

TOWN COUNCIL MEETING

TUESDAY, JULY 9, 1991

7:00 P.M.

AGENDA

1. Roll Call & Pledge of Allegiance
2. Consider and Approve an Appropriation of Funds in the Amount of \$18,810.00 from Revenues: Insurance Recovery to Appropriation: Insurance Claim Police Station to Establish a Budget for the Receipt of Funds Received for Lightening Damage at the Police Station - Risk Manager (F.Y. '91-92)
3. Consider and Approve a Transfer of Funds in the Amount of \$1,000 from Contingency; Reserve for Emergency to Overtime for the Welfare Dept. - Mayor's Office (F.Y. '91-92)
4. Consider and Approve a Transfer of Funds in the Amount of \$1,779.00 from Clerk & Cataloger to Misc. Fact Finding - Mayor's Office (F.Y. '90-91)
5. PUBLIC QUESTION AND ANSWER PERIOD - 7:30 P.M.
6. PUBLIC HEARING on An Ordinance Appropriating \$1,500,000 for the Acquisition of Certain Wallace Avenue and Center Street Properties and Authorizing the Issue of \$1,500,000 Bonds of the Town to Meet Said Appropriation and Pending the Issue Thereof the Making of Temporary Borrowings For Such Purpose - 7:45 P.M.
7. Consider and Approve a Transfer of Funds in the Amount of \$904.00 from Fire Chief's Wages to General Wage - Fire Dept. (F.Y. '90-91)
8. Consider and Approve a Transfer of Funds in the Amount of \$2,000 from Contingency; Reserve for Emergency to Building Renovations - Fire Dept. (F.Y. '91-92)
9. Consider and Approve Transfers of Funds (2) Necessary to Fund the Recent Binding Arbitration Award for the Police Department Contract for Fiscal Years '90-91 and '91-92 - Personnel Dept.
10. Consider and Approve a Waiver of Bid to Allow the P.I.T. (Playground In Town) Crew to Lease the Concession Stand at Community Pool - Recreation Dept.
11. Request to Reconsider Approving a Budget Amendment in the Amount of \$20,000 to Increase the Regulatory Expense Account and to Decrease the Estimated Unappropriated Balance Account for the Purpose of Making Payment on Fines Imposed by the D.E.P. with Regards to the Low Level Pump Station Incidents Occurring in October of 1990 - Mayor's Office

(OVER)

12. Consider and Approve a Waiver of Bid to Purchase One (1) New Cash Register from Connecticut Cash Register - Tax Collector's Office
13. Consider and Approve Waiving the Bid in Order to Solicit Proposals for a Recycling Operator and Authorize the Mayor to Negotiate an Interim Arrangement with Admet or Other Vendor to Continue Operation of the Resident Drop-Off Center Until the RFP Process is Completed and a Vendor Selected - Mayor's Office
14. Consider and Approve a Resolution Authorizing the Mayor to Sign an Application for Funds from the State of Connecticut Social Services Block Grant Program - Program Planner
15. Consider and Approve a Resolution Authorizing the Mayor to Apply for Grant Funds for a Community Services Block Grant - Program Planner
16. Consider and Approve Authorizing the Mayor to Borrow On An Emergency Basis Grant Funds from the Social Services Block Grant in an Amount Up To \$3,500.00. - Program Planner
17. Note for the Record Anniversary Increases Approved Since the June 25, 1991 Town Council Meeting - Mayor's Office
18. Note for the Record Mayoral Transfers Approved To Date - Mayor's Office
19. Approve and Accept the Minutes of the 5/28, 6/20 & 6/25/91 Town Council Meetings

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16. Approve Authorizing the Mayor to Borrow On An Emergency Basis Grant Funds from the Social Services Block Grant in an Amount Up to \$4,500 - Program Planner

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7:00 P.M.

A meeting of the Wallingford Town Council was held on Tuesday, July 9, 1991 in the Robert Earley Auditorium of the Wallingford Town Hall and called to Order at 7:14 P.M. by Vice Chairman Edward R. Bradley. All Councilors answered present to the Roll called by Town Clerk Kathryn J. Wall with the exception of Albert E. Killen, Jr., Chairman, and Susan Duryea who were vacationing with their families. Mayor William W. Dickinson, Jr., Town Attorney Janis M. Small and Comptroller Thomas A. Myers were also present.

The Pledge of Allegiance was given to the Flag.

