

TOWN COUNCIL MEETING

JANUARY 11, 1994

6:30 P.M.

A meeting of the Wallingford Town Council was held on Tuesday, January 11, 1994 in the Robert Earley Auditorium of the Wallingford Town Hall and called to Order by Chairman Thomas D. Solinsky at 6:34 P.M. All Councilors answered present to the Roll called by Town Clerk Kathryn J. Wall with the exception of Councilor Papale who arrived at 6:40 P.M. due to a previous commitment. Mayor William W. Dickinson, Jr. and Town Attorney Janis M. Small were also present. Comptroller Thomas A. Myers was on vacation.

The Pledge of Allegiance was given to the Flag.

ITEM #2 Executive Session Pursuant to Section 1-18a(e)(4) of the CT. General Statutes with Regards to the Sale, Lease and/or Purchase of Property

Motion was made by Mrs. Duryea to Enter Into Executive Session, seconded by Mr. Zandri.

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

Motion was made by Mrs. Duryea to Exit the Executive Session, seconded by Mr. Killen.

VOTE: All ayes; motion duly carried.

ITEM #3 Consent Agenda

Motion was made by Mrs. Duryea to Place the Following Items on the Consent Agenda to be Voted Upon by One Unanimous Vote of the Council, seconded by Ms. Papale:

ITEM #3b Note for the Record Anniversary Increases Approved to Date

ITEM #3e Consider and Approve Tax Refunds (#158-171) in the Amount of \$18,649.89 - Tax Collector

ITEM #3f Consider and Approve Tax Refunds (#172-189) in the Amount of \$2,013.41 - Tax Collector

ITEM #3h Consider and Approve Adopting the 1994 Meeting Schedule of the Wallingford Town Council

VOTE: All ayes; motion duly carried.

ITEM #4 Items Removed From the Consent Agenda

ITEM #3a Note for the Record Mayoral Transfers Approved to Date

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

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

ITEM #3c Note for the Record Financial Statements for the Visiting Nurse Association of Wallingford, Inc.

In referring to page #8 of the Financial Report, specifically the last sentence of Assets Whose Use Is Limited, which reads "The Board retains control over these assets, and may at its discretion, subsequently use the cash for other purposes", Mr. Killen asked, how can the use of these funds be limited if the Board has the authority to use the cash for other purposes?

Seeing there was no one present to answer his question Mr. Killen made a motion to Table This Item Until the Next Town Council Meeting, seconded by Mr. Zappala.

VOTE: All ayes; motion duly carried.

ITEM #3d Consider and Approve a Transfer of Funds in the Amount of \$1,000 from Maintenance of Vehicles Acct. #2032-500-5000 to Maintenance of Vehicles Acct. #2039-500-5000 - Dept. of Fire Services

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

Chief Wayne Lefebvre explained that the reason for the transfer is due to the fact that the Yalesville truck has had many repairs this year to the pump mechanisms and springs, etc. and the department will need more money for general maintenance of the vehicle.

Mr. Killen questioned why the balances left in capital accounts in the Cook Hill and North Farms budgets were not used?

Chief Lefebvre agreed that the funds could be used, they were overlooked, unfortunately. This transfer was requested prior to the holidays and due to the cancellation of meetings things have evolved since then.

Mr. Rys asked if this is the 1982 vehicle located at the Yalesville station and isn't it due for refurbishing in 1995?

Chief Lefebvre responded, yes it is the same vehicle. A "guesstimate" type of assessment was made in his end of year report last year which is subject to revision year after year. He was of the opinion that the refurbishing will not take place in 1995. He explained that the refurbishing would consist of body work, valves, gauges, etc. and should be planned on a regular basis on pumpers so that they do not fail completely. He felt comfortable with its ability to perform a few more years without a major overhaul and with only performing a few of the minor jobs as we go along.

Mr. Zandri asked if there is additional work planned besides the work that requires this transfer?

Chief Lefebvre responded, yes, there will be two more scheduled preventative maintenance sessions to be performed on this vehicle

during this fiscal year.

Mr. Zandri asked if the work that this transfer is being requested for was anticipated and not budgeted for?, or was this work unanticipated?

Chief Lefebvre responded that the department was unaware of the faulty springs on the back of the pumper.

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

ITEM #3g Consider and Approve Re-Naming the Following Advisory Committees:

- Community Lake Study Committee
- Committee to Study the Feasibility of a Municipally-Owned Cable Television Company
- Municipal Golf Course Study Committee
- Committee on Aging's Adhoc Committee to Study the Expansion of the Senior Center Facility and Parking
- Reorganization and Relocation of WPL-TV Committee
- Simpson School Study Committee

Mr. Killen was of the opinion that all the committees should be called before the Council to see if they have fulfilled their charge and are no longer needed or if they are still active.

Ms. Papale stated that she received a call from someone who expressed interest in serving on the Cable TV Committee.

Mr. Zappala stated that he would like to see Community Lake Study Committee reactivated.

Mr. Zandri agreed with Mr. Killen that the committees should come before the Council.

Motion was made by Mrs. Duryea to Table This Item and Call the Committees Before the Council for Status Reports at its Next Meeting, seconded by Mr. Zandri.

Motion and second were withdrawn.

Motion was made by Mrs. Duryea to Consider and Approve All the Advisory Committees, seconded by Mr. Zandri.

Mr. Zandri amended the motion to add, All the Committees Are To Appear Before the Council to Discuss Their Charges and Membership on an Individual Basis, seconded by Mrs. Duryea.

VOTE: All ayes; motion duly carried.

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ITEM #3i Consider and Approve Appointments/Re-Appointments to the Following Boards and Commissions:

Zoning Board of Appeals - Re-Appt. - 5 Yr. Term
Zoning Board of Appeals - Alt. - Re-Appt. - 3 Yr. Term
Planning & Zoning - Re-Appt. - 5 Yr. Term
Planning & Zoning - Appt. - 3 Yr. Term
Constables - Re-Appt. - 2 Yr. Term

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

Mr. Killen felt that all the candidates for re-appointment as well as appointment should be interviewed for their respective positions.

Motion was made by Mr. Killen to Approve the Appointment of Joseph Chordas to the Position of Planning & Zoning Alternate for a Term of Three Years to Expire 1/8/97, seconded by Ms. Papale.

VOTE: All ayes; motion duly carried.

Motion was made by Mr. Killen to Table the Remaining Appointment/Re-Appointments to the Zoning Board of Appeals and Planning & Zoning Commission Until Such Time as All Applicants Have Been Interviewed, seconded by Mrs. Duryea.

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

Motion was made by Mrs. Duryea to Approve the Re-Appointments of the Following Individuals to the Positions of Constables for a Two Year Term to Expire on 1/25/96:

Robert Allard
Michael DeNino, Sr.
Anthony Giresi
Alvin Gasser

Seconded by Mr. Zandri.

VOTE: All ayes; motion duly carried.

ITEM #5 Consider and Approve the Minutes of the 12/13/93 Special Town Council Meeting

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

VOTE: Gouveia, Rys and Zappala abstained; Killen, passed; all others, aye.

ITEM #6 Consider and Approve the Minutes of the 12/27/93 Special Town Council Meeting

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

VOTE: Gouveia, Rys and Zappala abstained, all others, aye; motion duly carried.

ITEM #7 Consider and Approve the Minutes of the Swearing-In Ceremony of the Wallingford Town Council on 1/3/94

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

Motion was Amended by Mrs. Duryea to Approve the Minutes with One Correction to Page #4, Line #43, Omit "and Zappala," from the Minutes, seconded by Mr. Zandri.

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

ITEM #8 Consider and Approve a Budget Amendment in the Amount of \$25,000 to Miscellaneous Revenue Acct. #001-1075-070-7040 and to Fire Apparatus Capital Acct. #001-2032-999-9901 as a Result of a Grant From Bristol Myers Squibb Towards the Purchase of a Ladder Truck for the Town of Wallingford .

Motion was made by Mr. Killen to Accept the \$25,000 Donation from Bristol Myers Squibb, with Heartfelt Thanks, to be Used Towards the Purchase of a Ladder Truck, seconded by Mr. Gouveia.

Mrs. Duryea read correspondence from Bristol Myers Squibb into the record.

Mr. Solinsky asked Chief Lefebvre what Bristol Myers meant in their letter where it states, "This check is being offered in good faith that the fire company will seek additional matching funds from the community."?

Chief Lefebvre responded that the department will author a letter to be forwarded to other industries in Town within the next week or so challenging them to match the grant from Bristol Myers.

Mr. Solinsky felt it was a good move on the part of Bristol Myers for the Town.

Mayor Dickinson recognized the firm for their civic spirit in assisting the community in this way, recognizing the need for fire apparatus. These funds will be used for the aerial platform truck which is of great use on structures with multiple stories. We must also recognize the efforts of the fire department and chief in obtaining interest and in being in contact with major businesses so that they are aware of the needs of the department and appreciate the services.

Mr. Rys asked, what is the cost of the apparatus?

Chief Lefebvre responded, \$500,000.

Mr. Killen felt that a letter of thanks to Bristol Myers should be sent from the Council.

VOTE: All ayes: motion duly carried.

Motion was made by Mrs. Duryea to Approve the Budget Amendment of \$25,000., seconded by Mr. Rys.

Mr. Killen explained that he will vote in the negative due to the fact that he objects to the amending of the budget without a public hearing since it is a budget ordinance.

