

**TOWN OF WALLINGFORD, CONNECTICUT
REGULAR TOWN COUNCIL MEETING
Town Council Chambers**

SEPTEMBER 9, 2014

RECORD OF VOTES & MINUTES

The Regular Meeting of the Wallingford Town Council was called to order at 6:36 P.M. The Opening Prayer was offered by the Reverend Doug Valentine. The Pledge of Allegiance was said. Councilors in attendance were: Chairman Vincent Cervoni, John Letourneau, Christine Mansfield, Robert F. Parisi, Larry Russo, John Sullivan and Vincent F. Testa, Jr. Councilor Craig Fishbein was absent from the meeting with an excused absence. Mayor William W. Dickinson, Jr. and Town Attorney G.E Farrell, Sr. were also present at the meeting.

- 3.** Consent Agenda
- 3a.** Consider and Approve Tax Refunds totaling \$2,207.36 (#17 - #35)
Acct. #1001001-41020 – Tax Collector
 - 3b.** Consider and Approval Use of the Parade Grounds on Sunday September 14, 2014, from approximately 9:00 am to 1:30 pm by the First Congregational Church for “Catch the Spirit Sunday”.
 - 3c.** Consider and Approve two (2) Merit increases - Personnel
 - 3d.** Consider and Approve a Transfer of Funds in the Amount of \$5,000 to Purchase of Service-Code Compliance Acct # 10040050-56816 from Contingency Acct # 10019000-58820
– Health Director
 - 3e.** Acceptance of Donation from *Friends of Kendrick Park* and Appropriation in the Amount of \$980 to Revenue-Misc. Grants & Donations Acct #2505002-47152 and to Expenditures- Kendrick Park Project Acct # 25050050-58830-10111 – Parks & Recreation Director
 - 3f.** Acceptance of Donation *Youth & Social Services Special Fund* and Appropriation in the Amount of \$200 to Donations Acct # 2134002-47152 and to Expenditures Acct # 21340100-58830
– Youth and Social Services
 - 3g.** Acceptance of Donation from *Workforce Alliance Summer Youth Employment* and Appropriation in the Amount of \$2000 to Donations Acct # 2274002-45100 and to Expenditures Acct # 22702015-51000 – Youth and Social Services
 - 3h.** Acceptance of Donation from Wallingford Rotary for *Youth & Social Services- STEM ACADEMY* and Appropriation in the Amount of \$2,500 to Revenue Acct # 2264002-47152 and to Expenditures Acct. # 22640150-58830 – Youth and Social Services
 - 3i.** Consider and Approve a Transfer of Funds in the Amount of \$7,000 to Council Chambers-Chairs Acct # 10010050-New Line from Contingency Acct # 10019000-58820- Town Council
 - 3j.** Acceptance of DUI Grant and Appropriation of \$1,735 to Revenue-Highway Safety Acct # 1002001-45208 and to Police Overtime Acct # 1002005-51400 – Police Chief

- 3k. Consider and Approve a Transfer in the amount of \$21,500 to Transmission Operations-Load Dispatch \$20,000 Acct # 561 and to Transmission Maintenance-Station Equipment \$1,500 Acct # 570 from Other Purchased Power Expenses Acct # 557 - Electric Division
- 3l. Consider and Approve a Transfer FY 2013-14 in the Amount of \$6,000 to Employee Pension – Benefits Acct # 46100926 from Miscellaneous Expense Acct # 46100643- Sewer Division
- 3m. Carry Forward Funds in the Amount \$30,750 in the Public Works Budget, Line Item #10030000-57000-00264 – Small Drainage/Paving Projects as an Appropriation-In-Force - Comptroller
- 3n. Consider and Approve a Transfer in the Amount of \$10,360 to Uncollectible Accounts Acct # 904 from Customer Records & Collection Acct #903 - Electric Division
- 3o. Approve Minutes of Regular Town Council Meeting of August 12, 2014

Motion was made to approve Consent Agenda Items 3a. to 3o.

