

TOWN COUNCIL MEETING

DECEMBER 12, 1995

6:30 P.M.

AGENDA

1. Roll Call and Pledge of Allegiance
- 2a. Consider and Approve the Reimbursement of Town Funds from the Jubilee 325 Committee - Johanna Fishbein
- b. Consider and Approve the Disbursement of Jubilee 325 Committee Surplus Funds to the Historical Society and Historic Preservation Trust - Johanna Fishbein
3. Consider and Approve an Appropriation of Funds in the Amount of \$30,700 from Revenue Town Recovery of Exp. Acct. #1065-060-6210 to Portable Bandstand Acct. #5015-999-9903 (new account) - Mayor's Office
4. Consider and Approve a Resolution Naming the Railroad Green the Johanna Fishbein Park as Requested by Councilor Raymond J. Rys, Sr.
- 5a. Consider and Approve the State of Connecticut Mandated Budget of the Wallingford Day Care Center for Calendar Year 1996
- b. Consider and Approve a Resolution Authorizing the Mayor to Enter Into an Agreement with the State of Connecticut Department of Social Services for Funding Associated with Child Day Care Program 148-CDC-25 for the Period of 1/1/96 to 12/31/96 - Wlfd. Day Care Center
6. PUBLIC QUESTION AND ANSWER PERIOD - 7:30 P.M.
7. PUBLIC HEARING on An Ordinance Amending Ordinance #11 Relating to the Hours of Closing of Certain Liquor Vendors
8. Consider and Approve a Transfer of Funds in the Amount of \$6,000 from Power Purchased for Pumping Acct. #623-000 to Maintenance of Distribution Reservoirs and Standpipes Acct. #672-000 - Water & Sewer Division
9. Consider and Approve a Budget Amendment in the Amount of \$126,000 to State Grant - Williams Farm C.O.S.P. 435 Acct. and \$224,000 to Fund Balance Acct. for a Total of \$350,000 to Williams Farm Property Purchase Acct. - Mayor's Office

(OVER)

10. Consider and Approve Leasing Two Rooms at the Former Simpson School to the Young Womens Christian Association (Y.W.C.A.) of Meriden for the Operation of its Head Start Program for a Term of Six Months from 1/1/96 to 6/14/96 - Corporation Counselor
11. Note for the Record Anniversary Increases Approved by the Mayor to Date
12. Note for the Record Mayoral Transfers Approved to Date
13. Consider and Approve Tax Refunds (#163-192) Totalling \$2,664.46 - Tax Collector
14. Consider and Approve a Waiver of Bid to Hire Outside Attorneys for Labor Matters - Town Attorney
15. Approve and Accept the Minutes of the 10/24/95 Town Council Meeting
16. Approve and Accept the Minutes of the 11/14/95 Town Council Meeting
17. Approve and Accept the Minutes of the 11/28/95 Town Council Meeting

TOWN COUNCIL MEETING

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ADDENDUM TO AGENDA

18. Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Respect to Strategies and Negotiations Pertaining to the Pending Claim of the Estate of Andrew Masko v. Town of Wallingford
19. Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Respect to Labor Matters

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Fail to Approve Using Dennis Ciccarillo as the
Town's Labor Attorney Until Such Time as the Bids
for Such Services are Completed

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TOWN COUNCIL MEETING

DECEMBER 12, 1995

6:30 P.M.

A regular meeting of the Wallingford Town Council was held on Tuesday, December 12, 1995 in the Robert Earley Auditorium of the Wallingford Town Hall and called to Order by Chairman Thomas D. Solinsky at 6:32 P.M. All Councilors answered present to the Roll called by Town Clerk Kathryn J. Wall with the exception of Vice Chairperson Susan Duryea and Councilor Gouveia. Mr. Gouveia arrived at 6:33 P.M. Mayor William W. Dickinson, Jr., and Corporation Counselor Adam Mantzaris were also present. Comptroller Thomas A. Myers entered the meeting when the Council reconvened in open session. Town Attorney Janis M. Small was absent.

The Pledge of Allegiance was given to the Flag.

At Mr. Killen's request a moment of silence was observed for John Luparia, past Junior Vice Commander, Senior Vice Commander and National Commander, respectively, of the Italian-American World War Veterans; WWII Veteran; Organizer of the Molinari-Riccio Post No. 14, Italian-American War Veterans of Wallingford; member of the American Legion Siedlicki Post No. 187 of Wallingford and former member of the Court of Burgess of Wallingford.

Mr. Knight read correspondence into the record from Vice Chairperson Susan S. Duryea as follows:

"Dear Chairman Solinsky,

I apologize for not attending what perhaps may be the last Town Council Meeting of my term in office but I have been recently blessed with my second grandchild and am happily pre-occupied with family responsibilities. It has been both a pleasure and an honor to have served Wallingford in my capacity as Town Councilor over the past six years. At this time I would like to take the opportunity to wish everyone a joyous holiday season.

Sincerely, Susan S. Duryea"

ADDENDUM ITEMS #18 & 19

Motion was made by Mr. Knight to Move Addendum Items #18 & 19 Up to the Next Order of Business, seconded by Mr. Rys.

VOTE: Duryea was absent; Killen, no; all others, aye; motion duly carried.

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ITEM #18 Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Respect to Strategies and Negotiations Pertaining to the Pending Claim of the Estate of Andrew Masko v. Town of Wallingford

ITEM #19 Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes with Respect to Labor Matters

Motion was made by Mr. Knight to Enter Into Both Executive Sessions, seconded by Mr. Rys.

VOTE: Duryea was absent; Killen, no; all others, aye; motion duly carried.

Present in the Executive Session pertaining to the claim of Andrew Masko v. Town of Wallingford were all Councilors (with the exception of Mrs. Duryea), Mayor Dickinson, Attorney Mantzaris and Attorney James Quinn of the firm, Furniss & Quinn of Hartford.

Present in the Executive Session pertaining to labor matters were all Councilors (with the exception of Mrs. Duryea), Mayor Dickinson and Attorney Mantzaris.

Motion was made by Mr. Knight to Exit the Executive Session, seconded by Mr. Zandri.

