

TOWN COUNCIL MEETING

APRIL 24, 2001

6:30 P.M.

AGENDA

Blessing

1. Pledge of Allegiance and Roll Call
2. Correspondence
3. Consent Agenda
 - a. Consider and Approve Tax Refunds (#326-333) Totaling \$4,116.63 - Tax Collector
 - b. Note for the Record Mayoral Transfers Approved to Date
 - c. Note for the Record Anniversary Increases Approved by the Mayor to Date
 - d. Consider and Approve a Resolution Authorizing the Mayor to Apply for a State of CT. Historic Preservation Grant in the Amount of \$5,000 – State & Federal Grants Administrator
 - e. Consider and Approve accepting a \$2,500 Grant to the Town of Wallingford from Anthem Blue Cross Blue Shield for a Thermal Imaging Camera Project - Chief of Fire & Emergency Services
 - f. Consider and Approve Accepting a \$500 Grant to the Town of Wallingford From the Connecticut Fair Plan for the Purchase of a Camera to Document Fire Scenes and Enhance Training Classes – Chief of Fire & Emergency Services
 - g. Consider and Approve a Resolution Authorizing the Mayor to Sign an Agreement Between the Town and the State of CT. Under the Local Bridge Program for Scard Road over the Muddy River – Bridge #04831 – Engineering

- h. Approve and Accept the Minutes of the April 11, 2001 Special Town Council Meeting
4. Items Removed from the Consent Agenda
5. PUBLIC QUESTION AND ANSWER PERIOD
6. Consider and Approve an Appropriation of Funds to Revenue – Non-Operating Close Out Town Encumbrances Budget of which \$80,443 is Appropriated to 97-98 Police Computer Acct. #001-1090-090-9050; \$4,752 to 97-98 Fire Dept. Computer Migration to Police Acct. #001-1090-090-9050; \$258,580 to 99-2000 Police Computer Acct. #001-1090-090-9050; \$176,304 to Federal Grant Acct. #001-1050-050-5883 and \$424,702 is Appropriated to Audited Cash Balance Acct. #001-0900-010-1001 and \$944,781 is Appropriated to Expenditures – Police Computer System Acct. #001-2005-999-9935 – Dept. of Police Services
7. Consider and Approve an Appropriation of Funds in the Amount of \$225,000 to Audited Cash Balance Acct. #001-0900-010-1001 and to Board of Education Heat Acct. #001-860-6900-0000 – Mayor
8. Consider and Approve a Transfer of Funds in the Amount of \$55,621 from Contingency General Purposes Acct. #001-8050-800-3190 and an Appropriation Of Funds in the Amount of \$322,944 from Audited Cash Balance Acct. #001-0900-010-1001 for a Total of \$378,565 to Financial Information System Acct. #001-1401-999-9910 – Mayor
9. Executive Session Pursuant to Section 1-200(6)(A) Pertaining to the Appointment, Employment, Performance, Evaluation, Health or Dismissal of a Public Officer Or Employee
10. Discussion and Possible Action Based on Executive Session Information

TOWN COUNCIL MEETING

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ADDENDUM TO THE AGENDA

11. Consider and Approve a Waiver of Bid to Authorize the Town to Contract with the New Haven County Soil and Water Conservation District to Conduct a Vernal Pool Study in the Tyler Mill Area at a Cost of \$5,400. – Mayor
12. Consider and Approve Appointing Michael Votto as the Board of Education's Representative to the Building Committee for the School Renovation Project to Fill a Vacancy on Said Committee – Board of Education

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SUMMARY

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| 12. Approve Appointing Michael Votto as the Board of Ed’s Representative to the Building Committee for the School Renovation Project to Fill a Vacancy on Said Committee – Board of Ed | 26 |

TOWN COUNCIL MEETING

APRIL 24, 2001

6:30 P.M.

A regular meeting of the Wallingford Town Council was held on Tuesday, April 24, 2001 in the Robert Earley Auditorium of the Wallingford Town Hall and called to Order by Chairman Robert F. Parisi at 6:32 P.M. Answering present to the Roll called by Town Clerk Rosemary A. Rascati were Councilors Brodinsky, Centner, Farrell, Knight, Papale, Parisi, Rys, & Vumbacco. Councilor Zappala was unable to attend due to a previous commitment. Mayor William W. Dickinson, Jr. arrived at 6:50 P.M. due to his attendance at a Sheehan High School Scholar Banquet; Town Attorney Janis M. Small and Comptroller Thomas A. Myers were also present.

A blessing was bestowed upon the Council by Louis Sill, Deacon of SS. Peter and Paul Church, Wallingford.

The Pledge of Allegiance was given to the Flag.

ITEM #2 No items of correspondence were presented.

ITEM #3 Consent Agenda

ITEM #3a Consider and Approve Tax Refunds (#326-333) Totaling \$4,116.63 - Tax Collector

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

ITEM #3c Note for the Record Anniversary Increases Approved by the Mayor to Date

ITEM #3d Consider and Approve a Resolution Authorizing the Mayor to Apply for a State of CT. Historic Preservation Grant in the Amount of \$5,000 – State & Federal Grants Administrator

ITEM #3e Consider and Approve accepting a \$2,500 Grant to the Town of Wallingford from Anthem Blue Cross Blue Shield for a Thermal Imaging Camera Project - Chief of Fire & Emergency Services

ITEM #3f Consider and Approve Accepting a \$500 Grant to the Town of Wallingford From the Connecticut Fair Plan for the Purchase of a Camera to Document Fire Scenes and Enhance Training Classes – Chief of Fire & Emergency Services

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DRAFT MINUTES

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ITEM #3g Consider and Approve a Resolution Authorizing the Mayor to Sign an Agreement Between the Town and the State of CT. Under the Local Bridge Program for Scard Road over the Muddy River – Bridge #04831 – Engineering

ITEM #3h Approve and Accept the Minutes of the April 11, 2001 Special Town Council Meeting

Motion was made by Mr. Rys to Approve the Consent Agenda as Presented, seconded by Mr. Farrell.

VOTE: Zappala was absent; all ayes; motion duly carried.

ITEM #4 Withdrawn

PUBLIC QUESTION AND ANSWER PERIOD

Mark Patton, 16 Sharon Drive appeared at the meeting to express concern over what he feels is a dangerous situation at Highland School. He took note while the school, that the gymnasium floor did not feel as though it had a “give” to it, as it should. He began to research they type of flooring product that was installed seven years ago when the previous floor had warped. He was informed by Gerald Powers, Building & Grounds Supervisor with the Board of Education, that the floor was constructed of a rubber latex compound. After much research and contact with various flooring product manufacturers and distributors, he learned from the project manager of New England Decks & Flooring, that the gymnasium floor was entirely made of concrete with a layer of paint on the surface at a cost to the Town of \$75,000. Elementary schools were not identified on a list of typical users for this product. Colleges, prisons, churches and various other institutions were, however. The American Alliance of Healthcare Education, informed Mr. Patton that the cement floor product did not meet safety standards. He suggested that a rubber product be placed over the existing floor. Parker Farms Elementary School has the same type of floor installed in its gym also. He has alerted several members of the Board of Education and received no response to his concerns.

Atty. Small will bring the matter to the attention of the Risk Manager, Kurt Treiber.

