

ADDENDUM

TOWN COUNCIL MEETING AGENDA

SEPTEMBER 12, 1989

31. Establish new account 592A
  
32. Consider and approve transfer of \$200,000 from Retained Earnings into account 592A

\* \* PLEASE NOTE THE MEETING WILL BEGIN AT 7:00 P.M. \* \*

TOWN COUNCIL MEETING AGENDA

SEPTEMBER 12, 1989

7:00 p.m.

1. Roll Call and Pledge of Allegiance.
2. Adopt Resolution Extending Condolences to Family of Thomas Killen.
3. Consider and Approve Appropriation of \$1,500 to PUC Expenses - Department of Public Utilities.
4. Consider and Approve Transfer of \$22,900 to Property Insurance - Sewer Division.
5. Consider and Approve Transfer of \$5,300 to Property Insurance - Water Division.
6. Consider and Approve Transfer of \$2,500 to Utilities and \$500 to Maintenance of Building - Public Works.
7. Consider and Approve Transfer of \$352 to Brush Cutting Attachment - Public Works.
8. Consider and Approve Transfer of \$311 to Championship Awards - Mayor's Office.
9. Consider and Approve Transfer for Supplemental Funds to Purchase Rescue Pumps - Fire Department (Backup material will be sent separately).
10. Consider and Approve Waiver of Bid and Transfer for Repairs to the Dog Pound - Dog Warden.
11. Consider and Approve Transfers Necessary to Adjust 1988-1989 Budget for:

Electric Division	Police Department
Water-Sewer Division	Fire Department
Committee on Aging	Town Attorney
Personnel Department	
12. Consider and Approve Mayor's Council on Substance Abuse Prevention Budget for 1989-1990 - Youth Service Bureau.
13. PUBLIC QUESTION AND ANSWER PERIOD - 7:30 p.m.
14. PUBLIC HEARING to Consider Petition Designating East Main Street from Old Durham Road to Grieb Road as a Scenic Road - 7:45 p.m.
15. PUBLIC HEARING to Consider an Ordinance Amending an Ordinance Appropriating \$340,000 for the Public School Roof Reconstruction Project - 8:00 p.m.
16. Set Public Hearing - Requested by Councilman Bradley.
17. Authorize Executive Secretary Position - Electric Division.

18. Authorize Mayor to Sign Lease Regarding Department of Mental Retardation Region No. 5's Leasing of Mark T. Sheehan's Classroom No. 113 for Educational Purposes - Board of Education.
19. Consider and Approve Resolutions Regarding the State Grant for the Annual Budget of the Wallingford Community Day Care Center, Inc.
20. Consider and Approve Award to Other Than Low Bidder on Reconstruction of North Airline Road Project - Phase II.
21. Review Proposals for Appraisals of Open Space Properties and Award Proposal - Program Planner.
22. Discussion on Noise Generated by Resource Recovery Plant.
23. Distribution of Municipal Contract Changes as a Result of Ogden Martin Contract and Set Date for Separate Meeting.
24. Consider Tabled Resolution Rescinding Previous Trash Disposal Fee Schedule and Establish New Fee Schedule for the Town.
25. Consider Waiver of Bid to Hire an Attorney to Represent Planning & Zoning in CRRRA Lawsuit - Town Attorney.
26. Final Report from the Historic District Study Committee.
27. Discussion Regarding Charter Revision Commission Providing for Referendum on Resolutions and Its Impact on Resolutions Establishing Budgets and Transferring Money - Requested by Mayor Dickinson.
28. Consider Transit Authority Vacancies.
29. Consider and Approve Tabled Minutes of July 25, 1989.
30. Consider and Approve Town Council Minutes of August 8, August 24 and September 5, 1989.

TOWN COUNCIL MEETING SUMMARY

SEPTEMBER 12, 1989

	<u>Page</u>
Moment of Silence for Geno J. Zandri, Sr.	1
CONSENT AGENDA: Items 3, 4, 5, 7, 8, 12, 25, 29 and 30	1-2
Adopted Resolution Extending Condolences to the Family of Thomas Killen	2
Approved Transfer of \$3,000 to Provide Funds to Maintain Chapel Street Fire Station - Public Works	2
Approved Transfer of \$9,990 to Provide Additional Funds to Purchase Rescue Pumper for East Wall. Fire Station - Fire Dept.	2-3
Approved Transfer of \$9,990 to Provide Additional Funds to Purchase Rescue Pumper for Yalesville Fire Station - Fire Dept.	3
Approved Waiver of Bid for Repairs at Dog Pound - Dog Warden	3
Approved Transfer of \$6,123 to Provide Funds for Repairs at Dog Pound - Dog Warden	3
Public Question and Answer Period	3
Public Hearing to Consider a Petition Designating East Main Street from Old Durham Road to Grieb Road as a Scenic Road	4-6
Approved an Ordinance Amending an Ordinance Appropriating \$340,000 for the Public School Roof Reconstruction Project	6
Approved Transfers to Adjust 1988-89 Budget for the Electric Division, Water-Sewer Division, Committee on Aging, Personnel Department and Fire Department	6
Approved Budget Amendment of \$70,460 to Adjust 1988-89 Budget - Police Department	7
Approved Transfer of \$20,041 to Adjust the 1988-89 Budget - Town Attorney's Office	7
Set Public Hearing Date of September 26 at 7:45 p.m. to Consider an Ordinance to Simplify Solid Waste Management by Requiring Certain Uniform Packaging Practices Within the Town of Wallingford	7
Approved Executive Secretary Position and Transfer of Monies - Electric Division	7-8

	<u>Page</u>
Established New Account No. 592A, Substation Disaster - Electric Division	9
Approved Budget Amendment of \$200,000 to Provide Funds for Substation Repair - Electric Division	10
Discussed Noise Generated by Resource Recovery Plant	10-12
Authorized Mayor to Sign Lease Regarding DMR Region No. 5's Leasing of Sheehan Classroom 113	13
Approved Resolutions Regarding State Grant for the Annual Budget of Wallingford Day Care Center	13
Denied Award of Contract to Other Than Low Bidder on North Ariline Road Project - Phase II	14-17
Reviewed Proposals for Appraisals of Open Space Properties and Awarded Contract to Two Lowest Bidders, Atkins and Clark	17
Distributed Municipal Contract Changes as a Result of Ogden Martin Contract	17
Denied Discussion on Resolution Rescinding Previous Trash Disposal Fee Schedule and Establishing New Fee Schedule	17-18
Received Final Report from the Historic District Study Committee	18-19
Discussed Charter Revision Commission's Referendum on Resolutions and It's Impact	19-21
Tabled Reappointments to Transit Authority	21
Waived Rule V to Discuss Parking for Town Hall	21
Authorized Mayor to Negotiate for Parking Spaces at South Main Street Property	21
Meeting Adjourned	

TOWN COUNCIL MEETING

SEPTEMBER 12, 1989

7:00 p.m.

A regular meeting of the Wallingford Town Council was held in Council Chambers and called to order at 7:10 p.m. by Chairman Albert Killen. Answering present to the roll called by Town Clerk Kathryn J. Wall were Council Members Adams, Bradley, Doherty, Holmes, Papale, Parisi, Solinsky, Zandri and Killen. Also present were Mayor William Dickinson, Adam Mantzaris, Town Attorney and Tom Myers, Comptroller.

The Pledge of Allegiance was given to the flag.

Moment of Silence was held for Geno J. Zandri, Sr.

Motion was made by Mr. Doherty to have Items 3, 4, 5, 7, 8, 12, 25, 29 and 30 placed on the Consent Agenda to be voted upon by one unanimous vote.

ITEM 3 Consider and Approve an Appropriation of \$1,500 to Revenue-Proportionate Charges-Utility Commission Acct. No. 1070-600-6550 and Commission Expenses Acct. No. 8070-600-6010 to Correct an Error in the PUC Budget for FY 89-90.

ITEM 4 Consider and Approve a Transfer of \$22,900 from Liability Insurance Acct. No. 925-000 to Property Insurance Acct. No. 924-000 to Adjust Distribution of Funds for Insurance Premiums - Sewer Division.