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

With regards to Item #18 the following motion was made:

Motion was made by Mr. Knight to Appeal the Workmens Compensation Commissioner's Decision Regarding Andrew Masko, seconded by Ms. Papale.

VOTE: Duryea was absent; Solinsky, no; all others, aye; motion duly carried.

With regards to Item #19 the following motions were made:

Motion was made by Mr. Knight to Waive the Bid to Hire Outside Attorneys to Review the 457 Plan, seconded by Mr. Rys.

VOTE: Duryea was absent; Gouveia, Knight and Solinsky, no; all others, aye; motion duly carried.

Motion was made by Mr. Knight to Waive the Bid to Hire an Outside Attorney to Handle the CHRO Hearing Involving the Police Department Light Duty Claim, seconded by Mr. Rys.

VOTE: Duryea was absent; Killen, Knight, Papale and Zappala, aye;

all others, no; motion failed.

Motion was made by Mr. Knight to Continue Using Dennis Ciccarillo as the Town's Labor Attorney Until Such Time as the Bids for Such Services are Completed, seconded by Ms. Papale.

VOTE: Duryea was absent; Knight, Papale and Rys; aye; all others, no; motion failed.

ITEM #2a Consider and Approve the Reimbursement of Town Funds from the Jubilee 325 Committee

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

Johanna Fishbein, Chairperson of the Public Celebrations Committee and Ray Bartel, Treasurer, were on hand for this topic of discussion.

Mrs. Fishbein stated that this evening officially marks the closing of the Jubilee 325 Celebration festivities which began in 1993 with the formation of a Steering Committee. In January of 1994 the committee began its first fund raising activity, the sales of its commemorative merchandise. It has been a wonderful two and one-half years of celebrating. She took a moment to thank the Town Council, Mayor Dickinson and all involved in the operation of this enormous event for trusting and believing in the committee. It was a tremendous undertaking. As promised, the committee formally reimbursed the Town for the advancement of funds given them back in 1993 to start the much needed fund raising events, by presenting a check to Chairman Solinsky in the amount of \$30,700 (applause).

A great deal of monies were generated through fund raising efforts producing a surplus and it was the responsibility of the Steering Committee to decide how those funds would be dispersed. Mrs. Fishbein was proud to announce that the two organizations chosen by the committee were not only worthy and needy of the funds but were also very Wallingford - the Wallingford Historical Society and the Wallingford Historic Preservation Trust. Each organization received a donation of \$5,000 from Mrs. Fishbein's committee (applause).

Mrs. Fishbein presented Noma Beaumont with the original Tercentenary flag which was displayed atop the log cabin headquarters of the committee from 1969 to 1970 located on the parade grounds. Mrs. Beaumont was acting as recipient of the donations on behalf of her husband, Robert, President of the Wallingford Historical Society, who was ill at home this evening. The flag, which is an important piece of historical memorabilia, was a donation from Adam, Terry, Tiffany and Stephen Selesh. Mrs. Fishbein also presented Mrs. Beaumont with a check in the amount of \$5,000 from the Public Celebrations committee.

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Prior to bringing the celebration to its close Mrs. Fishbein took a few moments more to thank each and every volunteer associated with Jubilee 325 for it could not have been successful without them. Next she recognized the honorary group of the Steering Committee consisting of Mayor Dickinson; Edward Shanahan, President of Choate Rosemary Hall; Edward B. Ayres, Alumnus, Choate Rosemary Hall; Alumnus 1970/1976, Charles Clulee, deceased 1994 and Thomas D. Solinsky, Chairman of the Wallingford Town Council. Other members of the Steering Committee are listed as follows:

Lucille Trzcinski	Beverly Belliveau
Rosalee Cross	Ray Bartel
Albert Killen	Joan Stave
John Sabo	Beverly Poletti
Jean Holloway	Jerry Farrell, Jr.

She next recognized the many female volunteers who helped maintain the fund raising efforts at the Town Hall which was the committee's "second home", listing them as follows:

Edith Dowd	Helen Wolak
Inez Wasilewski	Rheta Vitale
Nancy Wailonis	Jean Valente
Joanne LaRusso	Alice Mezza
Marion Linholm	Dot Read
Jean Holloway	Doris Hall
Leah Gober	Louise Page

Mrs. Fishbein also extended thanks to Norm Rosow, Tax Collector, Robert Pedersen, Purchasing Agent and the Mayor's Office for the assistance each office provided the volunteers.

The male volunteers to the committee were the next to be recognized:

Uria Fishbein	Ray Bartel
Officer Rick Doll	Robert Pedersen
Norman Rosow	Albert Killen (Steering Committee Member)

Mr. Killen requested added recognition for Joan Stave, Administrative Aide to the Mayor, for her assistance with all the committees (applause).

Mrs. Fishbein thanked the staff of the Mayor's Office for their help.

Mr. Solinsky noted that the financial report of the committee exhibits a surplus balance of \$46,000.

Ray Bartel, Treasurer of the Public Celebrations Committee explained, as of December 5th the committee's checking account did

have a balance of \$46,068.36. Tonight, however, \$30,700 was dispersed to the Town; the committee has \$2,000 that they are continuing to escrow because they don't know whether or not they will be liable for the sales taxes on the dinners that were served at the Ball; the Recognition Thank You Advertisement in the Record Journal was paid this week in the amount of \$1,639.59; \$10,000 was presented to the Historical Society and Preservation Trust and Johanna returned the \$40.00 Petty Cash account, leaving a balance of \$1,688 at that time to be dispersed. Since that time he has taken in approximately \$560 which will be added to the balance. A new report will be forthcoming and the remaining funds will be dispersed between the Historical Society and Preservation Trust.

Mrs. Fishbein added that the committee does not have any outstanding bills.

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

ITEM #2b Consider and Approve the Disbursement of Jubilee 325 Committee Surplus Funds to the Historical Society and Historic Preservation Trust

Motion was made by Mr. Knight, seconded by Mr. Rys.

