

TOWN OF WALLINGFORD, CONNECTICUT

TOWN COUNCIL MEETING

Robert F. Parisi Council Chambers

**TUESDAY
JUNE 28, 2022
6:30 P.M.**

AGENDA

Moment of Silence

1. Pledge of Allegiance
2. Roll Call
3. Consent Agenda
 - 3a. Consider and approve Tax Refunds totaling \$5,170.11 (#1148-#1151)
Acct. #1001001- 41020 - Tax Collector
 - 3b. Consider and approve Appropriation of funds in the amount of \$6,400 from DMHAS, Acct. #2244002-45100 to ADOPS Grant, Acct. #22440050-58830-10220 – Health Dept.
 - 3c. Acceptance of Donation from Pavilion of Hope and consider and approve Appropriation of funds in the amount of \$300 from Revenue, Acct. #2505002-47152 to Donations Parks & Recreation, Acct 25050050-58830-10174 - Recreation
 - 3d. Consider and approve a Transfer in the amount of \$1,700 from Dues and Fees, Acct. #10010700-58810 to Capital Expenses, Acct. #10010700-57000 – P&Z
 - 3e. Consider and approve a Transfer in the amount of \$30,000 - Comptroller

\$30,000 From: Regular Salaries and Wages, Acct. #10010400-51000

\$ 1,050 To: Capital-Firewall Acct. #10010400-57000-TBD
\$28,950 To: Operating Expenses Acct. # 10010400-58735
 - 3f. Consider and approve Resolution authorizing the Mayor to execute agreements between the Town of Wallingford and the State of Connecticut relative to a grant

awarded from the State of Connecticut Department of Energy and Environmental Protection for the purchase of a portion of 264 Williams Road – Law Dept.

3g. Consider and approve Bid Waiver request for TRC Companies, Inc. to provide support for energy efficiency programs to help WED meet its Energy Conservation and Load Management (ECLMF) goals at approximately \$15,000 to \$20,000 per fiscal year – Electric Div.

3h. Approve Special Town Council Minutes of May 3, 2022, Town Council Minutes of May 10, 2022, May 24, 2022 and June 14, 2022.

4. **Items Removed from the Consent Agenda**

5. **PUBLIC QUESTION & ANSWER PERIOD**

6. Discussion and possible action regarding Police Union Pension tentative Agreement for a successor pension contract with Local 1570 - Police Union, AFSCME, Council 4 – Human Resources

7. Budget Amendment in the amount of \$3,600,000- Electric Div.

8. Discussion and possible action on ARPA grant programs for businesses and non-profits – Councilor Laffin

9. Discussion and possible action on creating a “Wallingford ARPA Application Review and Criteria Compliance Committee” for the purposes of reviewing submitted applications, making recommendation(s) regarding approval/denial of any such applications, and following up /reporting on adherence to the approved usage of ARPA funds – Councilor Fishbein

10. Discussion and possible action regarding the Town Council hiring outside counsel (pursuant to Chapter VII, Sec. 4 of the Charter) for the purposes of obtaining an independent legal opinion as to the lawful authority/process authorized by the Charter (as well as any other controlling law) to expend ARPA funds – Councilor Fishbein

11. Discussion and possible action regarding the Juneteenth holiday and its recognition by the Town of Wallingford – Councilors Zandri and Allinson

12. Discussion and possible action to approve the job description for a part-time Town Council Secretary and to appoint a committee for the hiring process – Chairman Cervoni

13. Executive Session pursuant to CGS Section 1-225(f) and Section 1-200(6)(B) to discuss pending litigation in the matter of *Godburn v. Town of Wallingford* – Law Dept.
14. Motion to consider and authorize settlement regarding the matter of *Godburn v. Town of Wallingford* as discussed in Executive Session – Law Dept.
15. Executive Session pursuant to CGS Section 1-225(f) and Section 1-200(6)(B) to discuss pending litigation in the matter of *Town of Wallingford v. Henri Bercier* – Law Dept.
16. Discussion and possible action regarding the matter of *Town of Wallingford v. Henri Bercier* as discussed in Executive Session – Law Dept.
17. Executive Session pursuant to Section 1-200(6)(D) of the CGS with respect to the purchase, sale and/or leasing of property – Mayor

In accordance with Title II of the Americans with Disabilities Act- Individuals in need of auxiliary aids for effective communication in programs and services of the Town of Wallingford are invited to make their needs and preferences known to the ADA Compliance Coordinator at 203-294-2070 five days prior to meeting date.



Town of Wallingford, Connecticut

MAYOR'S OFFICE
22 JUN 17 AM 9:38

JO-ANNE L. RUSCZEK, C.C.M.C

TAX COLLECTOR

CHERYL BRUNDAGE C.C.M.C

ASSISTANT TO THE TAX COLLECTOR

DEPARTMENT OF FINANCE

45 SOUTH MAIN STREET

PO BOX 5003

WALLINGFORD, CONNECTICUT 06492

TELEPHONE (203) 294-2135

FAX (203) 294-2137

3a

June 17, 2022

Honorable William W. Dickinson, Jr.
Mayor, Town of Wallingford
Wallingford, CT 06492

Re: Refund - Account #1001001-41020 - \$5,170.11 (#1148 - #1151)

Dear Mayor Dickinson:

Attached is a list of refunds for your approval and the approval of the Town Council:

Very truly yours,

Jo-Anne L Rusczek
Tax Collector

APPROVED:

William W. Dickinson, Jr., Mayor

Tim Sena, Comptroller

1148 Ahern Caitlynn R	14.69		2020-50715
1149 Nissan Motor Acceptance Corp	191.23	123ZUV	2020-77579
1150 Nissan Motor Acceptance Corp	358.21	647YVF	2020-77668
1151 De Lage Landen Financial Services Inc	4,605.98		2020-40619
	5,170.11		



Town of Wallingford, Health Department
45 South Main St.
Wallingford CT 06492



Eloise Hazelwood, RS, MPH
Director of Health

22 JUN -8 PM 1:21

Phone: 203-294-2065 Fax: 203-294-2064
Email: health@wallingfordct.gov

MEMORANDUM

To: William W. Dickinson, Jr., Mayor
From: Vanessa Bautista, Acting Director of Health
Date: June 8, 2022
Re: Request to Include Item on Town Council Agenda, June 28th, 2022

Please include on the Item Agenda, Health Department request to appropriate funds from the CT Department of Mental Health and Addiction Services (DMHAS) to implement Academic Detailing for Opioid Safety (ADOPS) in the amount of \$6,400. In October 2021, the first appropriation for this program was approved by the Town Council. This new approval covers April 1, 2022, to July 31, 2022.

Action Requested:

Please include on the June 28, 2022, Town Council Agenda: Acceptance of CT Dept. of Mental Health and Addiction Services for Opioid Safety (ADOPS) and consider and approve Appropriation of funds in the amount of \$6,400 from DMHAS, Acct. #2244002-45100 and to ADOPS Grant, Acct. #224-TBD-Health Dept.

Thank you for your consideration of this matter.



Public Health
Prevent. Promote. Protect.

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

Date: 06/14/2022

I. Request for: Transfer of funds
 X Appropriation of funds

Fund: X General Fund
 Other Capital Account


Amount: \$300.00 From: Revenue Acct. # 2505002 - 47152

Amount: \$300.00 To: Donations Parks & Recreation Acct. # 25050050-58830-10174


Explanation: PER ATTACHED LETTER AS REQUIRED

Submitted by: 
Director Parks and Recreation

Certified as to the availability of funds:


Comptroller

APPROVED – subject to vote of the Town Council:


Mayor

II. CERTIFICATION OF FINANCIAL TRANSACTION:

The transfer / appropriation of \$ _____ 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 _____, 20__.

Town Clerk



Town of Wallingford, Connecticut

DEPARTMENT OF PARKS & RECREATION
6 FAIRFIELD BOULEVARD
WALLINGFORD, CT 06492

P (203) 294-2120
F (203) 294-2127
wallingfordrec.com

Ken Michaels
Director of Parks & Recreation

Michelle Björkman
Superintendent of Recreation

Shawn Keogh
Recreation Program Specialist

June 10, 2022

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

Dear Mayor,

The Parks and Recreation Department is in receipt of a donation in the amount of \$300.00 from "Pavilion of Hope" with the intention that it be used toward park improvements under the guidance of the Parks and Recreation Department.

I am requesting placement on the next Town Council consent agenda for the acceptance of this donation and appropriation to Revenue Account #2505002-47152 and to Expenditures Account Recreation 25050050-58830-10174.

Please find the transfer form enclosed. Please let me know if I may provide any further information regarding this donation.

Thank you for your assistance.

Best Regards,

Kenny Michaels, Director
Recreation Department

June 7, 2022

Wallingford Parks & Recreation
6 Fairfield Boulevard
Wallingford, CT 06492

To Whom It May Concern:

Please accept this donation to help with maintenance of the pavilions at Town parks. Our hope is that the donation does not just go into the general fund of the Town but can be used as proposed, or for a needy family, or for another worthwhile, deserving cause.

Thank you, The Pavilion of Hope Group



3d.

TOWN OF WALLINGFORD CONNECTICUT

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

Date: May 20, 2022

I. Request for: XX transfer of funds
Appropriation of funds

Fund: XX General Fund
Other Title:

Amount: \$ 1,700.00 From: Title: ^{Dues and Fees} ~~Purchased Service Secretarial~~ ⁵⁸⁸¹⁰ Acct. #10010700-~~56702~~

Amount: \$ 1,700.00 To: Title: Capital Expenses ⁵⁷⁰⁰⁰ Acct. #10010700-~~57955~~

Explanation: PER ATTACHED LETTER AS REQUIRED

Submitted by: [Signature]
Department/Division Head

Certified as to the availability of funds:

[Signature]
Comptroller

APPROVED: Subject to vote of the Town Council

[Signature]
Mayor

II. CERTIFICATION OF FINANCIAL TRANSACTION:

The transfer/appropriation of \$ _____ 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:

Town Clerk



Town of Wallingford, Connecticut

22 MAY 23 PM 1:05

JAMES SEICHTER
CHAIRMAN PLANNING & ZONING COMMISSION

KEVIN J. PAGINI
TOWN PLANNER

WALLINGFORD TOWN HALL
45 SOUTH MAIN STREET
WALLINGFORD, CT 06492
TELEPHONE (203) 294-2090
FAX (203) 294-2095

May 20, 2022

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

RE: Transfer of Funds
Planning & Zoning Department

Dear Mayor Dickinson:

I would ask that the following items be placed on the Town Council's Consent Agenda for their meeting of Tuesday, June 14, 2022:

Transfer of funds from the following accounts:

\$1,700.00 from Account #10010700-^{58810 Dues and Fees}~~56702 - Purchased Service Secretarial~~
Into Account #10010700-⁵⁷⁰⁰⁰~~57955 - Capital Expenses~~

This transfer is to purchase Geographic Information Systems software (ESRI ArcMap) to assist the Planning and Zoning Department in more detailed, analytical and efficient decision making as well as creation of accurate mapping and visual databases for zoning related issues. This software will only be for use by the Planning and Zoning Department.

Thank you in advance for your kind consideration of this matter.

Regards,

Kevin J. Pagini
Town Planner

/ss
Attachment

relationships.

ArcGIS Desktop Basic provides the tools and environment for map creation and interactive visualization.

[View system requirements](#)

[View supported languages](#)

What's included:

- ArcGIS Pro Basic
- ArcMap and ArcCatalog Basic
- ArcGIS Online Creator User Type
- Essential Apps Bundle
 - ArcGIS Dashboards, ArcGIS Story Maps, ArcGIS Web AppBuilder, Scene Viewer, ArcGIS Configurable Apps
- Field Apps Bundle
 - ArcGIS Field Maps, ArcGIS QuickCapture, ArcGIS Survey123, ArcGIS Workforce
- Office Apps Bundle
 - ArcGIS Maps for Office, ArcGIS Maps for SharePoint
- Compatible with add-on apps such as the following:
 - ArcGIS Navigator, ArcGIS Business Analyst, ArcGIS Insights, ArcGIS Drone2Map, and ArcGIS Maps for Adobe Creative Cloud
- 100 Service Credits

Term License Subscription
\$800/yr

Perpetual License
\$1,500

Qty \$1,500

Add to cart



TOWN OF WALLINGFORD, CONNECTICUT

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

Date: 6/20/2022

I. Request for: X transfer of funds
 appropriation of funds

Fund: X General Fund
 Other Title _____

Amount: 30,000 FROM: Title: Regular Salaries & Wages Acct No. 10010400-51000

Amount: 1,050 TO: Title: Capital-Firewall Acct. No. 10010400-57000-TBD
 28,950 Operating Expenses 10010400-58735

Explanation: PER ATTACHED LETTER AS REQUESTED

Submitted by: [Signature]
Department/Division Head
Timothy Sena, CPA, Comptroller

Certified as to availability of funds:
 [Signature]
Comptroller

APPROVED: -- subject to the availability of funds:
 [Signature]
Mayor

II. CERTIFICATION OF FINANCIAL TRANSACTION:

The transfer/appropriation of \$ _____ 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 _____, 2022

Town Clerk

TOWN OF WALLINGFORD, CONNECTICUT

Office of the Comptroller
45 South Main Street
Wallingford, CT 06492
(203)-294-2040

MEMORANDUM

TO: Mayor William W. Dickinson, Jr.
FROM: Timothy Sena, CPA, Comptroller *TMS*
DATE: June 20, 2022
RE: Transfer of funds

I respectfully request a transfer of \$30,000 from Regular Salaries & Wages to Capital-Firewall and Operating Expenses.

\$1,050 is in order to purchase a new Firewall and \$28,950 is due to an increase in Courier Service costs.

I have included the authorization form with this memo.



Town of Wallingford, Connecticut

TOWN ATTORNEY
GERALD E. FARRELL, SR.

ASSISTANT TOWN ATTORNEY
GEOFFREY T. EINHORN

CORPORATION COUNSEL
JANIS M. SMALL

DEPARTMENT OF LAW
WALLINGFORD TOWN HALL
45 SOUTH MAIN STREET
WALLINGFORD, CT 06492

TELEPHONE (203) 294-2140
FAX (203) 294-2112
lawdept@wallingfordct.gov

3f,

June 21, 2022

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

RE: DEEP Grant for Williams Road Purchase

Dear Mayor Dickinson:

The Town of Wallingford received a grant from the DEEP for the purchase of a portion of 264 Williams Road. The Town will receive \$487,500 towards the purchase. The purchase price is \$750,000.

In order to execute the agreement with DEEP, we need the Town Council to pass the attached resolution authorizing the Mayor to execute the agreements on behalf of the Town.

Please place this on the Town Council agenda for June 28, 2022.

Very truly yours,

Janis M. Small
Corporation Counsel

JMS/bjc

Enclosure

RESOLUTION

I, Deborah McKiernan, do hereby certify that I am the Town Clerk of the Town of Wallingford, a municipal corporation organized and existing under the laws of the State of Connecticut having its principal place of business at 45 South Main Street, Wallingford, Connecticut, that I am the keeper of the corporate records and seal. That the following is a true and correct copy of resolutions duly adopted and ratified by the Town Council on _____, 2022, in accordance with the constituent charter of the Town of Wallingford and that the same has not in any way been modified, repealed or rescinded, but is in full force and effect.

RESOLVED, that William W. Dickinson, Jr., Mayor, is hereby authorized to execute on behalf of the Town of Wallingford a Grant Agreement and Conservation and Public Recreation Easement and Agreement under the Open Space and Watershed Land Acquisition Program with the State of Connecticut for financial assistance to acquire permanent interest in land known as 264 Williams Road, Wallingford, OSWA-630 and to manage said land as open space land pursuant to § 7-131d of the Connecticut General Statutes.

IT IS FURTHER CERTIFIED that William W. Dickinson, Jr. was elected. His term of office began on January 3, 2022 and will continue until January 8, 2024. As the Mayor, William W. Dickinson, Jr. serves as the Chief Executive Officer for the Town of Wallingford and on _____, 2022, had both the authority and the office to sign on behalf of the Town of Wallingford a Grant Agreement and Conservation and Public Recreation Easement and Agreement for financial assistance to purchase permanent interest in land under the Open Space and Watershed Land Acquisition Program.

Dated at Wallingford, Connecticut this _____ day of _____, 2022.

SEAL

Deborah McKiernan
Town Clerk
Town of Wallingford



Town of Wallingford, Connecticut

RICHARD HENDERSHOT
DIRECTOR

39,

DEPARTMENT OF PUBLIC UTILITIES
100 JOHN STREET
WALLINGFORD, CONNECTICUT 06492

TELEPHONE 203-284-4016
FAX 203-294-2267

MEMORANDUM

TO: PUC

FROM: Rick Hendershot

DATE: June 16, 2022

SUBJECT: Proposed Bid Waiver for the Electric Division

Please find attached a memorandum, dated June 15, to me from WED General Manager Tony Buccheri. In this memo, Mr. Buccheri requests that TRC Companies, Inc. (TRC) be added to the WED's list of firms approved for a bid waiver in fiscal 2022 – 2023. As Tony's memo describes, TRC is uniquely positioned and qualified to provide a specific Energy Efficiency program that the WED wishes to make available to its residential customers. I concur with Tony's request, as described in the attached memo, and ask that the PUC make a motion to endorse this request. With that endorsement in hand, Tony and I will then seek Town Council authorization for a bid waiver with TRC, for the provision of an upstream lighting program as described.

Thank you for your consideration of this request, and please let either Tony, Don Mauritz (WED Energy Efficiency and Conservation Specialist) or myself know if there are any questions or if more information is needed.

