

TOWN COUNCIL MEETING AGENDA

JUNE 27, 1989

6:30 p.m.

1. Roll Call and Pledge of Allegiance.
2. Consider and Approve Awarding of Bid for Ownership Search for Historic District.
3. Consider and Approve Transfer of Funds in the 1988-1989 and 1989-1990 Budgets for Awarding of Bid - Historic District.
4. Progress Report from the Historic District.
5. Consider and Approve the Following Transfers for Public Works:
  - a. \$ 3,100 to Replace Fuel Oil Tank - 701 Center Street
  - b. \$ 3,100 to Replace Underground Oil Tanks - Yalesville School
  - c. \$19,600 to Outside Contract
6. Consider and Approve the Following Transfers and Budget Amendments - Water Division:
  - a. \$1,000 to Purchased Water
  - b. \$1,250 to Maint. of Lakes, Rivers & Intakes
  - c. \$5,000 to Maint. of Pumping Equipment
  - d. \$5,500 Increase to Unappro. Balance and \$5,550 Decrease to Maint of Services
  - e. \$5,500 Increase to Office Equipment and \$5,550 Decrease to Unappro. Balance
7. Consider and Approve the Following Transfers and Budget Amendments - Sewer Division:
  - a. \$3,700 Increase to Unappro. Balance and \$3,700 Decrease to Power Purchased for Pumping
  - b. \$3,700 Increase to Office Equipment and \$3,700 Decrease to Unappro. Balance
  - c. \$1,000 to Labor for Records and Collections
  - d. \$5,000 to Workman's Compensation
8. Consider and Approve 1989-1990 Budget Amendment to Increase Pay Range for Assistant Water Superintendent - Water Division.
9. Consider and Approve Transfer of \$36,061 to Administrative Lieutenant - Police Department.
10. Consider and Approve Transfer of \$360 to Part-Time Secretary Wages - Inland Wetlands Commission.
11. Consider and Approve Transfer of \$1,000 to Crime Detection Rewards for FY 1989-90 - Mayor's Office.
12. PUBLIC QUESTION AND ANSWER PERIOD - 7:30 p.m.

13. PUBLIC HEARING on an Ordinance Appropriating \$540,000 for the Replacement of Underground Fuel Tanks at Town Schools and Authorizing the Issue of \$540,000 Bonds - 7:45 p.m.
14. PUBLIC HEARING on Neighborhood Assistance Program - 8:00 p.m.
15. RECONVENE PUBLIC HEARING on an Ordinance Appropriating \$800,000 for Various Municipal Capital Improvements 1989-1990 and Authorizing the Issue of \$800,000 Bonds - 8:15 p.m.
16. Receipt and Acknowledgement of the Charter Revision Commission Draft Report and Setting of Public Hearing Date.
17. Consider and Approve Waiver of Bid for Employee Assistance Program - Personnel Department.
18. Consider and Approve Waiver of Bid for Small Daily Supply Items for Town Departments for the 1989-1990 Fiscal Year - Purchasing Department.
19. Consider and Approve Waiver of Bid for Proprietary Items, Supplies and Services for Town Departments for the 1989-1990 Fiscal Year - Purchasing Department.
20. Discussion and Possible Action on Report of Board of Ethics Meeting Held May 31, 1989.
21. Consider and Approve Waiver of Bid for Architect for Lyman Hall Vo-Ag Expansion (Remove from Table).
22. Consider and Approve Danny's Way as a Town Road - Town Planner.
23. Consider and Approve Correction of Motion Granting an Increase to Retirees - Personnel Department.
24. Consider and Approve Renewal of Lease for Big Brothers/Big Sisters.
25. Consider and Approve Town Council Minutes of June 6 and June 13, 1989.

TOWN COUNCIL MEETING SUMMARY

JUNE 27, 1989

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Meeting Adjourned	

TOWN COUNCIL MEETING

JUNE 27, 1989

6:30 p.m.

TAPE RECORDER MALFUNCTIONED

A regular meeting of the Wallingford Town Council was held in Council Chambers and called to order at 6:40 p.m. by Chairman Albert Killen. Answering present to the roll called by Town Clerk Kathryn J. Wall were Council Members Adams, Bradley, Doherty, Holmes, Parisi, Solinsky, Zandri and Killen. Also present were Adam Mantzaris, Town Attorney, and Tom Myers, Comptroller.

The Pledge of Allegiance was given to the flag.

Mayor Dickinson arrived at 6:45 p.m.

There was no Consent Agenda.

Mrs. Papale noted that Items 6.d, 6.e, 7.a and 7.b were removed from the Agenda.

ITEM 2 Consider and Approve Awarding of Bid for Ownership Search for Historic District to Carrozella & Richardson - Historic District Study Committee. Motion was made by Mrs. Papale, seconded by Mr. Adams.

VOTE: Unanimous ayes; motion duly carried.

ITEM 3 Consider and Approve Transfer of \$720 from Contingency-Reserve for Emergency Acct. No. 001-8050-800-3190 to Contribution-Historic District Acct. No. 001-3070-600-6870 to Provide Funds for Ownership Search - Historic District Study Committee. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

VOTE: Zandri and Killen voted no; all other ayes; motion duly carried.

Motion was made by Mrs. Papale to Consider and Approve Transfer of \$6,480 from Contingency-Reserve for Emergency Acct. No. 001-8050-800-3190 to Contribution-Historic District Acct. No. 001-3070-600-6870 for FY 1989-90 to Provide Funds for Ownership Search - Historic District Study Committee. Seconded by Mr. Bradley.

VOTE: Zandri and Killen voted no; all other ayes; motion duly carried.

ITEM 4 Progress Report from Historic District Study Committee.

TAPE RECORDER MALFUNCTION ENDS DURING MIDDLE OF PRESENTATION

Gerry Farrell stated we really have to work to educate people. It won't be as restrictive as many people think. The neighborhood meetings have been going well. It's making people more receptive to the district. I think we have a very good shot at getting the Historic District through.

