

TOWN COUNCIL MEETING

SEPTEMBER 10, 1991

7:00 P.M.

AGENDA

1. Roll Call & Pledge of Allegiance
2. Consider and Approve 1990-91 Adjusting Transfers for the Electric Division
3. Consider and Approve the Following Transfers within the Public Works Department
 - a. \$500.00 to Maintenance of Fire Alarm/Emergency Lights & Security for Yalesville School
 - b. \$1,000.00 to Maintenance of Heating System at Yalesville School
 - c. \$1,875.00 to Janitorial Service for the Cleaning of Yalesville School
4. PUBLIC QUESTION AND ANSWER PERIOD - 7:30 P.M.
5. Consider and Approve a Transfer of Funds in the Amount of \$800.94 to Acting Deputy Fire Marshal Wages - Fire Marshal
6. Consider and Approve a Waiver of Bid to Permit the Town Planner to Hire the Center for Engineering to Prepare Design Plans and Details for Detention Basins at Summerhill Condominiums - Town Planner
7. Consider and Approve Appropriating Revenue Generated by a Program for the Severely Physically Handicapped to the Board of Education Budget - Requested by the Superintendent of Schools
8. Consider and Approve an Easement Agreement Between the Town and Southern New England Telephone Company in Conjunction with the South Main Street Beautification Project - Requested by Assistant Town Attorney Gerald Farrell
9. SET A PUBLIC HEARING ON AN Ordinance Permitting the Police Department of the Town of Wallingford To Pursue Applications Under Connecticut General Statutes Sections 54-33g, 54-36h And 54-36i, As Amended (The Purpose is to Permit the Police Department To Participate and Benefit by Asset Forfeiture Laws Governed by the State of Connecticut) - Requested by the Chief of Police Services

(OVER)

10. Consider and Approve a Transfer of Funds in the Amount of \$600 to State/Regional Affiliations Account to Cover the Costs of Emergency Repairs and Preventative Maintenance to the SCAN System - Dept. of Police Services
11. Consider and Approve a Transfer of Funds in the Amount of \$315.00 to a Capital Account to Purchase a Copier for the Personnel Department
12. Consider and Approve a Transfer of Funds in the Amount of \$13,000 from Council Contingency to Out of Classification Pay - Personnel Department
13. Consider and Approve a Transfer of Funds in the Amount of \$15,000 to Replacement Cab for Tanker 8 Account - Dept. of Fire Services
14. Consider and Approve Anniversary Increases Approved by the Mayor to Date
15. Consider and Approve Mayoral Transfers Approved to Date
16. Executive Session Pursuant to Section 1-18a(e)(1) of the General State Statutes Regarding Discussion Concerning the Appointment, Employment, Performance, Evaluation, Health or Dismissal of a Public Officer or Employee
17. Approve and Accept the Minutes of the August 13, 1991 Town Council Meeting.
18. Discussion and Approval of the Expenditure of Funds in the Amount of \$350.00 for the WWII Honor Roll Committee

TOWN COUNCIL MEETING

SEPTEMBER 10, 1991

SUMMARY

<u>Agenda Item</u>	<u>Page No.</u>
Consent Agenda - Items #10, 11 & 17	1
2. Approve 1990-91 Adjusting Transfers for the Electric Division	1 - 4
3a. Approve \$500.00 Transfer to Maintenance of Fire Alarm/ Emergency Lights & Security for Yalesville School - Dept. of Public Works	4 - 5
3b. Approve \$1,000.00 Transfer to Maintenance of Heating System at Yalesville School - Dept. of Public Works	5
3c. Approve \$1,875.00 Transfer to Janitorial Service for the Cleaning of Yalesville School	5
4. PUBLIC QUESTION & ANSWER PERIOD	4
5. Approve a \$801.00 Transfer to Acting Deputy Fire Marshal Wages - Fire Marshal	6
6. Table Approving Waiving the Bid to Permit the Town Planner to Hire the Center for Engineering to Prepare Design Plans and Details for Detention Basins at Summerhill Condominiums	6 - 7
7. Approve Appropriating Revenue Generated by a Program for the Severely Physically Handicapped to the Board of Education's Budget	7 - 8
8. Approve an Easement Agreement Between the Town and SNET in Conjunction with the South Main Street Beautification Project	8 - 9
9. SET A PUBLIC HEARING FOR SEPTEMBER 24, 1991 AT 7:45 P.M. on an Ordinance Permitting the Police Department To Pursue Applications Under CT. General Statutes Sections 54-33g, 54-36h and 54-36i, As Amended	9
12. Approve \$13,000 Transfer to Out of Classification Pay - Personnel Dept.	9
13. Approve \$15,000 Transfer for Replacement Cab for Tanker 8 Account - Dept. of Fire Services	9 - 10