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

PUBLIC QUESTION AND ANSWER PERIOD

Edward Musso, 56 Dibble Edge Road reminded the Chairman to check with the public to see if they have any opinions on an agenda item and not to pass them by.

Philip Wright, Sr., 160 Cedar Street asked if the crossing guard situation has been resolved?

Mayor Dickinson responded that a new contractor is being brought on board but he was not sure whether or not they have started providing their services yet.

Lester Slie, 18 Green Street asked if the Golf Course Study Committee will continue to exist?

Mr. Solinsky explained that the Committee was re-named earlier and the Council will meet with them to see if their services are still required.

Bernadette Rhenda, 753 N. Main Street Extension complained about the extra lighting temporarily installed in the balcony area to improve the quality of the camera crew's taping of the meeting. They were extremely bright and made it difficult to view the meeting.

Alta Moran, 76 N. Airline Road explained that a vehicle has been parked on her property on two separate occasions at 2:30 a.m. of which she has reported to the police. Upon arriving the police informed her that the plates on the vehicle were expired. She also noted that the emission sticker had expired. The police applied a red sticker to the vehicle and informed Ms. Moran that if the vehicle was still there twenty-four hours later they would tow it. During the day the vehicle was gone and returned again at approximately 2:30 a.m. this time minus the red sticker. She is at a loss as to why the police will not do anything about this problem and is amazed that the vehicle is not taken by the police since the registration and emission has expired and most likely is not insured. If this vehicle is gone during the day it is on the road in violation of many motor vehicle laws.

Mr. Solinsky could only surmise that since the vehicle is located on private property and not viewed when traveling on the road there is nothing that can be done.

Ms. Moran stated that she was the owner of the property and was requesting the police to remove the vehicle from it.

Mr. Killen thought it ironic that the Town is pulling out all stops to tow the vehicles blocking the snow plows, yet, nothing is being done with this vehicle. This woman has the right to her own property and if she desires the vehicle moved, it should be moved.

Mr. Zandri recommended that Mr. Solinsky check with the Chief of Police to see exactly what is going on with this situation.

On a separate matter she asked the Council specifically how "prohibited parking" is determined, identified, etc. She has had numerous conversations with the police on this subject, to no satisfaction. She has been issued four parking tickets in the past month issued for prohibited parking. She is currently appealing all of them.

Mr. Killen explained that Ms. Moran has been in constant contact with him since she received her first ticket. A sign has appeared in the vicinity of her property which reads, "Town property, no parking". He has inquired as to how the powers that be decided that this particular spot should be determined Town property and have prohibited parking from it. He cannot find any such authority. He has advised Ms. Moran not to pay her fines. She has a vehicle that is registered that she is paying taxes on, she is trying to get it off the road so that the plows can get by and she is the one receiving tickets. Someone else comes along and parks on her property and the police claim their hands are tied.

Ms. Moran stated that the police were at her door at 8:00 p.m. on Christmas night telling her that she had to move her vehicle. She took a ruler out to prove to the police officer that her car was legally parked, within the distance to the curb. She was very upset with what has been going on. She thanked Mrs. Duryea for her calls this evening.

Edward Bradley, 2 Hampton Trail asked, is not the Mayor the Director of Public Safety and would not the Mayor best handle this issue?

John Gomes, 14 South Whittlesey Avenue was upset with the Snow Removal Ordinance, particularly the fact that parking is banned on both sides of the street. Many other communities will ban it from one side of the street or the other, but not both at once. This leaves nowhere for the owner of the car to park it.

Mr. Solinsky stated that the complaint can be forwarded to the Ordinance Committee. The Council did hold a public hearing on it prior to its passage. This is the first year of the working ordinance and it is bound to be in need of reviewing. This is the first complaint that he has been made aware of.

Mr. Gomes felt that the residents in the immediate center of Town in multi-family dwellings are feeling the brunt of the ordinance.

Mr. Solinsky advised Mr. Gomes to appeal to the Council and the Ordinance Committee first.

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Mr. Killen pointed out that if more residents had attended the meetings of the Ordinance Committee or Town Council when the issue was being discussed perhaps their input would have been taken into consideration. Absent that there was no reason for the Council to find fault with the ordinance. He advised Mr. Gomes to take the time to find out whether or not a Public Hearing conducted by the Council pertains in any way to his lifestyle.

Mr. Gouveia asked for a waiver of rule V of the Town Council Meeting Procedures for the purpose of taking up three Public Works Transfers.

Mr. Killen pointed out that it was 8:00 P.M. and a Public Hearing was scheduled to begin. He confirmed with Bond Counsel, Joseph Fasi, the fact that the Council can finish what business it is conducting and proceed into the public hearing immediately following even if it is after the posted time for the hearing, however, the Council cannot begin another item at 8:00 P.M. with the public hearing to follow.

Mr. Gouveia apologized for he was unaware of the rules pertaining to the commencement of a public hearing.

ITEM #10 PUBLIC HEARING on an Ordinance Appropriating \$58,000 for the Design of Renovations to the Wallingford Community Pool and Authorizing the Issue of \$58,000 Bonds of the Town to Meet Said Appropriation and Pending the Issue Thereof the Making of Temporary Borrowings for Such Purpose - 8:00 P.M.

Motion was made by Mrs. Duryea to Waive the Reading of the Ordinance in its Entirety and Append a Copy of it to the Town Council Minutes, seconded by Mr. Zandri.

VOTE: All ayes; motion duly carried.

Jon Walworth, Chairman of the Community Pool Renovation Building Committee, Bill Choti, Salvatore Falconieri were on hand for a brief presentation. Charles Johnson arrived during the meeting (Councilor Stephen Knight is also a member of the committee).

Mr. Walworth gave a brief history of the committee's progress to date for the benefit of the public. He stated that another public hearing will need to be scheduled to approve the design of the pool if the Council allocates the necessary funding this evening.

He informed everyone that it should be noted that it will cost \$200,000 if no action is taken and, instead, demolish the pool.

Mr. Walworth, with the aid of an overhead projector, displayed a comparison chart of the existing pool and two other options for the Council and public to review (Appendix II).

Option A is slightly smaller than the existing pool with approximately the same perimeter size. Some parking has been added and the sanitation rate due to a new filtration system has increased substantially. It is anticipated that this facility will have an attraction that will increase tag sales tremendously.

The rendering for both options is displayed as an attractive water park in order that the new use of the facility will justify the expense. A water slide, swimming area for laps (50 yds. in this option), kiddy area with parent peninsulas and renovated bath house are some of the amenities offered with both options. Sand volleyball, shuffle board and, in the future, a possible playscape will be added in the rear of the facility as well.

Option A carries with it a price tag of \$1,947,500 for the pool excluding the administrative and design and clerk of the works fees. which, when added in, results in a grand total of approximately \$2,183,850.

At its meeting of November 23, 1993 the Council directed the committee to explore other alternatives as well, hence, option B.

Option B reflects on the west side an additional thirty-two parking spaces that, combined with the forty-four generated from Option A results in a total of one hundred and forty-seven parking spaces compared to the sixty-eight that exist there now. This is a substantial improvement and what the committee believes is a responsive balance between pool size and parking. It eliminates the need for some visitors to park on Beaumont Road and cross North Main Street Extension.

It is the committee's recommendation that consideration be given to Option B, the less expensive alternative.

At this point the committee invited comments from the Council and public.

Mayor Dickinson stated that information provided to him indicates that we would most likely have to go to a "double shift" of some type with regards to lifeguards. It probably would not mean more than an increase of some \$2,000 in salary. The current budgeted amount would then increase to \$27,000. In addition, the electricity use should not be much greater than it is now, \$8,500. Less water will need treatment and it is hoped that we will not witness a serious increase in use of chemicals, perhaps a decrease will occur. At this stage it appears as those there is no serious operating impact to renovating the pool.

Lester Slie, 18 Green Street asked why the public swimming area has been decreased in size to allow for lap swimming?

Mr. Walworth responded that was a request of the Park & Rec Department to the committee, that they maintain some competitive lanes. He pointed out that the size of the pool is approximately five times the size of Sheehan Pool. The area designated for lap swimming is equivalent to the size of Sheehan Pool. The remaining area is for public swimming.

Dave Canto, 4 Meadows Edge Drive asked, which option does the \$58,000 being requested this evening apply to?

Mr. Walworth responded, either one. The design fee is the same for either alternative.

Mr. Canto supported Option B.

Edward Musso, 56 Dibble Edge Road felt that the committee has gotten carried away with their task. He simply wants the pipes replaced to filter the water properly and leave the rest of the pool alone.

Bernadette Rhenda, 753 N. Main Street Ext. agreed with Mr. Musso. There is no need for shuffle board, lap swimming, etc. The pool is open for a short period of time during the year and does not warrant the amenities.

Mr. Walworth explained that the amenities amount to \$180,000. The rest of the cost is for the pool, itself. He reminded the Council that they have the prerogative of deleting any of them should they so desire. Some of those amenities is a communication system so that staff can speak between the bath house and filter building and special lighting in the evening for security and/or evening events.

The fastest growing municipal pool design is, in fact, the type built with a water park theme. They are being built around the country. The committee has studied this and looked at the difference between providing a swimming hole and a facility that will be very attractive and will give back to the community an income which will pay off those amenities in approximately two years. Both the outdoor "Sheehan" type and oval pools are things of the past. The committee looked at one other option, stripping it. The Town will be paying almost the same amount of money, \$200,000., as it would to demolish it and the number of users will drop off dramatically.