Mr. Holmes asked what is the majority needed to put this through?

Mr. Farrell replied we need 66% of those who vote.

Mr. Solinsky asked did the Committee take a formal stand on the proposed parking lot the Town proposed on South Main Street?

Mr. Farrell replied it was decided it wasn't within the power of the Committee to lobby things at this point. We decided that as individual citizens we could go and voice some of the concerns the Historic District might have about the parking lot, but the Committee as a whole does not have an opinion on this subject.

Mr. Killen stated the Historic District Study Committee will hold a Public Hearing on June 28, 1989, at 7:30 p.m. in the Town Council Chambers.

Motion was made by Mrs. Papale to Waive Rule V to Consider a Transfer for the Recreation Department. Seconded by Mr. Adams.

VOTE: Unanimous ayes; motion duly carried.

Motion was made by Mrs. Papale to Consider and Approve Transfer of \$571 from Community Pool Personnel Acct. No. 001-4011-100-1350 to Part-Time Personnel Acct. No. 001-4000-100-1350 to Provide Funds for Umpires, Scorekeepers and Supervisors Due to a Payroll Posting Error. Seconded by Mr. Adams.

VOTE: Unanimous ayes; motion duly carried.

ITEM 5.a Consider and Approve Transfer of \$3,100 from Wages-Snow, Ice & Sand Acct. No. 001-5040-100-1400 to Replace Fuel Oil Tank-701 Center Street Acct. No. 001-5140-999-9905 to Provide Additional Funds to Install Concrete Anchoring Pad and Straps for Underground Oil Tank - Public Works Department. Motion was made by Mrs. Papale, seconded by Mr. Adams.

Mr. Bradley asked does this fall outside the bonding we're doing for the schools?

Tom Myers replied yes it does.

Mr. Holmes asked is this additional work not normally performed for these oil tanks?

Henry McCauley replied yes. It was discovered during excavation of the old tanks. There was a lot of water surrounding the old tanks and this is to stabilize the new ones.

VOTE: Zandri voted no; all other ayes; motion duly carried.

ITEM 5.b Consider and Approve Transfer of \$3,100 from Wages-Central Garage Acct. No. 001-5050-100-1300 to Replace Underground Oil Tanks-Yalesville School Acct. No. 001-5030-999-9924 to Provide Additional Funds to Install Concrete Anchoring Pad and Straps for Underground Oil Tank - Public Works Department. Motion was made by Mrs. Papale, seconded by Mr. Holmes.

Mrs. Papale asked when they start doing this in the schools, the same thing may happen?

Mr. McCauley replied yes.

Mr. Myers stated we provided for the cement pads and straps on each tank at the schools, however, until they remove the old tank a determination cannot be made as to whether this will be necessary.

Jim Krupp, 2 Johnathan Road, stated this money is being transferred from a wage account. Why at the end of the year do we still have monies in wage accounts? If these positions are not required and the funds are available at the end of the year, then why are they being requested and approved in the first place.

Mr. Killen stated they do have resignations and transfers that occur during the year.

VOTE: Zandri voted no; all other ayes; motion duly carried.

ITEM 5.c Consider and Approve Transfer of \$19,600 from Wages-General Acct. No. 001-5030-100-1300 to Outside Contract Acct. No. 001-5030-600-6500 to Provide Additional Funds to Finalize Eviction Process - Public Works Department. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

Mr. Holmes asked is any of this money recoverable?

Mr. McCauley replied I believe we recovered about \$800 from the auction of this junk.

Mr. Holmes asked do we have any legal recourse against the owners of the property?

Adam Mantzaris replied the recourse is against the property that has been removed, not from the owner of the property.

Mr. Zandri stated this bothers me that we have to pay almost \$20,000 for this situation. I don't understand why the original owner of the material is not responsible for it.

Attorney Mantzaris replied let me look into this further.

VOTE: Doherty and Zandri voted no; all other ayes; motion duly carried.

PUBLIC QUESTION AND ANSWER PERIOD

Carolyn Massoni, 41 Hillsvie Road, stated I'd like to know why the Town Attorney wasn't present at the June 14 Board of Ethics meeting as required under the Charter?

Attorney Mantzaris replied I forgot about the meeting.

Mrs. Massoni stated the motion at that meeting regarding Mr. Killen's appointment of an interim Town Clerk is not a valid one because the motion



states there was an appointment and this was not an appointment because this person was never sworn in.

Attorney Mantzaris replied it is my understanding Mr. Killen was cleared of any violation in regard to this.

Mrs. Massoni stated this was not an appointment so how could they rule on that. Would you consider declaring the Board of Ethics meeting invalid because you were not in attendance?

Attorney Mantzaris replied no. The meeting wasn't invalid because I wasn't there. It was my fault for not being there.

Mrs. Massoni stated I had about 10-20 violations and none of them were addressed. Now if you want to grant me the courtesy of a meeting with you, I'd be glad to come into your office.

Attorney Mantzaris replied I'd be happy to meet with you to discuss this further.

Tim Cronin, 47 South Ridgeland Road, stated I read in the paper the Town Attorney is planning on meeting with the Board of Ethics Chairman. Will this meeting be open to the public?

Attorney Mantzaris replied it will be an opening meeting with the entire Board.

Larry Warner, 19 Hillside Lane, stated I'm Vice President of Union Local 1183. I'm sure you've all seen the letter concerning our expected raise which was due July 1. We didn't think there was a problem with the wage package when we came to you before. We do not believe that anywhere in the contract it says we will get a 1% reduction. We believe the intent of the award was to get a 6% increase as of July 1. Why is it the little guy that always seems to take the punishment for the mistakes made by the lawyers and negotiators? We're getting pretty tired of it. I'd like to hear any comments from the Mayor or the Council.