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

ITEM #3 Consider and Approve an Appropriation of Funds in the Amount of \$30,700 from Revenue Town Recovery of Exp. Acct. #1065-060-6210 to Portable Band Stand Acct. #5015-999-9903 - Mayor's Office

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

Mr. Killen explained that this request originates from him due to the fact that for years he has enjoyed the outdoor concerts sponsored by the Recreation Department and Wallingford Symphony and both of the organizations have not had the luxury of performing on a proper bandstand. When he discovered that the committee was in possession of surplus funds he had hoped that they could be used to purchase the necessary equipment for the entities. It is duly noted that the funds belong to the Town and it is up to the Council whether they should be returned to the Town's treasury or made available for such a purchase. If the Town has no use for the funds, this would be an opportune time to ask that they be set aside to help defray the cost of a bandstand.

Mr. Knight asked if the bandstand to be purchased would be similar to the one the Town rents from North Haven?

Mr. Killen responded, yes.

Ms. Papale asked, what is the total cost to purchase the item?

Mr. Killen answered, it is his understanding that it would cost approximately \$80,000 to purchase a bandstand similar to the type we rent from North Haven. Mr. McCully has obtained other information on similar types of models and will review the prices associated with each when the time comes that enough funds have been saved toward the purchase. At such time the item will be put out to bid.

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

ITEM #4 Consider and Approve a Resolution Naming the Railroad Green the Johanna Fishbein Park as Requested by Councilor Raymond J. Rys, Sr.

Motion was made by Mr. Knight, seconded by Mr. Rys.

Mr. Rys read the resolution in its entirety into the record (Appendix I).

Mr. Killen stated that we have many parks named after many special people who have done well by the Town of Wallingford, however, the green is a very special place and under normal circumstances he would say under no circumstances would he approve of naming the green in anyone's honor, but there is nothing normal about Johanna Manfreda Fishbein. She has given of herself so many times and if anyone deserves an honor such as this, it is someone like her. There is no one else like Johanna so we will have to name the green in her honor. There was a time when the green became worn down and it looked as though the Town may lose it, but suddenly it became refurbished. It is now more glamorous and graceful than it ever was, the same may be said about Johanna. She is very deserving of this honor.

Mayor Dickinson stated, there is no doubt about it, Johanna Fishbein, since the time he has held office, has been one of the most integral parts of the community...her energy is boundless. We would be remiss if not only we have Johanna stand but her husband and other family members stand as well because no one functions without the support of family and obviously her family must be pretty special to have someone like Johanna doing the kind of work that she does for the rest of the community (applause).

Mr. Gouveia stated, too often people do things without realizing the impact they have on other people's lives throughout the community, throughout the city, country and in some cases even beyond the boundaries of this country. One thing that he enjoys doing with his wife is dancing. He remembered the first time he met his wife approximately twenty-four years ago and how he took her out to dance that night. He noticed how well she danced and he asked her how she learned to dance so well. His soon to be wife responded that a woman named Johanna Fishbein had taught her to

dance, in fact, in this very building which was a school at the time. He believes that it may have been the dancing that brought them together. He remarked how Mrs. Fishbein's dancing lessons effected the life of a young man from a tiny town of one hundred sixty people in Portugal. This is a very deserving honor for Mrs. Fishbein is synonymous with volunteerism and good will and he is sure that after this vote Chairman Solinsky will be able to proclaim, "Mrs. Fishbein, for all you do, this park will be named after you."

Jerry Farrell, Jr. stated, he concurred with what was said so eloquently by Mr. Killen and the Mayor. He has worked with Mrs. Fishbein on many a project and he does not know what this town would do without her. The Mayor's comments regarding family support is absolutely correct. The railroad station green is an appropriate place to honor Mrs. Fishbein with. Those of us who are of Italian decent do remember that it was her father, Frank Manfreda, who was at the railroad station on a daily basis at the turn of the century helping Italian immigrants coming to this town knowing nothing, knowing not where to find a job or where to find a place to live. It was Frank Manfreda, Johanna's father, who guided so many of them and it is very fitting that the railroad station green, where her father began his life of service and where Johanna obviously learned from his example, that it be named after her.

Mrs. Fishbein asked, is it possible to name the park the "Johanna Manfreda Fishbein Park"? She stated that she is very proud of her heritage, as everyone is, and she was the youngest of eleven children. Her father's roots were at the railroad station, shining shoes. He raised the flag every day and took that flag down every night for the Town. She would appreciate it very much if the Council would name the park the "Johanna Manfreda Fishbein Park" (applause).

Mr. Rys stated that he was not aware, until he read the story in the Record Journal, of the facts surrounding Johanna's father and the railroad station green. Once he learned the facts he thought it would be appropriate to include Johanna's maiden name in the title of the park. He is pleased that Mrs. Fishbein made that request. He spoke with Mr. McCully to make sure that a plaque will be placed at the green naming the park in Johanna's honor. Mr. McCully will make contact with Mrs. Fishbein to be sure that the Town agrees with Mrs. Fishbein with the wording that will appear on the marker.

Motion was made by Mr. Rys to Amend the Resolution to Name the Railroad Green the Johanna Manfreda Fishbein Park, seconded by Mr. Killen.

VOTE ON AMENDMENT: Duryea was absent; all others, aye; motion duly carried.

VOTE ON RESOLUTION: Duryea was absent; all others, aye; motion duly carried.

(applause)

Mr. Solinsky presented Mrs. Fishbein with a birthday card from the Council and Town Clerk and asked that everyone stand and sing Happy Birthday to Johanna.

Johanna led the audience in a rousing rendition of Happy Birthday (applause).

ITEM #7 PUBLIC HEARING on an Ordinance Amending Ordinance #11
Relating to the Hours of Closing of Certain Liquor Vendors

Motion was made by Mr. Knight to Open the Public Hearing, seconded by Mr. Rys.

Mr. Knight read correspondence from Corporation Counselor Adam Mantzaris into the record (Appendix II) followed by a Draft of the Proposed Ordinance (Appendix III).

Mr. Gouveia stated that he would prefer that clearer, less cumbersome language be used for the ordinance. It seems very confusing for anyone to try and decipher.