ITEM 5 Consider and Approve a Transfer of \$5,300 from Liability Insurance Acct. No. 925-000 to Property Insurance Acct. No. 924-000 to Adjust Distribution of Funds for Insurance Premiums - Water Division.

ITEM 7 Consider and Approve a Transfer of \$352 from Mower w/Leaf Blower Acct. No. 001-5031-999-9913 to Brush Cutting Attachment Acct. No. 001-5031-999-9919 to Provide Additional Funds to Award the Bid - Public Works.

ITEM 8 Consider and Approve a Transfer of \$311 from Contingency Acct. No. 001-8050-800-3190 to Championship Awards Acct. No. 001-1300-600-6030 to Provide Additional Funds for Gifts to Lyman Hall Girls State Champion Softball Team.

ITEM 12 Consider and Approve the 1989-1990 Budget of the Mayor's Council on Substance Abuse Prevention - Youth Service Bureau.

ITEM 25 Consider and Approve Waiver of Bid to Hire an Attorney to Planning & Zoning in CRRA Lawsuit Regarding Meriden Landfill.

ITEM 29 Remove from the Table and Approve Town Council Meeting Minutes of July 25, 1989.

ITEM 30 Consider and Approve Town Council Meeting Minutes of August 8, August 24 and September 5, 1989.

Seconded by Mr. Holmes.

VOTE: Adams and Killen passed; all other ayes; motion duly carried.

ITEM 2 Adopt Resolution Extending Condolences to the Family of Thomas Killen. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

ITEM 6 Consider and Approve a Transfer of \$3,000 from General Public Works Wages Acct. No. 5030-100-1300; \$2,500 to Utilities Acct. No. 001-5220-200-2010 and \$500 to Maintenance of Building Acct. No. 001-5220-500-5100 to Provide Funds to Maintain Chapel Street Fire Station - Public Works. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

Mr. Zandri asked how can you know you have a surplus in the wage account this early in the year?

Steven Deak replied we promoted one of our employees and had an opening which we are just filling. In the meantime we had some savings in our labor account.

VOTE: Bradley, Parisi and Zandri voted no; all other ayes; motion duly carried.

Mr. Doherty asked why is it not more feasible to asphalt the roads rather than chipsealing every 3-4 years?

Mr. Deak replied I would prefer to pave the roads but you people have to appropriate the funds. It costs 15 times more to asphalt. We have chipsealed about 25 miles of road and this costs approximately \$250,000. To do the same with paving would cost maybe \$3 million. When you have no road base you are unable to pave the road because the road will fall apart. Some roads have no base or drainage and you would just be throwing money away when you pave the road. We would be happy to pave if we had the funds.

Mr. Doherty asked are they having problems with the stone this year?

Mr. Deak replied not any more than usual.

ITEM 9 Consider and Approve a Transfer of \$9,990 from General Fire Wages Acct. No. 2032-100-1320 to Attack/Rescue Pumper Acct. No. 2036-999-9916 to Provide Additional Funds to Purchase a Rescue Pumper for the East Wallingford Fire Station - Fire Department. Motion was made by Mrs. Papale, seconded by Mr. Holmes.

Mr. Zandri stated again my question is how can you transfer this amount of money out of a wage account this early in the year?

Jack McElfish replied we've had two retirements and the people that replace them will start off at a lower salary. It will also be about 3 months before they are replaced.

Mr. Parisi asked no one knew of these retirements prior to our budget session?

Chief McElfish replied our budget was prepared in February. We didn't know of one retirement until July 1 and the other has been eligible to retire for the past two years and just decided to retire.

Mr. Doherty asked didn't you originally look at a 1 ton truck?

Chief McElfish replied we initially were going to go with the 1 ton truck but everyone I talked to told me not to buy it. So we decided on a 2 1/2 ton truck. Although it's bigger than what we initially wanted, it will last 15 years and respond in all types of weather.

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

Motion was made by Mrs. Papale to Consider and Approve a Transfer of \$2,010 from General Fire Wages Acct. No. 2032-100-1320, \$180 from Portable Gas Generator Acct. No. 2032-999-9912, \$6,000 from Computer-Aided Dispatch Acct. No. 2034-999-9904, \$500 from Cellular Phone Acct. No. 2034-999-9903 and \$1,300 from Carpeting Acct. No. 2038-999-9907, a total of \$9,990 to Attack/Rescue Pumper Acct. No. 2039-999-9914 to Provide Additional Funds to Purchase a Rescue Pumper for the Yalesville Fire Station - Fire Department. Seconded by Mr. Adams.

Mr. Holmes stated during budget time the Computer-Aided Dispatch System seemed like a pretty hot item that the department was after. Why are you taking \$6,000 away from that account?

Chief McElfish replied we'll come back with a full recommendation this next budget year and possibly have a 2-3 year phase-in period. \$6,000 would not have allowed us to go ahead and do what we wanted to do. We're thinking of asking for additional radio frequencies and upgrading the 911 Center.

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

ITEM 10 Consider and Approve Waiver of Bid for Repairs at the Dog Pound - Dog Warden. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

Mr. Zandri asked why are the dollar amounts different on this?

Shirley Gianotti replied we're also taking \$2,000 from our Maintenance of Building account.

VOTE: Unanimous ayes; motion duly carried.

Motion was made by Mrs. Papale to Consider and Approve a Transfer of \$6,123 from Contingency-Reserve for Emergency Acct. No. 8050-800-3190 to Maintenance of Building Acct. No. 2020-500-5100 to Provide Funds for Repairs at the Dog Pound - Dog Warden. Seconded by Mr. Bradley.

VOTE: Unanimous ayes; motion duly carried.

PUBLIC QUESTION AND ANSWER PERIOD

Tim Cronin, 47 South Ridgeland Road, asked what's going to be done now that the Board of Ethics threw out the computer complaint?

Mr. Holmes replied the complaint will be resubmitted to the Board of Ethics.



ITEM 14 PUBLIC HEARING to Consider and Approve a Petition Designating East Main Street from Old Durham Road to Grieb Road as a Scenic Road. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

John Marriott, 33 Grieb Road, stated I would like to thank the Town Council for their support and for listening. Assuming you act favorably on this petition, we hope in the future that any expansion of East Main Street is presented to the residents and taxpayers prior to a repetition of the Wallingford chainsaw massacre. I endorse the petition.

Karen Mayer, 388 East Main Street, stated I was attracted to the area because it was a quiet, rural area with minimum traffic. Since the completion of Phase 2 and Phase 3 I've noticed the traffic has increased considerably because people think the road is a through street to Rt. 68 or Meriden. East Main Street is not a through street. The reconstruction has inspired drivers to travel at a faster speed. There is also a considerable amount of trash discarded along the roadside. We urge the Council to support the designation of East Main Street as a Scenic Road. Upon that designation we hope the reconstruction of East Main Street will continue, respecting however the residential nature of the area. A new foundation for the road is essential, the trees should be left undisturbed and minimum widening should occur only to accommodate storm drains to provide for proper drainage. There is no reason why road improvement, safety, environmental concerns and aesthetics cannot go hand in hand.

Tim Cronin, 47 South Ridgeland Road, stated I think when the Town Council has an opportunity like this to protect any neighborhood they should. This is just one situation that I hope you will vote for. And when we come before you to protect the knoll I hope you respect our protection the same way you're going to respect these people tonight.

Phyllis Corneal, 339 East Main Street, stated those of us who live on East Main Street are different simply because we live on a historic street. This street has been a major contributor towards the history of the development of this Town. Beyond that, we have an unparalleled beauty along that ravine. Much of that beauty has already been destroyed by Phase 2 and Phase 3. It is very unfortunate, although we feel the Town will be required by the DEP to restore the beauty of that ravine. We need to have a forester to control the removal of trees which at this time is done helter-skelter whenever the Town decides it wishes to build a road. I urge you to consider the rare beauty along that brook. We hope the Council acts favorably upon our application.

Evocarol Sokol, 348 East Main Street, stated we live right where they did the major portion of reconstruction. We are very happy with the work and think it has improved the area. We are home almost every single night and do not hear any racing going on. We live right where the widest part of the road is.

Edward Musso, 56 Dibble Edge Road, stated these people should have stood up when these developments were being proposed. They're trying to put the fire out after the building has burned down. This is the wrong time to designate this as a scenic road. A scenic road should be a place where there is practically no development.