Geno Zandri, 37 Hallmark Drive took issue with the way the Town notices taxpayers who appear on the Tax Collector’s list for delinquent real estate taxes. He stated that his real estate taxes are paid to the bank each month, included with the property’s mortgage payment. This has been the way he has paid the real estate taxes for the past seven years. Approximately 1-2 weeks ago a letter of intent to lien arrived in the mail at his residence. Upon looking into the matter, it was discovered that implementation of the Town’s new computer system caused the error. Mr. Zandri was of the opinion that the Town could have been much more “customer friendly” by issuing a letter to the property owner bringing the matter to their attention and

asking that they check their records with their banking institution, rather than just generate a letter of intent to lien as the first line of communication with the taxpayer.

Comptroller Thomas Myers stated that this was the first time he had heard of this problem and that the State Statutes specify that April is the month to send notice of delinquent taxes.

Mr. Zandri suggested that the Town send a letter one month before the notice of intent to lien, asking the resident to look into the matter so as to avoid their being unnerved over receiving unexpected and unpleasant communication from the Town, especially when it is an error on the Town's part.

Robert Sheehan, 11 Cooper Avenue asked why Doolittle Park was not available for ice skating this past winter?

Ms. Papale explained that there was miscommunication between the Parks & Recreation Department and Public Works. The area was not mowed or maintained properly so as to properly prepare it for skating in the wintertime. The situation will be corrected and the Recreation Department is looking for another location in which to provide skating.

Philip Wright, Sr., 160 Cedar Street asked what corrective measures were being taken to not only fix the peeling paint problem at Community Pool but prevent it from happening again? Will we be painting it every year? What is this costing the Town?

Mayor Dickinson explained that several meetings have been held on this subject and the general consensus is that those areas of the pool that are peeling will be scraped as much as possible and another coat of paint applied. A determination will be made as to what the best product is to re-paint the surface with. The cost is being funded from dollars budgeted for the original work that have been held back as a result of the problems.

Mr. Melillo mentioned that he read an article which stated that approximately \$400 million was missing from federal education funds.

Mr. Agosta hoped that the Blight Ordinance would be appearing soon on the Ordinance Committee's agenda.

Mr. Parisi assured Mr. Agosta that the ordinance was moving ahead.

Mr. Melillo stated that he heard a rumor that the Town would be sharing a road with Durham to the new open space parcel recently purchased on Powder Hill Road.

On a separate matter he wanted reassurance that someone was testing the underground fuel tanks at the service stations in town. He also asked what the Town's plan was for addressing the mosquito problem? What is happening with Community Lake?

Mayor Dickinson informed him that the State of CT. inspects the fuel tanks; the Town will be looking into using the larvicide briquettes used by the State. The Community Lake Restoration Committee is awaiting a study of the lake area.

Mr. Wright, Community Lake Restoration Committee member informed everyone that an engineer has been chosen by the state to perform the study and a meeting will be held in the near future.

Mr. Melillo asked for a status report on the Cooke property and the possible golf course proposed for the site?

Mr. Parisi stated that the Town Attorney is awaiting a court date on the matter.

Public Question and Answer Period was closed at 7:13 P.M.

ITEM #6 Consider and Approve an Appropriation of Funds to Revenue – Non-Operating Close Out Town Encumbrances Budget of which \$80,443 is Appropriated to 97-98 Police Computer Acct. #001-1090-090-9050; \$4,752 to 97-98 Fire Dept. Computer Migration to Police Acct. #001-1090-090-9050; \$258,580 to 99-2000 Police Computer Acct. #001-1090-090-9050; \$176,304 to Federal Grant Acct. #001-1050-050-5883 and \$424,702 is Appropriated to Audited Cash Balance Acct. #001-0900-010-1001 and \$944,781 is Appropriated to Expenditures – Police Computer System Acct. #001-2005-999-9935 – Dept. of Police Services

Motion was made by Mr. Rys, seconded by Mr. Farrell.

Correspondence from Chief Douglas Dortenzio (Appendix I) detailed the unanticipated experiences that have occurred since early 1998 surrounding the purchase of a comprehensive software solution for the department's varied business functions. The occurrences have severely impacted the department's business operation.

The letter goes on to explain that the funding request draws together unexpended funds from the original project, an unexpended federal grant and new money as necessary to engage a new contractor from the recent bid, and how the department's present need for an alternative contractor with a viable product is of paramount concern.

Mr. Knight stated that he recalled attending a demonstration at police headquarters in 1997 or 1998 at which time the software program demonstrated appeared to be quite impressive. He

tried to recall whether other communities, at the time, were also contemplating similar systems. He asked, what other towns have gotten stuck in this same mess?

Chief Dortenzio answered that he does not know of any in the country who are satisfied at the current time. There have been a number of municipalities in CT. that have already pulled out. There are problems in Virginia, Florida and California that he is aware of.

Mr. Knight asked if the Chief had attempted to contact the other sufferers?

Chief Dortenzio answered, yes.

Mr. Knight asked, are they interested in pursuing reparations? Are they farther along? Will they limp along with this system or have they moved on to replacing theirs?

Chief Dortenzio answered, California was a consortium of several municipalities; Florida, I am aware that there are two principal cities that were using the project and it was represented to me that both have stopped using it. Where they stand in terms of reparations, I am not sure. The Virginia community; I know that they did not also buy directly from Lucent. It was supplied by another well-known national firm with a good reputation and that firm has paid off the community that was suffering, not only their costs but additional monies as well. In CT. there are approximately 5 or 6 communities in the capitol region that had banded together. I believe there is only one community at the moment that is using the product and I am not sure that it is in the manner in which it was originally intended to use. Hamden was a community that started the project after we had. They talked to us before they got started and recognized the problems we were having and pulled out before they got any deeper in the muck.

Mr. Knight asked if there would be an advantage to teaming up with some of the other communities to give us a stronger case with Lucent?

Chief Dortenzio answered, that goes to the heart of legal strategy. I don't think a breach of contract cases can be turned into class action claims.

Mr. Knight was not speaking to the legalities, but wondered if there would be strength in numbers in this situation. He asked, how much actual cash have we expended?

Chief Dortenzio answered, about \$298,000 was in the original purchase order and two-thirds of it had to be paid pursuant to the terms of the contract. There was another portion of the original contract that was bid that was connected to a federal grant. That total dollar amount came in around \$258,000 and it would have required the initial stages of the project to be completed before that latter phase could be started. I chose not to award that latter part back in 1998 because if I had awarded it initially, terms of the contract would have required that I pay out one-third of the dollar value of that component piece immediately upon award and I would

much rather have the interest accruing in my bank account than in theirs. We held that back...that is the grant money and some local money that is eluded to in the transfer request that is still available. The federal grant would expire at the end of May. If we don't go forward with this project, we would essentially have to take a pass on that cash.

Mr. Knight asked, are any of the original software modules working?

Chief Dortenzio answered, we are getting by in better shape with some of them than we are with others. I couldn't tell you, in all honesty, that I have a single one that works in its entirety as represented.

Mr. Knight asked, is there any benefit to using what might be working?

Chief Dortenzio answered, no. We have had a breach of security which is highly publicized. The company has been notified that they are not allowed back in the department's building.

Mr. Brodinsky asked, as I understand your memo, you want to spend another \$944,000 over and above the approximate \$200,000 spent to date?

Chief Dortenzio answered, yes, I need to spend that amount to find replacement software, yes.

Mr. Brodinsky asked, when the first round of bids came in, was the going price about \$300,000?

