

TOWN COUNCIL MEETING

AUGUST 11, 1992

7:00 P.M.

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Discussion and Possible Action Regarding Remedial Action
Concerning the Playscape - Town Council

- 9a. Report Out from Steven Deak, Director of Public Works, on the Estimates Received to Repair the Municipal Building Located at 701 Center Street, Formerly Simpson School - Town Council
- b. Consider and Approve Formally Charging the Simpson School Study Committee
10. Consider and Approve a Resolution Implementing the Provisions of Section 12-81m of the CT. General Statutes Abating Fifty (50%) Percent of the Property Tax of Any Property Assessed as a Dairy Farm and/or Fruit Orchard Maintained as a Business - Corporation Counselor's Office
11. Consider Consider and Approve a Transfer of Funds in the Amount of \$3,000 from Contingency Reserve for Emergency Acct. #001-8050-300-3190 to Bristol-Meyers Helipad Lawsuit Acct. #001-1110-900-9004 - Town Council
12. Discussion and Possible Action on Transferring \$3 million from the Electric Division Retained Earnings Account (Undesignated Fund Balance) to the Capital and Non-Recurring Account as Requested by Councilor Geno J. Zandri, Jr.
13. Consider and Approve Real Estate Tax Abatement in the Amount of \$724,76 for Property Formerly Known as Dayton Hill Corporation Dam and Pond Acquired by the Town of Wallingford - Corporation Counselor
14. Consider and Approve Real Estate Tax Abatement in the Amount of \$5,338.92 for Property Formerly Known as the Caplan/Wooding Properties Recently Acquired by the Town of Wallingford - Corporation Counselor
15. SET A PUBLIC HEARING for September 8, 1992 at 7:45 P.M. to Amend the 1992-93 Annual Budget for the Center Park Special Revenue Fund. The purpose of the Public Hearing will be to appropriate a sum of money for the purpose of renovations to the Railroad Station; such local funds to match federal and state grant funds - Program Planner
16. Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes to Discuss Pending Litigation:
 - a. DeMarco, Edward J., Jr. et al v. Edith N. Villanueva (worker's compensation intervention)
 - b. Barberino v. Inland Wetlands
 - c. Tax Appeals
17. Executive Session Pursuant to Section 1-18a(e)(4) to Discuss the Lease, Sale and/or Purchase of Property - Mayor's Office

TOWN COUNCIL MEETING

AUGUST 11, 1992

7:00 P.M.

A meeting of the Wallingford Town Council was held on Tuesday, August 11, 1992 in the Robert Earley Auditorium of the Wallingford Town Hall and called to Order at 7:02 P.M. by Chairperson Iris F. Papale. All Councilors answered present to the Roll called by Town Clerk Kathryn J. Wall with the exception of Mr. Parisi who suffered a slight injury. Mayor William W. Dickinson, Jr. and Comptroller Thomas A. Myers arrived at 7:50 P.M. due to a train delay caused by severe weather conditions. Town Attorney Janis M. Small arrived at 7:12 P.M.

The Pledge of Allegiance was given to the Flag.

Motion was made by Mr. Doherty to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Honoring the New England Softball Champions, Wallingford's Eighteen and Under Girl's Fast Pitch Softball Team, seconded by Mr. McDermott.

VOTE: All ayes; motion duly carried.

Coach Ron Piazza introduced each one of the players and gave a brief history as to their respective position on the team as well as their outstanding athletic abilities.

ITEM #2 Motion was made by Mr. Doherty to Place the Following Items on the Consent Agenda to be Voted Upon by One Unanimous Vote of the Council, seconded by Mr. Holmes.

ITEM #2a Consider and Approve Removing the Name of Jon Walworth from the Simpson School Study Committee and Adding the Name of Edward Bradley as Requested by Vice-Chairman David J. Doherty.

ITEM #2c Note for the Record Anniversary Increases - Personnel

ITEM #2d Consider and Approve Merit Increases - Personnel

VOTE: All ayes; motion duly carried.

ITEM #3 Items Removed From the Consent Agenda

ITEM #2b Note for the Record Mayoral Transfers Approved to Date

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

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

ITEM #2e Consider and Approve Waiving the Bidding Process to Appoint the Firm of Eisenberg, Anderson, Michalik and Lynch to Represent the Town in Collective Bargaining - Comptroller

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

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Mr. Zandri stated that he is voting in opposition to this item because he does not feel that this firm is performing in the best interest of the town. He is not pleased with their track record in negotiating contracts.

Mr. Killen concurred.

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

ITEM #4a Consider and Approve a F.Y. 1991-92 Adjusting Budget Transfer in the Amount of \$3,950 from Poles, Towers and Fixtures Acct. #364 to Overhead Conductors Acct. #365 - Electric Division

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

Mr. Zandri asked if the amount in this account was overexpended?

Mr. William Cominos, General Manager, Electric Division; Thomas Sullivan, Office Manager, Electric Division and Dave Gessert, P.U.C. Commissioner approached the Council. Mr. Cominos responded, yes, the account was overexpended.

Mr. Zandri questioned how this could occur?

Mr. Cominos answered that the gang switches were disrupted by rodents causing considerable damage. They were replaced at a cost of \$2,000 each.

Mr. Zandri had a problem with the practice of a department spending dollars they did not have to spend.

Mr. Cominos stated that he was not sure if the department was aware that they were overexpended. They try to run a very tight budget and to only be off in one account, this one in particular...to gear up for two switches that cannot be anticipated, \$4,000 is pretty reasonable.

Mr. Zandri made it clear he was not accusing anyone of intentionally trying to hide anything. Line items have to be checked prior to expenditures.

Mr. Killen shared the same feelings. He was also unsettled with the fact that there was no statement available to the Council showing that the dollars do or do not exist. The Council has to act on blind faith.

Mr. Thomas Sullivan stated that with this expense and overexpenditure we are looking at a balance in that account of \$428,950.

Mr. Killen asked, if those figures are available to you, why aren't they available to the Council? We are the ones that have to make the decision.

Mr. Sullivan responded that the statements for year end are typically... because of year end adjustments or accruals that need to be made, they

are typically delayed and I would anticipate you receiving them in September as I understand it. It is typical. It is necessary for us to hold the fiscal year open so that we can be sure that all expenditures are accounted for in the proper fiscal year.

Those figures were available to you, to the P.U.C. Directors, they should have been available to the Council prior to this evening's meeting.

Ms. Papale stated that in the future it will be done that way. She reminded the Council that Mr. Cominos and Mr. Sullivan had not been employed with the town during this time of the year and was not aware this would occur.

Mr. Edward Bradley, 2 Hampton Trail was pleased to hear that this problem would be corrected. It has happened many times in the past.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

ITEM #4b Consider and Approve a F.Y. 1991-92 Adjusting Budget Transfer in the Amount of \$3,025 from Employee Pension and Benefit Acct. #926 to Injuries and Damages Acct. #925 - Electric Division

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

Mr. Killen asked for some clarification on the item.

Mr. Sullivan explained that the cost has to do with an audit premium on a general liability policy dating back to July 1, 1989 through July 1, 1990. The initial premium, which was paid in that fiscal year, was based on payroll which did not include clerical. They were not to be part of the liability premium. The audit normally takes place after the close of the year. The audit did so and they included clerical in the figure that the insurance company picked up which resulted in an audit premium in addition to the premium that was paid during the fiscal year of \$81,536. The Risk Manager contested it and brought to light the fact that it should be only nine clerical payroll and that audit was subsequently adjusted and that figure is \$3,659 invoice. That is for audit year 1989-1990. A transfer of \$3,025 is needed to pay the invoice.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

ITEM #4c Consider and Approve a F.Y. 1991-92 Adjusting Budget Transfer in the Amount of \$1,750 from Employee Pension and Benefit Account #926-000 to Unemployment Compensation Acct. #926-001 - Water Division

Motion was made by Mr. Doherty, seconded by Mr. McDermott.

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Mr. Dennison explained that they had to close their books in order to obtain the necessary information for this transfer tonight. He will make a recommendation to the auditors in October that they "book" these to avoid having to go through this again.

Mr. Killen asked if purchase orders had to have been issued for all of these this evening?

Mr. Dennison responded, yes.

Mr. Killen then asked, when the purchase order is entered the amounts can be encumbered to that particular amount and there should not be a need to come forward to the Council. Those dollars should be set aside when that purchase order is issued.

Mr. Dennison replied that they are obligated to record based on the receipt of services or goods, not on the contracted amount alone.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

ITEM #4d Consider and Approve a F.Y. 1991-92 Adjusting Budget Transfer in the Amount of \$246,000 Within the Sewer Division (copy attached).

Mr. Dennison explained that when they budgeted for this eighteen months ago they were unaware of the rate settlement and various other finalization construction costs, etc., with regards to the plant.

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

ITEM #6 PUBLIC HEARING to Amend the 1992-93 Board of Education Budget in the Amount of \$19,577 to Accept a Computer Assisted Employability Grant from the New Haven Private Industry Council to the Wallingford Adult Education Department - 7:45 P.M.

Motion was made by Mr. Doherty to Appropriate the Sum of \$19,577 to the Special Revenue Fund Entitled, "Computer Assisted Employability Grant", seconded by Mr. Killen.

Lorraine Anderson a representative of the Adult Special Education Program was on hand to answer any questions.

Mr. Edward Musso, 56 Dibble Edge Road was afraid that this was just another incentive by the State to use funds to start a program and then the funds would be withheld from the State in the future only to become a burden to the town.

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

ITEM #8 Motion was made by Mr. Holmes to Move Agenda Item #8 Up to the Next Order of Business, seconded by Mr. Doherty.

VOTE: Parisi was absent; Solinsky passed; all others, aye; motion duly carried.

ITEM #8 Discussion and Possible Action Regarding Remedial Action Concerning the Playscape - Town Council

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Ms. Papale read a letter from Councilor Solinsky stating that his firm has submitted a bid on the project of moving the playscape, therefore he cannot vote on this issue. He must abstain.

Ms. Papale then read correspondence into the record from the neighbors of the playscape as follows:

"TO THE TOWN COUNCIL

Should the Town Council decide against the relocation of the Playscape from its present site, we, the property owners, whose property abut the area involved, unanimously request that an eight foot fence be erected approximately eight feet from our boundary lines with a buffer zone planted with evergreen trees approximately eight feet tall in close proximity to each other.

At the southeast end of this stockade fence, we recommend a chain link fence to form an enclosed play area with a gate which could be secured at dark to eliminate night time visitors.

We also recommend that we, as concerned property owners be represented at any meeting with the Parks and Recreation Department and/or Department of Public Works to assist and clarify our requests".

Signed,

Robert and Doris Wachtelhausen - 134 S. Elm St.
Johanne Herget - 146 S. Elm Street
Alan Herget - 146 S. Elm Street
Janet Budzinack - 130 S. Elm Street
Marylyn Konopka - 118 S. Elm Street
Maureen Gardner - 450 Ward St. Ext.
Andrew Burke - 450 Ward St. Ext.

Mr. Zandri made the following opening statement: "This Council was informed of a problem that developed after the completion of the playscape at Doolittle Park. The abutting neighbors were complaining of a loss of privacy due to the overwhelming popularity of the playscape. This Council has looked into this development and has considered two options; the first option was moving the playscape to another location; the second option was to put up a privacy fence and security fence along with plantings. The cost of moving the playscape, according to the bids received, the lowest bid was \$59,000 plus site preparation. I estimate the total cost to exceed \$100,000. It is my opinion that moving the playscape is not a cost-effective option (applause). The cost estimates for fencing and planting range between \$20,000 and \$30,000. I have met with the neighbors and have asked them to come up with an agreement among themselves as to what type of privacy fence they would like and they have sent a letter explaining their desires. Unless there is any other objections from any of the Councilors I am prepared to make a motion so that we can move forward in solving this problem."