Rick Hendershot

RAH/mlb

Attachment

- c. Tony Buccheri
- Don Mauritz

ITEM NO. 7-1

PUC AGENDA 6/21/22



Town of Wallingford, Connecticut

Fax Sal Purchasing
TONY BUCCHERI
GENERAL MANAGER

DEPARTMENT OF PUBLIC UTILITIES
100 JOHN STREET
WALLINGFORD, CONNECTICUT 06492

TELEPHONE 203-294-2265
FAX 203-294-2267

MEMORANDUM

To: Rick Hendershot, Director of Public Utilities

From: Tony Buccheri, General Manager

Date: June 15, 2022

Subject: Electric Division Bid Waiver Request for Fiscal Year 2022-2023

The WED wishes to add TRC Companies, Inc. (TRC) to the Divisions Bid Waiver List. TRC is an engineering firm that supports energy efficiency programs for electric utilities throughout the northeast. TRC's Advanced Energy Programs group has implemented an upstream lighting program with over 100 retailers in Connecticut to promote and distribute energy efficient lighting products for Eversource and United Illuminating. WED wishes to work with TRC to set up agreements with three retailers in Wallingford to provide Point-of-Purchase discounts for LED light bulbs as well as promotional materials, sales training and program reporting. Participating in the upstream lighting program is needed to help WED meet its Energy Conservation and Load Management (ECLMF) goals.

In the past WED worked with CLEAResults Consulting and then Lockheed Martin Distributed Energy Solutions to coordinate, monitor and market a Negotiated Purchase Agreement for CFLs and LEDs at participating retailers in WED's service territory. Both of these companies were on the Bid Waiver List when providing this service. In 2020 Lockheed Martin Distributed Energy Solutions Business was acquired by TRC. Since Lockheed Martin was no longer coordinating the Cooperative Purchase Agreement, nor responding to correspondences from WED they were removed from the Bid Waiver List in 2020.

Due to TRC's experience implementing upstream lighting programs throughout Connecticut they are uniquely qualified to provide this service for WED. In addition, it is advantageous for WED to use program infrastructure developed for other electric utilities in CT when implementing energy efficiency programs such as upstream lighting. Since TRC is the only firm in the state doing upstream lighting programs there are no other local alternative from which WED can obtain these services.

Please let me know if there are any questions on the WED's Bid Waiver Request.



Tony Buccheri, General Manager

TB/mhl
Enclosure

ITEM NO. 7-2
PUC AGENDA 6/21/22

TOWN OF WALLINGFORD, CONNECTICUT
SPECIAL TOWN COUNCIL MEETING

**TUESDAY
MAY 3, 2022
6:30 P.M.
FY 2021-2022 BUDGET**

RECORD OF VOTES & MINUTES

The Special Town Council Meeting on Tuesday, May 3, 2022 was called to order at 6:30 p.m. Councilors in attendance were Autumn Allinson, Samuel Carmody, Craig Fishbein, Thomas Laffin, Joseph A. Marrone, III, Christina Tatta, Vincent F. Testa, Jr., Jason Zandri and Chairman Vincent Cervoni. Mayor William W. Dickinson, Jr. and Comptroller Tim Sena were also present.

1. Moment of Silence
2. Pledge of Allegiance and Roll Call
3. Discussion and possible action on amendments to the Town of Wallingford Budget for FY 2022-2023.

MOTION WAS MADE TO:

- A. REDUCE THE CONTINGENCY LINE OF GENERAL GOVERNMENT - LINE 58820-BY \$100,000.**
- B. REDUCE THE CONTINGENCY LINE OF BOE – OBJECT CODE 100 - BY \$250,000.**
- C. INCREASE THE APPROPRIATED AMOUNT FROM RESERVES/AUDITED FUND BALANCE BY \$1.5 MILLION.**
- D. FUND ATTACHED LIST OF CAPITAL ITEMS TOTALING \$838,727 FROM ARPA FUNDING AND REDUCE CORRESPONDING BUDGET LINES BY SAME AMOUNTS.**
- E. REDUCE AMOUNT OF LINE 59232 (XFER TO CAP & NON RECUR FUND OF ELECTRIC DIV PILOT) BY \$220,000 AND INCREASE CAP & NON REVENUES LINE BY \$220,000 OF ARPA FUNDS TO FUND DOOLITE BASKETBALL COURT REPLACEMENT AND SCOW/STEM COURTYARD**

**TOTAL REDUCTION ; \$2,908,727
TOTAL NEEDED TO ZERO TAXES, PER COMPTROLLER = \$2,351,423
(DIFFERENCE OF \$557,304)**

**MADE BY: TATTA
SECONDED BY: ZANDRI**

There was discussion.

**COUNCILOR MARRONE CALLS THE QUESTION
COUNCILOR TESTA SECONDS.**

ROLL CALL VOTE:

**ALLINSON: YES TATTA: NO
CARMODY: YES TESTA: YES
FISHBEIN: YES ZANDRI: NO
LAFFIN: YES CERVONI: YES
MARRONE: YES
7 -AYE
2-NAY
MOTION: PASSED**

VOTE ON MOTION

ROLL CALL VOTE:

**ALLINSON: NO TATTA: YES
CARMODY: YES TESTA: YES
FISHBEIN: YES ZANDRI: YES
LAFFIN: NO CERVONI: NO
MARRONE: YES
6 -AYE
3-NAY
MOTION: PASSED**

MOTION WAS MADE TO REDUCE THE FIRE DEPARTMENT SALARY LINE BY \$65,788 AND PUT INTO CONTINGENCY AND TAKE \$50,000 FROM CAP/NON TO HIRE A CONSULTANT TO DO STUDY FOR FIRE DEPARTMENT.

**MADE BY: MARRONE
SECONDED BY: FISHBEIN**

MOTION TO AMEND TO TAKE \$65,788 OUT OF FIRE DEPARTMENT SALARY LINE AND CREATE ANOTHER LINE IN FIRE DEPARTMENT BUDGET.

**MADE BY: MARRONE
SECONDED BY: FISHBEIN**

MOTION TO AMEND TO TAKE \$50,000 OUT OF FIRE DEPARTMENT SALARY LINE AND CREATE ANOTHER LINE IN FIRE DEPARTMENT BUDGET FOR STUDY.

**MADE BY: MARRONE
SECONDED BY: FISHBEIN**

MOTION WAS WITHDRAWN BY COUNCILOR MARRONE

MOTION WAS MADE FOR ON CALL PAY OF \$16,900 SO IT WOULD INCREASE TAXES CURRENT BY \$16,900 AND INCREASE BUILDING OTHER PAY BY \$16,900 AND HAS NO EFFECT ON THE MILL RATE.

**MADE BY: LAFFIN
SECONDED BY: ALLINSON**

ROLL CALL VOTE:

**ALLINSON: YES TATTA: YES
CARMODY: YES TESTA: YES
FISHBEIN: YES ZANDRI: YES
LAFFIN: YES CERVONI: YES
MARRONE: YES**

9 -AYE

MOTION: PASSED

MOTION TO ADJOURN

**MADE BY: FISHBEIN
SECONDED BY: ALLINSON**

The meeting was adjourned at 8:45 p.m.

Respectfully submitted,

Lisa Moss
Council Staff
Meeting digitally recorded

RECEIVED FOR RECORD 5-6-22
AT 11:25 a.m. **AND RECEIVED BY**
Deborah McKernan **TOWN CLERK**

Vincent Cervoni, Chairman

Date

Deborah McKiernan Town Clerk

Date

Capital Expenditures Allocated to Tax Dollars			Unfunded Items		
Police	Police cruisers	\$170,000.00	Fire Dept	Cardio Stair Machine	\$3,500.00
	Cruiser modems	\$75,500.00			
Fire Dept	CFHQ Bldg Maintenance	\$30,000.00			
	Unication Digital Pagers	\$6,000.00			
	Kitchen Appliance	\$2,500.00			
	Portable Radios	\$33,000.00			
	Temporal Thermometers	\$5,200.00			
	Stair Chair Pro	\$7,500.00			
	EXL Scoop Stretcher	\$3,000.00			
	Primary ALS Gear Bag	\$4,750.00			
	Secondary ALS Gear Bag	\$3,350.00			
	BLS First In Backpacks	\$3,100.00			
	Fire Prevention SUV	\$35,000.00			
	Fire Safety Code Books	\$1,950.00			
	Cordless Tripod Light	\$1,572.00			
	Fire Investigation PPE	\$7,272.00			
	Fire Hose	\$6,730.00			
	Lightweight HI-Rise Hose	\$3,158.00			
	Quick Guns	\$4,700.00			
	Infusion Medication Pumps	\$5,000.00			
	Heavy Duty Recliners	\$5,000.00			
	Thermal Imaging Cameras	\$7,000.00			
	Extraction Cutter	\$18,247.00			
	Extraction Spreader	\$13,517.00			
	Extraction Ram	\$16,258.00			
	Paratech Struts	\$12,000.00			
	Technical Rescue Equipment	\$5,000.00			
	Stokes Stretcher	\$1,349.00			
	Hand Tools	\$800.00			
	Gear Drying Rack	\$3,000.00			
	Gear Washing Machine	\$3,500.00			
	iPads	\$5,000.00			
	Multi-function Printer	\$850.00			
	CAD Displays w/ Processors	\$4,300.00			
	Rescue Training Mannequin	\$2,000.00			
	Dishwasher	\$1,450.00			
	PPE - Volunteers	\$30,000.00			
Recreation	Picnic Tables	\$15,374.00			
	Park Signs	\$7,800.00			
Public Works	Loader Plow 12'	\$15,000.00			
	Pavement Roller	\$80,000.00			
	4X4 Pickup 1	\$45,000.00			
	4X4 Pickup 2	\$45,000.00			
	Dual Wheel Utility Body	\$80,000.00			
	Tilt Deck Trailer	\$12,000.00			
	Total	\$838,727.00			

TOWN OF WALLINGFORD, CONNECTICUT
TOWN COUNCIL MEETING

**TUESDAY
MAY 10, 2022
6:30 P.M.**

RECORD OF VOTES & MINUTES

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1. Moment of Silence
2. Pledge of Allegiance and Roll Call
 - 3a. Consider and approve Tax Refunds totaling \$5,694.06 (#1020-#1055)
Acct. #1001001- 41020 - Tax Collector
 - 3b. Consider and approve Suspense List – Tax Dept.
 - 3c. Consider and approve request from First Congregational Church to use Parade Grounds in front of Church on Sunday, June 19th from 9:00 a.m. to 1:00 p.m. – Chairman Cervoni
 - 3d. Acceptance of FBI Safe Streets/Violent Crimes Taskforce overtime reimbursement funds and consider and approve Appropriation of funds in the amount of \$294 to Misc. Revenue, Acct. #1009052-47040 and to Acct. #10020050-51400 – Police Dept.
 - 3e. Acceptance of FBI Safe Streets/Violent Crimes Taskforce overtime reimbursement funds and consider and approve Appropriation of funds in the amount of \$294 to Misc. Revenue, Acct. #1009052-47040 and to Police Overtime, Acct. #10020050-51400 – Police Dept.
 - 3f. Acceptance of 2021/22 Comprehensive DUI Enforcement Program grant and consider and approve Appropriation of funds in the amount of \$9,360 to Revenue Highway Safety, Acct. #1002001-45208 and to Police Overtime, Acct.#10020050 -51400 – Police Dept.
 - 3g. Acceptance of Donation from “The Pit Stop” and consider and approve Appropriation of funds in the amount of \$200 to Revenue Donations – Police, Acct. #2502002-47152 and to Expense Donations-Police, Acct. #25020050-58830-10135 – Police Dept.
 - 3h. Acceptance of Donation from “The Pit Stop” and consider and approve Appropriation of funds in the amount of \$100 to Revenue Donations-Police, Acct. #2502002-47152 and to Expense Donations-Police, Acct. #25020050-58830-10135 – Police Dept.

- 3i. Acceptance of Donation from Bianca Flores “The Pit Stop” and consider and approve Appropriation of funds in the amount of \$366 to Revenue Donations- Police, Acct. #2502002-47152 and to Expense Donations-Police, Acct. #25020050-58830-10135 – Police Dept.
- 3j. Acceptance of Donation from Mr. and Mrs. James Chieppo and consider and approve Appropriation of funds in the amount of \$500 to Revenue Donations – Police, Acct. #2502002-47152 and to Expense Donations - Police, Acct. #25020050-58830-10135 – Police Dept.
- 3k. Acceptance of Donation from Rohm America and consider and approve Appropriation of funds in the amount of \$2,000 to Revenue Donations - Police, Acct. #2502002-47152 and to Expense Donations-Police, Acct. #25020050-58830-10135 – Police Dept.
- 3l. Consider and approve a Transfer in the amount of \$15,000 from Transmission-Maintenance of Station Equip., Acct. #570 to Transmission-Operations Station Expenses, Acct. #562 – Electric Div.
- 3m. Consider and approve a Transfer in the amount of \$25,000 from Distribution-Maintenance of Station Equip., Acct. #592 to Distribution-Operations Station Expenses, Acct. #582 – Electric Div.
- 3n. Consider and approve a Transfer in the amount of \$20,000 from Distribution-Operation-Meter Expenses, Acct. #586 to Distribution-Operation-Customer Installation Exp., Acct. #587 – Electric Div.
- 3o. Consider and approve a Transfer in the amount of \$60,000 from Distribution-Operation-Underground Line Exp., Acct. #584 to Distribution-Maintenance of Overhead Lines, Acct. #593 – Electric Div.
- 3p. Consider and approve Appropriation of funds in the amount of \$24,650 from Appropriation from Cash to Chemical Expenses – Aluminum Sulfate and Polymer For Tertiary Phosphorus Treatment, Acct. #461-00641 – Sewer Div.
- 3q. Consider and approve a Transfer in the amount of \$97,443 from New Debt Financing, Acct. #10070050-58920 to Debt-Interest Expense, Acct. #10070050-58915 – Comptroller
- 3r. Consider and approve a Transfer in the amount of \$616 from Office Expenses & Supply, Acct. #10010400-56100 to Capital-Office Chair, Acct. #10010400-57000-TBD – Comptroller
- 3s. Consider and approve a Transfer in the amount of \$5,000 from Utilities, Acct. #10030000-53010 to Maintenance of Equipment, Acct. #10030000-54325 – Public Works
- 3t. Consider and approve a Transfer in the amount of \$5,000 from Comm. Mental Health, Acct. #10040100-56709 to Youth Projects, Acct. #10040100-58272 – Y&SS

- 3u. Acceptance of donation from "Pavilion of Hope" and consider and approve Appropriation of funds in the amount of \$300 from Revenue, Acct. #2505002-47152 to Donations Parks & Recreation, Acct. #25050050-58830-10174 - Recreation
- 3v. Consider and approve a Transfer in the amount of \$650 from Operating Expenses, Acct. #10050050-58735 to Capital, Acct. #TBD - Recreation
- 3w. Consider and approve a Transfer in the amount of \$2,163 from Reg. Salaries & Wages, Acct. #10050050-51000 to Capital Doolittle Park Shade Replacement, Acct. #10050050-57000-01043 - Recreation
- 3x. Acceptance of Donation from Rohm and consider and approve Appropriation of funds in the amount of \$2,000 from MRC 2022, Acct. #2504002-47152 and to MRC 2022, Acct. #25040050-58830-TBD – Health Dept.
- 3y. Acceptance of Donation from Rohm and consider and approve Appropriation of funds in the amount of \$2,000 from Miscellaneous, Acct. #2502002-47152 to Miscellaneous Donations, Acct. #25020150-58830-TBD – Fire Dept.
- 3z. Consider and approve a Transfer in the amount of \$200 from Emergency Management Maintenance of Equipment, Acct. #10010800-54325 to Emergency Management Telephone, Acct. #10010800-53000 – Fire Dept.
- 3aa. Consider and approve Appointment of Robert Gross as an Alternate to the Zoning Board of Appeals replacing a vacancy which expires January 8, 2024 – Chairman Cervoni
- 3bb. Approve Town Council Minutes of April 12, 2022 and Special Town Council FY 2022-2023 Budget Minutes of April 12, 2022.

MOTION WAS MADE TO APPROVE CONSENT AGENDA ITEMS 3a.-3bb.

**MADE BY: LAFFIN
SECONDED BY: FISHBEIN
VOTE: ALL AYE
MOTION: PASSED**

4. **Items Removed from the Consent Agenda- None**

5. **PUBLIC QUESTION & ANSWER PERIOD**

Bob Gross, Long Hill Road, feels a few hundred thousand dollars from ARPA funds should be used to compensate police officers, Public Works, Fire Department, and Town Clerk's office for coming into work during pandemic.

Mr. Gross inquired about Police Department web page and the Mayor said it's nearing completion.

6. Adoption of FY 2022-2023 Annual Budget.

TOWN OF WALLINGFORD
Annual Budget Adoption – Council Motions (based on motions approved 5/3/2022)
For the Fiscal Year Beginning JULY 1, 2022

I. Councilmember : TATTA

MOVED: TO ADOPT THE TOTAL GENERAL FUND REVENUE BUDGET OF \$179,311,265, PER THE CHANGES MADE TO THE MAYOR'S PROPOSED BUDGET ON THE ATTACHED RECONCILIATION DETAIL SHEET, FOR THE FISCAL YEAR BEGINNING JULY 1, 2022.

Councilmember: TESTA

seconded the motion.

Councilor Laffin stated he would love to have zero increase and to lower taxes and noted he is not comfortable with this budget.

Councilor Carmody stated this has been an eye opening process and no easy task. He stated this budget will provide some relief and he is in support of this budget.

Councilor Zandri echoes Councilor Carmody's comments and would like to see this budget pass. He also stated that he is proud of the effort the Town Council made.

Councilor Marrone stated the Mayor has certain standards and the adjustments we made work within the Mayor's parameter.

Councilor Allison does not support this budget and would like to see another plan.

