

TOWN COUNCIL MEETING SUMMARY

JUNE 6, 1989

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TOWN COUNCIL MEETING

JUNE 6, 1989

7:00 p.m.

A special meeting of the Wallingford Town Council was held in Council Chambers and called to order at 7:20 p.m. by Vice Chairwoman Iris Papale. Answering present to the roll called by Town Clerk Kathryn J. Wall were Council Members Adams, Bradley, Doherty, Holmes, Papale, Parisi, Solinsky and Zandri. Also present were Mayor William Dickinson, Adam Mantzaris, Town Attorney, and Janice Small, Town Attorney. Chairman Killen was absent.

The Pledge of Allegiance was given to the flag.

ITEM 2 Consider and Approve Waiver of Bid to Permit Emergency Purchase of Pump Motor for Durham Road Pump Station - Sewer Division. Motion made by Mr. Adams, seconded by Mr. Bradley.

Mr. Zandri asked did you get any prices on this?

Roger Dann replied the prices are listed on the second page of the document we submitted. We are making the recommendation for a waiver of bid based on availability.

Mr. Holmes asked why don't we have any provisions to have some backup equipment on hand?

Mr. Dann replied if you're specifically referring to the motor, it's a pretty expensive and large motor to keep on the shelf for years on end until such time that one goes down. It's probably not practical to do that. We might look instead at some kind of portable pump that could be plugged in as a bypass pump. In the longer term, the real solution is to provide some containment to allow us the time to get in and make repairs after the station fails.

Mr. Solinsky asked aren't there two pumps at the station?

Mr. Dann replied that is correct, but the station is designed to run one of the two pumps in operation. Should the lead pump fail, the second pump would be available to operate. In this particular case, the lead pump failed and we had only a single pump with no backup at that point and that was the basis for the recommendation of an emergency waiver of bid and transfer.

Edward Musso, 56 Dibble Edge Road, asked is it possible to lease a pump until the other is repaired? What is the price of this pump?

Mr. Dann replied the price is around \$5,400 for a new pump. We did investigate some of the larger companies in the area looking for the availability of a motor. It's 125 hp motor so it's not something that is going to be kept on a shelf in most cases. We were unable to find one so we went ahead with the purchase of a new motor. Leasing is not a viable option and the repair of the motor would be more expensive than the purchase of a new motor. The repair was estimated to cost \$5,500.

VOTE: Unanimous ayes; motion duly carried.

Motion was made by Mr. Adams to Consider and Approve Transfer of \$6,000 from Labor-Maintenance of Lines Acct. No. 673-001 to Maintenance of Pumping Equipment Acct. No. 633-000 - Sewer Division, seconded by Mr. Holmes.

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

ITEM 3 Submission of Final Report to the Town Council by the Committee to Investigate the Computer Purchase and Purchasing Practices of the Board of Education. Motion made by Mr. Parisi, seconded by Mr. Holmes.

Adam Mantzaris stated I'm going to ask the Town Council to go into Executive Session to discuss the effect of this report on a pending lawsuit brought against the Town and Board of Education by Datacom, a company which was involved in the bidding procedure. We'd like to lay out for you what we perceive to be potential problems for the Town of Wallingford (there are two Town officials involved in the investigation aside from the Board of Education) and ask you to make a decision. The decision would be yours, but we would like to discuss this with you in Executive Session as permitted under FOI rules because of the existence of the lawsuit against us by Datacom. My office thinks it's extremely important that we at least be able to discuss our feelings about this report and litigation before you take any further action on the report.

Mr. Parisi stated so you're asking the Council not to accept our report this evening?

Attorney Mantzaris replied I think the better procedure would be to go into Executive Session and not vote on the motion to submit the report. That can be taken up later after the Executive Session. All I want to do is present our position. I'm not going to suggest that you not submit your report.

Mr. Parisi stated in other words you want to discuss your position and then we will come back to an open session and present the report.

Attorney Mantzaris replied then your motion will be taken up by the Council in open session.

Mrs. Papale stated we do not have to vote one way or another on Mr. Parisi's motion because what he has put into motion is what we will be discussing if we go into Executive Session or if we do not go into Executive Session. The question is should we discuss this in Executive Session or not. So I would think a motion is in order to go into Executive Session and the vote will decide whether there is an Executive Session, but one way or another this report will be discussed.

Attorney Mantzaris replied I'm not asking that we discuss the report in Executive Session. Both motions cannot be considered at the same time. I'm asking Mr. Parisi to withdraw his motion, permit an Executive Session for my office to give you our views as to the possible effect of this report on the litigation now pending against the Town. Once we give you our views in Executive Session, we'll ask you for a certain action. But we will come out of

Executive Session, the motion will go back on the floor and you'll vote the way you see fit. Whether you accept our arguments or not we'd like to present those arguments to you, however, in Executive Session because they do concern this piece of litigation. I'd rather not give our opponents our arguments in public.

Mr. Parisi asked how long do you think this will take?

Attorney Mantzaris replied approximately 20-30 minutes.

Mr. Bradley stated what you're saying indirectly is the Executive Session could affect the next motion or current motion on the table and that this Council could exclude this from being presented to the public.

Attorney Mantzaris replied yes, what we tell you could influence your vote on what you do with this report.

Mr. Bradley stated with all due respect to you, your office and the Mayor, this investigation has been going on for nearly 1 year. This suit was filed April 3. Why do you wait till the last minute to go into Executive Session?

Attorney Mantzaris replied the report was only made available two or three days ago. The lawsuit against us was filed with a return date of May 2. That's a little over 6 weeks ago. I'm not here to make a speech about what you should do or not do with this report. I don't appreciate that kind of language coming at the Legal Department which is here to represent you nine people as well as the people sitting in this audience. I hope I've answered your question.

Mr. Adams stated I have to speak in defense of the Town Attorney. Much of what is in this report is interpretive and he is representing the Town of Wallingford and all of the taxpayers, not a small percentage. As a result I am glad that Attorney Mantzaris is doing his job to represent all the people of the Town of Wallingford. Thank you Adam.

Mr. Holmes stated I'm in favor of doing this report in open session, however, I think we should go into Executive Session and let the Town Attorney give us his opinion. We have every right to come back into open session and discuss this report. As a matter of professionalism, I think we should go into Executive Session to give Attorney Mantzaris a chance to give his reasons and advice.

Mr. Parisi replied I requested that Attorney Mantzaris' report be delivered on Saturday. Whether you got it on Monday or not was totally out of my hands. Your office has been advised all the way through this investigation as to the findings. There are many documents that had been presented so there had to be a feel. I'm willing to go into Executive Session as long as we stay on the subject. If it's going to be a quick one then I'm in favor of it.

Attorney Mantzaris replied what interfered with the process was the lawsuit by Datacom.

Motion was withdrawn.

Motion was made by Mr. Adams to go into Executive Session pursuant to Section 1-18a(e)2 of the General Statutes regarding the report of the Council's Subcommittee on the Computer Purchase as it affects the Town's strategy regarding pending litigation, seconded by Mr. Solinsky.