Mr. Zandri made a motion to Have the Town Engineer, John Costello, Meet

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with the Playscape Neighbors, have our Engineering Department Prepare Plans and Specifications for Fencing and Landscaping According to Their (the neighbor's) Wishes and to go Out to Bid for Same and Report Back to this Council within Sixty (60) Days, seconded by Mr. Doherty.

Mr. Doherty agreed with Mr. Zandri and asked that the sixteen plus pages of signatures gathered as a petition against moving the playscape be appended to the minutes. He felt that the path to take was the one of least disruption to the neighbors.

Mr. Holmes was glad the playscape was well received by the children in town but, unfortunately, a few older adolescents have been attracted to it with the intent to destroy it. He was not in favor of moving it and never was, however the town does have an obligation to protect the integrity and privacy of the neighbors involved. In that vein, he hoped by installing a fence and plants to buffer the noise, the neighbor's needs can be met.

Mrs. Duryea agreed with Mr. Zandri, Doherty and Holmes as well. She did not wish everyone to lose sight of the community effort in building the playscape. The raising of funds, donation of labor, etc., is a remarkable tribute. She empathized with the neighbors and hoped that the fence and landscaping will alleviate the problem.

Mr. Andrew Mezzi, 291 Long Hill Road asked if a building permit was taken on this project?

Linda Mecuri, P.I.T. Organizer responded, yes. A copy was posted in the tent during the entire construction.

Some residents and taxpayers spoke on the issue voicing their objections to putting up a chain link fence. They felt that would not only fail to solve the problem of noise but would also fail to keep the older youths from climbing over the top to gain access. What was next?, they asked, stringing barbed wire on top? They were concerned with the impression that sight would have on the young children who visit the park.

Ms. Papale reminded everyone that the chain link fence, up until this point in time, has only been a suggestion. The town is trying to work out a compromise between everyone.

Mr. Frank McKnight of 159 Tuttle Avenue spoke in opposition of spending any of the taxpayers money to appease the neighbors.

Two teenage girls addressed the Council and stated that they are currently trying to incorporate programs for the teens in town to keep situations like this from arising. Many concerns raised on this playscape issue have come about due to a small population of teenagers visiting the playscape in the evening and lighting candles, loitering and possibly vandalizing the area. The girls explained that it is not fair to judge all teens by the actions of a few. They impressed upon everyone present the need for support of teen programs in town.

Maureen Gardner, 450 Ward St. Ext. spoke on behalf of all the neighbors stating that it has never been their intention to get rid of the playscape.

They simply felt that it could have been built in a better place. They are only asking that they be considered and involved in the process of determining how to fence the area in to protect their privacy. They were not considered when the playscape was built. They commended the efforts of everyone who dedicated their time and wanted them to know that they are not the enemy but their neighbors. They live with the playscape every day. The visitors leave once they have had enough, the neighbors don't have that luxury. They felt that Planning & Zoning could have prevented the problem.

Mr. Zandri feels that the chain link fence will solve the security problem without taking away from the scenic setting. He was in support of the fence.

Mr. Ronald Hazen, Public Works Dept. pointed out that children dig under and climb over fences. It will only make it harder for the Police Department to get into the area to disperse the youths. It will not solve the problems. The Public Works Dept. has had to fill in areas where the kids are digging under the playscape to hide. The chain link fence approach will not work.

Mr. Killen reminded those present who voiced their opinion that the area needs to be patrolled more often by the Police Department that there are many, many miles of town to patrol. Someone cannot be assigned constant surveillance of the playscape. The Field House was one example he alluded to. The reason it has been vandalized so much over the years?, simply because it was there. These neighbors are simply asking for their rights to be protected. (applause)

Mr. McDermott stated that if an agreement is reached today is to install a chain link fence as well as a stockade one it is being done in the spirit of compromise. This playscape was built with the spirit of the community behind it and for quite some time afterward Wallingford shined for their hard work and dedication not to mention community spirit. As a community we have to look out for the entire community. If our neighbors had the right to their privacy infringed upon by this then we can make a small gesture and help them out and work together as a community to solve the problem. Installing a fence is a small token to those neighbors. It is a win/win proposition. That is the best that we can ask for in a community spirit and we should be proud of the town that is willing to take care of the small people. Though they are small in numbers they count just as much as the larger group who built that playground. I give a lot of credit for the people who have fought for months against what was a good cause and, although they may have looked bad in the face of the town, they stuck together and their voice should be heard as much as the majority's. He was happy to help them in a small way by erecting a fence to give them their privacy back and keep the playground where it is. (applause)

Ms. Papale felt that the feelings of the Council were summed up in Mr. McDermott's speech and the Council at this point was ready to vote.

VOTE: Solinsky abstained; all others, aye; motion duly carried.

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The Vice-Chair declared a five minute recess.

ITEM #7 PUBLIC HEARING to Amend the 1992-93 Board of Education Special Fund Section of the Town Budget in the Amount of \$41,820 to Accept a Family Literacy Extended Education Program Grant from the Federal Bureau of Adult Education to the Wallingford Adult Education Department - 8:00 P.M.

Jeannie Mantzaris, Guidance Counselor, Wallingford Adult Education and Theresa Waltz, Instructor for Adult Education were present to answer questions.

Mr. Edward Musso, 56 Dibble Edge Road asked that the program please be explained.

Ms. Mantzaris explained that it is a program for adults who do not have High School diplomas and their children who are pre-school through school age. The parents receive education for their diploma, pre-employment sk and parenting skills. Counseling will also be performed. The children will have special activities planned with their parents and special celebrations.

Motion was made by Mr. Doherty to Appropriate \$41,820 to the Special Revenue Fund Entitled, "Family Literacy Education Program", seconded by

VOTE: All ayes; motion duly carried.

ITEM #4e Consider and Approve F.Y. 1991-92 Adjusting Transfer in the Amount of \$2,116 to Primary Elections - Election Worker's Wages Acct. #100-6011-100-1350 from Town Committee Elections Part Time Wages Acct. #100-6012-100-1350, \$1,500; from Polling Place Rental Acct. #100-6012-500-5800, \$500; from Security Service Acct. #100-6012-900-9010, \$116. - Comptroller

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

ITEM #4f Consider and Approve F.Y. 1991-92 Adjusting Transfer in the Amount of \$200 from Traffic Signs Acct. #001-2017-400-4240 to Electric Energy Overhead Signals Acct. #001-2017-200-2100 - Dept. of Police Services

Motion was made by Mr. Doherty, seconded by Mr. Holmes.

When a traffic signal is added to the system during the middle of the year then there has to be a corresponding increase in the cost to operate it. Therefore a transfer into this account is necessary.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

ITEM #4g Consider and Approve F.Y. 1991-92 Adjusting Transfer in the Amount of \$317 from Telephone - Detectives Acct. #001-2014-200-2000 to Clothing Equipment Acct. #001-2015-400-4800 - Dept. of Police Services

was made by Mr. Doherty, seconded by Mr. Holmes.

Musso felt that the police should have the same uniforms. He has noticed that some are different than others.

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

ITEM #4h Consider and Approve F.Y. 1991-92 Adjusting Transfer in the Amount of \$943 to Utilities Acct. #2032-200-2010 - Dept. of Fire Services

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

VOTE: Killen and Zandri, no; all others, aye; motion duly carried.

PUBLIC QUESTION AND ANSWER PERIOD

Mr. Edward Musso urged the Council once again to look into getting lapel mikes.

Mr. McDermott mentioned that the Council approved funds in the Public Works Dept. Budget for new microphones.

ITEM #9a Report Out from Steven Deak, Director of Public Works on the Estimates Received to Repair the Municipal Building Located at 701 Center Street, Formerly Simpson School - Town Council

Mr. Deak's report lists the necessary repairs and estimated costs for Simpson School as follows:

ITEM 1	Roof Repair.....	\$ 100,000
ITEM 2	Furnace/Heating System.....	162,000
ITEM 3	Structural Repair Alterations, windows, etc. to restore building to habitable and aesthetic environment.....	260,000
ITEM 4	Engineering, Architects, Design fees, bid preparation, etc.....	60,000
ITEM 5	Contingency 10% above costs.....	58,200
ITEM 6	Property acquisition for additional parking and construction of parking lot.....	500,000
TOTAL ESTIMATED EXPENSES.....		\$1,140,200

Mr. Doherty asked how Mr. Deak arrived at the figure of \$500,000 for parking ?

Mayor Dickinson answered that he did not discuss this with Mr. Deak in depth. He believes that Mr. Deak estimated the cost of the properties plus demolition and construction of the parking lot.

Mr. Holmes asked how he proposes to acquire the properties, through eminent domain or solicitation of the property?

Mr. Zandri explained that there are three homes for sale abutting the present property. There is one parcel that is adjacent to the existing

parking lot.

Mr. Holmes was not in favor of purchasing homes to demolish for a parking lot.

Mr. Zandri asked the Mayor if he decided which approach he is going to take regarding the Recreation Department? Are they staying in the former school or are they moving?

Mayor Dickinson responded that probably the best solution is a move. That will involve, just as any repair to the building will involve, expenditure of a significant amount of money. He did not feel that the town is in a situation presently which would allow the appropriation necessary to fund that. In the long run, given the increasing size of the town, the need to prepare for ten or twenty years from now if we are going to spend \$1+ million we should have a sight that will serve the town for a significant period of time. He was of the opinion that Simpson School would not serve that purpose for many years.

Mr. Zandri felt that an immediate problem exists. The building is falling apart and it either has to be fixed or the Recreation Department will have to be moved. It has to be done immediately, this cannot wait.

Mayor Dickinson stated that immediate, necessary repairs will have to be made. His primary concern is, how are we going to address, in terms of large construction projects, the classroom need issue? A number of projects, and this is one of them, will have to wait until we find exactly what we are going to do with classrooms and to have a clear course to follow. That will have a financial impact on the town. We know that we will have a tax increase in the next budget due to the phase in of revaluation. He hesitates to embark on other programs or projects until he knows what the tax impact is with regard to the school classroom project of \$12 million to \$14 million.

Mr. Zandri reminded the Mayor that the \$12 million to \$14 million is the total cost of the project and it is his understanding that the town is only obligated for approximately 50% of the cost of the project.

Mayor Dickinson pointed out that it is only at the time of reimbursement that the town will be obligated for 50% but the town has to front all of the money and the State reimburses approximately one year later. He reminded Mr. Zandri that the operational costs of the schools will increase to between \$3.6 million and \$3.8 million. That is almost two mills in operational costs which is entirely separate from any capital construction costs. He expressed his concerns on the ability to generate the revenues.....

Mr. Zandri wanted to make sure that the public was not under the impression that the school project is going to cost the town \$14 million. It will not.

Mayor Dickinson agreed that potentially that is the case assuming that the State agrees. The General Assembly will have to approve the project next Spring. Assuming it is approved the ultimate cost to the town would be half.

Mr. Zandri stated that we do not have to spend the entire amount and make all repairs in one year. We can phase this in over a three year period to lessen the burden. I think this is just as important as the school space need and has to be taken care of.

