

Town Council Meeting Summary

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TOWN COUNCIL MEETING

July 26, 1988

6:30 P.M.

A regular meeting of the Wallingford Town Council was held in Council Chambers, called to order at 6:35 P.M. by Chairman Albert E. Killen. Answering present to the roll called by Town Clerk Kathryn J. Wall were Council Members Adams, Bradley, Doherty, Holmes, Killen, Papale, Solinsky, Zandri. Also present were Mayor William W. Dickinson, Jr., Thomas A. Myers, Comptroller, and Janis Small, Assistant Town Attorney. The Pledge of Allegiance was given to the flag.

ITEM 2: Consider and approve the transfer of \$2,530.00 from Town Hall Utilities Account No. 5200-200-2010 to Town Hall Office Supplies-Storage Vault Account No. 5200-400-4000. Mrs. Papale's motion was seconded by Mr. Bradley.

Mr. Zandri asked if this was part of the building project. Mr. Killen advised that it is not part of the building project but is for the good of the town. It is not a bondable item. It is for storage.

Mr. Zandri asked which utility account it was being taken from. Mr. Killen advised it is the general utilities account for the Robert Earley building; for the operation of the building, heat, fuel, lighting, etc. The monies are from the 1988-1989 budget.

Mayor Dickinson advised that the boxes are required for storage of files. The Mayor also noted that they were not able to determine their needs until they moved into the new Town Hall. The boxes are reinforced with steel and hardboard. They cost approximately \$16.00 each.

VOTE: Unanimous ayes; motion duly carried.

ITEM 3: Consider and approve the transfer of \$7,960.00 from Contingency-Reserve for Emergency Account No. 001-8050-800-3190 to: \$1,000.00 to Police

Mr. Gouveia commented that back in December the Council gave the committee a dual charge - one was to look into the need for a shelter in Wallingford, and the other charge was to see what the committee could do to come up with a homeless shelter in town. Mr. Gouveia commented that the statistical data and the groups which they spoke to told of a compelling need for a shelter. The task force was not successful in locating a shelter on its own, but the Wallingford Emergency Shelter Group persisted and they were able to come up with a shelter on their own. They are working closely with the task force, and even the neighbors in that particular section of the town where the proposed shelter will be seem to be in agreement that there is a need for a shelter in Wallingford. Mr. Gouveia commented that Mr. Zappala and his committee have been the soul and the conscience of Wallingford on this issue and that we are fortunate that they have stayed together and were able to come up with something. Mr. Gouveia also noted that we are extremely fortunate that the neighbors in that section of town seem to be more than willing to accept these people into their neighborhood.

Mr. Killen advised this is an item for discussion. The Homeless Task Force will be coming before the Council seeking funds, however, Mr. Killen will recognize any questions. Mr. Killen noted that he does not want pros and cons on the need, etc.

Mr. Zandri asked Mr. Doherty if they expect any problems with zoning. Mr. Doherty advised that he had not looked at the situation that closely, the

Emergency Shelter Group is taking care of the zoning requirements. Mr. Doherty commented that that side of the street is zoned industrial with one and two family homes on the other side of the street.

Mr. Holmes asked if the site identified is on North Cherry Street. Mr. Doherty advised it is next to Pat DeBaise's office. It used to be a house stripping business. Mr. Killen advised that the building is mid-way between DeBaise's and the body shop.

Mr. Bradley asked what would be involved in preparing the site for a shelter. Mr. Doherty advised that the building needs a new roof which the owner of the building has agreed to split the cost on. The front part of the building is not in bad shape, but the back needs work according to the fire marshall. There are two back doors, neither of them are in use right now. The fire marshall wants the committee to pick one door and make that a second exit. The fire marshall also wants them to block off the stairwell leading upstairs. Mr. Doherty commented that sheet-rocking and new wiring would also have to be done. Mr. Bradley asked who would be responsible for the cost of insurance. Mr. Gouveia noted that the Homeless Shelter Group is responsible for that. Mr. Gouveia also commented that the building is a major task requiring a lot of work, but the shelter committee has quite a few volunteers who are willing to do the work at no cost.

Mrs. Papale asked how large the building was. Mr. Gouveia commented there is a lot of space in back of what was the campaign headquarters. He also noted that there is space on the second floor that could be used in the future, if needed.

Mr. Doherty advised that the fire marshall had no problem with 15 or 17 beds being used in the shelter.

Mr. Raymond Rys, 96 Pierson Drive, asked if the facility was going to be rented or purchased. Mr. Doherty commented that the building would be leased from Mr. DeBaise. Mr. Doherty noted that the shelter group will be receiving a two year lease with an option for a third year. Mr. Rys wanted to have it appear on record, since he will not be in town when the issue is brought before the Council next month, that he has no problem with the town giving any funds to the homeless shelter for operations, but he does have a problem with the town giving funds to the homeless shelter for repairing a private residence or a commercial establishment.

Mr. Pasquale Melillo, 15 Haller Place, Yalesville, asked if there was a way that the town could get money from the State of Connecticut. Mr. Holmes commented that he thought there had to be a contract between the town and the homeless shelter to make it a legal entity, and then the state would reimburse X amount of dollars/bed/night/person, that was through the Governor's Homeless Program. Mr. Doherty advised that he cannot answer that question. He knows that Mr. Zappala will be able to answer that question when the item appears on the agenda in August.

Mayor Dickinson advised that he knew there were state grants available when a shelter was being purchased, but he does not know if the money is available this year. Mr. Doherty advised that they will attempt to answer the question regarding state grant money at the next Council meeting.

Public Question and Answer Period (7:35 P.M.)

Mrs. Carolyn Massoni, 41 Hillsvie Road, asked Mr. Killen why he has denied her request to copy Town Council Minutes. Mr. Killen commented that he was not available when Mrs. Massoni was. Mrs. Massoni commented that this was not true. She had tried for an entire week to meet with Mr. Killen. Mrs. Massoni advised that according to state statutes if the office of an agency is not open during regular business hours, then it comes under the jurisdiction of the Town Clerk. Mrs. Massoni noted that she was in Town Hall every day last week, she went to the Mayor's office; on Monday, July 25, she handed a letter to Mr. Killen, Kathryn Wall and the Mayor. Mrs. Massoni also had spoken to the Mayor and asked him to ask Mr. Killen to give her permission to go into the Town Council Office. Mrs. Massoni commented that the minutes are public record and that they should be available at any time during business hours. Mrs. Massoni asked Mr. Killen why he was denying her that right. Mr. Killen commented that it was because of his own concept of what are public records. Mr. Killen commented that the public records are the written records, we are using the tapes for back up; they are under his care, and he is not turning the key over to anyone. Mrs. Massoni commented that Mr. Killen is not the boss of the minutes, nor the boss of the town, nor the Mayor's boss. Mrs. Massoni proceeded to read a section of the state statute: A public record - any recorded data or information relating to the conduct of the public's business prepared, owned, used, received or retained by a public agency; whether such data or information be handwritten, typed, tape recorded, printed, photostated, photographed or recorded by any other method. Further, except as provided by any federal law or state statute, all records maintained or kept on file by any public agency whether or not such records are required by any law or by any rule or regulation shall be public record and every person shall have the right to inspect or copy such records at such reasonable times as may be determined by the custodian thereof. Mrs. Massoni noted that if Mr. Killen refused the Mayor, then something is really wrong. Mrs. Massoni advised that Mr. Killen is forcing her to file a violation of the FOI. This violation will not only be against Mr. Killen but also against the Town Clerk because she is not doing her job of turning the records over. Mr. Killen advised that the Town Clerk does not have access to the records.

Mrs. Massoni then asked where the tapes go after the meeting. Mr. Killen commented that they go to be transcribed. Mrs. Massoni then asked if the tapes were taken out of the building and, if so, for how many days. Mr. Killen commented that they are taken out of the building but he did not know for how many days. Mrs. Massoni asked if this is a legal procedure. Mr. Killen commented that to the best of his knowledge it is legal. Mrs. Massoni proceeded to read another section of the state statute: Preservation of minutes - the government code requires minutes of legislative body to be a permanent record. Therefore, special attention, care and security measures should be implemented to protect the orderly and safekeeping of minutes.

Mrs. Massoni commented that Mr. Killen is not protecting the safekeeping of the tapes by letting them out of the building. Mr. Killen advised that this is the only way the tapes can be transcribed.

Mr. John Burns, 48 Cooper Avenue, commented regarding Marcus Cooke Park that problems have existed there for the past 10 years, he wanted the Council to know that this is not just a recent problem. Mr. Killen iterated Chief Bevan's intent to have the Police Department look into the problem.

Mr. Edward Musso, 56 Dibbel Edge Road, commented on the doors being locked in the Town Hall, as well as on the parking lot on the Prince Street side.