Made by: Laffin

Seconded by: Parisi

Vote: 8-Aye; 1- Absent

4. *Items Removed from the Consent Agenda - Withdrawn*

5. PUBLIC QUESTION AND ANSWER PERIOD

Robert Gross, 114 Long Hill Road, asked about the status of the Covanta contract. He also wanted to know about the phase that follows the removal of the street trees along Center Street.

Larry Morganstein, Main Street, made comments with regard to the installation of an Rx drop box in the Town of Wallingford.

Matthew Gunter, South Main Street, introduced himself and his fiancé as new residents. He was interested the LED street lamps.

As the Public Hearing was scheduled for 7:00 P.M., Chairman Cervoni called for Item 8 to be heard.

8. Report regarding street lighting provided by the Wallingford Electric Division – Councilor Craig Fishbein and Chairman Vincent Cervoni

In attendance: Rick Hendershot, Electric Division General Manager

The Town Council received two memos from Mr. Hendershot that outlined a course of action in the reporting of and the repair of street lamps that are out. Mr. Hendershot stated that the Wallingford Electric Division will set up night-time-patrols during the months October, December and February. The patrol survey is to record street lamps that are not functioning and will likely be performed by one person, possibly a lineman and be in addition to a normal workday. He reported that 900 street lamps have been repaired; twenty-three street lamps repaired to date in September and that the back log of lamps they know about are less than ten street lamps. He said that his department learns of outages when residents call in pole numbers, and he called upon citizens to continue this practice.

Also discussed were LED lights-they are proceeding carefully as the product is rapidly changing and the price is coming down; police reporting street lamps; the complex period- lighting changeover to LED lamps.

6. Conduct a Public Hearing for September 9, 2014 at 7:00 P.M. on the possible sale of the land abutting 59 and 65 North Plains Highway (28, 445± sq. ft.) – Law Department

The Public Hearing opened at 7:23 P.M.
Mayor Dickinson reported that the Town's Assessor performed the Appraisal on the properties.
There were no comments from the Public.
The Public Hearing closed at 7:25 P.M.
The Council had no comments.

7. Discussion and Possible Action regarding sale of land abutting 59 and 65 North Plains Highway (28,445± sq. ft.) – Law Department

Motion to approve the sale of land abutting 59 and 65 North Plains Highway (28, 445± sq. ft.)

Made by: Laffin
Second by: LeTourneau

Town Attorney Farrell noted for the Council that the correct square footage should be 28,455± sq. ft. and not 28,445± sq. ft. as stated in the agenda. He said that the Law Office thinks it will be OK if it is included in the motion.

Councilor Laffin amended his motion to correct the square footage to 28,455± sq. ft.
Councilor LeTourneau seconded the amendment.

ROLL CALL VOTE:

Fishbein: Absent	Russo: Yes
Laffin: Yes	Sullivan: Yes
Letourneau: Yes	Testa: Yes
Mansfield: Yes	Chairman Cervoni: Yes
Parisi: Yes	

8-Aye - ; 1-Absent
The motion passed.

9. *Discussion of Downtown Park Benches – Councilor John Sullivan – Withdrawn*
10. Executive Session pursuant to §1-200(6)(B) of the Connecticut General Statutes regarding strategy and negotiations with respect to pending worker's compensation case settlement regarding Doris Bevan, widow of former Police Chief Joseph Bevan – Personnel
13. Executive Session pursuant to Connecticut General Statute Section 1-225(f) and 200(6)(B) and (9)(C) regarding strategy and negotiations with respect to the pending litigation relating to the Public Utilities Commission's consideration of action to enforce or implement legal relief or legal rights relating to its CMEEC agreements and Section 1-200(6)(E) and 1-210(b)(4) and (10) to discuss records related thereto – Public Utilities

Motion to go into Executive Session pursuant to:

ITEM 10.
§1-200(6)(B) of the Connecticut General Statutes regarding strategy and negotiations with respect to pending worker's compensation case settlement regarding Doris Bevan, widow of former Police Chief Joseph Bevan and

ITEM 13.