The recording equipment did not pick up the audio from the entire system, it only recorded Mr. Solinsky's comments, the witness bench and the Town Clerk's microphone. All other comments are captured to the best of this secretary's ability.)

Motion was made by Ms. Papale to Move the Following Items to the Consent Agenda to be Voted Upon by One Unanimous Vote of the Council:

ITEM #4 Consider and Approve a Transfer of Funds in the Amount of \$1,779.00 from Clerk & Cataloger Acct. #1400-100-1350 to Misc. Fact Finding Acct. #1300-600-6020 - Mayor's Office

ITEM #7 Consider and Approve a Transfer of Funds in the Amount of \$904.00 from Fire Chief's Wages Acct. #2032-100-1200 to General Wage Acct. #2032-100-1320 - Fire Dept.

ITEM #17 Note for the Record Anniversary Increases Approved Since the June 25, 1991 Town Council Meeting - Mayor's Office

ITEM #18 Note for the Record Mayoral Transfers Approved to Date - Mayor's Office

ITEM #19 Approve and Accept the Minutes of the 5/28, 6/20 & 6/25/91 Town Council Meetings

VOTE: Duryea & Killen were absent; all others, aye; motion duly carried.

ITEM #2 Consider and Approve an Appropriation of Funds in the Amount of \$18,810.00 from Revenues: Insurance Recovery Acct. #001-1065-060-6240 to Appropriations: Insurance Claims Police Station Acct. #001-8040-800-8280 - Risk Manager

It was pointed out that the Budget Amendment incorrectly stated that the appropriation was from one account to the other. The appropriation of funds should have read that it increased both accounts.

The correction was made to the original.

Motion was made by Ms. Papale, seconded by Mr. Holmes. Mark Wilson, Risk Manager stated that this account was being established to receive recovery funds from the insurance company to pay for repairs to the Police Department that resulted from the recent lightening storm. The funds will be received in approximately one

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deposited into the proper account for a "wash" effect. The repairs are needed now and cannot wait the thirty days.

VOTE: Duryea & Killen were absent; all others, aye; motion duly carried.

ITEM #3 Consider and Approve a Transfer of Funds in the Amount of \$1,000 from Contingency: Reserve for Emergency Acct. #001-8050-800-3190 to Overtime Acct. #001-3060-100-1400 - Mayor's Office

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

Mr. Gouveia asked the Mayor if Personnel is close to hiring a replacement for Mr. Francesconi who recently retired as the Director of the Welfare Dept.?

Mayor Dickinson responded that in the month of August someone should be "on board".

VOTE: Duryea and Killen were absent; all others, aye; motion duly carried.

PUBLIC QUESTION AND ANSWER PERIOD - 7:30 P.M.

Edward Musso, 56 Dibble Edge Road could not see the point in buying Wooding's property for the price that it is.

Mr. Bradley reminded Mr. Musso that a Public Hearing is coming up on the issue and asked him to hold his comments on this until such time.

Diane Hotchkiss, 38 Clifton Street asked what is happening at the Community Pool with regards to tearing out the pool and putting in an Olympic size pool? She wanted an update on what has taken place so far and also expressed her feelings that she is against it and feels that it tears the family apart. She had attended a Public Hearing a few weeks back scheduled with the Community Pool Building Committee and was informed at that time that a span of fifteen (15) feet would exist between a wading pool and the pool for the older children. She is against it because she feels that it raises the liability insurance of the Town. She felt it is not what the Town needs.

Mayor Dickinson explained that the Community Pool Building Committee will be back before the Council with a recommendation, a request for increase funding for a design. The Council will take up the issue at the point that the Committee resolves its questions and makes a decision on what should be recommended. He felt it would be in the near future.

Ms. Hotchkiss stated that she inquired at the end of the Public Hearing whether or not there would be another meeting and she was told, no, there would not be.

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Mayor Dickinson felt that perhaps Ms. Hotchkiss' question was misinterpreted. The Committee might have thought she was asking if there was to be another Public Hearing by the Committee.

ITEM #8 Consider and Approve a Transfer of Funds in the Amount of \$2,000 from Contingency; Reserve for Emergency Acct. #001-8050-800-3190 to Building Renovations Acct. #2039-999-9932 - Fire Dept.

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

Chief Wayne Lefebvre stated that as it rains, the water comes into the building which needs to be power-washed and sealed. This should finish the final outside phase of the project. Additional funds will be needed in the future to sandblast the interior. That should occur in approximately six months.