Mrs. Duryea agreed that the needs of the school system are very important and so is this. It cannot be ignored any longer. Last year Mr. Deak stated at a Town Council meeting that he was not sure how much longer the furnace could hold off from being repaired. Are we going to wait until we are faced with a situation where the furnace no longer works and the Recreation Department will have to be evacuated from the building? She is concerned that the Simpson School Study Committee is going to be given a difficult time in assuming their task. She feels that the handwriting is on the wall that they will be given a difficult time. It is very apparent that the Council and Mayor have different agendas on this issue. She wanted clarification on a rumor that she has heard. She asked the Mayor if there has been a bid on the building from the State of Connecticut?

Mayor Dickinson responded that he knows of no offer from the State of Connecticut. There is an organization that is potentially interested in buying the building, but he knows of no offer from the State nor has he received an "offer" to purchase the building. One view was that if Yalesville School were not going to be used by the school system then the Recreation Department could have moved there and Simpson School could be sold or potentially used for some other purpose. However the heating system at Yalesville School is in need of repair and we will have to find the money for that project. The bids will be opened August 25th. Once heat is restored to the building then it can be used in the Spring.

Mrs. Duryea agreed that both buildings need addressing, however, there are children and adults that are currently using Simpson School, occupying offices there and that also constitutes a priority. We do not want to wait until it becomes an emergency. She asked again, is this not going forward as it should be because perhaps because with the sale of this building that would be the reason for building a new Recreation Department? It would help for the committee to know exactly what cards are on the table so we can proceed forward in a positive way.

Mayor Dickinson answered, before we look to build a Recreation Department there are many large, empty buildings in town that perhaps can house the department. Rather than undertake new construction it can take place inside the existing building. He was not opposed to a new Recreation Department but worried about the expenditure of funds and how quickly the town should undertake projects when we are not sure of the revenue stream.

Mrs. Duryea stated that we continue to wait on projects such as this year after year, placing them on the back burner because you feel we do not have the funds, and then they deteriorate faster. We have a problem that has to be resolved. It can be done little by little each year instead of ignoring it.

Mr. McDermott has stated before that there should be a committee to establish a five or ten year priority list for what needs to be done

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in the town. We cannot continue to let things deteriorate. We must set up some kind of system by priority list of what needs to be done first. You keep talking about these issues, Mayor, and you brought several up yourself, i.e., Community Pool, Community Lake, schools, etc., that need to be addressed and some sort of priority list needs to be established. The Board of Education and Fire Department have set up a five year plan, businesses do the same as well as homeowners. They set up priority lists. Why doesn't the Town of Wallingford?

Mayor Dickinson stated that he suggests the priority list be the classrooms. We are currently out to bid and will be undertaking the renovation of the railroad station this fall. We don't want to get involved in the classroom project and then start all these other projects going as well. The revenue is just not appearing. The school project alone could mean...we are looking at several hundreds of dollars of increase on an average tax bill just for that project. He restated that we need to be cautious and not rush into too many things at once.

Mr. McDermott did not suggest we throw caution to the wind but that we set up priorities showing where we want to be in the next ten years. We need to set up a committee for this and I will put this issue on the agenda for our next meeting.

Mr. Killen stated that every time the Council brings a project up for consideration the Mayor throws a list of projects that need to be done out at them. He didn't disagree with the Mayor but asked where they fit in the niche of things? We don't have a plan. He pointed out how the town came up with over 1 1/2 million dollars to purchase the Wooding/Caplan properties that had no priority in the scheme of things. We have excess funds that we are not using. We don't know how to use them because the Council has no idea what they are. It would help a great deal to know what they are, what the Mayor intends to do with them, whether the Council concurs with the Mayor's plan or whether or not the Council and Mayor should meet to jointly decide. We have an excellent asset in Simpson School and it should not go by the wayside because the Mayor wishes not to spend dollars to repair it.

Mayor Dickinson pointed out that there is insufficient parking for the building and the only way to overcome that is to buy the abutting property and tear down the homes for the parking lot. It is very controversial.

Mr. Killen responded that whomever purchases the school will be faced with the same problem and why is it that they can solve it but the town cannot?

Mayor Dickinson added that the parking currently is insufficient due to the Recreation Department programs that are held, not due to Zoning regulations. He reminded everyone that the town right now has just completed and in the stages of completing two of the major construction projects in the town's history, the Water & Sewer Treatment plants. That is all borne by the ratepayer/taxpayer. That is increased costs. In addition, we are looking at a very large school project which has to be a priority. He did not think it was advisable for the town to approve a number of other projects on top of that.

and then have people, rightfully, questioned how we are planning to deal with all the costs involved.

Mr. Killen stated that when you determine that something needs to be done then you sit down and figure out how you are going to pay for it.

Mr. Zandri wanted to make sure it was understood that the cost of the Water and Sewer Treatment Plants are reflected in the rates, not in the taxes. He also clarified that one of the major problems with parking was not so much attributed to the Recreation Department but to the day care. His personal feeling is that all departments and/or people using that building that are not associated with the Recreation Department should be out of the building and half the parking problem will be solved.

Mayor Dickinson agreed but added that he would be remiss if he did not state that one of the important programs offered by the town is the day care center. Perhaps the committee can analyze what the parking issue is. If it can be shown that a parking problem would not exist if other departments were not there, what does that create in terms of parking needs? That is an excellent question that should be looked at.

Mr. Zandri felt that the committee should look at the issue of whether or not the other groups using the building can be housed somewhere else?

Mr. Doherty asked if the Wallingford Housing Authority has informed the town of their decision to locate additional housing in that area and have they indicated that they would be interested in any part at all of Simpson School?

Mayor Dickinson responded that the congregate housing is a separate construction project. They have applied for funds from the State and he did not believe that there has been any formal approval of it. There have been informal comments made to the effect, "if you don't want Simpson School we will take it", but there has been no formal expression to him that they wish to purchase the school by the Housing Authority. The congregate housing is on the same property as Savage Commons and does not involve Simpson School.

Mr. Doherty asked, do they have sufficient land to build the housing without infringing upon the school area?

Mayor Dickinson did not know since he has not seen any sight plan or any formal indication of where or how they plan to sight the congregate.

Mr. Doherty asked the Mayor to have his office make an inquiry into that issue and report back to the Council at the next meeting in September.

Mayor Dickinson agreed to obtain information.

No action was taken.

ITEM #9b Consider and Approve Formally Charging the Simpson School Study Committee

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Motion was made by Mr. Doherty to Charge the Committee with the following:

1. Find out what is needed to fix up Simpson School property to house the Recreation Department for the next twenty (20) years, especially review parking needs.
2. Prepare a plan to relocate other tenants to other town facilities, if necessary.
3. Compile a list of programs to be housed elsewhere because of the disruption caused the neighbors.

Report to the Town Council on progress to date every sixty (60) days with a final report due back to the Town Council six (6) months from this date (8/11/92).

Seconded by Mrs. Duryea.

VOTE: All ayes; motion duly carried.

ITEM #10 Consider and Approve a Resolution Implementing the Provisions of Section 12-81m of the CT. General Statutes Abating Fifty (50%) Percent of the Property Tax of any Property Assessed as a Dairy Farm and/or Fruit Orchard Maintained as a Business - Corporation Counselor's Office

Motion was made by Mr. Doherty, seconded by Mr. Solinsky.

A copy of the resolution, correspondence from Mary Mushinsky, section 12-81m of the CT. General Statutes, correspondence from Blue Hills Farms and also from Sunnyview Orchards are attached to these minutes.

Many residents spoke in favor of the tax break not only because they feel that the farmers deserve it but because they wish to preserve the farmland left in Wallingford. They felt that it also saved the town tax dollars by helping the farmer to maintain his property as a farm and not sell off to developers who would then build causing a burden to the town's fire, police, water, utility and sewer divisions.

Mr. Zandri made a statement to the effect that if this were a tax deferral he would have no problem, but because it is not he cannot vote in good conscious for it. There is no guarantee that this particular parcel of land won't be sold in the future. At least the town could be guaranteed to recoup any break given at this time with a tax deferral. He was also concerned over the fact that the town has a problem with giving the elderly tax relief, as was an issue before the Council at the last meeting. This group of people are on fixed incomes who do not have the earning power that the farmers do. He did not like the fact that the abatement was only valid for ten years, after which time the farmers did not have to pay the town for taxes abated. He stated that he would vote in opposition to the resolution due to his views.

VOTE: Zandri. no; all others, aye; motion duly carried.

ITEM #11 Consider and Approve a Transfer of Funds in the Amount of \$3,000 from Contingency Reserve for Emergency Acct. #001-8050-300-0190 to Bristol Myers Helipad Lawsuit Acct. #001-1110-900-9004 - Town Council

This item comes before the Council as a result of previous discussion held on the issue at the July 28, 1992 Town Council Meeting. The Council was at odds as to how much of a payment Mr. Wasilewski and his group should receive toward the attorney's fees in the Bristol Myers helipad case. Naturally, Mr. Wasilewski felt that he was entitled to have all his attorney fees paid and the town felt otherwise. Since there was a dispute over when the plaintiff's attorney was notified that the creative subdivision rule was invalid and whether or not there was opposition in allowing Bristol Meyers to re-apply, the Council was divided on how much of the fees should be paid. During the agenda meeting Ms. Papale and Mr. Doherty agreed with the Mayor that the transfer should be \$3,000 and no more. Ms. Papale was under the impression that the Mayor would not sign the transfer if it were for any amount over and above that amount. Some Councilors felt that it should be amended to \$4,200.

Mr. Killen referred to the Charter of the Town of Wallingford, Chapter XV, Finance and Taxation, section 7, Expenditures and Accounting which reads, "When any department, commission, board or officer, (except the Board of Education) shall desire to secure a transfer of funds in its or his appropriation of funds set apart for one specific purpose to another, before incurring any expenditure therefor, such department, commission, board or officer shall make application to the mayor who, upon certification of funding availability by the comptroller, may approve and transfer an amount not to exceed \$200.00 per fiscal year per adopted line item within a departmental budget. The mayor shall render a monthly report of such transfers to the Town Council. Amounts requested above \$200.00 shall be approved or disapproved by the mayor and forwarded to the council whose duty it shall be to examine into the matter, and upon the approval of the council, such transfer may be made, but not otherwise."

He questioned why the transfer would not go forward if the Mayor did not sign it? According to the Charter the transfer did not require the Mayor's approval.

Mayor Dickinson stated that everyone has a responsibility to limit the expenses that they incur. In this case it did not happen. Whether it is before October or after, there was opposition to allowing Bristol Meyers to re-apply which would have meant that a trial was unnecessary, filing briefs, reply briefs were unnecessary, which would have meant that the trial brief was unnecessary, all of which represents expenses. That decision was in the hands of the plaintiffs. They decided they wanted to go ahead. For us to even consider reimbursing where they took action that increased expenses when those expenses could have been mitigated, reduced, it is just not supportable.

Motion was made by Mrs. Duryea to Approve a Transfer of Funds in the Amount of \$4,200 as Reimbursement of Attorney's Fees in the Bristol Meyers Helipad Issue. seconded by Mr. Holmes.

Mr. Killen reminded everyone that there was no transfer form available without the Mayor's approval or disapproval along with the Comptroller's signature verifying the funds, therefore the Council should not be making exceptions to the rules to serve their own purpose when they expect every other department, board and commission to follow them to the letter.