Chief Dortenzio answered, phase I, if you will, was around \$305,000+-. The second phase was around \$258,000 but we never awarded that.

Mr. Brodinsky stated, I am trying to find out if what we thought we were going to be getting would have cost, eventually with all the phases, roughly \$550,000 but now the market rate or bid price is now up to \$944,000.

Chief Dortenzio answered, there clearly is a difference between the vendors. There is no difference in the functionality. We stayed on the second set of bid specs with the same functionality; the modules don't line up as far as their trade names and what not, but the same functionalities as we had with the first one. The difference is that in this latter bid is a significant piece of hardware that would be used to run the data warehouse, if you will. It used to be called IBM AS400. The AS400 trade name has been supplanted by something called an I-Series system. It is a derivative of the AS400 which we used for about eight years with no down time. This particular application requires that type of system to run and if you are going to try and line up one product to another, there was no hardware requirement associated with the awarding of the other software. We already had the hardware from a prior fiscal year.

Mr. Brodinsky asked, has the exact same program been successfully installed and staffed and someone in the country has been trained on it and it is up and running somewhere?

Chief Dortenzio answered, yes, Middletown uses it; Waterbury uses it and three or four smaller communities in the state use it. Large departments all across the U.S. use it. The firm we are looking to do business with has been in business for twenty plus years. They specialize in doing just this. The version that we are looking at is one that will meet the CT. reporting requirements as is the version that is currently in Middletown, Waterbury and these other communities.

Mr. Brodinsky asked, was this firm around back in the late 1990s when the Lucent/SNET system was bid?

Chief Dortenzio answered, I suspect they were but I don't think the same version of software that we are looking at today existed back then. One of the things we were surprised by... is that there has been significant changes in a lot of the modules in the three and one half years since we bid the software. Some are relatively similar but we are surprised to learn that a number of companies had used third party vendors to accomplish some of their task and have since separated from the third party vendors and have developed applications themselves that integrate better into their own product line. That was not the case several years ago.

Mr. Brodinsky asked, have you satisfied yourself that the other CT. towns are satisfied and up and running with the exact same system?

Chief Dortenzio answered, I had staff take a look at about thirteen different products in the last several months. We spent virtually every day back in December with a different vendor in the building doing product shows. This particular vendor, we had back three different times. There is a reporting requirement to the State so we contacted the State to find out what experience they had with the receipt of information. Was it transmitted correctly? Did it meet the requirements of the State of CT.? I spoke with the heads of the agencies in Middletown and Waterbury; we went to Waterbury and spent a day there with everyone talking about support and installation, etc.

Mr. Brodinsky asked, any soft spots in the product?

Chief Dortenzio answered, no. Most communities indicated that it was a close horse race between another principal competitor of this company. Our bid process was a professional services bid and the national competitor did bid the project and it came in a little more money than this one does and some of the functionality of that product line, I don't think is easy to use. There are more three parties vendors with the competing firm than the firm we wish to go with; this vendor manufactures it all. Other communities stated that they were having a problem with some of the third party companies that the competing vendor utilized to realize the terms

of the contract. Coming on the heels of what we have had, was not something that I wanted to hear.

Mr. Brodinsky asked, is the \$944,000 a bid price? If so, are there any add-ons or extras after that?

Chief Dortenzio answered, the bid amount is about \$843,981.00. The balance are the costs of the laptop computers that actually go in the cruisers and the mounts, hardware, etc. Those have yet to be bid and we probably won't bid them until this company gets up and running. The prices change so rapidly and the trend is that they are heading downward.

Mr. Brodinsky asked, are there any other additional costs that may be involved?

Chief Dortenzio answered, project management, installation costs, all of that is in here.

Mr. Brodinsky asked, what do we have to pay up front; what do we pay upon completion? Do we get a hold back until we are satisfied?

Chief Dortenzio answered, I don't know but there are about 50 pages of documents here that I am currently having reviewed by the Law Department. If you want to give me about 10 minutes, I could probably find it.

Mr. Brodinsky stated, it is important, in view of our past history.

Attorney Small stated, we are not paying it all right up front. We are looking at the contract documents now so we will certainly be withholding as much as we can get away with, in terms of being satisfied with the product.

Mr. Brodinsky asked, has this yet to be determined and still to be negotiated?

Atty. Small could not recall what was in the bid documents. She stated, I am reviewing what their proposed contract was, that is not done.

Chief Dortenzio added, the bid documents may have specified it but I know that all of that was written with the prior review and approval of our Purchasing Agent.

Mr. Brodinsky asked, what are our remedies if the unspeakable happens and it doesn't turn out the way we want? What are our remedies or warranties? How can we be sure we won't get into the same position we were in before?

Chief Dortenzio answered, all the vendors warrant their products. There is a performance bond also associated with this. We have a complete range of legal recourse as we do with the other failed contract.

Mr. Brodinsky asked, regardless of the number of hours they have to spend, they have to get us up and running until we are satisfied and the price stays...

Chief Dortenzio answered, there is an acceptance plan. They have to demonstrate with each of the modules that functionality occurs before we will agree to accept it.

Mr. Brodinsky asked, what do you know, if anything, about the solvency of the vendor? So many technical companies are going under these days because big customers don't pay bills.

Chief Dortenzio stated, actually, it is a privately-held company. I took a look at their debt to equity ratios as a matter of course when they first came and they are in great shape; probably the envy of most companies. They sent to us, as a bid requirement, an overview of their financial status as a corporation. In comparison to the other vendor, they are in significantly better shape.

Mr. Brodinsky asked, is time of the essence?

Chief Dortenzio answered, yes, for two reasons. One, we have no support on the product that we are currently utilizing. If it should fail, I have no one to call in order to pull it out of its problems. It is unstable; we can't use principal functions of the software. They brought in hardware to try and keep certain parts of it afloat that has complicated our entire network. We are looking for that equipment to be taken out and streamline everything, bring it back to the way it was originally designed. I have a number of daily business needs that have gone unmet for almost one year now. I need to get back on track in terms of data entry and a lot of the reporting requirements that we struggle with. I have a federal grant that if we don't go forward here, it is going to expire on May 30th. It is already six months beyond its scheduled termination date. We were able to get a six month extension.

Mr. Brodinsky asked for an explanation on a few of the sources from which funding is being provided, for instance, \$80,000 is being transferred from the 97-98 Police Computer Acct.

Chief Dortenzio answered, some of the accounts existed in the department's capital budget from a few years ago and were never tapped. We had approved the money; I chose not to award it until I saw them complete the first part of the process. Had we awarded it, we would have had more cash on the line now and would have been trying to recover a greater amount than we are intending to try and recover. The remainder of the accounts; the Fire Department acct., when we first went to bid for this project it was the time that we were taking over the Fire EMS dispatching in the Police Department and some of the costs associated with modules that deal

with the Fire Department were paid out of their accounts. These are balances that are still left, where the money was not completely expended and it has been added up to determine what the difference is that is necessary.

Mr. Brodinsky asked, the Audited Cash Balance; those are funds coming from the Town's savings account?

Chief Dortenzio answered, that is my understanding.

Mr. Brodinsky asked, because the amount is almost \$1 million, I feel a little uncomfortable, on the basis of what we have in front of us, of voting for, in this format, otherwise I am going to vote for it eventually; in view of the prior problems that we have had and in view of the amount of money involved, what I would like to see on matters involving this amount of money is an executive summary setting out some of these things that I have asked about. It is not a routine matter.