Mr. Killen asked is this pending litigation?

Mayor Dickinson replied yes it is. The action taken was based upon advice from Counsel.

Mr. Killen stated as long as there is pending litigation there will be no comments from the Council.

Mr. Warner stated we thought when the Council voted they voted on the entire wage package.

Mayor Dickinson replied I believe when the item came up previously it was regarding transfer of money to cover retroactive wages. There is a definite disagreement as to the meaning of language in several aspects of the contract. There was an attempt to settle this and the meeting was canceled. There were no further attempts and it has gone to court. There is a discrepancy in the way the arbitrator worded the paragraph or clause regarding wages for this coming year. We are not acting with disregard for members of the Union, however, we

are in court not just because of the Town. It takes two to get an item into court. I had hoped this would be settled prior to court but it wasn't. I cannot sit back and say the Town will throw away it's legal arguments at a time when we go to court on some very serious matters.

Mr. Warner stated we negotiated for 2 1/2 years before this stupid report and now you want to throw out basically all that was negotiated. We had one meeting on this and it was stated if we wanted to give up all the medical benefits and all the other things we gained in this package then we could have our 6% without any problem. I don't call that negotiating.

Mayor Dickinson replied I don't believe there was any negotiation because members of the Union never attended the meeting. I don't know if you ever heard exactly what the Personnel Department was interested in discussing. Aside from that, there was an attempt to settle the matter outside of court. The letter you have reflects wages at the current level until such time as the contract dispute is resolved in court. I feel that is a fair approach. We're not looking to punish anyone, but by the same token I don't think the Town can jeopardize it's position in court by completely ignoring the arguments that we'll be making before a judge.

Mr. Warner stated there was one meeting with the President of the Union, Mr. Seadale, Mr. Sharkey and myself. And the basic part of the negotiation was as I stated before. We were not willing to throw out everything we spent 2 1/2 years negotiating for just to assure us that we would get 6% in July. As far as we're concerned we're entitled to it.

Mayor Dickinson replied I understand your desire to hold on to the health benefits. On the other hand, the Town has to look at the health benefits very carefully and seriously. That's been a consistent position of the Town since 1984 that we have resisted any expansion of insurance benefits. I don't believe you ever came back with a counter offer. I believe it went straight to court.

Mr. Zandri stated we did vote on this issue. Is there anyway we can look into this so it can be clarified tonight?

Mr. Killen replied it's not on the agenda. If you want me to do some research and find out what the story is I'll do that. If it calls for being put back on the agenda, I'll see that it's done.

Mr. Adams stated I have a general statement as far as negotiations are concerned. The people we hire are the people I want in there. I don't want to see the second team in there who doesn't know what is going on. I want negotiations to represent the Town and be fair with the people who go by the rules. I really get mad when I see the second team go in and come out with a totally different understanding as far as what's supposed to be there.

ITEM 13 PUBLIC HEARING on an Ordinance Appropriating \$540,000 for the Replacement of Underground Fuel Tanks at Town Schools and Authorizing the Issue of \$540,000 Bonds. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

Mrs. Papale read the attached ordinance into the record.

Jim Krupp asked does this ordinance include monies for the two problems discussed earlier regarding replacement of fuel tanks or will the ordinance have to amended at some later date?

Mr. Killen stated I understand provisions were made in case they have to put in a concrete pad and straps.

Tim Cronin asked is CBT allowed in the process of issuing the bonds since they must be receiving a fee for what they've done already?

Mr. Myers replied CBT acts as the certifying and paying agent on the bonds and yes they sign off on a disclosure document that allows them to bid on the bonds themselves. It is a sealed bid so the competition is there. CBT has bid on our last four or five bond issues and they have never been low bidder since the early 1980's.

Mr. Cronin asked how much has CBT been paid for their involvement up to now?

Mr. Myers stated there are a lot of fees included. The total is usually 2% of the bonds issued. This includes legal, banking and printing fees.

Mr. Cronin stated I think in the future a bank that is in this position should not be allowed to go any further in the process of issuing the bonds. This 2% gives them a competitive edge over the rest of the banks.

Mr. Bradley asked has a Clerk of the Works been hired?

Bill Fischer replied when the tanks are replaced we feel someone representing the Town should be there to determine if the soil surrounding the tank is contaminated and to make sure the tank is replaced properly. All the members of the committee are volunteers and hold full time jobs. With that in mind we felt it would be appropriate to have someone there to oversee the work. We haven't appointed a Clerk of the Works yet but we are interviewing two or three individuals right now.

Mr. Bradley asked could we use someone in Town like the Environmental Planner or someone in the Engineering Department? Who is overseeing the whole project?

Mr. Fischer replied Bill Clark is overseeing the project.

Mr. Solinsky asked won't we have to waive the bid for a Clerk of the Works?

Mr. Myers replied yes.

Mr. Zandri asked do all these tanks need permits to get installed? Isn't the State involved in overseeing all of these as far as the DEP is concerned? I noticed there's a State official at the service stations when their tanks are removed.

Mr. Fischer stated yes we need permits and as far as the State's involvement that is done through the Fire Marshal. Our main concern is to be sure the tanks are removed properly and to check out the possibility of contaminated soil. We don't want some contractor telling us 15 yards of contaminated soil have to be

removed when in fact there is no contaminated soil. The Fire Marshal is supposed to be on the job. If it's not necessary to have a Clerk of the Works, I have no problem with that provided that the Fire Marshal, Environmental Planner and Town Engineer will be responsible to the Committee to be sure the work is being done properly.

Mr. Zandri stated the low bidder for Sheehan was Stack Contracting Company. Is there any past history of a problem with this firm?

Attorney Mantzaris replied my first inquiry indicated this was not the same party we had trouble with previously. My second inquiry determined that it might be the same person. We're going to investigate this before the bids are actually awarded.

