

CORRECTED AGENDA

TOWN OF WALLINGFORD, CONNECTICUT

TUESDAY

June 9, 2020

6:30 P.M.

TOWN COUNCIL MEETING

The Town Council meeting of June 9, 2020 will take place REMOTELY only. It shall commence at 6:30 p.m. It is expected that the public will be permitted to comment on the Agenda items as instructed by the Chairman. Materials for this meeting will also be posted on the Town's website for viewing prior to the meeting. The meeting can be accessed through:

<https://global.gotomeeting.com/join/569456117>

YOU CAN ALSO DIAL IN USING YOUR PHONE:

United States (Toll Free): 1-866-899-4679

United States +1(312) 757-3119

Access Code: 569-456-117

**Live stream of the meeting will also be available on the Town of Wallingford You Tube Channel:
<https://www.youtube.com/c/wallingfordgovernmenttelevision>**

AGENDA

Moment of Silence

1. Pledge of Allegiance
2. Roll Call
3. Consent Agenda
 - 3a. Consider and approve Tax Refunds totaling \$3,109.88 (#931-940)
Acct. #1001001- 41020 - Tax Collector
 - 3b. Acceptance of funds from Spanish Community of Wallingford for Summer Youth Employment Program and consider and approve Appropriation of funds in the amount of \$2,558 to Revenue, Acct. #2274002-47010 and to Expenditures, Acct. #22702020-51000 – Y&SS
 - 3c. Consider and approve a Transfer in the amount of \$25,000 – Human Resources
 - \$ 3,000 From: Police Heart & Hypertension Acct. #10012100-52957
 - \$22,000 From: Fire Heart & Hypertension Acct. #10012100-52956

\$25,000 To: Insurance Deductible Acct. #10012150-55915

- 3d. Consider and approve a Transfer in the amount of \$5,000 from Wage Differentials, Acct. #10020050-51400 to Police Operating Expenses, Acct. #10020050-58735 – Police Dept.
- 3e. Acceptance of donation of memorial bench valued at \$2,220.42 from friends and family of Kevin Gamache to be placed at Fresh Meadows – Parks and Recreation
- 3f. Acceptance of Grants and consider and approve Appropriations - BOE

\$1,991 To: State Grant Revenues Fund #235
\$1,991 To: Program Expenditures Fund #235

\$855 To: State Grant Revenues Fund #235
\$855 To: Program Expenditures Fund #235

\$15,228 To: State Grant Revenues Fund #235
\$15,228 To: Program Expenditures Fund #235

\$1,000 To: State Grant Revenues Fund #235
\$1,000 To: Program Expenditures Fund #235

\$1,012 To: State Grant Revenues Fund #235
\$1,012 To: Program Expenditures Fund #235

\$618 To: State Grant Revenues Fund #235
\$618 To: Program Expenditures Fund #235

\$27,370 To: State Grant Revenues Fund #235
\$27,370 To: Program Expenditures Fund #235

\$15,000 To: State Grant Revenues Fund #235
\$15,000 To: Program Expenditures Fund #235

\$10,650 To: State Grant Revenues Fund #235
\$10,650 To: Program Expenditures Fund #235

\$579,772 To: State Grant Revenues Fund #235
\$579,772 To: Program Expenditures Fund #235

\$16,178 To: State Grant Revenues Fund #235
\$16,178 To: Program Expenditures Fund #235

\$30,000	To: State Grant Revenues	Fund #235
\$30,000	To: Program Expenditures	Fund #235
\$19,199	To: State Grant Revenues	Fund #235
\$19,199	To: Program Expenditures	Fund #235
\$47,540	To: State Grant Revenues	Fund #235
\$47,540	To: Program Expenditures	Fund #235