Chief Dortenzio did not understand Mr. Brodinsky's request.

Mr. Brodinsky explained, an executive summary is a white paper; a four or five page letter, or as many pages that it needs to be, with schedule attached, reviewing some of the pertinent parts of the contract and if the contract isn't ready... the payment schedules, etc. You are asking for a transfer of funds and for us to fund this but we don't yet know what the payment schedule is going to be yet. It could also include some back up information on the experiences that other towns have had with pertinent detail. There is no special form or format to it, but it is basically a written report in greater detail but it is in writing; not something that is typically done in the public sector, but very common in the private sector. I think the matter is worth at least that and then once I had that, I would vote for this.

Chief Dortenzio stated, a lot of the white paper has to do with the manner in which we bid things and analyze the responses. All of that information is on file and has been for a few months. Our specifications are well over 100 pages, typed and covered everything from cables to nuts and bolts to the general functionality that was necessary.

Mr. Brodinsky replied, the operative word is "summary". A lot of that involves the judgment of the person putting it together. I don't have any further questions but, at the right time, I am going to move to Table this but I don't want to do this right now until the other comments have been heard. If the motion to table is voted down, I will vote for this because I don't want to hold you up but, I think getting that executive summary is a more professional, better way to go.

Mr. Vumbaco asked, what is the dollar amount associated with the new hardware?

Chief Dortenzio answered, it is the sum of \$76,342 and \$5,700; about \$82,042, if I added that correctly.

Mr. Vumbaco asked, the original project was about \$565,000? If you take the \$82,000 out of the \$945,000, you are talking about an \$863,000 project.

Chief Dortenzio stated, you would have to subtract that number from \$843,000.

Mr. Vumbaco stated, that leaves approximately \$761,000., which is an increase of about \$200,000. What is that increase attributed to? Did this vendor bid on the original proposal?

Chief Dortenzio answered, I don't believe this new vendor submitted a bid last time.

Mr. Vumbaco asked, were they requested to? I am curious why the cost is up \$200,000 from the original project only a few years ago. All of a sudden we have a nice new respective product line out there and I sure the several long term satisfied Connecticut customers just didn't do it over the last couple of years, they must have been satisfied when we were out bidding. I am trying to understand why we were not out there using of having this product included in the original bid response package. Did we just go for the cheapest route for something that is going to go on our AS400 and not even take into account that we may have to buy new hardware?

Chief Dortenzio answered, with respect to the vendors elsewhere in the State of CT., I think that some have been there longer than others. This particular company makes products in addition to just law enforcement software. I believe they do municipal financing packages; land records software, etc. Middletown has been using it, I believe, for not more than a few years. Waterbury is the same. Some of the smaller communities have used it for longer periods of time. I think we are trying to compare the product you see before you with a customer who implemented it 12 years ago, but this is not the same product, unless they have been maintaining the upgrades, you are looking at something that you may not even meet the current reporting requirements. Some of those communities that we talked to were already looking at replacing what they had. Very much like when we were looking three years ago, we have seen significant change in how these products are developed, who develops them and how they function in a short period of time. That is not a surprise. It is probably one of the most dynamic industries in this country.

Mr. Vumbaco understood the issues around the computer field. He asked, are you saying that the long term satisfied customers then, are not on this particular package? Was it a prior version of this software?

Chief Dortenzio answered, Middletown...and Waterbury are exactly on this package. Berlin might have been one of them; when you start to ask them, "How do you like the product?" ,

they would say they liked it fine. The real question you want to ask is, what version number are you operating? You find out that some are operating a version number that is several models old so you have to put more stock in the ones that are more current in the communities that are using the current releases. Those communities that are the most current are Middletown and Waterbury. The older "customers" or municipalities are using older versions. I cannot ask them questions about how they like this particular version for they don't have it. I ask them how the support has been from the company over the many years you have done business with them? If you had to do business with them again, would you do so? If they tell me yes and they have been supported well over a decade's period of time, I put some stock into that information.

Mr. Vumbaco stated, I am still concerned with the increase of \$200,000 if we are getting apples to apples.

Chief Dortenzio stated, I don't know what to tell you. One of the better products that came in is even more money. There was one company that comes highly recommended, is in all of the trade journals, I, personally, called the company back in December to ask if they would come out to Wallingford. The firm had never heard of us, wanted to know the size of our community, size of the department, etc., and told me point blank that we could not afford the firm and that they were not coming to town. When they told me the initial starting price, I can tell you, we could not afford them.

Mr. Vumbaco stated, I have no problem with that. I have shopped integrated systems and have actually implemented them but my concern was more along the lines of the additional increase of \$200,000 that we, three years ago, tried to go the cheaper route and then we ended up paying the price for it. That is my only concern.

Chief Dortenzio answered, the representation was that they could do the job. Could I have found software that would have cost us more three years ago and perhaps put more of it on the line now? Absolutely. I wasn't in the process of looking for the most costly but for the product that could do the job at the best price. They certainly made the representation, not just to Wallingford, but to a lot of communities in CT. and throughout the country that they could do the job. Clearly, the general experience, ours and other municipalities, as they have failed to meet the requirements of the contract. I am not sure that would have been different had we paid more for it.

Mr. Rys stated, they impressed me when they were at the police station, giving the sales pitch. It is hard to believe that it didn't work.

Chief Dortenzio replied, I am not their spokesperson and we may have pending litigation in the future. There is a lot of complexities to this; there were some third party vendors that business arrangements went bad behind the scenes; they couldn't get the support from some of their

suppliers; it is a sad tale, but the bottom line is that they are on the hook to fulfill their requirements and they didn't do the job.

Mr. Rys asked, a few years back when we were discussing the computer system, didn't you or some information come in that the state was considering going with Lucent, too?

Chief Dortenzio answered, the State of CT. did purchase a slightly different product from Lucent Technologies which operates the 9-1-1 systems in the state. One of the attractions at the time was that we would be able to reduce the amount of equipment and do an integration with the system that the State of CT had purchased and would mandate that every municipality with a...would operate. We still operate that software. The State of CT. still uses it and I think it is fair to say that it has a few things they would like to tweak and correct. This is a slightly different product line with the same company.

Mr. Rys asked, are they happy with them?

Chief Dortenzio answered, it depends on who you ask, I suppose. Does it get the job done? Yes. Does it have some difficulties? Yes. That is not software that we buy; it is bought for us by the state, installed by the state and maintained by the state.

Mr. Rys stated, one thing that impressed me was the statements I read in the paper and you reiterated; that this company was in the business for this specific field. They are not diversified into traffic signaling, etc. That makes me feel a heck of a lot better.

Chief Dortenzio stated, Lucent Technologies, which sold the 9-1-1 system to the State of CT. is in the process of selling it off.

Mr. Rys stated, if I recall correctly, when we went out to bid with Lucent, didn't we not include mobile computers in the police cruisers because we were going to delay that for a couple of years later?

Chief Dortenzio answered, we bid the software portion of it, not the hardware. That was the part that I was eluding to that I did not award at the time the initial phase was done. Had I done so, I would have had to have paid one-third of that software cost at the time of contract signing. Lucent could not have achieved the supply and operation of that module until the other phases were complete. They professed that they would do that in six months; I suspected it would take longer and, rather than have them hold our money, I preferred to have it held by our Comptroller, so I did not award that portion of it and that spared us laying out one-third of the software costs. At that time it was \$258,000. The difference between the software bid here and the total amount transferred is the hardware component which we did not buy at the time, either.