Mrs. Papale asked were all the schools bid individually? I thought at one time it would be just one bid.

Mr. Fischer replied from day one we wanted to go by individual schools hoping we'd get better prices and more contractors bidding on it. If you put all 10 schools out as one job, you're eliminating a lot of people.

VOTE: Unanimous ayes; motion duly carried.

ITEM 14 PUBLIC HEARING on Neighborhood Assistance Program.

Mrs. Papale read the attached resolution into the record.

Motion was made by Mrs. Papale to consider and approve a Resolution approving the list of Neighborhood Assistance Programs (attached) and authorizing the Mayor to submit the list to the State Commissioner of Revenue Services. Seconded by Mr. Holmes.

Mr. Bradley asked do all these monies come from private industry?

Don Roe replied yes and in return they receive tax credits.

Mr. Bradley asked what is the American Silver City Museum?

Don Roe replied that is the Silver Museum being established in Meriden. They're looking to refurbish a building in Meriden to convert it to the Museum.

Mrs. Papale stated we have been invited twice to visit this Museum and because of budget workshops, etc. we were never able to get together on this.

Mr. Bradley asked what is the intent of the public hearing?

Don Roe replied I have no idea. When the state adopted this legislation they modeled it after a piece of legislation in Missouri and only bits and pieces got adopted. We went from a county system to a town system. Some things were included and some weren't. We're basically the paper collectors on behalf of the State for this. We're indicating to the State that these are bona fide agencies in the sense they provide services in Wallingford for the residents.

VOTE: Unanimous ayes; motion duly carried.

ITEM 15 RECONVENE PUBLIC HEARING to Consider and Approve an Ordinance Appropriating \$800,000 for the Various Municipal Capital Improvements 1989-1990 and Authorizing the Issue of \$800,000 Bonds. Motion was made by Mrs. Papale, seconded by Mr. Solinsky.

Mrs. Papale read the attached legal notice into the record.

John Costello stated the North Airline Road project first showed up in the 86-87 capital budget and it was estimated to be \$1 million spread over two years. It showed up again in the 87-88 budget and it was in the 88-89 capital budget. \$380,000 has been appropriated the prior year and there was an additional \$600,000 appropriated over two years. The total appropriation in 88-89 was estimated to be \$980,000. In the 89-90 budget there is an amount requested of \$200,000 so the total amount requested would be \$1,060,000 or 6% higher than the original estimate. The first phase, 3600 linear feet, was finished last year at \$340,000 because there was a lot of drainage in place already. There is an additional 4400 linear feet to do.

Mr. Solinsky asked will this work be done in two phases?

Mr. Costello replied it looks like it will be done in three. But it's possible that if the drawings are finished and we're satisfied with the contractor in phase 2 we'll just add the work to his contract.

Mr. Solinsky asked how were the phases determined?

Mr. Costello replied drainage was the determining factor.

Mr. Solinsky stated my concern is last year we had a \$480,000 bond issue and no work has been done.

Mr. Costello replied the bond money becomes available at the wrong time of the year for construction purposes. Generally we don't start our design until the money is available and end up going out to bid in February or March. I had some problems in the middle section. We redesigned the road because I thought the original design was too disruptive for the neighborhood. We still need one drainage easement. Things like this slow it up, but the plans are now finished for the middle section.

Mr. Killen stated the Capital and Non-Recurring Fund was established with the idea that all the borrowing would be done in anticipation of work. The monies would be borrowed and invested while we were waiting to complete a project.

Mr. Solinsky stated my point is last year we approved the money to repair this road. Why does it take so long to do these jobs when the money is available?

Mr. Costello replied the design process takes time and this isn't the only project we're working on. We expect Phase 2 to be completed late this fall and Phase 3 next spring.

Mr. Holmes asked the money in this ordinance is for Phase 2?

Mr. Costello replied no this will be used mostly in Phase 3.

Mr. Holmes stated if you run into any delays on this I'd appreciate your informing us.

Mr. Bradley stated the Six Year Capital Plan for 88-89 showed \$120,000 appropriated for North Airline Road. The 89-90 shows \$200,000. What is the reason for the increase of \$80,000?

Mr. Costello replied on my latest estimate I show a price range of \$1,000,000 to \$1,010,000. The \$200,000 would make a total appropriation of \$1,060,000 which I thought was reasonable. This was spread across all the projects.

Mr. Doherty stated because of what happened with East Main Street, I suggest you take your time on this project, redesign if necessary, and not rush it through.

Mr. Holmes asked when will Oak Street Bridge be open?

Mr. Costello replied the final layer of payment is scheduled to go down Thursday.

Mrs. Massoni asked does the Town Attorney's office have to certify to the Bond Attorney when a bond ordinance is approved?

Attorney Mantzaris replied I think the Town Clerk advises bond counsel as to the passage of ordinances.

Attorney Fasi stated the Clerk-certified documents are provided to the Town Attorney's office who in turn forwards them to me. The Town Attorney is acting out of courtesy.

Mrs. Massoni asked does it make a difference that the minutes from May 24, 1988 were not approved until March of 1989?

Attorney Fasi replied no.

VOTE: Unanimous ayes; motion duly carried.

Mr. Killen stated Adam I understand you have an answer on the matter of the eviction.

Attorney Mantzaris replied I was in error. The statute does provide that we can recover the money for removal and storage of this property. We're going to look into this and bring suit against the tenant to attempt to recover the \$20,000. I will keep you apprised of our progress on this.

Motion was made by Mr. Parisi to Waive Rule V to Give a Summation of His Meeting With Attorney Harris from the State Board of Education. Seconded by Mr. Solinsky.

VOTE: Adams voted no; all other ayes; motion duly carried.

Mr. Parisi stated I spent some time last week up at the State Board of Education. I was able to talk with one of the attorneys up there and I put together a brief report on what came out of that meeting. This is presented to the Council for informational purposes and includes a recommendation.