Ms. Papale stated that the Council can vote on the \$4,200 now and if the Mayor does not sign the transfer it will come back to us and then it may take a very long time to settle this issue. It should be dealt with this evening. The Mayor has approved the \$3,000 payment. If this motion fails then we will have to vote on the original motion.

Mr. Killen stated that the procedures have not been followed for the \$4,200 transfer, the certification of funds by the Comptroller, the approval/disapproval of the Mayor, etc., procedures have to be followed. The Council should not be voting on the \$4,200 motion.

Mayor Dickinson agreed with Mr. Killen.

Motion was made by Mr. Doherty to Table this Issue Until the Next Town Council Meeting, seconded by Mrs. Duryea.

VOTE: McDermott no; all others, aye; motion duly carried.

ITEM #12 Discussion and Possible Action on Transferring \$3 million from the Electric Division Retained Earnings Account (Undesignated Fund Balance) to the Capital and Non-Recurring Account as Requested by Councilor Geno J. Zandri, Jr.

Motion was made by Mr. Doherty, seconded by Mrs. Duryea.

Mr. Zandri amended the motion to read; This Council Recommends that the Mayor Initiate a Transfer of Funds in the Amount of \$3 million from the Electric Division's Retained Earnings Account (Undesignated Fund Balance) to the Capital and Non-Recurring Fund and Present it to the Council for Approval at the September 8, 1992 Town Council Meeting. If the Mayor Fails to do so then this Council Requests that he Present an Explanation to the Council at that Meeting, seconded by Mrs. Duryea.

Mr. Zandri stated the following reasons for selecting the Electric Division's surplus for the transfer of funds:

"This year alone the surplus exceeds \$2 million in the current fiscal year. The power plant peaking unit project has been put on hold for an indefinite amount of time since we have leaned toward a power supply deals with CMEEC. An surplus of \$18 million already exists and, in my opinion, that amount is in excess of any working reserve that is needed by our Electric Division."

He proceeded to then give his reasons for transferring the funds into the Capital and Non-recurring Fund as follows:

"This transfer will allow us to use cash for future capital projects

cut down on the need for bonding. This, in turn, will save on our property taxes. Some potential projects are; elementary school additions; Parks and Recreation Department (renovation or new building) and Fire Department Equipment and Buildings. These are just some examples of what this money can be used for. I urge this Council to support this recommendation to the Mayor and I urge the Mayor to support this recommendation by initiating this transfer."

There were no comments from the public at this time.

Mr. David Gessert, Public Utility Commissioner did not feel that the transfer was appropriate. The Electric Division has certain reserves for future capital projects and other designated items that will be done at the Electric Division. To transfer this money, this size transfer into the Capital and Non-recurring account to do capital projects is inappropriate. The Electric Division contributes substantially to the town every year. They make a payment in lieu of taxes. The Council, in its wisdom, at budget time increased that payment by \$150,000 over the Mayor's approved budget. That brings the total payment by the Division to \$1 1/2 million not to mention quite a few other contributions we make to the town.

Mr. William Cominos, General Manager of the Electric Division did not feel that the municipal utility is in the business of buying fire trucks for the town and furnishing schools for the town. It does give P.I.L.O.T. of over \$1,400,000 which you would get from an investor utility if it was here. No decisions have been made as of yet as to what to do with the funds in reserve. It takes a lot of planning and thought. The \$18 million should be put back into the infrastructure of the utility so that we will have a municipal utility for our grandchildren and benefit by keeping our rates down low, lower than an investor run utility.

Mr. Doherty asked if the Electric Division reserve funds were used in the past to build either Pond Hill or Rock Hill School?

Mr. Killen responded that the Capital and Non-Recurring Fund specifically establishes that funds from the Electric Division will be used towards paying any of the capital projects. That was the whole basis of the fund.

Mr. Romeo Dorsey, 122 S. Orchard Street, former Office Manager of the Utilities for seventeen years stated that the Electric Division paid \$850,000 cash for Cook Hill School. The division has a big surplus of cash, on a ratio better than Northeast Utilities' and he felt that Community Lake could be restored with some of that money.

Mr. Zandri stated, "We have heard arguments year after year after year when we try to get a few dollars out of the Electric Division for town use, he reminded everyone the town owns the Electric Division, and for one reason or another we hear that we cannot do it. One reason was that the town was going to build a generating plant. Now all of a sudden the plant is not going to be built, it is going to be put off, and we still cannot use these funds. There is \$18 million sitting down there right now and I defy anyone to tell me that you have \$18 million worth of future projects that you will be working on that will consume

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funds. I think it is a joke! We had a report done here that indicated that \$3 million to \$4 million was all that was needed to operate utility. That is enough of a reserve to do so. And we constantly worried.....all right, leave the \$18 million in there and take the \$2 million surplus from this year alone that is not designated for anything. \$2 million! And that is after we gave the residents a break on rates! First they did not have any money to give to the town, mid-stream during the course of a budget year we come up with over \$1 million to rebate the customers, all of a sudden this money appeared, and in the same calendar year we end up with a \$2 million surplus when the budget said we were going to have a loss in that calendar year! Who's kidding whom here? There is no reason, no excuse in the world for not transferring this money. It is not as though we are going to just squander it, we are trying to get it to the town. The town has a right to that money, they own that division and to help offset and save taxes down the road. I think it is a joke to even argue these points."

Mayor Dickinson responded, "We talk about \$18 million. \$9 million is available, \$3 million is the reserve for a month's purchase power payment, the other \$6 million is earmarked for existing capital projects. There is about \$9 million that is set aside money from the rate settlement. It is not a total of \$18 million. That does not include any projections from this year. Again, \$9 million is the settlement figure that we have tried to leave untapped."

Mr. Zandri: Untapped for what?

Mayor Dickinson: This is money that has been reserved for the generation project.

Mr. Zandri: That is not even in the future plan!

Mayor Dickinson: That is still being reviewed to my knowledge. Certainly I have made no judgement that we are not going to deal with the generation project as yet.

Mr. Zandri: (P.U.C.) Meetings that I have attended in recent months indicated that that project has been put on furthest back burner that you can put it on. We are not even looking at it. The negotiations that are ongoing right now in the Electric Division has nothing to do with a generating plant.

Mayor Dickinson: There is discussion regarding life of unit contracts and I, for one, have not seen one, I don't know what it obligates the town to and until I have a legal analysis and a review of the contract I will not be supportive of it. As far as I am concerned things are being looked at but there has been no decision regarding a direction of the Electric utility. I would not want to take a direction that would leave us more subservient to commercials or anyone else. To the extent that life of unit contracts would do that? I have questions about them.

Mr. Zandri: I will not debate this any longer, my position is clear on this. I think it is something that the taxpayers in this town should open their eyes up to because they own a business in this town and it is not doing them a bit of good as far as I am concerned. They can sell

get more money on interest in the bank than what it is doing for this town. This is getting to be a joke! I urge the Council and you, once again, to support this motion and I, personally, am going to watch exactly what happens with this motion and, believe me when I tell you, I will take action if this thing does not fly. Thank you.

Mr. Killen referred to the Mayor's comments about the funds being "earmarked". He did not know where that appears in the Charter and he wanted to know who earmarked it and by what authority they did so? He asked Mr. Cominos and Mr. Gessert, how much of a surplus do you "assume" you have in the Electric Division?

Mr. Gessert responded that he was not sure he could define the word "surplus". He regretted to say that he did not have a figure in front of him based on this year's figures. He is yet to get the final figures for fiscal year ending June of 1992. At that time he can give a bit more accurate answer to Mr. Killen's question.

Mr. Killen: Are we correct to say that it is anywhere from \$9 million to \$18 million?

Mr. Gessert: I think that it has been pointed out that \$9 million is from a previous rate case. It has been recommended that \$3 million to \$4 million be kept to pay the monthly bills and we also have several millions of dollars set aside for capital projects like the Colony Street Substation and other projects that we have scheduled.

Mr. Killen: Those are projects that can be done on an annual basis. The Council's charge is to supply you with the monies for running that place (Electric Division). You are not charged with running it off of your own profits. That is a State Statute.

Mr. Gessert: We have never asked the Council, to my knowledge, for the funds to run the division.

Mr. Killen: The fact that you use the same dollars does not mean that you are not doing it. At budget time we, the Council, appropriate, make available to you, the cost of running it. We guarantee that. Whether you make a penny or not is up to us to come forth. We are liable for the contracts that you have entered into, not you. That is the law. That is what has been completely ignored. A few months back a meeting was held in Room #315 to discuss the life of unit contract. It was then that I asked, what about the ten year limit on contracts? No one knew what I was talking about. We have people charged with running a large plant down there and no one knew that the Town Charter states that you cannot enter into a contract for longer than ten years? Everyone was flabbergasted and we paid experts to come in! By what authority do you have any dollars available to you other than what was appropriated to you during budget this year?

Mr. Gessert: I am not going to get into it.....

Mr. Killen reminded Mr. Gessert that the Charter states, "all receipts shall be turned over to the treasurer as the comptroller may certify." All receipts! The State Statute says that all the money from the sale

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of electricity shall be turned over to the general fund or the treasurer. It says in very plain English. Atty. McManus wrote an opinion on it.

Mr. Gessert: Our funds go to the Comptroller's Office and they are controlled over there.

Mr. Killen was frustrated with the fact that the Charter states that all receipts are to be turned over to the Comptroller...town dollars!... and the Council has to come and ask for the town's money! And we are told no!

Comptroller Thomas Myers stated that all funds for the Electric, Water and Sewer enterprise operations of the Town of Wallingford, are in the custody of the Town of Wallingford. Both he and the treasurer are signatories on those accounts and funds are not expended other than funds that have been budgeted. As we all know, all budgets are approved by the Town Council. It is also true that there are available funds within the Electric, Water and Sewer accounts. They are in the name of the Town and they are available and they can be appropriated through the appropriation process that we all know which is either the budget or an additional appropriation granted during the year through transfers.

Mr. Killen referred to Mr. Myers' statement that the funds are available. They have never been made available to the Council.

Mr. Myers clarified that when he states that the funds are available he is referring to the appropriation process.

Mr. Killen retorted that the Charter states that the Mayor is to keep the Council informed at all times of the financial condition of the town. He asked, how is the Council supposed to do anything if they don't know what they can appropriate? We can never solicit a figure of exactly how much we have in surplus funds. No one can ever seem to supply that information.

Mr. McDermott: My philosophy with the Electric Division funds.....

Mr. Myers: It is town money. These funds are not some kind of special bank account or funds that are in the name of the Wallingford Electric Division. I apologize for interrupting your statement. We have to be careful with the way we use our terms and funds. How the funds are accounted for does not dictate how they are expended or what the appropriation process is in order to spend those funds.

Mr. McDermott: My philosophy on the way we spend or deal with the excess monies that are accounted through electric bills, funds that come in through electric billing cycles is this: I don't believe those funds should be used to directly influence the mill rate by lowering it. By attending the meetings at the P.U.C. it seems to me that we are putting the generating plant on the back burner and that the division could help with capital projects by allowing us to pay for things with cash that are on the capital and non-recurring list. It affects the mill rate eventually by not directly. I don't want the electric bill to become the center of a hidden tax.

Mr. Doherty would like to see the \$3 million be designated for paying the costs of providing additional classroom spaces for local schools. We know we have that need.

Mr. Killen informed the Town Attorney that he will be forwarding a letter to her asking for an opinion. If the town had a Board of Finance we would not be allowed to keep the size surplus that the town currently has. Courts have ruled that the town only has the right to tax, to raise the kind of dollars that you don't have from other sources. I am going to ask you to do some research as to who is the Board of Finance in the Town and whether the rules that have applied to them in the past apply to whichever group has control at this point.