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

EXECUTIVE SESSION

Motion was made by Mr. Adams to come out of Executive Session. Seconded by Mr. Solinsky.

VOTE: Unanimous ayes; motion duly carried.

Motion was made by Mr. Holmes to Receive Final Report by the Committee Investigating the Purchasing Practices of the Board of Education, seconded by Mr. Bradley.

Mr. Parisi read an opening statement. The Committee members then took turns reading the Summary, Findings, Conclusions and Recommendations in the report. (All of the above are attached.) The following are the individual comments made after each Finding, Conclusion or Recommendation.

Summary, Page 6

(Comments made prior to "Both STC and IBM Proposals were not produced by these companies.")

Mr. Zandri stated all of the information that has been read to this point, I want to make sure everyone understands, that the Board of Education, the Purchasing Agent and Mr. Nicoletti were under the assumption to this point, to my knowledge, that they were allowed to purchase this equipment riding on a federal bid waiver number.

Mr. Parisi asked when was that disclosed to anyone?

Mr. Zandri replied that was disclosed to us when they came to the Council requesting a waiver of bid.

Mr. Parisi stated that's exactly right. But what about the purchases on 1/29, 2/18, 2/25, 2/25, and 3/11/88. Those are all expenditures related to the computer. The federal number didn't go back that far.

Mr. Zandri stated to my knowledge the federal number went back to the original start of purchasing this equipment.

Summary, Page 9

Mr. Solinsky asked who signed Sales Agreement No. 4144-92355, dated August 23?

Mr. Bradley replied that has Nelson Kari's signature on it.

Mr. Solinsky how about on page 3, who signed Sales Agreement No. 4144-92325, dated January 22?

Mr. Bradley replied Nelson Kari.

Mr. Zandri asked was that the only signature on that?

Mr. Parisi stated on that one. Correction, the August 23 was signed by Dr. Nicoletti and the January 22 was signed by Nelson Kari.

Mr. Adams stated it has been brought out in the past that only the Superintendent of Schools has the authority to enter into an agreement that would be binding as far as the Board of Education is concerned. Anyone else signing an agreement is null and void.

Mr. Holmes replied I think as we go into this further and you understand what the Charter says, you'll realize that to be a misrepresentation of the facts.

Mr. Adams replied that's an interpretation, Mr. Holmes, just as most of this report is.

Mr. Parisi stated during the period that agreement was null and void, Hewlett Packard was billing the Town of Wallingford on a monthly basis for the computer and the software package.

Mr. Adams replied two wrongs don't make a right.

Mr. Zandri stated the billing was probably handled by a computer anyway.

Mr. Parisi asked what about the credit that was given out afterwards? Someone had to punch that computer.

Mr. Zandri replied I'm sure there was a credit when the thing was canceled.

Mr. Parisi stated it was never canceled. There is no proof that it was ever canceled. The credit was issued when Hewlett Packard was awarded the contract within three days of the award by Infopoint, who is a distributor for Hewlett Packard.

Mr. Solinsky asked what is the relationship of Pertaine to Hewlett Packard?

Mr. Parisi replied Hewlett Packard is the marketing arm. Pertaine software only works on a Hewlett Packard computer.

Summary, Page 10

Mrs. Papale asked what does "There is approximately \$45,00 of value missing" mean?

Mr. Parisi replied of the equipment that was bid, all of it has not been received or delivered to the best of our knowledge.

Summary, Page 11

Mr. Solinsky stated what does "Namnoun stated had 5 years on equipment and one to five years on lease" mean?

Mr. Holmes replied the five years on equipment refers to a service agreement.

Summary, Page 12

Mr. Adams asked could you explain what that fabrication was?

Mr. Holmes replied at the May 10, 1988, we were presented with proposals from Structure Technologies (STC) and IBM to show what their costs were versus the cost of a Hewlett Packard system. These proposals that were presented to us were not fabricated by IBM or STC. This is evident in the fact they sent us letters protesting the fact that their information was used without their knowledge or direction.

Mr. Zandri stated you're saying there was no documentation ever sent by IBM or STC. It's my understanding that there was and I don't understand why this information would be fabricated. I don't understand the purpose of fabricating that type of information.

Mr. Parisi replied I don't understand it myself, especially when it was so easy to prove that it was fabricated. It required a ride to Hamden to talk to officials of IBM and the fellow who's name is on the bid said he never made that bid. IBM sent a letter stating they had been precluded from the bid because the specs were too narrow.

Mr. Zandri stated there was no bidding that took place up to that point. It was proposals they went out for again under the assumption they could purchase this equipment without going out to bid because of the federal number. So these proposals were made from inquires of these three vendors.

Mr. Parisi replied but those people did not submit any proposal. They will come here, if you'd like, and they will tell you. I think Mr. Bradley spoke to them too. I'm not the only one.

Mrs. Papale asked are you saying there's a piece of paper here with IBM's letterhead?

Mr. Parisi replied it's not on their letterhead. That's the problem.

Mr. Holmes replied it was presented on Board of Education letterhead.

Mr. Parisi stated that is why they're telling us, quite frankly, that they did not submit a proposal.

Mr. Bradley stated I talked to the IBM field representative and also the manager of that office. They did not submit anything in writing. The only thing we have in writing from them is two letters that state they were precluded from bidding. The first night the Board of Education came before this Council they did not have anything in writing. They stated they had talked to IBM and some

other companies verbally. What we had seen presented to this Council were statements of pricing on Board of Education stationery. In my profession when we ask for a price or quote, that quote comes in on that company's letterhead. No verbal transmittal should be accepted.

Mr. Zandri stated I'm not saying the procedures were the best in the world, but that doesn't necessarily mean there wasn't a verbal conversation with those representatives from those companies and the people from the Board of Education or the Purchasing Agent.

Mr. Parisi replied we spoke to the person listed on that paper, the person who was supposed to submit the bid and he denies submitting.

Mr. Zandri asked a bid or proposal?

Mr. Parisi replied a bid or proposal, whatever you want to call it.

Mr. Zandri stated there is a difference between going out to bid and the initial proposals that they requested.

Mr. Parisi replied but the guy that it listed on whatever you want to term it, denies ever doing anything. I don't know what your point is.

Mr. Zandri stated my point is this. I'm trying to defend a person who was right before us and stated that he did receive that. You're saying somebody told you and I'm telling you somebody told me. I don't have anybody here in front of me from any company.

Mr. Parisi replied we can invite somebody here. If you want me to call him, I'll ask him to come.

Mr. Zandri stated yes I would.

Mr. Bradley stated that's already stated in correspondence Bob. The two letters from IBM specifically state that.

Finding 1

Mr. Parisi stated on the agreement that Mr. Kari signed, the paragraph above the signature line states that by signing this agreement you are in fact admitting that you are authorized to enter into this purchase. That is not an exact quotation but basically that's what it says.

Finding 2

Mr. Parisi stated the Pertaine figure of \$36,550 was never shown on the literature that we were given. Also the interest on the lease of \$28,075 was never told to the Council or explained.