Mr. Mike Staines, 10 Sorrento Road, commented about the \$8,700 plus purchase for a compatible radio for the civil defense department that was made by the Police Department at the May 10, 1988 Council Meeting, which was unanimously approved. Mr. Staines commented that it is his understanding of Town Council's internal rules and also state law that a vote had to immediately precede a transfer of money. Consequently there was no bid put out for this system, and Mr. Staines felt the Council should not have spent this money. The system is installed, but the proper permits and licenses including a coordination report which allows the town to operate the radio on specific frequencies from a specific location, on a specific power level, were never

obtained. Mr. Staines commented that the town went out and purchased an extremely powerful radio, and the indications are that they will not be able to use it. Mr. Staines commented that the Federal Communications Commission requires a license. No license application has been submitted, and therefore, the radio is now installed illegally. Mr. Staines noted that there has been an attempt by the State Civil Defense Department to bring this to the attention of the town and a meeting is now set up with the Mayor. Mr. Staines commented that the Council spent \$8,000 more than it needed to and that the Council went about it the wrong way. Mr. Staines also felt some back door politics were involved, and he thinks it is a deplorable way to run a business.

Mr. Killen asked Mayor Dickinson to stay on top of this matter. Mr. Killen will keep in touch with him to follow up.

Mr. Holmes asked on who's part was there back door politics. Mr. Killen asked not to have this issue get into personalities.

Mr. Staines commented that he is extremely surprised that someone on the Town Council did not realize that they were voting on a bid waiver when in reality they have to vote to add it to the agenda. Mr. Staines commented on what he understands which is that three-quarters of the people present in the Town Council have to vote to add it to the agenda. The agenda for May 10 clearly itemizes that the Council moved all the money around, and then Mrs. Papale placed in the motion that the Chief be granted a bid waiver for the money to purchase the radio from Motorola.

Mr. Pasquale Melillo asked Mr. Myers for as much information and detail as far as the performance of the pension fund investments, bonds, stocks, etc. Mr. Myers commented that he is a member of the Pension Commission, but the Wallingford Pension Trust Fund is approximately a \$35 million investment portfolio, and it is divided between two investment managers, Aetna Insurance Company and Connecticut Bank and Trust. It is a mixed portfolio, a blended portfolio so as to mix short term, long-term, real estate investments and bond accounts. Mr. Killen asked Mr. Myers if he gets reports from the Pension Commission, and if he would get a copy for Mr. Melillo. Mr. Myers advised he would get a copy for Mr. Melillo. Mr. Myers also noted that the performance has been acceptable, and it is his pleasure to advise that the Wallingford Pension Trust Fund has done exceptionally well with respect to attaining the position of being completely funded. Mr. Myers noted that some years ago the Pension Fund was seriously under funded. The fund had a large liability shortfall, but today it is coming very close to actuarially funding it completely. Mr. Myers noted it will be an enormous step, a real plus for the financial picture of the community.

Mr. Myers advised that he cannot remember exact performances on a percentage basis of certain aspects of the portfolios. Mr. Melillo advised that what concerned him the most was the fact that it is possible we can have another crash. Mr. Melillo asked if Mr. Myers felt the investments were in safe stocks such as utilities which have passed the test of time and as a rule would withstand the crash and bounce back. Mr. Killen noted that whether Mr. Myers thinks so or not does not make any difference, he is only one member of the commission. Mr. Killen asked that Mr. Melillo be notified of the next Pension Committee Meeting.

Mr. Holmes advised that there is a good mix of investments so no one investment is locked in; there is a large number of investments in the portfolio.

Mr. Vincent Avallone, 1 Ashford Court, asked about an article in the newspaper where Dennis Martin of CRRA indicated that they were looking for a private operator of the landfill when CRRA takes over in September, and in the same article it mentioned that the town's liability would be reduced. He noted that he was a little taken back by that statement because he thought it had been presented many times that the town had no liability with this incinerator project even with the landfill. Mr. Avallone asked for some clarification once and for all of any liability the town has in connection with the lease of the landfill and the incinerator project.

Mayor Dickinson advised that the liability for the town is with all of what we have already deposited in the landfill. What is deposited under the CRRA lease is not the town's liability.

Mr. Avallone asked if there was any liability the town has in connection with the plan. Mayor Dickinson advised that in terms of the overall operation of the plan we have a liability along with four other towns.

Mr. Avallone asked if something goes wrong, if someone is hurt, can the town be sued. Mayor Dickinson advised that this is going beyond the landfill, and the Town Attorney would have to comment on this.

Mr. Avallone commented that he does not know why Mr. Martin indicated that there would be a reduction in liability. Mayor Dickinson advised that we are responsible for the garbage that is already at the landfill.

Mr. Charles Revoir, 116 North Cherry Street, commented that he along with Mr. Melillo and Mr. Musso hate to see the town spend money. What he wants to know is why there is no clock in the auditorium. Mr. Killen advised one should be in in due time.

Lorraine Zandri, 299 Highland Avenue, asked about Mayor Dickinson's comment that the town will be responsible for garbage put in the landfill previous to the incineration. Lorraine Zandri then asked that if something happens to the incinerator and they have to put raw garbage in the landfill, how is the town going to figure out who's garbage it is and who is responsible. Mayor Dickinson advised that in general the landfill has been mapped and areas that have been completely filled will have final cover. The town knows to a pretty good degree the situation regarding what is an area that is open now for use and what we have used, and the town will have to have the records and those records will have to be used from the point that CRRA takes over the landfill.

Lorraine Zandri asked when the incinerator starts if they will be starting a new section. Mayor Dickinson advised that they will be building on top of whatever we have there but the town will have records reflecting the elevation and extent to which the town has utilized the landfill. Lorraine Zandri asked if we use the pile that is there now, and the incinerator is put on top of it, you cannot tell over time what part was really the part that was leaking. Mayor Dickinson advised that where it is impossible to prove who's refuse it is, at that point the five towns would share proportionately to the percentage that they have utilized the landfill.

Lorraine Zandri commented that she thought that garbage was not to be mixed with ash, and then she read where they mix regular raw garbage with the ash. Mayor Dickinson advised that he does not know what she was reading but to his knowledge they cannot mix the garbage with ash.

ITEM 10: To discuss possible action by Wallingford's landfill lease with CRRA requested by Councilman Geno Zandri.

Mr. Zandri's motion to have the Town Attorney take whatever steps are needed to renegotiate our landfill lease with CRRA and report back to the Town Council by the last meeting in August was seconded by Mr. Bradley.

Mr. Zandri noted that statements to the fact that our landfill operation is costing the town money does not appear to be true. At a recent Council meeting Mr. Zandri questioned these accusations and the Mayor's answer was that a report was prepared by Phil Hamel explaining our landfill costs and that this report was presented to the Council a couple of years ago. Mr. Zandri asked for a copy of this report.

After receiving the 1985 report and reviewing it carefully, Mr. Zandri advised that he has come to the following conclusion: the report that was presented to the Council in February 1985 was misleading. The report gave the impression that the town landfill operation was not a money maker but in fact was costing the town money. This was accomplished by incorporating the high closure cost of our landfill in a short duration of time. By doing this it appears that the per ton operating cost was high. The other problem with the report was on the revenue side: the first report dated February 1985 figured revenues from the landfill based on tipping fees of \$8.00 per ton. These were the tipping fees at that time. A second report submitted in March 1985 changed the tipping fees to \$16.00 per ton. This new \$16.00 per ton tipping fee was the recommended change that was incorporated at that time along with some starting and closing times of our landfill operation. Even with the new tipping fees, reports still indicated that the town was losing money with the landfill operation because of high closing costs.

Mr. Zandri commented that in his opinion two major factors were not explained in the report:

1. That the closing cost should have been spread out over the life of the landfill not just in the final years of its operation or a short period of time.

2. The calculations on the revenue should have been calculated using the projected tipping fees for the remaining life of our landfill.

Mr. Zandri advised of some figures on what he feels is the potential worth of what remains of the Wallingford landfill space. Mr. Zandri noted that the present landfill lease is approximately \$40,000 per year; the present tipping fee is \$16.00 per ton. In the 1987-1988 landfill budget for the fiscal year, there was approximately a \$225,000 cost to operate the landfill. In 1987-1988 fiscal year the landfill revenues were approximately \$800,000 for that year. Calculating this out, it works out to approximately 50,000 tons of trash being disposed of in our landfill for that fiscal year. The estimated remaining life of our landfill is 7-10 years. Tipping fees starting in September 1988 will be approximately \$30.00 per ton. Using these figures, the potential worth of the Wallingford landfill site were calculated by Mr. Zandri as follows: calculating on a one year basis of 50,000 tons per year times \$30.00 per ton equals \$1.5 million in revenue for one year. The operating cost was estimated at \$300,000 per year, leaving a net incoming per year of \$1.2 million. Over a seven year period - when you multiply that out it comes to \$8.4 million in net revenue. Mr. Zandri estimated the landfill closure at the end of seven years at \$2.4 million - with a net profit to the town over a seven year period of approximately \$6 million. Mr. Zandri commented that the landfill lease signed with CRRA was not in the best interest of Wallingford.

