

Summary - Town Council Meeting

March 25, 1986

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TOWN COUNCIL MEETING

March 25, 1986

7:30 p.m.

- (1) Roll call and pledge of allegiance to the flag.
- (2) Public Question and Answer Period.
- (3) Consider and approve the reappointment of Mr. Al Kovacs to the Public Utilities Commission as requested by Mayor William W. Dickinson, Jr. (3 yr. term--March 1, 1986 through March 1, 1989)
- (4) PUBLIC HEARING. 8:00 p.m., on AN ORDINANCE APPROPRIATING THE SUM OF FIVE HUNDRED NINETY THOUSAND DOLLARS (\$590,000) FOR COSTS TO BE INCURRED IN CONNECTION WITH THE CLOSING OF THE WALLINGFORD LANDFILL, 1986-1987. AND AUTHORIZING THE ISSUANCE OF BONDS AND NOTES TO DEFRAY SAID APPROPRIATION.
- (5) SET a PUBLIC HEARING on the Oak Street Bridge as part of the Local Bridge Program as requested by Donald W. Roe, State & Federal Program Administrator.
- (6) Discussion and update as to the outcome of the Judd Feasibility Study and Buyout as requested by Almeda Saunders.
- (7) Consider and approve the transfer of \$333,700 from Unappropriated Cash Balance to Purchase various Capital Equipment for Fire, Police and Public Works Department as requested by the various departments.
- (8) Consider and approve the following transfers as requested by Chief McElfish, Fire Department:
  - (a) \$540 from A/C 203R-513 to A/C 203R-Cap.
  - (b) \$1,100 from A/C 203R-132 to A/C 203R-423.
  - (c) \$1,700 from A/C 203EC-Cap. to A/C 203NF-452.
  - (d) \$1,000 from A/C 203EC-Cap. to A/C 203EW-452.
- (9) Consider and approve the following transfers as requested by Joseph J. Bevan, Chief of Police:
  - (a) \$400 from A/C 201YS-300, \$7,600 from A/C 201P-300, \$2,000 from A/C 201P-130 and \$5,000 from A/C 201AI-131, a total of \$15,000 to A/C 201P-140.
  - (b) \$3,500--from A/C 201AI-131 to A/C 201P-131.
  - (c) \$3,000--from A/C 805-323 to A/C 201P-202.
- (10) Consider and approve acceptance of the second Low Bid for window blinds for the new Police Station and also approve the increase in price of \$575 as requested by Joseph J. Bevan, Chief of Police.
- (11) Consider and approve the transfer of \$11,000 from Unappropriated Cash Balance to A/C 509-510 for Town Hall Renovations, as requested by Steven L. Deak, Director of Public Works.

- (12) Consider and approve an appropriation of \$1,000 from A/C 805-319 to A/C 804-826 as requested by Charlotte C. Collins, Treasurer.
- (13) Consider and approve the transfer of \$5,000 from A/C 511. \$4,500 from A/C 512-2 and \$2,500 from A/C 513-2. a total of \$12,000 to A/C 513-1 as requested by Charles F. Walters, General Manager of the Electric Division.
- (14) Consider and Approve the following transfers and Budget Amendments as requested by Raymond A. Denison, Office Manager, Water & Sewer Division:
  - (a) \$7,500 from A/C 673-000 and \$7,500 from A/C 675-000, a total of \$15,000 to A/C 925-001. (Transfer)
  - (b) \$17,000 from A/C 673-001 to A/C 925-001. (Transfer)
  - (c) \$13,500 from A/C 624-000 to A/C 642-000. (Transfer)
  - (d) \$10,000 from A/C 926-000 to A/C 643-000. (Transfer)
  - (e) \$3,000 from A/C 673-000 to A/C 641-000. (Transfer)
  - (f) \$45,000 from Net Income to A/C 623-000. (Budget Amendment)
  - (g) \$150,000 to Increase Metered Sales, A/C 461-000 and \$150,000 to increase Net Income.
- (15) Consider and approve the transfer of \$200 from A/C 603-520 to A/C 603-400 as requested by Rosemary A. Rascati, Town Clerk.
- (16) Consider and approve the following as requested by Rosemary A. Rascati, Town Clerk:
  - (a) Waive the bidding procedure to purchase a Map Reader-Printer on a lease-purchase agreement.
  - (b) The transfer of \$600 from A/C 805-319 to A/C 603-613.
- (16) Consider and approve the appropriation of \$6,430 from Unappropriated Cash Balance to A/C 307-685 as requested by Mayor William W. Dickinson Jr.
- (17) Consider resolution indicating opposition to H.R. 3838 as requested by Mayor William W. Dickinson, Jr.
- (18) Note for the Record the monthly financial reports for the month of February, 1986 for the Town of Wallingford.
- (19) Consider acceptance of the Town Council Meeting Minutes of 3/3/86 (Special and 3/11/86 (Regular)).
- (20) Consider and approve the transfer of \$900 to honor the state champions and scholar athletes at a dinner put on by the New Haven Chapter of the National Football Foundation and Hall of Fame, as requested by Mayor William W. Dickinson, Jr.
- (21) EXECUTIVE SESSION with Labor Negotiator.