Marybeth Applegate, 1 Perkins Drive, stated in one way I agree with Ed Musso in that you can't reverse history. It's very naive to say that the majority of traffic on this road doesn't live there, therefore it shouldn't be there. Perhaps if I was a resident on the street I wouldn't want to see my trees go down. Right now it's probably the worse situation because you have part of it widened and part not. Just because a road has historic significance, it doesn't mean you stop the use of the street to preserve the historic value. I don't think the residents on that street should forfeit the safety and convenience of all the other residents that live out in that section of East Wallingford.

Eugene Gosda, 18 Hillhouse Drive, stated it just seems to me that these people are trying to build a wall around their little neighborhood. The attitude seems to be if you don't live on this street then please keep off. If the Town declines to improve roadways where there is sufficient traffic to warrant improvement, I think you're leaving yourselves open to a lot of lawsuits in the event there is an accident. I also agree with Mr. Musso that if you're going to designate scenic routes in Town they should be areas which have not already been developed.

Ed Czechowski, 360 East Main Street, asked what is there about the road that is scenic?

Mr. Holmes stated designating a road as scenic does not prohibit the Town from going back in at some point in the future and improving the road.

Adam Mantzaris stated I was just informed tonight by the Town Clerk that she did not receive proof from 8 adjoining owners that they were mailed notice or received notice of the hearing. Also, she only received the notices today instead of 5 days prior to the hearing. Subsection C of the ordinance requires that adjoining owners be notified of the application.

Mr. Bradley read the attached letter, dated September 12, 1989, from Linda Bush to Albert Killen.

Mr. Solinsky stated if this road were a scenic road it would get more scrutiny if any project was proposed out that, but it doesn't prevent us from widening, paving or improving the road.

Mr. Bradley stated a scenic road will not stop development. When this widening project first started I had my suspicions on what the real intent was for widening this road. This is a collector road which eventually winds up on I-91. But we can't forget the open space or farmland that lies above there which is prime development land. Bellmead is going in there. I found it convenient that the road widening would somewhat coincide with the implementation of the Bellmead project.

Mr. Doherty stated when the Ordinance Committee drafted this particular ordinance we looked at a variety of other towns as well as the State Statute. We pretty much followed what the other towns were doing as far as creating this scenic road ordinance. A lot of people would consider that a scenic road. The Town Council also has the authority to make improvements on that road. Certainly with the development out there, none of us are going to sit here and keep an unsafe road out there. It is possible and probable that road is going

to be widened. The scenic designation slows things down and we don't indiscriminately rush through plans where loads of trees are chopped down. On the last phase of this project all the residents were called in and shown plans and asked to make comments. This is what the scenic ordinance does.

Attorney Mantzaris stated it's been verified that notices were not given to all adjoining owners. The process will have to start over again because of the time limitations in the ordinance.

ITEM 15 PUBLIC HEARING to Consider and Approve an Ordinance Amending an Ordinance Appropriating \$340,000 for the Public School Roof Reconstruction Project. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

Mrs. Papale read the attached ordinance.

Tim Cronin, 47 South Ridgeland Road, asked is this an increase of about \$600,000?

Mr. Killen replied it's an increase over the original appropriation which only covered one aspect of it. It's a decrease from the overall amount we intended to bond because the cost for Lyman Hall came in lower than anticipated.

Mr. Bradley asked is this indeed a reduction or a correction of an error?

Tom Myers replied at the time I reviewed the bids with Mr. Papale and Mr. Fisher there was a question as to whether the low bid of Premier met the specifications and they were waiting on a ruling from the consulting engineers. At that time in order to move forward, we thought we might have to go with the second low bid which was \$690,000 from Quality. During that period I prepared the draft of the ordinance and forwarded the report to the Town Council and the Committee. The consulting engineers ruled, after meeting with Premier, that Premier did in fact meet all the specifications and would satisfy all the requirements of the bid. I therefore issued the second letter reducing the amount that we would provide for the contract on Lyman Hall High School. It should also be noted by the Town Council that the Committee and Superintendent of Schools have received notification that the project has met all the requirements for the State grant. So once the roof is reconstructed, resurfaced and we bond the project, we should receive our grant at a very rapid pace.

Mr. Bradley asked what is the contingency used for?

Mr. Myers replied the 3% contingency would be for all the unknown items in the bid such as edging, flashing, any insulation that would have to be replaced, etc. We would only bond what we spend.

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

ITEM 11 Consider and Approve Transfers (Attached) Necessary to Adjust 1988-89 Budget for the Electric Division, Water-Sewer Division, Committee on Aging, Personnel Department and Fire Department. Motion was made by Mrs. Papale, seconded by Mr. Adams.

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

Motion was made by Mrs. Papale to Consider and Approve a Budget Amendment of \$70,460 to Increase Crime Control Seizure Program Acct. No. 001-1050-050-5870 and Crime Seizure Capital Contingency Acct. No. 001-2011-999-9908 Which is Necessary to Adjust the 1988-89 Budget - Police Department. Seconded by Mr. Bradley.

Mr. Bradley stated this brings the total of this account to \$109,864. Have we earmarked any of this money for drug enforcement?

Darrell York replied we are going to buy some pagers and camcorders, but we have not decided how to spend the majority of the money. There are many things being considered.

Mayor Dickinson stated a large portion of this could potentially be directed toward the replacement of pistols. There has been an ongoing process to select another pistol and that will involve a major expenditure.

VOTE: Unanimous ayes; motion duly carried.

Motion was made by Mrs. Papale to Consider and Approve a Transfer of \$20,041 from Police Patrol Salary Acct. No. 001-2015-100-1310 to Professional Services Acct. No. 001-1320-900-9010 Which is Necessary to Adjust the 1988-89 Budget - Town Attorney's Office. Seconded by Mr. Adams.

Mr. Bradley stated I was against pursuing the Northeast Datacom case which we lost.

Adam Mantzaris stated we won at the trial level but lost the software issue at the Supreme Court level. Although the legal fees have probably exceeded \$100,000, in a little over two years we will recoup that money on the hardware issue.

Mr. Bradley stated I didn't feel you could win on the software issue. It's good to generate taxes and revenue for the Town, but I think we have to tread softly when we do that so that we don't lose those businesses that are the generators of those taxes.

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

ITEM 16 Set Public Hearing Date - Requested by Councilman Bradley.

Motion was made by Mr. Bradley to Set a Public Hearing Date of September 26, 1989, at 7:45 p.m. to Consider an Ordinance to Simplify Solid Waste Management by Requiring Certain Uniform Packaging Practices Within the Town of Wallingford. Seconded by Mr. Adams.

VOTE: Unanimous ayes; motion duly carried.

ITEM 17 Consider and Approve an Executive Secretary Position for the Electric Division and Transfer Monies Out of Contingency. Motion was made by Mrs. Papale, seconded by Mr. Adams.

Mr. Parisi stated I don't recall budgeting for an Executive Secretary.

William Barry stated it was included in the Personnel pages of our Business Plan which you had a copy of. It was also discussed the night of the budget workshop. The monies were put into Contingency by the Mayor pending the outcome of the ongoing Management Study. Although the study has not been concluded, one of the preliminary recommendations should be implemented as soon as possible to accommodate a serious work overload.

Mr. Bradley asked who will the secretary report to?

Mr. Barry replied she will report to me. There was a time when the Director of Utilities and the General Manager of the Electric Division were the same person. Since then that job function has been split and there are now two people. The secretary to the PUC is also the secretary to the Director of Public Utilities and the General Manager of the Electric Division. Each one of these functions is a significant undertaking.

Ray Smith stated there's a conflict of priorities between Bill and I. On many occasions I have to keep the secretary after hours to perform some of the typing necessary to meet compliance dates, etc. Bill has certainly added a lot to the division and has generated a lot of paperwork that wasn't being done in the past. This has taxed the secretary considerably. This is a 40 hour per week job, she works an average of 7-9 hours overtime per week, and she is not able to keep up with the work.

Mr. Holmes asked when will the full study be completed?

Mr. Smith replied we're guessing about a month from now.