Mr. Parisi then read the attached document.

Mr. Killen stated as far as your recommendation I will put it on a future agenda so that it can be discussed.

Mr. Adams stated I'm a little upset with the misuse of Rule V. This could have been an agenda item and it would have given the Council a chance to read the document. I have the same criticism of contracts that are put before us the night of the meeting.

ITEM 6.a Consider and Approve Transfer of \$1,000 from Maintenance of Trans. & Dist. Lines Acct. No. 673-000 to Purchased Water Acct. No. 602-000 to Provide Additional Funds to Supply Bottled Water to Northford Road Residents - Water Division. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

Mr. Zandri asked how long has this situation existed?

Roger Dann replied since 1978. The problem is the location of these homes in relation to the existing treatment facility. There is no way we can provide chlorinated water to these homes.

Mr. Zandri asked nothing can be done on the system to correct it?

Mr. Dann replied we haven't priced out the idea of installing mains and a pump station to service 16 homes. It could be done, but obviously it's not the most economical way to go. Once the new treatment facility is constructed these homes will be serviced. We didn't anticipate it would be this long before a treatment plant was constructed.

Mayor Dickinson stated I think in 1985 or 1986 there was an attempt to make a connection that would provide water and they ended up with a lot of sediment in the pipes.

Richard Vanski stated back in 1978 we were to complete a new treatment plant by 1981 so the cost of a new pipeline and pump station was not feasible. We did run into problems and since then we've been supplying bottled water to 15 residents.

VOTE: Parisi passed; all other ayes; motion duly carried.

ITEM 6.b Consider and Approve Transfer of \$1,250 from Maintenance of Trans. & Dist. Lines Acct. No. 673-000 to Maintenance of Lakes, Rivers & Intakes Acct. No. 613-000 to Provide Additional Funds Due to Increased Overtime Hours - Water Division. Motion was made by Mrs. Papale, seconded by Mr. Holmes.

VOTE: Unanimous ayes; motion duly carried.

ITEM 6.c Consider and Approve Transfer of \$5,000 from Maintenance of Trans. & Dist. Lines Acct. No. 673-000 to Maintenance of Pumping Equipment Acct. No. 633-000 to Provide Additional Funds for Repair Expenses at Pumping Stations - Water Division. Motion was made by Mrs. Papale, seconded by Mr. Holmes.

VOTE: Unanimous ayes; motion duly carried.

Mrs. Papale noted that Items 6.d, 6.e, 7.a and 7.b were removed from the agenda.

ITEM 7.c Consider and Approve Transfer of \$1,000 from Labor for Maintenance of Lines Acct. No. 673-001 to Labor for Records & Collections Acct. No. 903-001 to Provide Additional Funds for Clerical Overtime - Sewer Division. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

Mr. Holmes asked is this money to meet a current expense or future needs?

Mr. Dann replied this is to meet our projected labor needs for the remainder of this year.

VOTE: Unanimous ayes; motion duly carried.

ITEM 7.d Consider and Approve Transfer of \$5,000 from Labor for Maintenance of Lines Acct. No. 673-001 to Workman's Compensation Acct. No. 925-001 to Provide Funds for Workman's Compensation Wages - Sewer Division. Motion made by Mrs. Papale, seconded by Mr. Adams.

Mr. Holmes asked do we know for sure that these problems are associated with previous injuries?

Mr. Dann replied we're still waiting for word from the Risk Manager on this. We feel that most likely they will be found to be work related. What we're trying to do is a little housekeeping to anticipate where we need additional funds for the remainder of the year.

VOTE: Unanimous ayes; motion duly carried.

ITEM 8 Consider and Approve 1989-1990 Budget Amendment to Increase Pay Range for Assistant Water Superintendent. Motion was made by Mrs. Papale, seconded by Mr. Doherty.

Mr. Dann stated we're asking you to allow us to continue to pay at the level we are currently compensating this position at. At the time the next fiscal year's budget was prepared we did not anticipate having to continue to pay at this grade and step. Since the union contract has not been completed as of this date, we now require an increase to Grade 9, Step 3 so we can continue to compensate the individual as per his hiring agreement. The understanding is this will revert to a Grade 9, Step 1 when the contract is settled.

The last contract increase was in 1987 so we are working with salary levels that are two contractual raises behind. We're trying to attract people for employment purposes with salary structures that are two years behind. In this case we found a promising individual who's concern was he would have to take a pay cut in order to work for us until the contract was finalized. Rather than lose this individual, with Mr. Seadale's concurrence, we took this route to make an offer acceptable to the individual. All this does is reduce the amount of retroactive pay that might be payable to him upon signing of the contract.

Mr. Killen asked when did this take place?



Mr. Dann replied we interviewed him back in February or March of this year. We recognized at that time that if the contract was not signed we would have to come to the Council to amend next year's budget.

Mr. Killen stated if you recognized that you also had to recognize that we might not agree to this.

Mr. Dann replied we felt it was in our best interest and the best interest of the Town to come up with a package that would bring this individual into our employment. We felt you would recognize that under the circumstances it was the best course of action for us.

Mr. Killen stated I would advise in the future not to put yourself out on a limb like that. It's not the best course of action to follow.

Mr. Holmes stated it seems that every time we enter into contract negotiations we're running two and three years behind. I don't know if this is unique to Wallingford or what. Perhaps we should get together with our negotiator and the Personnel Department to find out why we're running retroactive contracts on a habitual basis.

Mr. Parisi stated it appears as though a starting salary has been agreed to without the approval of the financial body.

Mr. Killen asked specifically what action are you looking for from us?

Mr. Dann replied we're looking for an amendment of the pay range for the position from Grade 9, Step 2 to Grade 9, Step 3 in the FY 89-90 budget. He will be paid at Grade 9, Step 3 until the contract is resolved and then it will revert to a Grade 9, Step 1 with whatever retroactive pay would apply. This will be reduced by the fact that he's receiving a little bit more now.