Councilor Testa doesn't think anything being proposed is alarming and stated he is in favor of this budget.

Councilor Fishbein thanked Councilor Tatta. He also stated he objected to the \$30,000 we pay to be members of CCM and suggested possibly hiring our own lobbyist as Electric Division does.

Debbie Gross, Long Hill Road, thanked Councilor Tatta and stated it's nice to see six of you thinking about 45,000 of us.

Maria Harlow stated she has a tremendous amount of respect for all Councilors. She said it's heartbreaking to see taking \$8 million from ARPA funds. She went on to say the purpose is to help people that are struggling and remarked we have this one opportunity. Ms. Harlow urges the Councilors to reconsider.

Riley O'Connell commends the Town Council for this effort.

Councilor Zandri brought up inflation and remarked the value of a dollar has deflated. He feels this is the right thing to do, invest in the town, best way to prepare for inflation costs. He feels this is a huge step in the right direction.

Mr. Gross feels by waiting on the pool we're going to get hammered. He stated bond rating won't matter it will end up costing a lot more money.

Mr. Gross asked Mr. Sena about the \$192,000 self-insurance fund. Mr. Sena indicated he does not have that information and noted that is not on the agenda.

Councilor Zandri stated this is an exercise the Mayor started and we augmented and every action we do with ARPA funds helps every person in this town.

Councilor Allinson stated the average property value is \$190,278 and that a lot of properties are valued more and some valued less.

Councilor Tatta stated \$190,278 is the average assessed value.

Chairman Cervoni stated taxes are based on 70% of appraised value.

Councilor Tatta stated what we have before us is certainly not my plan but is a good product, not perfect, but a good compromise. She went on to state the Mayor's budget is a wonderful starting point.

ROLL CALL VOTE:

ALLINSON:	NO	TATTA:	YES
CARMODY:	YES	TESTA:	YES
FISHBEIN:	YES	ZANDRI:	YES
LAFFIN:	NO	CERVONI:	NO
MARRONE:	YES		
6-AYE			
3-NAY			
MOTION:	PASSED		

II. Councilmember : TATTA

MOVED: TO ADOPT THE TOTAL GENERAL FUND EXPENDITURE BUDGET OF \$ 179,311,265, PER THE CHANGES MADE TO THE MAYOR'S PROPOSED BUDGET ON THE ATTACHED RECONCILIATION DETAIL SHEET, FOR THE FISCAL YEAR BEGINNING JULY 1, 2022.

Councilmember: ZANDRI seconded the motion.

ROLL CALL VOTE:

ALLINSON:	NO	TATTA:	YES
CARMODY:	YES	TESTA:	YES
FISHBEIN:	YES	ZANDRI:	YES
LAFFIN:	NO	CERVONI:	NO
MARRONE:	YES		
6-AYE			
3-NAY			
MOTION:	PASSED		

III. Councilmember: TATTA

MOVED: ESTABLISH THE PROPERTY TAX RATE FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 AT 28.39 MILLS.

REAL ESTATE AND PERSONAL PROPERTY TAXES IN EXCESS OF \$100 SHALL BE MADE IN TWO INSTALLMENTS. THE FIRST OF WHICH IS DUE JULY 1, 2022, PAYABLE ON OR BEFORE AUGUST 1, 2022. THE SECOND INSTALLMENT SHALL BE DUE JANUARY 1, 2023, PAYABLE ON OR BEFORE FEBRUARY 1, 2023. REAL ESTATE AND PERSONAL PROPERTY TAXES OF \$100 OR LESS SHALL BE PAID IN ONE INSTALLMENT DUE JULY 1, 2022 AND PAYABLE ON OR BEFORE AUGUST 1, 2022 AS PROVIDED BY CONNECTICUT STATUTE, CHAPTER 204, SECTION 12-144.

MOTOR VEHICLE TAXES SHALL BE MADE IN ONE INSTALLMENT DUE JULY 1, 2022 AND PAYABLE ON OR BEFORE AUGUST 1, 2022 AS PROVIDED BY CONNECTICUT GENERAL STATUTE, CHAPTER 204, SECTION 12-144A. DELINQUENT MOTOR VEHICLE TAXES SHALL BE PAID ONLY IN CASH OR BY CERTIFIED CHECK OR MONEY ORDER AS PROVIDED BY CONNECTICUT GENERAL STATUTE, CHAPTER 204, SECTION 12-146.

PROPERTY TAXES IN AN AMOUNT OF LESS THAN FIVE DOLLARS SHALL BE WAIVED. CHECKS IN PAYMENT OF PROPERTY TAXES WHICH HAVE BEEN RETURNED BY THE BANK SHALL BE SUBJECT TO A THIRTY FIVE DOLLAR (\$35.00) FEE.

Councilmember: FISHBEIN

seconded the motion.

ROLL CALL VOTE:

ALLINSON: NO	TATTA: YES
CARMODY: YES	TESTA: YES
FISHBEIN: YES	ZANDRI: YES
LAFFIN: NO	CERVONI: NO
MARRONE: YES	

6-AYE

3-NAY

MOTION: PASSED

IV. Councilmember: TATTA

MOVED: TO ADOPT THE BUDGETS OF THE DIVISIONS OF THE DEPARTMENT OF PUBLIC UTILITIES FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 AS HEREIN STATED:

Electric Enterprise Fund

Operating Revenues	<u>\$72,170,905</u>
Operating Expenses	<u>\$72,495,854</u>
Operating Income (Loss)	<u>\$ (324,949)</u>
Non-Operating Revenue	<u>\$ 2,603,241</u>
Non-Operating Expenses	<u>\$ 150,508</u>
Net Income Before Operating Transfers In (Out)	<u>\$ 2,127,784</u>
Operating Transfers (Out)	<u>(\$1,762,362)</u>
Net Income (Loss)	<u>\$ 365,422</u>
Working Capital: Sources of Funds	<u>\$ 5,861,065</u>
Working Capital: Use of Funds	<u>\$ 5,861,065</u>
Re-appropriation of Prior Years Capital Items	<u>\$ 3,248,047</u>

Water Enterprise Fund

Operating Revenues	<u>\$ 6,908,902</u>
Operating Expenses	<u>\$ 8,390,231</u>
Operating Income (Loss)	<u>\$ (1,481,329)</u>
Non-Operating Revenue	<u>\$ 164,700</u>
Non-Operating Expenses	<u>\$ 64,100</u>
Net Income (Loss)	<u>\$ (1,380,729)</u>
Working Capital: Sources of Funds	<u>\$ 2,269,581</u>
Working Capital: Use of Funds	<u>\$ 2,269,581</u>
Re-appropriation of Prior Years Capital Items	<u>\$ 120,000</u>

Sewer Enterprise Fund

Operating Revenues	<u>\$ 8,151,414</u>
Operating Expenses	<u>\$ 10,642,572</u>
Operating Income (Loss)	<u>\$ (2,491,158)</u>
Non-Operating Revenue	<u>\$ 385,174</u>
Non-Operating Expenses	<u>\$ 989,117</u>
Net Income (Loss)	<u>\$ (3,095,101)</u>
Working Capital: Sources of Funds	<u>\$ 1,639,650</u>
Working Capital: Use of Funds	<u>\$ 1,639,650</u>
Re-appropriation of Prior Years Capital Items	<u>\$ 481,348</u>

Councilmember: FISHBEIN

seconded the motion.

ROLL CALL VOTE:

ALLINSON: YES	TATTA: YES
CARMODY: YES	TESTA: YES
FISHBEIN: YES	ZANDRI: YES
LAFFIN: YES	CERVONI: YES
MARRONE: YES	
9-AYE	
MOTION: PASSED	

V. Councilmember: TATTA

MOVED: TO ADOPT THE BUDGET OF THE CAPITAL AND NON-RECURRING EXPENDITURES FUND FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 IN THE AMOUNT OF \$1,542,362 REVENUES, PER THE CHANGES MADE TO THE MAYOR'S PROPOSED BUDGET ON THE ATTACHED RECONCILIATION DETAIL SHEET, AND \$1,542,362 EXPENDITURES.

Councilmember: FISHBEIN

seconded the motion.

ROLL CALL VOTE:

ALLINSON: YES	TATTA: YES
CARMODY: YES	TESTA: YES
FISHBEIN: YES	ZANDRI: YES
LAFFIN: YES	CERVONI: NO
MARRONE: YES	
8-AYE	
1-NAY	
MOTION: PASSED	

VI. Councilmember: TATTA

FINALIZED BUDGET. TWO TO BE FILED WITH THE TOWN CLERK AND ONE TO BE PLACED ON FILE IN THE WALLINGFORD PUBLIC LIBRARY.

Councilmember: FISHBEIN

seconded the motion.

ROLL CALL VOTE:

ALLINSON: YES	TATTA: YES
CARMODY: YES	TESTA: YES
FISHBEIN: YES	ZANDRI: YES
LAFFIN: YES	CERVONI: NO
MARRONE: YES	
8-AYE	
1-NAY	
MOTION: PASSED	

7. Discussion and possible action regarding finalizing ARPA Applications – Councilor Laffin

MOTION TO AMEND TO INCLUDE BUILDING WALLINGFORD AND NON-PROFIT ARPA GRANT ASSISTANCE PROGRAM APPLICATIONS WITH APRIL 12TH MEETING PACKET.

MADE BY: LAFFIN

SECONDED BY: ALLINSON

Attorney Small presented her mark-ups to ARPA applications for Council review.

There was discussion with Councilors and Attorney Small.

Councilor Fishbein stated we specifically voted on “forward looking” projects and he has problems with subcommittee.

Attorney Small stated you are going to have to define “forward looking” and questioned if Council wants to use applications at all.

Mayor expressed concern about “forward looking” and stated we’ve got to know what the losses were.

Councilor Carmody stated he doesn’t think we should give money to businesses just because they lost money; we need to know what they are going to do with the money.

Councilor Testa stated he doesn’t want to see us replacing people’s bank accounts and there are multiple programs that provide for lost incomes.

Councilor Fishbein asked where Mr. Reagan was and Chairman Cervoni stated Mr. Reagan intended to be with us tonight but was unable to. Councilor Fishbein feels we should have some faith in him to put together this document. Attorney Small stated Mr. Reagan did work with these applications and noted that it’s his work product too. She then made comments and edits.

The Mayor suggested language “allow your business to continue”.

Councilor Allinson suggested asking “what do you need for your business to stay open?” and ask open ended questions.

Councilor Carmody stated grants should be project oriented.

Councilor Tatta suggested discussing with Mr. Reagan what other towns used and to send us five examples. She went on to say her issue is that grants will be awarded based upon who is evaluating application and she is not supportive of any application unless rubric is established.

Councilor Laffin doesn't agree with dollar amount cap and he is in favor of moving forward with the draft.

Councilor Testa stated he does not view the non-profit and private businesses equally in terms of reimbursement. He stated organizations taking care of neediest took a big hit and still had to operate with clients needing their services more than ever. Councilor Testa stated he does not think applications for non-profits should be project driven.

Councilor Fishbein has concerns with what Councilor Testa brought up and what ARPA would be paying for.

Councilor Marrone stated philosophically he is where Councilor Tatta is and is not ready to vote.

Tim Ryan, EDC, remarked we are close and very much on the same page. He stated we are not looking to replenish someone's bank account. He urged Council not to support dollar cap and to control cap from committee standpoint. He stated application is not a guarantee of who will get money.

Maria Harlow suggested using non-profit application for businesses. She agrees with Councilor Tatta that the application needs tweaking. She thanked Councilor Testa for worrying about loss of revenue for non-profits and recommends using same application for businesses and non-profits.

Joe Mirra, EDC, stated that grants for non-profits and block grants for small businesses come from hard-working people paying taxes. He said we should look at ARPA funds as an investment in town and application process is not a guaranteed process. Mr. Mirra noted \$7 million to pool gets fuzzy for small businesses.

Ken Welch, Coalition, stated it is frustrating to watch Council talk about this over and over, it's time to move on and noted need is growing every day.

Riley O'Connell remarked this is ARPA Rescue Plan not business rescue plan. He feels we should help the community get back on its feet as a whole. He stated non-profits are most active members of our community and need to establish 100% of non-profits needs are met. He agrees with Councilor Testa this is where we can have the largest impact.

Ms. Gross agrees with caps and stated community projects affect everyone, ball fields are in terrible condition, community pool, etc. and that's what's really important.

Adriana Rodrigues, SCOW, stated her job is to listen to the community and that they are experts and make an impact. She urges Council to remember who needs help the most and stated we need you to support us.

There was further discussion between Attorney Small and Councilor Fishbein.

ROLL CALL VOTE:

ALLINSON:	YES	TATTA:	NO
CARMODY:	NO	TESTA:	NO
FISHBEIN:	NO	ZANDRI:	NO
LAFFIN:	YES	CERVONI:	YES
MARRONE:	NO		
3-AYE			
6-NAY			
MOTION:	FAILED		

8. Discussion and possible action regarding the use of \$7 million in ARPA funds to add to the presently held funds to complete the Community Pool Project – Councilor Zandri

MOTION WAS MADE TO USE \$7 MILLION IN ARPA FUNDS ADDED TO PRESENTLY HELD FUNDS TO COMPLETE COMMUNITY POOL PROJECT.

MADE BY: ZANDRI
SECONDED BY: TATTA

MOTION TO MODIFY TO USE \$5 MILLION IN ARPA FUNDS ADDED TO PRESENTLY HELD FUNDS TO COMPLETE COMMUNITY POOL PROJECT.

MADE BY: ZANDRI
SECONDED BY: TATTA

The Mayor stated the pool is not in any condition to repair.

Councilor Tatta stated she is not opposed to this and noted a lot of people want the pool. She questions the dollar amount.

Councilor Testa asked if we can force it to be done and if all money for community project will be used for this one thing.

The Mayor stated at the very least, we need to know what applications determine and he does not feel bidding of the pool comes first.

Councilor Marrone said he is in the same quandary Councilor Testa is in, he likes the pool and doesn't want to abandon the pool.

Councilor Laffin doesn't think this is the last chance to get pool done and remarked we can't pull the trigger without the executive branch. He stated it would be easy to bond the project and he is opposed to this.

Councilor Fishbein stated he is frustrated but not discouraged. He went on to say the pool was planned prior to the pandemic and it should be completed. He feels we should put bid back out there. He stated he is in support of this motion.

The Mayor said talk about values, read the description of what ARPA funds are for - the effects of COVID, shutting down of businesses, problems government created.

Councilor Zandri said he has identified what other towns spend ARPA funds on. He went on to say we voted 5 to 4 to do pool and the Mayor vetoed it, now it costs more. He stated there is always a reason we can't do it. He does not believe we will ever have the opportunity to open the pool.

Riley O'Connell stated he values what he saw tonight, democrats and republicans supporting the community. He went on to say there are countless members of the community who can use the pool including children and the elderly. He feels this is the last chance.

VOTE ON AMENDMENT:

ROLL CALL VOTE:

ALLINSON: NO	TATTA: YES
CARMODY: YES	TESTA: YES
FISHBEIN: YES	ZANDRI: YES
LAFFIN: NO	CERVONI: NO
MARRONE: YES	

6-AYE

3-NAY

MOTION: PASSED

The meeting was adjourned at 10:30 p.m.

Respectfully submitted,

Lisa Moss
Council Staff
Meeting digitally recorded

Vincent Cervoni, Chairman

Date

Deborah McKiernan Town Clerk

Date

RECEIVED FOR RECORD _____
AT _____ AND RECEIVED BY
_____ TOWN CLERK

RECEIVED FOR RECORD 5-16-22
AT 4:10 P.M. AND RECEIVED BY
Deborah McKiernan TOWN CLERK

3h,

**TOWN OF WALLINGFORD, CONNECTICUT
TOWN COUNCIL MEETING**

**TUESDAY
May 24, 2022
6:30 P.M.**

RECORD OF VOTES & MINUTES

The Town Council Meeting on Tuesday, May 24, 2022 was called to order at 6:31 p.m. There was a moment of silence and the Pledge of Allegiance was said. Councilors in attendance were Autumn Allinson, Samuel Carmody, Craig Fishbein, Thomas Laffin, Joseph A. Marrone, III, Christina Tatta, Vincent Testa, Jason and Chairman Vincent Cervoni. Mayor William W. Dickinson, Jr., Town Attorney Gerald E. Farrell, Sr. and Comptroller Tim Sena were also present.