Mr. Gouveia did not deem this situation an emergency that it should be taken from the Contingency account at this time of the year.

Chief Lefebvre responded that, if the timing were correct, this amount of money would have been available approximately ten or eleven days ago.

Mr. Zandri made a motion to Table This Item Until the Next Meeting to Get the Paperwork Straightened Out, seconded by Mr. Parisi.

VOTE: Duryea and Killen were absent; Holmes, Parisi and Solinsky, no; all others, aye; motion failed.

Motion was made by Ms. Papale to Approve the Transfer, seconded by Mr. Parisi.

VOTE: Duryea and Killen were absent; Gouveia and Zandri, no; all others, aye; motion duly carried.

ITEM #6 PUBLIC HEARING on An Ordinance Appropriating \$1,500,000 for the Acquisition of Certain Wallace Avenue and Center Street Properties and Authorizing the Issue of \$1,500,000 Bonds of the Town to Meet Said Appropriation and Pending the Issue Thereof the Making of Temporary Borrowings For Such Purpose - 7:45 P.M.

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

Ms. Papale read the Ordinance into the record.

Edward Musso, 56 Dibble Edge Road felt it was foolish to spend \$1.5 million for the property. He suggested buying Galligan's property for the Police and Fire Department.

Mr. Gerald Farrell, Jr., 106 S. Whittlesey Avenue voiced his concern about the preservation of 390 Center Street. It was built in 1882 by J.H. Harmon. If the Town buys the property, Mr. Farrell has no doubt that demolition will eventually befall the building. It was one of Wallingford's first tall buildings and still retains much of its original appearance. Its architecture is typical of the late

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19th century commercial buildings. There are very few surviving examples of this type of architecture in Wallingford. Each time a historic building comes down in Wallingford, the historic fabric of that area is chipped away little by little. There are only so many historic buildings to go around. Given all the money and energy spent by the Town on downtown revitalization and encouraging people to stay in the center of Town, the contemplated demolition of this building drives people away from the center of Town. He pointed out that it would be hypocritical of the Council and Mayor, both of whom supported and encouraged property owners to consider establishing an historic district, to now support the demolition of an historic building. Such a project would have doubtlessly been turned down by an historic district commission. It is incumbent on the Council and Mayor to be in the van guard of preservation given its past stance on the historic district and its commitment to downtown revitalization. In closing he encouraged the Council and Mayor to investigate other options, such as going to the Judd Square Group and talking about gaining a right of way through their property, and to also obtain cost comparison of purchasing the site of Harold's Package Store. With demolition costs included, the purchase of 390 Center Street is going to be somewhere above \$300,000. The appraised value of Harold's building is \$53,000 and it was sold a few years back for \$85,000. Demolition costs are also smaller for a smaller building like Harold's. He felt that purchasing the Harold's Package Store site may be a cheaper alternative and one that keeps a historic building standing.

Mr. Henry Renfrew, 25 Audette Drive cautioned the Town to think this purchase through carefully. With the recent judgement against the Town at \$2.8 million, with that possibly jeopardizing the Town's furnaces and boilers in the schools, possible renovations to the swimming pool, etc., he asked the Mayor, what possible impact this \$1.5 million to purchase the property may have on the Town?

Mayor Dickinson responded that the Town has been in the works of planning this purchase for quite some time and have gone through quite a bit of negotiations with contracts in place. It involves a good deal of priority setting, no question about it. Any expenditure has an impact whether it is cash outlay or borrowing. What makes this a priority to the Mayor is that it is a one-time opportunity. What the future needs of the community may be, whether another fire station, increased police needs, or sale for some other purpose years from now, is anyone's guess. There is not a site of 3 1/2 acres available in downtown that is accessible or is open to purchase by the municipality on a regular basis. It is an opportunity that has to be carefully weighed. In terms of the Town's future, twenty to twenty-five years from now there is no replacement for this size property of the potential uses that could be placed on it.

Mr. Renfrew cautioned the Council and Mayor to carefully check to make sure that parking requirements meet regulations.

Mr. Gouveia asked if the appraised value of the property is in line with the purchase price?

Mayor Dickinson responded, yes. The Wooding Property is appraised at \$1,050,000, the Caplan Property is approximately \$430,000 that is the purchase price of these properties.