Mr. McDermott agreed with Mr. Doherty regarding setting a goal for the money to be used for. He felt the school classrooms additions was an admirable goal.

Mr. Philip Wright, 160 Cedar Street believed that the money should serve the town. We have the ability to get money if we need it. He would like to reap some of the benefits, like most other ratepayers in his generation, of the money they contributed to the "surplus". He did not feel that it was irresponsible of the Council to want to take some of the money to use for good causes.

Mr. Holmes left at 11:00 P.M.

Mr. Solinsky left at 11:50 P.M.

Mr. Dorsey gave some history on the Electric Division. It was formed in 1899 and the Court of Burgess gave \$50,000 to get it rolling. It wasn't until 1960 it was recommended that the Electric Division give \$50,000 to the town. It was the first time the town received any money from them. From that point on it has gone up. He pointed out that the Mayor only refers to the accounts payable and not the receivables, the money that flows in and out. He feels that they in no way need \$9 million to operate. He felt that the Mayor and P.U.C. Commissioners should be for this action 100%. They have more than enough money to give the town \$3 million.

Edward Bradley, 2 Hampton Trail felt that this was a step in the right direction to try to use some of the funds for the school project. He referred to the comprehensive plan that was compiled in the Camp Dresser and McKee Study of the Electric Division to bring about additional revenues to the town. The recommendation was for capital projects. He urged the Council to not only look at the \$3 million tonight but to look ahead and revisit that plan to try and implement it.

Sharon Sanders, 100 Franklin Street felt very strongly that the funds should not be touched. She was of the opinion that a vote on such an important issue should not be taken without the entire Council in attendance.

Ms. Papale stated that she would never take funds from the Electric and Non-Recurring Fund to offset taxes. She will always vote no on that issue. However, she is in favor of placing money into the Capital and Non-Recurring Fund, therefore she will vote in favor of this action this evening.

VOTE: Holmes, Parisi and Solinsky were absent; all others, aye; motion duly carried.

Mr. Doherty made a motion to Waive Rule V of the Town Council Meeting so that the Mayor could Read Correspondence into the Record Regarding the Alleged Loss of Fill at 88 South Main Street. Seconded by Mr. Killen.

VOTE: All present, aye; motion duly carried.

(see Attachment IV).

No action was taken.

ITEM #13 Consider and Approve Real Estate Tax Abatement in the Amount of \$724.76 for Property Formerly Known as Dayton Hill Corporation Dam and Pond Acquired by the Town of Wallingford - Corporation Counselor

Motion was made by Mr. Doherty, seconded by Mr. McDermott.

Mr. Killen referred to the second sentence of the second page in which Atty. Mantzaris writes, "The file is still pending in this office for the purpose of attempting to negotiate an agreement with the owners of the properties which surround the pond whereby the Town of Wallingford would convey said pond and dam to said owners in consideration of their payment of the tax amount foreclosed plus the attorney's fee and court costs paid by the Town."

He asked, has anyone on the Council been aware of any negotiating on this property? No one had. He asked why the Council was not informed that an agreement was trying to be reached? If we are to vote on the matter why are we not informed?

Atty. Small stated that she would check with Atty. Mantzaris and have a reply for the Council at the next meeting.

Mr. Doherty asked Atty. Small to research exactly how much land the town owns around the pond and how much we may be giving away when we give the pond away in this deal because of Bertinni Park being adjacent to it. The pond is a nice asset to the park.

Mr. Edward Bradley, 2 Hampton Trail acknowledged that it may be attractive (the pond) but dams are an extreme liability.

VOTE: All present, aye; motion duly carried.

ITEM #14 Consider and Approve Real Estate Tax Abatement in the Amount of \$5,338.92 for Property Formerly Known as the Caplan/Wooding Properties Recently Acquired by the Town of Wallingford - Corporation Counselor

Motion was made by Mr. Doherty, seconded by Mrs. Duryea.

VOTE: All present, aye; motion duly carried.

ITEM #15 SET A PUBLIC HEARING for September 8, 1992 at 7:45 P.M. to Amend the 1992-93 Annual Budget for the Center Park Special Revenue Fund

Motion was made by Mr. Doherty, seconded by Mrs. Duryea.

VOTE: All present, aye; motion duly carried.

ITEM #16 Executive Session Pursuant to Section 1-18a(e)(2) of the CT. General Statutes to Discuss Pending Litigation

- a. DeMarco, Edward J., Jr. et al v. Edith N. Villaneuva
- b. Barberino v. Inland Wetlands
- c. Tax Appeals

ITEM #17 Executive Session Pursuant to Section 1-18a(e)(4) of the CT. General Statutes to Discuss the Lease, Sale and/or Purchase of Property - Mayor's Office

Motion was made by Mr. Doherty to Enter Into Both Executive Sessions, seconded by Mr. McDermott.

VOTE: All present, aye; motion duly carried.

Motion was made by Mr. Doherty to Exit the Executive Session, seconded by Mr. McDermott.

VOTE: All present, aye; motion duly carried.

Waiver of Rule V Motion was made by Mr. Doherty to Waive Rule V of the Town Council Meeting Procedures to Waive a Bid for the Town Attorney to Hire Outside Counsel, seconded by Mr. McDermott.

VOTE: All present, aye; motion duly carried.

Motion was made by Mr. Doherty to Waive the Bid for the Town Attorney to Hire Experts for Pending Litigation in the cases of Barberino v. Inland Wetlands and Tax Appeals, seconded by Mrs. Duryea.

VOTE: All present, aye; motion duly carried.

Motion was made by Mr. Doherty to Adjourn the Meeting, seconded by Mr. McDermott.

VOTE: All present, aye; motion duly carried.

There being no further business, the meeting adjourned at 1:12 a.m.

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Meeting recorded and transcribed by:

Kathryn F. Milano
Kathryn F. Milano, Town Council Secretary

Approved by:

Iris F. Papale
Iris F. Papale, Chairperson

September 8, 1992
Date

Kathryn G. Wall
Kathryn G. Wall, Town Clerk

September 8, 1992
Date

Honorable William W. Dickinson, Jr.
Mayor
Town of Wallingford, Connecticut

141

Date: 8/3/92

F.Y. 1991/92

Page 1

Request for: transfer of funds
 appropriation of funds

Fund:	<input type="checkbox"/> ELECTRIC	<input type="checkbox"/> operating	<input type="checkbox"/> capital project
	<input type="checkbox"/> WATER	<input type="checkbox"/> operating	<input type="checkbox"/> capital project
	<input checked="" type="checkbox"/> SEWER	<input checked="" type="checkbox"/> operating	<input type="checkbox"/> capital project

\$ 246,000.00	To	Title Depreciation Expense	Acct. No. 403-000
\$ 6,000.00	From	Title Power Purchased For Pumping	Acct. No. 623-000
\$ 3,000.00	From	Title Pumping Labor & Expenses	Acct. No. 624-000
\$ 5,000.00	From	Title Misc. Expenses	Acct. No. 626-000
\$ 7,000.00	From	Title Maintenance - Pumping Equipment	Acct. No. 633-000
\$ 3,000.00	From	Title Chemical Expense	Acct. No. 641-000
\$ 7,000.00	From	Title Operation Labor & Expenses	Acct. No. 642-000
25,000.00	From	Title Electricity, Gas & Misc. Utilities	Acct. No. 643-000
53,000.00	From	Title Sludge Disposal - Tipping Fees	Acct. No. 645-000
1,000.00	From	Title Maint. Structures & Improvements	Acct. No. 651-000
\$ 11,000.00	From	Title Maint. Sewer Treatment Equipment	Acct. No. 652-000
\$ 7,000.00	From	Title Misc. & Safety Expenses	Acct. No. 665-000
\$ 40,000.00	From	Title Maint. Transmission & Collection Lines	Acct. No. 673-000

Explanation: PER ATTACHED LETTER AS REQUIRED

Submitted by: [Signature]
Department / Division Head

Certified as to the availability of funds:

[Signature] 8/3/92
Water/Sewer Office Date

Approved by vote of the Public Utilities Commission subject to approval of the Mayor and the Town Council:

[Signature] 8/7/92
Chairman, Public Utilities Commission Meeting Date

Certified as to the availability of funds:

[Signature] 8-10-92
Comptroller Date

Approved - subject to vote of the Town Council:

[Signature]
Mayor Date

II. Certification of Financial Transaction:

The transfer/appropriation of \$ 246,000.00 as detailed and authorized above and as approved by a vote of the Town Council in session is hereby certified.

I hereby certify that this is the motion approved by the Town Council at its meeting of _____, 19____.

Town Clerk

ITEM NO. 1-4
PUC AGENDA 8/7/92

Honorable William W. Dickinson, Jr.
Mayor
Town of Wallingford, Connecticut

Date: 8/3/92

F.Y. 1991/92

Page 2

Request for: transfer of funds
 appropriation of funds

Fund: ELECTRIC operating capital project
 WATER operating capital project
 SEWER operating capital project

Amount:		Title	Acct. No.
\$ 4,000.00	From	Title Labor For Maintenance Of Lines	Acct. No. 673-001
\$ 5,000.00	From	Title Labor For Meter Reading	Acct. No. 902-001
\$ 2,000.00	From	Title Customer Records & Collection Expense	Acct. No. 903-000
\$ 2,000.00	From	Title Labor For Records & Collections	Acct. No. 903-001
\$ 9,000.00	From	Title Supplies, Communications & General Exp.	Acct. No. 921-000
\$ 5,000.00	From	Title Outside Services Employed	Acct. No. 923-000
\$ 3,000.00	From	Title Laboratory Expenses	Acct. No. 923-001
\$ 3,000.00	From	Title Proportionate Charges	Acct. No. 923-002
\$ 3,000.00	From	Title Property Insurance	Acct. No. 924-000
\$ 9,000.00	From	Title Liability Insurance	Acct. No. 925-000
\$ 24,000.00	From	Title Workmen's Compensation	Acct. No. 925
\$ 7,000.00	From	Title Employee's Pension & Benefits	Acct. No. 926
\$ 2,000.00	From	Title Miscellaneous General Expenses	Acct. No. 930-000

Explanation: PER ATTACHED LETTER AS REQUIRED

Submitted by: [Signature]
Department / Division Head

Certified as to the availability of funds:

[Signature] 8/3/92
Water/Sewer Office Date

Approved by vote of the Public Utilities Commission subject to approval of the Mayor and the Town Council:

[Signature] 8/7/92
Chairman, Public Utilities Commission Meeting Date

Certified as to the availability of funds:

[Signature] 8-10-92
Comptroller Date

Approved - subject to vote of the Town Council:

[Signature] _____
Mayor Date

II. Certification of Financial Transaction:

The transfer/appropriation of \$ 246,000.00 as detailed and authorized above and as approved by a vote of the Town Council in session is hereby certified.

I hereby certify that this is the motion approved by the Town Council at its meeting of _____, 19____.