- 3a. Consider and approve Tax Refunds totaling \$111,978.39 (#1056-#1115)
Acct. #1001001- 41020 - Tax Collector
- 3b. Acceptance of overtime funds for work on Federal Taskforce and consider and approve Appropriation of funds in the amount of \$519 to Misc. Revenue,
Acct. #1009052-47040 and to Police Overtime, Acct. #10020050-51400 – Police Dept.
- 3c. Acceptance of overtime funds for work on Federal Taskforce and consider and approve Appropriation of funds in the amount of \$703 to Misc. Revenue, Acct. #1009052-47040 and to Police Overtime, Acct. #10020050-51400 – Police Dept.
- 3d. Acceptance of (2) Reflex Student Guardian violation funds and consider and approve Appropriation of funds in the amount of \$325 from Court Motor Vehicles Fines, Acct. #1002001-45124 to Police Operating Expense, Acct. #10020050-58735 – Police Dept.
- 3e. Consider and approve a Transfer in the amount of \$50,000 from Regular Salaries & Wages, Acct. #10020150-51000 to Replacement Pay, Acct. #10020150-51500 – Fire Dept.
- 3f. Consider and approve Budget Transfer in the amount of \$7,150 from Administrative-Injuries and Damages, Acct. #925 to Administrative-Property Insurance, Acct. #924 – Electric Div.
- 3g. Consider and approve Budget Appropriation of \$52,000 from Retained Earnings, Acct. #N/A to Various-Spreadsheet attached – Electric Div.
- 3h. Consider and approve a Transfer in the amount of \$259,889 from Contingency-Accrued Exp., Acct. #10019000-58821 to Various – (See Attached Accounts) – Comptroller
- 3i. Consider and approve a Transfer in the amount of \$500 from Regular Salaries & Wages, Acct. #10010650-51000 to Overtime, Acct. #10010650-51400 – Town Clerk
- 3j. Consider and approve a Transfer in the amount of \$3,817 – Town Clerk

- \$3,817 From: Regular Salaries & Wages Acct. #10010650-51000
- \$3553 To: Cap. Exp. – Server Acct. #10010650-57000-01059
\$ 264 To: Cap Exp. – Scanner Acct. #10010650-57000-01058
- 3k. Consider and approve a Transfer in the amount of \$2,500 from Office Expense & Supplies, Acct #10010650-56100 to Maintenance of Equipment, Acct. #10010650-54325 – Town Clerk
- 3l. Consider and approve a Transfer in the amount of \$6,000 – Human Resources
- \$4,000 From: Prof. Svcs.-Consulting Svcs. Acct. #10012000-56774
\$2,000 From: Prof. Svcs.-Labor/Grievances Acct. #10012000-56812
- \$6,000 To: Office Expense & Supplies Acct. #10012000-56100
- 3m. Consider and approve a Transfer in the amount of \$5,000 from Unemployment Insurance, Acct. #10012100-52970 to Professional Services, Employment Exams, Acct. #10012000-56728 – Human Resources
- 3n. Consider and approve Revised Job Description for Economic Development Specialist – Human Resources
- 3o. Consider and approve FY 2022-2023 Bid Waiver request for Animal Control - Mayor
- 3p. Consider and approve FY 2022-2023 Bid Waiver request for BOE - Mayor
- 3q. Consider and approve FY 2022-2023 Bid Waiver request for EDC - Mayor
- 3r. Consider and approve FY 2022-2023 Bid Waiver request for Engineering - Mayor
- 3s. Consider and approve FY 2022-2023 Bid Waiver request for Finance - Mayor
- 3t. Consider and approve FY 2022-2023 Bid Waiver request for Fire Dept. - Mayor
- 3u. Consider and approve FY 2022-2023 Bid Waiver request for Human Resources - Mayor
- 3v. Consider and approve FY 2022-2023 Bid Waiver request for Police Dept. - Mayor
- 3w. Consider and approve FY 2022-2023 Bid Waiver request for Public Works. - Mayor
- 3x. Consider and approve FY 2022-2023 Bid Waiver request for Town Attorney - Mayor
- 3y. Consider and approve FY 2022-2023 Bid Waiver request for Town Clerk - Mayor
- 3z. Consider and approve FY 2022-2023 Bid Waiver request for Utilities - PUC - Mayor

- 3aa. Consider and approve FY 2022-2023 Bid Waiver request for Utilities - Electric - Mayor
- 3bb. Consider and approve FY 2022-2023 Bid Waiver request for Utilities - Water/Sewer - Electric
- 3cc. Consider and approve FY 2022-23 Bid Waiver Request for Hardware Items, Executive Chevrolet/Dealer only OEM parts and service, Eversource, Frontier Telecommunications Service - Mayor
- 3dd. Approve Town Council Minutes of Special Town Council FY 2022-2023 Budget Meetings of April 14, 2022, April 19, 2022 and April 20, 2022.

MOTION WAS MADE TO APPROVE CONSENT AGENDA ITEMS 3a.-3dd.

MADE BY: LAFFIN
SECONDED BY: ALLINSON
VOTE: 6 AYE
FISHBEIN: NAY
ZANDRI: NAY
CARMODY: ABSTAIN
MOTION: PASSED

4. **Items Removed from the Consent Agenda: *None.***

5. **PUBLIC QUESTION & ANSWER PERIOD**

Bob Gross, Long Hill Road, asked if we are in the red or the black this year and Mr. Sena replied it's impossible to tell.

Mr. Gross feels the Mayor hasn't looked for ways to save money and remarked we are not unique. He went on to state if you don't override the veto then you are not putting citizens first.

6. Discussion and possible action on the Fire Department consultant – Councilor Marrone - ***Removed***

7. Discussion and possible action regarding finalizing ARPA Applications – Councilor Laffin - ***Removed***

8. Possible Item: Discussion and action regarding Mayoral Veto of 2022-2023 adopted budget – Mayor

Councilor Tatta referenced her Motion made at the prior Town Council meeting and talked about the cost difference between the two budgets.

There was lengthy discussion with regard to the budget.

MOTION WAS MADE TO OVERRIDE VETO ON 2022-2023 BUDGET.

MADE BY: TATTA
SECONDED BY: ZANDRI

There was discussion with Councilors, Mayor and Mr. Sena with regard to budget.

ROLL CALL VOTE:

ALLINSON: NO	TATTA: YES
CARMODY: YES	TESTA: YES
FISHBEIN: YES	ZANDRI: YES
LAFFIN: NO	CERVONI: NO
MARRONE: YES	
6-AYE	
3-NAY	
MOTION: FAILED	

9. Executive Session pursuant to CGS Section 1-225(f) and Section 1-200(6)(B) to discuss pending litigation in the matter of *Town of Wallingford v. Maria Davidson* – Law Dept.

MOTION WAS MADE TO MOVE INTO EXECUTIVE SESSION AT 8:44 P.M. to discuss pending litigation in the matter of *Town of Wallingford v. Maria Davidson*

MADE BY: LAFFIN
SECONDED BY: ALLINSON
VOTE: ALL AYE
MOTION: PASSED

MOTION WAS MADE TO MOVE OUT OF EXECUTIVE SESSION AT 8:50 P.M.

MADE BY: LAFFIN
SECONDED BY: ALLINSON
VOTE: ALL AYE
MOTION: PASSED

Time of Executive Session 8:44 p.m. to 8:50 p.m.

Attendance at Executive Session:

ALLINSON	MAYOR WILLIAM W. DICKINSON, JR.
CARMODY	TOWN ATTORNEY GERALD E. FARRELL, SR.
FISHBEIN	
LAFFIN	
MARRONE	
TATTA	
TESTA	
ZANDRI	
CERVONI	

10. Discussion and possible action regarding the matter of *Town of Wallingford v. Maria Davidson* as discussed in Executive Session – Law Dept.

MOTION WAS MADE TO SETTLE THE MATTER OF TOWN OF WALLINGFORD V. MARIA DAVIDSON AS DISCUSSED IN EXECUTIVE SESSION.

**MADE BY: LAFFIN
SECONDED BY: MARRONE
VOTE: ALL AYE
MOTION: PASSED**

The meeting was adjourned at 8:50 P.M.

Respectfully submitted,

Lisa Moss
Council Staff
Meeting digitally recorded

Vincent Cervoni, Chairman

Date

Deborah McKiernan, Town Clerk

Date

RECEIVED FOR RECORD 5-27-22
AT 3:30 p.m. AND RECEIVED BY
Deborah McKiernan TOWN CLERK

**TOWN OF WALLINGFORD, CONNECTICUT
TOWN COUNCIL MEETING**

**TUESDAY
June 14, 2022
6:30 P.M.**

RECORD OF VOTES AND MINUTES

The Town Council Meeting on Tuesday, June 14, 2022, was called to order at 6:30 p.m. There was a moment of silence and the Pledge of Allegiance was said. Councilors in attendance were, Autumn Allinson, Samuel Carmody, Craig Fishbein, Thomas Laffin, Joseph A. Marrone, III, Christina Tatta, Vincent F. Testa, Jason Zandri, and Chairman Vincent Cervoni. Mayor William W Dickinson, Jr., Corporate Counsel, Janis Small, and Controller Timothy Sena were also present.

- 1. Pledge of Allegiance
- 2. Roll Call

The Mayor and Town Council acknowledged the outstanding efforts of the Jubilee 350th Committee and Sponsors. Christine Mansfield and Bob Devaney were recognized as co-chairs. Mr. Mansfield spoke of the upcoming events. Ms. Mansfield recognized the four Founding Sponsors, JP Venoit from Masonicare, Alison Cady from Choate, Chris Ulbrich, and Jay Shay from Ulbrich Stainless Steel, and Record Journal. She thanked the 100 other sponsors, both individuals, and corporations. She recognized those in attendance including Hank Baum from Mutual Security Credit Union, Chris Shortell from Anthem, Bob Beaumont from the Historical Society, Tarn Granucci from Wallingford Magazine, Tara Knapp from Gaylord, and Liz Landau and Liz Davis from Wallingford Center Inc. The Steering Committee was recognized, including Bob Parisi, Joan Parisi, Liz Landow, Jonathan Judd, Rajan Doering, Tara Knapp, Bob Beaumont, Sean Doherty, and Marty Mansfield. The Directors were recognized. They thanked Mayor Dickinson for his support. They recognized Chief Ventura, Chief Czentnar, the Fire Marshall, the Town Hall Staff, and the Mayor's Office, Rob Baltramaitis, Water Department, Health Department, Legal Counsel, and Kurt Trieber for their dedication to making this celebration safe and successful. Chairman Cervoni thanked Mr. Devaney and Ms. Mansfield as well as all the sponsors and volunteers for their tireless efforts over the last 7 years to plan these events.

3. Consent Agenda

- 3a. Consider and approve Tax Refunds totaling \$32,792.60 (#1116-#1147)
Acct. #1001001-41020 – Tax Collector
- 3b. Merit Review (1) – Human Resources
- 3c. Acceptance of Donation from Charles Mendlestein and consider and approve Appropriation of funds in the amount of \$50 to Revenue Donations-Police, Acct. #2502002-47152 and to Expense Donations-Police, Acct. #25020050-58830-10135 - Police Dept.
- 3d. Consider and approve a Transfer in the amount of \$8,000 – Fire Dept.

\$8,000 From:	Operating Expenses	Acct. #10020150-58753
\$6,000 To:	Maintenance of Building	Acct. #10020150-54315

\$2,000 To: Continuing Education & Training Acct. #10020150-55700

- 3e. Consider and approve a Transfer in the amount of \$5,000 from Operating Expenses, Acct. #10020150-58735 to Purchased Services-Ambulance Billing, Acct. #10020150-56778 – Fire Dept.
- 3f. Acceptance of Donation and Consider and approve Appropriation of funds in the Amount of \$62 to Revenue, Acct. #2264002-47152 and to Expenditures, Acct. #22640150-58830 – Y&SS
- 3g. Consider and approve a Transfer in the amount of \$500 from Rental of Polling Places, Acct. #10010600-54420 to Election Expenses, Acct. #10010600-58705 – Registrars.
- 3h. Consider and approve a Transfer in the amount of \$1,500 from Continuing Education, Acct. #10010600-55700 to Office Expenses, Acct. #10010600-56100 – Registrars
- 3i. Consider and approve a Transfer in the amount of \$2,500 to Stores Equipment, Acct. #433-00393 from Tools, Shop and Garage Equipment, Acct. #433-00394 – Water Div.
- 3j. Consider and approve a Transfer in the amount of \$14,000 – Water Div.

\$14,000 To: Chemical Expenses Acct. #431-00641

\$8,000 From: Maintenance Water Treatment Equipment Acct. #431-00652

\$6,000 From: Meter Installation/Repairs Acct. #431-00663

- 3k. Consider and approve a Transfer in the amount of \$20,500 from Transmission-Maintenance of Station Equipment, Acct. #570 to Distribution-Operation Supervision & Engineering, Acct. #580 – Electric Div.
- 3l. Consider and approve a Transfer in the amount of \$8,000 from Transmission-Maintenance of Station Equipment, Acct. #570 to Transmission-Operations Load Dispatching, Acct. #561 – Electric Div.
- 3m. Consider and approve a Transfer in the amount of \$20,500 from Transmission-Maintenance of Station Equipment, Acct. #570 to Distribution-Operation Supervision & Engineering, Acct. #580 – Electric Div.
- 3n. Consider and approve a Transfer in the amount of \$11,000 from Transmission-Maintenance of Station Equipment, Acct. #570 to Distribution-Operation Overhead Line Expenses, Acct. #583 – Electric Div.
- 3o. Consider and approve a Transfer in the amount of \$7,000 from Transmission-Maintenance of Station Equipment, Acct. #570 to Distribution-Maint. Supervision & Engineering, Acct. #590 – Electric Div.
- 3p. Consider and approve a Transfer in the amount of \$24,000 from Transmission-Maintenance of Station Equipment, Acct. #570 to Administrative-Customer Records & Collections, Acct. #903 – Electric Div.

- 3q. Consider and Approve a Transfer in the amount of \$15,000 from Administrative-Meter Reading Expenses, Acct. #902 to Administrative-Maintenance of General Plant, Acct. #932 – Electric Div.
- 3r. Consider and approve a Transfer in the amount of \$53,000 from Distribution Plant-Meters, Acct. #370 to Distribution Plant-Poles, Towers, Fixtures, Acct. #364 – Electric Div.
- 3s. Consider and approve a Transfer in the amount of \$90,000 from Distribution Plant-Station Equipment, Acct. #362 to Distribution Plant-Overhead Conductors, Acct. #365 – Electric Div.
- 3t. Consider and approve a Transfer in the amount of \$23,000 from General Plant-Transportation Equipment, Acct. #392 to Distribution Plant-Leased Property on Customer Premises, Acct. #372 – Electric Div.
- 3u. Consider and approve a Transfer in the amount of \$105,000 – Elect. Div.
- | | | |
|-----------|--|------------|
| \$50,000 | From: Distribution Plant-Station Equipment | Acct. #362 |
| \$55,000 | From: General Plant-Transportation Equipment | Acct. #392 |
| \$105,000 | To: Distribution Plant-Street Lighting-Signal System | Acct. #373 |
- 3v. Consider and approve a Transfer in the amount of \$2,795 – Conservation Comm.
- | | | |
|---------|---------------------------------------|-----------------------|
| \$300 | From: Cont. Educ. & Training | Acct. #10011100-55700 |
| \$95 | From: Meetings, Seminars, Dues & Fees | Acct. #10011100-58810 |
| \$2,250 | From: Purch Services – Natural Res. | Acct. #10011100-56704 |
| \$150 | From: Transportation Expenses | Acct. #10011100-55110 |
| \$2,795 | To: Office Expenses & Supplies | Acct. #10011100-56100 |
- 3w. Consider and approve a Transfer in the amount of \$300 – ZBA
- | | | |
|-------|--------------------------|-----------------------|
| \$300 | From: ZBA Transportation | Acct. #10010750-55105 |
| \$300 | To: ZBA Office Expenses | Acct. #10010750-56100 |
- Consider and approve a Transfer in the amount of \$700 – ZBA
- | | | |
|-------|-------------------------------|-----------------------|
| \$700 | From: Contingency – Misc./Gen | Acct. #10019000-58820 |
| \$700 | To: ZBA Office Expenses | Acct. #10010750-56100 |
- 3x. Consider and approve a Transfer in the amount of \$3,500 – Human Resources
- | | | |
|---------|--------------------------------------|-----------------------|
| \$1,000 | From: Prof. Svcs. – Consulting Svcs. | Acct. #10012000-56774 |
| \$500 | From: Prov. Svcs. – Labor Grievances | Acct. #10012000-56812 |
| \$2,000 | From: Life Insurance | Acct. #10012100-55940 |
| \$3,500 | To: Office Exp. And Supplies | Acct. #10012000-56100 |

- 3y. Consider and approve the Appointment of Jared Liu to fill a vacancy on the Board of Assessment Appeals effective immediately and expiring January 1, 2024 – Chairman Cervoni
- 3z. Consider and approve Resolution authorizing Assignment of Tax Liens at 55 Yalesville Square (Mobile Home) in accordance with CGS Section 12-195h – Law Dept.
- 3aa. Approve Town Council Minutes of April 26, 2022, Special Town Council Minutes of April 26, 2022, and Special Town Council Minutes of April 28, 2022.

MOTION WAS MADE TO APPROVE OR ACCEPT CONSENT AGENDA ITEMS 3a through 3aa WITH b and aa AS CORRECTED AND AMENDED.

MADE BY: LAFFIN

SECONDED BY: FISHBEIN

VOTE: ALL AYE

MOTION: PASSED

- 4. **Items Removed from the Consent Agenda – none**
- 5. Public Question & Answer Period

Bob Gross, Long Hill Road, asked if the Town is proceeding with paving the Brother's parking lot. Mayor Dickinson replied that it is on the list of Public Works projects. Mr. Gross asked if the grant for the Train Station has come through yet. Mayor Dickinson replied that the grant for the feasibility study has not been received, but they are not waiting for it to do the parking lot. Mr. Gross stated that it doesn't make sense to spend the money to pave the lot when the Town doesn't know what it will be doing with it. Mr. Gross asked for clarification on how the annual decision is made on the contribution to the pension. Mr. Sena confirmed that the auditors look at it on June 30th. Mr. Gross stated that since the markets are down this year the contribution will probably go up, which will affect the budget next year. He suggested that some of the ARPA funds can go toward Town projects so they aren't dropped out of next year's budget.

Chairman Cervoni closed the Public Question and Answer Period.

- 6. 6:30 p.m. Hold a Public Hearing to Consider and Act on the 2022 Neighborhood Assistance Program – Mayor

Consider and Approve the Resolution authorizing the Mayor to submit Neighborhood Assistance Applications to the Department of Revenue Services and Summary List of programs for the 2022 Neighborhood Assistance Program and to exercise any amendments, rescissions, and revisions thereto, and to act as the authorized representative of the Town of Wallingford – Mayor

Councilor Tatta recused herself from this item.