(OVER)

<u>Agenda Item</u>	<u>Page No</u>
14. Approve Anniversary Increases Approved to Date	10
15. Approve Mayoral Transfers Approved to Date	10 - 11
16. Executive Session Pursuant to Section 1-18a(3)(1)	11 - 12
18. Approve the Addition of Names to the WWII Monument	11

WAIVE RULE V

Approve a Budget Amendment in the Amount of \$138,498 to Estimated Revenue Town Aid Road and to Expenditures Town Aid Road

5 - 6

TOWN COUNCIL MEETING

SEPTEMBER 10, 1991

7:00 P.M.

A meeting of the Wallingford Town Council was held on Tuesday, September 10, 1991 in the Robert Earley Auditorium of the Wallingford Town Hall and called to Order at 7:06 P.M. by Chairman Albert E. Killen. All Councilors answered present to the Roll called by Town Clerk Kathryn J. Wall with the exception of Mr. Solinsky who arrived at 7:12 P.M. Mayor William W. Dickinson, Jr. arrived at 7:18 as did Town Attorney Janis M. Small. Comptroller Thomas A. Myers was also present.

The Pledge of Allegiance was given to the flag.

Mr. Bradley made a motion to place the following items on the Consent Agenda to be Voted Upon by One Unanimous Vote of the Council;

ITEM #10 Consider and Approve a Transfer of Funds in the Amount of \$600.00 to State/Regional Affiliation Acct. #001-2011-600-6600 from Maintenance of Radios Acct. #001-2015-500-5300 - Dept. of Police Services

ITEM #11 Consider and Approve a Transfer of Funds in the Amount of \$315.00 from Copier Rental & Supplies Acct. #001-1590-600-6120 to Capital Acct. #001-1590-999-9902 - Personnel Dept.

ITEM #17 Approve and Accept the Minutes of the August 13, 1991 Town Council Meeting

VOTE: All present, aye; motion duly carried.

ITEM #2 Consider and Approve 1990-91 Adjusting Transfers for the Electric Division

Motion was made by Mr. Bradley to Move the Transfers in One Entire Motion, seconded by Mr. Parisi.

<u>Amount</u>	<u>From Account</u>	<u>To Account</u>
\$96,795	926, Employee Benefits	925-1, Workers Compensation
\$43,685	903, Customer Records	904, Uncollectible Accounts
\$37,050	923-3, Consultants	923-1, Services-Town
\$24,346	932, Maint. Gen. Plant	431, Interest on Deposits
\$ 6,500	598, Misc. Dist. Plant	588, Misc. Dist. Expense
\$ 1,160	932, Maint. Gen. Plant	931, Rents

September 10, 1991

Mr. Zandri asked how the accounts can become overexpended.

Mr. Michael Holmes, Assistant General Manager of the Electric Division and Cynthia Griffith, Accountant in the Business Office answered questions from the Council.

Mr. Holmes stated that none of the accounts have been overexpended. Payments are being withheld on several accounts. Some of the accounts are non-cash, non-payment accounts. The Interest Account, for example is on the books to cover potential liability for interest due on deposits. The accounts are, in fact, over-encumbered. It is the recommendation of the Comptroller and Auditor that the Division performs this end of the year clean-up of the accounts.

Mr. Zandri pointed out that according to the year end report recently received on the utilities the accounts are stated as overexpended. He then asked, if they accounts are not overexpended, then why is the Council being asked to transfer funds into the accounts?

Mr. Myers explained that the expenses are legitimate and are recognized as liabilities, however, the cash has not been released. It is referred to as an Account Payable. Dollars have been committed but the cash has not yet been remitted.

Mr. Zandri then asked again, why the need for transfers if the funds were encumbered for the expenses?