Town Clerk

ITEM NO. 1-5
PUC AGENDA 8/17/92

the playground moved-

Name	Address	Signature
1 Anna Harrington	3 723 Center St.	
2 Nick Harrington		
3 Laura Piper	29 Simpson Ave	
4 Mary Piper	" "	
5 Liz Klebicka	45 Powers Rd	
6 Ed Klebicka	45 Powers Rd	
7 Deb Curran	721 Center St	
8 OTTO CURRAN	721 Center St	
9 Alan Edart	589 WARD ST.	
0 Donna J. Pegg	163 S. Cherry St.	
1. Laura J. Lochowski	48 Elm St. Apt. 3	
2. Kathleen Flynn	35 Kondracki Lane	
Mary Alice Kavanaugh	25 Chimney Sweep Rd.	
4 Beverly Lanni	38 Kondracki Lane	
5 Linda Adamo	20 Bonnie Ct.	
6 Judy Aceto	87 Kondracki Lane	
7 Maria Sprouse	9 Sunny Ct.	
8 Leslie MASCHIO	27 MARTIN AVE	
9 Linda MERCURI	64 Constitution St	

We the undersigned, do not want
the playground moved.

Name	Address	Signature
The Ryan Family	71 W. Dayton Hill Rd	Kim C. Ryan
The Hurley's	44 Country Way	K. Singis
The Mc Comiskey's	18 Ridgefield Rd.	Sharon B. Hurley
The Bunnix Family	715 No. Farms Rd.	Sharon G. M. [unclear]
Wasse Family	23 Highland Dr.	Gunda S. Berr
Tansino Family	24 Kingsland Ave	Terri-Kaye M. Chase
Collett Family	7 Sumner Circle	Deborah A. Tansino
Center Family	12 Christian St.	Cheryl Collett
Watters	4 Susan Dr.	Karen Senti
Seba Family (5)	291 Criss Rd	Walter Seba Seba
Esposito Family	33 Edgewood Dr	Jill Watters
Vitale	69 Haroer St Ylsv	Sheryl Esposito
Melnick	25 Ridgewood Rd.	Lisa Vitale
Tooley Family (5)	128 Parker Farm Rd	Debrah Melnick
Ivers Family (5)	12 Baywood Lane	Norma Dool
Starcil	1067 Durham Rd Wld	Kathryn E Ivers
mino Family (4)	145 Brentwood Dr Waltingford	Douglas Starcil
Melmed Family (4)	S. Main St. Wife	Mary E. Ciniere
Lorenzo Family (4)	2 Regent Court	Michael D. Lorenzo
The Terry Family	24 Essex Court	Barbara Terry

We the undersigned, do not want
the playground moved.

Name	Address	Signature
Mary + Michael Canty	55 Green St. W. Rd.	Mary Canty
John + Carol [unclear]	261 S. Main St.	John + Carol [unclear]
Kim + Nancy Paul	30-102 [unclear] Rd.	Nancy Paul
PAULA + STEVE HATEWOOD	332 HIGH #14 RD	Paula Hatewood
Michele + James Mutschler	33850 Elm St.	Michele Mutschler
Joanne Chamberlain	75 Trempe Dr.	Joanne Chamberlain
Donna Copeland	11 Benadette Ln	Donna Copeland
Louise Friedland	16 Crestview Terr	Louise Friedland
Jeanette Davis	4 Westview Dr.	Jeanette Davis
Mary + Bob Decker	29 Fairview Ave	Mary Decker
WENDY JOHNSON	29 HIGH ST.	Wendy Johnson
TOM SOBOSLA +	80 CHRISTIAN ST	Tom Sobosla
Debra Quinn	3 [unclear] Ave	Debra Quinn
Claudette Tring	150 Constitution St	Claudette Tring
Laure Dempsey	47 Schoolhouse Rd	Laure Dempsey
Cheyl Herbert	67 So. Orchard St	Cheyl Herbert
Donna Denham	1002 New Rock Hill Rd	Donna Denham
Xenia Hilda	60 Mansions Rd	Xenia Hilda
LARS MORRIS		Lars Morris

we the undersigned do not want
the playground moved

Name	Address	Signature
Michelle Falugno	12 W Cherry St WFD	Michelle Falugno
APRII DENUNO	138 S. COLONY ST. WFD	APRII DENUNO
Barbara Scherb	230 Main St WFD	Barbara Scherb
Mary C Gaffney	1243 Yale Ave Walfd	Mary C Gaffney
inwater BYAC	40 Valleyview Dr	inwater BYAC
Theryl Chiari	6t So. Whittlesy Ave	(P. McCann)
Nath Feeney	405 S. Main St.	Matt Feeney
Laura Gray	22 Pentridge Run	Wallingford
Henry M... ..	62 Stephen Barberino Way	WFD CT Sherry T. Freen
Robert Segal	87 No. Orchard St.	Robert Segal
Walter J. Stetson	56 N. Ridgeland Rd.	Stetson, Patricia J.
Jean J. Poole	411 Pelgrims Harbor	Wallingford
Chris Zaccaro	530 Center St.	Chris Zaccaro
Emily G... ..	9 Pine Green Terrace	Emily G... ..
Merrie Fairchild	22 Robert Lane	Merrie Fairchild
Kelly Ferko	199 Fair Ave	Kelly Ferko
Wanda Pizzone	21 Hoffmayer, Wallingford	Wanda Pizzone
B. Novak	Walfd	B. Novak
Janet Lavigne	221 S. Elm St	Janet Lavigne
Shanne Kimball	200 N. Main St.	Shanne D. Kimball
Sara B. Morris	211 E. Main St.	Sara B. Morris
Helen D. Stowe	224 N. Elm	Helen D. Stowe

the playground moved

Name	Address	Signature
Jon Peckman	46 Pieper Drive Wallingford.	Jon Peckman
Francine Viscuso	1171 Paradise Ave Hamden, Ct 06514	Francine Viscuso
Kathi Sundberg	9 Tammy Hill Rd	Kathi Sundberg
Scott Sundberg	" " "	Scott Sundberg
Renée Nalbandian	365 Hope Hill Rd	Renée Nalbandian
Beth Fenari	7 Tammy Hill Rd	Beth Fenari
Salina T. Soden	199 Church St. Waterbury, Ct.	Salina T. Soden
Michael C. Burchardt	68 Simpson Ave.	Michael C. Burchardt
Michelle Marsca	11 Laurelwood Dr.	Michelle Marsca
Linda Marsca	11 Laurelwood Dr.	Linda Marsca
Michael Legman	76 Colonial Dr	Michael Legman
Tamara S. Jagan	192 S. Elm St.	Tamara S. Jagan
K. DiMarcello	117 Fair St	K. DiMarcello
Stephen J. Dorb	80 S. Elm St	Stephen J. Dorb
M. Haddad	70 Academy Rd	M. Haddad
FATIMA A RYAN	186 NORTH STREET	Fatima A Ryan
TARA GLASS	930 N. Colony Rd	Tara Glass
Patricia Vere	11 Laurelwood Dr.	Patricia Vere
Bernadette D. Bennett	4 Ascoli Drive	Bernadette D. Bennett
Shari Sigel	110 Simpson Ave.	Shari Sigel
JOAN RICKE	24 Cassella Drive	Joan Ricke

WE THE undersigned do not want
the playground moved

Name	Address	Signature
Barbara Tarca	11 Tammy Hill Rd.	Barbara Tarca
Dana Fekete	294 Grieb Rd.	Dana Marie Fekete
Jessica Condon	66 William St	Jessica Condon
Tom Dooly	178 Park Farm Rd	Thomas Dooly
John J. Dooly	59 Blakeslee Rd.	
Suzanne Hardisty	15930 No Colony Rd	Suzanne Hardisty
Pat Ciardullo	2 Bay Berry Dr	
Michelle ^{Murphy} Brownstone	277 Brownstone Rd.	Michelle Murphy
Kenneth Greenwood	187 N Main St.	Kenneth Greenwood
Susan Cossette	8 Tammy Hill Rd.	Susan Cossette
Carrie Zona	147 Tammy Hill Rd.	Carrie Zona
Joy Greenbaker	10 Tammy Hill Rd	Joy Greenbaker
Scott C. Boliz	8 Farm Ct	Scott C Boliz
David Boliz	8 Farm Ct	David Boliz
JoAnn Albut	No Colony Rd	JoAnn Albut
Christine Ballo	8 Farm Ct	Christine Ballo
Doreen Boliz	5 Maple	Doreen Boliz
Carrie Ann Ryan	221 N. Airlie Rd	Carrie Ann Ryan
Karen Diane Ryan	12 Kingsland Ave	Karen Ryan
John Tarca	11 TAMMY HILL RD	John Tarca

the playground moved.

(17)

Name	Address	Signature
THOMAS A. Collette	345 MAIN STREET	<i>Thomas A. Collette</i>
Dotty R. Brown	68 Conwell Rd.	<i>Dotty R. Brown</i>
Lee Mohr	7 DAVIS RD.	<i>Lee Mohr</i>
<i>Pat Kolvin</i>	18 New Pt St	<i>Pat Kolvin</i>
Leroy McKnight	1549 Tuttle Ave	<i>Leroy McKnight</i>
Mary Parkhal	can't find	<i>Mary Parkhal</i>
Laura Chauson	1015 W. main St Ed	<i>Laura Chauson</i>
James Palumbo	33 Brookvale Dr.	<i>James Palumbo</i>
Johann DiPino	28 Morgan Dr.	<i>Johann DiPino</i>
Karenne Gionet	46 Fritz Place	<i>Karenne Gionet</i>
Mark Boganski	360 main St	<i>Mark Boganski</i>
Ebbie Boganski	360 main St	<i>Ebbie Boganski</i>
Nonda York	69 Montrose Tr Wallingford	<i>Nonda York</i>
Donna Eversman	24 Haller Pl. Wallingford	<i>Donna Eversman</i>
Melissa A. Cottle	345 MAIN ST, YALESVILLE	<i>Melissa A. Cottle</i>
Nonda Koosa	16 Jonathan Rd.	<i>Nonda Koosa</i>
Frank McKnight	1549 Tuttle Ave	<i>Frank McKnight</i>
Fred Balsamo	58 Dibble Edge Rd	<i>Fred Balsamo</i>
Cynthia M. Balsamo	58 Dibble Edge Rd	<i>Cynthia M. Balsamo</i>

we the undersigned do not want
the playground moved

Name	Address	Signature
M.G. Miller Michael Miller	58 Ridgenoll Rd Wife, Ct. 58 Ridgenoll Rd	M.G. Miller Michael Miller
Karen Hawry Karen Hawry	42 South Cherry St.	Karen Hawry
Lee Dyer EE DYER	424 Hope Hill Rd	Lee Dyer
David Berardesca Tanya C. Bumbler	12 Twin Oak Fm Rd 146 Rock Hill Rd	David Berardesca Tanya C. Bumbler
Felicia Romano	34 Gaye Lane	Felicia Romano
Bernie O'Hara	57 Partridge Run	Bernie O'Hara
PETER ROMANO	34 GAYE LN.	Peter Romano
Wendy Tierney	1367 Hanover Ave.	Wendy Tierney
John Tierney	11	John P. Tierney
Gaye Boych	67 Sammie Ln	Gaye Boych
Linda Ray	5 Fox Run Dr.	Linda Ray
Paul M. Cook	Chate	Paul M. Cook
John Allen	40 Osage Dr	John Allen
Paula Christwood	34 Danny's Way	Paula Christwood
Libby Lamond	322 HIGH HILL RD 105 Colonial Hill	Libby Lamond

WE ARE MOVING TO THE PLAYGROUND

the playground moved

NAME

ADDRESS

NUMBER

Darbara Tarea

17 Tammy Hill Rd

John Mohr

17 Partridge Run

1A Sarge

41 Deer Run Road wfd

S. T. ...

22 Robert Lane

Cheryl Krusch

149 Cook Hill

Adelaida Ramos

40 Mill St. Meiden

Leri Distasio

40 Jobs Road

Tommy Distasio

40 Jobs Road

Mark R. Hughes

154 Chesire Rd - Wfd

Janet G. Craig

136 Chimney Hill Galeville

Arlene Knowlton

361 Church St. Galeville

Doreen ...