Attorney Mantzaris responded that he copied language from the State Statutes. State liquor statutes are very confusing in themselves. He tried to include only the necessary information in one paragraph. This change brings the Town into compliance with what the State law is. He appreciated Mr. Gouveia's comments for he, too, felt the same way.

Mr. Gouveia asked if this change will become effective the first day of the month as stated in Attorney Mantzaris' letter to the Mayor?

Attorney Mantzaris responded, liquor statutes provide that any change in the liquor laws become effective on the first day of the month after enacted.

Mr. Gouveia asked, does this supersede our thirty day waiting period?

Attorney Mantzaris responded, yes.

Mr. Gouveia then asked, what remedy does anyone have in the public sector if they were not in favor of this ordinance? How would they appeal it?

Attorney Mantzaris responded, referendum.

Mr. Gouveia stated, it just so happens that we are acting on the twelfth day of the month but if we were acting on the twenty-ninth day it would give the public two or three days in which to collect enough signatures for a referendum.

Attorney Mantzaris stated that it can still be repealed by referendum even if it went into effect.

Motion was made by Mr. Knight to Approve the Ordinance as Presented, seconded by Mr. Killen.

VOTE: Duryea was absent; Zandri abstained; Solinsky passed; all others, aye; motion duly carried.

PUBLIC QUESTION AND ANSWER PERIOD

Edward Bradley, 2 Hampton Trail took a few moments to acknowledge the five Councilors who will not be returning in January for their devoted time and effort that they have invested over the years. He listed them as follows:

Susan Duryea
Peter Gouveia
Albert Killen

Thomas Solinsky
Geno Zandri, Jr.

Serving on the Town Council is more than receiving an agenda packet, reviewing it and coming to the meeting to vote yea or nay on the issues. It is also about putting forth new, creative ideas and performing extensive research. Over the years these five Councilors have clearly demonstrated that. He thanked them for their time and effort, they have made significant contributions to the Town and have served the community well (applause).

Frank Wasilewski, 57 N. Orchard Street extended best wishes to the Council for the holiday season on behalf of Philip Wright, Sr. who was out of town. Mr. Wasilewski had a few questions for the Mayor this evening but will hold them off since the meeting seems to be progressing at a good rate and in good spirits tonight. He wanted to see the meeting end on a peaceful note tonight. He will call the Mayor's Office tomorrow to ask his questions of him. He wished everyone a good holiday season.

Lester Slie, 18 Green Street stated that he first started attending the Town Council meetings approximately four or five years ago. He is thankful that he has learned more about government from the Council. He felt that more people should attend the meetings to hear how the Council debates the difficult issues on the agenda. If so the public would appreciate their Council more than they do. He extended thanks to the Council, wished them seasons greetings and a happy new year.

Mr. Knight wished to follow up on Mr. Bradley's comments and publicly thanked the five people who are departing from this Council for the help that they have given him. He is a rookie to the Council and it is quite different from what his expectations of the office were when he was seeking election to it. One tends to think that when they are elected to office they will make several changes very easily. Upon taking a seat on the Council, however, one soon discovers that there is a lot to the job. He thanked the five individuals for being his teachers the past two years. He has learned a great deal from them and has realized how much effort and time must have gone into making them what he considers to be scholars of town government. He thanked them and stated that he will very much miss them.

ITEM #5a Consider and Approve the State of Connecticut Mandated Budget of the Wallingford Day Care Center for Calendar Year 1996

Motion was made by Mr. Knight, seconded by Mr. Killen.

Kathleen Queen, Executive Director of the Wallingford Community Day Care Center and Bob Wilson, President of the Board of Directors were present for discussion on this item.

Ms. Queen explained how this year their state funded child care program for forty-five preschool children (148-CDC-25) will be funded on a new mandated Unit Rate Reimbursement System. As yet, they are uncertain of the effect the new system will have on funding because it is tied to the welfare reform waivers pending at the federal level.

The standard rate reimbursement will be \$77.90 per child per week for forty-five children. This amount represents a \$14,500 cut in their grant for the year after six years of level funding. The difference, however, will be their ability to access the \$75.00 per week allowance for child care for AFDC families entering the work force. Those AFDC payments plus their standard rate may not exceed, in aggregate, \$131.00 per week, per child including fees paid on a sliding scale. That means their total budget may not exceed \$306,540. Since nearly \$280,000 must be used to cover salaries and benefits for their already underpaid staff, they will be hard-pressed to make up the deficit with the private program children. The reason for this problem is that the state's payment reflects market rate for thirty-five hours per week of care, while they are open fifty-seven and one-half hours due to community need.

While Wallingford Day Care has no argument with the need for welfare reform they ask that the Town Council and other concerned citizens think of the impact this new method of funding may have on the working poor. If they are mandated to serve more AFDC families in order to access enough money to keep the program solvent, they will not be able to serve the working poor families who cannot afford the average \$50.00 fee that will be required.

In addition, they are no longer allowed to serve families making over 75% of State Median Income, regardless of reason. The effect on some children with special needs and some single parents may be devastating.

Ms. Queen is requesting that the Council approve the mandated budget for the program 148-CDC-25 and authorize the Mayor to enter into the contract with the state to access the allowable funding. Due to the delay at the state level in producing acceptable contract documents, she anticipates at least a twelve week delay in contract approval and an additional four week delay in payments. She is also requesting authorization to meet essential expenses not to exceed budgeted amounts. Reimbursements will be made when the payment arrives from the state.

She impressed upon everyone that the system is in dire need of support. Her staff consists of four year college graduates earning a mere \$14,000 annually who have not received a raise in pay for the past three years. She has taken away their retirement benefits in an effort to maintain costs for she is sure that her staff will not remain long enough in their positions at that pay to collect it.

Ms. Queen reaffirmed Wallingford Community Day Care Center's commitment to quality, affordable child care for Wallingford's working parent families and will continue their efforts to secure funding that is reasonable and equitable for their dedicated but underpaid professional staff.

Motion was amended by Mr. Knight to Approve the Wallingford Day Care Center Budget in the Amount of \$306,540 for Calendar Year 1996, seconded by Mr. Zappala.