Mr. Zandri advised that the closure costs should have been spread out over the life of the landfill, not figured out in a short duration of time to figure out what the operating costs would be.

Assistant Town Attorney Small advised that the Council would have to give the

Town Attorney's office some direction as to what they would want to renegotiate.

Mr. Zandri advised he just wants to open the door to renegotiate the lease.

Mr. Parisi asked what happens at the of seven years when the landfill is filled up. Mr. Zandri advised we would be in the same boat that we will be in in two years with the landfill lease, only five years sooner.

Mr. Holmes noted that New Haven, which does not have any plans for waste disposal also went to the DEP for an expansion permit to build their landfill higher than it is now, their tipping fees just for landfill are now \$99.00 per ton. Mr. Zandri commented that Wallingford has something that all these other town's want, and what we are doing is giving our landfill away for a token amount of money, and on top of it we turned around and leased our landfill for \$40,000 a year. Mr. Zandri advised that the town itself is going to pay in excess of \$100,000 in the next fiscal year to dispose of town refuse.

Mayor Dickinson commented that he does not think there is 7-10 years left on the landfill. He has seen no figures that show there is 7-10 years left unless we go to a bailing operation to condense the trash. The engineering department figures also do not reflect that time period. The Mayor advised that at \$30.00 per ton we have one of the lowest tipping fees in Connecticut.

Mr. Zandri commented that Wallingford owns this landfill and Wallingford residents are going to be paying \$30.00 per town, but so are Meriden, Cheshire, North Haven and Hamden residents.

Mr. Bradley noted that the bottomline is financials. We received nothing as taxpayers in this town. The reason it is sitting at \$16.00 per ton is to benefit the taxpayers and to keep their rubbish removal rates low. Mr. Bradley read some financials on closing costs: revenue this year was \$851,196.19. Mr. Bradley noted that under the 1987-1988 operating budget the expenses ran \$218,116.00; leaving revenue coming into the town of \$633,080.19, using \$16.00 per ton tipping fees. Mr. Bradley noted that when talking about closing costs, this year's closing cost of \$410,000, when subtracted from revenue still showed \$223,000.00 in revenue to the town. If the tonnage remained at 53,200 tons - at \$30.00 per ton, the town would realize \$8.86 million in revenue over seven years. This includes increasing the operating cost by 10% per year.

Mr. Bradley noted that as far as knowing where the garbage is going, separating it, and some of the other comments heard, there is no way of tracing ground water contamination and determine which pile it is coming from. Mr. Bradley noted that as far as liability, if there are any law suits, Wallingford is going to be right in the middle of it. Mr. Bradley also commented that as far as the \$40,000, looking at this year, expenditure CRRA tipping fee \$88,500 has been budgeted. To continue to monitor the test wells,

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the town of Wallingford's responsibility is \$13,800; the hydroxide wells another \$8,000; the security on the hydroxide another \$18,000; we are looking at \$118,300. Add in the increase in rubbish removal just from the fire department roughly another \$10,000; the Board of Education at \$128,000. Mr. Bradley commented and with this illustrious contract that was negotiated, we are getting back \$40,000.

Mr. Holmes asked if the town received \$1 million a year for our landfill if Mr. Bradley would be happy with the project. Mr. Bradley commented no. Mr. Holmes noted that it was then not a financial issue - Mr. Bradley commented it was. Mr. Holmes noted that he thought the issue was to dispose of the trash so that we are not faced with another 400 feet of trash. Mr. Holmes noted that it is fine to criticize but how are we going to get rid of the trash; the crisis is now.

Mr. Bradley commented that we keep looking ahead, but why didn't we look at it when we negotiated the contracts. The people in the town are going to feel this.

Mr. Zandri commented that it is our landfill. The residents of the other town's participating in this project will also be paying only \$30.00 per ton and they are not contributing anything to Wallingford but their trash. Mr. Zandri stated that we are making it economically beneficial to the other towns and they have nothing at stake here, we have a landfill that they need and we are giving it away.

Mr. Solinsky asked if we continue to operate the landfill, would we just provide it to Wallingford residents? Mr. Zandri commented that all he is interested in is if we can renegotiate the terms of the landfill lease.

Mr. Parisi asked if it was possible that the state would have the authority to designate trash areas; which towns would dump their trash into what areas. Mr. Parisi thought that if towns did not act to establish programs, the state could dictate where garbage would be discarded. Mayor Dickinson advised this is correct. At the present time the Commissioner of DEP has the authority to designate where a town will take its trash if they do not have a plan filed.

In addition the General Assembly took up the issue of citing landfills and they are expected to take up the same issue next year. Citing meaning that some authority at the state level will designate landfills regardless of municipal boundaries. Mayor Dickinson felt the actions being taken are because of space in landfills that are left; the volume of trash that the municipalities are creating. Mayor Dickinson advised that the crisis is the volume of trash and the reduction of that volume and conserving of what landfill space there is.

Mr. Doherty asked Mayor Dickinson that according to the contract what is going to be dumped into the Wallingford landfill once the plant starts operating. Mayor Dickinson advised that ash from the landfill, bypass material, and possibly bulky waste. Mayor Dickinson advised that alternatives for bypass and bulky waste are being looked into. Mr. Doherty asked if the town residents will be able to use the landfill. Mayor Dickinson commented that the town residents will be able to use primarily the plant, since the effort is to keep citizens out of the landfill area because it is regarded as hazardous.

Mr. Doherty asked if the state is going to take all the measures described for the Springfield ash site with the Wallingford dump. Mayor Dickinson advised that initially no; there is on a temporary basis the use of the landfill without liners but any new site would require liners.

Mr. Zandri asked the Mayor if it is not true that CRRA is looking into shipping bulky waste out of town as a possible way of conserving space in the Wallingford landfill. Mayor Dickinson commented that he believed that was true. Mr. Zandri asked if the CRRA can mandate that bulky waste from the five towns be transported elsewhere. The Mayor commented that the CRRA is responsible for dealing with the bulky waste. Mr. Zandri asked that if the only thing that is going to be deposited in Wallingford landfill is the ash and all bulky waste will be shipped to Bridgeport as an example, can the CRRA do that. Mayor Dickinson advised that yes they can, as long as the policy board agreed. Mr. Zandri commented that he read that this would cost approximately \$70.00 per ton. Mr. Zandri asked Mayor Dickinson who would make up the difference if the decision was made and the cost was \$70.00 per ton. Mayor Dickinson advised that the difference would be reflected in the tipping fees.

Mr. Holmes noted that there is no cheap solution to this. No matter what system the town goes to it is not going to be cheap. Mr. Zandri commented that the only thing he thinks is the town should get what it has coming to it. We own the landfill, this project won't work without it, and he thinks the town should be compensated for it.

Mr. Zandri commented that he wanted the terms of the lease renegotiated, and as far as renegotiations we have all to gain and nothing to lose. Mr. Zandri further commented that there have been towns that have renegotiated their leases and their trash was picked up for nothing.

Mayor Dickinson advised that given a five town project it is impossible to determine where the trash comes from, so if Wallingford had a different tipping fee then the other four communities, at least 50% of the trucks going into the plant would say they picked up Wallingford trash.

Mr. Ray Rys, 96 Pierson Drive, noted that the renegotiation can start a committee to take a look at some of the issues the Council might have, and if it does warrant then there can be another Council meeting. Mr. Rys noted that the Town of Meriden is suppose to be paid by CRRA a sum of \$300,000-400,000 for the use of the landfill, but now that the ash is designated to come to the town of Wallingford, why aren't we getting the money. Mayor Dickinson advised the landfill lease for Meriden was based on the amount of space they had. The Mayor noted that the original plan was to take everything to Meriden and only use Wallingford for emergency items, however, since then the entire debate about ash occurred and concern about the wells arose. At the present time the use of the Meriden site is unlikely, and this means that Wallingford is the primary site. Mr. Rys suggested that Wallingford look into a subsidized trash system.

Mr. Vinnie Avery commented this is a bad deal. Mr. Avery stated that the size of the dumps - Meriden vs Wallingford - is immaterial. Mr. Avery advised that in talking with the head of DEP, we are not going to have a liner. Mr. Avery noted that Meriden renegotiated their lease with CRRA for the benefit of Meriden just a few months ago. Mr. Avery also noted that the CRRA mis-estimated the size of the incinerator by about 50%, where is that going to go - the Wallingford landfill - that is where it is going.

Mr. Jim Williams, 517 Pilgrims Harbor, noted that two years ago the Town Council used the incinerator with the 7-10 year figure on the landfill. Mr. Williams suggested the Council visit South Norwalk, Connecticut and take a look at what Norwalk Refuse Company is doing. For the last eight years they have been recycling outside. As of now they have taken their recycling inside. They have an enclosed concrete pad, and they are recycling 30-40% of the raw garbage. They have also found over the past eight years places to sell recycled wood, trees, debris, etc.