Town Council Meeting

March 25, 1986

7:30 p.m.

A regular meeting of the Wallingford Town Council was held in Council Chambers on this date, called to order at 7:40 p.m. by Chairman David A. Gessert. Answering present to the roll called by Town Clerk Rascati were Council members Bergamini, Diana, Gessert, Holmes, Gouveia, Killen, Papale, Polanski and Rys. Also present were Mayor William W. Dickinson, Jr., Town Attorney Vincent T. McManus, Jr. and Comptroller Thomas A. Myers. The pledge of allegiance was given to the flag.

Public Question and Answer Period

Mr. Logo, Ridgeland area asked how much money has been allocated for road repair this year to which Mr. Myers replied at least one-half million dollars. Mr. Logo asked which area would be concentrated on and Mayor Dickinson explained that there is a difference between road resurfacing and road reconstruction. reconstruction is scheduled for East Main, North Elm and some others which run into hundreds of thousands of dollars. The Mayor does not believe there are funds left for resurfacing this spring but there will be funds in the next budget and the resurfacing would include replacement of the old sand and tar instead of the small stones and oil--a number of streets on the west side were resurfaced this year. Mayor Dickinson pointed out that all of Parker Farms Estates was reconstructed,

along with Grove Street on the west side, for \$150,000. Mr. Logo said that Ridgecrest Road is in poor condition. The Mayor explained that there is a limit to the funds available but the town is looking to keep up with repairs. Mr. Deak explained that one-half million dollars was spent on road repairs this past year. Mr. Gessert asked Mr. Logo to give Mr. Deak the location of the worst areas. 186

Mr. George Soltesz, 7 Russell Street noted that he read in the newspapers that the teachers got a 10.4% raise, 2 year contract, and he feels this is way over the inflation rate and affects taxes. He is not against raising teachers' salaries but private industry gets 5% to 5½% raise increases and the Board of Education and state should look into this more carefully to avoid tax increases. Mr. Gessert felt that the decision making process of the arbitrators of the State of Connecticut was difficult to figure out. Mrs. Bergamini noted that 9.2% was offered and rejected and then it went to arbitration and 10.4% was given.

Item 3. Mrs. Bergamini moved approval of the Mayor's reappointment of Mr. Al Kovacs to the Public Utilities Commission: term for three years effective March 1, 1986 through March 1, 1989. Mr. Rys seconded the motion.

Mr. Holmes thanked Mr. Kovacs for his outstanding contributions to the PUC and Mr. Gessert seconded those comments.

Vote: Unanimous ayes; motion duly carried.

Mr. Kovacs thanked the Council for their vote of confidence and noted the PUC has one fine commission.

Item 5. Mr. Holmes moved to set a public hearing at 8:30 p.m. on April 8, 1986 on the Oak Street Bridge as part of the Local Bridge Program. Mr. Rys seconded the motion. WITHDRAWN BELOW.

Vote: Unanimous ayes; motion duly carried.

Mr. Gessert noted that the April 8, 1986 Town Council Meeting will begin at 8:00 p.m. since the Council members have been invited to attend another meeting earlier that evening.

Mr. Donald W. Roe wanted the Council to be aware that the Local Bridge Program requires a public hearing by the legislative body. DOT, as part of the application process, requires the towns to submit a preliminary application--it does not say that the public hearing happened prior to or part of that preliminary application but he wanted the Council to know that in order for an application to be submitted, you must go through the pre-application process. In talking with DOT, their suggestion is that you might want to hold off on holding this public hearing until July since the town is supposed to hear back from DOT in June as to whether they will, in turn, have the town submit a complete, or final, application. As part of that final application, the town would need to make a commitment of funding and represent that commitment to DOT. If in fact there is a public hearing in April, it wouldn't seem that we would be at a point of wanting to make a funding commitment because we wouldn't know what DOT looks on as being appropriate money for that bridge. Our application has a budget figure in it but that is subject to DOT's review and is subject to the monies they are willing to commit--availability of funds and priority ranking of bridges. Mr. Roe feels that there would have to be a second public hearing to make a commitment of funds.