Mrs. Papale stated although this is just a preliminary recommendation, I think it would be one of the main recommendations from the Management Study as far as people in that office. I have been down to the office many times and I don't see how Mrs. White is able to keep up with everything.

Mr. Parisi asked will you be going through the regular Personnel Department hiring procedure?

Mr. Barry replied yes. We'll start advertising this week and assume it will take a couple of months to go through the entire process.

John Marriott, 33 Grieb Road, requested that the letter from Resource Management be read into the record.

Mrs. Papale read the attached letter, dated July 19, 1989, from Dr. Howard Axelrod of Resource Management International to William Barry.

VOTE: Unanimous ayes; motion duly carried.

Motion was made by Mrs. Papale to Move Up Items 31 and 32. Seconded by Mr. Adams.

VOTE: Unanimous ayes; motion duly carried.

ITEM 31 Establish a New Account Entitled Substation Disaster Acct. No. 592A - Electric Division. Motion was made by Mrs. Papale, seconded by Mr. Bradley.

Mrs. Papale read the attached letter, dated September 8, 1989, from William Barry to the Town Council.

Mr. Bradley asked what is the status on the repairs?

Mr. Barry replied our outage was minimized and we had customers out for about 4 hours. We are not fully restored to where we were prior to the fire. We're making very slow progress on a daily basis. All of the equipment has been reenergized and the process of testing and verifying the trip schemes continues. We have discovered some problems with some breakers and made pretty good progress on that today. The system integrity is compromised and we have potential overload circumstances. We have been very lucky. We could conceivably be fully restored by Friday. We have made every effort to minimize an overload.

Mr. Killen asked did you have a problem with some of the drawings on which lines led to where?

Mr. Smith replied during the restoration process we found some things had changed over the years which were not well documented. I am very concerned as to the accuracy of the information on that substation. We're planning to do a major look-see at that substation with the help of Northeast Utilities.

Mr. Barry stated we found literally hundreds of wires and we don't know where they go. The task is significant and the concern is great.

Mr. Killen thanked Mr. Barry, Mr. Smith and those that worked with them that evening.

Mr. Doherty asked why are we taking the money out of Retained Earnings and not out of the Contingency fund?

Mr. Barry replied we do not have a contingency fund, but viewing Retained Earnings basically as a contingency fund, I felt this was the best way to go.

Mr. Doherty asked how much is sitting in Retained Earnings right now?

Mr. Smith replied the total amount is around \$24 million. That includes plant, inventory and cash.

Mr. Zandri stated everyone is concerned about contingency funds in the Town budget and this has got to be the biggest contingency account the Town has. It's been my concern right along as to why this amount of money is just left there to be used on any item that comes along.

VOTE: Unanimous ayes; motion duly carried.

ITEM 32 Consider and Approve a Budget Amendment of \$200,000 from Retained Earnings to Substation Disaster Acct. No. 592A to Provide Funds for Substation Repair - Electric Division. Motion was made by Mrs. Papale, seconded by Mr. Adams.

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

Motion was made by Mr. Holmes to Move Up Item 22. Seconded by Mr. Doherty.

VOTE: Unanimous ayes; motion duly carried.

ITEM 22 Discuss Noise Generated by Resource Recovery Plant. Motion was made by Mrs. Papale, seconded by Mr. Holmes.

Alexander Terapane, 471 South Main Street, stated over the past nine months people in the area of the trash plant have heard two types of noises which they complained about. One is a blower or fan noise and the other noise is the conveyer noise. They are both pretty disturbing and distracting. At this point it appears the conveyer noise problem has been resolved. We haven't heard those noises for about a month. We're grateful for that, but we're not happy that it took so long. Both noises have been a source of frustration and annoyance. They have caused people to lose sleep and in general created a nuisance in that area. One woman has resorted to taking sleeping pills whenever the noises occur. I had to move out of my newly remodeled bedroom on the plant side of the house to a bedroom on the other side of the house and although the noises were subdued, you could still hear them. The word "intermittent" is used to describe the incidents of the noises and it makes it sound like every once in awhile there's a little noise that occurs. Intermittent in this case means that sometimes the noise goes on for half a day, all day, all week, a weekend, etc. We're asking the Council for help to resolve the noises with the fan and we're hoping it doesn't take as long as the conveyer belt did. This isn't just a neighborhood problem, it's a community problem. I don't think it shows Wallingford in it's best light.

John Demmons, 3 Grandview Court, stated since January we've been voicing our complaints. The trash plant did pass the noise standards set by the DEP. We feel that it doesn't matter whether it passed or not. If it keeps people up at night, then it's an annoyance. On March 30 Guy Russo wrote a letter to the officials at Fluor stating they had found the problem with the conveyer belt and were going to review the cost estimates. It took until the last Council meeting for something to be done about this. Ironically, on August 9, the day after the Council meeting, Guy Russo sent another letter to Fluor stating they were going ahead with the bid. Is this the way we're going to have to solve other issues in the future? Is it going to take 9 months to resolve other noise problems? Is it going to take a Council meeting to get something done about the noises?

Mr. Killen stated Fluor is in there on a standby basis. Fluor feels they don't have anything to gain or lose by cooperating. If the deal goes through with Ogden Martin, we should get more out of them. Fluor is doing a job and they're going to get paid whether they do it good, bad or indifferent so we haven't gotten the best cooperation from them.

Mr. Demmons asked is Ogden Martin aware of the noise problems?

Mayor Dickinson replied I'm led to believe they know of the improvements made to be conveyer system and I know they've been inspecting the whole plant.

Mr. Demmons asked will Ogden Martin be committed to resolving these noise problems?

Mayor Dickinson replied we believe they will be. But again I don't think anyone can say there will never be any noise at that plant. What we don't want to have is noise that exceeds decibel levels and noise that is a nuisance. The noise that is a nuisance is a little more difficult to deal with because you don't have standards. When it doesn't exceed the standards then you've got to see how much money it costs to eliminate what level of noise. The conveyer didn't exceed state standards, but it was not something that anyone wanted. This is the first time I've heard about the fan noise and I'll look into it. But it's hard for me to sit here and say no matter what noise anyone hears we'll eliminate it. I know at one point there were complaints about the backup beeper noises. There's no way we can eliminate those. That's OSHA standards. Again, it's a question of what noise and what the level of the noise is.

Mr. Demmons asked if they do identify a certain noise and it needs to be fixed, who is going to foot the bill?

Mayor Dickinson replied it would be the project or Ogden Martin. The Town really wouldn't have the responsibility to directly repair anything there.

Mr. Demmons stated there's another trash facility plant in Pittsfield that operate with the backup alarms off during the night hours. They received a waiver from OSHA. I believe Mr. Hamel is looking into this.

Mr. Holmes stated I don't have a problem with backup beepers, but when you can hear them from 9 blocks away I think there's a problem. I work 3rd shift and have spent my 3 a.m. lunch time parked at various sections of the Town, and when I can hear a backup beeper from a mile away I'm sure the people in the plant must be going deaf. Perhaps they can lower their beeper somewhat.

Mr. Doherty stated I've been down there a number of times with a Mr. DeChello. He also mentioned a blower type noise, but when I went down there with him the noise was gone. I think the Town Council should establish a garbage plant monitoring commission where the residents can go with their complaints and get speedier action. We should select people that have some knowledge in this area and are familiar with the State regulations. We should also empower the Town's health official to be an advisor to this particular commission. Right now there are so many problems connected with that plant, we should have a special commission where residents know they can go and get some action in a fast manner.

Mr. Bradley stated I've also been down to the plant at all hours to listen to the noises. I'm very disappointed it took this long to get it corrected. Phil Hamel is supposed to be serving as liaison between the Town Council and CRRA who's supposed to be addressing these problems. I'm glad to hear the sound proofing has corrected the squealing noise. I believe the Bristol plant also had a blower noise problem and perhaps someone should pursue that to see what they did to correct it.



Mr. Holmes stated I thought the Governor's appointment to the Policy Board was supposed to work as a conduit for some of the residents. Apparently that is not working. Has anyone tried going through that person?

Mr. Terapane replied yes we have. The problem is the noises don't exceed State standards. I hope Ogden Martin is going to be a better citizen than Fluor. We need somebody who's going to be a good corporate citizen running that plant.