Mr. Peter Gouveia noted that in the Mayor's comments he gave us the reason to renegotiate the lease. At the time the lease agreement was signed, the intent of the landfill was a holding place for bulky material and for garbage in the event the trash plant was to shut down for some reason. That intent is no longer valid because we are now going to deposit ash and we are going to deposit bulky material at that landfill. Mr. Gouveia thinks this is a valid reason to renegotiate, the intent under which we signed the lease agreement is no longer the same.

Mr. Gouveia noted that the state does not have any authority to tell you where you are going to have a trash plant. Mr. Gouveia also advised that CRRA has the responsibility of removing the bulky material and the ash from the plant.

Mr. Gouveia commented that he thinks Mr. Zandri is correct and that we should renegotiate the lease. It is a very bad lease. In fact, Mr. Gouveia commented, it is only paralleled to another bad lease which is the lease between CRRA and our trash plant. Mr. Gouveia commented that he thought that the person who proposed this lease and the party who submitted the closure report on the dump, misrepresented the town. Mr. Gouveia noted there was a conflict of interest, since this party was seeking gainful employment with CRRA. Mr. Gouveia felt this was unethical and quite probably unlawful.

Mr. Ron Gregory commented there are two issues; there is a trash plant that is being located here, and then there is the fact that the town of Wallingford leased or gave away its landfill. Mr. Gregory urged the Council to support Councilman Zandri's motion. Mr. Gregory noted it is vague, but it is a beginning.

Mr. Holmes asked the Town Attorney's Office if in fact we leased the landfill for bulky waste and bypass, and not with the exclusivity of ash, does that not

change the lease. Assistant Town Attorney Small advised that she has not read the lease.

Mr. Parisi asked if this motion carried, what would be the ramifications on the trash plant. Assistant Town Attorney Small advised that the contract would still be in effect.

Mr. Adams commented that enough time and words have taken place since the original contract has been signed; he thinks that when we offer them the opportunity to renegotiate a contract they may be willing to do so. Mr. Adams commented that the contract is not a good deal for the town of Wallingford, especially seeing the other towns are getting the same benefits we are.

Mr. Holmes motion to move the question was seconded by Mr. Adams.

VOTE: To move the question - Unanimous ayes; motion duly carried.

VOTE: Renegotiate the lease - Mr. Holmes and Mr. Solinsky voted no; seven ayes; motion duly carried.

ITEM 11: Recommendation of routes for trucks requested by Councilman Parisi. Mr. Parisi's motion was seconded by Mr. Adams.

Mayor Dickinson advised that the town of Wallingford will make the decision regarding the routes to be used and certainly the Council can indicate what routes they would like to see used. The town can mandate those routes through the terms of the contract.

Mr. Killen asked who would make the final decision on the routes. Mayor Dickinson advised that he would be happy to go along with the routes chosen by the Council. Mayor Dickinson advised that haulers from other towns are only to use state highways.

Mr. Parisi's recommended routes:

North Haven and Hamden - I-91 north to Exit 13; north on South Colony (Route 5 north), to west on John Street and south on South Cherry Street to the trash plant.

Meriden - I-91 south to Exit 13 and the same route as above from that point on.

Cheshire - 1st choice - east on Route 68 to I-91, south to Exit 13.
2nd choice - east on Cook Hill Road to south on South Turnpike Road and then east on Toelles Road to South Colony. In both cases trucks would proceed north on South Colony to west on John Street and south on South Cherry Street to the plant.

Mayor Dickinson advised they should not use Cook Hill Road, since Toelles Road is a bad turn off South Turnpike Road. Mayor Dickinson advised that from the southern end of Cheshire, the best route would be down Route 10 and pick-up I-91 connector to I-91 north to Exit 13.

Mr. Solinsky suggested they keep the trucks off Route 68 altogether and route them from Route 691 to 91 and then down.

Mr. Parisi requested that the penalties be as strong as they can have them by law.

Assistant Town Attorney Small advised the town can impose a fine up to \$100. Mayor Dickinson advised that our real enforcement is through our contract with CRRRA.

Mr. Zandri asked how we are going to identify trucks that are coming from out of town versus Wallingford trucks on local streets. Mayor Dickinson advised that vehicles will have different color tags on them depending on the town.

Mr. Parisi advised that the routes will be a starting point.

Mr. Ray Rys, 96 Pierson Drive, asked if it is a fact that the police will not have jurisdiction over the trucks coming into Wallingford over roads not approved by the town of Wallingford for out of town haulers. Mayor Dickinson advised that the chief enforcement is contractually. If out of town haulers are found to be taking the wrong routes, there license will be lifted.

Mr. Killen asked if the only method of enforcement is going to be after someone complains. Mayor Dickinson advised that he believes CRRRA will have

people out on the roads to reinforce that only trash from the five towns will be brought to the plant, also they will be checking on the routes of the haulers.

Mr. Bradley asked if the town could get confirmation on what the state statute does allow. Mayor Dickinson advised that the Town Attorney's Office would have to get this information. The Mayor advised that to this date he is not aware of any research done to allow the town any additional enforcement in an ordinance that we do not already have under a contract. Assistant Town Attorney Small advised that after discussing this with Councilman Parisi, she called the DOT and asked if the town can specify that a truck take a certain route. The DOT said they do not have anything to do with this, but his concern was how this would be enforced. The only way the DOT official advised it can effectively be enforced would be through contract. At this point Assistant Attorney Small advised that the method of enforcement must be spelled out in the contract, whether an ordinance can be passed is really questionable at this time.

Mr. Avery asked how the town is going to get CRRA to enforce a traffic pattern. Mr. Killen advised that if CRRA gets the complaint and they can pull a permit away from the hauler, you are taking their life blood away from them. Mr. Avery asked what CRRA's job is - to enforce the law or burn garbage. Mr. Killen advised that CRRA has the right to pull a hauler's permit.

Mr. Holmes commented that he would hope that CRRA in conjunction with the police department, could set up various spot checks, monitoring certain roads.

Mr. Parisi commented that you start off with the best recommendation you can come up with, but it can be modified with the cooperation of people and hopefully CRRA and a contractual agreement.

Mr. Killen noted that we are discussing the routes, not how they are going to be enforced.

Mr. Edward Musso, 56 Dibbel Edge Road, commented that the town cannot control the small trucks route to the landfill.

Mr. Fred White, 2 Reene Lane, mentioned that as long as the trucks are registered in the State of Connecticut, they can travel on any state route they want to.

VOTE: Unanimous ayes; motion duly carried.

ITEM 12: Set a public hearing on August 9, 1988, at 7:45 P.M.

An Ordinance Amending Ordinance #12 Entitled "Sidewalk Ordinance" as amended by Ordinances #194, 259, 292 to authorize the construction of a school safety sidewalk where extension of an existing sidewalk will protect the safety of school children walking to a school bus stop.

Mrs. Papale's motion was seconded by Mr. Parisi.

VOTE: Unanimous ayes; motion duly carried.

WAIVE RULE V: Request the Council allow the Investigatory Committee make use of the Council Secretary to take minutes.

VOTE: On Waiving Rule V - unanimous ayes; motion duly carried.

Mr. Parisi's motion was seconded by Mr. Holmes.

Mr. Adams advised that this might set a bad precedent as far as expenditures of town monies. When a committee is meeting, usually the information that is brought about can be obtained by some of the people who are part of the committee.

Mr. Holmes commented that they are interested in having an accurate record of proceedings.

Mr. Bradley advised that the need for a secretary is to meet the FOI requirements as far as recording the minutes.

Mr. Zandri asked if a tape recorder would be sufficient. Mr. Parisi advised he tried a tape recorder, and you really cannot make heads or tails of the discussion.

Mr. Doherty commented he would argue in favor of a secretary. As someone who has been involved in two committees of his own, he was lucky to get a secretary to volunteer for the Simpson Pond Committee, but the Task Force Committee was not able to get a secretary, and it is just a lot, a time consuming process.

VOTE: Unanimous ayes; motion duly carried.

ITEM 13: Approve Town Council Minutes of three different meetings:

Mr. Doherty's motion to approve the June 14, 1988 Town Council Minutes was seconded by Mr. Adams.

VOTE: Mrs. Papale and Mr. Killen passed; seven ayes; motion duly carried.

Mr. Mike Staines asked if there was any reason why we would be accepting minutes from June when there were minutes that had not been accepted for May. Mr. Staines commented that the minutes for May could have been done rather than having a gap in completed minutes. He felt it would be more contiguous to have the earlier minutes completed first. Mr. Killen advised that the May minutes would be done soon.

Mr. Doherty's motion to approve the June 28, 1988 Town Council Minutes was seconded by Mr. Adams.

VOTE: Mr. Killen passed; eight ayes; motion duly carried.

Mr. Doherty's motion to accept the minutes of July 12, 1988 with three corrections: Page 7 - second paragraph - Mr. Bradley asked Sgt. Fairchild should be Mr. Doherty asked Sgt. Fairchild. Page 11 the same correction - third paragraph from the bottom - Mr. Doherty asked Mr. Costello - not Mr. Bradley; on page 1 - item 3 should be \$250.00 not \$265.00. Motion was seconded by Mr. Adams.