Mr. Myers stated that it could be due to an encumbrance creating an insufficient fund in the accounts.

It was obvious to the Council and admitted by Mr. Myers that dollars have been committed and money is not available in all of the accounts. The cash has not been remitted, it is still being held.

Mr. Zandri asked how money can be obligated in an account without having the funds in the account prior to being committed?

Mr. Holmes replied that some of the transfers need to be made for services to the Town. At the time of budget hearings these expenses were estimated. This explanation applies to Acct. #923-1 and #931. In the course of rewriting the software in the computer department the old system was computing the total balance on the Interest on Deposits Acct. #431, incorrectly. It is a correction that is being made and is a non-cash transaction. In regards to the Workers Compensation Account #925-1, that is totally out of the Division's control. There is no control over when awards are made and how much it will cost. The Division is working closely with the Risk Manager's Office to get a better feel and understanding for what is going on to be better informed and prepared.

Mr. Zandri could understand the lack of control over an unforeseen event, however, when an invoice is received and it is determined that there are insufficient funds to pay the invoice, the Division should appear before the Council for transfers prior to the committal of funds.

Mr. Holmes reminded the Council that the cash has not been paid, the accounts are not overexpended.

Mr. Zandri asked Mr. Holmes, if this was not passed this evening, you would not have a problem?

Mr. Holmes could not answer that question, lacking the experience as an accountant.

Mr. Bradley pointed out that he had a problem with this request since the close of the fiscal year was the end of June, why did it take so long. All other departments must close out their accounts in a much more timely fashion, why not the Electric Division?

Mr. Holmes attributed it to lack of communication between the Division and the Comptroller's Office and the Division traditionally holds its books open longer than other departments due to exceptional circumstances. They must wait an extra month for power cost adjustment factor figures so that invoices can be reconciled as well as the fact that Connecticut Light and Power payments are received approximately one month in arrears.

Mr. Bradley requested that the Division present the transfers before the Council within thirty (30) days of the close of the fiscal year (June 30th) in the future.

Mr. Gouveia asked how the Uncollectible Accounts compared this year to last?

Mr. Myers responded that they reflected an increase from \$100,000 last year to approximately \$140,000 this year.

Mr. Holmes explained that attempts continue to be made to collect on the accounts which are a combination of commercial, industrial and residential customers.

Mr. Gouveia asked what type of services constitute Outside Services-Town?

Mr. Holmes explained that they are the proportionate charges from the Comptroller's Office for Purchasing, Comptroller, Mayor, etc.

Mr. Killen asked when Mr. Holmes first became aware that a shortage existed in the Rental Account?

Mr. Holmes responded that they were discovered during the pre-audit, approximately late July, early August.

Mr. Killen reminded Mr. Holmes that the Charter specifically addresses that this report must be presented to the Council by September 1st. It also addresses the fact that if someone incurs a liability without funds to pay for it, their job is on the line. The Charter must be taken seriously.

September 10, 1991

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

PUBLIC QUESTION AND ANSWER PERIOD

Mr. Gouveia asked if the new vendor operating the Recycling Center was required to post a performance bond?

Mayor Dickinson responded, no, nor did Admet.

Mr. Gouveia's concerns lay with the fact that several haulers paid quite a sum of money to Admet and wondered if the haulers will have to do so again with the new vendor.

They Mayor reminded Mr. Gouveia that the commercial aspect of the center is out to bid and that there should presently be no commercial use of the residential drop-off site. That stipulation could be part of the arrangement entered into with a vendor for the entire site, residential and commercial.

Atty. Small pointed out that several commercial haulers voluntarily posted security deposits with Admet. She was not sure whether or not the Town could have a performance bond with the new vendor that could cover the vendor's relationship with the haulers. It will have to be reviewed.

Mr. Zandri informed the Council that the bonds were posted because Admet was also operating the Bristol facility. The haulers were hauling material from Wallingford to Bristol and were basically in a private contract with Admet that did not involve the Town or our facility. There must be some confusion on the part of the haulers as to what the security bond is for.

Atty. Small will double-check the bid documents on this issue.

Iris Papale expressed her frustration with the fact that she tried to attend the Council meeting last week following a prior commitment and due to the fact that it was approximately 9:00 P.M. or later all exterior access doors to the building were locked.