Motion was made by Mrs. Papale to Consider and Approve a Budget Amendment for FY 1989-1990 to Amend the Pay and Step for Assistant Water Superintendent from Grade 9, Step 2 to Grade 9, Step 3. Seconded by Mr. Doherty.

Ernie Corriveau, 34 Highland Avenue, stated I don't understand why we have employees over here who we're talking about giving a 1% decrease in pay and over there we're offering people more money to join the Town. Why don't we take care of the people who are already in the Town?

VOTE: Unanimous ayes; motion duly carried.

ITEM 9 Consider and Approve Transfer of \$36,061 from Contingency-General Government Acct. No. 001-8050-800-3230 to Administrative Lieutenant Acct. No. 001-2011-100-1301 for FY 1989-90 to Provide Funds for Administrative Lieutenant Wages - Police Department. Motion was made by Mrs. Papale, seconded by Mr. Holmes.

Mrs. Papale read the attached letter, dated June 15, 1989, from Deputy Chief York to Mayor Dickinson.

Mrs. Papale stated I understand we already voted on this and the money was put in Contingency until they had a certified list of promotions.

Mayor Dickinson stated this was held up until the duties of the position were redefined.

Mr. Parisi asked do we have a job description?

Mr. Killen replied there was a job description set up but it isn't included here.

Mayor Dickinson stated the job description will be that of a Lieutenant. There is no new job description for an Administrative Lieutenant. The basic duties are that of a Lieutenant with assignment of duties as noted in the letter.

Mr. Bradley asked everyone is classified as "Lieutenant"? There's no job description per se for an "Administrative Lieutenant"?

Darrell York, Deputy Chief, replied the job description for Lieutenant is a very broad one. As the department grew these administrative jobs were farmed out to many different people. The study recommended we have one person to handle this.

Mr. Doherty asked why was preparation of the budget deleted?

Deputy Chief York replied Chief Bevan did not want to create another check point in submitting budget proposals.

Mayor Dickinson stated each Lieutenant should have equal access to the Chief and Deputy Chief. There was no desire to create one Lieutenant who seemed to be over the others as far as budget requests or anything else.

Mr. Bradley asked if these duties aren't within a job description, how do you convey to this individual what his duties are?

Mayor Dickinson stated it's done through assignment, the same way it's done with the other Lieutenants. If you create a special position, it gives the appearance that this individual is somehow more administratively adept or knighted for some special purpose unlike the others. We wanted to keep them all on an equal level.

VOTE: Killen voted no; all other ayes; motion duly carried.

ITEM 10 Consider and Approve Transfer of \$85 from Transportation Expense-Environmental Planner Acct. No. 001-7011-300-3200 and \$275 from Transportation Expense-Wetlands Commission, a total of \$360 to Part-Time Secretary Wages Acct. No. 001-7011-100-1350 to Provide Additional Funds Due to Lengthy Meetings - Inland Wetlands Commission. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

VOTE: Unanimous ayes; motion duly carried.

ITEM 11 Consider and Approve Transfer of \$1,000 from Contingency-Reserve for Emergency Acct. No. 001-8050-800-3190 to Crime Detection Rewards Acct. No. 001-1300-600-6190 for FY 1989-90 to Establish a New Line Item and Provide Funds for Rewards - Mayor's Office. Seconded by Mr. Bradley.

Mrs. Papale read the attached letter, dated June 21, 1989, from Mayor Dickinson to Mr. Killen.

Mr. Bradley asked is there any way we can get a display type message on public access TV of whatever station the Board of Education uses?

Mayor Dickinson replied I don't see why not, certainly on the Library channel. We can talk to them. I don't know what standards they use or what is the method of approval. I'll look into it.

Mr. Solinsky asked what if the act committed were a minor one, are you still going to reward \$1,000?

Mayor Dickinson replied we're looking for more serious offenses, but if it encouraged people to pay attention to what's happening with public property it might help curtail other things. The effort is to show we're serious about protecting public property. Maybe we should do this on a graduated basis. It would have to track with what it would cost us to repair or replace the item in question. I think we should implement this on a case by case situation. If I get notice that something serious is at issue, then the reward could be offered.

Mr. Bradley stated let's just change the wording to "up to \$1,000".

Motion amended by Mr. Bradley to read "and Provide a Monetary Reward Up to \$1,000. Seconded by Mr. Adams.

VOTE: Killen voted no; Holmes was absent; all other ayes; motion duly carried.

ITEM 16 Receipt and Acknowledgment of the Charter Revision Commission Draft Report and Setting a Public Hearing Date.

Motion was made by Mrs. Papale that we have received and acknowledged the Charter Revision Commission Draft Report and Set a Public Hearing Date of July 11, 1989, at 7:45 p.m. Seconded by Mr. Adams.

VOTE: Holmes was absent; all other ayes; motion duly carried.

ITEM 17 Consider and Approve Waiver of Bid for Employee Assistance Program - Personnel Department. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

Stan Seadale stated we are currently with the Meriden Wallingford Hospital for two reasons. The primary reason is the accessibility of the hospital and the range of services they offer. I haven't looked into other programs because of the accessibility. We're paying a little over \$1 per employee per month and that also covers their families. It comes out to \$4,700 a year.

Mr. Parisi stated could you look into this and see what other programs are out there?

Mr. Seadale replied yes, I'll provide that within the month.

VOTE: Holmes was absent; all other ayes; motion duly carried.

Motion was made by Mrs. Papale to move up Item 23. Seconded by Mr. Bradley.

VOTE: Unanimous ayes; motion duly carried.

ITEM 23 Consider and Approve Correction of Motion Granting an Increase to Retirees, the Last Sentence to Read as Follows, "Firefighters or the Surviving Spouses of Firefighters Who Retired On or After July 1, 1980 are Excluded." Motion was made by Mrs. Papale, seconded by Mr. Bradley.