Mr. Knight stated that the first thing that the committee noticed was that no one goes to Community Pool. Only 3,400 pool tags were sold last year, that is not even worthy of the money to renovate it not to mention the hundreds of hours that the committee put in on this project. This Town should have an aquatic facility that will draw the greatest number of participants from throughout the community, regardless of age or interest. The difference between having the "bare bones" renovated Community Pool and the aquatic facility that the committee is proposing is only \$180,000. That is a small percentage for the return to the community.

Mr. Killen felt that the Council has strayed from the subject matter which is to appropriate \$58,000 regardless of which design is chosen. That will be decided at a future meeting.

Mr. Solinsky stated that some people are expressing their disapproval of the pool or design.

Dom Campo, 432 S. Elm Street asked what the committee's intentions were with regards to the bottom of the current pool?

Mr. Walworth explained that the existing surface has to be totally

removed as well as the existing piping system. We would then be filling in the area that is now twelve feet deep to make it approximately four feet deep and then placing a concrete pool liner for the entire blue area on the rendering. It will vary in depth from zero around the perimeter on the right side to the deeper area where the lanes will be.

Mr. Campo asked what the concrete liner will be constructed of?

Kermit _____ of TPA Design, Architectural and Engineering firm working with the renovation committee, responded that it is anticipated that the pool will be constructed of either total concrete or gunnite which is sprayed onto reinforcing rods. It is the normal construction of most pools today. It is the most cost-effective and durable system for a pool of this nature.

Glenn Marstan, 9 Malchiodi Drive, Director of Parks and Recreation in Avon, CT., informed the Council that the committee has performed an extraordinary job and should be commended. It is an industry fact that a swimming hole no longer is attractive where it will draw people to it. The design that the committee is looking at, he wished he could have utilized where he works, is going to not only attract more customers but also be a revenue-producer. He is concerned that there will not be enough parking. He agreed with Mr. Walworth that it would be a mistake to build a swimming hole-type structure which, in New England will be acceptable but anywhere else in the country is extremely out of date that it would not work. He is presently building a gunnite pool in Avon and wished that he was able to sell that community on the water park theme structure. He felt that Community Pool is a vital part of the community. The money is big and times are tough but it is vital to the community. Whether the Town decides to go with the pool or not, do not diminish the efforts of the committee and the extraordinary job they have performed.

There was some confusion and difference of opinion on the issue of determining which design to choose this evening and/or whether or not this is the time to choose a design at all.

Mayor Dickinson felt that the Council should choose a design this evening.

Mr. Zandri agreed.

Mr. Killen disagreed. It was listed on the agenda to take action on choosing a design.

Mr. Solinsky felt that a motion should be made and acted upon if someone wishes to choose a design this evening.

Edward Bradley, 2 Hampton Trail asked Mr. Walworth to overlap the transparencies for Option A and Option B on the overhead projector so that the public can see precisely what the differences are.

Mr. Walworth obliged.

Mr. Bradley asked, if the lap area is not being used will the public be allowed to utilize the area?

Mr. Walworth explained that the lane markers could be pulled out so as to free it up for the public.

Mr. Walworth clarified a general statement made earlier by the Mayor that there would be a minimal increase, if any, in the operating expenses of the facility. He (Mr. Walworth) stated that the costs could increase due to the possibility that the number of weeks that the facility is in operation is extended as well as the daily hours of the pool.

Mayor Dickinson responded that a review will need to be performed of the management and operation of the facility for the purpose of determining precisely where revisions will need to occur.

Mr. Bradley urged the Mayor to support either Option A or Option B for he feels that the Town and taxpayers are deserving of a class facility.

Mrs. Duryea read correspondence from a Ms. Jolyn Washington into the record expressing her opinion on this issue (Appendix III). Ms. Washington was unable to attend the meeting this evening as asked that her letter be read into the record.

Mr. Zandri stated that since this issue has come to the Council the public has made it very clear that they would like the pool to remain as close in design to the present pool. In his opinion Option A is the option that bears the closest resemblance to the current structure. For the difference in dollars between the two options Mr. Zandri feels Option A is the best choice.

Mr. Gouveia was concerned about maintaining the character of the pool. In each instance that the community has expressed its opinions on this matter at a past Council meeting, the general consensus on the part of the public was to go to a zero depth or low depth pool. In other words, go from the conventional, rectangular style of pool to a water park. That is precisely what Mr. Gouveia was in favor of twenty-five months ago when he last left the membership of the Council and that opinion remains the same today. He commended Mr. Walworth for his resiliency and dedication to the issue/committee. Both options are good options but he reminded Mr. Walworth that it was only one month ago that Mr. Walworth presented and supported Option A. He asked, what happened?

Mr. Walworth responded that the committee has wanted to add more parking since day one. That is really the driving force behind the decision to support Option B. The less people that cross from Beaumont Road to Community Pool, the better it will be. He felt that, in time, the extra 10,000 sq. ft. will not be missed and everyone will be happy that the additional parking was obtained.

Mr. Gouveia was concerned with the fact that we will be going from a 44,600 sq. ft. facility to one that is 26,000 sq. ft. It is a

drastic reduction. This, indeed, is more than a pool. It is a mini-water park and he is totally convinced that it will be better utilized by the Town because it will be such a facility. When taking the projected life of the facility into consideration, perhaps it would be worthwhile to spend the additional \$400,000 now for Option A.

Ms. Papale commended the committee for their hard work. She explained how Community Pool played a vital part in her family's summer recreation plans for many years. She has heard many positive and negative comments from the public. Yes, there are many people who have pools in their backyards but there are also many who, for whatever reason do not, whether it is for financial reasons or that they reside in multi-family rental units. She was prepared to support the recommendation of the committee presented at the November 30th meeting but now required time to consider both options.

Mr. Walworth informed everyone that Wallingford experiences one-fifth or one-tenth the number of visitors to their pool compared to any other town. The committee has been consistent all along in its recommendation to provide more parking to the facility. They reminded everyone that they made that plea over two years ago with the first proposal.

Monroe, CT. experiences a total of approximately 50,000 visitors to its new pool during its operating season of ten weeks. Their pool is equal in size to just the lap/lane area of the proposed design for Community Pool. Incidentally, Monroe has a higher per capita income level and a larger number of privately owned pools. Community Pool can regain that popularity, family structure and mix between young and old that has been exhibited in the past. She is concerned that the parking will not be adequate enough.

Mr. Killen was of the opinion that the Town can come up with parking, if necessary. We must first look at the pool and utilize as much of the area as we can for swimming and grounds. We can look further for parking. It was not long ago that the Town was told that it cannot renovate the pool. Mr. Killen made contact with the Town's two Representatives to the State and authored a long letter as a formal plea to change the guidelines in this instance. It worked and the rules were changed. Years later we are still arguing over whether or not to spend a few more dollars. In November of 1993 the committee was asked to submit another proposal simply because a few people voiced an objection to the price of the original proposal. The committee has presented a very viable alternative but in the final analysis we must realize that, if there is going to be a pool in Wallingford it will be in that site. We must utilize all of that area for such purpose. We can always set up a committee to locate more parking.

Mr. Walworth pointed out that a number of communities have had to enlarge their facility once it was built.

Mr. Killen stated that it is a very costly project and we are not sure that we will be able to obtain the permission from the State again.

Mrs. Duryea agreed with Mr. Killen. The Town is growing, we are encouraging businesses to relocate here, we are expanding our school systems and this will be a one-time project. She would hate to see us undertake this project and find that it is inadequate for the growth of the Town. This is a golden opportunity for us. She stated that she definitely supported Option A as it stands. She asked what the user capacity is of the current pool?

Mr. Walworth responded, approximately 1,400 people.

Mrs. Duryea asked if Mr. Walworth could provide capacity figures for Option A vs. Option B?

Mr. Walworth answered, he could not readily supply those figures.

Mayor Dickinson voiced grave concerns over choosing Option A. If the Town is going to ignore the parking issue then we should be commissioning someone to look into exactly where that parking will come from. It is not a complete cost of the facility if we are not looking at parking. The \$400,000 in addition is a serious amount of money. We are talking about a facility that is not used year round. Yes, it would be nice to have the absolute best but we cannot afford it. We should get as much parking as we possibly can, expecting what we have will be attractive and if what Mr. Walworth is saying proves true we will not have enough parking for Option B either. We have many other projects...we are talking about a recreation center that will be used by many more people across many age ranges. Money will need to be spent on that. It is not necessary for us to go for the higher priced model at all. We should go for what is practical and an improvement on what we have and parking as well.

Mr. Zappala stated that we have run away from the main object since the committee was formed which was to fix the pool. It cannot be fixed so here we are. He asked, are you dealing with solely one company?

Mr. Walworth explained that the committee asked the designer to hire a contractor to help the committee put the cost together. That is their sole responsibility in this endeavor. It will have to go out to bid.

Mr. Zappala checked into Pilgrim's Harbor to see who they contracted with for their pool. Upon calling Jim Scott's company the price obtained from them was much higher than someone else's. He was concerned that the committee had not shopped around for prices.

Mr. Walworth responded that the committee requested that Scott Pools give the high and low of what, typically, the bids are for pools.