Mayor Dickinson explained that he has contacted the janitorial service to remind them for the third time that the doors are to remain open until all meetings within the building have adjourned. If the service fails to comply again, then it will result in the termination of the contractor.

ITEM #3a Consider and Approve a Transfer of Funds in the Amount of \$500 to Maintenance of Fire Alarm/Emergency Lights & Security Acct. #001-5030-999-9948 from Four Wheel Drive Pickup Truck Acct. #001-5030-999-9948 - Dept. of Public Works

Motion was made by Mr. Bradley, seconded by Ms. Papale.

Mr. Bradley withheld this item, as well as items #3b & #3c, from the consent agenda due to the fact that the account numbers were not

familiar to him and did not appear on the statement of accounts from the Comptroller's Office.

Mr. Deak explained that the accounts were new.

Mr. Bradley asked that the Comptroller's Office make a notation on transfers displaying new account numbers as being just that, new accounts.

VOTE: All ayes; motion duly carried.

ITEM #3b Consider and Approve a Transfer of Funds in the Amount of \$1,000 from Four Wheel Drive Pickup Truck Acct. #001-5030-999-9948 to Maintenance Heating System Acct. #001-5230-500-5400 - Dept. of Public Works.

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

VOTE: All ayes; motion duly carried.

ITEM #3c Consider and Approve a Transfer of Funds in the Amount of \$1,875.00 from High Dump Street Sweepers Acct. #001-5040-999-9909 to Janitorial Service Acct. #001-5230-600-6290 - Dept. of Public Works

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

Mr. Killen asked if all bidders received the same set of specifications due to the large disparity between the quotes submitted.

Mr. Deak responded, yes.

Mr. Parisi warned that the contractor must be supervised to assure that the work is being performed correctly.

VOTE: All ayes; motion duly carried.

WAIVE RULE V Motion was made by Mr. Bradley to Waive Rule V of the Town Council Meeting Procedures to Consider and Approve a Budget Amendment in the Amount of \$138,498 to Estimated Revenue Town Aid Road and to Expenditures Town Aid Road, seconded by Mr. Holmes.

VOTE: All ayes; motion duly carried.

Mr. Deak, Director of Public Works explained that due to the cut back of State funds road improvements will be made during the months of September and October only to the following areas;

- | | |
|----------------|------------------------------|
| Ridgewood Road | Ridgecrest Road (portion of) |
| Christoni Lane | Pine Street |

He will be unable to proceed with the planned road improvement program as was indicated in correspondence dated June 7, 1991 until further funding is forthcoming from the State.

September 10, 1991

Ray Rys, 96 Pierson Drive was concerned with the safety of the motorists traveling on the roads that have water mains and man-hole covers raised in preparation for resurfacing of the roadway.

Mr. Deak explained that material will be patched around them to blend them in with the road surface.

Motion was made by Mr. Bradley to Consider and Approve the Budget Amendment in the Amount of \$138,498 to Estimated Revenue Town Aid Road Fund, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

ITEM #5 Consider and Approve a Transfer of Funds in the Amount of \$801.00 from Fire Marshal Wages Acct. #001-2035-100-1200 to Acting Deputy Fire Marshal Wages Acct. #2035-100-1360 - Fire Marshal

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

Mr. Michael Lamy, Fire Marshal explained that the new account was instituted due to Article XX of the Local Union #1326 Contract. Section II states that any employee temporarily working in an acting capacity in a classification or rank other than his own shall be paid the difference between the employee's classification and the rank in which he is working. This applies to the Fire Inspector and the Deputy Fire Marshal. It was brought to the Fire Marshal's attention due to the on-going contract negotiations. This is current language that exists in the contract to date.

VOTE: All ayes; motion duly carried.

ITEM #6 Consider and Approve a Waiver of Bid to Permit the Town Planner to Hire the Center for Engineering to Prepare Design Plans and Details for Detention Basins at Summerhill Condominiums as requested by the Town Planner.

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

Mr. Holmes abstained from voting or speaking on this issue since he is a member of the condominium association affiliated with the property in question.

Linda Bush, Town Planner explained that Summerhill was initially approved in 1980. Over the past ten years several developers have been involved but have failed to complete the project. A \$50,000 bond was posted to guarantee that two detention basins were constructed on the property as a condition of approval. The basins were constructed but were never functional. In 1989 the Letter of Credit posted by the developer was about to expire and the Town Planner's Office called the bond, transferring the money to the Town General Fund.