VOTE: Mr. Killen passed; eight ayes; motion duly carried.

Meeting adjourned at 10:15 P.M.

Meeting Transcribed and typed by:

Dona P. Morse
Council Secretary

APPROVED: Albert E. Killen
Albert E. Killen
Chairman

DATE: September 13, 1988

Kathryn J. Wall
Kathryn J. Wall
Town Clerk

DATE: Sept 13, 1988

Town Council Meeting Agenda

July 26, 1988

6:30 P.M.

1. Roll call and pledge of allegiance to flag.
2. Consider and approve a transfer of \$2,530.00 from Robert Early - Utilities for boxes in the Town Hall.
3. Consider and approve a transfer of \$7,960.00 requested by the Police Department from Council Contingency to Police Building Fund.
4. Consider and approve a transfer of \$6,000.00 requested by the Public Works Department for air conditioning for Simpson School. Transfer from Town Council Contingency Account No. 001-8050-300-3260 to Air Conditioning Old Building Account No. 001-5140-999-9908.
5. Public Question and Answer Period - 7:30 P.M.
6. Consider and approve proposed use of Simpson School Facilities.
7. Acceptance of Town Hall by the Town Council.
8. Discuss the Northeast Utilities Rate Settlement with the Town of Wallingford.
9. Report of Homeless Task force, requested by Councilman David J. Doherty.
10. Discuss possible action by Wallingford's Landfill Lease with CRRA, requested by Councilman Geno Zandri.
11. Discuss standard routes for trash trucks, requested by Councilman Robert Parisi.
12. Set Public Hearing on:

An Ordinance Amending Ordinance #12 Entitled "Sidewalk Ordinance" as amended by Ordinances #194, 259, 292 to authorize the construction of a school safety sidewalk where extension of an existing sidewalk will protect the safety of school children walking to a school bus stop.
13. Approve Town Council Minutes of June 14, June 28 and July 12, 1988.



OFFICE OF THE MAYOR
TOWN OF WALLINGFORD
CONNECTICUT

WILLIAM W. DICKINSON, JR.
MAYOR

July 20, 1988

Wallingford Town Council
Wallingford, Connecticut

ATTENTION: Albert E. Killen, Jr., Chairman

Dear Council Members:

The Council established a committee to evaluate the use of Simpson School facilities that were vacated by the Comptroller. That committee has met and solicited input from potential users as well as current occupants of the facility. Several issues became apparent very early in the discussions.

1. There are many legitimate users seeking space that is in limited supply.

2. Not every interest can be addressed.
3. That while a decision about short term uses can be made, the town needs to prepare a more comprehensive and long term plan for the facility.

The building itself has been operated by the town for over a decade. Deficiencies from the outset still exist; these and others should be addressed over the next few years.

In the meantime, a three pronged recommendation has been formulated.

1. That the Recreation Department be the designated user of the rooms vacated by the Comptroller.
2. That the needs for additional space by Wallingford Community Day Care for its programming be provided for by designating an additional room for their use next to the current location.
3. That a second floor classroom currently used for equipment, records and program material storage be used by Youth Services thereby restoring to them the space lost when the Food Bank was move to the second floor of Simpson.

Implementation of the above will require an expenditure of funds but it would appear based on committee deliberations that this course, at this time, represents the least costly while addressing serious needs of two town departments and one affiliated agency. The repairs and improvements necessary to implement these recommendations will be done through the Public Works Department.

Sincerely,

William W. Dickinson, Jr.
Mayor

WWD:jc

y 26,1988

Recommendations--Wallingford Task Force
on the Homeless

Homeless Shelter be established in Wallingford, Conn. with its primary focus aimed at helping homeless individuals. The facility would also have the ability to assist families in need.

A. Statistical evidence showing a need:

- 1). Wallingford Emergency Shelter (Nov.19,1986- April 29,1987)

A). November- 43 clients	
B). December- 166 clients	40-different people served
C). January- 223 clients	15-capacity per night(5-times)
D). February- 265 clients	Average night- 9 clients
E). March- 359 clients	
F). April- 292 clients	
- 2). Clients paid by Town Welfare in 1987-88
 - A). Nov.- 1-person for 10 days; 1-person for 3 days; 1-person for 1 day
 - B). Dec.- 1-person for 10 days; 1-person for 3 days
 - C). Mar.- 4-persons for 2 days
 - D). Apr.- 1-person for 9 days
 - E). Payment for family(4-persons) at Toll Gate Motel(3/16-4/4)

3). St. Vincent DePaul(Meriden) Statistics:

- A).Nov.- 8
- B).Dec.-7
- C).Jan.-4

4). "Wallingford Food For Friends"- Soup Kitchen:

- A). Attendance averaged 9-12 persons per-week-day the kitchen was open

5). Out-of-town shelters used by Wallingford clients:

- A). New Haven and Middletown

6). Comments by Louis Mirabella(Meriden Shelter) along with the recommendations of the VNA and LWV

Begin a dialogue between the Wallingford Police Department and the Wallingford Emergency Shelter group to make the department aware of the resources that are available for assisting the homeless.

- A. Transportation of homeless to the Meriden shelter when necessary by the WES volunteers.

3. Continuation of the agreement to provide a "Health Promotion Program" offered by the Visiting Nurses Association.

- A. Nurse provided nightly- specialists when needed
- B. Referrals to outside agencies
- C. Education of volunteers
- D. Make use of a part-time case management worker provided through the Community Provider Consortium(Dept.Mental Health) to help locate housing, food and transportation for the homeless.

4. Develop a community education program(Action Plan) to make the citizens of Wallingford aware of the homeless problem.

- A. Panel presentation to be developed by early September

1). Organization and coordination by Debbie Bowie(LWV)

- A). Moderator-Dian Marandola(VNA) along with Tom Zappala and David Maclary(WES) and VNA staff personnel.
- B). Available to service clubs, churches and other community groups.

- C). T.V. program(access channel) to be developed.

- B. Encourage interested local citizens to help prepare the shelter site for occupancy.

5. Town government assistance:

- A. Support effort to gain Planning and Zoning approval of site location.

1). September 12-the meeting (application filed)

- B. Financial aid to help defray the cost involved in preparing the site along with the 2-year lease and supplies needed to bring the building up to various town codes.

1). Request for contribution of \$8,000 from the Town of Wallingford for fiscal year 1988-89.

6. Continue addressing the issue of the need for "Affordable Housing" in the Town of Wallingford.

- A. Coordinate efforts with the Wallingford Housing Authority, Planning and Zoning Commission and the Town Council.

1). Join in with the LWV in their study of this issue in the upcoming year.

Town Council Meeting Summary

August 9, 1988

	<u>Page</u>
Approved Consent Agenda Item 3 and Item 6	1
Approved acceptance of the following roads and right-of-ways: Ryan Drive; Edgewood Drive; Williams Road opposite Hampton Trail; Williams Road north of Malchiodi Drive; South Turnpike across from Redwood; and Scard Road and George Washington Trail	1-2
Approved transfer of \$3,550.00 from Self-Insurance Claims Account No. 8040-800-8280 to Professional Services Account No. 1320-900-9010	2
Approved transfer of \$107.00 from Overtime-Clerical Account No. 1420-100-1400 to Telephone Account No. 1420-200-2000	2
Denied transfer of \$8,000 from Council Contingency/Reserve for Emergency Account No. 8050-800-3190 to Contribution Wallingford Emergency Shelter Account No. 3070-600-6885	2-6
Public Question and Answer Period	6-7
Approved Amendment to Sidewalk Ordinance	7-10
Set a Public Hearing to Amend Scenic Road Ordinance No. 363	10
Approved Resolution authorizing grant application to Department of Human Resource for Community Service Grant for support of SCOW	10-11
Approved the use of first floor space in the railroad station for U.S. Census Bureau in lieu of downstairs space, and authorize Mayor Dickinson to sign the lease with the U.S. Census Bureau	11
Discussed the status of foreign trash found in the landfill	11-12
Tabled approval of Council Minutes of July 19, 1988	12

TOWN COUNCIL MEETING

August 9, 1988

6:30 P.M.

A regular meeting of the Wallingford Town Council was held in Council Chambers, called to order at 6:40 P.M. by Chairman Albert E. Killen. Answering present to the roll called by Town Clerk Kathryn J. Wall were Council Members Bradley, Doherty, Holmes, Killen, Papale, Solinsky, Zandri. Councilman Adams was on vacation. Also present were Mayor William W. Dickinson, Jr.; Thomas A. Myers, Comptroller, and Janis Small, Assistant Town Attorney. The Pledge of Allegiance was given to the flag.

A motion was made by Mr. Doherty to move the following items on the Consent Agenda; Item 3 and Item 6. This motion was seconded by Mrs. Papale.

VOTE: Unanimous ayes; motion duly carried.