Mr. Demmons stated I have a petition with over 150 signatures concerning the problem with the noise level which I would like to submit to the Chairman.

Mrs. Papale stated I think Mr. Doherty's idea is a good one.

Bob Avery, 70 Masonic Avenue, stated if everyone agrees they can hear this noise from a mile away and it's keeping people awake at night, I wonder what kind of State standards we have. Maybe it's time to have a Town noise ordinance that's stricter than the State standards. When the initial permit was taken out they said it would probably exceed the State standards. One of the things they worried about was the beeper and CRRA agreed that at night they could shut them off. I think we should pursue that. I also understand that one of the burners hasn't been running for about two months and maybe that's part of the reason the noise is down. Why would Ogden Martin want to fix a problem if it's within State standards? I would think you would want them to agree ahead of time. If CRRA wanted the problem solved, they could say to Fluor fix it and we'll pay you. Fluor will certainly do it for money.

Edward Musso, 56 Dibble Edge Road, stated these people must have pretty good hearing. I think these people are just imagining too many things. I agree we should have a committee they can report to, but they can't expect every little nitpicking thing to be taken care of. They have to get accustomed to noises and different things.

John Marriott, 33 Grieb Road, stated the beeper noise is a safety requirement by OSHA. If the safety concern exists within the structure itself, the Council might consider having the installation of strobe lights in place of beepers.

William Choti, 44 Lincoln Avenue, stated I'm a mechanic by trade and also have a basic understanding of physics and earth science. When you take a plant and stick it in a valley that is prone to smog and high humidity levels, the sound is going to transmit through that area. Sound travels through water 25% faster than it does through air. What we have here is a new neighbor that moved in down the block and he's got a great big dog. And that great big dog barks. The dog does not exceed the DEP regulations for barking but he drives you crazy. You have two choices, you can hit the dog or you can hit the owner. Wallingford is the host of this plant and we are responsible to the citizens of Wallingford to keep the big dog quiet. If there was some other business that wasn't a quasi-state agency, that wasn't permitted by somebody in Hartford who isn't listening to this contraption boil all night long, we would do something about it. We would call Shirley Gianotti at 3:00 in the morning to come down and shut the dog up. The residents living around this thing and myself are asking you to keep your big dog quiet.

ITEM 18 Authorize the Mayor to Sign Lease Regarding Department of Mental Retardation Region No. 5's Leasing of Mark T. Sheehan's Classroom No. 113 for Education Purposes. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

Mr. Bradley stated I would like to see a copy of the proposed lease. I'd like to know what the terms and conditions are.

Mayor Dickinson replied I don't have a copy of the actual lease. This is not a new lease. I don't know if it's done on an annual basis but it's a longstanding relationship with this program. I think it's just within the last two years that we've signed anything. Prior to that it was done without a signed contract.

Adam Mantzaris replied the State changed their rules and required a lease. They use one particular classroom in the building.

Mayor Dickinson stated certainly we'll review it before we sign it to avoid any additional burdens or impact on the Town.

Mr. Bradley stated I have a problem in that this Council hasn't had a chance to review that lease. It should have been attached.

Motion was made by Mr. Bradley to Table Item 18 Until the Lease is Available. Motion Was Not Seconded.

Vote On Original Motion: Bradley and Killen voted no; Doherty abstained; all other ayes; motion duly carried.

Mr. Adams asked that a copy of the lease be forwarded to the Council.

ITEM 19 Consider and Approve Resolutions Regarding the State Grant for the Annual Budget of the Wallingford Community Day Care Center, Inc. Motion was made by Mrs. Papale, seconded by Mr. Adams.

Mrs. Papale read the attached resolutions and agreement.

Kathy Queen stated I would like to present a formal budget tonight, unfortunately the State still has not issued award letters. We do not expect an award letter to arrive prior to the first of October, therefore we do not have firmer figures. Our problem is that as soon as we get the award letter they'll want the paperwork back as soon as possible. I did enclose a budget which is based on last year's grant of \$205,073. There is a 3% salary increase which is covered by an increase in fees. They told us to expect a new fee schedule which will go into effect October 1, but that has not been published.

Mr. Killen stated my problem is we're being asked to adopt a budget where the figures are not firm.

Edward Musso, 56 Dibble Edge Road, stated I don't think the Town should be in the day care business.

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

ITEM 20 Consider and Approve Award to Other Than Low Bidder on Reconstruction of North Airline Road Project - Phase II. Motion was made by Mr. Adams, seconded by Mr. Solinsky.

Mr. Adams read the attached letter, dated August 24, 1989, from John Costello to Donald Dunleavy.

Mr. Solinsky asked could you explain the low bids on these three items?

John Costello replied the contractor might have bid that low on an item on the assumption that he wouldn't have to use it very often. It's not uncommon on rock and trench excavation if he's pretty sure he's not going to encounter any rock. He'll bid a real low price on that item just to get his total bid down. If he doesn't hit any rock then fine. But if he hits rock and has to take it out on his price, he might lose some money on that item.

Richard Doyle, Richards Corporation, stated I bid \$0.01 on calcium chloride. I have calcium left over from another job. We're basically giving you the calcium. We're also giving you the warning lights because we own them and won't have to rent them. We also own a little gravel bank and we take the gravel from there. We're giving you these items. It's like selling a car. If I want the sale bad enough, I'm going to give you something in return so we get the sale.

Mr. Costello stated it's a bidders market and he is willing to take a lose on some items in order to get the contract.

Mr. Solinsky asked was this a total base bid?

Mr. Costello replied the bid was on a unit price and they bid on each item. I estimated the quantities of each item, but the quantity for these three items are hard to determine in advance. The actual cost could vary from the total bid price because the quantities are just estimated. For example, we have 1400 linear feet of 15" pipe. If he puts in 1,420, he's going to get paid for 1,420.

Mr. Holmes asked do you have information that would lead us to believe that Richards Corporation cannot fulfill the bid, such as a past track record?

Mr. Costello replied no. I did check out his references, one of which was the City of Middletown. They did a very similar project in Middletown and Middletown was satisfied with their work and their performance on the job. That's not the issue here. I'm just trying to eliminate what I think could be a potential problem. He has bid an unrealistic price on the gravel fill. I believe he will be reluctant to use a lot of gravel fill because he's only getting paid \$1 per yard for it. The average price for gravel fill is almost \$15 per yard. The specifications say if the material is not suitable, as determined by the Town Engineer or construction inspector, then he has to use gravel fill.

Mr. Doyle stated the amounts of gravel fill and calcium is determined by the inspector on the project. If the inspector wanted 20 tons of calcium, he would get 20 tons of calcium.

Mr. Holmes stated I know Papale Construction does outstanding work and there's never been any problem with them, but I have a lot of difficulty rejecting the low bid just based on feelings.

Mr. Doyle stated I have quotes from three suppliers of calcium chloride and I can't buy it for under \$300 per ton. So obviously Mr. Papale is doing the same thing I am. He's giving you something in return for the contract. I happen to be giving a little more.

Mr. Costello stated the average price for calcium chloride was \$303 per ton. Papale bid \$100 per ton.

Mr. Parisi stated the difference between the bids is \$223.

Mayor Dickinson stated this contract was not bid on the total price. It's not a question of handing to a contractor \$152,000 and then they go do the work. For each of the separate items that was bid, they bill us according to how much they used of each item per whatever they bid on that item.

Mr. Adams asked if there were 30 items and 3 of them were low, that means that somewhere along the line on those other 27 the other contractor must have had some very favorable prices which in the long run could be cheaper?

Mr. Costello replied yes.

Mr. Adams asked as far as the construction is concerned, is it going to be exactly the same as the first phase?

Mr. Costello replied it will be the same process. The general contractor on the first phase also bid but their price was much higher.

Mr. Doyle stated in Mr. Costello's letter it states that one of the reasons for not awarding the contract to me is that my bid for calcium was unrealistic. Whether my bid was a penny or \$100, they're both unrealistic numbers.

Mr. Killen asked do we have the right to demand that the low bidder put in more chloride than what was originally estimated?

Mr. Costello replied yes.

Mr. Killen stated everything hinges on what we surmise to be the proper amounts. Don't we have a man on the job looking out for the Town's interest? If this gentleman is ordered to put in 100 tons of chloride, doesn't he have to put it in?