Mr. Zappala asked, how many members are on the Board of Directors of the center?

Ms. Queen responded, eighteen individuals volunteer to serve on the Board.

Mr. Zappala asked, does the Board make the decisions on what the center spends and doesn't spend?

Ms. Queen responded, yes and they make policy as well. They are mostly community people who are parents of children currently in the program or who have completed the program.

Mr. Wilson stated that his daughter has been out of the program for approximately six years now. The Board is comprised of working class people, parents of children in the program, parents of children who were formerly in the program and anyone else the Board can recruit to help them operate the day care center.

Mr. Gouveia stated, the children do not seem to have any lobbyists in the State of Connecticut or Washington, D.C. It is appalling the salaries that are being paid to the staff of the day care center, \$14,000 is welfare wages.

Ms. Queen stated, that was first year teacher's salary in 1985 in Connecticut. That is how that figure was arrived at, we went to the legislature and was given \$5 million to augment salaries and that was the last increase that was granted.

Mr. Gouveia responded, we don't stop one minute to try and eliminate the welfare to the corporate world but, yet, we are doing everything that we can to neglect these children and that is pathetic. It is a sad state of affairs.

Ms. Queen responded, but we are providing the best services that anyone ever had, regardless of their income, right here in Wallingford and we will continue to do that no matter what it takes. It is a commitment she made eighteen years ago and she will stay with it.

Mr. Killen stated that Ms. Queen has done very well so far.

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

ITEM #5b Consider and Approve a Resolution Authorizing the Mayor to Enter Into an Agreement with the State of CT. Department of Social Services for Funding Associated with Child Day Care Program 148-CDC-25 for the Period of 1/1/96 to 12/31/96 - Wlfd. Day Care Center

Motion was made by Mr. Knight, seconded by Mr. Rys.

Mr. Knight read the resolution into the record (Appendix IV).

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

WAIVER OF RULE V Motion was made by Mr. Killen to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Considering a Resolution and Agreement Associated with Day Care Program 148-CDC-25, Seconded by Mr. Gouveia.

VOTE TO WAIVE RULE V: Duryea was absent; all others, aye; motion duly carried.

Motion was made by Mr. Knight to Approve an Agreement Between the Town and the Wallingford Community Day Care Center, Inc. for Funding Programs to be Carried Out by Day Care, seconded by Mr. Killen.

Mr. Knight read the agreement into the record (Appendix V).

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

Motion was made by Mr. Knight to Approve a Resolution Permitting the Wallingford Day Care Center to Borrow from the Town of Wallingford Amounts Necessary to Meet the Essential Operating Expenses of the Wallingford Community Day Care Center Prior to the Time It's Program is Approved for Funding by the State of CT., seconded by Mr. Killen.

Due to the delay on the part of the State to process the paperwork on time, Ms. Queen asked that the last line of Section 1 of the Resolution be changed so as to allow for the advancement of funds to the Day Care Center to cover three month's operating expenses which will be reimbursed to the Town once the grant is received.

Mr. Solinsky asked if any Councilor objected to increasing the borrowing time to three months?

Mr. Killen objected to the way the State conducts business.

Mr. Gouveia stated, one problem is that we are dealing with bureaucrats whose main job is to justify their existence. They don't have to answer to anyone. People worry about elected officials, he worries about the bureaucrats. The elected officials answer to someone every so often, not the bureaucrats, they are here for life.

Mr. Zappala sympathized with Ms. Queen for he knows exactly what she is going through. In his experience as Former Director of the Emergency Shelter in Wallingford he knows full well the record of the State when it comes to reimbursing agencies. It is very frustrating.

Ms. Queen stated, in fairness to the State of CT., the child care subsidies that are paid through the A.F.D.C. system are being paid only six weeks behind the delivery of service. At the end of the month there is a two week turn around time. We can't fault them on it they have been absolutely to the day. We have been used to waiting three, four, even five months for a check. They are making progress.

Motion was amended by Mr. Knight to Amend the Last Line of Section 1 of the Resolution Which Reads, "Prior to approval of the State Grant award, the Town of Wallingford shall not advance more than one month's operating expenses." to read, "Prior to approval of the State Grant award, the Town of Wallingford shall not advance more than three month's operating expenses.", seconded by Mr. Zappala.

Mr. Killen stated, perhaps what the Town needs to do is hold back the hefty 5% share the State gets from our gross sales of electricity from our Electric Division until such time as they come across with grant monies they owe the Town. Maybe that would get their attention. That is wishful thinking.

VOTE ON AMENDMENT: Duryea was absent; all others, aye; motion duly carried.

VOTE ON RESOLUTION AS AMENDED: Duryea was absent; all others, aye; motion duly carried.

ITEM #8 Consider and Approve a Transfer of Funds in the Amount of \$6,000 from Power Purchased for Pumping Acct. #623-000 to Maintenance of Distribution Reservoirs and Standpipes Acct. #672-000 - Water & Sewer Division

Motion was made by Mr. Knight, seconded by Mr. Rys.

VOTE: Duryea was absent; Killen, no; all others, aye; motion duly carried.

ITEM #9 Consider and Approve a Budget Amendment in the Amount of \$126,000 to State Grant - Williams Farm C.O.S.P. 435 Acct. and \$224,000 to Fund Balance Account for a Total of \$350,000 to Williams Farm Property Purchase Acct. - Mayor's Office

Motion was made by Mr. Knight, seconded by Mr. Rys.

Mr. Solinsky asked the Mayor if he is going to change the title on the account?

Mayor Dickinson responded that the title should read, "That Portion of the Williams Farm Owned by Kelly".

Mr. Solinsky asked if the title of the account can be changed?

Mayor Dickinson stated that Mr. Myers has informed him that the title of the account, "C.O.S.P. 435" defines the parcel by acreage.

Mr. Myers stated, if you read the letter from the State of CT. it is defined as C.O.S.P. 435, parcel 1, 25.22 acres. That is the parcel that we are buying. If you would like to add Williams Farm Property Parcel 1, 25.22 acres, that is fine. You can add that to the account title.