Mr. Adams stated just for the record, that was signed by Mr. Kari and agreed to by Mr. Kari which was illegal.

Finding 3

Mr. Adams stated collusion certainly is something that has to be more than just observed by one side. That's a pretty serious allegation that collusion is there. Seeing as there is only one side reported, I take exception to that.

Mr. Zandri stated I also want to point out that at this point in time they were still under the assumption that they could purchase this equipment under a federal bid number. That is very important.

Mr. Bradley stated Mr. Kari and Mr. Nicoletti were invited to the Investigatory Committee to present their side. They declined to attend any of the meetings.

Mrs. Papale asked what was the reason for their declining?

Mr. Bradley replied it was under legal advice.

Mrs. Papale stated I understand Mr. Nicoletti wanted to be here tonight and he was also advised by a lawyer not to be here.

Mr. Zandri stated he was advised by a lawyer because of legal complaints that were made at that time and he was advised not to appear.

Mr. Adams stated was it not at this time that besides the investigation there was also a complaint brought to the Police Department regarding criminal charges?

Mr. Parisi replied yes.

Mr. Adams stated so in other words he was acting under advice of counsel because not only was the investigation looking into the computer practices, but also legal action was taken against Mr. Kari and Mr. Nicoletti and therefore they had to go under advice of counsel. That's why they were not able to come in and speak for their side.

Mr. Parisi replied it certainly didn't prohibit their speaking through the press though. Their counsel certainly didn't advise them not to do that.

Mr. Parisi then read the attached letter, dated June 27, 1988, from IBM to Dr. Nicoletti regarding preclusion of the bid.

Mr. Zandri stated that letter is denying that after they presented figures from IBM.

Mr. Parisi replied there's one for each bid. There were three bids; two went out and one never got out the door. There's two letters.

Mr. Zandri stated well that particular one, if it's dated the way it is, it would seem it would come after we denied them the bid waiver and when they went out for bids the second time. The first time they went out for proposals.

Mr. Parisi stated they never bid.

Mr. Zandri replied the date on that is after Mr. Nicoletti and Mr. Kari were at this meeting asking for a waiver of bid.

Mr. Parisi stated but at the May 24 meeting they presented a proposal that said IBM bid.

Mr. Zandri asked how do you know they didn't bid prior to that?

Mr. Parisi replied they never bid. You don't want to understand. When Mr. Nicoletti and Mr. Kari told us on May 24 that IBM bid, the paper I just showed you earlier tells you they never did that either. They never submitted a price. They're telling you they were precluded from bidding by the specifications.

Mr. Zandri stated but there weren't specifications issued on this until after we told them to go out to bid. The first thing was just proposals.

Mr. Parisi replied no, Mr. Kari said that he spoke to everyone, IBM, STC and Hewlett Packard. He said he gathered the information and they said at the meeting they went out and sought the most efficient and price effective package.

Mr. Holmes stated STC in their June 2 letter, who they also presented a proposal for, says "it comes as a surprise to us that we were not consulted on the alternatives for upgrading your computer facilities". We had two companies listed as providing proposals and they both come back and said we never submitted anything.

Mr. Zandri stated they said "providing alternatives". How can they make a statement that they are providing alternatives if they never saw anything to start with?

Mr. Parisi replied supposedly they were the computer consultant of record. STC had done work for the Board of Education for several years. They represent Wang computers. The Board has a 5 year agreement that is coming to an end with Wang computers. To the best of my knowledge, they were the consultant of record, but they felt they were never approached to quote on this situation.

Mr. Adams stated again there are two sides to the story. I did hear some things about the performance of one of these companies that was mentioned. Certainly upon hearing that performance I would find it easy to realize why they would have a letter in which some segment of sour grapes would be echoed in it. I talked at length with members of the Board on that.

Mr. Parisi replied I have read those letters in which there are complaints. I agree with you. But there is no complaint with IBM.

Mr. Adams stated again there is not a representative.

Special Note

Mr. Holmes stated these purchase requisitions were all previous to anyone's knowledge of a system being purchased, supposedly.

Finding 14

Mrs. Papale stated "Nicoletti may have instructed Administrators". Is this something you think might have happened or do you know it happened?

Mr. Parisi replied we think it might have that's why it is stated as "may have".

Mr. Holmes stated regarding the federal bid number, part of the discussion on the purchase back in January was there was some discrepancy on whether they figured that the computer was an educational or non-educational item. If they felt it was an educational item then yes they could piggyback on the federal bid number. But any non-instructional items, per Charter, cannot be done in that manner. The minutes of February 28 read, "There's a difference in opinion as to whether it is educational. Had meeting with Town Attorney and Mayor and rather than have a conflict within I felt we should come before the Council and follow the bid procedure." It's interesting to note that's 1984 minutes so this history has again repeated itself on whether they felt the computer was educational or non-educational. There are present members sitting on the Board who were present at that 1984 meeting--Roger Rivers, Thomas Murphy and I believe there is one other.

Wallingford Bid Specifications

Mr. Bradley stated basically the bid spec contained several different categories of system requirements, CPU requirements, printer requirements, terminal requirements and miscellaneous requirements. Also, under the Town of Wallingford Bid Nos. 87-212 and 88-16, there are also general software specifications to run on that system. Bid documents 87-212 and 88-16 state delivery requirements for software must be installed and startup implementation underway by July 1, 1988. The system must be installed at the central site with terminals at the central site only by July 1, 1988.

Mr. Holmes stated it's interesting to note that after the waiver was rejected by the Town Council this process went out to bid, the computers were removed from the school and sent to a warehouse, I believe a warehouse of Hewlett Packard, and on a Saturday Mr. Kari and some members of the Board of Education went to the warehouse in a van and picked up all the computer hardware and brought it back to the Board of Education. Frankly I'm a little bit surprised that if a company wins a bid why won't they use their own trucks and personnel to ship the computer back to the Board of Education.

Mr. Solinsky asked on the delivery date of July 1, 1988, wasn't the bid opening supposed to be July 25?

Mr. Bradley replied yes. What happened is based on the second bid 88-16, the 87-212 bids were rejected and the recommendation was to go out to rebid. That bid date of July 25 shows Hewlett Packard submitted exactly the same bid proposal that they did under 87-212 and never changed the installation dates. Under the Purchasing Ordinance that should have been grounds for rejection of that bid.

Finding 26

Mr. Parisi stated in the bid everyone had certain delivery dates, percentage of discounts, etc., except for Hewlett Packard. They had non-applicable in all those categories. Out of eight or nine bidders they were the only one to list that.

Finding 29

Mr. Holmes stated at the same time this system is going out to bid there are bills coming into the Town from Hewlett Packard to pay for a system that was already agreed to.

Finding 31

Mrs. Papale stated they only need 12 modems and they received 17?

Mr. Parisi stated in the bid it was speced out there were 17 modems. We have a letter that states only 12 would be required. But because the 17 were purchased the first time it was never corrected in the bids.

Mr. Holmes stated so we paid for 17 and got 12.

Mrs. Papale asked Mr. Kari thought it would be okay to pay this company for 17 and only get 12?