Mr. Rys stated, I would assume that three or four years later, we would be looking at a little more than a 10 gb hard drive, or what ever it may be, and it has developed into a little more efficient and better system.

Ms. Papale recognized how disappointed the Chief and his department are over this matter. She stated, you were so enthusiastic about it and had made all of us enthusiastic about it, and have to come to us now and say that it didn't work, I know, is disappointing to you. November 17th is when this all started and we realized this was a problem.

Mr. Parisi asked, weren't you having trouble before that?

Chief Dortenzio answered, yes, we have been meeting with them weekly for the last year. They are 2 ½ years beyond the scheduled completion date.

Ms. Papale asked, what took us so long to decide that we had better go and look for another company?

Chief Dortenzio replied, as I eluded to in my original memo; it became pretty obvious that they were struggling a short time after they got going. This is layers and layers of companies and I am not the spokesperson. Lucent, if I can believe the press accounts at the time, relied on a subcontractor who they had a five year business partnership with for principal components of the software they were supplying us. About eight months after we started work, they broke that agreement with the other company and when they broke that agreement, everyone went to their respective corners with their respective technicians, all of the customers floundered and Lucent made representations that they would strike things out, correct the problems and, to my observation, they did not have the ability to do so. They started to ask us what some of the reporting requirements are. We spent a great deal of time trying to educate them on what the nuances are in the State of CT. I can't tell you how many hours of labor we put in trying to salvage this; believing that they, perhaps, had the technical talent to do the job. They certainly don't have the knowledge of the business or industry that we are in. We sought reparations from them and while those discussions were ongoing, they kept giving us revised road maps and promising us they would straighten it out. Those dates were continuously pushed out and while we were beginning talks with them about reparations, that we had the unfortunate problem with them taking our data and misusing it for purposes we never authorized and that was the icing on the cake and severed the relationship.

Ms. Papale stated, is it true that it will take approximately six months to get this new system up and ready to go?

Chief Dortenzio answered, that is a fair assessment. If you pass this tonight, we need to finalize contract review signatures; order the hardware; there is a great deal of work that is done by my staff in conjunction with the software vendor because, again, the product comes capable of

handling a variety of state and local codes and ordinance numbers. While it is capable of handling all of that, it has to be added. Most of it is all manual entry. Data migration has to be performed as we cut it all over. We need to train our staff accordingly before we cut it over. It is easily six months worth of work in order to get it up to speed. It does not come on line all at once; it comes on in phases over a period of time.

Ms. Papale asked, if it has been over six months since we developed the problem and it will be six months before we are up to speed, how has the department been able to function? Didn't you really count on this for....?

Chief Dortenzio answered, for one year we have put a lot of business functions on the back burner. There is a lot of things we routinely do, we have not been able to produce. We have no hope of producing them on the current system. Expediency is required because I need to get back to tending to our daily business operations and meeting some of the requirements that I have at the state and federal level for data reporting. Entire components, we can't utilize and we are never going to utilize them.

Mr. Parisi asked, is there anything we can do to improve our position in the future, contract-wise to make it easier for us to recoup losses should we have this problem again?

Chief Dortenzio answered, the data manager I have working for me worked very carefully with Bob Pedersen (Purchasing Agent) over the terms of payments, recourse, bid bonds, warranties and all the things that we would certainly want to have tilted in our favor to the extent that we can.

Mr. Parisi asked, does the Town Attorney's office review these contracts?

Atty. Small answered, yes, it is currently in my office to be reviewed.

Mr. Parisi asked, is there anything; it just seems as though we get into this position a lot and I am not going to say that it is because we are not trying to protect ourselves and we are not on top of things. Is this just a matter of life, in general, in the business world? We always seem to be walking uphill.

Atty. Small answered, I am not sure I would agree that this is all that common. I don't know how many contracts we enter into in this town per year but I think our bad experiences outweigh the good ones. We only talk about the bad ones. We have learned from our dealings with the SNET contract and we will take those teachings and work our best on this contract. To some extent they are pretty standard, but that is why we are looking at them, to do the best that we can to protect the Town.

Mr. Parisi stated, I am not implying at all that there is a problem with...it is like trying to hit a bouncing ball.

Atty. Small stated, this was a unique experience. None of us are looking to repeat it.

Mr. Rys asked, is the new system going to have all of the bells and whistles that the other system had that the other firm demonstrated to us?

Chief Dortenzio answered, we tried to line this up so that we could compare functionalities. Companies sometimes embed certain functions in different modules; they do not line up perfectly. This is clearly not a case of us seeking one thing three years ago and seeking something different this time. Our business needs then are still the same as our business needs now. The specifications were written basically for the same functionality. There aren't any significant changes with the exception of the hardware platform because this runs on a different type of server than the other software.

Mayor Dickinson stated, I can tell you with absolute certainty, I am encouraging absolutely no bells and whistles. We want a basic system that provides what we need. I don't want any single thing that is extra that produces additional problems.

Mr. Rys explained, I didn't mean it that way. I wondered if the proposed system had the capabilities of doing everything that Lucent had indicated to us in the past.

Mayor Dickinson stated, every time you go for something beyond basic, that is when you end up with significant problems. To say that I am frustrated on this is a vast understatement.

Mr. Rys stated, what really impressed me was everything that was demonstrated by our previous contractor. That is what I wanted to make sure we were getting. I think it would improve the entire department.

Mr. Parisi stated, why does that (Mayor's) position not surprise me?

Robert Sheehan, 11 Cooper Avenue asked about the source of funding.

The Chief explained once again how funds had been appropriated a few years ago for the purchase of a new system and the money was not drawn from those accounts because the department did not make the award at the time.

Mr. Sheehan stated, this is shades of the Electric Division and the problems they are experiencing with their new computer system.

Frank Wasilewski, 57 N. Orchard Street asked, with regards to the federal grant money; is that money that you have to use for cruiser laptop computers?

Chief Dortenzio answered, yes.

Mr. Wasilewski asked, how many laptops do you have in your cruisers now?

Chief Dortenzio answered, none. It could have been achieved by now had this previous company lived up to their contractual requirements.

Mr. Wasilewski asked, how much time do you have left to apply for this federal grant?

Chief Dortenzio answered, until the end of May. We applied for this grant so that the cost of achieving the functionality we discussed several years ago would not put as large a bite on this community and we received about \$175,000 in a competitive grant application. You cannot put the laptops in a car and have them communicate to headquarters until the vendor achieves what needs to be accomplished in headquarters. Rather than award that portion of the contract and have to pay them one-third of that \$258,000, I held it back until I saw progress on the first phase. This allows the comptroller to hold the cash and bank the interest. There is a time constraint on grant monies. We have asked for and received a six month extension on our grant which will take us out to May 30th. This project has to get underway before May 30th or they will re-designate that \$175,000 to a different municipality.

Mr. Wasilewski asked, do you need \$949,000 by May 30th? Can you manage with half of it?

Chief Dortenzio answered, we don't award contracts in town unless we appropriate the necessary funds to fulfill them. It would not be expended by May 30th but we have to have it in place and encumbered as a matter of business policy before we go forward with the contract.

Mr. Wasilewski stated, we only have another 2 months before this fiscal year is over and we are going to be taking over \$400,000 out of the Audited Cash Balance and we only have \$800,000 in that whereas, if we went with the next year's budget, we would have \$3.4 million. We would be taking money out of a larger amount than a smaller amount, but if anything happens in between where the Town needs money from the Audited Cash, we are up the creek.