Mr. Solinsky stated, it is very clear today but in three or four years when someone goes back into the minutes to review the issue, it is hard to decipher.

Mr. Myers understood Mr. Solinsky's concerns and suggested that "Parcel 1, 25.22 Acres" be added to the title of the account.

Mr. Solinsky wanted the name of the account to read, "Williams Farm Property Purchase - Kelly Portion".

Mr. Myers agreed to Mr. Solinsky's request and will re-title the account as such.

Mr. Knight Amended the Motion to Change the Title of the Account to Read, "Williams Farm Property Purchase - Kelly Portion Acct.", seconded by Mr. Rys.

Mr. Solinsky asked, to finance this we are using \$126,000 from the State and the \$224,000...you are just changing the fund balance of the current year? Are you changing the balance or taking it from it?

Mr. Myers responded, we are changing the balance by appropriating from it...taking from it.

VOTE ON AMENDED BUDGET AMENDMENT: Duryea was absent; Gouveia and Killen, no; all others, aye; motion duly carried.

ITEM #10 Consider and Approve Leasing Two Rooms at the Former Simpson School to the Young Womens Christian Association (Y.W.C.A.) of Meriden for the Operation of Its Head Start Program for a Term of Six Months from 1/1/96 to 6/14/96 - Corporation Counselor

Motion was made by Mr. Knight, seconded by Mr. Rys.

Shane Rood, Executive Director of the Y.W.C.A. was on hand to answer any questions the Council had on this topic.

Motion was amended by Mr. Killen to Change Page 3, Section 7 of the Lease to Read, "This lease may be terminated by either party upon SIXTY (60) DAYS written notice to the other...", seconded by Ms. Papale.

VOTE ON AMENDMENT: Duryea was absent; all others, aye; motion duly carried.

Mayor Dickinson explained that the lease is for one room at Simpson School up until and through June of 1996 for \$335 per month for a maximum of forty children and partial use of another room between the hours of Noon and 4:00 P.M. That is the basic outline of the Head Start Program.

Ms. Rood added, it is for residents of Wallingford, for pre-schoolers age 3, 4 and perhaps 5 if there are children at age 5 who are still not in school. The developmental program focuses in on families who may have particular needs because they are low income families and the Head Start program will work with the entire family. One of the things that they have learned is by working with children early they become better prepared for school, it helps their parents understand their developmental needs and that is why it is a very important program that has been operating for approximately thirty years. It has been very successful. They also work very closely with the program that the Board of Education offers for 3 & 4 year olds, accepting referrals that the Board does

not have room for in their program. Ten percent (4) of the children in the program will specifically be recruited, regardless of their income, because they have special needs.

Mr. Killen asked, what will happen after June?

Ms. Rood responded, one of the reasons that they settled on June is because she did not want to tie the Town up around what may be happening to Simpson School. They like the location because for some families, that would be a neighborhood school. If it is possible to continue there, they would very much like to. In terms of the summertime, Mr. Dooley stated that the two rooms were booked solid. If the building is still available in the Fall, she would like to talk. She would like to get the program started. This program is new to the Y.W.C.A., there was another operator formally and when the program was closed under the former operator's leadership it was put out competitively and the Y.W.C.A. was the successful operator that was named. The Y.W.C.A. has provided child development since 1895. They are currently running the before and after school program for the entire city of Meriden. They also run a child development center at the Y.W.C.A. building for children ages eight weeks to ten years of age. They have plenty of experience in this field.

Mr. Killen asked, who provides the funding?

Ms. Rood responded, it is Health and Human Services money from the federal government. Head Start has a much better funding system, the money is allocated up front and we are allowed to draw down as it is needed, unlike the State of Connecticut's Dept. of Social Services program that provides the funds for the Wallingford Day Care Center.

Mr. Zappala asked, will the children serviced be Wallingford residents?

Ms. Rood responded, yes, they will be strictly Wallingford children. Their census track shows that the largest population of children using the program will come from the Moses Y. Beach and Stevens School areas. They will also provide transportation for the children to the school.

Mr. Zappala asked, are you representing the Wallingford Y.M.C.A.?

Ms. Rood answered, we are a separate organization from the Wallingford Y.M.C.A. We are located in Meriden but facilitate several programs in Wallingford. Without a building with our name on it people accept the programs and don't necessarily recognize the organization. For the past twelve years the Meriden Y.W.C.A. has provided the sexual assault crises services for Meriden, Wallingford and Cheshire and they also run the Open Door Job Re-Entry program. They work with people from the homeless shelter and

have two individuals from Wallingford that are in the program right now.

Mr. Gouveia stated, the Town is very proud of the programs that take place at Simpson School, however, we are not very proud of the condition of the building. Will a certificate of occupancy be needed for your programs?

Ms. Rood stated, we must have it licensed by the State and one of the discussions she has had with Mr. Dooley is that the Y.W.C.A. would be willing to use some of the federal dollars to do what may be necessary in the way of fix up, say a sink in the room or something to that effect.

Mr. Gouveia asked, will the Building and/or Health Departments inspect the area first?

Ms. Rood responded, yes, along with the Fire Marshal.

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

WAIVER OF RULE V Motion was made by Mr. Killen to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Discussing the Former Wooding/Caplan Property, seconded by Mr. Rys.

VOTE TO WAIVE RULE V: Duryea was absent; all others, aye; motion duly carried.

Mr. Killen asked, what is the status of the issue regarding the installation of a wooden fence at the property once the buildings are demolished?

Mayor Dickinson responded, nothing has happened on the property.

Mr. Killen stated, it is his understanding that the building has been condemned and he would assume that the Town would try to take the buildings down as soon as possible because we would be held liable.

Mayor Dickinson answered, the buildings really have not been condemned, they have not been determined to be structurally unsafe, that was an inaccurate representation (at the last meeting). There is an indication that it would cost a great deal to fix them up but they were not condemned as structurally unsafe. He did research that after the meeting.

Mr. Killen pointed out, if the buildings were not condemned then the Town will have to appear before Planning & Zoning if the Town is going to do anything with the property.

Mayor Dickinson replied, that is what we are going to look into whether or not that changes the status.