Ms. Papale made the public aware that the Council has discussed this purchase many times over in executive session and has thought it through very carefully.

Mr. Holmes asked if there is an immediate plan to demolish the building?

Mayor Dickinson responded, no, there was not but it is right to anticipate that that is a very possible necessity in the future. The reason is that that area has never been developable because of the limited access, only a fifteen (15) foot driveway, known as Wallace Avenue, exists and is too narrow and needs to be thirty (30) feet that would allow proper public access. In order to obtain that it is necessary to purchase the property on either the left or right hand side. It has been researched and the right hand side was the option chosen, the 390 Center Street property. It is a question of what we view as a need for the future and how we prepare for it. The building is not in good condition and would require a substantial amount of money to get it into compliance with the building codes.

Mr. Zandri was in favor of purchasing the property and viewed it as an opportunity that must be taken advantage of.

The most immediate plans for the property is the expansion of the Police Department's parking and impoundment area, according to the Mayor. At some point the fire station will need replacement, whether this will be the area or not has not been determined.

Mr. Bradley inquired where the Town stands on its bond indebtedness?

Mr. Myers responded, approximately \$42 million. This is very significantly below the statute of limitations which is somewhere around \$600 million set forth by the CT. General Statutes.

Mr. Bradley stated that based on the state of the economy the Council is not in a position to spend this kind of money.

Edward Musso, 56 Dibble Edge Road reiterated his position on opposing the purchase of the property. He felt that property on the east side of Town could be utilized for parking and a shuttle bus service incorporated.

Gerry Heffernen, 30 Kingsland Avenue pointed out that the fourth floor of the existing building is an insurance risk. The building is in terrible shape and needs a lot of work. He suggested that the matter be straightened out between the historic district and/or those individuals claiming the building has historic value prior to buying the property.

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Mr. Timothy Wall, 386 Main Street, Yalesville asked if there were any other means of access to the property?

Mayor Dickinson answered that there is a right of way off of Academy Street which is only twenty-five (25) feet wide. The only other means of access would be between the fire and police stations.

VOTE: Duryea and Killen were absent; Bradley, no; all others, aye; motion duly carried.

ITEM #9 Consider and Approve Transfers of Funds (2) Necessary to Fund the Recent Binding Arbitration Award for the Police Department Contract for Fiscal Years '90-91 and '91-92 - Personnel Dept.

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

Mr. Tom Sharkey, Assistant Personnel Director gave the Council a condensed report on the issue. He stated that the contract has been in 1 1/2 years of mediation and negotiations. Nine issues went to arbitration in the contract of which three were wage issues. The end result is that the Town of Wallingford has won seven of the nine issues. A minor language issue and shift differential increase were the two issues won by the union. The wage increases over the next three years will be as follows; 6% for the period of 7/1/90 to 6/30/91; 3% for the period of 7/1/91 to 12/31/91 and 3% for 1/1/92 to 6/30/92 (4 1/2% effective cost for the year, awarded to Town's proposal); 5 1/2% for the period of 7/1/92 to 6/30/93. The shift differential increased \$.10 (to \$.50/hr.) for the period beginning 7/1/91 and increases an additional \$.10 (to \$.60/hr.) on 7/1/92, there was no increase for the first year (7/1/90 to 6/30/91)).

Mr. Gouveia thanked Mr. Sharkey for including all of the offers in the back-up material supplied to the Council along with the arbitrator's decision.

Mr. Zandri asked if the Town had considered negotiating cost sharing health benefits with the unions?

Mr. Sharkey answered that in the statewide group he has witnessed some breakthrough in this area of cost sharing but the highest he has seen in a municipality is 5%. He is not sure what is given away in the process of negotiating to obtain this. Six contracts are currently in the process of negotiations and that is one of the Town's proposals in all of them. It is not a well liked one.

Mayor Dickinson reminded the Council that you must be careful in what is being proposed in the last final offer. What is traded off can end up being more costly to the Town.

Mr. Holmes suggested that the Council meet with the arbitrator prior to the start of the next Council meeting to exchange dialogue to impress upon them what the wishes of the Council are.

Mayor Dickinson responded, we can schedule that.

Mr. Gouveia was pleased that both sides negotiated in good faith which is not always the case in arbitration.

(A copy of the agreement is attached)

Mr. Bradley asked if the Town is looking at any alternatives to health care that would help to offset the costs?