Mr. Zappala favored Option A for the Town is worthy of it and it will help accommodate a larger crowd in the future.

Mr. Killen pointed out to the Mayor how he (the Mayor) is taking the Council to task for wanting to approve Option A without arrangements for additional parking when, in fact, the Mayor moved to the new Town Hall (present site) without sufficient parking and thought

nothing of it. We found parking for the Town Hall and we will find parking for Community Pool.

Mayor Dickinson responded. there was a lot of wailing and gnashing of teeth over the parking issue of the Town Hall and it cost the Town a serious amount of money in order to purchase and renovate and provide landscaping, etc., at 88 S. Main Street. He raised serious concern about the Town launching into a project of this size and then scrambling afterwards to find parking. In other words, we don't know the full price of this project. \$2.1 million is a lot of money. If we were in great economic times than it may be better to go for the higher priced model but we are not in great economic times. He was in favor of improving the pool but could not be supportive of buying the highest priced model out there.

Mr. Killen retorted that the Mayor is starting his twelfth year and the Town has been in good economic times for the past eleven years and, still, the Mayor, would not spend a dollar then and still won't spend a dollar. It does not change the fact that the Mayor moved the Town Hall over here without sufficient parking. The parking evolved for the Town Hall and it will evolve for Community Pool.

Mayor Dickinson did not necessarily agree but asked, why would he (the Mayor) want to make the same mistake twice?

Mr. Killen responded. because you are getting good at it and it gets you re-elected. He would follow the same course if he were Mayor.

Mr. Knight added, as a member of the pool committee, the committee has known for a long time that parking is at a premium. They felt that it would be a discouragement to those who potentially may use the pool to ignore the reality that most everyone that want to use the pool are going to drive to it. It seemed to the committee that the option was to reduce the size of the pool and provide a space for the people who want to use it, to park. The committee has been taken to task for recommending Option B when it was sold on Option A. He was confused. The committee was lambasted two year's ago for not meeting its charge issued by the Council. Four weeks ago the committee was asked to come up with an alternative which is exactly what they did. This proposal balances the parking and swimming issues and still the committee seems to be under attack.

Mr. Zandri explained that the reason the committee was asked to come up with an alternative because the Mayor stated that he would not support the larger pool. When the committee presented the smaller version they substituted parking, it is only common sense. There is still an option for parking across the street. The more successful the pool will be, the more receptive the residents will be to funding additional parking when the time is right and if it is warranted. He was in favor of Option A from the beginning and that is the way it will remain.

Philip Wright, Sr., 160 Cedar Street stated that he was present at the meeting when the Mayor pulled the figure of \$1.8 million out of the air as to what he would support for a cost of the facility. He did

not know how the Mayor came up with that figure or the logic he used for none was presented. If the Mayor decided that he only wanted to support \$1.2 million as a figure perhaps the committee could come up with something even better. Option B looks good but the reason that we are where we are did not sit well with Mr. Wright. He felt that Mr. Walworth is a very competent man and could understand why he would support Option B. but how we got to Option B is what disturbs Mr. Wright.

Mrs. Duryea repeated the motion for reasons of clarification as a Motion to Consider and Approve an Ordinance Appropriating \$58,000 for the Design and Renovations to the Wallingford Community Pool and Authorizing the Issue of \$58,000 Bonds of the Town to Meet Said Appropriation and Pending the Issue Thereof the Making of Temporary Borrowings for Such Purpose, seconded by Mr. Killen.

Edward Musso, 56 Dibble Edge Road pointed out that the \$1.8 million price tag for the pool translates to \$2,000 a day for three months. He was opposed to Option A or B. He was only in favor of replacing the filtering system.

Tom Dooley, 128 Parker Farms Road has become aware over the past few months how important this facility is to the lifetime residents of Wallingford. It is part of their heritage, a legacy to the Town and a tremendous facility. If it can be saved, it should be. We need to do all that we can to save it. That is the charge given to the committee which has done a tremendous job with their task. They have spent much of their personal time and money to provide the public with many alternatives to saving the pool. We have been on this issue for two years and we are still discussing what to do with the pool. We cannot take two more years at this level. He urged the Council to listen to what people are telling them. His opinion is, if it is fixed, people will come! He guaranteed it! The Town will not use money, long term, on Community Pool. It is a money maker that will enhance the quality of life for the residents of Wallingford. As in any great facility, it must be maintained. We have not done a good job of doing so. We now have an opportunity to do something about it.

Mr. Walworth pointed out that an error has been made on the comparison sheet presented to the Council (Appendix II). The figure of \$3,400 is incorrectly listed as the Estimated Annual Tag Sales. That figure is the number of tags sold at \$5.00 each for a total of \$17,000.

Dave Canto, 4 Meadows Edge Drive pointed out that all nine Councilors can vote in favor of Option A but the Council does not write the budget. Without the Mayor's approval the proposal dies. It is that simple. The Council can choose Option A which the Mayor will not fund, choose Option B which gives the best of both worlds or choose no pool at all. He is in favor of Option B since it is the closest thing to a compromise available.

Mr. Killen asked, how long would the public sit still if the Council were to adopt a budget without holding a public hearing on it? The public would scream for their rights to be heard. Yet, the Mayor adopts a budget year after year without ever holding a public hearing

on it. We are being told to back down again on this issue because the Mayor supports only what he feels is appropriate. Mr. Killen will stand for what is right whether the Mayor backs it or not.

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

ITEM #11 PUBLIC HEARING on an Ordinance Appropriating \$180,000 for the Planning and Design of the South Elm Street Parallel/Relief Sewer and Authorizing the Issue of \$180,000 Bonds or Notes of the Town to Meet Said Appropriation and Pending the Issue Thereof the Making of Temporary Borrowings for Such Purpose - 8:15 P.M.

(The purpose of the ordinance is to increase the appropriation and bond authorization for the South Elm Street Sewer Project from \$180,000 to \$3,655,000 and to provide that the appropriation may be expended for costs of construction of the project and that the project may include the rehabilitation of existing sewer lines.)

Motion was made by Mrs. Duryea to Dispense with the Reading of the Ordinance in its Entirety and Append a Copy of it to the Minutes, seconded by Ms. Papale.

VOTE: All ayes; motion duly carried.

It is noted for the record that the appropriation and bond authorization for this project has been revised to the new figure of \$3,370,000.

Roger Dann, General Manager of the Water & Sewer Divisions explained that the ordinance, as it was advertised and originally presented to the Council, was in the amount of \$3,655,000. In Mr. Dann's correspondence he indicated that the amount was based upon the fifth lowest of the ten bids received, the reason being that the estimate was prepared the day after the bids were received and there was not enough time to analyze the bids. Since that time all of the bids have been carefully reviewed and the bid will be awarded to the lowest bidder.

Motion was made by Mrs. Duryea to Approve the Ordinance in the Amount of \$3,370,000., seconded by Mr. Zandri.

Mr. Dann provided a brief summary for the benefit of the new Councilors as well as the public. The project was initiated as a result of recurring problems with overflows which occurred following heavy rain events. The project was begun in the early part of 1990 and at that time we entered into a consent order agreement with the D.E.P. which required the Town to investigate the causes of the overflows and, once having done that, remedy the causes of them. The first phase of the project involved monitoring of the actual flows within the existing sewers and looking for sources of extraneous flow. The division proceeded with televising, joint testing and sealing work, sealing of manholes, repairs as deficiencies were identified in the existing sewers and, at the same time, proceeding with the monitoring of the flows within the two existing main trunk sewers. Once that work was completed it was determined that we still

did not have adequate hydraulic capacity to meet the current flow demands, not to mention future demands in that drainage area, even though the division was able to remove a substantial amount of extraneous flow. Based upon that finding the division proceeded to contract with an engineering firm, the Center for Engineering, of which the first order of business was to review the hydraulic requirements of the sewer relative to the drainage area projecting a fifty year planning period. The next order of business was to review options for route selection so as to optimize the selection of the route for minimal cost. The other phase of the project resulted from the televised work that was performed within the drainage area. A considerable amount, approximately 3,700 feet of sanitary existing sewer, was significantly deteriorated and required rehabilitation. Once the preliminary feasibility work had been completed a final route selection was made and, on the basis of that, authorized the design of that to begin. That design work was completed approximately March, 1993. At that point the division had to get through the various regulatory and permitting aspects of the project and by November the division was in the position to place the project out to bid. On December 22, 1993 the bids were received. On that basis the division is before the Council to request that the funding ordinance be amended to incorporate the necessary costs for the construction phase of the project.

At the suggestion of Attorney Fasi, Bond Counsel, Mr. Gouveia amended the Motion to Substitute the Amount of \$3,370,000 in the Ordinance Where the Figure \$3,655,000 appears and to Substitute the Amount of \$3,190,000 in the Ordinance Where the Figure of \$3,475,000 Appears, seconded by Mrs. Duryea.

Edward Musso, 56 Dibble Edge Road was opposed to intensive development by contractors which results in problems of this nature. Everyone ends up paying for it when the lines become insufficient for the size of the area developed. He warned that the same problem will occur on the North side of Town with all the developing taking place.

Mr. Solinsky asked if there were any plans to recoup some of this cost?