Connecticut General Statue Section 1-225(f) and 200(6)(B) and (9)(C) regarding strategy and negotiations with respect to the pending litigation relating to the Public Utilities Commission's consideration of action to enforce or implement legal relief or legal rights relating to its CMEEC agreements and Section 1-200(6)(E) and 1-210(b)(4) and (10) to discuss records related thereto

Made by: Laffin
Second by: Russo
Vote: 8-Aye - ; 1-Absent
The motion passed.

Motion to come out of Executive Session.

Made by: Laffin
Second by: LeTourneau
Vote: 8-Aye - ; 1-Absent
The motion passed.

Time of Executive Session 7:27 P.M. to 8:30 P.M.

Attendance at Executive Session:

ITEM 10.

8 Councilors, Mayor Dickinson; Town Attorney G.E. Farrell, Sr. J.F. ; Workers' Compensation Attorney Collette Griffin; Personnel Director James Hutt and Risk Manager Kurt Treiber.

ITEM 13.

8 Councilors, Mayor Dickinson; Robert Beaumont, Chairman, Public Utilities Commission; Rick Hendershot, Electric Division, General Manager.

- 11. Motion to Consider and Approve the settlement of the Worker's Compensation case regarding Doris Bevan, widow of former Police Chief Joseph Bevan, as discussed in Executive Session - Personnel**

Motion to Approve the settlement of the Worker's Compensation case regarding Doris Bevan, widow of former Police Chief Joseph Bevan, as discussed in Executive Session.

Made by: Laffin
Second by: Parisi

There were no comments from the Council.

Robert Gross asked a general question in regard to settlements that are approved and can the public view these settlements.

Attorney Farrell responded, saying that after the process such a settlement goes through, it becomes public.

ROLL CALL VOTE:

Fishbein: Absent	Russo: Yes
Laffin: Yes	Sullivan: Yes
Letourneau: Yes	Testa: Yes

Mansfield: Yes

Chairman Cervoni: Yes

Parisi: Yes

8-Aye - ; 1-Absent

The motion passed.

- 12.** Consider and Approve Localized Cost Responsibility Agreement (the “LCRA”) between Northeast Utilities Service Company (“NUSCO”) and the Wallingford Electric Division and Authorize Director’s execution of the document – Public Utilities

*In Attendance: Robert Beaumont, Chairman, Public Utilities Commission
Rick Hendershot, Electric Division, General Manager*

Motion was made to approve Localized Cost Responsibility Agreement (the “LCRA”) between Northeast Utilities Service Company (“NUSCO”) and the Wallingford Electric Division and Authorize Director’s execution of the document

Made by: Laffin

Second by: Parisi

Mr. Hendershot explained the need for this approval. There were no comments from the Council or from the Public.

ROLL CALL VOTE:

Fishbein: Absent

Russo: Yes

Laffin: Yes

Sullivan: Yes

Letourneau: Yes

Testa: Yes

Mansfield: Yes

Chairman Cervoni: Yes

Parisi: Yes

8-Aye - ; 1-Absent

The motion passed.

- 14.** Consider and Approve Budget Appropriation in the Amount of \$360,550 from Retained Earnings to Outside Services Acct # 923 - Public Utilities

*In Attendance: Robert Beaumont, Chairman, Public Utilities Commission
Rick Hendershot, Electric Division, General Manager*

Motion was made to Approve Budget Appropriation in the Amount of \$360,550 from Retained Earnings to Outside Services Acct # 923.

Made by: Laffin

Second by: Parisi

It was explained that they spent less in FY 2013-14 and that those operating funds do not carry over so this will add these funds back into the budget.

There were no Council questions or comments

Robert Gross asked about legal costs. Mr. Beaumont stated that they have budgeted \$750,000 for legal fees over the next two years. Mayor Dickinson stated that the Town has an ongoing business relationship with CMEEC.