ITEM #11 Note for the Record Anniversary Increases Approved by the Mayor To Date

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

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

ITEM #12 Note for the Record Mayoral Transfers Approved to Date

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

VOTE: Duryea was absent; Killen, no; all others, aye; motion duly carried.

ITEM #13 Consider and Approve Tax Refunds (#163-192) Totalling \$2,664.46 - Tax Collector

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

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

ITEM #14 Withdrawn

ITEM #15 Approve and Accept the Minutes of the 10/24/95 Town Council Meeting

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

VOTE: Duryea was absent; Killen abstained; all others, aye; motion duly carried.

ITEM #16 Approve and Accept the Minutes of the 11/14/95 Town Council Meeting

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

VOTE: Duryea was absent; Killen abstained; all others, aye; motion duly carried.

ITEM #17 Approve and Accept the Minutes of the 11/28/95 Town Council Meeting

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

VOTE: Duryea was absent; Killen abstained; all others, aye; motion duly carried.

Motion was made by Mr. Killen to Adjourn the Meeting, seconded by Ms. Papale.

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

There being no further business the meeting adjourned at 8:58 P.M.

Meeting recorded and transcribed by:

Kathryn F. Milano
Kathryn F. Milano
Town Council Secretary

Approved by:

Robert F. Parisi
Robert F. Parisi, Chairman

1 - 26 - 96

Date

Rosemary A. Rascati
Rosemary A. Rascati, Town Clerk

1 - 26 - 96

Date



Town of Wallingford, Connecticut

R E S O L U T I O N

WHEREAS, Johanna Fishbein has volunteered her services to the Town of Wallingford for over thirty-two years and continues to be as high spirited and energetic as ever, and

WHEREAS, Johanna has served as a member of the Public Celebrations Committee for twenty-three years, the Park and Recreation Commission for twenty-four years and many other civic and charitable organizations, and

WHEREAS, during this time, she has been involved with our Tercentenary, Bicentennial and 325th Anniversary Celebrations and was instrumental in the establishment of Community Race Day, and

WHEREAS, Johanna has instructed our young people with Etiquette Classes and Ballroom Dancing for thirty-two years in both the Public School System and Holy Trinity School, teaching over 15,000 students over the years, and

WHEREAS, Johanna has given of herself unselfishly and because of her exuberant personality and tireless efforts, she has created a feeling of good will and comradery among our citizens.


NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WALLINGFORD,


That Johanna Fishbein be recognized for her outstanding volunteer service by naming the Railroad Green

THE JOHANNA MANFREDA FISHBEIN PARK

in honor of her devoted efforts to our community.

Enacted by the Town Council in session this 12th day of December, 1995.


THOMAS D. SOLINSKY
Chairman, Town Council


WILLIAM W. DICKINSON, JR.
Mayor

PROPOSED BY RAYMOND J. RYS, SR., COUNCILOR

TOWN ATTORNEY
JANIS M. SMALLASSISTANT TOWN ATTORNEY
GERALD E. FARRELLCORPORATION COUNSEL
ADAM MANTZARISDEPARTMENT OF LAW
WALLINGFORD TOWN HALL
48 SOUTH MAIN STREET
WALLINGFORD, CT 06492TELEPHONE (203) 294-2140
FAX (203) 294-2073

Town of Wallingford, Connecticut

November 17, 1995

William W. Dickinson, Jr., Mayor
Town of Wallingford
45 South Main Street
Wallingford, CT 06492

RE: Ordinance No. 233
Sunday Liquor Sales

Dear Mayor Dickinson:

The captioned ordinance allows sales of alcoholic liquor on Sundays between the hours of twelve o'clock noon and eleven o'clock in the evening. No exception is made for when Sunday is December 31st or January 1st nor was any provision or change made when the state statute, Section 30-91, was amended to allow such sales on Saturday to continue until two o'clock a.m. on Sunday. Under our ordinance, therefore, the service of alcoholic liquor is prohibited every early Sunday morning (i.e. considered as part of Saturday night) and when December 31st falls on a Sunday, the permitted establishments would have to stop serving and clear the tables of alcoholic liquor at eleven o'clock p.m. and resume at midnight on Monday until three o'clock in the morning. When January 1st falls on a Sunday, the above incidents of the New Year's celebration would come to a complete halt at midnight, December 31st, a Saturday.

When I brought up this subject with you recently, I had not read enough of the statute to note that any local changes to liquor serving days and hours become effective "on the first day of the month succeeding such action ..."

Enclosed is a copy of the ordinance, the state statute and a draft copy of the proposed ordinance.

Very truly yours,


Adam Mantzaris
Corporation Counsel

AM/bjc

Enclosures

cc Douglas L. Dortenzio, Chief of Police

DRAFT

ORDINANCE REGULATING THE HOURS OF SALE ON SUNDAYS
OF CERTAIN ALCOHOLIC LIQUOR PERMITS

BE IT ENACTED BY THE TOWN COUNCIL IN SESSION:

That Ordinance numbered 233 "An Ordinance Amending Ordinance #11 Relating to Hours of Closing of Certain Liquor Vendors" is hereby repealed and the following is substituted in lieu thereof.

SECTION 1. Pursuant to the authority of Section 30-91(b) of the General Statutes, the sale or the dispensing or consumption or the presence in glasses or other receptacles suitable to permit the consumption of alcoholic liquor by an individual in places operating under hotel permits, restaurant permits, cafe permits, club permits and golf country club permits shall be lawful on Sundays between the hours of twelve o'clock midnight and two o'clock a.m. and between the hours of twelve o'clock noon and eleven o'clock p.m. except that on any Sunday that is December 31st, such sales shall be lawful between the hours of twelve o'clock midnight and two o'clock a.m. and between the hours of twelve o'clock noon and twelve o'clock midnight and except that on any Sunday that is January 1st, such sales shall be allowed between the hours of twelve o'clock midnight and three o'clock a.m. and between the hours of twelve o'clock noon and eleven o'clock p.m.