Mr. Dann responded, at this time there is no proposal that this would be an assessed sewer. There are very few actual connections that will ever be made into this particular sewer. Typically, an assessment is levied when a sewer is brought in fronting properties. There are some cases of drainage area-type assessments. This problem has existed for some time and it is merely a matter of replacing capacity. There is a system of connections charges that does seek to recover some of the capital investment made by the existing customers where it relates to the extra capacity which is constructed in.

Mr. Knight asked, on a percentage basis, how much does the division expect to recover to offset some of the capital expenditure?

Mr. Dann answered, it is difficult to answer. He would have to analyze how many projected connections can be made. He felt that it

would not be a substantial amount recovered.

Dom Campo, 422 S. Elm Street explained that the manhole cover at the corner of S. Elm Street and Pond Hill Road is located at the same elevation as the rim of his toilet. Every time the manhole overflows it comes up to the rim in his house. There have been times it has overflowed in his home which becomes a health issue. He asked, what is the size of the pipe being increased to?

Mr. Dann answered that the division is installing a thirty-six inch pipe in that section. The starting point will be at the intersection of Pond Hill and S. Elm Street. It is currently a twenty inch pipe.

Mr. Campo asked, why not replace the pipe beginning at Center Street?

Mr. Dann explained that the technique being proposed to use is one that installs, in place, a structural resin liner. A resin liner is inserting within the existing line and cured in place so that you end up with a pipe within the existing pipe that has all the structural capacity of a new pipe. That process can be performed basically, through manhole covers. It is much less disruptive and much more cost-effective than excavating from manhole to manhole to replace pipes.

Jim Gallagher, Representative from the Center for Engineering explained that the pipe will be replaced in its exact location from S. Elm Street to Pond Hill. The twenty inch pipe will be replaced with a thirty-six inch pipe. Some of the other lines that are further up S. Elm Street to Center Street will have the resin liner installed. They do not have a capacity problem but rather a structural problem.

Mr. Campo was of the opinion that the problem would not be solved correctly if any pipe less than forty-eight inches in diameter is installed in S. Elm Street.

Edward Bradley, 2 Hampton Trail asked if the \$3,370,000 is the full cost of the project?

Mr. Dann responded, yes, it includes both the construction cost and the engineering costs for both design and construction phase services.

Mr. Bradley asked, how will the utility recover this cost?

Mr. Dann answered, the expectation is that it will have to be structured into the rate for the Sewer Division and that further it will be financed through the sale of bonds and the rate will have to support the debt service on those bonds, on an annual basis.

Mr. Bradley asked if the rehabilitation of existing lines is included in the \$3,370,000 as well?

Mr. Dann stated that they have been identified, incorporated into the bid and are part of the \$3,370,000. appropriation.

Mr. Solinsky asked, what funds have been expended on this project to

date?

Mr. Dann responded, the feasibility, \$9,600; the majority of the design money of which the total allocated is \$65,039, some costs have been incurred for advertising; minor administrative costs and some cost will be incurred shortly for easements.

Mr. Solinsky asked if Mr. Dann felt that the size of the contingency fund is necessary? Do we need that much cushion?

Mr. Dann answered that the contingency was not being over estimated. He, of course, hoped that all of it would not be necessary, however, to cut it much less than the \$28,461 allocated would make it vulnerable.

Mr. Solinsky asked if re-paving is included?

Mr. Dann stated, yes, this includes overlay in the section of S. Elm Street that will be excavated.

Henry McCully, Director of Public Works stated that a problem has been identified with the storm drains opposite the apartments at the far end of S. Elm Street. John Costello, Town Engineer, has supplied Mr. McCully with a map so as to upgrade all the storm drains.

Mr. Gouveia asked Mr. Dann if he anticipates the Town bonding the full amount?

Mr. Dann responded that he felt all of it would be bonded. He hoped that the project would not use the full amount of the ordinance. There are some contingencies and funds in the ordinance that provide flexibility, for example, on a financing basis. If the project proceeds on the project laid out then we would not be expected to utilize the contingency funds. His goal is to bring this project in around the \$3 million mark. If the division can set aside any funds to bring that figure down from a bonding perspective, it would be done.

Mr. Gouveia asked if the division entertained the idea of utilizing any of the enterprise funds?

Mr. Dann answered, not on a permanent basis, perhaps on a short term basis until the time that the bond proceeds are actually received.

Mr. Gouveia pointed out that approximately \$63,000 in bonding fees can be saved. He asked if any federal or state funding is anticipated?

Mr. Dann answered, no.

Mr. Gouveia asked why the fees for design or supervision has increased so much since the original ordinance was enacted?

Mr. Dann explained that the supervision, in particular, was increased because we don't yet know how the contractor is going to approach the

project. When this was originally bid for engineering services so that all of the bidders were bidding on an equal basis, we stipulated that they would provide six months of on-site project representation. The project, as it is now structured, is a seven month construction period. We think that the contractor will have to use more than one crew to complete on schedule.

Mr. Gouveia asked if the railroad easement is addressed at all in the Legal Fees/Easements portion of the ordinance?

Mr. Dann responded, yes.

VOTE ON AMENDMENT: All ayes; motion duly carried.

VOTE ON AMENDED ORDINANCE: All ayes; motion duly carried.

Motion was made by Mrs. Duryea to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Discussing Three Transfers, seconded by Mr. Rys.

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

Motion was made by Mrs. Duryea to Consider and Approve a Transfer of Funds in the Amount of \$20,000 from Contingency Reserve for Emergency Acct. #001-8050-300-3190 to Salt Acct. #001-5040-400-4550 - Dept. of Public Works, seconded by Mr. Gouveia.

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

Motion was made by Mrs. Duryea to Consider and Approve a Transfer of Funds in the Amount of \$20,000 from Wages - General Acct. #001-5030-100-1300 to Sand Acct. #001-5040-400-4580 - Dept. of Public Works, seconded by Mr. Gouveia.

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

Motion was made by Mrs. Duryea to Consider and Approve a Transfer of Funds in the Amount of \$30,000 from Contingency Reserve for Emergency Acct. #001-8050-300-3190 to Overtime Acct. #001-5040-100-1400 - Dept. of Public Works, seconded by Mr. Gouveia.

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

The Chair declared a five minute recess.

ITEM #12 Consider and Approve an Appropriation of Funds in the Amount of \$90,000 to Refunds - Taxes Acct. #001-1420-800-8190 and to Revenue Overpayments - Taxes Acct. #001-1090-090-9040 - Tax Collector

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

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

ITEM #13 Consider and Approve a Transfer of Funds in the Amount of \$100 from Office Supplies Acct. #1390-400-4000 to Misc. Expenses Acct. #1390-600-6011 - Board of Tax Review

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

Mr. Killen pointed out that there are no minutes on file in the Town Hall from this Board yet they have paid money out for secretarial wages and have drawn salaries. He did not feel that we should be bailing out this group, the \$100 fine should be taken out of their salaries.

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

ITEM #14 Discussion and Possible Action on the Electric Division's Progress Towards Obtaining New Sources From Which to Purchase Electricity as Requested by Councilor Albert E. Killen

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

Dave Gessert, P.U.C. Commissioner explained that negotiations and discussions are taking place. The market has been changing rapidly over the past year or so in a positive sense which should help the Town secure a good long-term contract for very good pricing. It is not a project being ignored or that is not top priority.

Mr. Killen pointed out that although the PUC is informed of the negotiations and discussion, the Council is not. Therefore the request for a report out.

Raymond Smith, Director of Public Utilities added, yes, he is still in the discussion phase with people who have requested confidentiality on the issue. Within the next month or two an educational report will be provided for the benefit of those new to the Council. He did not want to bring the Council a "half-finished" product. He assured everyone that he will not bring an offer to the table at the eleventh hour. He will give the Council plenty of time on the issue.

Mr. Killen reminded Mr. Smith that budget sessions are coming upon us swiftly and if there is any effect on the budget from the negotiations he would like to know as soon as possible.

Mr. Smith pointed out that the Electric Division is in the middle of preparing their budget which must be completed by the end of this month. They are predicating their budget on the status quo since there is no way of knowing what the numbers will be. He does not anticipate a rate increase in the foreseeable future.

Mr. Zandri asked if we are considering signing a contract with our major customers in Town so as not to worry about competition?

Mr. Smith responded that that very same issue was raised one year ago by him to the P.U.C. It involves different pricing mechanisms and must be looked at closely. It is in the Town's best interest to investigate that option.

No Action Taken

ITEM #15 Explanation of the Comprehensive Annual Financial Report of the Town of Wallingford for Fiscal Year Ending June 30, 1993 as Requested by Councilor Geno J. Zandri, Jr.

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

Due to the fact that Comptroller Thomas Myers is on vacation, Mr. Zandri made a motion to Table This Item Until the Next Meeting, seconded by Mr. Killen.

VOTE: All ayes; motion duly carried.

ITEM #16 Withdrawn

Motion was made by Mrs. Duryea to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Discussion and Possible Action on Choosing a Design Option for Community Pool, seconded by Mr. Zandri.

VOTE: Knight, Rys and Solinsky. no; all others, aye; motion duly carried.

Motion was made by Mrs. Duryea for Discussion and Possible Action Upon Choosing Option A or Option B on the Community Pool Project as Presented to the Town Council at the Public Hearing on Community Pool Held January 11, 1994, seconded by Mr. Zandri.

Mr. Killen was opposed to voting on this issue tonight without properly advertising as a public hearing to approve a design.