ITEM 2: Consider and approve the following roads and right-of-ways:

1. Ryan Drive, a new road off Route 68 from Iannini - a letter was read from John Costello and Steven Deak advising that all work was completed in accordance with the approved subdivision plan and any performance bond being held for this work may be released. They also advised that the road was ready for acceptance into the town's roadway system.

Mrs. Papale's motion was seconded by Mr. Parisi.

VOTE: Unanimous ayes; motion duly carried.

2. Edgewood Drive, a cul-de-sac - a letter was read from John Costello and Steven Deak advising that all work was completed in accordance with the approved subdivision plan and any performance bond being held for this work may be released. The letter also noted that the road was ready for acceptance into the town's roadway system.

Mrs. Papale's motion was seconded by Mr. Parisi.

VOTE: Unanimous ayes; motion duly carried.

3. Right-of-way along Williams Road, opposite Hampton Trail.
Right-of-way along Williams Road, north of Malchiodi Drive.
Right-of-way along South Turnpike, across from the Redwood.
Right-of-way along Scard Road and George Washington Trail.

Mrs. Papale's motion was seconded by Mr. Parisi.

Linda Bush advised that when the Planning and Zoning Commission approves a subdivision, and that road does not have the right-of-way which is required by zoning requirements, which in most cases is 50 feet in width, Planning and Zoning requires that the subdivider deed the additional right-of-way fronting his lots to the town of Wallingford so the town will have a legal right-of-way. Most of the time this right-of-way is for sidewalks, utility poles, and room for snow plowing. This right-of-way could be up to 3 feet wide. The right-of-way is a sliver of land abutting existing town property and new property lines are established for the new lots.

Linda Bush advised that Williams Road opposite Hampton Trail was a three lot subdivision for Vinnie Verna - this strip of land may be 300 feet long; the right-of-way north of Malchiodi Drive on Williams Road was part of the Heritage Hills subdivision - this is more like 800 feet long, that was a seven lot subdivision; the right-of-way along South Turnpike across from Redwood was another three lot subdivision; the right-of-way along Scard and George Washington Trail was much longer - this land was part of the George Cooke subdivision that went from Scard Road to George Washington Trail, and Planning and Zoning just required all developers to deed to the town additional right-of-way so the town has the legal right-of-way for town purposes.

Mr. Zandri asked if the right-of-ways are recorded as far as exactly where the property lines are. Linda Bush advised that most of the right-of-ways being discussed here are quitclaim deeds since the town does not always know where the property starts. The description is approved by John Costello; the deed is approved as to form by the Town Attorney's Office.

VOTE: Unanimous ayes; motion duly carried.

ITEM 4: Consider and approve transfer of funds - Town Attorney's Office: \$3,550.00 from Self-Insurance Claims Account No. 8040-800-8280 to Professional Services Account No. 1320-900-9010.

Mrs. Papale's motion was seconded by Mr. Holmes.

Mr. Doherty advised he would abstain because it is a case involving Westview Hills.

- Mr. Killen advised this is a conglomeration of bills put together and there was not enough money at the end of the year to cover them for outside services. Mr. Killen also advised this was part of the 1987-1988 fiscal year budget.

VOTE: Mr. Doherty abstained; seven ayes; motion duly carried.

ITEM 5: Consider and approve transfer of funds - Tax Department: \$107.00 from Overtime-Clerical Account No. 1420-100-1400 to Telephone Account No. 1420-200-2000. This item is also from the 1987-1988 fiscal year budget.

Mrs. Papale's motion was seconded by Mr. Parisi.

VOTE: Mr. Bradley and Mr. Zandri voted no; six ayes; motion duly carried.

ITEM 7: Consider and approve transfer of funds - \$8,000.00 from Council Contingency/Reserve for Emergency Account No. 8050-800-3190 to Contribution Wallingford Emergency Shelter Account No. 3070-600-6885.

Mrs. Papale's motion was seconded by Mr. Holmes.

Mr. Doherty advised there were some questions raised at the last meeting; one from Ray Rys about spending money to upgrade someone's private property. Mr. Doherty advised that he has worded the motion that this particular money that the town is setting aside is to go strictly for operating expenses; strictly for rent payments starting November 1, at \$1200 a month and ending on May 1. The checks would be made out to the landlord from the town. Mr. Doherty noted that there was another question raised about state funding - are there any other sources of money out there. Mr. Doherty noted that he contacted the State Department of Human Resources in Hartford and talked to Alan Charbonneau. Mr. Charbonneau requested that the Wallingford Emergency Shelter submit a letter of inquiry to the Commissioner of Human Resources, Elliott Ginsberg. Mr. Doherty was told to mention in this letter that Wallingford did have a shelter going for two years and did receive some funding in the past. Mr. Charbonneau said the Department of Human Resources funds shelters at \$4.79 per bed per night, 365 nights. Mr. Charbonneau suggested the two submit a grant for \$26,000 from the particular department. Mr. Doherty advised that Mr. Charbonneau also noted there was a possibility of getting some utility costs as well, and, of course, there is reimbursement from welfare for anyone on general assistance. Mr. Doherty noted that there is also a large sum of money that was appropriated by the U.S. House of Representatives, \$642 million for an emergency program for the homeless. This program was passed on August 4, 1988, and is on its way to the Senate. The bill is named for the late Representative Stewart McKinney, and Mr. Charbonneau said that some of this money might be tapped into.

Mr. Doherty suggested that the Council pursue the \$8000 transfer and if the town is able to get money through the process of filing of applications with the state, then the Wallingford Emergency Shelter Group would refund the town the money it had expended.

Mr. Frank Pappas, 86 North Cherry Street, advised he was at the meeting with a few of his neighbors who live adjacent to the proposed shelter. Mr. Pappas advised that he can understand the need for a shelter, he is not against it, he is disabled, but his concern is how far this situation would go. Mr. Pappas feels his property and his neighbor's property are being compromised according to this situation. Mr. Pappas asked the Council to take a little longer before deciding on the location for the shelter.

Mr. Doherty advised that the particular building has been looked at by the fire marshall as far as the capacity to handle the group that would be there in the evening. Mr. Doherty advised there would be a maximum of 15 beds with two supervisors, at the most. When the shelter was run two years ago, during the entire winter they only achieved a maximum of 15 on five nights, and they were below that number every other night. They averaged roughly nine persons per night, and two supervisors. The shelter would be open at 7:00 P.M., and would close at 7:00 A.M. It would not be open at all during the daytime. There would be no reason for anyone to stay around the shelter during the day. It would not be open. There is no soup kitchen. There is no meal provided at lunch. The people coming at night get a hot supper, coffee, and a breakfast before they leave at 7:00 A.M. Mr. Doherty advised that judging from past experience the shelter was opened in November and closed in mid-April. Mr. Doherty noted that we are talking about a limited time during the year, a limited number of people, and a limited number of hours in a day. Mr. Doherty commented that the Wallingford Emergency Shelter Group and the Task Force would be sitting down at the end of August and meeting with neighbors to explain to them the set of rules that they have for the shelter.

Mr. Pappas commented that the other shelters seemed to be a little more conducive than the proposed shelter on North Cherry Street.

Ethel Yarnell of the Shelter Group, advised that the first year the shelter was in existence they used the church on Meadow Street to see if there was a need in the town of Wallingford for a shelter. The second year the shelter was moved to 28 Quinnipiac Street, but since the rent went up considerably and the group had a few problems with the landlord, they decided to move the shelter to a new location. The arrangement on North Cherry Street is to have a one year lease with an option for a second year.

Mr. Doherty advised the shelter is for Wallingford's homeless.

Mr. Holmes asked how important it was to commit to the \$8,000 at this meeting. Mr. Doherty commented that the Shelter Group needs some funds to get off the ground. The Shelter Group has been using a lot of their funds for the repair of the building; the owner has split the cost of a new roof; and there are a lot of inside repairs to be made.

Mr. Holmes suggested that a meeting be held with the residents, address their concerns, and in two weeks come back to the Council with their comments, suggestions, etc. Mr. Holmes noted he is hesitant to commit to this money now when there are so many unanswered questions on the part of the residents of North Cherry Street.

Mr. Parisi asked if the Task Force Committee would pursue the sources of funding that Mr. Doherty mentioned. Mr. Doherty advised they absolutely would be looking into this immediately.

Mr. Parisi asked if the Shelter Group has funds. Ethel Yarnell noted the group has some funds which will be used to get the building ready.

Ethel Yarnell noted the 1986-1987 operating budget: Total budget - \$19,252; program rent - \$9,610; salary - \$3,000; payroll taxes - \$366; consumable supplies - \$1,920; insurance - \$274; maintenance and repair - \$151; utilities - \$2,841 and transportation - \$90.

Mr. Parisi asked what the salaries were for. Ethel Yarnell advised the salary was for the director.

Mr. Bradley asked why they were going ahead with a transfer of money if the Planning and Zoning approval of a "change of use" application would not be heard until September 12, 1988.