Mr. Parisi replied I can't say what he thought. This is what happened.

Mrs. Papale stated this is my problem. It's so difficult for me to listen and read everything here without being able to say to these people why did this happen and why didn't this happen. It's very frustrating and it bothers me, but I understand why they're not here.

Finding 35

Mr. Parisi stated Iris when you asked before about the proposal and the non-applicable and I told you there were different terms, at the top of this page where it says Terms Alternate/Exclusions everyone has 5% 10 days, proposal, or see proposal. Hewlett Packard says non-applicable. The "already leased" we put in there because that's why there are no terms, alternates, or exclusions.

Finding 37

Mr. Holmes stated if you look in the Yellow Pages under Computers/Dealers and look up Infopoint, it states right in their ad that they are a Hewlett Packard distributor.

Conclusion 37

Mr. Holmes stated in our opinion they had no other choice but to award to Hewlett Packard and Pertaine because of the existing signed leases and agreements.

Mrs. Papale asked isn't it true that sometimes we don't always go with the lowest bidder? Why didn't they come to the Town Council and say we like Hewlett Packard because they fit our needs? I don't understand.

Mr. Holmes replied we've waived the low bid based on poor performance and things of that nature. But to the best of my knowledge, we've never had a signed agreement with an outfit to provide a service, and then while that lease was still active in that company's mind, gone out to bid to get proposals from other companies. If the Town is getting invoices from Hewlett Packard to pay the bill, what incentive is there for us to say okay we're going to give it to someone else. What do you do with all these bills coming in from Hewlett Packard?

Mrs. Papale stated well there has to be some wonderful reason why they thought Hewlett Packard was the only computer they could have used.

Mr. Holmes replied in my opinion initially it could have been the best system available to them, but after they signed the lease it was a done deal and all this bidding was just a mirage.

Mr. Zandri stated the bidding was not a mirage. The bidding was forced on them by this Council. They went out and purchased this knowing about the federal tax number and then because the Council denied them the waiver of bid they had to go out to bid. That's the reason they went out to bid. If it wasn't for that federal tax number being denied they wouldn't have had to go out to bid.

Mr. Parisi asked why did they say they had proposals from three companies?

Mr. Zandri replied because prior to going with the lease with Hewlett Packard they did their research on the type of computer system that they felt best suited their needs. They purchased that with the assumption they could use the federal tax number. They were then notified by the Purchasing Department that they could not use the federal tax number and could not continue with what they had already started.

Mr. Parisi asked why didn't they just send it back? When this transpired it wasn't even set up. It was sitting there in cartons.

Mr. Zandri replied at that point, it is my understanding, they went to the Purchasing Agent and the Mayor as to what their next step should be. It was their recommendation for them to come to the Council and ask for a waiver of bid. And that was exactly what was stated the night they came for the waiver of bid.

Mr. Holmes asked when they came in for the waiver of bid did they tell you they had the computer in the office? I went down to the Board of Education the next day and Nelson Kari was in the conference room with flip charts giving a training session on this system—the same system they told us "oh this is what we like best". They had it in the office, wired up, and were using it. They came before us and lied, outright lied. I do not accept that.

Mr. Zandri replied I disagree. They did not lie. They did not say the equipment was there, but the Purchasing Agent and the Mayor were aware of it. Why wasn't it brought out to us that night by them?

Mr. Parisi stated you're up in May Geno. What about back in January and February when all the requests for trips and things were being granted? How could anyone say they didn't know. If one of your employees asks for an approval of a request to go to school or California, don't you ask why and where they are going? Wouldn't you want to know they're going to California to train on a computer that they could have trained on right in the FIP Industrial Park in Wallingford and later on in Glastonbury or Andover, Massachusetts. Why did they go to Texas and California? I want to know these things and I'm tired of being treated as if we're fabricating this information. This information is documented in all these books.

Mr. Zandri stated the sequence of events that took place is important as well.

Conclusion 38

Mr. Parisi stated when Infopoint recommended that Hewlett Packard is in fact the winner of the bid, Hewlett Packard issued a credit for the three month lease payments which demonstrates that they still thought they had a deal. I don't know why they would still be billing the Town of Wallingford.

Finding 39

Mr. Parisi stated when I asked an employee at Hewlett Packard in the Records Division is this new equipment, she said no this is the same equipment. All we did was transfer the serial numbers to the new lease. This employee followed her statement up in writing.

Conclusion 41

Mr. Parisi stated the bid was awarded as a lump sum. When the lease was signed it violated the bidding because the bid was for a lump sum purchase of approximately \$140,000. The Purchasing Agent, at that time in a discussion with me, had no knowledge of a lease being signed.

Board of Education and Bartering

Mr. Parisi stated the procedures are very specific in the Purchasing Ordinance. The documents in the back of this report show a bill from Computer Land, Arlo's Office Products and MGD Graphics.

Mr. Holmes stated I'd like to explain this further. The Board of Education had surplus equipment and they put it out to bid. The highest bidder was MGD Graphics for \$5,500. Instead of the money coming back to the General Fund, per Charter, they told them they wanted a microwave, computer, furniture and a few other items. MGD Graphics went out and purchased these and gave them to the Board of Education. This totally bypasses the budgetary requirements; we have no control or knowledge of what's going in and what's going out on the

inventory. According to MGD Graphics, this has been done on a number of occasions. This is the only incidence we were able to document at this point in time. There are no procedures for this type of activity.

Recommendations

Mr. Parisi stated the recommended disposition of this matter is that it be referred to the Board of Ethics and the Wallingford Police Department for the strongest action appropriate to protect the taxpayers of Wallingford. The Committee further recommends that Mr. Robert Nicoletti, Superintendent of Schools, and Mr. Nelson Kari, Business Manager, be removed as per the Town Charter, Section 7.

Closing Statements

Mr. Bradley stated I would like to take this opportunity to thank all that were involved in this investigation. The hours were long and the amount of work and research was a major challenge to say the least. I would like to talk about another serious matter that parallels our final report. That matter is ethics. What is ethics? Webster defines ethic as the discipline dealing with what is good and bad and with moral duty and obligation; a set of moral principles or values; the principles of conduct governing an individual or a group. Over the past several months ethics has become a major issue and concern within our country. We have listened to the hearings on the Oliver North/Iran Contra scandal, we have listened to the Senate rejection of John Tower as Defense Secretary, and most recently James Wright resigning as House Speaker. Last Thursday evening ABC News presented "The Burning Question" which addressed ethical standards in government, business and sports. It was a sad commentary to report that lying, cheating, and stealing has become a normal way of life for some. And I stress the words some. It is most discouraging to put government, business and sports under the microscope for examination only to find a decline of traditional ethic standards. The erosion of ethical standards is like a cancer eating away at the body. It takes time to inflict us and when exposed it strikes an awesome personal blow on one's self, loved ones, and society in general. No one wins. One of the major losses is the further erosion of ethical standards within our society. When House Speaker James Wright stated he has done no wrong, I believe that he was thoroughly convinced he had done no wrong. I say this mainly from the stand point that wrong doing over a period of time becomes an acceptable unwritten standard, especially when no one challenges it. This brings us to the Town of Wallingford with two major ethical matters of it's own: the Board of Education computer purchase before us this evening and the Board of Education Al Cei matter. These are two matters that some would wish to ignore. But to those that would prefer this, I can assure you it will not happen. It will not be ignored. It was not now, nor has it ever been, the intent of this committee to parse words, nor to split hairs with it's critics. This Committee has acted in a professional manner and has always kept the well-being of the Town in mind. I can assure you, my fellow colleagues and taxpayers of this Town, the time has come to talk about confidence and integrity in government. If some administrators don't respect the laws and ordinances of this Town, then who will. We will--this legislative body, our Mayor and our Board of Ethics. If legislators do not respect the rule of law, then who will?