Mrs. Duryea was concerned with having to go through another hour's worth of presentation again.

Mr. Knight stated that, as a member of the pool committee, the Town will, indeed, be in need of parking. We are considering spending approximately \$500,000 for a more expensive pool facility but, in reality, we will be spending a considerably larger sum providing adequate parking in the future. He felt that we should wait. There are more statistics to be gathered by the pool committee. He was not in favor of voting on such short notice.

Mr. Zandri and Mr. Solinsky felt that it was not necessary to hold another public hearing on this issue.

Mr. Zandri asked, why was the Council subjected to a presentation this evening if the item was strictly to vote on appropriating \$58,000 for the design work? There was no need for the presentation.

Motion was made by Mr. Gouveia to Table This Item, seconded by Mrs. Duryea.

VOTE: All ayes; motion duly carried.

Motion was made by Mrs. Duryea to Waive Rule V of the Town Council Meeting Procedures for the Purpose of Discussion and Possible Action on the Boys & Girls Club Agreement with the Town of Wallingford, seconded by Mr. Killen.

VOTE: All ayes; motion duly carried.

Mrs. Duryea read correspondence into the record (Appendix V) from Carl Rodenhizer, President of the Boys & Girls Club of Wallingford.

Mr. Killen asked that this item be placed on the agenda of the next Town Council Meeting and to have the Town Attorney research what effects will be experienced with the rejection of the Community Lake site by the Boys and Girls Club.

No Action Taken

ITEM #17 Consider and Approve Adopting the Town Council Meeting Procedures

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

Motion was made by Mrs. Duryea to Adopt the Existing Meeting Procedures, seconded by Mr. Zandri.

Mrs. Duryea stated that she was in favor of holding a third meeting each month with the hopes of finishing business up earlier and/or begin the meetings at 6:30 p.m. Everyone has full-time employment besides Council work and need to get up very early in the morning. She also felt that the Council, at times, may not be capable of rationale decisions during the early hours of the morning.

The consensus was to begin the meetings at 6:30 P.M.

Ms. Papale pointed out that the P.U.C. holds its meetings on the first and third Tuesdays of the month. Many Councilors are interested in attending those meetings. A third meeting of the Council would limit their involvement in the P.U.C. meetings.

Mr. Zandri pointed out that the meetings could be shortened if everyone made a conscious effort not to elaborate on an issue. Many times one person will agree with another and will take an inordinate amount of time to make the same point.

Motion was made by Mr. Zandri to Change the Start of the Meeting Time to 6:30 P.M., seconded by Mrs. Duryea.

VOTE: All ayes; motion duly carried.

Section XIII - Requirements Regarding Appointments

B. Council Appointments

Motion was made by Mr. Gouveia to Revise Section XIII, B, (2) to Read as Follows:

- (2) A letter to the Council from all prospective nominees indicating a desire for appointment or reappointment, accompanied by an application form provided by the Council, will be submitted at least seven (7) days prior to the date set for making such tentative appointments. (This requirement may be waived, at the discretion of the Council, in special circumstances.)

Seconded by Mrs. Duryea.

Mr. Solinsky explained that by revising this section it gives the Council a chance to obtain some background information on a candidate who may not be known by the majority of people who is seeking appointment to a Board or Commission.

VOTE: All ayes; motion duly carried.

Motion was made by Ms. Papale to Strike Section XIII, B, (1) from the Meeting Procedures, seconded by Mrs. Duryea.

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

Motion was made by Mr. Killen to Strike the Word "tentative" from Section XIII, B, (2) line 3-4, seconded by Mrs. Duryea.

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

Section XIII - Requirements Regarding Appointments

- C. Any individual recommended to the Council for appointment or confirmation may be interviewed at the discretion and request of any Council member.

Motion was made by Mr. Gouveia to Revise Section XIII, C to Read as Follows:

- C. Any individual recommended to the Council for appointment or confirmation may be interviewed at the discretion of any Council member in open session at a Town Council Meeting

Seconded by Mrs. Duryea.

VOTE: Knight, Papale, Rys, Zappala and Solinsky, no; all others, aye; motion failed.

- 26 - January 11, 1994

Motion was made by Mrs. Duryea to Adopt the Town Council Meeting Procedures and Amended, seconded by Mr. Zandri.

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

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

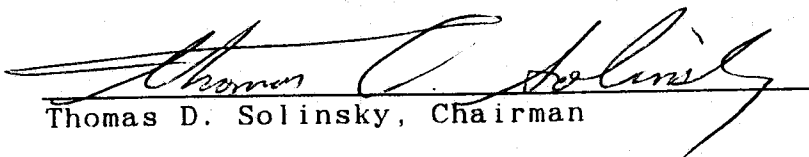
VOTE: All ayes; motion duly carried.

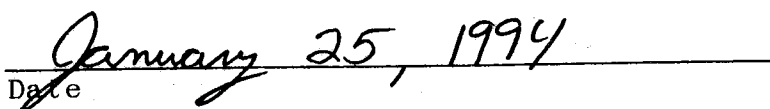
There being no further business, the meeting adjourned at 11:35 P.M.

Meeting recorded and transcribed by:

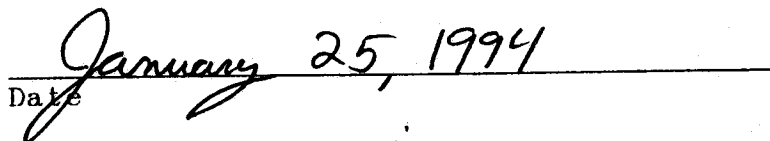
Kathryn F. Milano
Town Council Secretary

Approved by:


Thomas D. Solinsky, Chairman


Date


Kathryn J. Wall, Town Clerk


Date

ROBINSON & COLE

Joseph P. Fasi
Hartford
203-275-8240

Law Offices

One Commercial Plaza
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203-275-8200
Fax 203-275-8299

Financial Centre
695 East Main Street
P.O. Box 10305
Stamford, CT 06904-2305
203-964-1200
Fax 203-359-8576

December 20, 1993

Mr. Thomas A. Myers
Comptroller
Town of Wallingford
45 South Main Street
Wallingford, CT 06492

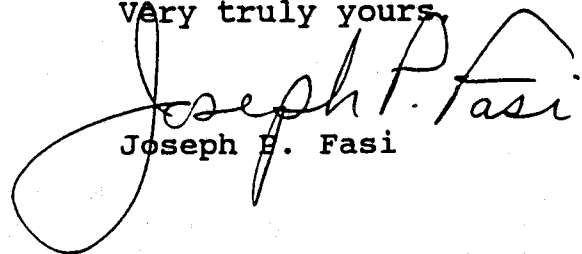
Re: An Ordinance Appropriating \$58,000 For The Design Of Renovations To The Wallingford Community Pool And Authorizing The Issue Of \$58,000 Bonds Of The Town To Meet Said Appropriation And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose

Dear Mr. Myers:

Enclosed please find the captioned ordinance.

By copy of this letter, I am requesting the Town Clerk to send me one certified copy of all of the proceedings as they appear in the Town Record Book, and two newspaper affidavits of the publication of the Notice of Public Hearing and the Notice of Enactment. A form of the Notice of Public Hearing is enclosed for the Clerk's convenience.

Very truly yours,



Joseph P. Fasi

JPF/jlm
Enclosure

cc: Honorable William W. Dickinson, Jr., Mayor
Ms. Kathryn J. Wall, Town Clerk
Janis Small, Esq., Town Attorney

AN ORDINANCE APPROPRIATING \$58,000 FOR THE DESIGN OF RENOVATIONS TO THE WALLINGFORD COMMUNITY POOL AND AUTHORIZING THE ISSUE OF \$58,000 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$58,000 is appropriated for the design of renovations and repairs to the Wallingford Community Pool and related appurtenances, including design development, final design, preparation of bid specifications, architects' and engineers' fees, and for administrative, printing, legal and financing costs related thereto.

Said appropriation is in addition to all prior appropriations and bond authorizations approved for said project.

Section 2. To meet said appropriation \$58,000 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued, maturing not later than the twentieth year after their date. The total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the Town by the facsimile or manual signatures of the Mayor, the Comptroller, and the Town Treasurer, or any two of them, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, and be approved as to their legality by Robinson & Cole, Attorneys-at-Law, of Hartford. They shall bear such rate or rates of interest as shall be determined by the Mayor, the Comptroller, and the Town Treasurer, or any two of them. The bonds shall be general obligations of the Town and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of bonds to be issued, the annual installments of principal, redemption provisions, if any, the date, time of issue and sale and other terms, details and particulars of such bonds shall be determined by the Mayor, the

Comptroller, and the Town Treasurer, or any two of them, in accordance with the General Statutes of the State of Connecticut, as amended.

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

Section 4. The Mayor, the Comptroller, and the Town Treasurer, or any two of them, are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be signed by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, have the seal of the Town affixed, be payable at a bank or trust company designated by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, be approved as to their legality by Robinson & Cole, Attorneys-at-Law, of Hartford, and be certified by a bank or trust company designated by the Mayor, the Comptroller, and the Town Treasurer, or any two of them, pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the Town and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the project. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The Town of Wallingford (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid after the date of

passage of this ordinance in the maximum amount and for the capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the Issuer. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Comptroller or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration. This declaration shall be made available in the office of the Clerk for public inspection within thirty days of its passage, and any amendment shall be made available for public inspection within thirty days of such amendment.