Mr. Sharkey answered that the Town is contractually obligated to offer Blue Cross/Blue Shield, but that is slowly changing. In most of the contract language we are not getting something that says, "Blue Cross or roughly equivalent". We offer two different varieties of HMOs along with Blue Cross and Blue Shield at the employee's option.

Edward Musso, 56 Dibble Edge Road felt that the employees should contribute towards their health benefits. The Town should not be compared to other towns, wealthier or otherwise, it should give what it could afford to give and not to keep up with everyone else.

Gabriel Ramos, 1080 Old Rock Hill Road asked Mr. Sharkey if each of the nine issues were arbitrated separately?

Mr. Sharkey responded that each issue is addressed on its own merits and they vote for either the Town or Union's proposal on each issue.

Mr. Ramos asked why was one issue in arbitration when Mr. Sharkey stated that the Town was not certain they would win it? He felt it is a waste of the taxpayer's money.

Mr. Sharkey answered that it was in arbitration because originally the Town would not agree to what they wanted for that first year.

Diane Hotchkiss, 38 Clifton Street pointed out that Blue Cross and Blue Shield own almost all of the HMOs and to encourage the employees to enroll in an HMO program is not a wise choice. She has had bad experiences with them.

Mr. Sharkey stated that both the HMOs offered by the Town are owned by Blue Cross/Blue Shield and people have had problems with claims with HMOs, but every April an open enrollment is held and many people leave their HMO and as many people join them. It is offered but not encouraged.

Mayor Dickinson stated that the Town is not taking a position as far as HMOs, nor did Blue Cross/Blue Shield own the HMOs in the beginning, they were purchased as time went on.

VOTE: Duryea and Killen were absent; all others, aye; motion duly carried.

ITEM #10 Consider and Approve a Waiver of Bid to Allow the P.I.T. (Playground In Town) Crew to Lease the Concession Stand at Community Pool - Recreation Dept.

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

Ms. Papale read correspondence into the record.

Mr. Gouveia asked if a lease will be entered into?

Mr. Shepardson responded, yes and it will be only for this season.

Mr. Parisi asked what the hours of operation will be.

Mr. Shepardson answered that the stand will operate Monday through Saturday, 11 A.M. to 7 P.M. and Sunday 12 Noon to 7 P.M.

Mr. Bradley questioned the liability standpoint of the Town.

Atty. Small asked if the PIT Crew would be serving hot foods?

Mr. Shepardson responded, yes.

Atty. Small will address this issue in the lease.

Diane Hotchkiss, 38 Clifton Street asked if the one year was just th season or including next season?

Mr. Shepardson responded, just this summer.

Mrs. Hotchkiss asked if rent will be charged?

Mr. Shepardson answered, no.

Mrs. Hotchkiss thinks that the PIT Crew should pay rent.

Mr. Shepardson stated that all proceeds will go to the playground area constructed at Doolittle Park.

Mrs. Hotchkiss feels that if the liability of the Town is raised then the Crew should pay rent to help defray the cost.

Mr. Gerry Heffernan, Kingsland Avenue felt that it was not fair to the business population of the community to allow a commissary to operate at the pool site unlicensed, while other businesses are subjected to inspections, etc.

Mr. Shepardson offered to include in the lease that the facility is to be inspected once a week.

Mr. Parisi agreed.

VOTE: Duryea and Killen were absent; all others, aye; motion duly carried.

ITEM #11 Request to Reconsider Approving a Budget Amendment in the Amount of \$20,000 to Increase the Regulatory Expense Account and to Decrease the Estimated Unappropriated Balance Account for the Purpose of Making Payment on Fines Imposed by the D.E.P. with Regards to Low

Level Pump Station Incidents Occurring in October of 1990 - Mayor's Office

Ms. Papale read correspondence dated June 27, 1991 from William R. Hogan, Engineer of WPCF, Bureau of Water Management to Mayor Dickinson into the record.

Mayor Dickinson pointed out that the stipulated amount is of lesser consequence than what the D.E.P. may seek if the Attorney General has to pursue the matter. He still felt it is in the Town's best interest to pay the fine. He did not necessarily agree with the State's determination of culpability on this issue, but we have exhausted the remedies that we have available to us as the State level.

The fine is for discharge of untreated waste water at the lower level pump station. The Town's argument was that it is not a violation under the consent order, the D.E.P. feels otherwise. There is a potential \$75,000 fine which now stands at \$20,000. It is prudent to pay the \$20,000 as opposed to the \$75,000.