MR. HOLMES WITHDREW HIS MOTION ABOVE AND MR. RYS WITHDREW HIS SECOND.

Mrs. Bergamini read and moved Item 4:

AN ORDINANCE APPROPRIATING THE SUM OF FIVE HUNDRED NINETY THOUSAND DOLLARS (\$590,000) FOR COSTS TO BE INCURRED IN CONNECTION WITH THE CLOSING OF THE WALLINGFORD LANDFILL, 1986-1987, AND AUTHORIZING THE ISSUANCE OF BONDS AND NOTES TO DEFRAY SAID APPROPRIATION.

See pages 3 and 4 for above ordinance.

AN ORDINANCE APPROPRIATING THE SUM OF FIVE HUNDRED NINETY THOUSAND DOLLARS (\$590,000) FOR COSTS TO BE INCURRED IN CONNECTION WITH THE CLOSING OF THE WALLINGFORD LANDFILL, 1986-1987, AND AUTHORIZING THE ISSUANCE OF BONDS AND NOTES TO DEFRAY SAID APPROPRIATION. 187

Be it Enacted by the Town Council in Session:

I.

The sum of Five Hundred Ninety Thousand (\$590,000) Dollars is hereby appropriated for costs to be incurred in connection with the closure of the Wallingford landfill and compliance with environment statutes and regulation in connection therewith, including design costs, engineering fees, administrative expenses, costs of marketing temporary notes pending the sale of bonds, legal expenses and all other expenses incidental to said project as more fully set forth in a report entitled "Wallingford Landfill Report to Town Council, February, 1985."

II.

To meet said appropriation, not more than Five Hundred Ninety Thousand (\$590,000) Dollars of bonds of the Town of Wallingford shall be issued pursuant to Chapter XV of the Town Charter, as amended, and Section 7-369 of the General Statutes of the State of Connecticut, Revision of 1958, as amended.

III.

The Mayor, the Comptroller and the Treasurer, or any two of them, are hereby authorized to sell the bonds, either all at one time, or from time to time, in series, at public sale, either as a separate issue or combined with other authorized but unissued bonds of the Town of Wallingford, at not less than par and accrued interest, an advertisement of which shall be published at least seven days before the date of sale in The Bond Buyer. They shall determine the rate of interest of such bonds, and shall determine the amount of each issue of such bonds, their form, their date, the dates of principal and interest payments, the manner of issuing such bonds, and by whom and how such bonds shall be signed or countersigned, and all other particulars thereof. The Town Treasurer shall deliver the bonds and receive the proceeds thereof. The Connecticut Bank and Trust Company, N.A., of Hartford, Connecticut, shall be the certifying and paying agent. Adinolfi, O'Brien & Hayes, P.C., Attorneys-at-Law, of Hartford, Connecticut, shall render an opinion approving the legality of such particular issue. Such bonds shall be general obligations of the Town of Wallingford and the full faith and credit of the Town shall be pledged to the punctual payment of principal and interest of the bonds in accordance with their terms.

AN ORDINANCE APPROPRIATING THE SUM OF FIVE HUNDRED NINETY THOUSAND DOLLARS (\$590,000) FOR COSTS TO BE INCURRED IN CONNECTION WITH THE CLOSING OF THE WALLINGFORD LANDFILL, 1986-1987, AND AUTHORIZING THE ISSUANCE OF BONDS AND NOTES TO DEFRAY SAID APPROPRIATION.

IV.

The Mayor, the Comptroller and the Treasurer, or any two of them, are hereby authorized to sell temporary notes of the Town, from time to time, in an amount not to exceed Five Hundred Ninety Thousand (\$590,000) Dollars, under and pursuant to the provisions of Section 7-378 of the General Statutes of Connecticut, Revision of 1958, as amended, in anticipation of the receipt of the proceeds from the sale of bonds hereby authorized, and are authorized to comply with the provisions of Section 7-378a, as amended, and any other legislation regarding the extension of temporary periods whether presently in effect or enacted subsequent to the passage of this ordinance, if the maturity of such notes shall extend beyond the time permitted by Section 7-378; the Mayor, the Comptroller and the Treasurer, or any two of them, are hereby authorized to determine the rate of interest of such notes, determine the amount of each issue of notes, their form, their date, the dates of principal and interest payments, the manner of issuing such notes, and by whom and how such notes shall be signed or countersigned, and all other

particulars thereof. Such notes shall be general obligations of the Town of Wallingford and the full faith and credit of the Town shall be pledged to the punctual payment of principal and interest of the notes in accordance with their terms. 188

V.