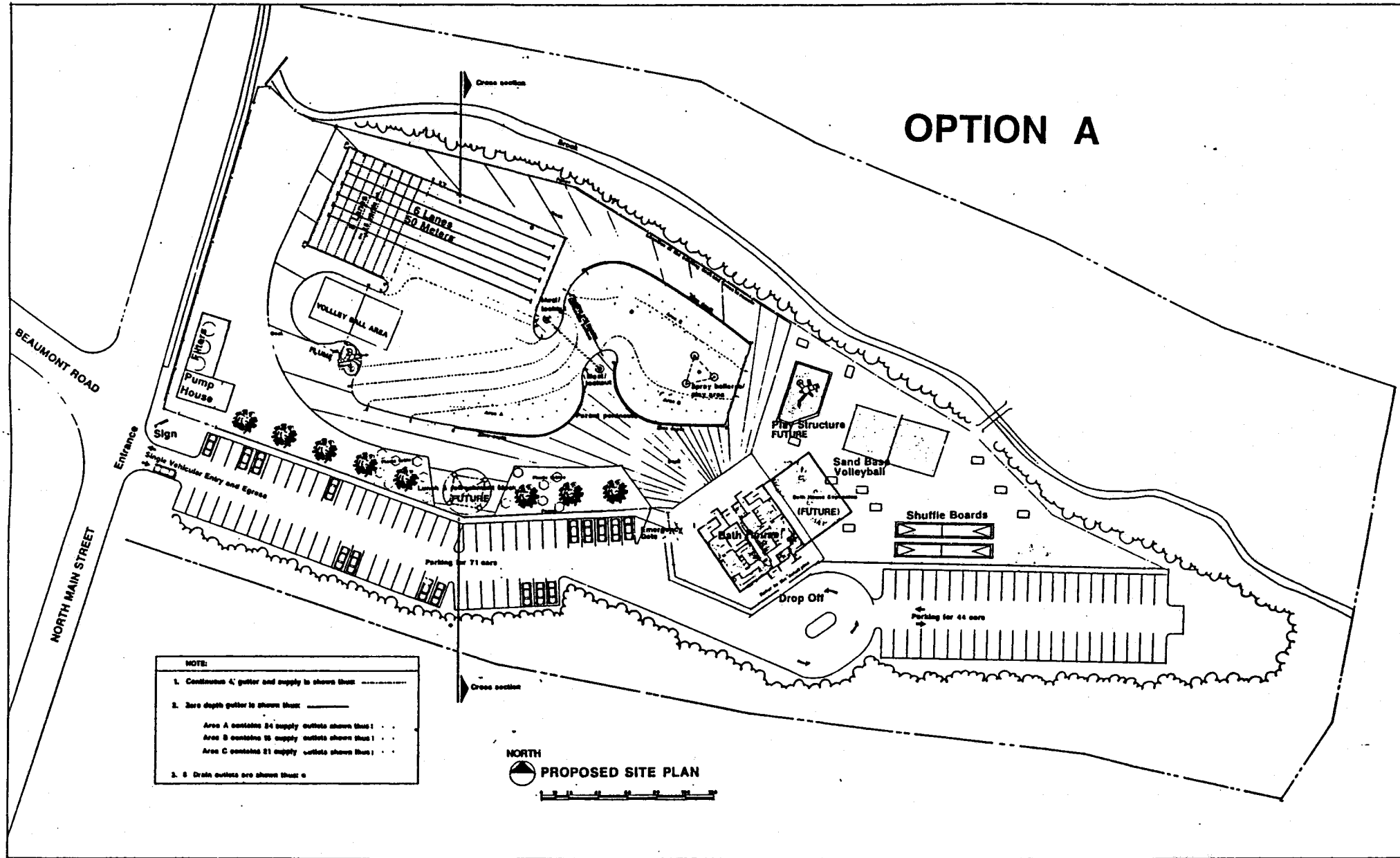
PUBLIC HEARING
BONDING OF PROFESSIONAL DESIGN FEES

PROPOSED RENOVATIONS
TO COMMUNITY POOL

COMPARISON			
	CURRENT	OPTION A	OPTION B
WATER SURFACE (S.F.)	44,600	36,300	26,000
GALLONS	1,300,00	1,040,700	530,000
PERIMETER (L.F.)	1,300 EST.	1,110	970
PARKING	68	115	147
WATER SANITATION (HR.)	24	2 TO 6	2 TO 6
EST. ANNUAL TAG SALE.	3,400	\$80,000	\$80,000

(2) \$5.00
 per Tag
 = \$17,000

OPTION A



NOTE:

1. Continuous 4" gutter and supply is shown thus:
2. Zero depth gutter is shown thus:

Area A contains 24 supply outlets shown thus:

Area B contains 16 supply outlets shown thus:

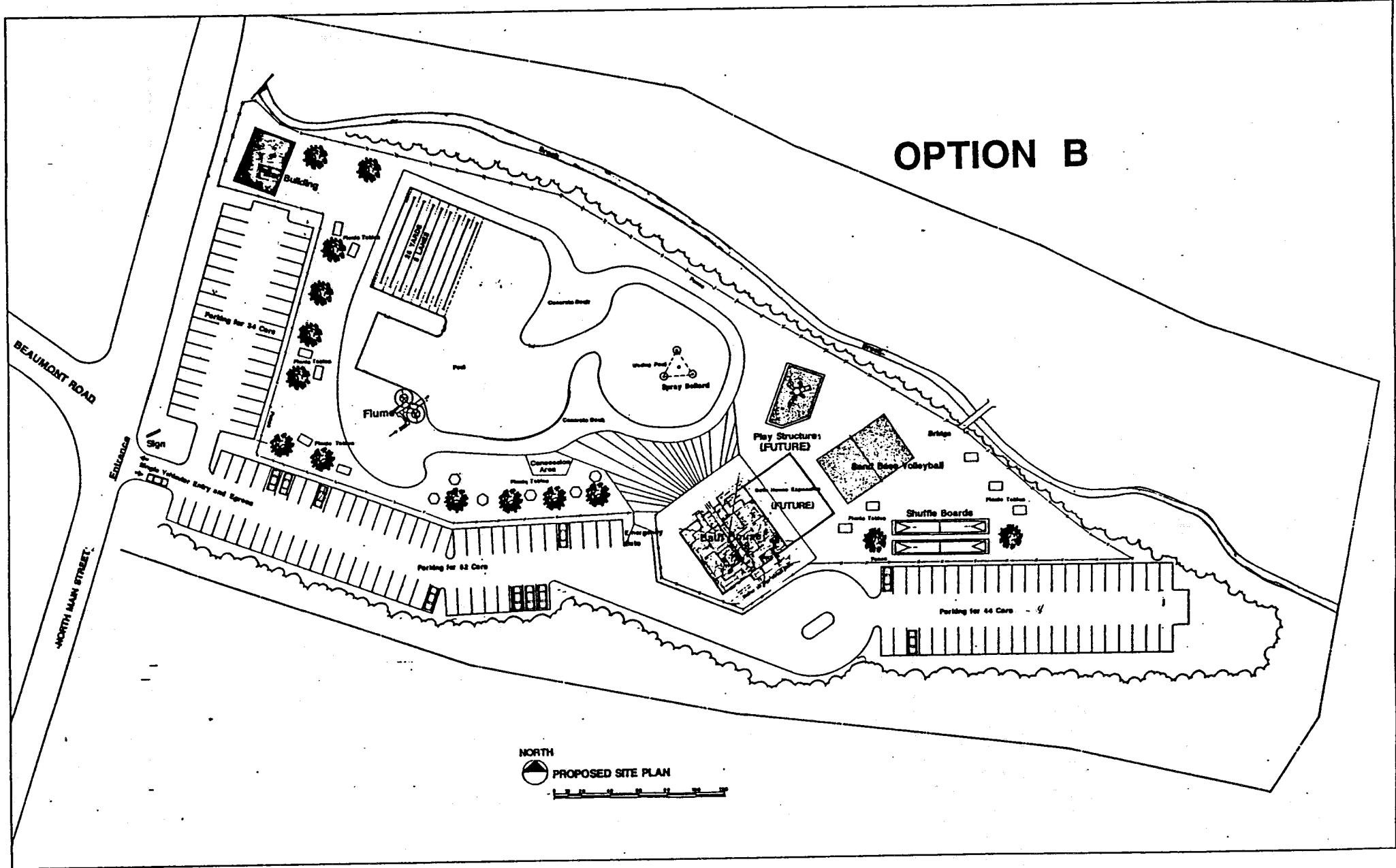
Area C contains 21 supply outlets shown thus:

3. 6" Drain outlets are shown thus:

NORTH

PROPOSED SITE PLAN

OPTION B



To: Wallingford Town Council
Community Pool Committee
Residents of the Wallingford Community

From: Jolyn Washington
Resident of Wallingford
70 Constitution Street

Re: Community Pool Renovations
January 11, 1994

I would like my feelings on the Community Pool, read and made part of the record on this public hearing. I regret that I am not able to attend, because of school committment and my responsibility of a small child, it is just impossible, but I am very informed and interested in this issue.