Mr. Holmes stated first of all I would like to thank the members of the Committee for their diligent, hard work. I'd like to thank the Town Council for their patience with the Committee in presenting this report. I know we've had some delays and I appreciate your consideration. This was personally painful to go through all this information, compile it, and make allegations of impropriety. We'd like to think of ourselves as a small town and Wallingford as a good town. And when things of this nature come to the surface it's very sad. This is not about education, this is not an issue about teachers' salaries. It's an issue about people sitting across from us and not telling the truth, trying to mislead the Council and, in fact, trying to mislead the people of Wallingford. It's not a pleasant chore to put together a report like this and sit down and go through it. This is not a good day for the Town of Wallingford. As Ed brought up, the ethical standards of this Town must be raised. They must be raised in many areas, including the many FOI complaints that go on that are charged against the various departments in the town. We have to conduct our business out in the open. We're part time legislators who hold full time jobs and it's not easy to always get to the bottom of a story. We make decisions that are not particularly pleasing to everyone, but we make the decisions. It's a painful process, but sometimes tough decisions have to be made. This was a tough decision. In closing I'm hoping that from now on we can elevate ourselves to a higher ethical standard where we can make the citizens of Wallingford once again have confidence in the elected officials of this community. That's what I'm striving for and that's what I hope we can accomplish in the coming years.

Mr. Parisi stated I believe we have demonstrated that this computer was not in fact bid initially and when it did go out to bid it was not done properly. The objective here is that the Town of Wallingford and it's people be represented in a business like manner with all of our rules and regulations followed by every Town employee and Town official. The rules are for everyone and we are all obligated by our oath of office and moral responsibility to enforce them. We cannot and must not allow ourselves to fall into that time worn track that says it wasn't covered and we can't do anything about it. We must send a clear message to everyone within our Town and to those on the outside, that we will not tolerate dishonest acts and we will not allow anyone to violate the trust placed on elected and appointed officials by the taxpayers. I have faith in your moral and ethical standards to make the difficult decision to accept this report with its recommendations and as a representative of all the taxpayers and of this Committee, I ask that you do just that.

Mr. Adams stated usually it's difficult to have unanimous support on just about anything. On the last page it states the Committee further recommends Mr. Nicoletti and Mr. Kari be removed from their positions. Let that read a majority of the committee. With all this talk about ethics in our democratic society I find it ironic that a group is finding someone guilty of charges without ever speaking to them. I still believe that people are innocent until proven guilty and that type of accusation and sentencing is for the courts not for a legislative branch of government. I'm not saying there weren't improper procedures that were followed by these people. They admitted this to themselves. But from all the paperwork I have gone through, much of which was the same I saw four months ago, I find it very difficult to really find criminal intent of these people for wrongdoing. Again, I see no personal gain as far as they are concerned. I also wonder about some of the comments here in the

beginning. I have heard other comments that would make some people question the first statement "This Majority Summary Report is completely backed up and supported by written documents. There is no hearsay or personal feelings or opinions made or offered." I disagree with that tremendously. I also take exception to some of the procedures that were used in which we were discussing the performance and evaluation of personnel in our government and community without notification of their names being brought up. Usually, I was under the impression that when something like this took place, they would have at least a chance to say whether it should be brought out in the open or discussed in private. I feel that many of the things in here are interpretive in one way. Again I am offering a minority report in which I don't agree with the majority of the committee simply because I am still not convinced in any way that there was any intent for wrongdoing. Procedures may certainly be improved and some of the recommendations, as far as accountability is concerned, I agree with. But again we're talking about ethics and moral principles and we're talking about people whose jobs are on the line. I think they should be given the opportunity to respond before they are hung out to dry.

Mr. Zandri asked in your investigation was there any evidence of any personal gain by any of the individuals involved?

Mr. Parisi replied to the best of my knowledge at this time I cannot say there was any evidence of any personal gain.

Mr. Bradley stated I just want to point out one thing. This report deals with the simple side in violations of the Town Charter and Purchasing Ordinances. It does not deal with the criminal side or any criminal wrongdoing.

Mayor Dickinson stated for the record, it won't surprise you, I disagree with Finding 16. I do not find any supporting documentation in the investigatory report. Reference was made to others not being available. I have been available, I testified to the Committee, and I dealt with that subject. This appears to be an interpretation that was not in conformity with what I stated to the Committee or any other information they would have available to them.

Mr. Solinsky asked were there any documents on this GSA number? Did any of the leases or training documents have this number on it?

Mr. Parisi replied nothing comes to my mind immediately, however, there is a newspaper article where someone contacted the government which said it was totally out of the question. As far as leases or training documents, none had the number as far as I saw.

Mr. Solinsky asked where did the equipment come from? I understand it didn't come from Infopoint yet they are a distributor.

Mr. Parisi replied the equipment came from Hewlett Packard. They have many offices. Their home base is Palo Alto, California. Infopoint is a distributor and they served as a consultant. I don't know where the equipment came from originally.

Mr. Solinsky asked on the agreement for \$140,000, could you explain a little bit on the equipment and lease?

Mr. Parisi replied we were not shown the price for Pertaine software which was \$36,500 and we were also not told about the interest charge for the five year lease which was approximately \$28,500. When you add these things up it comes to \$160,000 not \$130,000. Pertaine software and Hewlett Packard become one in the purchase arrangement and then that is sold to a marketing arm of Hewlett Packard so Hewlett Packard doesn't have anything to do with it anymore and Pertaine has really nothing to do with it other than it's obligation to supply the maintenance and whatever training is involved with the software products. When the waiver of bid was refused, Hewlett Packard marketing arm is there with a computer on their hands. They're just a sales organization, basically a bill collector, handling all the paperwork. I spoke to the Vice President of Hewlett Packard. He said I'll talk to you once and never talk to you again. He said you're on the wrong team, I'm trying to sell a computer. He said I will tell you that this will be resolved. What they did was a paper transfer—took it off one set of books, put it on another, and put it out to bid again.

Mr. Solinsky asked so these payments each month of \$2,700 will continue for 5 years?

Mr. Parisi replied yes.