Ms. Papale read the accompanying transfer into the record. The Appropriation of Funds (Budget Amendment) affects Fiscal Year '90-91 in the Amount of \$20,000 increasing the Regulatory Expense Account #928-000 and Decreasing the Estimated Unappropriated Balance Account.

The Council pointed out that an extension of time was granted by the D.E.P. yet the Division failed to live up to its obligation to meet the project completion date of July 1, 1990. The Division allowed too much time to pass during the process of rejecting the first bids and placing the project out to bid a second time. Approximately 3-4 months of construction time was unnecessarily lost in the process.

A consent order was entered into in October of 1989, the initial bid was mailed out June 15, 1989, the bid was rejected September 19, 1989. On September 19, 1989 a letter from Raymond Smith stated that the bids had been rejected and an extension was being requested. It went back out to bid on October 2, 1989 and the bid was finally awarded on January 20, 1990. A contract was signed on January 21, 1990. Four months had passed between the original bid rejection and the awarding of a bid and signing of contract.

Mr. Dann pointed out that the contract completion date and the consent order completion date would have been one and the same. Not by coincidence but because that is the way the State would have wanted the consent order written. He didn't believe the time period of four months had any bearing on the date of the consent order relative to the completion date of the contract.

Ronald Donath, 43 Carr Street attributed the fine to mismanagement on the Sewer Department's part.

Edward Musso, 56 Dibble Edge Road asked if the release of waste water was intentional or due to flooding?

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Mr. Dann responded that on the first day it was a result of equipment malfunction and the need to repair that equipment. On the second and third day it resulted from high rain, how flows and a ripple effect from the first instance where the system had not yet been able to discharge back down far enough to sustain peak flows on the subsequent dates.

After much debate on the issue all arguments were exhausted and the Council felt it was in the best interest of the Town to pay the fine of \$20,000 imposed by the D.E.P. and not chance a larger penalty.

VOTE: Duryea and Killen were absent; Bradley, no; all others, aye; motion duly carried.

ITEM #12 Consider and Approve a Waiver of Bid to Purchase One (1) New Cash Register from Connecticut Cash Register - Tax Collector's Office

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

The register that the Tax Collector is requesting a waiver of bid for is the exact same make and model as two other registers that the Council has waived the bid for twice in the past. Connecticut Cash Register is the only vendor that makes this model.

Holmes left for work at 10:25 P.M.

VOTE: Duryea, Gouveia, Holmes & Killen were absent; all others, aye; motion duly carried.

ITEM #13 Consider and Approve Waiving the Bid in Order to Solicit Proposals for a Recycling Operator and Authorize the Mayor to Negotiate an Interim Arrangement with Admet or Other Vendor to Continue Operation of the Resident Drop-Off Center Until the RFP Process is Completed and a Vendor Selected - Mayor's Office

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

Mr. Don Roe, Program Planner and Mario Tolla, Chairman of the Recycling Committee were on hand to answer any questions that the Council had.

Mayor Dickinson explained that Admet has experienced difficulties, the economy and other factors have rendered the recycling markets not lucrative. As a result it has been a very difficult process of running the drop-off center. That has an impact on the contract with Admet that includes both the drop-off center and the commercial recycling area. He went on to say that, at this time he would like to proceed with Admet and feels that they are on-site and an opportunity to continue with the same firm and knowledge exists and should be taken advantage of. Changes are required if they are to continue.

Mr. Roe identified the changes Admet is looking for in order for them to continue operations. The changes pertaining to the resident drop-off side of the operation are as follows:

1. The charge for newspaper go from \$15/ton to \$30/ton
2. The charge for corrugated be reinstated and raised from \$15/ton to \$30/ton and no business corrugated be accepted.
3. Only #1 & #2 plastics will be accepted.
4. When the market prices decline below a certain threshold, Admet would no longer make the payment to the Town for specific materials that fall below the threshold.
5. The Town would absorb the cost for electricity and refuse disposal at the resident drop-off site. For refuse disposal it would be for that period of time between now and when the commercial operation is up and going. At this point the proposal is that we would share 50/50 in the cost of bypass.
6. The Town would make additional improvements to the site, i.e., site security, pad and containment areas for handling of glass as opposed to roll-offs.
7. Open the center on Mondays.