Mr. Costello replied yes he does, but he might give you an argument.

Mr. Killen stated maybe he'll give you an argument, but if we have a piece of paper he can argue till hell freezes over. We have a low bidder here and he is going to give me an argument. The kind of argument he's going to give me scares me because it costs us money.

Mr. Bradley stated no matter who's doing the work, either company could shortchange on these items. I'm sure it has to meet specifications and there will be an inspector there to be sure the standards are met.

Mr. Zandri asked did you estimate the quantities needed for each of these items?

Mr. Costello replied yes.

Mr. Zandri stated so the odds are that the estimates are pretty close to what's going to be used on the project?

Mr. Costello replied the gravel and chloride are hard to determine in advance.

Mr. Zandri asked is it part of the contract that it's your determination of what's going to be used?

Mr. Costello replied yes. The only leverage we have is if he doesn't do the work the way we want it done, he doesn't get paid.

Mr. Doherty asked on the second low bidder could you also find three items that are also unrealistic?

Mr. Doyle replied I looked through it real close and I don't think you could find three that were unrealistic. But mine aren't unrealistic--that's a real slap in the face. I work all day and then I come back and work on the estimates. It costs approximately \$1,000 to work up an estimate. About 90% of the time you don't get the bid. I was real fortunate to get this and now it's being taken away. Things are real tough now for contractors. Right now when you do a bid you ask yourself what do I have to give these people to be able to to the job and make a little bit of money. We're here to try and stay in business until times get good again.

Mr. Costello stated I couldn't find any unrealistic costs with the possible exception of the calcium chloride.

Mr. Parisi asked will there be a performance bond and at what percentage?

Mr. Costello replied yes at the full percentage of the job.

Mr. Solinsky asked are there other items between the two bidders that are out of proportion?

Mr. Costello replied no.

Vincent Austin, 1 Russell Street, stated you have a gentlemen here who's on our side--yours and mine, we're both taxpayers. He's trying to get a job done. Don't you think his specifications are all right? If they aren't, you'd better get rid of him. This other gentlemen comes in with a bid that's going to save \$223 of my tax money and you're quibbling because he's only charging a penny a ton for something that he's got on hand. Later on you're going to ask me to pay \$.50 a bag to put my garbage in the dump when I go and put it there myself. You don't want to save \$223? By golly gentlemen if you don't accept this low bid, I'll personally go out and campaign against you because you're not keeping the Town's best interest at heart.

John Marriott, 33 Grieb Road, stated you need to have an inspector on site to be sure the job is done properly no matter who does the job.

VOTE: Bradley, Doherty, Holmes, Parisi, Zandri and Killen voted no; Papale passed; Adams and Solinsky voted yes; motion did not pass.

ITEM 21 Review Proposals for Appraisals of Open Space Properties and Award Proposal. Motion was made by Mrs. Papale, seconded by Mr. Doherty.

Mrs. Papale read the attached letter, dated September 12, 1989, from Don Roe to the Town Council.

Motion was made by Mrs. Papale to Award the Proposal to the Two Lowest Bidders, Atkins and Clark. Seconded by Mr. Bradley.

Mr. Bradley asked why does the appraisal work have to be done by two vendors?

Don Roe replied DEP requires that two independent appraisals be done on each property.

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

ITEM 23 Distribute Municipal Contract Changes as a Result of Ogden Martin Contract and Set Date for a Separate Meeting. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

Mr. Killen stated I'll contact everyone later and set the date for a separate meeting.

Mr. Zandri asked is there a timetable on this?

Mayor Dickinson replied they are asking the Towns to make a determination by October 18.

Ron Gregory, 59 Hill Avenue, stated I hope this separate meeting will be open to the public and I hope copies of the contract will be made available to the public so we can scutinize it before you people vote on it. I received a draft by Phil Hamel of an overview of the contract and I just want to warn you that the business about assuming the risk is in here. I can't believe any municipality would sign anything that they're trying to put over on you in this summary. Watch out what you're signing because according to this summary they're asking you to buy the Brooklyn Bridge.

ITEM 24 Consider and Approve Resolution Rescinding Previous Trash Disposal Fee Schedule and Establishing New Fee Schedule for the Town of Wallingford.

Motion was made by Mrs. Papale to remove Item 24 from the Table, seconded by Mr. Parisi.

VOTE: Adams and Bradley voted no; Holmes was absent; all other ayes; motion duly carried.

Motion was made by Mrs. Papale to Consider and Approve Resolution Rescinding Previous Trash Disposal Fee Schedule and Establishing New Fee Schedule for the Town of Wallingford. Motion Was Not Seconded.

ITEM 26 Receive Final Report from the Historic District Study Committee. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

Mary Annis read the attached report into the record.

Mrs. Annis stated I also have a list of names of those people who would be willing to serve on a new committee.

Richard Krombel, 38 North Elm Street, stated I want to thank the members of the Study Committee who worked so hard on this. The Town Council needs to act quickly to appoint another study committee to bring about the creation of a district which Mary indicated is very possible at this point in time. A majority of the residents voted for the district. The district is in Wallingford's best interest and is in concert with the plan to revitalize downtown Wallingford. It would allow us to preserve very vulnerable and key aspects of Wallingford's history. If you discontinued efforts for a historic district now, the cost to Wallingford over the long run would be significantly more. No town in Connecticut has approved a historic district on a first try so Wallingford is not unique in this aspect. It is my belief that a historic district could succeed at this point in time. I would be willing to serve on the Study Committee or work with the Study Committee to continue the effort. Please consider the wishes of the majority of people who voted to preserve Wallingford's legacy.

Mayor Dickinson asked what areas have a good chance of being approved?

Mrs. Annis replied one of the first areas to be considered would be North Elm, Academy and Curtis. South Main would also have a good chance if you didn't include a portion at the end. That would be my recommendation, to go after the two most positive areas.

Mr. Doherty stated I support this and would like to see a new Historic District Study Committee. I recommend this be put on the next agenda.

Tim Cronin, 47 South Ridgeland Road, stated it seems to me you're trying to rig the vote. The vote was done fair and square and they lost. To come back immediately and put the people that voted no through this isn't right. This doesn't sit right with me.

Mr. Killen replied they can still vote no. We're not taking away their right to vote no.

Mrs. Annis replied from the way the votes turned out it was definitely a majority that wanted it. It seems like the minority are ruling the majority.

Alice Leighner, 168 South Main Street, stated I think we undertook too ambitious a project. There are some areas that are more receptive than others. I urge the Council to move forward on this.

Mrs. Papale asked how much money has been spent on this?

Mrs. Annis replied I don't know the amount.

ITEM 27 Discuss Charter Revision Commission Providing for Referendum on Resolutions and Its Impact on Resolutions Establishing Budgets and Transferring Money. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

Mayor Dickinson stated I think this issue was addressed at the meeting, although I wasn't in attendance. In looking over the Charter, however, I think we could face a problem. The Charter labels transfers between departments in the last three months as resolutions. That means the Comptroller's office would not permit the use of funds for 30 days after a transfer. In an emergency situation that is impossible. You cannot do business with that kind of restraint. We also wouldn't be able to borrow the funds without an ordinance and that takes six weeks. I have a real concern about how the Town will deal with the moving of funds from one department to another. I also suspect there's an argument that any so-called transfer could be labeled a resolution. There's no refined definition of resolution. There's no such thing in legislative parliamentary terms as a transfer. The term transfer describes what you're doing with the funds, but it's a motion or resolution that accomplishes the task. If there was a desire to change this resolution issue, there should have been the removal of the term resolution as it refers to the moving of funds in any portion of a budget year. Adam Mantzaris has been in touch with the Secretary of State's office and we're led to believe we can create two questions to be answered yes or no. But we need some input from you and we're running out of time to provide the questions by September 22. At this point, I do not have a mechanism to propose to you for the Town to be able to move funds around between departments within that three month period without calling it a resolution. Page 36 of the Charter states this is a resolution.

Mr. Zandri asked does that wording have to say resolution or can it be eliminated?

Mayor Dickinson replied in order for that to be changed it would have to be part of the report of the Charter Revision Commission which has passed it's date for action.

Mr. Bradley asked what provisions are there for making changes according to State Statute?

