

31.

**TOWN OF WALLINGFORD, CONNECTICUT
TOWN COUNCIL MEETING
Town Council Chambers
March 27, 2018
RECORD OF VOTES & MINUTES**

The Town Council Meeting on Tuesday, March 27, 2018 was called to order at 6:33 P.M. There was a moment of silence and the Pledge of Allegiance was said. Councilors in attendance were: Chairman Vincent Cervoni, Craig Fishbein, Thomas Laffin, John LeTourneau, Joseph A. Marrone, III, Gina Morgenstein, Christopher K. Shortell (arrived at 6:54 p.m.), Vincent F. Testa and Jason Zandri. Mayor William W. Dickinson, Jr., Town Attorney Gerald Farrell, Sr. and Comptroller James Bowes were also present at the meeting.

Moment of Silence

1. Pledge of Allegiance

2. Roll Call

3. Consent Agenda

a. Consider and Approve Tax Refunds totaling \$43,307.62 (#694-724)
Acct. #1001001-41020 – Tax Collector

3b. Acceptance of funds and consider and approve Appropriation of funds in the amount of \$475 to Misc. Revenue, Acct. #1009052-47040 and to Police Overtime, Acct. #10020050-51400 – Police Dept.

3c. Acceptance of donation from N. Sanon 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.

3d. Acceptance of donation and consider and approve Appropriation of funds in the amount of \$350 to Revenue, Acct. #2264002-47152 and to Expenditures, Acct. #22640150-58830 – Y&SS

3e. Consider and Approve a Transfer of funds – Recreation:

\$1,500	From:	Operating Expenses	Acct. #10050050 58735
\$1,185	From:	Operating Expenses	Acct. #10050050 58735

\$1,500	To:	Capital-Indoor Bleachers	Acct. #10050050-57000-TBD
\$1,185	To:	Capital-Porter Basketball Goals	Acct. #10050050-57000-TBD

3f. Consider and Approve a Transfer in the amount of \$1,139 from Capital Item: Clamshell Bucket, Acct. #10030000-57000-00640 to Capital Item: Roof Top Units- Acct. #10030000-57000-00646 – Public Works

- 3g. Consider and Approve Appropriation of funds in the amount of \$5,000 to Town Clerk Fees, Acct. #2281002-42030 and to Program Expenses, Acct. #22810650-58830 – Town Clerk
- 3h. Consider and Approve a Transfer in the amount of \$5,000 from Election Materials & Supplies, Acct. #1001065056105 to Office Expenses, Acct. #1001065056100 – Town Clerk
- 3i. Consider and Approve a Transfer in the amount of \$2,000 from Regular Wages – Comptroller, Acct. #10010405-51000 to Prof. Svcs. Acct. #10010405-56724 - Comptroller
- 3j. Consider and Approve Appropriation of funds in the amount of \$20,000 to Gain on Disposition of Plant, Acct. #411 and to General Plant-Transportation Equipment, Acct. #392 – Electric Division
- 3k. Consider and Approve a Transfer in the amount of \$38,000 from Distribution Plant-Underground Conductors, Acct. #367 to Distribution Plant – Services, Acct. #369 – Electric Division
- 3l. Consider and Approve a Transfer in the amount of \$3,500 from Transportation Equipment, Acct. #43300392 to General Plant – Structures & Improvements, Acct. #43300390 – Water & Sewer Division
- 3m. Discussion and possible action regarding a request for a Bid Waiver for AECOM to Provide Engineering Design Services for the Phosphorus Treatment Facilities identified by the Wallingford Wastewater Treatment Plant (WWTP) Facility Plan’s 120-Day Fast Tract Report (Report) – Water Sewer Division
- 3n. Consider and Approve Fair Housing Resolution for 2018 - Mayor
- 3o. Consider and Approve appointments of Timothy Wall, Joseph DaCunto and Patricia DeRenzo as Constables for the Town of Wallingford effective immediately and expiring January 7, 2020 – Chairman Cervoni
- 3p. Consider and Approve reappointment to the Wallingford Historic Properties Commission of Cheryl Christie Collett for a five term effective immediately and expiring March 27, 2023 – Chairman Cervoni
- 3q. Approval of Town Council Special Meeting Minutes of March 6, 2018.
- 3r. Approval of Town Council Meeting Minutes of March 13, 2018.

MOTION WAS MADE TO APPROVE CONSENT AGENDA ITEMS 3a.-3l. and 3n. – 3r.