Chairman Cervoni read the list of applicants for the Neighborhood Assistance Programs: Church of the Resurrection, for energy efficient door replacement for \$50,000; Columbus House Wallingford Emergency Shelter for \$120,000; Gaylord Hospital energy efficiency upgrades, \$150,000; Gaylord Hospital patient programs and services \$150,000; Holy Trinity Roman Catholic Corporation energy

efficient windows, \$150,000; Wallingford Church of the Nazarene gleanings lovingly offered to Wallingford, \$1000; Wallingford Family YMCA, YMCA Healthy Communities Campaign \$150,000; Wallingford Public Access Association Inc. building climate management insulation, \$18,016. Chairman Cervoni explained how the program works.

Chairman Cervoni opened the public hearing. Hearing no public comment, Chairman Cervoni closed the public hearing and called for a motion on the resolution.

MOTION WAS MADE TO approve the resolution authorizing the Mayor to submit Neighborhood Assistance applications to the Department of Revenue Services and a summary list of programs for the 2022 Neighborhood Assistance Program and to exercise any amendments, rescissions, and revisions thereto, and to act as the authorized representative of the Town of Wallingford.

**MADE BY: LAFFIN
SECONDED BY: Tatta**

Councilor Fishbein asked for clarification on how this donation would affect tax liability for a company. Mayor Dickinson replied that the company receives a credit for a charitable contribution against taxes. He doesn't believe it can be used against delinquent taxes. Hank Baum, 44 Pearson Drive, explained. He explained that the program is for Schedule C Corporations. In the example of \$200,000 owed in taxes, if the company gives \$100,000 to one of these organizations, and it qualifies at 100%, they would receive a \$100,000 tax credit toward that \$200,000 tax bill. Based on how the recipient uses the funds, it may qualify for less than 100% credit. Councilor Fishbein asked for clarification of the entry for the Wallingford Church of the Nazarene. Rajan Doering, 48 Sharon Drive, representing the Church of the Nazarene, explained that this is a donation to the food pantry, which is called Gleanings Lovingly Offered to Wallingford.

Councilor Carmody asked about the process for soliciting applications for this program. The Mayor replied that it is advertised on the website and applications come into the Office of Program Planning.

ROLL CALL VOTE:

**ALLINSON: YES
CARMODY; YES
FISHBEIN: YES
LAFFIN: YES**

YES

MARRONE: YES

TATTA: ABSTAIN

TESTA: YES

ZANDRI: YES

CERVONI: YES

8 - AYE

0 - NAY

1 - ABSTAIN

MOTION: PASSES

7. 6:45 p.m. Hold a Public Hearing to Consider and Act on an Ordinance Appropriating \$1,762,362 for the Planning, Acquisition, and Construction of Various Municipal Capital Improvements 2022-2023 and Authorizing the Issue of \$1,762,362 for Bonds of the Town to Meet Said Appropriation and Pending the Issuance Thereof the Making of Temporary Borrowings for Such Purposes - Mayor

Chairman Cervoni convened the public hearing and stated that the \$1,762,362 2022-2023 Capital Improvement Program bond ordinance which is the subject of this public hearing is available to the public and may be obtained at this meeting or from the Town Clerk.

Councilor Laffin moved, and the motion was seconded by Councilor Allinson, to read the title of the ordinance and to waive the reading of the remainder of the ordinance, incorporating its full text into the minutes of this meeting.

ROLL CALL VOTE:	MARRONE: YES
ALLINSON: YES	TATTA: YES
CARMODY: YES	TESTA: YES
FISHBEIN: YES	ZANDRI: YES
LAFFIN: YES	CERVONI: YES

9 – AYE

0 – NAY

MOTION: PASSES

AN ORDINANCE APPROPRIATING \$1,762,362 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF VARIOUS MUNICIPAL CAPITAL IMPROVEMENTS 2022-2023 AND AUTHORIZING THE ISSUE OF \$1,762,362 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Bob Gross, Long Hill Road, stated Town does this every year and then pays cash and that maybe this is the year Town should bond it. Mayor responded this approach is to maintain financial flexibility and allows Finance to wisely use funds available.

Chairman Cervoni called the public hearing adjourned.

Councilor Laffin moved, and the motion was seconded by Councilor Zandri, that the ordinance entitled:

“AN ORDINANCE APPROPRIATING \$1,762,362 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF VARIOUS MUNICIPAL CAPITAL IMPROVEMENTS 2022-2023 AND AUTHORIZING THE ISSUE OF \$1,762,362 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE,” a copy of which is attached hereto, be adopted.

Councilor Fishbein noted that the town-wide paving program is part of this but on May 9th the Planning and Zoning Commission rejected the proposed utilization of Capital Projects. He asked if this issue has been resolved. Mayor Dickinson replied that he is not aware of a rejection. Councilor Fishbein asked if Planning and Zoning had approved these capital improvements. Mayor Dickinson replied that he was informed that they have. Mr. Sena noted that it happened around the date the budget was adopted. He received notice that they approved the Six-year Capital Plan and this is part of that plan.

Councilor Marrone asked for clarification of what we are bonding for. He asked what is being paved as part of the Town-wide Paving, Sidewalk Installation/Replacement, and Curbing. He noted that there is a one-line entry in the budget for Cap & Non that specifies the amount we intend to spend on Town-Wide paving and asked if we are comfortable with not specifying what the projects are that we are bonding. Mr. Sena replied yes. It's the same language that has been used in the past. Councilor Marrone stated that during the budget process it was stated that we have to be specific about what we are bonding. Mr. Sena replied that Public Works has a list of roads to be paved.

Councilor Testa noted that we have a similar discussion every year. This is a formality that we need to go through in order to authorize the expenditures on the Capital Improvement Plan which we pay for with the Electric Division Pilot money. Mr. Sena agreed. Councilor Testa added that if the list of paving projects were denied by Planning and Zoning, we could find other roads to pave. He stated that this ordinance refers to the paving program as outlined in the Capital Improvement Plan which can be amended. So this is an overall approval and we know what it's going to be for. If changes have to be made, they could be made.

Councilor Fishbein quoted from the May 9, 2022 Planning & Zoning minutes under Reports of Officers and Staff, item Review of Six-Year Capital and Non-Recurring Budget. "Chairman Seichter asked Mr. Pagini to ask the Town Engineer or Public Works about the plan for sidewalk repairs. He noted several sidewalks in the Town Center that have been patched or replaced with asphalt. Is that temporary? Regarding the streets to be repaired he suggested asking if South Cherry Street between Hall Avenue and Quinnipiac Street can be added. He also asked how we can get the State to repair Quinnipiac Street from Cherry Street to Rt. 5. Mr. Pagini promised to pass on these concerns. Councilor Venoit: motion to remand to the Town Council approval of the Six-year Capital and Non-Recurring budget." The vote was unanimous. Councilor Fishbein asked when it was approved by Planning and Zoning. The Mayor replied that they sent back approval and that maybe they shouldn't have used the word remand. He added that 8-23 does not cover the repaving of an existing road or repair of existing sidewalks. It deals with new construction. Councilor Fishbein stated that procedurally 'remand' is where a determination is made by someone and is sent to someone else for some sort of approval. When it's rejected and sent back, that's a remand. A remand is not approval or affirmation. Mayor Dickinson replied that they remanded an approval. It's not a remand for further action. Councilor Fishbein stated that this was not a motion to approve. Chairman Cervoni stated that he doesn't think the P&Z review is an absolute precursor to this funding ordinance. He suggested writing to P&Z for clarification of that vote. Councilor Fishbein stated that he just wants to follow the proper procedure. Mayor Dickinson stated that it is State law 8-24 that indicates certain areas that P&Z must approve. It does not include repair or repaving of existing facilities. Councilor Fishbein asked if Planning and Zoning received answers to their questions. Mayor Dickinson replied that they were questioning existing sidewalks and roads to which they have no authority. Councilor Fishbein asked if this vote can be contingent upon some sort of assurances from Planning and Zoning that they have received answers to their question. Chairman Cervoni stated that he'd be happy to see clarification from them but doesn't think this bond authorization needs to be contingent upon that.

Councilor Tatta asked why we are bonding this if we have the cash from the Electric Division. Mr. Sena replied that the authorization is to give him the ability to bond if we need it. Councilor Tatta clarified that the plan is to use the Electric Division Pilot money. Mr. Sena confirmed.

ROLL CALL VOTE:	MARRONE: YES
ALLINSON: YES	TATTA: YES
CARMODY: YES	TESTA: YES
FISHBEIN: NO	ZANDRI: YES
LAFFIN: YES	CERVONI: YES

8 – AYE

1 – NAY

MOTION: PASSES

Chairman Cervoni declared the ordinance adopted.

AN ORDINANCE APPROPRIATING \$1,762,362 FOR THE PLANNING, ACQUISITION AND CONSTRUCTION OF VARIOUS MUNICIPAL CAPITAL IMPROVEMENTS 2022-2023 AND AUTHORIZING THE ISSUE OF \$1,762,362 BONDS OF THE TOWN TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

Section 1. The sum of \$1,762,362 is appropriated for the planning, acquisition and construction of municipal capital improvements 2022-2023 consisting of: (i) Town Wide Paving Program; (ii) Sidewalk Installation/Replacement Program - Town-Wide; (iii) Curbing Replacement: Town-Wide; (iv) Q Street Bridge Raceway Replacement; (v) Doolittle Basketball Court Replacement; (vi) Scow/Stem Courtyard; (vii) HVAC Replacements; (viii) Roof - Fire Department; and for appurtenances, equipment and services related thereto, or for so much thereof or such additional improvements as may be accomplished within such appropriation, including administrative, advertising, printing, legal and financing costs to the extent paid therefrom. Said appropriation shall be in addition to all prior appropriations for said purpose and as set forth in the Capital Improvement Plan 2022-2023, as amended.

Section 2. To meet said appropriation \$1,762,362 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, or such later date as may be allowed by law. Said bonds may be issued in one or more series as determined by the Mayor, the Comptroller, and the Town Treasurer, or any two of them (the "Town Officials"), and the amount of bonds of each series to be issued shall be fixed by the Town Officials. Said bonds shall be issued in the 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. Capital project revenues, including bid premiums and investment income derived from investment of bond proceeds (and net investment income derived from note proceeds) are authorized to be credited by the Comptroller to the project account and expended to pay project expenses customarily paid therefrom. The remaining appropriation and bond authorization shall be reduced by the amount of capital project revenues so credited. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, or, be combined with other bonds of the Town and such combined issue shall be in the denomination

per aggregate maturity 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 manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be certified by a bank or trust company designated by the Town Officials, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Town Officials, and be approved as to their legality by Pullman & Comley, LLC, bond counsel. They shall bear such rate or rates of interest as shall be determined by the Town Officials. 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. The aggregate principal amount of the 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 Town Officials, in accordance with the General Statutes of the State of Connecticut, as amended.

Section 3. Said bonds shall be sold by the Town Officials, in a competitive offering or by negotiation, in their discretion. If sold at competitive offering, the bonds shall be sold upon sealed proposals, auction, or similar competitive process 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, the provisions of purchase agreement shall be approved by the Town Officials.

Section 4. The Town Officials are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be executed in the name and on behalf of the Town by the manual or facsimile signatures of the Town Officials, bear the Town seal or a facsimile thereof, be payable at a bank or trust company designated by the Town Officials, be approved as to their legality by Pullman & Comley, LLC, bond counsel, and be certified by a bank or trust company designated by the Town Officials, 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, that the full faith and credit of the Town are pledged to the payment of the principal thereof and the interest thereon and will be paid from property taxation to the extent not paid from other sources. 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 said 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 (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 sixty days prior to and 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 designee) is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration.

Section 6. The Town Officials, are hereby authorized to exercise all powers conferred by section 3-20e of the general statutes with respect to secondary market disclosure and to provide annual information and notices of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized herein.

Section 7. It is hereby found and determined that it is in the public interest to issue all, or a portion of, the bonds, notes or other obligations of the Town authorized to be issued herein as qualified private activity bonds, or with interest that is includable in gross income of the holders thereof for purposes of federal income taxation. The Town Officials are hereby authorized to issue and utilize without further approval any financing alternative available to municipal governments pursuant to federal law, including tax credit bonds or any other tax advantaged bonds.

- 8. Discussion and possible action regarding Fire Union Pension tentative agreement – Human Resources
In attendance: James Hutt, Human Resources Director

Mr. Hutt asked for approval of a one-year extension with no changes to the pension contract for Local 1226 which is the union representing Firefighters and Emergency Medical Technicians in the Town. The agreement is a one-year extension with an expiration date of June 30, 2023. He stated that for the next fiscal year the Town is contributing 24.4% of payroll to the pension fund for all participants.

Councilor Fishbein asked if an employee changes the classification of their job and they are making less, does that suspend their tenured term to claim the pension. Mr. Hutt replied that it depends on the pension contract that they will be going into. He stated that firefighters can't bridge the time from another department into the fire pension contract, likewise if they leave the fire pension contract and go to the electric division. Mr. Hutt suggested that questions on these types of issues should be referred to him.

Hearing no questions from the public, Chairman Cervoni called for a motion to approve.

MOTION WAS MADE TO approve the Fire Union Pension Agreements.

**MADE BY: LAFFIN
SECONDED BY: TATTA**

ROLL CALL VOTE:	MARRONE: YES
ALLINSON: YES	TATTA: YES
CARMODY; YES	TESTA: YES
FISHBEIN: YES	ZANDRI: YES
LAFFIN: YES	CERVONI: YES

**9 – AYE
0 – NAY
MOTION: PASSES**

9. Discussion and possible action on establishing a committee to investigate, plan, and propose the development of a skate and bike park in Wallingford – Councilor Testa

Councilor Testa shared a PowerPoint presentation. He stated that Mr. Jesse Reynolds, and others, asked about the potential for a skate park, and Mr. Corso, Principal at Lyman Hall, asked about a bike park. He shared some facts prepared by Finn Corso, a student. He proposed that the Town build a combination Skate/BMX/Bicycle track. He suggested doing so with ARPA funds. The presentation stated that a skate park engages the community, it's productive and many of our youth like to skate. Anything we can do to offer young people an opportunity to engage in things they like to do is positive. He showed examples of skate parks and mentioned the sizes. He noted that Meriden is close to putting in a skate park as well. He quoted Sonia Jokes, Park & Rec Committee Chairperson "Skateboarding is a low-cost activity and it encourages social connection." The presentation showed different designs and Mr. Testa stated that a poured concrete park would be the best option. A cost estimate was provided. He stated that combining the skate park with a BMX track would be cost-effective. The BMX track could potentially be a revenue source for the Town. He recommended involving the Park and Rec Department and the Park and Rec Commission in the discussion. He stated that he is not asking for any decisions now. He noted the three examples of maps that were shared and discussed potential locations. Garden Road is a property we own and is ideally suited. Another option is to include it with the rebuilding of the Community Pool. Another site to consider is Doolittle Park. He stated that he feels very strongly about this and will be making a formal motion in the near future for a committee to look into it.

Councilor Fishbein asked how the size is calculated. Councilor Testa can ask Finn what research he did to come up with his estimates. It depends also on how fancy you want to get and if you want to do the combination. He didn't propose a size, as the measurements presented were to give an idea of sizes. Councilor Fishbein agreed that the two uses would be harmonious. He noted that the presentation mentioned an enterprise fund. Councilor Testa replied that would be if there was revenue generated from the operation, he assumes it would need to be established. Councilor Fishbein asked about the size of a bike track. Councilor Testa replied that he can get that information on other facilities in the area. Councilor Fishbein asked why a committee is necessary. It may be more efficient for the Council to work with Park and Rec. Councilor Testa agreed.

Councilor Zandri stated that we've been talking about this on and off for around 20 years. He asked what Councilor Testa's preferred site would be. Councilor Testa replied that he hasn't received much feedback on that but it would say, Doolittle Park. Adding it to an existing park makes it more of a family fun center. Councilor Zandri agreed to ask Park & Rec for a proposal, but if a committee is involved it should include those that would use it. He stated that he supports the idea.

Councilor Laffin agreed that this is a Park & Rec thing and invited members of Park and Rec to join the discussion.

Kenny Michaels, Director of Parks & Recreation, stated that there was a presentation on this in 2008 and the Parks and Rec Commission voted to use Garden Road. He has the file with all the information. As far as he can tell, interest just died. He stated that the idea of a skate park in the middle of a BMX track is a little bit of a stretch. He added that he didn't think we are a big BMX community.

Atty. Small stated that Garden Road was purchased with State funds and she thinks there are restrictions but can check.

Councilor Allinson suggested finding out from neighboring communities that have these parks about the encumbrance be to the town to have more robust liability insurance. Mr. Michaels stated that there was some concern in 2008 about unsupervised use of the stake park and whether a monitor would be needed to enforce rules of helmets, etc.

Councilor Carmody stated that there is a lot of interest in the community for a skate park and bike park. He asked about the timeline and next steps. He supports moving forward on this. Mr. Michaels replied that the next step would be to get it on the agenda for the August Park and Rec Commission meeting. The presentation should cover why it's needed.

Public Comment

Scott Amore, Jenna Road, provided some history. In 1992 working with Tim Dooley, they designed a ramp for Simpson School, then Rec Department gym. They found that they needed liability insurance and someone was going to look into it. Nothing happened. Bruna DeSilva from the community rented a 5,000-square-foot space on Capital Drive and opened a wooden skate park. Mr. Amore worked there and they required helmets and memberships. The skate park eventually expanded to have a street course. He stated that he has been skating there since 1983. He stated that he wasn't involved in the 2008 effort. Since then, skate parks have popped up all over the place. He agreed that it is a way to build community among young people and something we need. He agreed that Garden Road would be a good location. He stated that generally there is a lot of noise and music playing. The Rec Department's current liability should cover this. He is in favor of concrete as it will need little maintenance. He stated that a Committee is a good idea as it gets the users involved. This is a good activity for kids that don't want team sports. Skateboarding is as much art as it is a sport.