The developer was cited by the D.E.P. on a wetlands violation and the developers hired the Center for Engineering to prepare plans to correct the problem. The plans were never completed, the work

never performed. Ms. Bush is requested a Waiver of Bid for the Center of Engineering since they have been involved and are familiar with the project. She also feels that the Town could potentially be liable if they call the bond.

Several Councilors felt that the parties deriving the benefit from the project should be responsible for all costs above and beyond the \$50,000 that was posted. Some felt that the Town should turn over the \$50,000 to the property owners and let the onus be on them to have the corrective work performed.

Atty. Small will look into this suggestion and return to the Council at a later date with her opinion on the matter.

Mr. Bradley made a motion to Table This Item Until Additional Information is Obtained from the Town Attorney, seconded by Ms. Papale.

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

ITEM #7 Consider and Approve Appropriating Revenue Generated by a Program for the Severely Physically Handicapped to the Board of Education Budget - Requested by the Superintendent of Schools

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

Mr. Gouveia applauded the Board of Education for the adoption of the program which was at a risk of faltering due to the cut back in the funding of the program by the State. He asked why the Town was only charging \$10,000 tuition when we would pay approximately \$12,000 to enroll our students in the A.C.E.S. program?

Dr. Cirasuolo, Superintendent of Schools explained that if we charge more we will inevitably pay more. Those towns enrolling their students will charge us more for our students that are enrolled in programs in those specific towns.

Mr. Holmes asked if the teachers and para-professionals associated with the program will be contract employees therefore if enrollment decreases the staff can be decreased accordingly?

Dr. Cirasuolo responded, yes, the teachers will be contract employees and the staff could be decreased accordingly.

Mr. Bradley asked if the State originally funded the program?

Dr. Cirasuolo responded that the Department of Mental Retardation was leasing space at Sheehan High School for the program. The program will proceed status quo and the Town will take the responsibility of administering the program. The existing instructors will be retained and a tuition charged to pay salaries and associated costs with operating the program. The total cost of the program is \$100,840. Five other districts, three towns, are participating by paying \$50,000 tuition to offset the costs. The cost of the program will

September 10, 1991

vary from year to year with the number of enrollments and staffing requirements. The program will be reviewed every year as all special education programs are.

Mr. Zandri felt that Wallingford is absorbing the majority of the cost of the program and that it the cost should be borne on a per student equal share basis.

Mr. Solinsky inquired as to the sick days and replacement arrangements for the staff.

Dr. Cirasuolo explained that substitutes will be called in to cover the teachers who are entitled to fifteen sick days per year. Those substitutes will not be obtained from the regular list of substitutes for mainstream programs. They will be particular individuals who are experienced and comfortable with the special needs of the students.

Mr. Solinsky wanted assurance that any surplus funds generated from the project be applied back into it and that funds will not be siphoned off of other programs to maintain this one.

Dr. Cirasuolo reassured Mr. Solinsky that will not occur.

Mr. Killen asked that a copy of any agreement between districts/towns/State be forwarded to the Town Attorney for review.

Mr. Edward Musso, 56 Dibble Edge Road voiced his opposition to the tuition aspect of the program and the Town's leniency towards the other districts/towns.

Karen Hlavac, 85 Saw Mill Drive felt that it was a good program. It provides continuity for the students who will only stand to benefit from it.

Mr. Holmes moved to add a Friendly Amendment to the original motion that the Program only go Forward Upon Receipt of Funds from the Other Districts/Towns and those funds be Appropriated to the Board of Education's Budget Upon Approval of the Council at a Later Date, seconded by Mr. Parisi.

VOTE: All ayes; motion duly carried.

ITEM #8 Consider and Approve an Easement Agreement Between the Town and Southern New England Telephone Company in Conjunction with the South Main Street Beautification Project - Requested by Assistant Town Attorney Gerald Farrell

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

Atty. Small explained that a revised easement was distributed to the Council to address an issue brought to attention by the Chairman. He was concerned with the disturbance of trees and their root system in the placement of underground telecommunication lines.