Tom Murphy, 1 Grandview Court, stated I'm a member of the Board of Education and former Business Manager. STC is not a representative of Wang. At the time they were hired there were approximately 5 companies who were software people recommended by Wang. The Finance Committee picked one of the three. STC was picked, but it was not totally a Wang company as stated.

Mr. Parisi replied I thought I said that STC was the consultant of record and they dealt with Wang computers. I did not mean to imply that they were illegally brought on board.

Mr. Murphy stated back to Mr. Holmes statement, I was a little upset he brought my name up. I was the Business Manager at that time, but we did come before the Council to get approval and we didn't buy it because prior to that computer purchase we had a meeting with Attorney McManus, the Mayor and Frank Soldan. The idea was to find out where was the fine line between education and non-educational purchasing. After approximately three hours nothing was decided because you can draw that line and waive it around everything. Back in those days you bought software first and then found a computer that was compatible. We were paying approximately \$46,000 a year for the scheduling and report cards to an outfit in North Haven. We were able to buy that computer and in turn were able to produce scheduling in one hour after a child transferred from another town. I will defend that purchase and it was finally approved by the Council. You sometimes have to find the means to meet your needs. How much of a budget was put forth by the Council for this Committee?

Mr. Parisi replied I believe it was less than \$900 which was for transcription of minutes. That much has been expended and the rest came out of my pocket.

Mr. Murphy stated I've heard a lot about ethics tonight. Why did a member of the Committee have a relative act as consultant to the Committee?

Mr. Parisi replied I hired him personally out of my pocket. He was not a member of the Committee.

Vincent Avallone, 1 Ashford Court, stated it was mentioned that not all the equipment had been received. Can those modems still be delivered? Has that been looked into?

Mr. Holmes replied as far as I know that situation is still up in the air.

Mr. Bradley stated the final Bid No. 88-16 had a requested installation date of July 1, 1988.

Mr. Avallone stated this is not against the Mayor, but I'm just trying to get at the thought process of the Committee as to their recommendations. I think it was stated the Mayor had responsibility in this particular matter also. Why aren't you asking the Mayor to step down? I'm not suggesting that that happen, I'm just trying to follow the thought process of the Committee.

Mr. Holmes replied this was based upon the Charter as far as obligating the Town for an expense.

Mr. Avallone asked if the Mayor was aware of those things as you stated and he has the responsibility to see to it that the department heads follow through and abide by the Charter, and if he knew something was wrong and didn't do anything about it, wouldn't that make him just as culpable?

Mr. Holmes replied he made the statement a little while ago that he vigorously disagrees with that finding. He did not make an obligation on behalf of the Town.

Mr. Avallone stated but he has the ultimate responsibility. If he is aware that something was done improperly and against the Charter, and you're recommending that those people lose their jobs, how does it not follow that someone higher up not lose their job.

Mr. Parisi replied there were many times during this where many Town officials did not have the whole story. I do not believe the Mayor had the whole story as did some of the other officials in Town, including this Council.

Mr. Avallone stated I think that some things were procedurally done improperly, but I really don't think this was an unobjective finding. I don't think this investigation was done as professionally as it should have been done. One of the things I point to is that I'm really disturbed with one comment in there that refers to Mr. Nicoletti as maybe this is what he thought. I don't think it's the Committee's job to think what someone else was thinking and come to those types of conclusions. If you really believe those people should lose their jobs, then I think you have to come to the conclusion that you can ask for the same with regard to the Mayor.

Mr. Parisi replied as far as our professionalism, we are not professionals. We're lay people that took on a job, a very distasteful job, and did it to the best of our ability. If you can find one thing wrong out of 41 findings, and

you're a professional person, I take that as a compliment not a criticism. As far as calling for the Mayor's resignation, I don't quite frankly see that in the magnitude of that finding.

George Bozzi, 17 Bayberry Lane, stated regarding the minority report, I believe he said he found no criminal intent of wrongdoing. Is it the minority report's finding that there was wrongdoing?

Mr. Adams replied I simply said I did not find any intent of wrong doing. There were procedural things that were done wrong and those things were corrected. But as far as wrong doing is concerned, I did not see prove of that at all.

Mr. Bozzi asked what would be the minority report's recommendation as to what should be done?

Mr. Adams replied my position has not changed at all from the very beginning when the investigation began. Right after the Committee was formed, one of the members went to the Police Department and that brought about an investigation regarding criminal wrongdoing. Because of that there were two things going on at once and it made it very difficult for the people being accused, upon advice of counsel, to come up and speak to the charges. As a result, I've always been on record as saying these people should have a right to answer the accusations. I think their side should be heard first and then when all the evidence is in a decision should be made.

Mr. Bozzi stated those people are not here because they chose not to be, regardless of the advice they received from their lawyers.

Joe Ferrara, 185 South Main Street, stated I was at the Hewlett Packard building in January and we saw the computer and we were told at that time that we could use the federal tax number. We were also told, I believe, by the Purchasing Agent of the Town that the number was a valid number. So I can swear to hearing that number from the Hewlett Packard people. You're calling for the firing of two people, what about the Purchasing Agent who is all through this report as much as the other two people?

Mr. Parisi replied I believe the majority felt there were two individuals who were primarily responsible for the events as they took place. I also believe, from discussions I had, the Purchasing Agent was not always appraised of the situation as it existed. I mentioned to him that the award was a total lump sum award and I had proof that a lease arrangement had been signed. This was in total violation of the bid and should have made the bid null and void. He said to me he had no knowledge of that and as far as he was concerned it was a lump sum award.

Mr. Ferrara stated then all the other points as far as you're concerned are thrown out the window. You mentioned his name in at least 20 of the 42 points that he was involved and he knew, but yet his resignation isn't called for. I don't understand. You're basing it only on that one point.

Mr. Holmes stated he issues many purchase orders at the request of the department heads.

Mr. Ferrara replied he's the one that opens the bids.

Mr. Holmes stated his name was mentioned many times as Nicoletti/Dunleavy/Kari issued purchase order. The purchase order originates from the person who wants the service or equipment.

Mr. Parisi replied the bid is opened by the Purchasing Department and forwarded to the department that requested the bid. They determine which vendor, as I understand it, they're going to accept. He is supposedly making sure everyone is in conformance.

Mr. Ferrara asked does he not remember giving us the GSA number and saying that was a good number?

Mr. Parisi replied I can't answer that right this minute. I don't remember.

Mr. Holmes stated going back to what Mr. Murphy said, I didn't mean to imply anything about Mr. Murphy when I made that comment about the previous minutes.

Tom Murphy stated unless the purchasing has changed, the method was that with any non-educational item the specifications would be drawn by the Board of Education, sent to Mr. Dunleavy with possible bidders and for him to add other bidders to it. He would then publicize it in the paper and call for opening of the bids two weeks later. The bids would be opened in the old Town Council chambers. He would then send down the list of the bidders with the specifications and so forth with a recommendation to the department head. They would send back a small yellow sheet known as a purchase order requisition. The Purchasing Department would then issue the final purchase order.