Mrs. Papale read the attached letter, dated June 14, 1989, from Stanley Seadale to Mayor Dickinson.

Mr. Seadale stated the way it read it withheld the 4% granted to other retirees from these people. The intent was only to exclude those who will be subject to the 2% cola. To be subject to that they must retire after July 1, 1980. Anyone who retires before that is not subject to that automatic 2% cola.

VOTE: Holmes was absent; all other ayes; motion duly carried.

Motion was made by Mrs. Papale to Waive Rule V to Consider and Approve the Job Description for Environmental Planner. Seconded by Mr. Bradley.

VOTE: Parisi was absent; all other ayes; motion duly carried.

Motion was made by Mr. Bradley to remove from the Table the Job Description for Environmental Planner. Seconded by Mrs. Papale.

Mr. Seadale stated I inserted a sentence that states when compliance is not forthcoming he is empowered to use such enforcement as may be specified in statutes, ordinances, or regulations. I also put in "reports to the Inland Wetlands Commission and works with the Conservation Commission and Town Planner" and the rest of that was deleted. I think that should cover all the requested changes.

VOTE: Unanimous ayes; motion duly carried.

ITEM 18 Consider and Approve Waiver of Bid for Small Daily Supply Items for Town Departments for the 1989-1990 Fiscal Year - Purchasing Department. Motion was made by Mrs. Papale, seconded by Mr. Adams.

Mayor Dickinson stated this covers daily purchases where you don't know ahead of time how many bolts or nails, etc. you'll buy in the course of the year. As those items are needed they can be purchased. During the year the amount may exceed \$2,000, but there's no way to bid the multitude of these small items. That's why you see the hardware stores, repair facilities, etc. on here. We're pursuing this as a result of the auditor's recommendation. As noted on the page Vendor's Requirement for Handling Orders, these have to be individual items that cost less than \$100 each.

Mr. Bradley asked who signs off on the purchase order?

Mayor Dickinson replied usually it's the department head.

Mr. Myers stated these are blanket orders and each department gives an estimate as to what their requirements would be and they usually decrease or raise it as the year progresses. The order would be encumbered.

Mr. Holmes asked do other municipalities work in this manner? I've totaled up all the generic items on this list and it seems there's an awful lot of money we don't have control over.

Mayor Dickinson replied Don Dunleavy looked into this. There was a full range of treatment on items like this and all allow the purchase of small items in order to facilitate daily business.

VOTE: Holmes voted no; all other ayes; motion duly carried.

Mr. Myers requested the list of vendors be attached to the minutes.

Motion was made by Mrs. Papale to attach the List of Vendors to the minutes. Seconded by Mr. Bradley.

VOTE: Holmes voted no; all other ayes; motion duly carried.

ITEM 19 Consider and Approve Waiver of Bid for Proprietary Items, Supplies and Services for Town Departments for the 1989-1990 Fiscal Year - Purchasing Department. Motion was made by Mrs. Papale, seconded by Mr. Adams.

Mr. Parisi stated there's an item on here for vehicle maintenance of over \$30,000. I don't understand this.

Steve Hacku, Assistant Chief-Fire Department, stated we have lot's of problems with vehicle maintenance. We have 26 emergency vehicles and it always seems we have problems at 2 a.m. on a weekend. These are sophisticated pieces of equipment and you can't go out and have anybody work on these vehicles. We have a vendor who specialized in fire department maintenance and he gives us 24 hour service.

Mr. Holmes asked how does this qualify as a proprietary item?

Mayor Dickinson stated proprietary would cover any situation where the department requires the service of a given vendor.

Mr. Killen asked have we ever sought out bids to see if anyone else is interested in this?

Assistant Chief Hacku replied no but we've had a lot of people that did this for awhile and gave up because they couldn't find parts at K-Mart. You have to have contacts all over the United States to obtain the specialized parts for the fire trucks.

Mr. Holmes asked do you have a backup vendor available?

Assistant Chief Hacku replied yes we have Circle A as a backup. This vendor used to be a partner of Circle A.

Mr. Adams asked how does one get on the proprietary list?

Mayor Dickinson replied it's requested by the department.

VOTE: Holmes and Parisi voted no; all other ayes; motion duly carried.

Mr. Killen noted that Item 20 has been withdrawn.

Tim Cronin stated it would have been nice if you had told us at the beginning of the meeting that Item 20 had been withdrawn.

ITEM 21 Waiver of Bid for Architect for Lyman Hall Vo-Ag Expansion.

Mr. Killen stated Item 21 was not tabled, it was withdrawn. We'll have to Waive Rule V to bring it up for discussion.

Motion was made by Mrs. Papale to Waive Rule V to Consider & Approve Waiver of Bid for Architect for Lyman Hall Vo-Ag Expansion. Seconded by Mr. Parisi.

VOTE: Unanimous ayes; motion duly carried.

Motion was made by Mrs. Papale to Consider and Approve Waiver of Bid for Architect for Lyman Hall Vo-Ag Expansion. Seconded by Mr. Adams.

Mrs. Papale read the attached letter, dated June 5, 1989, from Robert Nicoletti to Mr. Killen.

Mrs. Papale stated this was done under an RFP and the entire committee selected Lazarus & Sargent as the architect.

VOTE: Doherty abstained; Holmes was absent; all other ayes; motion duly carried.

ITEM 22 Consider and Approve Danny's Way as a Town Road - Town Planner. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

VOTE: Holmes was absent; all other ayes; motion duly carried.

ITEM 24 Consider and Approve Renewal of Lease for Big Brothers/Big Sisters from July 1, 1989 to June 30, 1989. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

VOTE: Holmes was absent; all other ayes; motion duly carried.

