

3j.

**TOWN OF WALLINGFORD, CONNECTICUT
TOWN COUNCIL MEETING
Town Council Chambers
TUESDAY
DECEMBER 10, 2019
6:30 P.M.
RECORD OF VOTES & MINUTES**

The Town Council Meeting on Tuesday, December 10, 2019 was called to order at 6:35 p.m. There was a moment of silence and the Pledge of Allegiance was said. Councilors in attendance were Craig C. Fishbein, Thomas Laffin, John LeTourneau, Christopher K. Shortell, Vincent F. Testa and Chairman Vincent Cervoni. Councilors Joseph A. Marrone, III, Gina Morgenstein and Jason Zandri were absent. Mayor William W. Dickinson, Jr. and Town Attorney Gerald Farrell, Sr. were also present.

- 3a. Consider and approve Tax Refunds totaling \$6,401.92 (#491-516)
Acct. #1001001- 41020 - Tax Collector
- 3b. Consider and approve Merit Review (1) – Human Resources
- 3c. Acceptance of funds from Workforce Alliance for the Summer Youth Employment Program and consider and approve Appropriation of funds in the amount of \$7,884 to Revenue, Acct. #2274002-47010 and to Expenditures, Acct. #22702020-51000 – Y&SS
- 3d. Acceptance of funds and consider and approve Appropriation of funds in the amount of \$215 to Revenue, Acct. #2264002-47152 and to Expenditures, Acct. #22640150-58830 – Y&SS
- 3e. Acceptance of donation and consider and approve Appropriation of funds in the amount of \$5,228 to Revenue, Acct. #2134002-47152 and to Expenditures, Acct. #21340100-58830 – Y&SS
- 3f. Acceptance of donations for Holiday for Giving and consider and approve Appropriation of funds in the amount of \$2,646 to Revenue, Acct. #2134002-47152 and to Expenditures, Acct. #21340100-58830 – Y&SS
- 3g. Consider and approve acceptance of donation from Yalesville Little League, Kevin Gamache Memorial Fund, for scoreboard for Parker Farms Field #2 valued at \$4,000 – Recreation Dept.
- 3h. Consider and approve Job Descriptions for Level I and Level II Water Treatment Pumping Operators – Human Resources
- 3i. Consider and approve Reappointment of Nick Kern to the Inland Wetlands Commission for a 5 year term effective immediately and expiring March 1, 2024 – Chairman Cervoni

- 3j. Consider and approve Reappointment of Thomas Wolfer to the Zoning Board of Appeals for a 5 year term effective immediately and expiring January 13, 2024 – Chairman Cervoni
- 3k. Consider and approve Reappointment of Frank S. Stellato to the Wallingford Housing Authority for a 5 year term effective immediately and expiring October 31, 2023 – Chairman Cervoni
- 3l. Approval of Town Council Minutes of November 26, 2019.

MOTION WAS MADE TO APPROVE CONSENT AGENDA ITEMS 3a.-3l. including amendment to Town Council Minutes of November 12, 2019 made by Councilor Morgenstein.

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

- 4. **Items Removed from the Consent Agenda - None**
- 5. **PUBLIC QUESTION & ANSWER PERIOD**

Opened Question and Answer Period at 6:37 p.m.

William Comerford, Broadview Drive, asked the Mayor who on the Cemetery Committee has expertise with building issues. The Mayor responded that no one person made a determination about the cosmetic issue with the building; they all looked at the building.

The Mayor and Mr. Comerford had a discussion regarding bids and who was in charge of awarding bids. The Mayor stated that the Purchasing Department is in charge of awarding bids.

Mr. Comerford questioned maintenance of the cemetery and his concern about 44 unmarked graves.

Closed Public Question and Answer Period at 6:44 p.m.

- 6. Executive Session pursuant to CGS Section 1-200(6)(B) with respect to the pending Worker's Compensation claim Demeo v. Town of Wallingford (BOE Claim) – Human Resources

MOTION WAS MADE TO MOVE INTO EXECUTIVE SESSION AT 6:42 P.M.

MOTION WAS MADE TO MOVE INTO EXECUTIVE SESSION pursuant to CGS Section 1-200(6)(B) with respect to the pending Worker's Compensation claim Demeo v. Town of Wallingford (BOE Claim).

MADE BY: LAFFIN
SECONDED BY: LETOURNEAU

VOTE: ALL AYE
MOTION: PASSED

MOTION WAS MADE TO MOVE OUT OF EXECUTIVE SESSION AT 6:50 P.M.

MADE BY: LAFFIN
SECONDED BY: LETOURNEAU
VOTE: ALL AYE
MOTION: PASSED

Time of Executive Session 6:42 p.m. to 6:50 p.m.

Attendance at Executive Session:

FISHBEN	MAYOR WILLIAM W. DICKINSON, JR.
LAFFIN	TOWN ATTORNEY GERALD E. FARRELL, SR.
LETOURNEAU	KURT TREIBER, RISK MANAGER
SHORTELL	JOSEPH PASSARRETTI, WORKER'S COM ATTY
TESTA	
CERVONI	

7. Discussion and possible action regarding Worker's Compensation claim Demeo v. Town of Wallingford as discussed in Executive Session – Human Resources

MOTION WAS MADE TO APPROVE Worker's Compensation claim Demeo v. Town of Wallingford as discussed in Executive Session

MADE BY: LAFFIN
SECONDED BY: LETOURNEAU

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

6-AYE
3-NAY
MOTION: PASSED

8. Consider and approve Extension of the License Agreement between the Town of Wallingford and Fred M. Valenti regarding encroachment of building located at 800 South Colony Road for ten years to 2033 – Law Dept.