Jesse Reynolds, Old Durham Road agreed with the creative aspects. He stated that concrete skate parks are best. They are installations in parks that are attractive. He is in favor of a committee because it will get people involved that will help with upkeep. Regarding liability, we would only be liable if someone was injured on something we did not maintain or repair ramps. He stated that the 2000 – 5000 sq. ft. estimate is based on population size. He suggested 10,000 sq ft. for Wallingford.

Bob Gross, Long Hill Road noted that there seems to be support on the Council for this and that a committee can be set up quickly. He suggested using ARPA money for this project. He encouraged acting quickly on this.

Shauna Glidden, 29 Pomeroy Avenue, stated that a skate park is an awesome idea. She stated that there is a group called Wallingford Youth Initiative that is discussing the issues we are having with the youth in our community, particularly at Doolittle Park and on Main and Center Streets. She stated we don't know what the kids want. She encouraged involving the kids so we meet their needs. This group would love to work with you. We really need to make sure the kids take ownership of whatever we do, as they will be more inclined to use it and not vandalize it. Councilor Testa offered to attend their next meeting.

Councilor Allinson suggested that the committee include youth representatives. Mr. Michaels stated that that was the driving force in 2008, high school kids and their parents.

Councilor Zandri noted that we have a level of interest, a couple of potential areas, and funds this project is applicable for. If it is part of the budget, there is always a segment of the population that won't use it and resent that use of their tax money. Using ARPA money removes that. He supports moving forward with this.

Councilor Testa stated that he will attend the next Park & Rec Commission meeting with advocates to present their case.

10. Discussion of Town participation in the Connecticut Coalition for Sustainable Materials Management and creating a food waste diversion program with a DEEP Sustainable Materials Management Grant -- Councilor Testa

Councilor Testa shared a PowerPoint presentation. He stated that he discovered that Meriden was awarded a grant and working with a private company on a pilot program for a food waste diversion program. It removes compostable food from the waste stream. They are composting food waste and generating methane and possibly generating electricity. It's an advanced form of recycling. Our disposal costs are going up. People throwing away food is just volume we have to pay to dispose of. So if there is an environmentally friendly way to reduce our disposal costs, that's something worth looking into. The State has established the CT Coalition for Sustainable Materials Management. The food scraps collection program is done in conjunction with private businesses. Food scraps are brought to a different facility that would compost them and generate energy. The benefit to the average homeowner is reduced cost in their garbage bill. The State grant program covers all sorts of expenses if you want to do a pilot program. He encouraged Council members to read through the presentation materials. He noted that communities that sign on as members agree to recognize that by working together communities could achieve some pretty remarkable goals of reducing our waste streams, reducing costs for disposal, and being forward-thinking about how we are handling our waste. There are almost 90 communities in this coalition, yet Wallingford isn't. We missed out on the Grant program. Councilor Testa asked what the current status is of the property previously known as the Cavanta Facility. Could it be used for one of these new technologies for separating food waste? In the past Wallingford has benefited greatly by hosting these facilities. This would not be another trash to energy plant. The coalition is still meeting on everything to do with waste management. Further grants and programs are anticipated from the State. He suggested that Wallingford looks into becoming part of the coalition. He asked what the administration's position was on this and why are we not participating.

Mayor Dickinson replied that it is a pilot program and there are unknowns associated. He added that he has heard of issues concerning odors and rodents. He stated concern about controlling the environmental impact. He has been told that a \$600,000 machine is needed. Different color bags with food waste have to be separated from municipal solid waste. He understands that there's not much reduction in cost. If we host a regional center, we have truck traffic. He added that the current transfer station is still operating and is owned by a private business. It's a pilot program. Whether it works or not is still to be determined. The Mayor stated that now is not the time for Wallingford to entertain getting involved.

Councilor Testa asked the Mayor if he was aware of the grant program. Mayor Dickinson replied that yes he was aware of and considered the Pilot Grant Program. Due to his previously mentioned concerns, he decided not to apply. Councilor Testa noted that the Council was not informed. The Mayor replied that it has not been a subject for a Council meeting. Councilor Testa stated that Meriden has a pilot program with 1000 households even though they probably have the same concerns. He disagreed that it is not worth investigating. He asked if there was interest in the Town Council to investigate this further. This is an opportunity to work with other communities on a common problem, solid waste.

Councilor Fishbein thanked Councilor Testa and stated that he picked up a flyer on composting at the Town Hall that helped him start composting. He talked of the difference he's already seen in his trash volume. He stated that he is in favor of an advertising campaign promoting composting. He asked

some questions about the presentation including the use of enforcement cameras. This implies that some sort of compliance is required for this program. Councilor Testa explained that it is an example of an eligible expense and the cameras would be on the trucks. Councilor Fishbein stated that we don't know what the criteria are. He stated that we should be encouraging people to look into composting.

Chairman Cervoni noted that HQ has cameras on their trucks so they can be sure that what's in your bulk recycling is actually going to work with their processing machinery. He assumes that's the kind of camera they are talking about.

Councilor Zandri referred to the map in the presentation and asked if these are the towns doing the pilot program. Councilor Testa replied that this shows the members of the CT Coalition for Sustainable Material Management. These 20 towns joined to be part of the dialogue and to be aware of any programs. They talk about and share information about managing waste in a more sustainable way, not just food waste. Councilor Zandri noted that our electric division started as a pilot program and it turned out to be a huge benefit. He supports looking into this and getting involved with communities that are already involved. The problem of solid waste has been a problem and will only get worse.

Public Comment

Bob Gross, Long Hill Road, noted that MIRA is scheduled to close. This is the largest waste-to-energy plant in the State. He stated for this to work you need a municipal pick-up, not private haulers. This has been discussed for years and it's hard to work because you have to separate. It's great for the environment and can be used to make energy. The way it works in a lot of communities is pay-as-you-go. You pay for your trash by weight. Mr. Gross stated that years ago Wallingford had a Recycling Committee that used to give out compost containers. We could do that again and provide education which would get rid of a lot of trash. He stated that it's sad that the Mayor makes the decision and doesn't share the information with the Council. This should have come before the Council.

11. Discussion regarding EDC advertisement of ARPA discussion at the council meeting and Discussion and possible action pursuant to Chapter III, Section 10, of the Charter of the Town of Wallingford regarding the conducting of an investigation of the Town of Wallingford Economic Development Commission – Councilor Fishbein
In attendance: Hank Baum, Chair of the Planning & Zoning Subcommittee of the EDC, Tim Ryan, Economic Development Specialist, and Rob Fritz member of the Economic Development Marketing Committee.

Mr. Baum stated that EDC Chairman Joe Mira sends his sincere regrets for not being here and not meeting with you due to scheduled elective surgery. He stated that the EDC Vice-Chair is traveling on business so can't attend. He stated that the EDC has always considered the Town Council as a partner. The EDC exists to support businesses and spur economic development in Wallingford. Our intent with the flyer that's in question was to inform businesses of the scheduled meeting to discuss the small business application and invite them to tell their story so the Council could hear from the businesses. We understand that some Council members didn't like some of the wording. The EDC has taken that feedback and learned from it. We welcome this discussion.

Councilor Fishbein stated that it is his understanding that the flyer was not drafted by the EDC and there is no evidence that the EDC approved it. Mr. Ryan stated that he drafted it and sent it to the Commission for review, as is their process. The flyer was sent out after that. Councilor Fishbein

quoted from an email dated June 6th from Stacy, "Good Morning Commissioners, Tim asked that I send you an electronic version of the COVID Relief flyer we are distributing to as many small businesses and non-profits as we can to encourage attendance at the critical Town Council meeting on Tuesday, June 14th. I will have a couple of hundred printed copies at the meeting tonight for you to take and distribute, and hand delivers. We cannot leave them in mailboxes. I'm also sending this out on our digital channels today." Councilor Fishbein asked if it was reviewed by the EDC before that as it's not reflected in the minutes. Mr. Ryan replied, absolutely yes. It was reviewed in between meetings when they learned of the agenda item. The EDC believes that it was important to make the small business community aware that this would be discussed. Councilor Fishbein stated that he sent an FOI request and asked for any correspondence involving the flyer. The first email in the packet provided is the email of 9/6. He asked when the flyer was reviewed as it doesn't show on any agendas or minutes. Mr. Ryan replied that the ARPA update has been on their agenda for the last six months and during that item, they talk about the status of the funds and the decision-making process. He added that they have done nothing wrong. Commissioner Fishbein stated that the flyer was accusatory. Mr. Ryan replied that it was accurate and asked for any inaccuracies. Councilor Fishbein stated that he asked for any minutes that referenced the flyer and there are none other than last week's mention. Mr. Ryan stated that they didn't send it out until after that meeting. He stated that they discussed the flyer once they learned about the Council agenda item. The June 6th minutes show the entire Commission reviewed the marketing piece and agreed to send it. It was a discussion, there was no official vote. Councilor Fishbein stated that none of the emails reference any prior conversation or review. Mr. Ryan replied that they communicate outside of email and stand by what they did and why they did it. It's not about process, it's about intent. If offence was taken, it was not our intent. Commissioner Fishbein stated that the philosophical difference is that the Administration believes that this money is for an intention that almost every other municipality in the State disagrees with. He noted that the fundamental problem is the Ordinance that creates the EDC doesn't say anything about small businesses. It defers to the State Statute which says "establish the Economic Development Commission for the promotion and development of economic resources in such municipality". He gave examples of how other towns are using ARPA money. He stated that this lobbying material says the Town Council is the bad guys. We'd like to get stuff done but there have been issues. Councilor Fishbein asked why only certain businesses were sent this flyer. Mr. Ryan replied that it was sent out on their digital channels including email and LinkedIn and Commissioners handed them out. He stated that they don't have a database with every business in town. He added that they define a small business as 60 FTEs or less. Councilor Fishbein asked if Mr. Ryan has seen the Facebook response from Suzanne Mirsky. Mr. Ryan replied that they didn't put anything on Facebook and he has not seen it. Councilor Fishbein read Ms. Mirsky's message. The accusation implied in the flyer is that Council wants to reduce monies available to help struggling businesses. He noted that nowhere does it say that we have to use the ARPA money for businesses. Mr. Fritz stated that that's not what the EDC thinks is inferred in the document. He quoted from the document "We believe the tactic is misdirected and not aligned". The tactic they are referring to is not how the money is spent. They are disagreeing with the process. It's our job to represent the businesses in this community. They intended to make sure that all the people potentially impacted are heard so a more informed decision can be made. Mr. Fritz stated that the businesses he spoke to were tremendously harmed and have not been reimbursed for the PPP and they are worried about the upcoming recession. We intended to get their voice in front of the Council. He stated that how the funds are spent is totally up to the Council. Commissioner Fishbein quoted "several members of your Town Council are attempting to reduce the monies available for small businesses by allocating large sums of money to Community projects before the business and non-profit needs are determined." People are being told that money is going to be available for businesses. That has not been determined. Mr. Fritz stated that he doesn't see where that is stated in the document. Councilor Fishbein stated that the role of the EDC according to the statute is "The Commission shall conduct research into the economic conditions and trends in the municipality, shall make recommendations to appropriate officials and agencies of municipality

regarding action to improve its economic condition and development.” He referred to a May 19 email from the Mayor’s office regarding the economic pressures a small business has been under for the past two years and indicating the need for additional financial assistance. Mr. Fritz agreed that the EDC believes businesses like this should be considered for ARPA funds. They have been consistent with their suggestion that an application is used to determine the business need. Councilor Fishbein noted that this particular business was recently sued and lost a discrimination case. His concern is with the application process. Mr. Fritz replied that a business like this would be ferreted out. Councilor Fishbein disagreed. He stated that the EDC is for more than just small businesses. Mr. Fritz stated that they don’t just focus on small businesses. They focus on business recruitment and retention. This is a retention effort. He stated we are on the same team. The EDC wants to give the Council the tools to make good solid decisions regarding ARPA funds. Councilor Fishbein stated that the job of the EDC is to advocate for businesses including bringing businesses to our Town but also making our town desirable for residents. He stated that he is still troubled by the creation of this flyer. He noted that when he reviewed the EDC minutes online they all say not approved by the EDC. Mr. Fritz replied that the minutes are posted online before they are approved because they have to be posted within a certain amount of time.

Councilor Zandri stated that the comment that many business owners are not on Facebook is not accurate. Mr. Ryan clarified that he did not say all businesses. Councilor Zandri replied that he saw the flyer posted on Facebook and that there is misinformation in the flyer. He has been in several conversations about why we are removing ARPA funding from the Board of Education. A lot of people don’t understand the process and this flyer made it worse. Mr. Ryan added that the EDC did not put the flyer on Facebook. Councilor Zandri acknowledged that. He quoted from the flyer “Wallingford will receive \$13.2million of ARPA fund from the Federal Government. The EDC has been working to convince our Town Council to finalize an application process for the COVID Relief program so the financial damage incurred to businesses and non-profits can be addressed before allocating funds to other avenues such as community projects. Come and support all small businesses and non-profits. Your attendance will help.” He agreed that there is nothing inflammatory except for the ‘come out and get your voice heard.’ He stated that the element that is causing the problem is the following: “As reported in the media, several members of Town Council are attempting to reduce the monies available for businesses and non-profits by allocating large sums of money to community projects before the business and non-profit needs are determined. We believe this tactic is misdirected and not aligned with the intention of the American Rescue Plan Act funds.” He asked what tactic he is being charged with. Mr. Ryan replied that there is nothing inaccurate about that statement. He stated that their job is to advocate for businesses. He apologized if the flyer offended any members of the Council. Discussions on allocating monies to things like the Community Pool are happening before the business need is determined. The tactic is that the Council would allocate \$5 million to Community Pool before we had determined what the small business need is. He acknowledged that the Council has indicated support for allocating some funds to small businesses. Mr. Ryan stated that they need to understand the needs of the business community before they spend all the money. We understand that the final decisions are yours. Councilor Zandri noted that the first allocation that the Council made was to non-profits and businesses. It was a set aside of \$3.25 million for businesses and \$3.25 for non-profits. Mr. Ryan stated that this was done without knowing what the demand or need in the market is. Councilor Zandri added that there was \$150 million delivered to businesses in town from the PPP plan. He stated that he is very bothered by the flyer implying the Council is doing something nefarious and moving on a tactic that’s not allowed. What they are doing is totally in line with the final ruling of the Act. The law allows the funds to be used in this manner. He stated that many towns are using the funds to benefit the whole community and offset projects that would have come from the budget using tax dollars. He stated that this flyer was meant to inflame and incite. It was meant to put pressure on the Council and is counterproductive.

Chairman Cervoni stated that he understands how the EDC members see their mission and asked if they think that mission is inconsistent with the State Statute read by Councilor Fishbein. He stated that he doesn't. He noted that Mr. Ryan has participated in every meeting of this Council or its ARPA Committee when ARPA has been discussed. Mr. Ryan confirmed. Chairman Cervoni mentioned several other meetings Mr. Ryan spoke at including the repurposing of the old train station and the acquisition of 100 Barnes Road. Mr. Ryan confirmed. Chairman Cervoni stated that to say Mr. Ryan has never lobbied this Council before ARPA would be inaccurate. Mr. Ryan agreed. Chairman Cervoni stated that he saw a certain level of zeal in the flyer. He noted that all the Commission members are volunteers except for Mr. Ryan. Mr. Ryan confirmed. Chairman Cervoni stated that he is struggling with calling to task volunteers who did something that, in his own opinion, was at worst a little misguided, if it was. He acknowledged that ARPA funds have been allocated before the Council has heard from small businesses or the non-profit community. We haven't sent out the application to determine the need. He thanked the EDC for what they do.

Councilor Marrone stated that he appreciates the work that the EDC does and that the Council has always had a good working relationship with them. Because of that, he stated that he had concerns about what he is seeing with the whole ARPA situation. He stated that we should give the money out in the most fair and equitable manner. His primary concern is cronyism. He noted that the EDC minutes say that the Council's involvement started in October of 2021. But Councilor Testa had put this on the agenda several times. We were told by the Mayor to wait until we get the consultant. The Mayor presented us with a plan which was a backward-looking plan, meaning it focused on the economic losses of the past as the focus of ARPA. When the consultant was hired in October of 2021, we asked how many towns are doing a backward-looking plan and he replied that he wasn't aware of any. The consultant said we could structure the plan any way we want. He indicated other towns are funding more forward-looking projects. The Council liked that idea. At some point, the Mayor started focusing more on the backward-looking plan and the lobbying effort intensified. He reminded everyone of the misinformation in the last election that the Mayor hated dogs. This inappropriately drew attention to something that was felt to be morally wrong. This effort against the Council is the same thing. Drawing attention away from the facts of what ARPA is and what we could do with it to create a moral issue. Standing back and looking at the flyer with no knowledge of these circumstances, there is nothing wrong with the flyer. But in the context of 'you guys are immoral valueless individuals' it comes off in a completely different fashion. He agrees the flyer wasn't intended the way it was received by Council but it illustrates the issues we have with trying to get a fair and honest practice of how we are going to distribute these funds going forward. He stated that he is deeply disturbed to read in the paper how the Council has no values and so on. He appreciates that they can't make everyone happy. He doesn't understand why we have to raise the rhetoric to this sort of "Dickinson hates dogs" level. We are all reasonable adults and should be able to come to some sort of understanding. He stated that it is great to get business owners here to talk about issues, but I feel that this is a coordinated tactic to try to influence the political process. This whole thing doesn't sit right with me.