Motion was made by Mr. Parisi to Waive Rule V to Consider Purchase of Tape Recorder for the Town Council. Seconded by Mr. Adams.

VOTE: Holmes was absent; all other ayes; motion duly carried.

Kate Wall stated I went through the Yellow Pages and the Business to Business directory and Lanier is the only company that has a dual cassette recorder. With a dual cassette you're not interrupted to switch tapes. There's two problems with this. The recorder is a 4 channel recorder which means you can only use one side of each tape. Also, the recorder is programmed to record at half speed and is not compatible with the transcriber. Therefore, a modification will have to be made to the machine which will cost an additional \$75. I need direction on what you want to do.

Mr. Zandri asked what is the reliability of this equipment?

Ms. Wall replied I called 7 different towns that use this machine and they gave the machine very high reviews. There was only one that said occasionally they had a problem that occasionally they had a problem, but most of the time they were happy with it.

Mr. Bradley asked are you and Tina satisfied with the performance of the machine.

Tina Manley replied it's a very nice machine.

Mr. Killen stated we only have \$800 available for this so I don't see how we can take much action this evening.

Mr. Adams stated with the aggravation we went through earlier this evening we might as well get something good for a change. The machine is \$2,465 with the discount plus \$75 for the modification so we need an additional \$1,800.

Motion was made by Mr. Adams to Waive the Bid to Purchase a New Tape Recorder. Seconded by Mr. Bradley.

VOTE: Holmes was absent; all other ayes; motion duly carried.

Motion was made by Mr. Doherty to Purchase the Advocate Dual Cassette Recorder, Modified to Full Speed, in the Amount of \$2,540. Seconded by Mrs. Papale.

VOTE: Holmes was absent; all other ayes; motion duly carried.

Motion was made by Mr. Parisi to Transfer \$1,800 from Contingency-Reserve for Emergency Acct. No. 001-8050-800-3190 to Recording Equipment Acct. No. 001-1110-999-9902 to Provide Additional Funds to Purchase a New Recorder. Seconded by Mr. Adams.

VOTE: Killen voted no; Holmes was absent; all other ayes; motion duly carried.

ITEM 25 Consider and Approve Town Council Meeting Minutes of June 6 and June 13, 1989. Motion made by Mr. Adams, seconded by Mr. Parisi.

VOTE: Holmes was absent; Bradley, Papale and Killen passed; all other ayes; motion duly carried.

Meeting adjourned at 11:30 p.m.

Meeting recorded and transcribed by:  
Katrina M. Manley, Council Secretary

Approved:

Albert E. Killen, Chairman

\_\_\_\_\_

Date

\_\_\_\_\_

Kathryn J. Wall, Town Clerk

\_\_\_\_\_

Date



AN ORDINANCE APPROPRIATING \$540,000 FOR THE REPLACEMENT OF UNDERGROUND FUEL TANKS AT TOWN SCHOOLS AND AUTHORIZING THE ISSUE OF \$540,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$540,000 is appropriated for the removal of underground fuel storage tanks at Town schools and the acquisition and installation of replacement tanks, including engineering costs, and for administrative, printing, legal and financing costs related thereto, said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof, and further to be in accordance with the following:

Removal, acquisition, installation and related expenses	\$529,000
Debt administration expenses	<u>11,000</u>
	<u>\$540,000</u>

Section 2. To meet said appropriation \$540,000 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. Said bonds shall be issued in the amount necessary to meet the Town's share of the cost of the project determined after considering the estimated amount of the State and Federal grants-in-aid of the project, or the actual amount thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the Mayor, the Comptroller, and the Town Treasurer, or any two of them, bear the Town seal or a facsimile thereof, be certified by and payable at The Connecticut Bank and Trust Company, N.A., in Hartford, Connecticut, which bank and trust company may be designated the registrar and transfer agent, and be approved as to their legality by Robinson & Cole, Attorneys-at-Law, of Hartford. They shall bear such rate or rates of interest as shall be determined by the Mayor, the Comptroller, and the Town Treasurer, or any two of them. The bonds shall be general obligations of the Town and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town

are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of bonds to be issued, the annual installments of principal, redemption provisions, if any, the date, time of issue and sale and other terms, details and particulars of such bonds shall be determined by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, in accordance with the General Statutes of the State of Connecticut, as amended.

Section 3. Said bonds shall be sold by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, at public sale or private sale, in their discretion. If sold at public sale, the bonds shall be sold upon sealed proposals at not less than par and accrued interest on the basis of the lowest net or true interest cost to the Town. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least five days in advance of the sale in a recognized publication carrying municipal bond notices and devoted primarily to financial news and the subject of state and municipal bonds. If the bonds are sold at private sale, the purchase agreement shall be approved by the Town Council.

Section 4. The Mayor, the Comptroller, and the Town Treasurer, or any two of them, are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be signed by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, have the seal of the Town affixed, be payable at a bank or trust company designated by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, be approved as to their legality by Robinson & Cole, Attorneys-at-Law, of Hartford, and be certified by The Connecticut Bank and Trust Company, N.A., in Hartford, Connecticut, pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the project. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. Nothing herein shall prohibit the advancement of expenses by the Comptroller from available cash funds of the Town for the purposes authorized by this ordinance and the reimbursement thereof from the proceeds of bonds or notes authorized by this ordinance.

RESOLUTION

WHEREAS, pursuant to Public Act 82-469, 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 Public Act 82-469 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 Commission 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 Section 2 of Public Act 82-469, the Town Council of the Town of Wallingford hereby approves the attached list entitled: Summary List of Neighborhood Assistance Programs, June 8, 1989
2. That the Mayor of the Town of Wallingford is hereby authorized and directed to submit to the Commissioner 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 Commissioner; 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 \_\_\_\_\_, and which has not been rescinded or modified in any way whatsoever.

\_\_\_\_\_  
(DATE)

\_\_\_\_\_  
(CLERK)