Adam Mantzaris replied the report can't be changed. The Secretary of State's office said they have never encountered the question as to whether the question on the ballot can be changed once the Council votes on how it is to be presented. They thought it could be changed so long as it was done by September 22. I still have to look at one section of the State Statutes to get a definite answer on this. That's as specific as I can be at this time.

Ron Gregory, 59 Hill Avenue, stated I don't understand how a town government is approving transfers so quickly after the beginning of a fiscal year over and over again. I don't have a concern about waiting the thirty days. As far as this emergency business, that's another problem with the Charter that our Commission approved. They're giving the Mayor the opportunity to define what an



emergency is and there's no guidelines or parameters on it. We had public hearings on this and one of the Town Attorneys was at every meeting and nothing was raised until now. The section Adam refers to states, "Any provision of a special act to the contrary notwithstanding, no local question approved for submission to the electors of a municipality within 60 days prior to election may be voted upon at the election" (Section 9-370). You passed it. It should have been checked before it came on the agenda.

Mr. Killen stated I asked Adam previously if the Charter Commission could have voted to go back to a town meeting form of government and he said yes they could. It appears that's what they seem to be seeking here. That's what you're doing by this business of resolutions. We passed three resolutions for the Wallingford Day Care tonight and they wanted immediate certification because of the way the State works. You wouldn't be able to get immediate certification if the resolutions have to wait 30 days.

Mr. Gregory stated the Council approved one question to be submitted to the voters and the Statutes prohibit splitting it up within the 60 days period prior to an election. That's just another reason why someone might not want the referendum to pass. I'm sorry to say you're stuck with it going to the voters.

Mayor Dickinson stated to my knowledge this change came up only at the last meeting when I was not in attendance. Then it came up in the 12th hour and some questions were raised at that time. In doing some research on it, I believe it's a major problem. We can talk all we want about the right of referendum, but at the point where we can't make expenditures immediately to serve the public, then something is wrong. I don't know how to get around this. If we wanted to deal with the appeal of resolutions that deal with opinions or contractual matters, then it should have been worded that way. We cannot always wait 30 days. If we can't separate the questions, it may not be in the interest of the public to approve the Charter revision changes unless we can find a way to deal with expenditures necessary for the public.

Tim Cronin, 47 South Ridgeland Road, asked where was the Mayor during this whole process if he felt so concerned about this situation?

Mayor Dickinson replied that was one meeting that I was not in attendance. One meeting when a new item comes up from Charter Revision that no one had notice on.

Mr. Killen stated the reason this was included was because the previous Charter Revision Commission had intended to put it on, but that doesn't mean that this Commission went back and found valid reasons for this.

Mayor Dickinson stated my concern is the ability to do day to day business.

Mr. Gregory stated the Charter Revision Commission did discuss putting the word resolution in. Some of us on the Commission voted for this because of the trash plant contracts and leases that were passed and the people of Wallingford could never vote on because it was not part of an ordinance. It was a conscious effort on the part of the Commission to insert resolution. It was after we discussed it that we found it should have been there in the first place. I won't argue tonight that there isn't a defect, but this was not a new idea that someone raised at your Council meeting. This was discussed 8 or 9 months ago.

Mr. Killen stated let's just see what the attorneys can come up with.

ITEM 28 Consider and Approve Reappointment of Richard Heffern, Daniel Lucas, Eugene Dauplaise and Ann Pikor to the Transit Authority for Four Year Terms. Motion was made by Mrs. Papale, seconded by Mr. Parisi.

Mr. Killen stated I understand there is one vacancy and four terms expire on 9/16/89.

Mr. Bradley stated I did some research on this and found there has to be minority representation. Right now they are all Democrats and one unaffiliated so there is an imbalance.

Motion was made by Mr. Bradley to Table Item 28. Seconded by Mr. Parisi.

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

Motion was made by Mrs. Papale to Waive Rule V to Discuss Parking for Town Hall. Seconded by Mr. Solinsky.

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

Mayor Dickinson stated we're looking for authorization to purchase parking spaces on the same property. The owner would put up a building, submit a plan to Planning & Zoning, and we would look to buy parking spaces. The owner feels he could provide parking for the building and also 40 spaces for our use. We would look to have a permanent easement for parking purposes.

Mr. Killen stated I don't see the difference in what we tried to purchase the property for.

Mayor Dickinson replied the issue was using the entire lot just for parking purposes. Now the property will be developed with an office building and parking which is a conforming use.

Motion was made by Mr. Adams to Authorize the Mayor to Negotiate for Parking Spaces at South Main Street Property. Seconded by Mr. Solinsky.

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

Motion to adjourn was made by Mrs. Papale, seconded by Mr. Solinsky.

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

Meeting adjourned at 12:20 a.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*

CHAIRMAN PLANNING & ZONING COMMISSION  
LINDA A. BUSH  
TOWN PLANNER  
THOMAS M. TALBOT  
ASSISTANT TOWN PLANNER  
MUNICIPAL BUILDING  
45 SOUTH MAIN STREET  
WALLINGFORD, CT 06492  
TELEPHONE (203) 294-2090

September 12, 1989

Albert Killen  
Chairman, Wallingford Town Council  
45 South Main Street  
Wallingford, Connecticut 06492

RE: East Main Street  
Scenic Road Designation

Dear Bert,

I am unable to attend tonight's public hearing, but I would like to comment on the designation of a portion of East Main Street as a scenic road. I hope this letter is read into the record during the hearing.

According to the town road plan, Section 5.1F of the zoning regulations (copy and illustration attached) East Main Street is a collector road. Presently, more than 1,400 vehicles travel this portion of road daily. How safe will a road with this amount of traffic and only 20 feet of pavement be?

Tuttle Avenue, Mansion Road, Whirlwind Hill Road, North Branford Road, Cheshire Road, Schoolhouse Road, Williams Road, and Grieb Road are all collectors. Portions of these roads are also very scenic. If these roads were also to be designated scenic roads, the traffic patterns and safety of Wallingford's road network would be in jeopardy.

By designating East Main Street as a scenic road, you are establishing the standard for scenic roads within the Town. What are those standards? What does East Main Street have that the other collector roads do not have? East Main Street is bordered for a good portion of its length by a metal guard rail. It has one small, and new, stonewall. It has a few, but not many trees with a diameter over twelve inches. Most people would not consider it as offering a scenic view, and the brook which parallels it is not easily visible from the road. If this scenic road designation is approved how will you say no to residents of the other roads? If you do not say no, what will be the long term effects of the safety of Wallingford roads with a pavement width of twenty feet?

May I suggest that before the Council approves any scenic roads, they conduct a study of all potential scenic roads within the Town, look at the safety factor of designating these roads as scenic roads, and then establish very specific standards for designation, not the very general standards contained in the present ordinance.

A safe and efficient road network is the goal of any town plan. Wallingford has a plan, and it is being implemented. By restricting a collector road to twenty feet of pavement, you are disrupting this plan. Good planning cannot and should not be equated with what is popular. Sometimes, unpopular decisions are in the best interest of Wallingford. Good planning takes into account what is best in the long term for the entire Town and all of its present and future residents.

Sincerely,



Linda A. Bush  
Town Planner

cc: Town Council

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$340,000 FOR THE PUBLIC SCHOOL ROOF RECONSTRUCTION PROJECT AND AUTHORIZING THE ISSUE OF \$340,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. Section 1 of an ordinance entitled "An Ordinance Appropriating \$125,000 For The Design Phase Of The Public School Roof Reconstruction Project And Authorizing The Issue Of \$125,000 Bonds Of The Town To Meet Said Appropriation And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose", adopted by the Town Council on January 10, 1989 and approved by the Mayor on January 17, 1989, as amended by an ordinance entitled "An Ordinance Amending An Ordinance Appropriating \$125,000 For the Design Phase Of The Public School Roof Reconstruction Project And Authorizing The Issue Of \$125,000 Bonds Of The Town To Meet Said Appropriation And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose", adopted by the Town Council on May 23, 1989 and approved by the Mayor on May 23, 1989, is further amended by substituting the figure \$970,000 for the figure \$340,000 therein, thereby making said Section read as follows:

"Section 1. The sum of \$970,000 is appropriated for a Town-wide school re-roofing program, including design, engineering, infrared moisture testing, and asbestos testing, and construction costs, at various Town of Wallingford Public Schools, said appropriation to be inclusive of any and all Federal and State grants-in-aid thereof, and for administrative, legal, financing, and printing costs related thereto."