Mr. Morgenstein asked the difference between mediation and arbitration. Mr. Farrell explained. The process and its timing were discussed. It is expected to be completed in 2015.

ITEM 14.

ROLL CALL VOTE:

Fishbein: Absent

Laffin: Yes

Letourneau: Yes

Mansfield: Yes

Parisi: Yes

Russo: Yes

Sullivan: Yes

Testa: Yes

Chairman Cervoni: Yes

8-Aye; 1-Absent

The motion passed.

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

Withdrawn.

AGENDA ADDENDUM ITEMS 16-19

16. Consider and Approve a Resolution authorizing the Mayor to file an application with the Connecticut Department of Social Services for a Human Resource Development (HRD) Program to provide additional information as may be requested, to enter into and amend contractual instruments in the name of and on behalf of the Town and to act as the authorized representative of the Town of Wallingford – Program Planning

Motion to Approve a Resolution authorizing the Mayor to file an application with the Connecticut Department of Social Services for a Human Resource Development (HRD) Program to provide additional information as may be requested, to enter into and amend contractual instruments in the name of and on behalf of the Town and to act as the authorized representative of the Town of Wallingford.

Made by: Laffin

Second by: Parisi

There were no questions or comments from the Council or from the public.

Vote: 8-Aye; 1-Absent

The motion passed.

17. Consider and Approve an Agreement between the Town of Wallingford and Comunidad Hispana de Wallingford, Inc. "SCOW", as our subcontractor, to fulfill all terms and conditions of the Connecticut Department of Social Services Human Resources Development (HRD) Grant – Program Planning

Motion was made to Approve an Agreement between the Town of Wallingford and Comunidad Hispana de Wallingford, Inc. "SCOW", as our subcontractor, to fulfill all terms and conditions of the Connecticut Department of Social Services Human Resources Development (HRD) Grant.

Made by: Laffin

Second by: Parisi

There were no questions or comments from the Council or from the public.

Vote: 8-Aye; 1-Absent
The motion passed.

18. Consider and Approve a Resolution authorizing the Mayor to file an application with the Connecticut Department of Social Services to provide such additional information as may be requested, to enter into and amend contractual instruments in the name of and on behalf of the Town to receive a grant available for undertaking an Hispanic Human Resources Development (HHD) Program– Program Planning

Motion was made to Approve a Resolution authorizing the Mayor to file an application with the Connecticut Department of Social Services to provide such additional information as may be requested, to enter into and amend contractual instruments in the name of and on behalf of the Town to receive a grant available for undertaking an Hispanic Human Resources Development (HHD) Program.

Made by: Laffin
Second by: Parisi

There were no questions or comments from the Council or from the public.

Vote: 8-Aye; 1-Absent
The motion passed.

19. Consider and Approve an Agreement between the Town of Wallingford and Comunidad Hispana de Wallingford, Inc. “SCOW”, as our subcontractor, to fulfill all terms and conditions of the Connecticut Department of Social Services Hispanic Human Resources Development (HHD) Program – Program Planning

Motion was made to Approve an Agreement between the Town of Wallingford and Comunidad Hispana de Wallingford, Inc. “SCOW”, as our subcontractor, to fulfill all terms and conditions of the Connecticut Department of Social Services Hispanic Human Resources Development (HHD) Program.

Made by: Laffin
Second by: Parisi

There were no questions or comments from the Council or from the public.

Vote: 8-Aye; 1-Absent
The motion passed.

Motion to adjourn..
Made by: PARISI
Second by: Letourneau
VOTE: 8-Aye; 1 -ABsent
MOTION PASSED.

The meeting adjourned at 8:56 P.M.

Respectfully submitted,

Sandra Weekes
Secretary to the Town Council
Meeting digitally recorded

Vincent Cervoni, Chairman

Date

Barbara Thompson, Town Clerk

Date