Mr. Doherty noted that when applying for a state grant, it certainly looks better in the eyes of the state if the town has already made a commitment. The Planning and Zoning approval is basically an administrative change of use, it is in an I40 zone, it is a proper use for the particular zone. Mr. Doherty commented that the intent of the town plays an important part in this matter.

Mr. Bradley asked Mayor Dickinson about having the Grant's Administrator research the state funding that is available. Mayor Dickinson advised that the town would not apply for the grant; the Shelter Group since it is a separate corporation, would have to apply for the funding.

Ethel Yarnell advised that they have begun work on getting a state grant, but before the state will begin the grant application, you must have a shelter identified. Ethel Yarnell advised that the last time they received grant money it took until January before the funding came through.

Mr. Solinsky asked what type of insurance is carried on the shelter. Ethel Yarnell advised the insurance policy covered liability and fire, it was an operational insurance. The landlord was responsible for the building.

Mr. Solinsky asked for the Town Attorney's Office to find out if this would present any liability to the town if the money is appropriated. Assistant Town Attorney Small advised that the money should be paid to the Emergency Shelter Group and have it designated for rent purposes.

Mr. Killen asked where the \$19,000 came from that the Emergency Shelter spent. Ethel Yarnell advised they had received a state grant for that year totalling \$20,000.

Mr. Killen asked if there was a charge to the people who stayed at the shelter. Ethel Yarnell advised no; you could ask for a contribution, but you could not charge them.

Ethel Yarnell noted that from November 1986 to April 1987 the shelter put up 63 different clients and 40 of them were known Wallingford residents. There were 12 women and one family out of the 63 clients. The main reasons given for being homeless were: eviction, family disputes, unemployment, high rent, mental illness, alcoholism and drug abuse. The Director and VNA helped place and direct several of the people.

Mr. Pasquale A. Melillo, 15 Haller Place, Yalesville, asked if the manufacturers in Wallingford have been approached for a contribution. Mr. Doherty advised they have not approached the Manufacturer's Association. Mr. Melillo asked that the manufacturers be asked for a contribution. Mr. Melillo also asked if the churches have become involved. Mr. Doherty advised that the churches do get involved in terms of sending volunteers to stay overnight, food donations, etc.

Mary Beth Applegate, 1 Perkins Drive, asked about a soup kitchen location. She asked if it would be in the lease for the shelter that it cannot be considered as a soup kitchen, or is it something that will come back to the

Council because there is no location for a soup kitchen. Mr. Doherty advised that the problem with the soup kitchen revolved around the fact that there was no shelter and there were no meals available anywhere during the day. Mr. Doherty advised he would be opposed to having a soup kitchen with a shelter located there.

Mary Beth Applegate advised that the people who came to the soup kitchen were not the homeless. They were people who had homes or a motel room and since they would not have access to breakfast and a supper, they would still not have the hot meal provided, and these are the people who are going to come looking for a soup kitchen.

VOTE: Mr. Holmes, Mr. Killen, Mr. Parisi, Mr. Solinsky all voted no;
Mr. Bradley, Mr. Doherty, Mrs. Papale, Mr. Zandri all voted yes; motion was denied.

Mr. Holmes commented that he would be more agreeable to this if the group met with the residents and came back in a couple of weeks. Mr. Parisi agreed with Mr. Holmes.

Mr. Doherty noted that they are trying to set up a meeting with the residents, and the only roadblock is Mr. Zappala who is on vacation, due back August 24.

Public Question and Answer Period (7:30 P.M.)

Mrs. Carolyn R. Massoni, 41 Hillsvie Road, asked if the tape for the meeting of July 26 is back in the office. Mr. Killen advised that to the best of his knowledge it was. Mrs. Massoni asked to hear it on Friday.

Mrs. Massoni noted that the minutes were not filed until Thursday, 9 days after the meeting. Dona advised the summary was submitted on Thursday, which was within the 48 hour time limit. Mrs. Massoni felt the summary was not the type of summary that should be filed in place of the minutes, they were not really adequate for that type of filing. Mr. Killen advised that all that is required are the votes, and the official minutes would cover the rest of the dialogue that went on.

Mrs. Massoni questioned why Mr. Killen passed when approving the Council Minutes for June 14, June 28 and July 12. Mr. Killen advised it is his prerogative. Mrs. Massoni asked Mr. Killen why he signs them as being approved. Mr. Killen advised that if the Council approves the minutes, he has to sign them as approved. Mrs. Massoni then read instructions on Council minutes.

Mrs. Massoni noted her point was that the Town Clerk is legally and officially the Clerk of the Council, and the minutes should be approved and that approval vote should be by all. Mr. Killen disagreed.

Mrs. Massoni asked Mr. Bradley if the three letters have been submitted to him on quotes of bids for computerized indexing in the Town Clerk's Office. Mr.

Bradley advised he has not received any yet. Mr. Bradley advised that Kathryn Wall did approach him noting that she has received one quote to-date. Mrs. Massoni asked if this would then come before the Council for reconsideration. Mr. Bradley advised he would hope so.

Mr. Pasquale A. Melillo, 15 Haller Place, Yalesville, asked about the status of the report he was promised on the pension investments. Mr. Killen advised he asked the Comptroller to advise Mr. Melillo about the next meeting of the Pension Committee. Mr. Killen advised he would have a copy sent to Mr. Melillo of the last meeting.

Mr. Melillo advised that these special investments consume a lot of the taxpayers money, and Mr. Melillo feels the quarterly Pension Committee Meetings should be transferred to be made part of the Town Council regular meetings. Mr. Melillo also requested that the Comptroller send him a copy of the latest Pension Committee Minutes. Mr. Myers advised that there would be a substantial amount of paper to reproduce this report. Mr. Killen advised that Mr. Melillo might have to pay for a copy of this report.

Mr. Melillo requested a copy of the summary sheets.

Mr. Edward Musso, 56 Dibbel Edge Road, presented a plan for parking along Prince Street.

ITEM 9: Public Hearing on Amendment to Sidewalk Ordinance: Amendment,
Section 12:

a. If in his opinion, the public safety and the safety of the school children of Wallingford so require, the Mayor may order the Public Works Department to construct, at the town's expense, school safety sidewalks in and upon the street and highways of the town within one mile actual walking distance along such streets and highways from the principal entrance, gate or entrance walkway of any elementary school building, AND TO CONSTRUCT AN EXTENSION OF AN EXISTING SIDEWALK IN ORDER TO PROVIDE FOR THE SAFETY OF SCHOOL CHILDREN WALKING TO A SCHOOL BUS STOP SERVING THE PUBLIC SCHOOL SYSTEM.

b. The action of the Mayor provided for in sub-section (a) hereof shall be subject to the approval of the Planning Commission of the Town of Wallingford as required by Section 8-24 of the Connecticut General Statutes, Revision of 1958, as amended, and to the necessary appropriation by the Town Council.

c. Nothing herein contained shall be construed as waiving the requirements set forth by Sections 2, 5, 6 and 7 of this ordinance having to do with the maintenance of such sidewalks after they are once constructed by the town.

d. No public hearing as required by Section 9 of this ordinance shall be required for the construction of school safety sidewalks at the expense of the town as herein provided.

Mrs. Papale's motion was seconded by Mr. Holmes.

Mr. Killen asked Mayor Dickinson if the only part being amended was that underlined in Section 12. Mayor Dickinson advised that only the underlined section was being amended.

Mr. Solinsky asked what brought on the need for this amendment. Mayor Dickinson advised that there is a situation on Mansion Road involving some 12-15 children where there is not a sidewalk. Mansion Road is a heavily traveled road. There is an existing sidewalk system, and there should be sidewalks in question, but apparently this was waived as part of the Planning and Zoning process many years ago. In order for these children to reach the school bus stop, they have to walk along Mansion Road, then reach the sidewalk system and then walk down the sidewalks to an area within Landmark Street and get the bus there.

Mr. Bradley asked about Section (d), no public hearing as required by Section 9. Mayor Dickinson advised that this is not a change, this is the existing ordinance. The only change is the underlined section.

Mr. Bradley commented that the way the ordinance is written it sounds like the Mayor is the caretaker of the sidewalks. Mayor Dickinson advised that as far as putting the sidewalks in for school safety purposes, it gives the Mayor the authority to seek that appropriation, for generally the placement of sidewalks involves many more people and the real issue is the maintenance and repair which falls on the individual property owner.

Mr. Zandri asked if Section (d) does not give the Mayor the same authority as what we are adding in the underlined section. Mayor Dickinson advised that Section (d) only reflects the need for a public hearing which is contained in Section 9. Section (a) designates where a sidewalk can be put in for school safety purposes and the way the ordinance reads without the amendment sidewalks can only be put in if they are within one mile actual walking distance along a street or highway from the principal entrance walkway of an elementary school building. We are adding the ability to construct extension to an existing sidewalk in order to provide for a school bus stop, so Section (d) only further provides for the rules and regulations which are reflected in (a) as it is currently written. If they change (a) to include bus stop situations, then (d) would also include the bus stop situation.