Chief Dortenzio stated, this has been an excruciatingly painful process for the last two and one half years and if there was a way around this issue, we wouldn't be dealing with the problem. The present contractor is not in the position to fulfill the contract requirements, they are in default and we need to move forward with the business operation.

Mr. Wasilewski pointed the fact that the Police Department did not have a computer when Chief Dortenzio was hired. He complimented the Chief stating, as I understand it you ran the

department from your laptop computer at home. I was willing to spend a couple of extra dollars back then to get you a big laptop but no one listened to me. Instead, we spent over \$300,000. I want to congratulate you for running the department as long as you did on your laptop.

Mr. Parisi stated that there has been over one hour of discussion on this topic and asked that the public try to bring fresh information to the subject matter.

Philip Wright, Sr., 160 Cedar Street stated, we are talking about taking \$424,000 out of the current fiscal year's reserves; \$378,000 out of our surplus in the next fiscal year; that is big bucks. It ought to be discussed in detail and as much as anyone wants to talk about it. That is my opinion.

Mr. Parisi replied, that happens to differ with my opinion. Let's get on with it; do you have a question?

Mr. Wright stated, I would hope that the Council is not sitting there nodding their heads to all of this business when we are talking about two debacles that we are going to have to take money out of our savings account to pay for. Somebody in this town ought to be held responsible and accountable for this kind of thing.

Mr. Parisi asked, what do you propose that we do?

Mr. Wright answered, I proposed a long time ago that we hire someone who knew something about computers.

Mr. Parisi asked, I don't think the problem is with the specifications of the computer but rather, the people who sold the computer may have misrepresented it.

Mr. Wright stated that he is not sure he can be any more comfortable than he was three years ago on this matter.

Mr. Parisi pointed out how the Town has lived through three or four computer problems in this town that every other town has had, too. It is the nature of the beast.

Mr. Wright answered, that is not true, in general. I doubt that most towns have had the kind of problems with computers that this town has had.

Mr. Parisi commented, you do even have to go out to the towns; go out to the private sector and you will find that seldom is a system purchased that fulfills the representation at the time that you bought it. It is almost inherent that these things don't work.

Mr. Wright replied, in the private sector, if this kind of thing happened, some heads would roll. That doesn't happen here.

Mr. Parisi explained, the problem is that you have the system in here and you have to be very, very careful backing out otherwise everything ends up shut down. I saw a manager who had your attitude and the vendor got disgusted, packed up and walked out. The place was literally shut down.

Mr. Wright pointed out that the Town has already kicked the other vendor out and locked the doors. That excuse is not justified. I wish I could feel comfortable about going back into our pockets, twice; I can't.

Pasquale Melillo, 15 Haller Place, Yalesville asked if it was true that the new vendor, New World Systems, already has a contract on the computer system that is being discussed?

Chief Dortenzio answered, we don't have a contract with them. That is, in part, what we are discussing.

Mr. Melillo asked if the State's Attorney General has been consulted on this in any way?

Mayor Dickinson answered, the State's Attorney General represents the State of CT. and, in general, does not provide opinions to municipalities for contracts for services or other matters that are totally municipal in nature. Municipalities are expected to conduct their own legal affairs.

Mr. Melillo asked, did the Town or department hire consultants prior to purchasing the present system to advise the Town on whether or not to accept the system?

Chief Dortenzio answered, we never have accepted it. It has never passed test acceptance and it wouldn't if it was performed now. We would normally owe them the balance of the contract amount had we gotten to test acceptance. It does not work; it will not pass test acceptance and we will not be paying them any additional funds.

Mr. Melillo asked, did you have any consultants advising you in any way?

Chief Dortenzio answered, we have had project managers both within the department and we have been through four or five of them with the company. I have had a number of meetings where I have required the vice presidents of the principal and subcontractor to come out and meet with me several times in the last two years and made clear our disappointment in their performance. As I indicated, they made a number of pledges that they would provide us remuneration, reparations and would continue to fulfill the obligation of the contract but they have been unable to do so. They are well beyond the point of which they were supposed to

have completed the project and we have had some celebrated problems that arose in November which is the icing on the cake. We have severed all ties with the current vendor and the only thing that remains now is recovering the money that we have expended.

Mr. Melillo stated, since there is so much competition in this field presently, the Town should try to solicit as many bids as possible to take advantage of the situation.

Chief Dortenzio answered, that is exactly what has transpired. This was bid recently. We had this company and its principal competitor bid the revised specifications in the last couple of months.

Mr. Melillo inquired as to whether or not the town has a legal basis to recoup the money.

Atty. Small stated, we will seek to recover damages and if we cannot do it in a friendly manner, then we will pursue litigation.

Mr. Melillo asked, does the \$994,781 figure that will be approved tonight include bond interest? We will have to send this out to bonding, right?

Comptroller Thomas Myers stated, this will not be a bonded project. No bonds will be issued; there will be no interest. We will pay for the system as it is installed and the Chief approves invoices for payment.

Mr. Brodinsky stated, as a public official faced with almost a \$1 million project, I think it is a better business practice that we are provided with a little more "meat on the bone" with respect to what you are asking. For example, if someone on the street were to ask, "exactly what are you getting?", I don't have, in written form, anything at all about the functionality of the computer; what it is supposed to do; the specifications. I can't even explain what it is supposed to accomplish. I would like that. I am not very comfortable with when we are going to pay in relation to the benchmarks of performance by the vendor. I feel that I should know that. I don't have anything solid on the financial stability on the company. I heard your representation... but if I am asked to vote for \$1 million, I feel it is my responsibility to dig a little bit deeper and to have a little bit more in front of me. I have questions about, is the system going to be supported for a guaranteed length of time or, is the industry such that after two or three years they may announce that they are no longer supporting that system. What do we have? At least go into that. It may not change my vote but, those kinds of things, I would like to see addressed. The starting dates; completion dates; investment of time and additional resources, in any; if none, great. It is that kind of a very basic report that I think is just a better business practice when one faces this kind of issue. I am encourage my colleagues that, when we are faced with something this unusual, to get that kind of unusual effort by the department head who is requesting it. I just think it is a healthy precedent.

Motion was made by Mr. Brodinsky to Table This Item Until an Executive Summary is Provided, seconded by Mr. Vumbaco.

VOTE: Zappala was absent; Brodinsky, aye; all others, no; motion failed.

VOTE ON ORIGINAL MOTION: Zappala was absent; Brodinsky, no; all others, aye; motion passed.

Note: Mr. Vumbaco stated before casting his "aye" vote, that he, too, is not happy with the computer system in the town, either, but will vote in favor of this transfer.

ITEM #7 Consider and Approve an Appropriation of Funds in the Amount of \$225,000 to Audited Cash Balance Acct. #001-0900-010-1001 and to Board of Education Heat Acct. #001-860-6900-0000 – Mayor

Motion was made by Mr. Rys, seconded by Mr. Farrell.

Mayor Dickinson stated, the indication from the Board of Education was, this is the amount of money that was spent by the Board of Ed for heat, this includes oil and natural gas, than what was anticipated in the budget. We had told them that, given the volatility of the pricing, that we would look to make them "whole" as we would any other department. This is the amount of money that they would need to be made whole.

Mr. Vumbaco asked, are other departments going to be coming in front of the Council asking for transfers as well? I am sure it has cost the Fire Department and Public Works more money for fuel, too.

