there have been no changes since 1984.

Chairman Cervoni opens the Public Hearing

NO PUBLIC COMMENTS

Chairman Cervoni closes the Public Hearing

NO COUNCIL COMMENT

ROLL CALL VOTE:	SHORTELL: YES
FISHBEIN: YES	SULLIVAN: YES
LAFFIN: YES	TESTA: YES
LETOURNEAU: YES	ZANDRI: ABSENT
MARRONE: ABSENT	CERVONI: YES

7-AYE
MOTION: PASSED

7. Conduct a Public Hearing at 6:45 p.m. and consider and act on the following Ordinance entitled:

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

MOTION WAS MADE TO APPROVE AMENDMENT AS PRESENTD

*In attendance: Joseph Mira, Chairman, Economic Development Commission
Don Roe, State and Federal Program Administrator*

MADE BY: FISHBEIN
SECONDED BY: LAFFIN

Joseph Mira notes that he is looking to expand the Commission by three alternates which allows folks to get experience and move forward in the Commission.

Chairman Cervoni Opens the Public Hearing

NO PUBIC COMMENTS

Chairman Cervoni closed the Public Hearing

NO COUNCIL COMMENT

ROLL CALL VOTE:
FISHBEIN: YES
LAFFIN: YES
LETOURNEAU: YES
MARRONE: ABSENT
7-AYE
MOTION: PASSED

SHORTELL: YES
SULLIVAN: YES
TESTA: YES
ZANDRI: ABSENT
CERVONI: YES

10. (Moved up)

Discussion and Possible Action regarding Approval of the Agreement – Sale of 188 North Cherry Street - Law Department

MOTION WAS MADE TO MOVE TO APPROVE THE AGREEMENT OF 188 NORTH CHERRY STREET

MADE BY: LAFFIN
SECONDED BY: LETOURNEAU

In attendance: Gerald E. Farrell, Sr. Town Attorney

Attorney Farrell stated that the Agreement has been approved by Planning and Zoning and that Attorney Small has done all of the negotiations.

ROLL CALL VOTE:
FISHBEIN: ABSTAIN
LAFFIN: YES
LETOURNEAU: YES
MARRONE: ABSENT
6-AYE
MOTION: PASSED

SHORTELL: YES
SULLIVAN: YES
TESTA: YES
ZANDRI: ABSENT
CERVONI: YES

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

MOTION TO GO INTO EXECUTIVE SESSION PURSUANT TO Section 1-200(6)(D) of the CT General Statutes with respect to the purchase, sale and/or leasing of property

MADE BY: LETORNEAU
SECONDED BY: LAFFIN
VOTE: ALL-AYE
MOTION: PASSED

MOTION TO COME OUT OF EXECUTIVE SESSION AT 7:30 P.M.

MADE BY: LAFFIN
SECONDED BY: FISHBEIN
VOTE: ALL-AYE
MOTION: PASSED

Time of Executive Session: 7:06 P.M. to 7:30 P.M.

Attendance at the Executive Session: 7 Councilors, Mayor Dickinson and Town Attorney Gerald E. Farrell, Sr.

9. Conduct a Public Hearing at 7:15 p.m. to consider and act on the following Ordinance entitled:

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

Chairman Cervoni opens the Public Hearing

Bob Gross, Long Hill Road, asks if the public can speak at the beginning and at the end of the Public Hearing.

Richard Straub stated that the Historic Preservation Trust Commission was formed as a vehicle to receive financial and technical support from the Commission to the Trust and this has not happened.

Larry Morgenstein, South Main Street, agrees with Mr. Gross that he would like to speak at the beginning and at the end of the Public Hearing.

Candice Brashears, Chairman, Historic Properties Commission, North Airline Road, discussed the packet she gave out tonight and the issue of tension between the Trust and the Commission. She stated that the Commission has always had an open door and always gave a certificate of appropriateness. She then stated that the Commission is frustrated with the Trust and trying to be accountable. She realizes that she has inundated the Council with paperwork. Ms. Brashears indicated that the Commission requests six months to get their files in order if repealed.

Gina Morgenstein, South Main Street, asks who raised the request for this. Chairman Cervoni stated that it was him. Ms. Morgenstein lives two doors away from Silver Museum and had hoped it would bring folks into Town.

Ray Rys, 96 Pierson Drive, asks where the responsibility lies. Chairman Cervoni stated that the Trust maintains the properties and always has.

Cheryl Collett, member of Commission, references the feud and states that she doesn't even know the members of the Trust. She goes on to state that they are trying to do what is best and that they

have never been given a mission to raise money for the Trust. She then states that they have done their job with honor and transparency.

Bob Gross, Long Hill Road, states that to disband this Commission is not the right thing to do.