Section 2. The first sentence of Section 2 of said ordinance is amended by substituting the figure \$970,000 for the figure \$340,000 therein, thereby making said sentence read as follows:

"Section 2. To meet said appropriation \$970,000 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the twentieth year after their date."

Motion was made by Mrs. Papale to Consider and Approve Transfers Necessary to Adjust 1988-1989 Budget. Seconded by Mr. Parisi.

ELECTRIC DIVISION

<u>AMOUNT</u>	<u>TRANSFER FROM</u>	<u>TRANSFER TO</u>
\$ 7,800	Line Transformers (595)	Super. & Engineering (580)
2,800	Meters (597)	Street Lights & Signal (585)
3,300	Line Transformers (595)	Misc. Distribution Expense (588)
850	Station Equipment (592)	Supervision & Engineering (590)
100	Station Equipment (592)	Structures (591)
10,000	Underground Conduit (366)	Poles, Towers & Fixtures (364)
8,000	Services (369)	Poles, Towers & Fixtures (364)
1,000	Underground Conduit (366)	Overhead Conductors (365)
1,900	Station Equipment (592)	Station Expense (582)
4,200	Meter Expense (586)	Overhead Lone Expense (583)
15,000	Outside Services-Legal (923-2)	Outside Services-Town (923)
9,300	Outside Sewer Consultants (923-3)	Depreciation (403)
49,500	Workmens Compensation (925-1)	Depreciation (403)
20,000	Injuries & Damages (925)	Depreciation (403)
3,500	Maint. of Generating Plant (932)	Rents (931)

WATER DIVISION

<u>AMOUNT</u>	<u>TRANSFER FROM</u>	<u>TRANSFER TO</u>
\$11,900	Maintenance of Services (675-000)	Proportionate Charges (923-002)
650	Maintenance of Services (675-000)	Power Purch. for Pumping (623-000)

SEWER DIVISION

<u>AMOUNT</u>	<u>TRANSFER FROM</u>	<u>TRANSFER TO</u>
\$10,850	Power Purch. & Natl. Gas (643-000)	Proportionate Charges (923-002)
1,500	Depreciation Expense (403-000)	Cust. Records & Col. Exp. (903-000)

FIRE DEPARTMENT

<u>AMOUNT</u>	<u>TRANSFER FROM</u>	<u>TRANSFER TO</u>
\$ 220	Telephone-911 (2034-200-2020)	Maint. of Equipment (2034-500-5200)

COMMITTEE ON AGING

<u>AMOUNT</u>	<u>TRANSFER FROM</u>	<u>TRANSFER TO</u>
\$ 2,386	Contri. SSBG Food Programs (001-3070-100-6882)	Wall. Committee on Aging-Meals (001-3070-600-6770)

TOWN ATTORNEY'S OFFICE

<u>AMOUNT</u>	<u>TRANSFER FROM</u>	<u>TRANSFER TO</u>
\$20,041	Police Patrol Salary (001-2015-100-1310)	Professional Services (001-1320-900-9010)

POLICE DEPARTMENT (Budget Amendment)

TO:	Crime Control Seizure Program	(001-1050-050-5870)	\$70,460
	Crime Seizure Capital Contingency	(001-2011-999-9908)	\$70,460

PERSONNEL DEPARTMENT

FROM:	001-2011-100-1301	\$16,500	
	001-2014-100-1310	38,075	
	001-2015-100-1310	10,200	
	001-2015-100-1800	18,600	
	001-5010-100-1200	10,363	
	001-5050-100-1300	10,363	
TO:	Social Security	001-8020-800-8000	\$ 4,104
	Co. Pension Plan	001-8020-800-8080	77,435
	Contingency	001-8050-800-3230	30,499



**SOURCE MANAGEMENT INTERNATIONAL.**

THREE WASHINGTON SQUARE  
ALBANY, NEW YORK 12205  
(518) 456-1082

CORPORATE HEADQUARTERS  
SACRAMENTO, CALIFORNIA  
(916) 924-1534

July 19, 1989

Mr. William D. Barry, General Manager  
Wallingford Electric Division  
100 John Street  
Wallingford, CT 06492

**RECEIVED**

**JUL 20 1989**

DEPARTMENT OF  
PUBLIC UTILITIES

Dear Bill:

Last week as I presented RMI's preliminary recommendations to Ray Smith and yourself, it became apparent that one of our recommendations should be implemented as soon as possible. At the present time, the secretary to the Director provides part time administrative and secretarial support to the Electric Division. However, given the current, as well as projected, needs of the Electric Division to prepare numerous reports and documents and to coordinate meetings and schedules, another full time secretary/administrator will be needed. Therefore, I strongly support the expeditious creation and filling of an Electric Division secretary position and reporting to the General Manager subsequent to the completion of RMI's final report. Of greatest concern is that many of our recommendations as well as the programs that you outlined in your annual budget will be unnecessarily delayed or possibly cancelled because of insufficient administrative support.

While our final report will provide additional justification for this recommendation, I felt that it would be prudent to initiate the hiring process so that the timing of the selection of a new secretary would correspond with the implementation of any new planning and reporting procedures.

Should you need any additional documentation for this recommendation, I would be pleased to provide it.

Sincerely,



Dr. Howard J. Axelrod  
Vice President

ITEM NO. 4-2  
PUC AGENDA AUG 1 1989



*Town of Wallingford, Connecticut*

DONALD W. ROE  
STATE & FEDERAL PROGRAM ADMINISTRATOR

WALLINGFORD TOWN HALL  
45 SOUTH MAIN STREET  
WALLINGFORD, CONNECTICUT 06492  
TELEPHONE: (203) 294-2060

September 12, 1989

Wallingford Town Council  
Wallingford, CT 06492

ATT: Albert Killen, Chairman

Dear Council Members:

In accordance with the action taken at the special meeting of September 5, 1989, this office solicited prices for appraisal work to be done in accordance with DEP guidelines. Below is the listing of vendors' prices.

Benedict	\$5,000
Nitz	4,500
Atkins	3,900
Clark	2,500

Based on this, it is recommended that the appraisal work be done by two vendors, Atkins and Clark.

I would also note for you that we have received from DEP an extension to September 30, 1989. Every effort will be made to meet that deadline.

Very truly yours,

Donald W. Roe  
State & Federal  
Program Administrator

DWR:ec



WALLINGFORD  
HISTORIC  
DISTRICT  
STUDY  
COMMITTEE

Wallingford Town Hall . 45 South Main Street . Wallingford, CT. 06492

September 12, 1989

The work of the present Historic District Study Committee is now complete. The voting has been completed; and, as counted, the majority of property owners want an Historic District established. Unfortunately, we did not receive the 2/3 majority required by Connecticut State Law. We were 19 votes short.

What we have learned from the balloting is just where the strengths and weaknesses lie. Broken down, the streets voted as follows:

	<u>FOR</u>	<u>AGAINST</u>
South Main Street	42	27
North Main Street	35	39
Center Street	3	9
North Elm Street	12	5
Academy Street	11	5
Curtis Avenue	15	3
TOTAL	118* (Actual 120)	88

\*No fractions used

Our committee wishes to thank Mayor Dickinson and the Town Council for their support. Please do not look at the results of our effort as a defeat. An Historic District in Wallingford is a real possibility. By using the above figures, one or perhaps two districts could be established with a minimum of time, effort and money.

Where do we go from here? That is, of course, up to you. The present committee and many property owners in the proposed area would ask that a new study committee be appointed immediately. Time is of the essence before the research done by the present committee becomes obsolete. The money is already in this year's budget. There are people anxious to serve on a new committee. The ground work has been laid. The report is on a computer diskette and, with a small amount of work, would be ready to print again in a short amount of time with revised boundaries. We could have at least one historic district in place by early next year.

Those interested in seeing an historic district in Wallingford ask for your support a little longer.

Respectively submitted,

*Mary I. Annis*  
Mary I. Annis, Chairman