Mrs. Papale mentioned that anyone who was familiar with the area would approve of this change of the ordinance.

Mary Beth Applegate, 1 Perkins Drive, noted that Planning and Zoning should be tied into this particular ordinance. Planning and Zoning can require a developer of a new area to put in a sidewalk. Frequently these developments go in without sidewalks, they are waived. Mary Beth Applegate advised that if it is not tied in with Planning and Zoning requiring the developers to put in the sidewalks you will find the town footing costs for a lot of sidewalks that should be done by private contractors.

Marsha Moreno, Mansion Road, advised that their builder in the Nod Brook area did put all the sidewalks in, but the sidewalks for Mansion Road were waived. As Mayor Dickinson stated, there are about 15 children that have to walk to the bus stop. The bus will not stop on Mansion Road because it comes down a blind hill from the apple orchard and cannot stop. The bus stop was moved by the Board of Education from the corner of Mansion and Landmark to Landmark and Nod Brook because they do not want the children anywhere near the Mansion Road area. Marsha Moreno advised the homeowners are willing to maintain the sidewalks.

Mr. Doherty advised that Planning and Zoning must be made aware of this particular situation. Mr. Doherty noted that it makes no sense for Planning and Zoning to keep waiving these particular sidewalks, if later on the town has to go and put them in. Mr. Doherty advised he sees no argument with putting this one in for safety reasons. Mr. Doherty agreed that the developers should be responsible for sidewalks when the issue is before Planning and Zoning. There should not be a waiving of sidewalks. If sidewalks are in the regulations, they should be put in.

Mayor Dickinson advised that the original ordinance placed the cost of the sidewalks on the property owners, and that was the reason for the public hearing. The ordinance does not deal with school safety sidewalks, just sidewalks in general. When school safety became the issue, then the public hearing was waived and regardless of whether property owners wanted it or not, in order to provide a safe walking path within one mile walking distance of a school, the ordinance allowed the placement of that sidewalk not at the property owner's expense, but at the town's expense.

Mr. Killen advised that the Town Council is changing an ordinance to accommodate the Board of Education and Planning and Zoning because they do not do the job they are entrusted with. Mr. Killen advised that the Mayor has the authority now to order sidewalks be installed anywhere in town at the owner's expense.

Mr. John Moreno, Mansion Road, noted that they went to the Board of Education meeting with graphs, charts, etc. The meeting lasted two minutes and the Board of Education said they agreed but that the group would have to go to the Mayor and Town Council to get the sidewalks.

Mr. Killen advised that the Board of Education should be asking Planning and Zoning why they are allowing the subdivisions without sidewalks.

Mr. Holmes advised he does not see massive sidewalk construction going on because of this ordinance amendment. Mr. Holmes noted it will be decided on the good judgement of whoever sits in the Mayor's chair and the Town Council to decide these issues on a case by case basis.

Mr. Doherty's motion to move the question was seconded by Mr. Holmes.

VOTE: To move the question: Unanimous ayes; motion duly carried.

Mrs. Papale's motion to approve the amendment to the ordinance was seconded by Mr. Holmes.

VOTE: Unanimous ayes; motion duly carried.

ITEM 10: Set a Public Hearing to amend the Scenic Road Ordinance No. 363. Mrs. Papale's motion to set a Public Hearing for August 23, 1988, at 7:45 P.M., was seconded by Mr. Bradley.

VOTE: Unanimous ayes; motion duly carried.

ITEM 11: Withdrawn.

ITEM 12: Consider and approve Resolution authorizing grant application to Department of Human Resource for Community Service Grant for support of SCOW.

CERTIFIED RESOLUTION OF LOCAL AGENCY

Certified a true copy of a resolution duly adopted by the Local Agency at a meeting of its Governing Body on _____.

WHEREAS, pursuant to Chapters 133 and 300a of the Connecticut General Statutes, the Commissioner of Human Resources is authorized to extend financial assistance to municipalities and human resource development agencies; and

WHEREAS, it is desirable and in the public interest that the Town of Wallingford make application to the State in such amounts as may be made available for undertaking a Community Service Program and, to execute a Grant Request therefore.

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

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapter 133 and 300a of the Connecticut General Statutes.
2. That it recognizes the responsibility for the provision of local grant-in-aids to the extent that they are necessary and required for said program.
3. That the filing of an application by the Local Agency is hereby approved and that the MAYOR OF THE TOWN OF WALLINGFORD is hereby authorized and directed to execute and file such application with the Commissioner of Human Resources, to provide such additional information as the Commissioner may request, to execute a Grant Action Request with the State of Connecticut for state financial assistance if such an agreement is offered, to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the Local Agency.

Mrs. Papale's motion was seconded by Mr. Parisi.

Mr. Doherty asked if any of the money is refundable. Mr. Roe advised the money is entirely state money. Mr. Roe commented that for cash flow purposes, generally from October-December, he might be back to the Council asking that they be allowed to borrow funds from the General Fund until they receive their first grant payment from the state. This money would be reimbursed to the town when the payment from the state is received.

VOTE: Unanimous ayes; motion duly carried.

Mr. Parisi's motion to move up Item 14 on the agenda was seconded by Mr. Holmes.

VOTE: Unanimous ayes; motion duly carried.

ITEM 14: Authorize the use of first floor space in the railroad station for U.S. Census Bureau in lieu of downstairs space, and authorize Mayor Dickinson to sign the lease with the U.S. Census Bureau. Mrs. Papale's motion was seconded by Mr. Holmes.

Mayor Dickinson advised the space is the old coffee shop which is currently being used by Adult Education as approved by the Council previously. Mayor Dickinson advised that after a meeting with Jay Cretella the office space on the first floor would be available for the Census Bureau.

Mr. Cretella advised that the Census Bureau representative's did not like the downstairs space. Mr. Cretella advised he would be willing to free up the space on the first floor since it is a temporary arrangement, August - December. Mr. Cretella asked the local Census Bureau representative what the town would benefit by giving them this space. The Census Bureau representative offered Wallingford what statistical data that might become available in their studies.

Mayor Dickinson advised that in the lease they would require the Census Bureau to hold the town of Wallingford harmless.

VOTE: Unanimous ayes; motion duly carried.

ITEM 13: Review the status of foreign trash found in the landfill requested by Councilman Bradley.

Mr. Bradley asked Mayor Dickinson what the update was from Dennis Martin on the proceedings at the landfill.

Mayor Dickinson advised he has not received an update because Mr. Martin is on vacation.

Mr. Bradley asked how much out of town trash was found. Mayor Dickinson advised they are taking the appropriate actions and anyone who is bringing out-of-town trash into the landfill can expect prosecution upon the town's finding of evidence to support that prosecution.

Mr. Bradley asked if the inspections are ongoing. Mayor Dickinson advised not every day. Mayor Dickinson commented they have a policeman down at the landfill, but they are not inspecting the trash every day.

Mr. Bradley asked if the Director of Public Works has been kept informed. Mayor Dickinson advised he cannot speak for Mr. Deak.

Mr. Bradley noted his concern that the ordinance gives the Director of Public Works the responsibility of monitoring the landfill, and based on his observation it is to be turned over to the Police Chief. Mayor Dickinson advised that as far as he knows Mr. Deak has been taking all appropriate action, cooperative and otherwise to see to the enforcement of the ordinance in the most feasible manner.

Mr. Bradley advised that when Mr. Martin returns he would like a status on what was found, how much was found, etc.

Mr. Bradley advised that it is Public Works responsibility to conduct the inspections to ensure that foreign trash is not coming into the landfill.

Mr. Vincent Avallone, 1 Ashford Court, asked what prompted the concern all of a sudden for the town to start investigating to see whether or not out-of-town garbage was coming in where in less than a month this landfill is going to be turned over to CRRA.

Mayor Dickinson advised that it is not a sudden concern. They have had monitoring previously, last year and at other times, so it is not just within the last several weeks or months.

Mr. Avallone asked if this was prompted at all by the fact that CRRA has a concern or will have a concern in the future. Mr. Avallone feels that we are using our police force to investigate garbage at a time where in three weeks we are not going to be involved with this landfill anymore.

Mayor Dickinson advised the enforcement taken recently was not at the behest of CRRA.

This item does not call for any action. It was strictly a discussion item.

ITEM 15: Mr. Doherty's motion to table the approval of the Council Minutes of July 19 to the next meeting was seconded by Mr. Parisi.

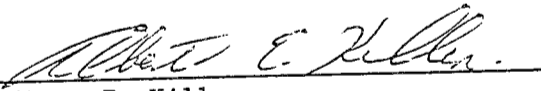
VOTE: Unanimous ayes; motion duly carried.

Meeting adjourned at 9:00 P.M.

Meeting Transcribed and typed by: .


Dona P. Morse
Council Secretary

APPROVED:


Albert E. Killen
Chairman

DATE:

3-28-89


Kathryn J. Wall
Town Clerk

DATE:

3-28-89