Mr. Bradley amended the motion to Attach a Copy of the Easement to the Minutes of this meeting, seconded by Mr. Holmes.

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

ITEM #9 SET A PUBLIC HEARING on an Ordinance Permitting the Police Department of the Town of Wallingford to Pursue Applications Under Connecticut General Statutes Sections 54-33g, 54-36h and 54-36i, As Amended (The purpose is to Permit the Police Department to Participate and Benefit by Asset Forfeiture Laws Governed by the State of Connecticut) - Requested by the Dept. of Police Services

Motion was made by Mr. Bradley to Schedule a Public Hearing for Tuesday, September 24, 1991 at 7:45 P.M., seconded by Mr. Holmes.

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

ITEM #12 Consider and Approve a Transfer of Funds in the Amount of \$13,000 from Council Contingency Acct. #001-8050-800-3230 to Out of Classification Pay Acct. #001-2015-100-1360 - Dept. of Personnel

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

The funds are part of an original estimate given to the Comptroller's Office on how much money would be needed to fund the future police contract which was approved approximately six weeks ago. When the police arbitration award was handed down the exact amount was not known. These funds are for both the past fiscal year and the present fiscal year. The funds were set aside specifically in the #3230 account. It is basically a labor contingency. Most of the other union contracts do address the issue of out of classification pay.

VOTE: All ayes; motion duly carried.

ITEM #13 Consider and Approve a Transfer of Funds in the Amount of \$15,000 to Replacement Cab for Tanker 8 Account #2036-999-9939 from Various Accounts within the Fire Department

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

Mr. Bradley read correspondence into the record dated April 12, 1991 from the Mayor stating that the Mack U Model Cab was inadvertently eliminated from the budget request list. He advised the Assistant Fire Chief in the letter that "we will work to correct this omission and include the request in the budget either through amending the proposed budget or by seeking approval of the item after July 1, 1991."

Mr. Zandri reminded the Council that they did amend the budget during the workshops to include the \$15,000 to purchase the cab. Upon the Mayor's veto, however, the item was lost.

September 10, 1991

Mrs. Duryea asked how often the vehicle is placed into operation within a year?

The vehicle responds approximately 100-150 times per year and is in bad need of repair. It is not, however, a safety hazard. The flooring has rotted out and has been patched several times.

Chiefs Lefebvre and DaCunto expressed the need to replace the cab on the vehicle and explained how the volunteers themselves will perform the work to save the cost of labor.

Ms. Papale explained that compromises need to be made on occasion and urged the Council to vote in favor of this item.

Mr. Holmes pointed out that the cost of the item will increase the longer the purchase is delayed.

Mr. Parisi reminded the Council of the liabilities and potential safety problems.

Mr. Bradley reminded the Council of their recognition of the need for this item by their action taken at the budget workshop when they voted to fund the purchase.

Mr. Zandri asked Chief Lefebvre if he would remove the vehicle from the roadway if he felt it was hazardous?

Chief Lefebvre responded, yes, if it was mechanically unsafe.

Mr. Edward Musso, 56 Dibble Edge Road could not understand how the vehicle was allowed to deteriorate to this degree.

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

ITEM #14 Consider and Approve the Anniversary Increases Approved by the Mayor to Date

Motion was made by Mr. Bradley, seconded by Ms. Papale.

Mayor Dickinson stated that this item is usually noted for the record and Council approval is not required.

Mr. Bradley asked if these increases were contractual increases?

Mayor Dickinson responded, yes, all increases are contractual unless the employee is non-union.

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

ITEM #15 Consider and Approve Mayoral Transfers Approved to Date

Motion was made by Mr. Bradley, seconded by Ms. Papale.

This item should also be noted for the record and does not require

Council approval.

Mr. Killen asked why some accounts are experiencing transfers when they reflect large balances?

Mayor Dickinson will look into them carefully. He did not have the rationale in front of him this evening but has reviewed them all in detail prior to approving them.

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

Motion was made by Mr. Bradley to Move Item #18 Up To The Next Order of Business, seconded by Mr. Holmes.

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

ITEM #18 Discussion and Approval of the Expenditure of Funds in the Amount of \$350.00 for the WWII Honor Roll Committee

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

Councilors asked why the names were omitted and why was it being brought to our attention at such a late date?