353 Church St. Galeville

180 North Plains Ind Rd

1st St

Marie Burt

16 Fawn Dr

Cheryl Ambler

1200 Northrup Rd

William Off

1200 Northrup Rd

U. Kouyambou

122 Rumford Ave

Gregory J. Foster

97 Haven St

William P. Gurnell

9 Halle Ave

Wanda A. O'Hara

27 Partridge Run

Bridget Canto

10 Ridgewood Rd

Dania Paula

40 Jodi Drive

the playground moved

Name	Address	Signature
Bill Guinnell	9 Halle Ave.	William P. Guinnell
Corinne Sommo	21 Colonial Lane	Corinne Sommo
Juliann Bukowski	9 Hill Ave.	Juliann Bukowski
Karen L Ripa	22 Baye lane	Karen L Ripa
Maria T. Kosal	22 Jamestown Circle	Maria T. Kosal
Nicki Cannon.	37 BUTTWOODWOOD CIRCLE WALLINGFORD.	N. Cannon.
Carolyn Hamel	18 Pearl St, Meriden, CT	Carolyn Hamel
JEAN TIERNEY	1435 RHEY AVE, W LFD	Jean Tierney
Debra Reeve	31 King St, W Lfd	Debra D. Reeve
Holly McAnenny	19 Jenna Rd. W LFD	Holly McAnenny
James J. Ceravale	22 Brookview Ave.	Jim J. Ceravale
(Sandrap L. Fitch) Sandia J. Fitch	412 Hope Hill Rd	Sandia J. Fitch
Laura Cannon	36 Gaye Lane	Laura J Cannon
Claire Wilken	1 Hayledge Court	Claire Wilken
Laura Murray	10 Hayledge Ct	Laura Murray
Sue Murphy	145 Chimney Hill	Sue Murphy
Rosemary Hanna	4 Hayledge Ct	Rosemary Hanna
Laurette Prema	5 Beryl Dr.	Laurette Prema
Ioni Wood	240 Parker Farms Rd	Ioni Wood
Kathy Savage	61 Jones Rd	Kathy Savage
Daniel F. Miller	196 S Whittelsey Ave	D. Miller
Lynna A. Mauds	196 S. WHITTESEY AVE	Lynna A. Mauds

return to Jerry McKnight please

We the undersigned, do not want
the playground moved.

Amber Walsh
George P. Blum

Name

Jennifer Burros

Ma Read

Cindy Dempsey

Mike Sullivan

SHANNON ROSZCZYK

Jodi Partridge

Diane Shaw

Elaine Partridge 22 Norman Av.

Edward Roszczyk 22 Norman Av.

Jan J. Connor 2 May Ave. Lu.

Arthur B. McCormick

Richard McCormick

Patty + Harris
Deirdre Gates

ae mahnoun

Lisa Shortell

Shannon Dillon

Loni Magon

Angel DeLucia

Bob Marotta

Kelli
Nichele Massores

bill
Massores

5 West View Dr

8 Cannon Gate Way Wall

Jud Behre 80
Address Fun
WV

48 Cooper Ave

25 Sunrise Circle

167 S. Wind Dr

1 Audette Dr

22 Norman Av.

23 Norman Av.

23 Kingland Ave.

22 Norman Av.

22 Norman Av.

2 May Ave. Lu.

518 Pilgrims Harbor

518 Pilgrims Harbor

22 Southview Drive, W. Va.

66 No. Audubon

44 Sunrise Cir

32 Mater Ave

52 Harrison Ave

350 S. Cherry St

19 Fox Run Dr. Wall

16 Harrison Ave

16 Harrison Ave

28 Clifton St

Amber Wassel

George P. Blum

Signature

Jennifer Burros

Ma Read

Cindy Dempsey

Mike Sullivan

Shannon Roszczyk

Jodi Partridge

Diane Shaw

Elaine Partridge

Edward Roszczyk

Jan J. Connor

Arthur B. McCormick

Richard McCormick

Deirdre Gates

ae mahnoun

Lisa Shortell

Shannon Dillon

Loni Magon

Angel DeLucia

Bob Marotta

Kelli

Nichele Massores

bill

the playground notes

NAME

ADDRESS

SIGNATURE

Thomas A Collette

345 MAIN ST
YALEVILLE

Flora D. [Signature]

GERALD [Signature]

Willard K. [Signature]

~~Willard K. [Signature]~~ NANCY ROSE

81 South Elm

Henry [Signature]

with JAMES F. Conklin

Jane T. [Signature]

212 Chestnut

Charles DeBlasi

Charles DeBlasi

14 Tanning Hill Rd

Dont move To ground

Name	Address	Signature
V. Manypudi	34 Williams Place	W. Manypudi
Newkirk	37 Grant Trail	Claremont Newkirk
S. Gerster	49
J. Messerica	7
F. Davis	4 ...	Portability ...
Donna Bush	...	Donna S. Bush
Kirstin Fearnley	...	Kirstin Fearnley
B. Lawrence	...	Beth Lawrence
T. Lee	81 North
Wanda McPherson	2200
M. Spivey	35 D
Asselin	39
K. Regan	10 Marist Cir	Kathie Regan
Janne Gulamov	27 Arde He. Drive	...
Ed Cervasi	28 MARTIN Ave.	...
MA ...	3
Dylan ...	376 ...	Dylan ...
H.
Heidi Tart	376 N. Colony St	Heidi Tart
Mary ...	248 S Elm St	Mary ...
Helen ...	248 S Elm St	Helen ...
Helen ...	248 S Elm St	Helen ...

John MacHie 105 South Grand
B-17 St.

Jeannine Aselin 35 Butler Dr.

Therz Focco Croydon Court W-1-51

KAB Rossi Chester, Ct

Bell 111 111

Lynne Gervin 20 111

Judie Magoon 350 South Cherry St, wld Jack

Tammy Mognat 10 Burke Hgts DR. WLFK

Mickey Mense 666 Swaney Wald Orlando Fla.

Hue Jazz 102 Simpson Ave Springfield

Phil McCracken 102 Simpson Ave Springfield

David Roach 33 Beth Hill

Diana P. Walter 202 S Elm St

Diane Papallo 116 Constitution St. Dian Papallo

James Foley 151 1st

Jennifer Hall 23 111 Dr. Jennifer Hall

Vann Brock 14 Halley Dr. WLFK

Mary Ann Buckle 112 1st

Stanna Weston 44 Kingsland Ave, Wainwright

Thom Knowlton 46 Louis 1st WLFK

D. Bonhly ~~Pat Lier~~
 Paul Zambrano 422 Williams Rd ~~Pat Lier~~
 Guy Zambrano
 Lori Cooke-Marra 131 Cooke Rd Uni Cal-Ma
 Robin McGuinness 233 N Airline Rd ~~Pat McGuinness~~
 Cathy Mangson 12 CANNON GATE WAY ~~Other Mangs~~
 Debra Testa 100 Christian St. ~~Debra Testa~~
 James Kowalki 20 Casper Ave Wallingf. 1
 Larry Huwiler 57 N Airline Rd WFD
 J. Kelly 10 Laurel Pl WFD
 Suzanne Silver 9 W. ... Ct. WFD
 Agnes Hanna 711 E. Center
 Mark Thomas 230 Main Street Yaleville
 Deane Walker 230 Main St #10 Yaleville Ct
 Yvonne Thomas 278 South Elm St WIFD
~~Patricia King 128 ... St~~
 Ann Osborne 753 Center St Put # 10' few
 Ray Lyn 22 Simpson Ave Big Pine
 Ruth Coghlin 21 Rivac Road Paul Coghlin
 Long Gombrow 64 Carr St
 Jackie Magosh 350 South Cherry St ~~Jackie~~
 Jessica Magosh 350 South Cherry St ~~Jessica~~
 Elizabeth Rodentizer 189 High St. ~~Elizabeth Rodentizer~~
 Deb Riccitelli 29 Valley View Ct. D. Riccitelli
 Julie Jaurab 1 Donaki
 Richard Lee 470 W. ...
 Jennifer Penitine 1124 Durham i. WFD
 Cynthia Oswald 34 Wall St. Cynthia Oswald

Gail Van Buren 123 W. Dayton Hill Rd Galesburg

the playground moved

Name	Address	Signature
Carol Notaro	23 Sackett Rd.	Carol Notaro
Elizabeth A. Rygul	25 Cassella Dr.	Elizabeth A. Rygul
Lillian Allen	374 So. Orchard St	Lillian Allen
Donna Daniels	43 Chimney Sweep Rd	Donna Daniels
Joanne McCoy	55 Ridgewood Rd	Joanne McCoy
Carol Lynn Ward	39 Woodley Road	Carol Lynn Ward
Laura Stewart	28 Wooding Rd.	Laura Stewart
Susan Magliadi	3 Raven Lane	Susan Magliadi
Dil Spackett	1 Raven Lane	Dil Spackett
William Ginnell	9 Haller Ave	William P. Ginnell
Rebecca Ginnell	9 Haller Ave	Rebecca Ginnell
William P. Ginnell	3 Dixitale Dr	William P. Ginnell
Mary Anne Blaney	34 David Dr. Wallingford CT	Mary Anne Blaney
Irina Delia De Jesus	46 Washington Wallingford Conn	Irina Delia De Jesus
Joe Gaetano	8 Saddle Ln.	Wallingford Joe R. Gaetano
Louis Baldelli	1191 Yale Ave.	Louis Baldelli
Michael DeCora	517 N. MAIN ST	Michael DeCora
Douglas Hibbs	10 Nathans Path	JGH

~~the playground moved to the new location~~

--- the undersigned do not want
the playground moved

Name	Address	Signature
Karen Gravel	68 Algonquin Dr	Karen Gravel
Dave Early	38 Dorset Dr	D. Early
Sharon McComiskey	18 Ridgely Rd	Sharon McComiskey
Janice Wood	63 N. AIRLINE RD.	Janice Wood
Kyrie	80 COOPER AV.	
Patricia Astorino	33 Buttwood Circle	P. Astorino
Kathleen Beisel	649 South Elm St	K. Beisel

R E S O L U T I O N

BE IT RESOLVED That pursuant to the authority of Section 12-81m of the Connecticut General Statutes the Town Council of the Town of Wallingford hereby abates fifty (50%) percent of the property tax of any property assessed as a dairy farm and fifty (50%) percent of the property tax of any property assessed as a fruit orchard maintained as a business, for the Grand List of October 1, 1991, provided, however, that the original amount of tax so abated shall be paid to the Town of Wallingford if the property granted such abatement is sold within ten (10) years of said Grand List.

BE IT FURTHER RESOLVED That the application for abatement of property tax of property assessed as a dairy farm or of property assessed as a fruit orchard maintained as a business shall be made by the owner of such property to the Assessor on or before November 1, 1992 in order to qualify for such abatement for the Grand List of October 1, 1991. The application shall be recorded on the Land Records of the Town of Wallingford by the Tax Collector upon his processing of such abatement. The recorded application shall constitute a lien on such real property until the abated tax is paid or until said ten (10) year period has expired. Any such lien, however, shall not take precedence over any mortgage recorded in the Land Records.