Mayor Dickinson answered, it is possible that there will be transfers. I don't think any of the others will come close to the education expenditure for heat, because of the number of buildings. I don't believe it will ever reach this kind of amount.

VOTE: Zappala was absent; all ayes; motion duly carried.

ITEM #8 Consider and Approve a Transfer of Funds in the Amount of \$55,621 from Contingency General Purposes Acct. #001-8050-800-3190 and an Appropriation of Funds in the Amount of \$322,944 from Audited Cash Balance Acct. #001-0900-010-1001 for a Total of \$378,565 to Financial Information System Acct. #001-1401-999-9910 – Mayor

Motion was made by Mr. Rys, seconded by Mr. Farrell.

Correspondence from Raymond F. Smith, Director of Public Utilities (Appendix II) states how the Gemini software charges were mistakenly omitted from the Data Processing Capital Costs Summary

on the new computer system project. This oversight has resulted in the need to request an additional \$104,903 to cover the total expense of the project.

Mr. Vumbaco asked, what is the total projected cost of the project? Is it the \$958,000., \$843,000., and \$289,000., rounded?

Mayor Dickinson replied, that is my understanding.

Mr. Vumbaco asked, is there going to be anything down the road, again, that is going to happen that we are going to... what was the original estimate to do all of this? It seems like I have been hearing for some time now, even before I sat up here as a Councilor, that there was more money being poured into this project. I am feeling very, very uncomfortable is, like Mr. Wright is, about this whole thing.

Mayor Dickinson answered, this reflects \$104,000 more for the software. The consultant, we have paid more than what we expected and that would be in the total. They had spent far more hours than we anticipated, McGladrey & Pullen. The software vendor, Gemini, is one component of three; software, hardware and consultant costs. The purpose of this transfer is to show the proper allocation of funds for this fiscal year. We have indicated that to the auditors and we should be reimbursing the Electric Division fund for the money it put up front.

Mr. Vumbaco stated, in round numbers, we are talking about \$2.1 million. What was the original estimate we suspected this would cost when we first started the project?

Mayor Dickinson answered, somewhere around \$1.8 million; it has been a while. There is an additional \$104,000 now for the software and the consultant cost more than we anticipated would be necessary.

Mr. Vumbaco stated, adding to that the new Police system bid of \$400,000., brings the computer "overages" so far to nearly \$750,000.

Mayor Dickinson answered, if we don't get reimbursed by SNET. IF we do, there would not be an overage on the Police side.

Mr. Brodinsky asked, is this expense now capped? Do we know the final number of dollars that we are going to be spending on this, or is it still open-ended?

Mayor Dickinson answered, we don't have a final (figure) until the system is up and running.

At this point...I am told we are close, but I have been told that for a while. I am not believing at this point.

Mr. Brodinsky stated, I heard that this is a basic system without bells and whistles, is that true?

Mayor Dickinson answered, in my view, it is fairly basic.

Mr. Brodinsky asked, this is just a transfer of funds you are requesting and not an authorization to pay the vendor more money?

Mayor Dickinson answered, this is a transfer of funds to reflect an allocation by funding area. The portion of the project that is dedicated to general government is being financed by general government. The portion from the utilities is to the respective utility funds. The Electric Division has been the front on it and, initially, put up the funds in order to get the project moving.

Frank Wasilewski, 57 North Orchard Street asked, how much money are we paying the Electric Division for this?

Mayor Dickinson explained, we are reimbursing the Electric Division \$378,565.

Mr. Wasilewski questioned the source of funding.

Mayor Dickinson answered, \$322,944 is coming from the Audited Cash Balance and some from the Contingency for General Purposes Acct.

Mr. Wasilewski asked, with the transfer for the Police computer system as well, that eliminates that account? You appropriated \$840,000 in the Audited Cash Balance Acct.

Mayor Dickinson answered, the money is being appropriated, not from a budget. It is appropriated from the General Fund. It is not coming from an operating budget. It is coming from the General Fund Audited Cash Balance.

Mr. Wasilewski stated, according to the budget book, you had two accounts listed; Cash Balance and Audited Cash Balance. The account numbers are 1000 and 1001. Those are the monies you have there.

Mayor Dickinson explained, we are adding to the money that comes in to the Audited Cash Balance, it is in an annual budget. But the money is not coming from that account, we are adding to that money.

Mr. Wasilewski asked, how does that affect your projected balance? It is smaller now, right?

Mayor Dickinson answered, the Unappropriated Audited Cash Balance will be smaller, that is right.

Mr. Wasilewski stated, what ever you projected, is now smaller.

Mayor Dickinson added, anytime we are spending that money, we are spending reserves, that is correct.

Mr. Wasilewski stated, these things are complicated. We aren't getting any answers for it. Where the money is coming from? What are the account numbers? I have to go by the agenda and follow it. I don't call anyone; I try to figure it out myself. I am asking questions, but I don't get any answers.

Mr. Parisi pointed out how Mr. Wasilewski received an answer on this past matter and asked if they answer he received was o.k.?

Mr. Wasilewski responded, off microphone and out of range.

VOTE: Zappala was absent; all ayes; motion duly carried.

ITEM #9 Executive Session Pursuant to Section 1-200(6)(A) Pertaining to the Appointment, Employment, Performance, Evaluation, Health or Dismissal of a Public Officer Or Employee

Motion was made by Mr. Rys to Enter Into Executive Sessions Listed Above, seconded by Mr. Farrell.

VOTE: Zappala was absent; all ayes; motion duly carried.

The Council entered executive session at 8:42 P.M.

Present in Executive Session were all Councilors (with the exception of Mr. Zappala), Mayor Dickinson and Personnel Director Terence Sullivan.

Atty. Small and Comptroller Myers left the meeting at this time.

Motion was made by Mr. Farrell to Exit the Executive Session, seconded Mr. Centner.

VOTE: Zappala was absent; all ayes; motion duly carried.

The Council exited Executive Session at 9:40 P.M.

ITEM #10 Not addressed.

ADDENDUM ITEM #11 Consider and Approve a Waiver of Bid to Authorize the Town to Contract with the New Haven County Soil and Water Conservation District to Conduct a Vernal Pool Study in the Tyler Mill Area at A Cost of \$5,400 – Mayor

Motion was made by Mr. Knight, seconded by Mr. Farrell.

Mr. Vumbaco is this the only group that performs this work? What is the timeframe? Why do we have to have it done so fast? Why can't we go out to bid? When did we learn we had to do this? If we knew six months ago and there are other people that do it, then we should have gone out to bid?

Mayor Dickinson was out of the room at the time the questions were asked.

Mr. Knight stated that he did not think this study would cost a great deal of money.

Mr. Vumbaco stated that he agreed, it probably did not entail a great deal of money but he did not agree with waiving the bid if we had enough advance notice that we had to do this and we could have gone out to bid.

Mayor Dickinson entered the room at this time and Mr. Vumbaco's questions were posed to him.

Mayor Dickinson answered, there has been an issue over management study for the Tyler Mill area. We went out last fall and received bids which were very high; approximately \$100,000. We didn't have the money budgeted for that and there has been consideration of it since. At a recent meeting, I think the New Haven County Soil and Water Conservation District indicated that they could do it. Since it is another governmental agency, it was felt that that would be a good way of moving quickly on this. We can bid it. It will be a couple of months to deal with the bidding. We will see what we get but, that is the thought around moving this on. We are past the time that we feel we would get all the data in. We would get some of it (data) now and some would have to be done next spring. It includes Tyler Mill and the Cooke properties we purchased.