Kathryn DeLaura, Brown Street, notes that this is a volunteer Commission and asks why would you disband an oversight committee that has no cost to the Town or the budget.

Larry Morgenstein, South Main Street, states that he lives in what was proposed to be a historic district and remarks that is why he moved there.

Gina Morgenstein, South Main Street, asks if Councilor LeTourneau will be voting on this and notes that he is a member of the Trust. Chairman Cervoni indicated that he is not a member of the Trust and that he did some work on properties.

Councilor LeTourneau states that he does plan on voting.

Ray Ross, Silver Pond Apts., Vice President of the Trust, states that the Historic Properties were opened nine days in 2014, nine days in 2015 and three days so far in 2016.

Chairman Cervoni closed the Public Hearing at 8:02 P.M.

MOTION WAS MADE TO REPEAL CHAPTER 127 HISTORIC PROPERTIES CODE OF THE TOWN OF WALLINGFORD

MADE BY: LAFFIN
SECONDED BY: SULLIVAN

Councilor Testa indicates that his impression is that they have no oversight of money.

Councilor Cervoni noted that they do not act as an audit, they issue a "COA" Certificate of Appropriateness.

Councilor Testa explains that his understanding is that they exist for oversight of physical repairs and upkeep.

Mayor Dickinson notes that the repeal does not affect designation of the Historic Properties at all. He then goes on to state that the Town did go out for a vote twice for a Historic District and failed.

Councilor Fishbein stated that historically we created the Historic Studies Commission. There's no backup that it was created for grant purposes.

Councilor Fishbein talks about orders and actions and power to bring a lawsuit. He states that there is a definite conflict between the Trust and the Commission and he doesn't think repeal is the answer. He explains that he has trouble telling volunteers that are passionate about their work that they are not wanted or needed.

Councilor Marrone notes that we created a regulatory body and a volunteer committee and asks why don't they get along? He then stated that repeal might be a drastic step and suggests that maybe there are other ways to clean this up. He goes on to ask couldn't the Board be disbanded and the commissioners as private citizens go to Planning & Zoning and complain about issues on their own.

Councilor Laffin explains that this all started when two folks battled to get on the Commission and he wonders why a government agency has to get involved.

Councilor Testa referred to physical, historical and integrity but asks what guides that? He then goes on to ask what stake do we have in these properties and who does Historic Properties Commission answer to? He then asks, grants aside, why should we keep this? He notes that statutes are silent in dissolving historic districts.

Chairman Cervoni states that he agrees with Councilor Laffin and noted that he looks at the Historical Society Building and all the work that they do to maintain without being a government entity.

Lucille Cassagrande, 25 Turnberry Road, states that the Commission costs us nothing and they have expertise and goes on to say that this is why people in the country are so sick of government and how it operates.

Dan Mackay, 528 North Main Street, lives next door to Royce house. He leads statewide Historic Preservation Trust and non-profits advocates of advancing Historic Properties. He stated that he thinks we have the best Main Street in Connecticut and then remarks that if you abolish this Commission you take a step backwards and what would it say about this community's commitment about preservation.

Larry Morgenstein, South Main Street, agrees with the previous speaker, Dan Mackay, and indicated that was well stated.

Mayor Dickinson talks about matching grant and money for Trust and Historical Society. He notes that both take advantage of that money.

Councilor Laffin indicates that they have read all the paperwork and it is insulting to say they didn't. He then asks what this Commission is doing.

Councilor Fishbein disagrees with Councilor Marrone's comment that anyone could go to P&Z regarding action on properties. He indicated that only the Commission can by statute.

Councilor LeTourneau stated that if this Commission goes away, the Trust is not going to stop maintaining properties or stop advising people. He then goes on to say the Trust has survived for over 90 years and it will maintain its membership going forward.

ROLL CALL VOTE:
FISHBEIN: NO
LAFFIN: YES
LETOURNEAU: YES
MARRONE: NO
4-AYE
MOTION: FAILED

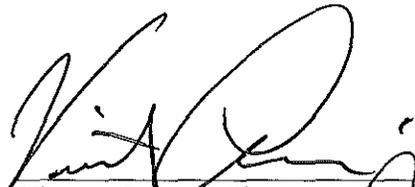
SHORTELL: NO
SULLIVAN: YES
TESTA: NO
ZANDRI: ABSENT
CERVONI: YES

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

The Council adjourned the meeting at 8:58 P.M.

Respectfully submitted,

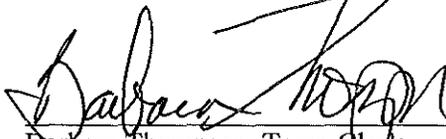
Lisa Moss
Council Staff
Meeting digitally recorded



Vincent Cervoni, Chairman

28 June 2016

Date



Barbara Thompson, Town Clerk

6-28-16

Date