- 3g. Consider and approve FY 2020-2021 Bid Waiver request for Animal Control - Mayor
- 3h. Consider and approve FY 2020-2021 Bid Waiver request for BOE – Mayor
- 3i. Consider and approve FY 2020-2021 Bid Waiver request for EDC – Mayor
- 3j. Consider and approve FY 2020-2021 Bid Waiver request for Engineering –Mayor
- 3k. Consider and approve FY 2020-2021 Bid Waiver request for Finance – Mayor
- 3l. Consider and approve FY 2020-2021 Bid Waiver request for Fire Dept. – Mayor
- 3m. Consider and approve FY 2020-2021 Bid Waiver request for Human Resources – Mayor
- 3n. Consider and approve FY 2020-2021 Bid Waiver request for Police Dept. – Mayor
- 3o. Consider and approve FY 2020-2021 Bid Waiver request for Public Works - Mayor
- 3p. Consider and approve FY 2020-2021 Bid Waiver request for Town Attorney - Mayor
- 3q. Consider and approve FY 2020-2021 Bid Waiver request for Town Clerk - Mayor
- 3r. Consider and approve FY 2020-2021 Bid Waiver request for Utilities – Electric Div. - Mayor
- 3s. Consider and approve FY 2020-2021 Bid Waiver request for Utilities – Water/Sewer - Mayor
- 3t. Consider and approve FY 2020-2021 Bid Waiver request for Hardware Items; Eversource; Frontier Telecommunications – Mayor
- 3u. Approval of Budget Meetings of May 14, 2020, May 19, 2020 and May 21, 2020.

4. **Items Removed from the Consent Agenda**
5. Update of COVID-19 from Stephen Civitelli – Chairman Cervoni
6. Discussion and possible action to re-include Public Question and Answer period in the virtual meeting agenda – Councilor Morgenstein
7. 6:30 p.m. Conduct a Public Hearing and consider and act on the following ordinance entitled:

AN ORDINANCE APPROPRIATING \$1,841,747 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF VARIOUS MUNICIPAL CAPITAL IMPROVEMENTS 2020-2021 AND AUTHORIZING THE ISSUE OF \$1,841,747 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE.

8. Adoption of FY 2020-2021 Annual Budget
9. 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

In accordance with Title II of the Americans with Disabilities Act- Individuals in need of auxiliary aids for effective communication in programs and services of the Town of Wallingford are invited to make their needs and preferences known to the ADA Compliance Coordinator at 203-294-2070 five days prior to meeting date.

#6



Subject **Re: Public Q&A**
From Vinny Cervoni <vcbluzman@hotmail.com>
To Gina Morgenstein <demwow06492@gmail.com>, townclerk@wallingfordct.gov <townclerk@wallingfordct.gov>
Date 2020-05-22 09:47

Barbara, please, put this in my folder for the next agenda meeting.

vc

Vinny Cervoni, Chairman
Wallingford Town Council

From: Gina Morgenstein <demwow06492@gmail.com>
Sent: Friday, May 22, 2020 7:50 AM
To: Vinny Cervoni <vcbluzman@hotmail.com>
Cc: Christina Tatta <christina.tatta@yahoo.com>; Christopher Shortell <ckshortell@gmail.com>; Craig Fishbein <Ccf@fishbeinlaw.com>; Jason Zandri <jason@zandri.net>; Joseph Marrone <joemar3@sbcglobal.net>; Tom Laffin <councilor@tomlaffin.com>; Town Clerk <townclerk@wallingfordct.gov>; Vinnie Testa <vtesta@comcast.net>
Subject: Re: Public Q&A

Chairman Cervoni,

You have declined to reinstate public Q&A.
I respectfully request that the reinstating of Public Q&A be made an agenda item.
Gina Morgenstein
Councilwoman

On Wed, May 6, 2020 at 5:25 PM Vinny Cervoni <vcbluzman@hotmail.com> wrote:
Councilor Morgenstein,
I've been monitoring public participation and interaction for the past several meetings.