Mr. Vumbaco asked, is this part of the deforesting program that Tom Dooley was talking about a few weeks ago at a Council meeting when he was questioned about the land management of the open space?

Mayor Dickinson answered, I forget, but this deals with our desire to have an inventory of all of the assets, Cooke Properties and Tyler Mill area, and ultimately arrive at a management program out of that. I am not sure what reference Tom (Dooley) was speaking to.

Mr. Vumbaco stated, if you knew we needed it, you should have been talking about it and should have gone out to bid.

Mayor Dickinson replied, we did. The bids came in at \$100,000 and we had only budgeted \$25,000. this year. We realized we could not do it on that budget. Then the thought was, we will have Kings Mark do some of the work, and they agreed to. They are not paid. It was suggested my Don Roe (Program Planner) that New Haven County would do this part of what we would want to look at, vernal pool, and they gave this quote. The thought was that we were almost past the time to get us going on this whole subject. Let's see if there is interest in doing it.

VOTE: Zappala and Parisi were absent; all ayes; motion duly carried.

ADDENDUM ITEM #12 Consider and Approve Appointing Michael Votto as the Board of Education's Representative to the Building Committee for the School Renovation Project to Fill a Vacancy on Said Committee – Board of Education

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

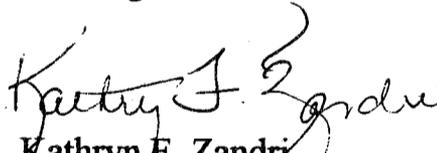
VOTE: Zappala was absent; all ayes; motion duly carried.

Motion was made by Mr. Farrell to Adjourn the Meeting, seconded by Mr. Centner.

VOTE: Zappala was absent; all ayes; motion duly carried.

There being no further business the meeting adjourned at 9:47 P.M.

Meeting recorded and transcribed by:


Kathryn F. Zandri
Town Council Secretary

Approved by:

Robert F. Parisi, Chairman

Date

Rosemary A. Rascati, Town Clerk

Date

RECEIVED FOR RECORD May 23, 2001
AT 4:23 M. P.M AND RECORDED BY
Rosemary A. Rascati TOWN CLERK



Town of Wallingford, Connecticut
Department of Police Services

RECEIVED
 MAYOR'S OFFICE
 APR - 2 AM 9:17

DOUGLAS L. DORTENZIO
 CHIEF OF POLICE
 135 NORTH MAIN STREET
 WALLINGFORD, CONNECTICUT 06492
 TELEPHONE (203) 294 2828

INTEROFFICE MEMORANDUM

TO: MAYOR WILLIAM W. DICKINSON, JR. -
 FROM: CHIEF DOUGLAS L. DORTENZIO *[Signature]*
 SUBJECT: APPROPRIATION REQUEST
 DATE: 3/30/01
 CC:

This memorandum requests an appropriation of funds to permit awarding of a recent bid to immediately remedy the information processing needs of this agency. A prior contractor has failed to fulfill the terms of their contract and severely impacted our business operation. The accounts outlined on the attached standardized request form follow the comptroller's recommendation as discussed in our meeting yesterday.

Recapping our experiences, this agency bid a comprehensive software solution for our varied business functions in early 1998. The bid was awarded to SNET for the supply and installation of software produced by Lucent Technologies as well as for project management and maintenance services. The bid indicated that the project would be completed in roughly six months from the commencement of services.

Some time after work commenced, it became evident that SNET and Lucent were struggling to meet the terms of the contract. Principle components of the product line did not work as represented and while both companies promised to fulfill the terms of their contract, they have continuously failed to do so. My staff met weekly with representatives of both firms. Commitments were made to repair and even replace substantial software modules. Our professional insights were frequently solicited, and initially supplied, regarding our industry business practices and legal requirements in an apparent effort to redevelop the application code. Staff provided a great deal of information to both firms in an effort to extricate us from serious and on-going difficulties to no avail.

The contractor supplied hardware in an attempt to remedy some software problems pending code changes. This solution complicated network administration and would, if retained, ultimately increase the agency's future hardware replacement expenses. To date, the needed solutions remain unrealized.

Having met with several vice-presidents representing both firms and a host of other managers or directors, our dissatisfaction was continuously reinforced. During last summer, letters were sent to SNET, the contractor, demanding both reparations and a concrete roadmap for the successful

conclusion of this project. Immediately thereafter we experienced the well-publicized misuse of our records. Despite contractor apologies, this experience coupled with all of the aforementioned issues concluded our business relationship. The vendor still could not demonstrate when our many concerns would be satisfactorily addressed and basic security issues were now in question.

In the last several months we have undertaken an exhaustive review of currently available software applications for our industry. With no support for the existing applications and many business needs continuing to be unmet, we needed to identify and acquire a replacement product with reasonable expediency.

Our research led to a recent public bid and the identification of a respected product line with several long-term, satisfied Connecticut customers. The costs having now been determined, we need financing to proceed.

As our many meetings over the last few months have discussed, our Law Department has, at my request, intervened in this matter sometime ago. If the contractor does not satisfy our present demands for reparations, we shall vigorously pursue our legal options.

This is a brief summary of the situation. It is a complex matter that can easily evolve into a recitation of its many facets, many of which are technical in nature. I believe this summary provides insight to the basic issues.

The funding request essentially draws together unexpended funds from the original project, an unexpended federal grant and new money as necessary to engage a new contractor from the recent bid.

Our present need for an alternative contractor with a viable product is of paramount concern.

If you require further information, please let me know.



Town of Wallingford, Connecticut

RAYMOND F. SMITH, P.E.
DIRECTOR

DEPARTMENT OF PUBLIC UTILITIES
100 JOHN STREET
WALLINGFORD, CONNECTICUT 06492
TELEPHONE 203-294-2263
FAX 203-294-2267

April 10, 2001

Mayor William Dickinson
Town of Wallingford
45 S. Main Street
Wallingford, CT 06492

RECEIVED
MAYOR'S OFFICE
APR 16 PM 3:58

Dear Mayor:

The following is the latest summary of computer project costs and allocations projected through June 30, 2001. On the attached worksheet identified as Data Processing Capital Costs, information was summarized utilizing information provided by McGladrey & Pullen. In that summary, there was one area that lacked current costs – the Gemini software charges.

According to the latest McGladrey & Pullen data, the total Gemini costs is projected at \$567,942. This total is \$104,903 more than the earlier worksheet number. Using the same rates for Gemini charges, the new allocation for the three users is:

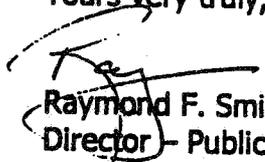
| | |
|---------------------|-----------|
| Town of Wallingford | \$246,993 |
| Electric | \$256,699 |
| Water/Sewer | \$288,571 |

The Revised Project Cost is therefore adjusted to the following:

| | |
|---------------------|-----------|
| Town of Wallingford | \$958,040 |
| Electric | \$843,196 |
| Water/Sewer | \$288,571 |

It is my understanding that the Town needs to appropriate more funds to cover the total expense of the project.

Yours very truly,


Raymond F. Smith
Director – Public Utilities

RFS/kaw
Attachment

C: R. Dann/T. Myers/T. Sullivan