Mr. Parisi stated we have a memograph that states, and I may not be exact, that the bids were in fact opened and forward to Mr. Kari. Then we have a letter from Infopoint stating that they found Datacom in non-compliance with the bids and recommended the award of the bid to Hewlett Packard. This was sent to Mr. Dunleavy.

Mr. Murphy stated regarding this federal number. A few years ago I was the one that called the State of Connecticut Purchasing Office in Middletown. It was agreed with Mr. Dunleavy that the Town has picked up a great deal by using the state and federal bids with the ability to use that bid without the Town having to go through the cost of advertising. Mr. Dunleavy has always accepted that through the years. There's also a specification built into the State bid that if the following year there is no money to cover that item in the next year's budget it returns back to the vendor.

Mr. Parisi replied a federal GSA number is no guarantee that the price is the lowest price available on the market. All it is is a registering of a price by that company that states they will in fact sell that product for that price. It does not mean you cannot buy that item cheaper on the open market.

Mr. Murphy stated I'm going back to state purchasing, not federal. This was accepted by Mr. Dunleavy feeling that they did all the work so why should we repeat ourselves.

John Ludovico, 53 Allison Avenue, stated I think we as the taxpayers owe it to you to give you a statement. As a representative of the newly formed organization known as WATCHDOG (Wallingford Association to Cultivate Honesty in Departments of Government), I would like to thank the members of the Committee for the time and effort they dedicated to preparing this report. As a group representing the citizens and taxpayers of Wallingford, our hope and desire is to bring a return of honesty and respectability to all departments of government. Let this Council meeting serve as notice to all officials, elected and appointed, the residents of the Town of Wallingford, in placing their public trust in your hands, expect and demand nothing less than truthfulness and the faithful execution of your duties according to the laws and charters of this Town. While it is once again disappointing to see any possible violations of public trust by Town officials and or employees, it is also encouraging to see the wheels of justice begin to turn and allow the system to restore order. In the coming months we hope to service the consciousness of the Town. If the system lacks the adequate checks and balances to assure the accountability by all departments and boards, we hope to serve as the platform to bring about the reforms necessary to provide responsible representative government. We want to thank the Council for the opportunity to express our feelings and also we want to extend a special thank you to Councilman Parisi who, against overwhelming criticism when this began, persevered with this investigation. This initiative and dedication Mr. Parisi has demonstrated should serve as an example to all officials. We also respectfully recommend to the Council that Councilman Parisi is due nothing less than a public apology for the unwarranted criticism he was subjected to. If we are to be reminded of one thing, let it be that honesty is everyone's business, especially our Town officials.

Mrs. Papale stated I thank the Committee for the time and effort that went into this investigation. Although the four gentlemen did not agree, they did sit down together. Reading this has really given us an insight into the problems that can occur in different departments. I do have a few problems as far as the recommendations are concerned. As far as the purchasing practices, inventory control, internal auditors, etc., I think this is something the Board of Education should really have to follow. This is very important and I really think there will be changes made. But I don't feel comfortable asking for someone's resignation. My problem is I'm reading this and I don't have anyone else to question. The Mayor mentioned the interpretation on Finding 16 that involved him was not true. I heard Mr. Murphy say different interpretations of the document he was aware of were not true. It's very difficult for me to recommend someone lose their job when I cannot sit down with them. I wish there was someway they could be here, but their lawyer said no. I usually go by the recommendation of my lawyer also. In Executive Session our lawyers reminded us of the serious exposure we had in this document and also that there is a court case with Datacom taking the Town of Wallingford, the Board of Education, Dr. Nicoletti, Mr. Kari and Mr. Dunleavy to court. Our attorneys felt it appropriate, when litigation is pending, to come into Executive Session to explain to us why they felt it would not be in the best interest of the Town if the Council voted to approve this Committee's recommendations. I really feel there are different interpretations here and it would be really difficult for me to recommend the firing of two Town people. I don't feel it would be my place to do that.

Mr. Solinsky stated personally I'd like to hear the other side. I appreciate all the work that was done, but I think it would be premature to vote to fire the two individuals.

Mr. Parisi stated I am prepared to vote on what I recommended and I think the members of the Committee are, both for and against.

Mr. Solinsky stated just like on Finding 16, the Mayor disputes that. The other people can dispute the other Findings and I think that would be important to get out.

Mr. Parisi stated I commend the Mayor for at least being here to dispute it. Why aren't the other people here to dispute? They haven't been here for 14 months or whatever it's been. But boy they've been in the newspaper every day. It's funny that counsel doesn't allow statements in person but it allows them in the press. I think statements in the paper are evidence too. As I understand it, reporters have to save their notes. So what are we talking about "being here".

Mr. Bradley stated three members of this committee, a majority, made three motions and three motions were passed. The first was to accept the report as presented. The second was to forward the report to the Board of Ethics. The third was to forward the report to the Wallingford Police Department for whatever action they deem necessary. I don't know where the Committee now sits as far as our passage on those three motions. And now after almost a year's work, this entire legislative body could indeed vote this report down and not go anywhere. I have a hard time accepting that.

Mrs. Papale asked when this Committee was given their work by the Council was it to investigate the computer purchase and purchasing practices of the Board of Education?

Mr. Parisi replied yes.

Mrs. Papale asked were you asked to go to the Board of Ethics or do we have to give you an okay for that? Were you asked to go to the Police Department or do we have to give you an okay on that?

Mr. Parisi replied I went to the Police Department and I was severely reprimanded.

Mayor Dickinson stated there is no reason the report can't be handed over to the Ethics Board or the Police Department. I don't see any problem with that proceeding from this or any other occasion.

Mrs. Papale stated if it's handed over to the Board of Ethics, the Board of Education will have to come in and talk or give their side.

Mayor Dickinson replied that's a procedure you won't have to worry about and that will go through a whole other series of events. But there's no reason the report can't go on to the Police Department or Board of Ethics. Even if you

don't vote the report can be passed on obviously by any individual member, but certainly the Council could say we want the report to be taken up by the Police Department and Board of Ethics for any appropriate action.

Motion was made by Mr. Parisi to authorize the Committee to forward the report to the Police Department and Board of Ethics, seconded by Mr. Holmes.

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

Mr. Holmes stated I think it should be noted for the record that the Council has received the report.

Motion to adjourn was made by Mr. Adams, seconded by Mr. Parisi.

VOTE: Unanimous ayes; motion duly carried.

Meeting adjourned at 11:15 p.m.

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

Approved:

Albert E. Killen, Chairman

Date

Kathryn J. Wall, Town Clerk

Date



Town of Wallingford, Connecticut

MARK-ANTHONY VANCE WILSON
RISK MANAGER

TOWN HALL
WALLINGFORD, CONNECTICUT 06492
TELEPHONE (203) 294-2130

June 6, 1989

The Honorable William W. Dickinson, Jr.
Office of the Mayor
Wallingford, CT 06492

Dear Mayor Dickinson:

I am requesting a transfer of \$38,000 from various accounts as listed, and those to be designated by the comptroller, to be credited to the self insurance worker compensation account #001-8040-800-8350.