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

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

- 3m. Discussion and possible action regarding a request for a Bid Waiver for AECOM to Provide Engineering Design Services for the Phosphorus Treatment Facilities identified by the Wallingford Wastewater Treatment Plant (WWTP) Facility Plan's 120-Day Fast Tract Report (Report) – Water Sewer Division

*In Attendance: Richard Hendershot, Director, Public Utilities
Neil Amwake, General Manager, Water-Sewer Division*

MOTION WAS MADE TO MOVE TO APPROVE REQUEST

MADE BY: LAFFIN

SECONDED BY: LETOURNEAU

A summary of the bid waiver was given by Mr. Hendershot. He indicated that AECOM will design bid documents for the facility plan and that they have a good working relationship with the staff at the wastewater plant. He explained that Connecticut DEEP has multiple steps in the process and they will help us through this. He stated that staying with AECOM helps us to hopefully meet the deadline to receive the grant money available to us. If we don't meet the deadline, we lose substantial grant money.

Councilor Testa has no objection to the bid waiver request. He stated that he objects to the rush deadline. He questioned why we are at a deadline issue when we have been talking about this for years.

Mr. Hendershot stated that being new to his position he became aware of this issue last July. He went on to state Mr. Amwake came to work for us in 2016 and became aware of this in the 2017 budget cycle.

Councilor Testa asked why we are tight for time and Mr. Hendershot stated AECOM was brought on in early 2017. Councilor Testa then asks the Mayor if he can respond to the delay. Mayor Dickinson responded that he is not aware of any delay, but everyone should be concerned about the cost. He went on to explain that each year's budget has had money in it to do the study and to do the design. Councilor Testa is afraid that we have been putting this off and now we will lose grant money because we were stubborn in doing this.

Councilor Fishbein asked Mr. Amwake if AECOM will be able to advise them on the cost and design. Mr. Amwake answered yes and stated as they progress into design and specifications, they can get the costs down better.

Councilor Fishbein asked if we should have been doing this years ago. Mr. Amwake replied in 1989 the plant came online and they have not done any upgrades. He stated they could have looked at options.

Councilor Zandri stated that at one point there was a bill that was 50% reimbursement.

Mayor Dickinson stated the bill passed, and if the money is available, it will be used.

Councilor Zandri stated we are being required by the State to do this. It bothers him to read that we won't get the grant money if we don't vote on this right now. He doesn't like this and is against bid waivers.

Mr. Hendershot would like to clarify the funding in July. He explained it will be 42% grant money and 58% will be a 2% loan from DEEP for 20 years.

Mayor Dickinson stated Federal Rules require equal share of costs and the rate payer will see an increase in rates. A neighboring community is seeing a 12% increase in their water-sewer rates.

Chairman Cervoni asked if time is a significant factor in the bid waiver and Mr. Hendershot stated time is one of four factors.

Mr. Amwake stated we were here eleven months ago to ask for a qualification based RFP, and we received seven proposals back from that. He explained they had an intense interview process; they held a panel, interviewed one firm each day and allowed approximately three hours for each interview and the questions turned more into a discussion on the process. He stated AECOM was the top scorer and we did arrive at our scores from different perspectives.

ROLL CALL VOTE:
FISHBEIN: YES
LAFFIN: YES
LETOURNEAU: YES
MARRONE: YES
9-AYE
MOTION: PASSED

MORGENSTEIN: YES
SHORTELL: YES
TESTA: YES
ZANDRI: YES
CERVONI: YES

5. PUBLIC QUESTION & ANSWER PERIOD

Opened Public Question and Answer Period at 7:20 p.m.

Paul Ciardullo, Bayberry Drive, feels there is a flaw in the way we prepare our budget. He stated we use our capital expenditures as part of our budget.

Bob Gross, Long Hill Road, asked when doing the budget book, salary line, is the budget line at full value and what is the cost? He stated that some departments are not fully staffed.

Councilor Zandri made a public announcement regarding Project Graduation, a fundraiser will be held on March 28, 2018 at Stillwood Inn at 6:00 P.M. They are \$15,000 short of their goal.

Closed Public Question and Answer Period at 7:40 p.m.

Discussion and Possible Action regarding Pension Contract Tentative Agreement for IBEW 457 Clerical and Non-Hazard Production employees.

In Attendance: James Hutt, Human Resources Director

MOTION WAS MADE TO MOVE TO APPROVE PENSION CONTRACT.

MADE BY: LAFFIN
SECONDED BY: SHORTELL

Mr. Hutt explained that they are here to seek approval of the pension plan in the clerical unit and there are about 20 members.

Chairman Cervoni asked if there is an early buyout and Mr. Hutt answered no.