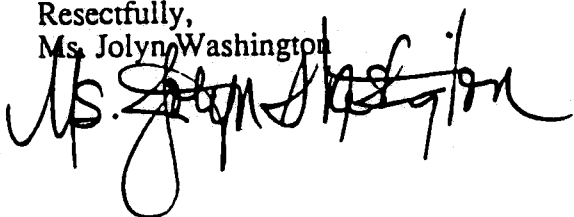
I honestly feel that the council is spending too much time and money on this project especially when, money can be used in other areas of this city (especially education). The pool is only used for a few months out of the year. If the committe can come up with a plan to do whatever is necessary to keep the pool going without getting extravagant, this would be more practical. The more I hear and read about the renovations, more and more is added. Will it ever stop???

So much have been spent on a survey already, and we must keep in mind that whenever a proposed figure is given on renovations, the final figure will always be higher.

As a resident of Wallingford, I would just like to caution the committee about overspending, and that I am opposed to having additions made to attract more residents, personally I know that the pool is there, but have access to a personal one, so I do not feel that if a big slide or other attractions are added that I would be inclined to make use of it.

Again I regret that I am not able to attend this meeting, and thank you for listening.

Resectfully,
Ms. Jolyn Washington



ROBINSON & COLE

Joseph P. Fasi
Hartford
203-275-8240

Law Offices

One Commercial Plaza
Hartford, CT 06103-3597
203-275-8200
Fax 203-275-8299

Financial Centre
695 East Main Street
P.O. Box 10305
Stamford, CT 06904-2305
203-964-1200
Fax 203-359-8576

VIA FEDERAL EXPRESS

December 27, 1993

The Honorable William W. Dickinson, Jr.
Mayor
Town of Wallingford
45 South Main Street
Wallingford, CT 06492

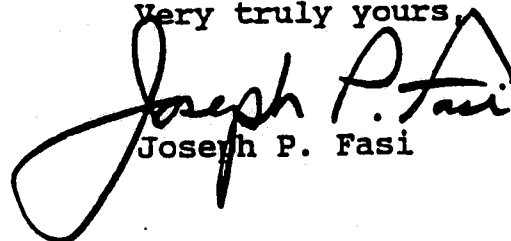
Re: An Ordinance Amending An Ordinance Appropriating \$180,000 For The Planning And Design Of The South Elm Street Parallel/Relief Sewer And Authorizing The Issue Of \$180,000 Bonds Or Notes Of The Town To Meet Said Appropriation And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose

Dear Mayor Dickinson:

Pursuant to a conversation with your office this date, enclosed please find the captioned ordinance, prepared with the dollar amount of \$3,655,000 inserted into the blank proceedings previously provided at your request.

By copy of this letter, I am requesting the Town Clerk to send me one certified copy of all of the proceedings as they appear in the Town Record Book, and two newspaper affidavits of the publication of the Notice of Public Hearing and the Notice of Enactment. A form of the Notice of Public Hearing is enclosed for the Clerk's convenience.

Very truly yours,


Joseph P. Fasi

JPF/lbc
Enclosure

cc: Thomas A. Meyers, Comptroller
Ms. Kathryn J. Wall, Town Clerk
Janis Small, Esq., Town Attorney

AN ORDINANCE AMENDING AN ORDINANCE APPROPRIATING \$180,000 FOR THE PLANNING AND DESIGN OF THE SOUTH ELM STREET PARALLEL/RELIEF SEWER AND AUTHORIZING THE ISSUE OF \$180,000 BONDS OR NOTES OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. An ordinance entitled "An Ordinance Appropriating \$180,000 For The Planning And Design Of The South Elm Street Parallel/Relief Sewer And Authorizing The Issue Of \$180,000 Bonds Or Notes Of The Town To Meet Said Appropriation And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose", enacted by the Town Council on January 14, 1992 and approved by the Mayor on January 21, 1992, is amended to increase the appropriation and bond authorization by \$3,475,000, from \$180,000 to \$3,655,000, and to provide that the appropriation may be expended for costs of construction of the project and that the project may include the rehabilitation of existing sewer lines, thereby making the title of said ordinance read as follows:

"AN ORDINANCE APPROPRIATING \$3,655,000 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF THE SOUTH ELM STREET PARALLEL/RELIEF SEWER AND SEWER REHABILITATIONS AND AUTHORIZING THE ISSUE OF \$3,655,000 BONDS OR NOTES OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE"

Section 2. Section 1 of said ordinance is amended to read as follows:

"Section 1. The sum of \$3,655,000 is appropriated for the planning, acquisition and construction of the South Elm Street parallel/relief sanitary trunk sewer, and for rehabilitations to sewer lines, including paving, easements, surveys, engineering, testing, and contingency, and for administrative, printing, legal and financing costs related thereto, said appropriation to be inclusive of any and all State and Federal grants-in-aid thereof."

Section 3. Section 2 of said ordinance is amended as follows:

(i) the first sentence of Subsection (i) is amended by substituting the figure \$3,655,000 for the figure \$180,000 therein, thereby making said sentence read as follows:

"(i) \$3,655,000 bonds of the Town or so much thereof as shall be necessary for such purpose, shall be issued,

maturing not later than the twentieth year after their date."

(ii) the first sentence of Subsection (ii) is amended by substituting the figure \$3,655,000 for the figure \$180,000 therein, thereby making said sentence read as follows:

"(ii) \$3,655,000 temporary notes of the Town, or so much thereof as shall be necessary for such purpose, shall be issued pursuant to Section 7-264a of the General Statutes of Connecticut, as amended."

(iii) Subsection (iii) is amended by substituting the figure \$3,655,000 for the figure \$180,000 therein, thereby making said Subsection read as follows:

"(iii) any combination of bonds or temporary notes may be issued, provided that the total, aggregate principal amount thereof outstanding at any time shall not exceed \$3,655,000."

Section 4. Section 5 of said ordinance is deleted, and the following substituted therefor:

"Section 5. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The Town of Wallingford (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid after the date of passage of this ordinance in the maximum amount and for the capital project defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the Issuer. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The Issuer hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Comptroller or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration. This declaration shall be made available in the office of the Clerk for public inspection within thirty days of its passage, and any amendment shall be made available for public inspection within thirty days of such amendment."

TOWN OF WALLINGFORD
SEWER DIVISION
"SOUTH ELM STREET PARALLEL/RELIEF"
SANITARY TRUNK SEWER
CONTRACT #41

03-Jan-94

	CURRENT ORDINANCE	AMENDED ORDINANCE
ENGINEERING:		
Feasibility	9,600	9,600
Design	50,039	65,039
Supervision	33,900	116,900
Contingency 15% +/-	36,461	28,461
TOTAL ENGINEERING	130,000	220,000
CONSTRUCTION:		
Parallel/Relief & Rehabilitation		2,637,831
Contingency 6% +/-		158,169
	0	2,796,000
SUB-TOTAL CONST & ENGINEERING	130,000	3,016,000
ADMIN & GENERAL:		
Advertising & Printing	2,000	2,000
Administrative Supplies	500	2,000
Legal Fees/Easements	40,000	40,000
* Administrative Cont 2% +/-	3,000	60,000
	45,500	104,000
SUB-TOTAL CONST & ENG & ADMIN	175,500	3,120,000
DEBT ADMINISTRATION		
**Bonding Fees 2% +/-	4,500	63,000
***Cost of Financing 6% +/-	0	187,000
	4,500	250,000
TOTAL ORDINANCE	180,000	3,370,000

- * 2% of Construction plus Engineering
- ** 2% of Construction plus Engineering plus A&G
- *** 6% of Construction plus Engineering plus A&G

Received
January 11, 1994
@ 9:30 AM
K. Wall



**BOYS & GIRLS CLUB
OF WALLINGFORD, INC.**

72 Grand Street - P.O. Box 965 - Wallingford, CT 06492 - (203) 269-7535

January 10, 1994

Thomas Solinsky
Town Council Chairman
Town of Wallingford
45 S. Main
Wallingford, CT 06492

Dear Mr. Solinsky,

Since our last presentation before you, the Boys & Girls Club of Wallingford has completed a review of site issues related to its new facility. This was done in concert with visits and consultation from officials in our national office. We have also reviewed the matter with area professionals with expertise in real estate and construction, and in discussion with area youths through a youth forum.

In consideration of key location issues, including:

- * 60% of Club participants living within 1 mile of the facility (based of national statistics);
- * minimizing a reliance on vehicular transportation to the facility;
- * the ability to generate adequate on-going operating revenues to sustain the annual operations of the organization;

we have chosen not to build on the Community Lake site.

The discussion to reject at this time such a generous offer of land from the town is difficult, as we have invested a great amount of energy and resources here. But, in consideration of the long term commitment to young people, the current leadership of the agency and the counsel we have solicited all are in consensus that this is not the best location.

The Boys & Girls Club is well on its way to develop an alternate site and as soon as those plans are fully developed, we will inform the general community and council of our direction.

We offer our sincere thanks on the cooperation the town has provided on this matter. While not being pursued, the Community Lake site was a catalyst that has successfully positioned the agency to secure a new facility. We would not be in the position to develop an alternate facility without that community support. And while this will delay our efforts, that time is well worth it as we execute our responsibilities to make the very best decision to build the foundation for the agency to serve Wallingford's youths.

Sincerely,


Carl Rodenhizer
President
Boys & Girls Club of Wallingford

cc:
Mayor
Town Council



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