Councilor Laffin agreed with Chairman Cervoni and stated that he appreciates the work the EDC does. He stated that he didn't read anything inaccurate nor as rhetoric to incite. He read it at most as to motivate or inform your base that decisions are made by people that show up. We discussed several weeks ago adjusting the hours of restaurants to serve alcohol on Sundays. There was little input from businesses. The Council approved it anyway to emphasize that decisions are made by people who show up. He stated that he agrees with the EDC stance and appreciates their efforts. He doesn't see a problem coordinating with the non-profits. He suggested taking a step back and acknowledging that it doesn't look good when half the money is put toward government projects (the pool thing) and tonight we talk of spending more money on the skate park. I'm not saying that there

was a nefarious manipulation on the Council side. We need to take a step back and understand the perception of the public and business owners. He stated that it is fair that they would be concerned.

Councilor Testa stated that union contract negotiations use the principle of negotiating in good faith. That requires mutual respect for one another's positions. He stated that in our many discussions with the EDC, he has always felt that we have adhered to that. He added that he was very bothered by this letter. He felt it was a call to action based on a very sly misinterpretation. He has never indicated that he does not support relief for businesses and non-profits but feels he has been presented as someone who needs to be straightened out. He quoted a from the Op-Ed that appeared in Sunday's Record-Journal: "Either these Councilors have no idea of how many organizations were affected or the depth of the damage that government lockdowns and pandemic restrictions caused because they have no actual experience as entrepreneurs or non-profit governance or they just don't care. They seem hell-bent to protect as much of the funding for pet community projects such that they don't really want to reach out to the community. In other words, my mind is made up, don't confuse me with the facts." Another example: "These stories of suffering and survival need to be heard by those public officials who would rather not know because they see it as conflicting with their political ambitions." These are predictable byproducts of your words o the flyer. Many small business owners don't follow our every move and can be expected to feel the same way. That is not acting in good faith. I still respect all of you and expect to work productively with you going forward because our mission is too important. I was disappointed when I read it and thought it was a cheap shot. Let's move on.

Councilor Tatta stated that she was quite upset by the flyer. She stated that she thought she had a good relationship with the EDC and Mr. Ryan and this seemed out of character. She stated that she was disappointed by it and thought it sounded accusatory. It was misleading and unfortunately, the perception in the public is that we are doing something wrong. She stated that she understands the EDC's role is to protect businesses. It's our role to look out for 45,000 people in this town and the business community is part of that. There is a larger community that is also asking for the money. Based on an EDC meeting, there are 20,000 businesses in town. It was noted that that is not accurate. She continued that some of the EDC members don't know what has been going on with this ARPA process. She explained that there seemed to be a strategy from the Administration from day one as to how this money should be spent and it was decided before the Council could have a say. She noted that on February 16, 2022, she asked the consultant via email for a breakdown of the time he has spent with anybody for ARPA. Councilor Tatta read his reply: "It's basically been me with three meetings with the Mayor, Janis, Tim, and one or two other staff to discuss the application process. I also did a bit of research on my own to see what other localities were doing for applicants that were more backward-looking. So far this has been a very Mayoral driven process with staff responding to his direction." He further clarified: "By backward looking I mean to replenish for economic hardship that has already occurred. The Mayor was adamant that this was his top priority that is versus an applicant that would be using the money for investment in the future. Candidly, there was little discussion of this. I tried to bring it up but it was not considered to be a priority." Councilor Tatta quoted from the EDC minutes of June 6th under ARPA Update: "Staff Ryan stated that he met with the Mayor and Janis Small, Town Corporation Counsel, to discuss the small business and non-profit applications." "The Commission agrees that the application should go out to the community to determine the need for small businesses and non-profits prior to committing funds for community projects. It is the Commission's hope that the Council Chambers will reflect the support of businesses and non-profits." She added that there are emails from the EDC to select non-profits, but not all. Councilor Tatta stated that her concern with the flyer is who it was distributed to, as it likely didn't get to every single business. She stated her concern that the whole process has been agenda driven by people that are in the inside loop. It was decided where the money would go before Council was allowed to discuss it. There has been a smear campaign that the purpose of ARPA is for business. And it's not. That is blatantly not true. Yet at every ARPA meeting, the EDC and the public state that

that is the purpose. You can use it for business, just as you can use it for parks or sewers. No other town commission sent a letter saying the Town Council is misusing your money because they didn't spend it on say parks or sewers. I have a lot of respect for the EDC commissioners, but I believe this is out of character. This process has been so tainted, that I'm not sure where we go from here.

Councilor Allinson agreed with comments by Chairman Cervoni and Councilor Laffin. She thanked the EDC for doing what they do and for taking the feedback given tonight. We all have to deal with people who don't agree with the things we say or the way we might prioritize ARPA funding. She stated that she agrees with them. She apologized on her own behalf that this has become a larger issue than it should be. She thanked them for their work as well as Atty. Small and Mayor Dickinson. She stated that we are all doing our best and appreciate everyone who's come into the room whether you agree with me or not. She thanked her co-councilors whether we agree or not. It's a lot of work and we are all just here to do the best we can.

Councilor Carmody acknowledged the hard work of the members of the EDC on behalf of our community. He stated that he has a tremendous amount of respect for the service you give our town. He stated that we are all frustrated with how the ARPA process has played out over the past few months and how we are trying to figure out how to use these funds. He stated that the letter has caused additional frustration and that some of the wording was unwise and could said better. He agrees with Councilor Testa that it's time to move on and move forward to figure out how to spend the ARPA funds to benefit small businesses and non-profits and to do community projects here in Town. He added that the letter was a mistake but they are doing the right things for Wallingford. He looks forward to working with the EDC on this.

Councilor Zandri stated that the Mayor was the first person to utilize ARPA funding. He put it right in the budget. At budget time the Council tried to use a little bit more. To be fair it was double what the Mayor put in. That budget got defeated, so the original amount goes back. When Council brought the item forward to allocate funding for Community Pool out of the ARPA funds, the number we used was too large based on the \$13.1 million we had and on allocations that had already been made. We reduced it to make sure we didn't hit the monies that we already allocated to put toward non-profits and businesses. He understands the anxiety that there won't be enough left for their allocation. Councilor Zandri stated that every allocation of funding that they did or attempted came out of the unallocated bucket. There is about \$6.5 million available. The Mayor used about \$500,000 in his budget. We pulled \$5 million for Community Pool. There is still money in the unallocated budget. He stated that we talked about the application process for non-profits and businesses. There is no application process for the rest of the people in town that might want a park or a road or something else. He stated that he has always tried to do things he thought were right. He admits to sometimes being wrong. He stated that he has no political ambitions other than to finish serving out his term. He stated that he will make the best decisions he can based on the information that he has. He said that he would make mistakes and will own them. This is a rut in the process that had to be addressed. He believes that this agenda has been driven with a political undertone, intentional or not. He stated that we are up here to do the best job we can with the tools and the information that we have. He added that there are business owners on the Council. We understand small businesses and the effect of COVID on them. He appreciated feedback from salon owners and nail technicians. He doesn't want feedback set up tactically and negatively in the way the wording of this flyer was. This tactic is misdirected and not aligned with the intention of ARPA. He stated that he disagrees that it is correct in any way shape or form. Nothing we are doing up here runs against what the act allows.

Councilor Fishbein expressed his disappointment that we are even having this discussion. He stated that the Mayor is already proposing to spend \$585,000 of the ARPA funds, though it still hasn't been approved. The Mayor is doing exactly what the Council is accused of doing, reducing the monies that

are available for small businesses. He noted that the author of the Op-Ed on Sunday also writes for the Chairman of the EDC and the timing of the Op-Ed and the flyer is suspicious. He stated that he is trying to work together.

Public Comment

Jim Wolfe, a member of the Economic Development Commission stated that he was the one who volunteered to go door to door to small businesses to hand out the flyers. He stated that there are 2100 small businesses in Town and they are not all going to apply. But the ones that need it, we really need to take care of them. The EDC is asking to take care of the small businesses first and then if you want to build a pool or skating park that's great.

Riley O'Connell, Edgerton Road, stated that this has been an important conversation but the most telling aspect is that only three Councilors didn't see a problem with the flyer. He noted that the only three councilors that weren't attacked by that flyer are the same individuals who did not vote to use that money for committee projects. There is a valid healthy debate to have there. There are good arguments on both sides. He stated that he didn't think the flyer was made with those same intentions. He added that the argument that you can't constructively criticize a town or an entity associated with a town because it's primarily made up of volunteers, we did just that when due to a variety of allegations not to appoint people to boards and commissions a few months ago. His concern was that he has heard two contradictory things tonight. First, the EDC said it was a mistake and they regret it and then that they did nothing wrong. If it's the former, that's fine and we move on from there. If it's the latter, that is a serious issue. He noted that he was bothered by the term intention. The flyer said the "EDC believes the intention of the ARPA funds are not being used properly if they are not going to businesses." You can believe anything, but the statement is fundamentally not true. There is a healthy argument for all this money to go to businesses and that's fine, but we can't have good faith debate while we are having this upper debate that you are now a year into. The basic facts are that this money was allocated to communities based on their populations, not their economic output, to improve the community. Some can go to businesses but it doesn't have to. To say that is the intention is not true. He stated that he doesn't have a problem with the Town Council deciding beforehand how much money they want to go in that direction because he expects applications to exceed what's available. He stated that we are talking about \$13 million and the PPP money was over \$160 million. He asked the EDC if they know why businesses that are looking for ARPA money wouldn't have applied for the PPP money. Mr. Fritz replied that some of the businesses he spoke to did apply for PPP money but that it didn't cover all their losses. He added that the EDC never said that sending the flyer was a mistake. He also stated that they never made a comment to the Council on how the money should be spent. It is totally up to the Council. Mr. Fritz added that he had a deep appreciation for the Council members, the work that they do, and the difficult situations that people put you in. He stated that he appreciates all the comments tonight. Mr. O'Connell stated that at an EDC meeting he attended, there was a discussion on changing the name to the Economic and Community Development Commission. He stated that he thinks this goes along with the overarching goal of the EDC.

Bob Gross, Long Hill Road, asked if the EDC has presented all the other programs that are available and helped them through the process. He named a few. Chairman Cervoni pointed out that ARPA is not on the agenda tonight. Mr. Baum replied that he doesn't think they ever said that they wanted businesses to come and argue that the money belongs to them. What we've said is that we want the businesses to come forward so the Council can hear firsthand the amount of loss that the pandemic has caused them. Mr. Gross clarified that he said advocate not argue. He asked if the EDC advocated for any of the other funding programs with businesses. If they haven't, then I don't understand why they want the town's money to all go to businesses. Everyone knows people who have been hurt, nobody's saying they haven't. Nobody is saying not to give them anything, but everything is not

right. Mr. Gross stated that he does agree with Mr. Carmody that you have to work as a team because it's going to go forward. From the comments tonight it sounds like the Council has not had much input. It would be nice to see all of you work together on this. We are two years and approximately three months past when this passed and you are sitting here with no money spent and no applications yet. He asked, who is looking out for the citizens and the needs of the community? The public doesn't have a seat at the table if the Council is not in that room with the Mayor.

Debbie Gross, Long Hill Road questioned who establishes the Economic Development Commission? Chairman Cervoni replied that an ordinance established it and that he believes that the Mayor appoints the members. It's overseen by the Mayor and the Economic Development Coordinator. They are all volunteers except for the coordinator. Mrs. Gross asked about documents that are created by the Economic Development Commission and how they are distributed to the public and what the review process is. Mrs. Gross asked if any committee or commission can decide to put out a document that doesn't necessarily represent the Town when they are speaking on behalf of the Town. Mayor Dickinson replied that the Commission is appointed and has the authority to meet its goals and to issue such communications as it deems appropriate, which is not different from any of the other boards and commissions. There is no review or approval process. They can vote on things. They authorize their Chair or paid staff to do things. Mrs. Gross stated that any committee or commission in the Town of Wallingford could publish something anywhere even if it's not representative of what the Town wants or feels appropriate. Mayor Dickinson stated that each board or commission has the authority. Mrs. Gross noted that she agreed that the letter that went out to the businesses was inappropriate and possibly a mistake. She asked what can be done to prevent this from happening again as they are speaking on behalf of the Town. Chairman Cervoni replied that they are speaking on behalf of the Commission. He did not agree that every commission appointed by the town speaks for the whole government. Mrs. Gross stated that she is just concerned about potential material that can go out there without being reviewed. She thanked Councilors Tatta, Fishbein, Testa, Carmody, Zandri, and Marrone for speaking out on this and Councilors Fishbein and Tatta for outlining facts and the truth.

Councilor Fishbein asked why the EDC has to go to downtown businesses when there's potentially coordination between EDC and WCI. Why wasn't there some sort of coordination? Mr. Ryan replied that there was a scheduled meeting with EDC, WCI, and the Chamber of Commerce the day before yesterday that was canceled because the agenda item was taken off the list. He noted that if you are referring to Mr. Wolf distributing flyers he did not distribute them downtown. He stated that they coordinate all the time with WCI.

Chairman Cervoni thanked the EDC for their time and for their service.

12. Executive Session pursuant to Section 1-200(6)(D) of the CGS with respect to the purchase, sale, and/or leasing of property – Mayor
13. Executive Session pursuant to CGS Section 1-225(f) and Section 1-200(6)(B) to discuss pending litigation in the matter of *Gilbert and CHRO v. Town of Wallingford* – Law Dept.

MOTION WAS MADE TO move to Executive Session pursuant to Connecticut General Statute Section 1-206d with respect to the purchase, sale, and releasing of a property and Section 1-225f and Section 1-206b to discuss the pending litigation in the matter of *Gilbert and CHRO v. Town of Wallingford*.

**MADE BY: LAFFIN
SECONDED BY: FISHBEIN**

Executive Session:

13. MOTION WAS MADE TO MOVE INTO EXECUTIVE SESSION AT 10:16 P.M.

MOTION WAS MADE TO MOVE OUT OF EXECUTIVE SESSION AT 10:54 P.M.

Time of Executive Session 10:16 p.m. to 10:54 p.m.

Attendance at Executive Session:

ALLINSON	MAYOR WILLIAM W. DICKINSON, JR.
CARMODY	CORPORATION COUNSEL JANIS SMALL
FISHBEIN	ATTORNEY MELINDA POWELL
LAFFIN	
MARRONE	
TATTA	
TESTA	
ZANDRI	
CERVONI	

12. MOTION WAS MADE TO MOVE INTO EXECUTIVE SESSION AT 10:54 P.M.

MOTION WAS MADE TO MOVE OUT OF EXECUTIVE SESSION AT 11:07 P.M.

Time of Executive Session 10:54 p.m. to 11:07 p.m.

Attendance at Executive Session:

ALLINSON	MAYOR WILLIAM W. DICKINSON, JR.
CARMODY	CORPORATION COUNSEL JANIS SMALL
FISHBEIN	MIKE MILLER, CHAIR, CONSERVATION COMMISSION
LAFFIN	JEFF BORNE, CONSERVATION COMMISSION
MARRONE	
TATTA	
TESTA	
ZANDRI	
CERVONI	

**VOTE: UNANIMOUS
MOTION: PASSED**

Chairman Cervoni declared the Council in Executive Session at 10:16 pm.

MOTION WAS MADE TO conclude Executive Session and return to the public session.

**MADE BY: LAFFIN
SECONDED BY: FISHBEIN
VOTE: UNANIMOUS
MOTION: PASSED**

Chairman Cervoni declared the Council in Public Session at 11:07 pm.

14. Motion to consider and authorize settlement regarding the matter of *Gilbert and CHRO v. Town of Wallingford* as discussed in Executive Session – Law Dept.

MOTION WAS MADE TO authorize settlement regarding the matter of *Gilbert and CHRO v. Town of Wallingford* as discussed in Executive Session.

**MADE BY: LAFFIN
SECONDED BY: TATTA**

ROLL CALL VOTE:	MARRONE: YES
ALLINSON: YES	TATTA: YES
CARMODY: YES	TESTA: YES
FISHBEIN: YES	ZANDRI: YES
LAFFIN: YES	CERVONI: YES

9 – AYE

0 – NAY

MOTION: PASSES

15. Discussion and possible action regarding the status of installation of internet access in the Town Council Chambers that was presented to be ‘in the process of being installed’ over a year ago – Councilor Fishbein

Councilor Fishbein stated that we have been told for over a year now that there’s going to be internet in this Chambers. He received an update today that contains a quote dated today. So he doesn’t know who’s been working on this and why the quote wasn’t done a year ago. He stated that we have a letter from Rob Baltramaitis dated the 13th about pricing and that he’s made a decision. He indicates that it will be done by the end of the month. He will check and if it doesn’t happen we will put it on the next agenda.

16. Discussion and possible action regarding the status of the Police Department Facebook/web presence previously discussed by the Town Council at its September 14, 2021 meeting – Councilor Fishbein.

Councilor Fishbein asked where we are with having some sort of conduit between the Police and the public. This past weekend there was some troubling activity in the town and the only way the Police could communicate with the public was through a press release. Previously we’ve been told that the

Police department was going to have a web page. Mayor Dickinson replied that they are working with Web Solutions for a revamped page on our website. They have a presence on the Town website. Councilor Fishbein asked about the timeline. Mayor Dickinson replied that he doesn't have the timeline but they are making progress. The website will have the ability to put press releases out. It will allow the Police Department to advise the public. There will not be photos of the officers for their own security. Councilor Fishbein stated that he hoped it would be a community-enhancing experience to have photos of police officers at community events. Mayor Dickinson said that this can be discussed but doubts that the department wants to use photos on the website. Councilor Fishbein stated that he's been told by local officers that they post photos of themselves in activities in Town on their Instagram accounts.