From	Acct Title	Acct #
8,000	Personal Computer & prog.	001-1620-999-9902
2,000	Self-Ins Deductible	001-8040-800-8270
6,000	Police Hypertension	001-8040-800-8400
3,000	Fire Hypertension	001-8040-800-8410
19,000	Contingency Reserve	001-8050-800-3190

The transfer will be used to pay approximately \$43,000 in outstanding medical bills.

The recap of this account is as follows:

Balance as of 5/31/89	\$14,203.77
Indemnity payments owed thru 6/30 (seven recipients)	-9,200.00
Outstanding medical bills	<u>-43,000.00</u>
Balance	-37,996.23
Anticipated transfer funds	<u>38,000.00</u>
Net balance	3.77

I would appreciate it if you would approve this request and forward it to the town council for their consideration.

Sincerely,

M.A. Wilson
Risk Manager

cc: Stan Seadale
File

DRAFT

TOWN OF WALLINGFORD
ENVIRONMENTAL PLANNER

General Statement of Duties - Reviews all plans and proposals relating to Inland Wetlands and coordinates the review of same with other Town Departments. Responds to citizens inquiries pertaining to Inland Wetlands. Regularly visits sites to verify compliance with Inland Wetlands permits and Inland Wetlands and sedimentation and erosion regulations. Attends all Inland Wetland Commission meetings and may act as liaison to other commissions and groups as may be required. Responsible for records, reports, legal notices, and correspondence of Inland Wetland Commission. Works with Town Departments, Department of Environmental Protection, Soil Conservation Service, and various related agencies as necessary. Performs related duties as required.

Supervision Received - Reports to the Inland Wetlands Commission and the Conservation Commission for policy guidelines. Operations will be based in the office of the Town Planner for purposes of secretarial assistance, accessibility, and record keeping.

Supervision Exercised - None.

Required Qualifications - Knowledge of Environmental Science and principles of planning and zoning. Knowledge of use, control and functions of wetlands. Ability to read and interpret plans and maps. Ability to deal successfully with contractors, developers, and the general public in the interpretation and enforcement of Inland Wetlands regulations and other related regulations. Ability to study and analyze technical and statistical information. Ability to prepare reports.

Experience and Training - Bachelor's Degree in Environmental Science, Planning or related field or in lieu thereof, graduation from high school and four years experience in Inland Wetlands administration or an equivalent combination of experience and training.

TOWN OF WALLINGFORD
45 South Main St.
Wallingford, CT 06492

Philip J. Hamel, Jr.
Resource Recovery Project Coordinator
(203) 294-2061

May 31, 1989

Mayor William W. Dickinson, Jr.
45 South Main St.
Wallingford, CT 06492

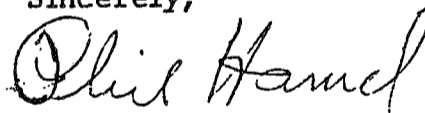
Dear Mayor Dickinson,

Enclosed are a contract between the Town of Wallingford and CRRA for the period of July 1, 1989 to June 30, 1990, and a resolution for the Town Council authorizing you to sign the contract. The contract is for the grant under which I am employed.

As you know, under the grant I perform various duties including working as liaison between the municipalities served by the Wallingford resource recovery project and CRRA; dealing with hauler and resident problems; working with businesses to help them recycle and control their waste generation; providing information for various municipal officials; working with CRRA to secure the services of a plant operator; providing staff for the policy board; giving plant tours; and assisting municipalities with problems and contract compliance. A general description of services performed under the contract is provided in Exhibit A, Scope Of Services, which is attached to the contract.

I would appreciate it if you would ask the Town Council to consider the enclosed resolution at its next meeting.

Sincerely,


Philip J. Hamel, Jr.

cc: Bob Wright, CRRA

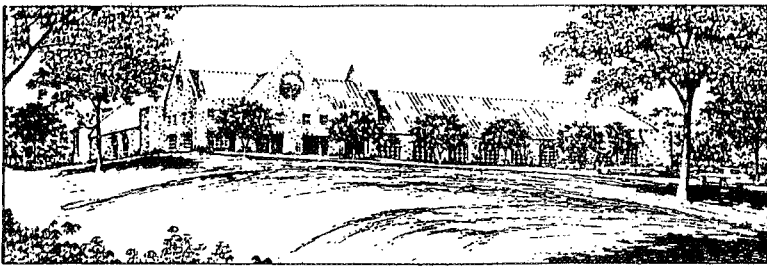
RESOLUTION AUTHORIZING MAYOR TO SIGN CONTRACT
AND LOAN AGREEMENT WITH
CONNECTICUT RESOURCES RECOVERY AUTHORITY

RESOLVED:

1. That the Mayor of the Town of Wallingford is hereby authorized and directed to execute the Contract for Services between the Connecticut Resources Recovery Authority and the Town of Wallingford dated July 1, 1989 which outlines the conditions under which the Connecticut Resources Recovery Authority will provide funding to the Town of Wallingford during Fiscal Year 1989-90.

2. That the Comptroller of the Town of Wallingford is hereby authorized and directed to establish a separate checking account for purposes of such grant.

dd



**Boys and Girls Club of Wallingford
Community Center
Silver Anniversary
Capital Campaign**

May 22, 1989

Bert Killen
Chairman Wallingford
Town Council
Town Hall
Wallingford, CT 06492

Dear Mr. Killen,

The Boys and Girls Club of Wallingford, Inc. is formally requesting that the Town Council form a committee to address the acquisition of Town land by the Club.

The Boys and Girls Club would appreciate it if this could be accomplished as soon as possible to expedite the process. I will take the liberty of thanking you and the Council now for your cooperation in this matter.

Sincerely yours,

Andrew J. Wagner
Andrew J. Wagner
President

AJW/dfc

**HONORARY
CHAIRMAN**

John A. Shulga
Chairman of the Board (Retired)
The Napier Co.

**HONORARY
CHAIRMAN**

Ferdinand A. Valenti, Jr.
President
Valenti Chevrolet Co.

**GENERAL
CHAIRMAN**

Walter E. Kowalski
President
Kowalski Co. Realtors

**GENERAL
CHAIRMAN**

Fred C. Ulbrich, Jr.
Chairman of the Board
and CEO
Ulbrich Steel Co.

237 HALL AVENUE
WALLINGFORD, CT 06492
269-8288
284-2034

WALLINGFORD CONSERVATION COMMISSION

June 13, 1989

Dear Town Council Members:

It has just recently come to our attention at our Commission meeting of June 12th that the Moran knoll is under consideration for possible use by a private concern.

The Wallingford Conservation Commission, as the Town Council appointed steward of a large percentage of the Town's open space, wishes to emphasize the importance of the largest parcel of open space land on this side of Town and its retention as open space.

In fact, this is recognized officially as open space land and appears on a list of Wallingford open space property.

The Conservation Commission supports the efforts and concerns of the administration in its acquisition and preservation of open spaces and encourages Town Council to continue to hold their recognition of such important open space land for all townspeople.

Respectfully,

The Wallingford Conservation
Commission

John W. Lathrop
Commissioner