Mr. Killen explained that some family members may be hesitant to come forward with names for various reasons, vanity or otherwise.

Mr. Bradley amended the motion to Approve Permitting the Addition of Names to the WWII Monument to be Funded by the Mayor's Office, seconded by Mr. Holmes.

There is no transfer of funds required.

VOTE: All ayes; motion duly carried.

ITEM #16 Executive Session Pursuant to Section 1-18a(e)(1) of the General State Statutes Regarding Discussion Concerning the Appointment, Employment, Performance, Evaluation, Health or Dismissal of a Public Officer or Employee

Motion was made by Mr. Bradley to Enter Into Executive Session, seconded by Mr. Solinsky.

VOTE: All ayes; motion duly carried.

Motion was made by Mr. Bradley to Exit the Executive Session, seconded by Mr. Holmes.

VOTE: All ayes; motion duly carried.

Motion was made by Mr. Bradley to Extend Up to Nine Additional Sick Days to an Employee, seconded by Mr. Parisi.

September 10, 1991

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

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

VOTE: All ayes; motion duly carried.

There being no further business, the meeting adjourned at 9:45 P.M.

Meeting recorded and transcribed by:

Kathryn F. Milano

Kathryn F. Milano, Town Council Secretary

Approved by:

Albert E. Killen, Chairman

Date

Kathryn J. Wall, Town Clerk

Date

E A S E M E N T

TO ALL PEOPLE TO WHOM THESE PRESENTS SHALL COME,
GREETING:

KNOW YE THAT THE TOWN OF WALLINGFORD, a municipal corporation organized and existing under the laws of the State of Connecticut, hereinafter "Grantor", for consideration of ONE AND 00/100 (\$1.00) DOLLAR and other valuable considerations, the receipt of which is hereby acknowledged, hereby grants unto THE SOUTHERN NEW ENGLAND TELEPHONE COMPANY, and its successors and assigns, hereinafter "Grantee", the right, privilege and authority to place, maintain, repair and replace underground conduit and telephone lines under a portion of the property owned by the Town of Wallingford, substantially described as follows:

Starting at the manhole located fifteen (15') feet north of pole #3424 on Prince Street, and then running east parallel with the north property line on Town of Wallingford property, Lot 39 on Wallingford Assessor's Map No. 44, approximately one hundred fifty (150') feet, five (5') feet wide to Pole #2476S.

It is understood and agreed between the parties hereto that the purpose of this easement is for the placement of underground conduit and telephone wires to be located within said underground conduit. Nothing is to be located above ground.

It is further understood and agreed that with regard to the large tree located on the corner of private property located at 80 South Main Street and the tree located on Town of Wallingford property fronting 80 South Main Street, both of which are in close proximity to said easement area, there shall be no disturbance to said trees and/or their roots.

The Grantor does also grant the right to enter on the land within the easement for the purpose of servicing, repairing or replacing said underground conduit and telephone lines.

The Grantee agrees for itself and its successors and assigns to restore the land within said easement to as nearly its present condition as possible commensurate with the above-provided use of the land and to similarly restore the land at any time it is necessary to disturb the surface thereof in connection with the servicing, repairing or replacing said

underground conduit or telephone lines.

The Grantor herein reserves the right to itself and its successors and assigns to continue to use the land within which the aforesaid easement has been granted for any uses and purposes which do not in any way interfere with the use thereof by the Grantee, its successors and assigns, in fulfilling the purposes for which this easement is granted.

TO HAVE AND TO HOLD the above-granted rights, privileges, and authority unto the said Grantee, its successors and assigns, to it and its own proper use and behoof.

IN WITNESS WHEREOF, the said Grantor has caused these presents to be signed and its seal to be hereto affixed this _____ day of September, 1991.

Signed, Sealed and Delivered
in the Presence of:

TOWN OF WALLINGFORD

BY:

William W. Dickinson, Jr.
Its Mayor
Duly Authorized

STATE OF CONNECTICUT:

: ss. Wallingford

COUNTY OF NEW HAVEN :

Personally appeared, WILLIAM W. DICKINSON, JR., who acknowledged himself to be the Mayor of the Town of Wallingford, a municipal corporation, and that he, as such Mayor, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Mayor.

In witness whereof, I hereunto set my hand.

Notary Public