Councilor Zandri stated that the ability for the Police Department to have a page on the Wallingford Town Website to put up press releases is better than nothing but what we are missing here is what a lot of other towns do. If a road is closed because someone hit a fire hydrant, there is no way to notify citizens of that in a timely manner. If they could post on Facebook it would get the word out. There is a lot more traffic going to Facebook than to the Town Website. Mayor Dickinson replied that there are many ways to communicate, such as over Everbridge. Social media messages can be faked. For veracity, you go to a site that is a governmental site. There are currently three other sites representing themselves to be the Police Department on social media. We need to be careful. Councilor Zandri stated that if we had a presence people would know which the official page is. He stated that there is merit in trying to do this. He noted that Everbridge should only be used for the most critical information. Most other municipalities have some sort of presence and they are successfully messaging and keeping the community informed. He stated that he still thinks this is something we should look at but appreciates that they are going to get a presence on the Town website.

Public Comment

Riley O'Connell, Edgerton Road, stated that this is safety at pretty much the lowest cost possible. He thinks the website is a good start. He stated that you can have a social media page that links to a website. He noted that it has been requested by a member of our police department and is essential for the safety of this community that we have social media pages. Not having a social media presence does nothing to prevent fake accounts. If you have a verified account that functions in the same way that a dotGOV website would function in terms of authenticity that automatically can prevent those other accounts. Unfortunately, we keep arguing this time and time again.

MOTION WAS MADE TO adjourn at 11:25 pm.

**MADE BY: FISHBEIN
SECONDED BY: TATTA**

Respectfully submitted,

**Cheryl-Ann Tubby
Recording Secretary**

RECEIVED FOR RECORD 6-21-22
AT 12:00 P.M. AND RECEIVED BY
Deborah McKiernan TOWN CLERK

Vincent Cervoni, Chair

Date

Deborah McKiernan, Town Clerk

Date



TOWN OF WALLINGFORD


MAYOR'S OFFICE

22 JUN 10 PM 1:00

JAMES R. HUTT, JR.
Human Resources Director
Telephone (203) 294-2080
Fax (203) 294-2084

6,

MEMORANDUM

TO: Mayor William Dickinson
FROM: James R. Hutt, Jr., Human Resources Director 
DATE: June 10, 2022
SUBJECT: Police Union Pension Agreement

The Town recently reached a tentative agreement for a successor pension contract with Local 1570 – Police Union, AFSCME, Council 4.

The agreement calls for a one-year extension, from July 1, 2022 to June 30, 2023, with no changes to the current contract.

I respectfully request permission to approach the Town Council for ratification at its June 28, 2022 meeting. I will be at that meeting to answer any questions that may arise.

JRH/

cc: John Ventura, Police Chief

TOWN OF WALLINGFORD, CONNECTICUT

7.

Honorable William W. Dickinson, Jr. Mayor
Wallingford, CT 06492

Date: 06/15/2022

1. Request for _____ transfer of funds Fiscal Year 2021-2022
X appropriation of funds

Funds: Electric X operating _____ capital project
Water _____ operating _____ capital project
Sewer _____ operating _____ capital project

\$3,600,000 From: Title Retained Earnings Acct. No. N/A

\$3,600,000 To: Title Purchase Power Acct. No. 555

Explanation: See attached memo

Certified as to availability of funds:

Monique Dell
Office Manager

Date: 6/15/2022

Submitted by:

[Signature]
Division Head

Date: 6/15/22

[Signature]
Department Head

Date: 6/15/22

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

Chairman, Public Utilities Commission Date: _____

Certified as to Availability of Funds:

Comptroller Date: _____

Approved – subject to the approval of the Town Council

Mayor Date: _____

II Certification of the Financial Transaction:

The transfer or appropriation of \$ _____ 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 _____, 20____.

ITEM NO. 8-3

Town Clerk

PUC AGENDA 6/21/22



Town of Wallingford, Connecticut

RICHARD HENDERSHOT
DIRECTOR

DEPARTMENT OF PUBLIC UTILITIES
100 JOHN STREET
WALLINGFORD, CONNECTICUT 06492

TELEPHONE 203-284-4016
FAX 203-294-2267

MEMORANDUM

TO: PUC

FROM: Rick Hendershot

DATE: June 16, 2022

SUBJECT: Budget Amendment, WED Account 555 – Other Power Supply Expenses-
Purchased Power

Attached please find a memorandum, dated June 15, from WED Business Office Manager Marianne Dill to WED General Manager Tony Buccheri, regarding the captioned subject. In this memo, Ms. Dill describes the need for a transfer of funds, in the amount of \$3,600,000, from the WED's retained earnings into WED Account 555, Other Power Supply Expenses, Purchased Power. In her memo, Ms. Dill notes two (2) primary reasons for this needed transfer; increased payments to ISO-NE for wholesale electric products associated with Nucor CT Steel (Nucor), and higher than budgeted costs for the unhedged portion of the WED's monthly power supply requirements.

All Nucor costs are reimbursed to the WED via regular monthly billing, but these payments are booked as revenue, and do not directly replenish funds allocated to Account 555. Also, all WED wholesale energy costs are reimbursed to the Division via regular monthly payments from customers, but again, retail revenues associated with wholesale power expenses flow into the Division's revenue accounts, and not into Account 555. For these reasons the Division requires that the amount budgeted in Account 555 be increased so that the Division can adequately pay its anticipated June ISO-NE Settlement charges.

I believe that Ms. Dill's memo explains more thoroughly this matter, but if there are any questions or if more information is needed, please let us know.

Rick Hendershot

RAH/mlb

Attachment

c. T. Buccheri
M. Dill

ITEM NO. 8-1

PUC AGENDA 6/21/22



Town of Wallingford, Connecticut

MARIANNE DILL
BUSINESS OFFICE MANAGER

DEPARTMENT OF PUBLIC UTILITIES
ELECTRIC DIVISION
BUSINESS OFFICE
100 JOHN STREET
WALLINGFORD CT 06492
PHONE 203-294-2030
FAX 203-294-2027

Memo

To: Tony Buccheri, General Manager
Cc: Richard Hendershot, Director of Public Utilities
From: Marianne Dill, Business Office Manager (MD)
Date: June 15, 2022
Re: Fiscal 2021-2022 budget transfer
Account 555 – Other Power Supply Expenses- Purchased Power

Attached for your review is a budget amendment seeking an additional \$3,600,000 in Account 555 – Other Power Supply Expenses- Purchased Power. This account includes the cost at point of receipt of electricity purchased for resale, net settlements for exchanges of electricity or power, and net settlements for transactions under pooling or interconnection agreements wherein there is a balancing of debits and credits for energy, capacity, etc.

A review of activity to date and a projection for the balance of the fiscal year indicate there will be a shortfall of \$3,600,000. There are three major events that have contributed to this shortfall- NUCOR pass through, Cost of Open Position, and the Next Era Hedge Block.

The purchase power budget for Nucor for FY2022 was \$601,000. Through the eleven months ended May 31, 2022 Nucor purchase power costs have approached \$1,572,000. If WED annualizes this the Nucor purchase power costs based on ENE projection dated June 14, 2022 and adds a 10% factor as a margin for error, this results in an additional \$1,250,000 in annual costs which were not budgeted. Historically, NUCOR has been able to avoid operating at peak. This year there were several months where they were unable to do so resulting in additional unbudgeted costs. While we recover the costs in our NUCOR billings, these costs are paid out of account 555.

The second item, the cost of WED's open position through May, 2022 is \$1,125,000 (annualized \$1,250,000). When the FY 2022 budget was prepared in January, 2021, the open position cost was set at \$43.30/MWH. The actual open position during this fiscal year has come in at \$87.83/MWH. Natural gas prices are a key driver in this market.


The third item is the execution of the Next Era Block Hedge on 09/20/2021. The contracted cost of 23,919 MWH was \$52.27/MWH resulting in an increase versus budget of nearly \$200,000.

At WED's request, Energy New England (ENE) has prepared a projection of power costs (including NUCOR) for June which is \$4,200,000. After May transactions, WED has approximately \$1,000,000 remaining in Account 555 – Other Power Supply Expenses- Purchased Power. Due to continued uncertainty in the power market, WED's requested budget amendment builds in a factor of 10% additional market movement. Any funds that are not used will be returned back to retained earnings through the year end closing process.

Please review the attached budget amendment and forward as appropriate for action by the Public Utilities Commission and Town Council.

ITEM NO. 8-2
PUC AGENDA 6/21/22

Subject **Fwd: Items for the June 28, 2022 Meeting of the Wallingford Town Council**
From Deborah McKiernan <townclerk@wallingfordct.gov>
To <towngov@wallingfordct.gov>
Date 2022-06-17 14:13

9, \$10,
roundcube 

----- Original Message -----

Subject: Items for the June 28, 2022 Meeting of the Wallingford Town Council
Date: 2022-06-16 12:52
From: Craig C Fishbein <ccf@fishbeinlaw.com>
To: "vcbluzman@hotmail.com" <vcbluzman@hotmail.com>
Cc: "Christina Tatta (christina.tatta@yahoo.com)" <christina.tatta@yahoo.com>, "Joe Marrone (joemar3@sbcglobal.net)" <joemar3@sbcglobal.net>, "Councilor@TomLaffin.com" <Councilor@TomLaffin.com>, "Autumn Allinson (autumn.allinson@gmail.com)" <autumn.allinson@gmail.com>, "Jason@zandri.net" <Jason@zandri.net>, Sam Carmody <samuelcarmody@gmail.com>, "vtesta@comcast.net" <vtesta@comcast.net>, "Deborah McKiernan (townclerk@wallingfordct.gov)" <townclerk@wallingfordct.gov>

Dear Mr. Chairman:

I hereby submit the following items to be included on the Town Council agenda for June 28, 2022:

Discussion and possible action on creating a "Wallingford ARPA Application Review and Criteria Compliance Committee" for the purposes of reviewing submitted applications, making recommendation(s) regarding approval / denial of any such applications, and following up / reporting on adherence to the approved usage of ARPA funds.

Discussion and possible action regarding the Town Council hiring outside counsel (pursuant to Chapter VII., Sec. 4 of the Charter) for the purposes of obtaining an independent legal opinion as to the lawful authority / process authorized by the Charter (as well as any other controlling law) to expend ARPA funds.

I thank you in advance for your kind attention to this matter.

Very truly yours,

CRAIG C. FISHBEIN, ESQ.

FISHBEIN LAW FIRM, LLC | www.fishbeinlaw.com

100 South Main St., P.O. Box 363, Wallingford, CT 06492
Phone: (203)265-2895 x12 | Fax: (203)294-1396

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Subject **Re: Juneteenth Wallingford Holiday**
From Vinny Cervoni <vcbluzman@hotmail.com>
To Jason Zandri <Jason@zandri.net>
Cc Tom Laffin <councilor@tomlaffin.com>, Town Clerk's Office
<townclerk@wallingfordct.gov>, Autumn Allinson
<autumn.allinson@gmail.com>
Date 2022-06-19 19:48



Deb,
Please, note that Councilor Allinson has requested this as well.

vc

Vincent Cervoni
Chairman
Wallingford Town Council

On Jun 19, 2022, at 1:07 PM, Jason Zandri <Jason@zandri.net> wrote:

We should probably add the item for discussion.

Let me know if we can have this for the 28th

From: Jason Zandri <Jason@zandri.net>
Sent: Sunday, June 19, 2022 1:03 PM
To: Darrell Stancuna <stancuna411@sbcglobal.net>
Subject: Re: Juneteenth Wallingford Holiday

Hi Darrell,

Thank you for your email today regarding the Juneteenth holiday.

I can make the request to put the item on the Town Council agenda for discussion - I would like to know what is the end result you're looking for. (And I have other emails in from other people asking for the same).

Are you looking for us to pass a resolution along to the Mayor for approval (which I believe we could do) or are you asking for us make it an "observed" holiday like Martin Luther King Jr. (which the Mayor needs to address on his own at the Administrative level)?

Just let me know what your thought process and what you (and what you believe others) are looking for so we can request the item and have the appropriate discussion.

Thanks
Jason Zandri

From: Darrell Stancuna <stancuna411@sbcglobal.net>
Sent: Sunday, June 19, 2022 11:26 AM
To: ccf@fishbeinlaw.com <ccf@fishbeinlaw.com>; Jason Zandri <Jason@zandri.net>; vcbluzman@hotmail.com <vcbluzman@hotmail.com>; samuelcarmody@gmail.com <samuelcarmody@gmail.com>; vtesta@comcast.net <vtesta@comcast.net>; autumn.allinson@gmail.com <autumn.allinson@gmail.com>

utumn.allinson@gmail.com>; councilor@tomlaffin.com<councilor@tomlaffin.com>; joemar3@sbcglobal.net <joemar3@sbcglobal.net>; Christina.tatta@yahoo.com <Christina.tatta@yahoo.com>
Cc: Stancuna411@sbcglobal.net <Stancuna411@sbcglobal.net>
Subject: Juneteenth Wallingford Holiday

Dear Town Councilors of Wallingford-

As many of you know, today is **Juneteenth**. On **June 19, 1865, the last enslaved Africans were emancipated**. On this day, we educate, celebrate, and honor the Black community. You can learn more about this important holiday [here](#).

I am reaching out today to encourage and ask the council to consider working with the Mayor to **make Juneteenth an official holiday celebrated in Wallingford, CT**. In May 2022, Meriden's councils unanimously voted to make this exciting change in their town.

Our black residents deserve to have this critical historical holiday recognized throughout town. This is a step in the right direction, especially after having a multitude of Juneteenth events and historical honoring around town today!

I look forward to hearing from you and hope to see this change soon!

Yours Truly,
Darrell Stancuna
18 Olde Village Circle
Wallingford, Connecticut
06492

Sent from AT&T Yahoo Mail on

POSITION TITLE: TOWN COUNCIL SECRETARY (Part-Time)

DEPARTMENT: Town Council

GENERAL STATEMENT OF DUTIES:

Serves as Secretary to the Town Council, responsible for the clerical the functions of the Council; transcribes complex dictation from tapes or notes; prepares letters, reports, statements or memoranda; handles correspondence; transmits orders and instructions and gives information to callers on phone or in person; performs difficult clerical work requiring some independent judgement; relieves the Council of clerical detail and minor administrative matters; performs any or all duties related to the functions of the Council; does related work as required

SUPERVISION RECEIVED:

Works under the direction of the Town Council Chairperson

SUPERVISION EXERCISED:

Generally, none

KNOWLEDGE, SKILLS AND ABILITIES:

Knowledge of departmental programs, policies and operations; considerable knowledge of modern office procedures and practices; knowledge of principles of office management; ability to plan; considerable ability to type accurately at reasonably fast speed; ability to use a wide variety of modern office equipment; ability to establish and maintain effective working relationships with associates and the public.

MINIMUM QUALIFICATIONS:

Two (2) years of experience in office work involving typing and general business practices, ~~some of which must have been in a supervisory capacity~~; stenography would be a plus; government experience preferred. OR IN LIEU THEREOF, college level training in business administration may be substituted for experience on the basis of one (1) year of college for one (1) year of experience in responsible office work OR IN LIEU THEREOF, an equivalent combination of experience and training specified above.

SPECIAL REQUIREMENTS:

~~Required to attend evening Council and Council committee meetings.~~ Daytime hour's flexible with the proviso that minutes and any other work, which may have statutory time limits, be completed in a timely fashion. ~~During budget workshops in April, will attend evening meetings on a daily basis.~~



Town of Wallingford, Connecticut

TOWN ATTORNEY
GERALD E. FARRELL, SR.

ASSISTANT TOWN ATTORNEY
GEOFFREY T. EINHORN

CORPORATION COUNSEL
JANIS M. SMALL

DEPARTMENT OF LAW
WALLINGFORD TOWN HALL
45 SOUTH MAIN STREET
WALLINGFORD, CT 06492

TELEPHONE (203) 294-2140
FAX (203) 294-2112
lawdept@wallingfordct.gov

13814

June 20, 2022

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

Dear Mayor Dickinson:

Please place the following items on the Town Council's agenda for its meeting on June 28, 2022:

1. Executive Session pursuant to Connecticut General Statutes § 1-225(f) and § 1-200(6)(B) to discuss pending litigation in the matter of *Godburn v. Town of Wallingford*; and
2. Motion to consider and authorize settlement regarding the matter of *Godburn v. Town of Wallingford* as discussed in Executive Session.

Please note that insurance counsel will be in attendance.

Thank you.

Very truly yours,

Janis M. Small
Corporation Counsel

JMS/bjc



Town of Wallingford, Connecticut

15, 9, 16,
TOWN ATTORNEY
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June 20, 2022

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

Dear Mayor Dickinson:

Please place the following items on the Town Council's agenda for its meeting on June 28, 2022:

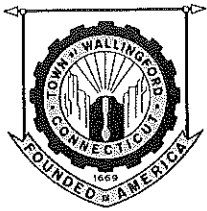
1. Executive Session pursuant to Connecticut General Statutes §1-225(f) and §1-200(6)(B) to discuss pending litigation in the matter of *Town of Wallingford v. Henri Bercier*, and
2. Discussion and possible action regarding the matter of *Town of Wallingford v. Henri Bercier* as discussed in Executive Session.

Thank you.

Very truly yours,

Janis M. Small
Corporation Counsel

JMS/bjc



Town of Wallingford, Connecticut

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GERALD E. FARRELL, SR.

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June 20, 2022

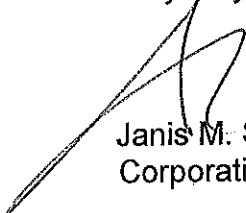
William W. Dickinson, Jr., Mayor
Town of Wallingford
45 South Main Street
Wallingford, CT 06492

Dear Mayor Dickinson:

Please place the following items on the Town Council's agenda for its meeting on June 28, 2022:

- Executive Session pursuant to Connecticut General Statutes § 1-200(6)(D) with respect to the purchase, sale and/or leasing of property.

Very truly yours,


Janis M. Small
Corporation Counsel

JMS/bjc