CERTIFICATION

Certified a true copy of a Resolution duly adopted by the Town of Wallingford at the meeting of the Town Council held on August 11, 1992, and which said Resolution has not been rescinded or modified in any way whatsoever.

Dated at Wallingford, Connecticut this _____ day of August, 199

Kathryn J. Wall
Town Clerk
Town of Wallingford

TOWN OF WALLINGFORD
Dairy Farm / Fruit Orchard Abatement *
Grand List of October 1, 19__.

Owner _____

Address _____

City _____ State _____ Zip _____

To be filed with the Assessor on or before November 1st in accordance with Connecticut General Statute Section 12-81m. and Town of Wallingford Resolution adopted by the Town Council on ____/____/19__ abating ____ % of Dairy Farm / Fruit Orchard Tax.

	Property Location	Map - Block - Lot	Net Taxable Farm / Orchard	Mill Rate	Total Tax	Abated Tax	Tax Due	Tax Bill Number
1.								
2.								
3.								
4.								
5.								
6.								
7.								
	Tota:							

Dated at Wallingford, CT This ____ Day of _____, 19__.

 Owners Signature

 Francis J. Barta, Assessor

 Norman Z. Rosow, Tax Collector

Date / /

* This Document will be recorded on the Wallingford Land Records and will remain in effect for ten years from the date of said GRAND LIST. The tax so abated will be paid to the Town of Wallingford if the property is sold within said ten year period. After recording original to be maintained by the Assessor: Copy Tax Collector: Copy Owner



Town of Wallingford, Connecticut

PAT PISCITELLI
CHAIRMAN-PLANNING & ZONING COMMISSION

LINDA A. BUSH
TOWN PLANNER

THOMAS M. TALBOT
ASSISTANT TOWN PLANNER

MUNICIPAL BUILDING
45 SOUTH MAIN STREET
WALLINGFORD, CT 06492
TELEPHONE (203) 294-2090

Town Council #

Rec'd.
8/11/92
@ 6:50
KJW

August 11, 1992

Iris Papale, Chairwoman
Wallingford Town Council
45 South Main Street
Wallingford, CT 06492

RE: Bristol Myers Helipad

Dear Iris,

I would like to clarify several issues that relate to the Planning and Zoning Commission approval of the Bristol Myers helipad.

First, the "conceptual subdivision" concept, which I have always referred to as an artificial subdivision, has been used many times. There was never any attempt to hide that fact. In May, at the request of the PZC, this office sent a memo to Town Attorney Small requesting assistance in rewriting the present regulation to make it clear that in certain instances "artificial subdivisions" were permitted. That memo stated in part,

"As a result of the Bristol Myers decision and comments made at a recent Town Council meeting, the Planning and Zoning Commission would like to reword our regulation on notification of neighbors to make it clear that in certain instances, i.e. when an applicant owns a large parcel of land and is proposing a special permit use on a small portion of the property, that notice must only be given to property owners within 500 feet of the "land included", not the entire parcel the applicant owns. The PZC has used this method at least eighteen times in the past (see enclosed list) and has never had a problem with neighbors of the project being unaware of what was being proposed.

State law only requires that we place a legal notice in the newspaper twice concerning a special permit application. The PZC has adopted a much stricter notification standard. If we state in our regulations that a "conceptual subdivision" or some similar term, is permitted for notification purposes, will that cover us? If not, would you please suggest wording that we could use. It serves no purpose in most cases to mail notices to everyone within 500 feet of certain applications, i.e. the addition to Lyman Hall. The Town owns a parcel containing 92 acres, including Lyman Hall, Dag and Stevens Schools, Pat Wall Field, a fire station, and an Electrid Diviison substation.

8/11/92

Luis Papale
August 11, 1992

Page 2

In certain cases, people well beyond 500 feet of a projects boundaries feel they are negatively impact, i.e. National Properties and TYNE. TYNE was required to notify all property owners within 500 feet of their entire 60 acres. Thirty-four property owners were within 500 feet, including 20 on Clintonville Road, on which not even a driveway was proposed. Thirteen property owners in the Countryside East Subdivision were required to be notified, although I suspect all 50 owners attended all of the public hearings. The 500 feet is far from a magical number. Any suggestions you could give on revised wording would be appreciated."

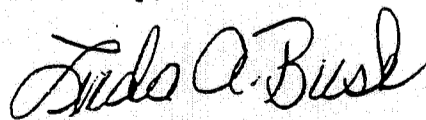
As the memo states, the PZC has always required more notice than state law mandates.

Secondly, there was never any attempt to hide the two memos from Attorney Small to me last August. They were both in the Bristol Myers file. In addition, it is my understanding that Attorney McManus received copies of both memos soon after they were written. For example, the August 6 memo to me, which was attached to Mr. Wasilewski's July 9 letter to you carries a "August 7, 1991" stamp on it. The original of that memo is in the Planning Department and carries a "Planning and Zoning, August 6, 1991" stamp. I believe that the copy you have came from Attorney McManus' file.

Finally, even if Mr. Wasilewski and the other plaintiffs were not aware of those two memos, neither this office nor the Planning and Zoning Commission can reverse a decision once it is made. State law does not permit it. I also understand that Bristol Myers offered to reapply to the PZC last fall and notify all property owners within 500 feet of their entire 177 acres. The plaintiffs refused to grant the Court extension they needed.

I hope that this letter will clear up some of the questions that you might have. Please call me if I can provide any additional information.

Sincerely,



Linda A. Bush
Town Planner

kps
Enclosure
cc: Town Council
Mayor Dickinson
Planning & Zoning Commissioners

8/11/92

Special Permit Applications
in which land included, not entire parcel, was used for notification purposes.

Gaylord Hospital/Transitional Living Center/Gaylord Farm Road
Gaylord Hospital/Ambulatory Care Facility/ Gaylord Farm Road
Gaylord Hospital/Storage Building Addition/Gaylord Farm Road

Masonic/House to Office/Masonic Avenue
Masonic/Ashlar Model to living space/Avenue of Rock Maples
Masonic/Child Care Center/Avenue of Rock Maples

Choate/Science Center/Christian Street
Choate/Faculty House/Christian Street
Choate/Relocation of Stanley Squire/Christian Street
Cohate/Faculty House/Christian Street
Choate/Addition to Ice Rink/North Elm Street

Wallingford Country Club/Clubhouse/Long Hill Road
Wallingford Country Club/Roof with space/Long Hill
Wallingford Country Club/Maintenance Building Addition/Country Club Lane

Bristol Myers-Squibb/Helipad/Research

Town of Wallingford/Recycling Center/John
Town of Wallingford/Lyman Hall Addition/Pond Hill

Tilcon Tomasso/Stockpiling/Durham Road

LAB/kps
5/1/92

BYRON
XEROGE
LAIN FEE

TOWN COUNCIL MEETING

AUGUST 11, 1992

AGENDA

1. Roll Call & Pledge of Allegiance
2. Consent Agenda
 - a. Consider and Approve Removing the Name of Jon Walworth from the Simpson School Study Committee and Adding the Name of Edward R. Bradley as Requested by Vice-Chairman David J. Doherty
 - b. Note for the Record Mayoral Transfers Approved to Date
 - c. Note for the Record Anniversary Increases Approved to Date
 - d. Consider and Approve Merit Increases - Personnel
 - e. Consider and Approve Waiving the Bidding Process to Appoint the Firm of Eisenberg, Anderson, Michalik and Lynch to Represent the Town in Collective Bargaining - Comptroller
3. Items Removed from the Consent Agenda
4. Consider and Approve the Following F.Y. 1991-92 Adjusting Budget Transfers:
 - a. Transfer of Funds in the Amount of \$3,950 from Poles, Towers & Fixtures Acct. #364 to Overhead Conductors Acct. #365 - Electric Division
 - b. Transfer of Funds in the Amount of \$3,025 from Employee Pension and Benefit Acct. #926 to Injuries and Damages Acct. #925 - Electric Division
 - c. Transfer of Funds in the Amount of \$1,750 from Employee Pension and Benefit Acct. #926-000 to Unemployment Compensation Acct. #926-001 - Water Division
 - d. Transfer of Funds in the Amount of \$246,000 Within the Electric Division as follows:

<u>FROM:</u>	<u>ACCOUNT#</u>	<u>AMOUNT</u>
Power Purchased for Pumping	#623-000	\$ 6,000
Pumping Labor & Expenses	#624-000	3,000
Misc. Expenses	#626-000	5,000
Maint. - Pumping Equipment	#633-000	7,000
Chemical Expense	#641-000	3,000
Operation Labor & Expenses	#642-000	7,000
Electricity, Gas & Misc. Utilities	#643-000	25,000

(OVER)

<u>FROM:</u>	<u>ACCOUNT#</u>	<u>AMOUNT</u>
Sludge Disposal - Tipping Fees	#645-000	53,000
Maint. Structures & Improvements	#651-000	1,000
Mainl. Sewer Treatment Equipment	#652-000	11,000
Misc. & Safety Expenses	#665-000	7,000
Maint. Transmission & Coll. Lines	#673-000	40,000
Labor for Maint. of Lines	#673-001	4,000
Labor for Meter Reading	#902-001	5,000
Customer Records & Collect. Exp.	#903-000	2,000
Labor for Records & Collections	#903-001	2,000
Supplies, Communications & Gen. Exp.	#921-000	9,000
Outside Services Employed	#923-000	5,000
Laboratory Expenses	#923-001	3,000
Proportionate Charges	#923-002	3,000
Property Insurance	#924-000	3,000
Liability Insurance	#925-000	9,000
Workmen's Compensation	#925-001	24,000
Employee's Pension & Benefits	#926-000	7,000

<u>TO:</u>		
Depreciation Expenses	#403-000	\$246,000

- e. Transfer of Funds from Town Committee Elections - Part Time Wages Acct. #100-6012-100-1350, \$1,500; from Polling Place Rental Acct. #100-6012-500-5800, \$500; and from Security Service Acct. #100-6012-900-9010, \$116; for a total of \$2,116.00 to Primary Elections - Election Workers Wages Acct. #100-6011-100-1350 - Comptroller
- f. Transfer of Funds in the Amount of \$200 from Traffic Signs Acct. #001-2017-400-4240 to Electrical Energy Overhead Signals Acct. #001-2017-200-2100 - Dept. of Police Services
- g. Transfer of Funds in the Amount of \$317 from Telephone - Detectives Acct. #001-2014-200-2000 to Clothing Equip. Acct. #001-2015-400-4800 - Dept. of Police Services
- h. Transfer of Funds from Utilities Acct. #2036-200-2010, \$650; from Utilities Acct. #2038-200-2010, \$159 and from Telephone Acct. #2039-200-2000, \$134 for a Total of \$943.00 to Utilities Acct. #2032-200-2010 - Dept. of Fire Services
- 5. PUBLIC QUESTION AND ANSWER PERIOD - 7:30 - 7:45 P.M.
- 6. PUBLIC HEARING to Amend the 1992-93 Board of Education Budget in the Amount of \$19,577. to Accept a Computer-Assisted Employability Grant From the New Haven Private Industry Council to the Wallingford Adult Education Department - 7:45 P.M.
- 7. PUBLIC HEARING to Amend the 1992-93 Board of Education Special Fund Section of the Town Budget in the Amount of \$41,820. to Accept a Family Literacy Extended Education Program Grant from the Federal Bureau of Adult Education to the Wallingford Adult Education Department - 8:00 P.M.