ROLL CALL VOTE:	MORGENSTEIN: YES
FISHBEIN: YES	SHORTELL: YES
LAFFIN: YES	TESTA: YES
LETOURNEAU: OBSTAIN	ZANDRI: YES
MARRONE: YES	CERVONI: YES
8-AYE	
MOTION: PASSED	

7. Executive Session pursuant to CGS Section 1-200(6)(D) with respect to the purchase, sale and/or leasing of property.
8. Executive Session pursuant to CGS Sections 1-225(f), 1-200(6)(B), 1-200(6)(E), 1-210(b)(4) and (10) to discuss pending litigation/claim involving CMEEC arbitration and legal advice related hereto.
10. Executive Session pursuant to Section 1-200(6)(E) and Section 1-210(5)(B) of the Connecticut General Statutes to discuss confidential commercial and financial information regarding a potential development Proposal.

MOTION WAS MADE TO MOVE INTO EXECUTIVE SESSION AT 7:45 P.M.

MADE BY: LAFFIN
SECONDED BY: SHORTELL
8 AYE
1 OPPOSED - LETOURNEAU
MOTION PASSED

MOTION WAS MADE TO MOVE INTO EXECUTIVE SESSION PURSUANT TO: CGS Section 1-200(6)(D) with respect to the purchase, sale and/or leasing of property (#7); pursuant to CGS Sections 1-225(f), 1-200(6)(B), 1-200(6)(E), 1-210(b)(4) and (10) to discuss pending litigation/claim involving CMEEC arbitration and legal advice related hereto (#8); and Section 1-200(6)(E) and Section 1-210(5)(B) of the Connecticut General Statutes to discuss confidential commercial and financial information regarding a potential development Proposal (#10).

MOTION WAS MADE TO MOVE OUT OF EXECUTIVE SESSION AT 8:38 P.M.

**MADE BY: LETOURNEAU
SECONDED BY: MORGENSTEIN
ALL- AYE
MOTION PASSED**

Time of Executive Session 7:45 p.m. to 8:38 p.m.

Attendance at Executive Session: #7 and #10

FISHBEIN	MAYOR WILLIAM W. DICKINSON, JR.
LAFFIN	TOWN ATTORNEY GERALD E. FARRELL, SR.
LETOURNEAU	
MARRONE	
MORGENSTEIN	
SHORTELL	
TESTA	
ZANDRI	
CERVONI	

Attendance at Executive Session #8

FISHBEIN	MAYOR WILLIAM W. DICKINSON, JR.
LAFFIN	TOWN ATTORNEY GERALD E. FARRELL, SR.
LETOURNEAU	RICHARD HENDERSHOT
MARRONE	ROBERT BEAUMONT
MORGENSTEIN	JOEL RINEBOLD
SHORTELL	PATRICK BIRNEY
TESTA	
ZANDRI	
CERVONI	

9. Consider and Approve a Transfer in the amount of \$190,000- Electric Division:

\$92,000	From: Admin & General-Salaries	Acct. #920
\$98,000	From: Admin & General-Employee Pension and Benefits	Acct. #926
\$190,000	To: Admin & General-Outside Services	Acct. #923

*In Attendance: Richard Hendershot, Director, Public Utilities
Tom Sullivan, Office Manager, Electric Division*

**MOTION WAS MADE TO MOVE TO APPROVE A TRANSFER IN THE
AMOUNT OF \$190,000**

MADE BY: LAFFIN
SECONDED BY: LETOURNEAU

Councilor Fishbein asked what has been learned in the past year of this arbitration process. He stated that he feels like the parent with the child who won't show his grades but wants more money. He then stated that he's done with giving more money.

ROLL CALL VOTE:
FISHBEIN: NO
LAFFIN: YES
LETOURNEAU: NO
MARRONE: YES
6-AYE
MOTION: PASSED

MORGENSTEIN: NO
SHORTELL: YES
TESTA: YES
ZANDRI: YES
CERVONI: YES

MOTION TO ADJOURN
MADE BY: FISHBEIN
SECONDED BY: LETOURNEAU
MOTION: PASSED

The Council adjourned the meeting at 8:45 P.M.

Respectfully submitted,

Lisa Moss
Council Staff
Meeting digitally recorded


RECEIVED FOR RECORD 3-29-18
AT 4:45 AND RECEIVED BY
Barbara Thompson TOWN CLERK



Vincent Cervoni, Chairman

10 APRIL 2018

Date



Barbara Thompson, Town Clerk

4-10-18

Date