On the Commercial Drop-Off side of the operation the changes sought would be as follows:

1. Change the current tip fee to commercial haulers from \$20/ton to \$30/ton for all materials.
2. Plastics to be curbside collected be limited to #1 & #2 plastics only.
3. Refuse disposal be shared 50/50 for the cost of the bypass.
4. Open the commercial center on Mondays.

Mr. Zandri asked if the Mayor was seeking an extension to the existing operation until the service is rebid?

Mayor Dickinson responded, no, we are looking to amend our existing relationship to incorporate the above-mentioned changes. The information that we have would lead us to believe that we are not going to get much better terms than we have proposed.

Mr. Roe explained that the cost implications, that the changes to the resident drop-off site are estimates for electricity, trash, cardboard and newspaper, approximate between \$2,200 and \$2,500 per month cost to the Town to have the resident drop-off facility operated. That translates to \$30,000 per year, on a tonnage basis, approximately \$25 per ton.

Mr. Tolla stated that a great deal of time was involved in arriving at this decision, keeping Admet for the Town of Wallingford.

The Council felt that what was being proposed, that Admet continue operating the center under the proposed changes, did not meet the intention of the agenda item and motion put before the Council. They felt that they were being asked to do just the opposite, not to solicit proposals but to accept the one proposed between the Program Planner and Mayor's Office with Admet. A Waiver of Rule V of the Town Council Meeting Procedures was in order to properly place the request before the Council.

The original motion and second were withdrawn.

Motion was made by Ms. Papale to Waive Rule V of the Town Council Meeting Procedures to Discuss Staying with the Current Operator of the Recycling Center, seconded by Mr. Zandri.

VOTE: Duryea, Holmes and Killen were absent; Solinsky, no; all others aye; motion duly carried.

Motion was made by Ms. Papale to Keep the Current Operator of the Recycling Center with the Changes Made that Were Discussed by Mr. Don Roe, Program Planner, seconded by Mr. Gouveia.

Mr. Parisi felt uncomfortable with voting on changes that were being proposed this evening that were not in writing before the Council.

Mr. Adamek explained that he is caught in a "catch-22" type situation in that he was told that the Town would be obtaining a permit from the D.E.P. for the operation of the commercial aspect of the center and in order to obtain that permit the State has to inspect the site. The site cannot be inspected without specific equipment in place. Without the equipment in place, there can be no inspection and no permit. In the meantime, he is operating at \$52,000 in the red and is not willing to invest in the equipment needed if the Town is not going to allow him to continue his business.

The majority of the Council did not wish to vote on this issue without information placed before them on the proposed changes, in writing.

Ms. Papale made a motion to Table this Item Until the Paperwork is Placed before the Council Detailing the Proposed Changes, seconded by Mr. Gouveia.

VOTE: Duryea, Holmes & Killen were absent; all others, aye; motion duly carried.

ITEM #14 Consider and Approve a Resolution Authorizing the Mayor to Sign an Application for Funds From the State of Connecticut Social Services Block Grant Program - Program Planner

Ms. Papale read the resolution into the record.

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

VOTE: Duryea, Holmes and Killen were absent; all others, aye; motion duly carried.

ITEM #15 Consider and Approve a Resolution Authorizing the Mayor to Apply for Grant Funds for a Community Services Block Grant - Program Planner

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

Ms. Papale read the Resolution into the record.

VOTE: Duryea, Holmes and Killen were absent; all others, aye; motion duly carried.

ITEM #16 Consider and Approve Authorizing the Mayor to Borrow On An Emergency Basis Grant Funds from the Social Services Block Grant in an Amount up to \$3,500.00 - Program Planner

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

Mr. Roe explained that since the State has not yet adopted a budget, several of the Town's grant programs are not receiving funds and the State has indicated that there is no guarantee that those funds will ever come. The three programs affected are the Day Care, SCOW and YSB programs. The Day Care did have sufficient funds to continue payroll for the month of July. They will be holding off on payments to vendors. The YSB has significant local cash match and consequently that is being utilized pending the outcome of the State budget. The Town has tried to secure as much funds as possible from the State for the SCOW program in the late spring. The latest payment received from the State was not sufficient to cover accrued costs up until June 30th, in fact it was \$800.00 short. Privately raised funds have paid for two weeks of operation. In order for the program to continue the Mayor needs authorization to borrow from another grant program that is not caught up in the State budget crises, the Social Services Block Grant. When Mr. Roe figured his estimates on June 29th he was not in possession of the final June 30th cost. The actual request was for \$3,500 but he is requesting authorization for up to \$4,500.