I'll certainly consider this request for the next regular meeting agenda.

vc

Vinny Cervoni, Chairman
Wallingford Town Council

From: Gina Morgenstein <demwow06492@gmail.com>
Sent: Wednesday, May 6, 2020 5:10 PM
To: Christina Tatta <christina.tatta@yahoo.com>; Christopher Shortell <ckshortell@gmail.com>; Craig Fishbein <Ccf@fishbeinlaw.com>; Jason Zandri <jason@zandri.net>; Joseph Marrone <joemar3@sbcglobal.net>; Tom Laffin <councilor@tomlaffin.com>; Town Clerk <townclerk@wallingfordct.gov>; Vincent Cervoni <vcbluzman@hotmail.com>; Vinnie Testa <vtesta@comcast.net>
Subject: Public Q&A

Chairman Cervoni,

Why do we continue to have no public Question and Answer at Town Council meetings?

We are allowing public questions on agenda items but not Q&A.

Virtual meetings appear to be continuing for a prolonged period of time and I find this to be problematic.
Please add this back to our agenda.

Gina Morgenstein
Councilwoman

7.

AN ORDINANCE APPROPRIATING \$1,841,747 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF VARIOUS MUNICIPAL CAPITAL IMPROVEMENTS 2020-2021 AND AUTHORIZING THE ISSUE OF \$1,841,747 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$1,841,747 is appropriated for the planning, acquisition and construction of municipal capital improvements 2020-2021 consisting of: (i) Town Wide Paving Program; (ii) Senior Center/SCOW Building: Curbing; (iii) Brick Paver Repair and Replacement; (iv) Sidewalks- School Safety; (v) Town wide sidewalks: Replacement and repair; (vi) Town wide Guardrail Replacement; (vii) HVAC - Park/Rec Gym (2nd Unit); (viii) Town wide Traffic Signal Replacement; (ix) Curbing replacement: Town wide; (x) Doolittle Tennis Courts; (xi) Community Lake Park Improvements; and for appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within such appropriation, including administrative, advertising, printing, legal and financing costs to the extent paid therefrom. Said appropriation shall be in addition to all prior appropriations for said purpose and as set forth in the Capital Improvement Plan 2020-2021, as amended.

Section 2. To meet said appropriation \$1,841,747 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, or such later date as may be allowed by law. Said bonds may be issued in one or more series as determined by the Mayor, the Comptroller, and the Town Treasurer, or any two of them (the Town Officials), and the amount of bonds of each series to be issued shall be fixed by the Town Officials. 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. Capital project revenues, including bid premiums and investment income derived from investment of bond proceeds (and net investment income derived from note proceeds) are authorized to be credited by the Comptroller to the project account and expended to pay project expenses customarily paid therefrom. The remaining appropriation and bond authorization shall be reduced by the amount of capital project revenues so credited. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the Town and such combined issue shall be in the denomination per aggregate maturity 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 manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Town Officials, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Town Officials, and be approved

as to their legality by Joseph Fasi LLC Attorneys-at-Law, Bond Counsel of Hartford. They shall bear such rate or rates of interest as shall be determined by the Town Officials. 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. The aggregate principal amount of the 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 Town Officials, in accordance with the General Statutes of the State of Connecticut, as amended.

Section 3. Said bonds shall be sold by the Town Officials, in a competitive offering or by negotiation, in their discretion. If sold at competitive offering, the bonds shall be sold upon sealed proposals, auction, or similar competitive process 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 by negotiation, the provisions of purchase agreement shall be approved by the Town Officials.

Section 4. The Town Officials are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be payable at a bank or trust company designated by the Town Officials, be approved as to their legality by Joseph Fasi LLC Attorneys-at-Law, Bond Counsel of Hartford, and be certified by a bank or trust company designated by the Town Officials, 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. 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 said 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. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The Town (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and after the date of passage of this ordinance in the maximum amount and for the capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations

("Bonds") authorized to be issued by the Issuer. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Comptroller or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 6. The Town Officials, are hereby authorized to exercise all powers conferred by section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized herein.

Section 7. It is hereby found and determined that it is in public interest to issue all, or a portion of, the Bonds, Notes or other obligations of the Town as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The Town Officials are hereby authorized to issue and utilize without further approval any financing alternative currently or hereafter available to municipal governments pursuant to law including but not limited to any "tax credit bonds" or "Build America Bonds" including Direct Payment and Tax Credit versions.