SECTION 2. The sale or dispensing of alcoholic liquor in places operating under package store permits, package store beer permits, drug store permits, drug store beer permits or grocery store beer permits shall be unlawful before 9:00 a.m.

SECTION 3. Any permittee operating under any of the permits referred to in this Ordinance violating any of the provisions hereof shall be fined not more than One Hundred Dollars (\$100.00) for each offense in addition to any penalty otherwise provided for by the General Statutes.

I HEREBY CERTIFY that this Ordinance was enacted by the Town Council of the Town of Wallingford this _____ day of November, 1995, in accordance with the provisions of the Charter of the Town of Wallingford.

Kathryn J. Wall
Town Clerk

APPROVED: _____
William W. Dickinson, Jr., Mayor

DATE: _____

CERTIFIED RESOLUTION OF THE TOWN OF WALLINGFORD

I, KATHRYN J. WALL, Town Clerk of the Town of Wallingford, a municipal corporation, DO HEREBY CERTIFY that the following is a true and correct copy of a resolution duly adopted at a meeting of the Town Council of the Town of Wallingford duly held and convened on December 12, 1995, at which meeting a duly constituted quorum of the Town Council was present and acting throughout, and that such resolution has not been modified, rescinded or revoked and is at present in full force and effect:

RESOLUTION

WHEREAS, The Wallingford Community Day Care Center, Inc. is a designated agency of the Town of Wallingford funded by the State of Connecticut through the Town of Wallingford for service to preschool children and their parents; and

WHEREAS, the Wallingford Community Day Care Center, Inc. has been commended for both the level of service and the fiscal responsibility with which it has performed during its years of operation; and

WHEREAS, the Wallingford Community Day Care Center, Inc. is supported by State funds, voluntary contributions of time, money and material, including in-kind contributions by the Town of Wallingford; and

WHEREAS, The Wallingford Community Day Care Center, Inc. is continually in operating difficulty because of the delay in actually receiving funds approved by the State.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WALLINGFORD:

1. That the Wallingford Community Day Care Center, Inc. be permitted to borrow from the Town of Wallingford amounts necessary to meet the essential operating expenses of the Wallingford Community Day Care Center, Inc. prior to the time the Wallingford Community Day Care Center, Inc.'s program is approved by the State of Connecticut through its Department of Social Services and the actual funding is received, but in no case to draw more than the amount approved and budgeted by the State for the period of operation as set forth in the 1995 budget. Prior to approval of the State Grant award, the Town of Wallingford shall not advance more than one month's operating expenses.

2. The Wallingford Community Day Care Center, Inc. will repay the amount so borrowed immediately upon receipt of the State grant for the period for which the funds were borrowed.

IN WITNESS WHEREOF, the undersigned has affixed her signature and corporate seal of the Town of Wallingford this _____ day of December, 1995.

KATHRYN J. WALL
Town Clerk
Town of Wallingford

Contract #: _____
[] Original
[] Amendment # _____
(For Internal Use Only)

ACCEPTANCES AND APPROVALS:

By the Contractor:

Town of Wallingford

Contractor (Corporate/Legal Name of Contractor)

Signature (Authorized Official)

Date

Documentation necessary to demonstrate the authorization to sign must be attached.

William W. Dickinson, Jr.

(Typed Name of Authorized Official)

Mayor, Town of Wallingford

Title

By the Department:

Department Name

Signature (Authorized Official)

Date

(Typed Name of Authorized Official)

Title

By the Office of the Attorney General:

Attorney General (approved as to form)

Date

() [This contract does not require the signature of the Attorney General pursuant to an agreement between the Department and the Office of the Attorney General, dated _____]

CERTIFIED RESOLUTION OF THE TOWN OF WALLINGFORD

I, KATHRYN J. WALL, Town Clerk of the Town of Wallingford, a municipal corporation (the "Contractor"), DO HEREBY certify that the following is a true and correct copy of a resolution duly adopted at a meeting of the Town Council of the Contractor duly held and convened on December 12, 1995, at which meeting duly constituted quorum of the Town Council was present and acting throughout and that such resolution has not been modified, rescinded or revoked and is at present in full force and effect:

RESOLVED: That the Mayor, William W. Dickinson, Jr., is empowered to enter into and amend contractual instruments in the name and on behalf of this Contractor with the Department of Social Services of the State of Connecticut for a Child Day Care program and to affix the corporate seal.

IN WITNESS WHEREOF, the undersigned has affixed her signature and the corporate seal of the Contractor this ____ day of December, 1995.

KATHRYN J. WALL
Town Clerk
Town of Wallingford

AGREEMENT

AGREEMENT entered into between the TOWN OF WALLINGFORD, "Town," and THE WALLINGFORD COMMUNITY DAY CARE CENTER, INC., "Day Care."

W I T N E S S E T H :

1. The Town has executed a Contract with the State of Connecticut, acting by its Commissioner of Social Services, "Commissioner," for funding programs to be carried out by Day Care, acting on behalf of the Town. The Contract has been executed as authorized by the provisions of the General Statutes. A copy is appended hereto and made a part hereof.

2. Day Care agrees to the terms and conditions set forth in said Contract including any special conditions imposed by the Commissioner at the time funds are made available to the Town pursuant to said Contract.

3. The effective dates of the Contract and of this Agreement are from January 1, 1996 to December 31, 1996.

4. Day Care will carry sufficient insurance during the term of this Agreement to "save harmless" the Town from any claims, suits or demands that may be asserted against it by reason of

any act or omission of Day Care.

5. This Agreement shall be incorporated into and shall govern the other agreements that expressly exist between the Town and Day Care.

IN WITNESS WHEREOF, Day Care has caused this Agreement to be duly executed in its behalf and its seal hereunto affixed this _____ day of December, 1995, and thereafter Town has caused these presents to be signed and sealed by its Mayor, William W. Dickinson, Jr., duly authorized, this _____ day of December, 1995.

Signed, Sealed and Delivered
in the Presence of:

THE WALLINGFORD COMMUNITY
DAY CARE CENTER, INC.

BY: _____

TOWN OF WALLINGFORD

BY: _____
William W. Dickinson, Jr.
Its Mayor
duly authorized