Mr. Roe reminded the Council that there is no guarantee that the Town will receive any funds from the State.

Ms. Papale made a motion to Amend the Motion to Increase the Amount to \$4,500, seconded by Mr. Solinsky.

VOTE: Duryea, Holmes & Killen were absent; all others, aye; motion duly carried.

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

VOTE: Duryea, Holmes & Killen were absent; all others, aye; motion duly carried.

July 9, 1991

There being no further business, the meeting adjourned at 11:28 P.M.

Meeting recorded and transcribed by:

Kathryn F. Milano

Kathryn F. Milano, Town Council Secretary

Approved by:

Albert E. Killen, Chairman

Date

Kathryn J. Wall, Town Clerk

Date

AN ORDINANCE APPROPRIATING \$1,500,000 FOR THE ACQUISITION OF CERTAIN WALLACE AVENUE AND CENTER STREET PROPERTIES AND AUTHORIZING THE ISSUE OF \$1,500,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$1,500,000 is appropriated for the acquisition for municipal purposes of the following described Wallingford properties, and for administrative, printing, legal and financing costs, and miscellaneous closing costs, testing, surveying and other fees, related thereto:

John M. Wooding property known as 43 Wallace Avenue, 45 Wallace Avenue and 47 Wallace Avenue, also known as the former location of the C. F. Wooding Company	\$1,050,000
Wallace Realty, Inc. property known as 390-392 Center Street, 11 Wallace Avenue and 29 Wallace Avenue	425,000
Debt Administration	<u>25,000</u>
Total	<u>\$1,500,000</u>

The amount authorized to be expended for each purpose shall not exceed the amount set forth opposite each purpose, provided that, the Town Council may by resolution transfer unexpended funds among purposes, so long as the aggregate amount of the appropriation and bond authorization shall not be increased.

Section 2. To meet said appropriation \$1,500,000 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. The total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the Mayor, the Comptroller, and the Town Treasurer, or any two of them, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, which

bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, and be approved as to their legality by Robinson & Cole, Attorneys-at-Law, of Hartford. They shall bear such rate or rates of interest as shall be determined by the Mayor, the Comptroller, and the Town Treasurer, or any two of them. The bonds shall be general obligations of the Town and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of bonds to be issued, the annual installments of principal, redemption provisions, if any, the date, time of issue and sale and other terms, details and particulars of such bonds shall be determined by the Mayor, the Comptroller, and the Treasurer, or any two of them, in accordance with the General Statutes of the State of Connecticut, as amended.

Section 3. Said bonds shall be sold by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, in a competitive offering or by negotiation, in their discretion. If sold in a competitive offering, the bonds shall be sold upon sealed proposals at not less than par and accrued interest on the basis of the lowest net or true interest cost to the Town. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least five days in advance of the sale in a recognized publication carrying municipal bond notices and devoted primarily to financial news and the subject of state and municipal bonds. If the bonds are sold by negotiation, provisions of the purchase agreement shall be subject to the approval of the Town Council.

Section 4. The Mayor, the Comptroller, and the Town Treasurer, or any two of them, are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be signed by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, have the seal of the Town affixed, be payable at a bank or trust company designated by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, be approved as to their legality by Robinson & Cole, Attorneys-at-Law, of Hartford, and be certified by a bank or trust company designated by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note

is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the project. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. In order to enable the Town to proceed with the projects described in Section 1 pending the issuance of tax exempt bonds and notes authorized herein, the payment of expenses incurred for the purposes authorized by this ordinance may be advanced by the Comptroller from the general, capital and non-recurring, or enterprise funds of the Town. Such advances shall be reimbursed from the proceeds of such bonds or notes.

LEGAL NOTICE

Pursuant to Chapter III Section 6 of the Charter of the Town of Wallingford, Connecticut, a Public Hearing will be held by the Town Council of the Town of Wallingford on _____, 1991, at _____ P.M. in _____, to act on the following proposed ordinance:

AN ORDINANCE APPROPRIATING \$1,500,000 FOR THE ACQUISITION OF CERTAIN WALLACE AVENUE AND CENTER STREET PROPERTIES AND AUTHORIZING THE ISSUE OF \$1,500,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Dated at Wallingford, Connecticut this _____ day of _____, 1991.

Kathryn J. Wall
Town Clerk