In Attendance: Mr. Fred Valenti

Attorney Farrell explained that an encroachment exists of approximately 155 square feet of building and 2500 sq. feet of fencing. He went on to say for business reasons, Mr. Valenti is

asking for a ten year extension of the License Agreement. Attorney Farrell indicated that we receive \$2,000 a year for this encroachment.

Councilor Fishbein questioned with regard to mortgaging the property, if usage would not be legal absent using the town land. He then asked if we are insured and why we are back so soon discussing this issue. Mr. Valenti explained that there is a franchise agreement and should they build a new facility, the work would have to be complete within the ten year timeframe. Mr. Valenti also stated that the encroachment is insured the same as the owned portion of the site.

Attorney Farrell stated that we have the right to remove with one year notice and we have insurance.

Councilor Fishbein stated he is in favor of this concept but is concerned about being sued.

Chairman Cevoni asked Mr. Valenti to keep notifying the Mayor's office of insurance.

Councilor Fishbein asked if the Town can be named on the insurance. Mr. Valenti does not think there will be a problem with that.

Attorney Farrell suggested passing the Motion contingent upon adding the Town on the property Insurance.

MOTION WAS MADE TO AMEND EXISTING MOTION.

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

ROLL CALL VOTE:	MORGENSTEIN: ABSENT
FISHBEIN: YES	SHORTELL: YES
LAFFIN: YES	TESTA: YES
LETOURNEAU: YES	ZANDRI: ABSENT
MARRONE: ABSENT	CERVONI: YES
6-AYE	
3-NAY	
MOTION: PASSED	

MOTION WAS MADE TO PASS AMENDED MOTION CONTINGENT UPON THE TOWN BEING ADDED TO THE INSURANCE POLICY ON THE PROPERTY.

**MADE BY: LAFFIN
SECONDED BY: LETOURNEAU**

ROLL CALL VOTE:	MORGENSTEIN: ABSENT
FISHBEIN: YES	SHORTELL: YES
LAFFIN: YES	TESTA: YES
LETOURNEAU: YES	ZANDRI: ABSENT

MARRONE: ABSENT CERVONI: YES
6-AYE
3-NAY
MOTION: PASSED

9. Discussion regarding moving Voting District 9 from Rock Hill School to an alternate location – Councilor Fishbein

In Attendance: Chet Miller, Registrar of Voters

Councilor Fishbein stated that the parking on election day at Rock Hill School was the worst that he has experienced with many parking spaces occupied by teachers and nursing students. Many voters approached him and asked him to do something about the parking. He stated that Chief Heidgerd is opposed to moving the polling place to the firehouse. He went on to say that Dr. Menzo indicated the school will not be used for professional development purposes on election day in the future.

Councilor Shortell asked how long Rock Hill School has been a polling place. Mr. Miller responded 20 years.

Mr. Miller stated he has not heard many complaints about parking, but has heard complaints about distance to travel to vote. He also stated that this may be changed in 2022 after the results of the 2020 Census are considered.

10. Executive Session pursuant to Section 1-200(6)(D) of the Connecticut General Statutes with respect to the purchase, sale and/or leasing of property – Mayor - *Withdrawn*
11. Update from Coalition for a Better Wallingford – Chairman Cervoni

In Attendance: Criag Turner, Director, Youth & Social Services
Ken Welch, Director, Coalition for a Better Wallingford

Mr. Welch provided an update on the Coalition for a Better Wallingford and Mr. Turner elaborated on the subject.

The Mayor stated we salute efforts of all who help people who are in need.

12. Acknowledgment of Councilor LeTourneau's service on the Town Council.

Jennifer Short and Ken Welch from the Coalition for a Better Wallingford presented Councilor LeTourneau with an award and recognized him for being a co-founder of the Coalition.

Councilor Laffin, Shortell and Cervoni thanked Councilor LeTourneau for his years of service.

Councilor Fishbein presented Councilor LeTourneau with a proclamation from the House and Senate Wallingford Delegation for his dedication.

Mayor Dickinson congratulated Councilor LeTourneau and stated it is a solemn duty, not an easy task to serve your community and stated that Mr. LeTourneau performed it well.

Councilor LeTourneau said it was bittersweet leaving the Council and wanted to thank his wife Barbara for all her years of patience in his absence while attending meetings and events.

Councilor LeTourneau stated that the town is in good hands and is well run.

MOTION TO ADJOURN
MADE BY: LETOURNEAU
SECONDED BY: FISHBEIN
ALL AYE
MOTION: PASSED

The Council adjourned the meeting at 6:47 p.m.


Respectfully submitted,

Lisa Moss
Council Staff
Meeting digitally recorded



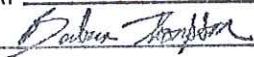
Vincent Cervoni, Chairman

6 JAN. 2020
Date



Barbara Thompson, Town Clerk

1-7-2020
Date

RECEIVED FOR RECORD 12-13-19
AT 4:00 AND RECEIVED BY
 TOWN CLERK