The Town of Wallingford covenants to the holders of the obligations herein authorized that the Town will perform all acts necessary to refund to the United States such sums as may be required by law in order to ensure the interest on its obligations remains exempt from federal income taxation. The Comptroller is hereby authorized to establish separate reserve accounts within which to deposit and hold such yield sums obtained from the issuance of obligations authorized herein and as are defined in H.R. 3838 §701, subpart B, §147(e), entitled "Required Rebate to the United States," or such other federal legislation requiring such rebate as may be enacted, to timely rebate such sums to the United States, to expend sums from the appropriation herein for such rebate and to perform all acts necessary and appropriate to ensure that the interest on the obligations authorized herein remains exempt from Federal income taxation.

VI.

Nothing herein shall prevent additional appropriations from the general fund for the purposes herein authorized.

Mr. Holmes seconded adoption of the above ordinance.

Mrs. Bergamini asked if H.R. 3838 did not go through and this ordinance has been enacted and Mr. Myers explained that this authorizes the town to comply with H.R. 3838 and authorizes the Comptroller's Office, specifically, to inform the marketplace, the bidders on Wallingford's securities, that we will comply with H.R. 3838. The latest information Mr. Myers has is that there is a possibility that the effective date will be changed to September 1 or the date the law is enacted by Congress, whichever is earlier. H.R. 3838 will mean increased costs to municipal issuers not only in issuing the securities but will drive up the cost of town projects by losing the favorable advantage in borrowing money. Mr. Myers further stated that if the Town of Wallingford moves as expeditiously as possible to sell its obligations to bond what would be feasible to bond would put that bond issue under the old law--keep interest, etc. but every issue after that would fall under the requirements of H.R. 3838.

Mr. Gessert asked for comments from the public and explained that this is part of the landfill closure plan, phase one this year for about \$400,000 to cover the landfill with 2 feet of dirt and 6 inches of topsoil and seed planting which has been completed in one section. Mr. Deak explained that this \$590,000 will be used in the north of the sewage treatment plant and the back, toward the river, middle to west side. Mrs. Papale asked if this work will be done by Public Works and Mr. Deak explained that because of the size of the job, it has gone out to bid. Mr. Killen asked if any more dirt was coming from the lake and Mr. Deak said it was all coming from the lake. Mr. Killen asked Mr. Deak to provide the Council with a copy of the report detailing how many cubic yards were removed from the lake by the last contractor.

Mr. Diana asked if the closure was mandated by the State or self-imposed and Mr. Roe stated it was mandated by the State and towns must be in the process of closing as a slope comes to a final gradient, you have essentially one week by regulation. Our plan as submitted to the State is to do final closure on a yearly basis. Mr. Roe read Section 22A2097K#4 FINAL COVER. . . "A uniform layer of final cover material compacted to a minimum depth of two feet shall be placed over the entire surface of each portion of the final lip, not later than one week following the final placement of solid waste in that portion of the area unless otherwise specified in the facility permit to construct. Upon application of final cover, the area shall be regraded to prevent erosion and ponding and vegetation cover shall be planted in the next planting season and shall be maintained thereon."

Mr. Diana asked if this could be delayed and Mr. Roe stated that the areas that have been worked and that have gone to final slopes have to be covered with final cover--there is no choice.

Mr. Polanski asked about maximum height and Mr. Roe said that maximum height is determined by how steep an angle you can have on a slope, specifications determined by DEP. The peak currently being worked on is slated to be 120 or 130 feet. The slope required is 2 to 1. 189

Vote: (Ordinance on pages 3 and 4) Council members Bergamini, Gessert, Gouveia, Holmes, Killen, Papale, Polanski and Rys voted aye; Mr. Diana voted no; motion duly carried.

Mr. Myers commented that Phase I of the landfill closure cost \$480,000 (1985-1986) and approximately \$150,000 was put in debt service to pay down those notes before they go to bond and savings have been effected in Mr. Myers approach to the marketplace and that \$480,000 can possibly be paid down to about \$200,000 this year by transfers between accounts within the debt structure to eliminate some of that debt.

Item 6. Discussion and update of outcome of the JUDD FEASIBILITY STUDY AND BUYOUT AS REQUESTED BY ALMEDA SAUNDERS.

Almeda Saunders thanked the Mayor, Town Council and Economic Development Commission for the assistance and aid. An extension of 18 days was granted and a gentleman from the West Coast submitted a bid which was much higher. The Justice Department indicated that one bid would be brought before the judge. The other bid was withdrawn and there was nothing the Judd employees could do after that but they were glad that they tried. When the man from the West Coast won the bid, the employees of Judd agreed to help him in any way. Ms. Saunders believes the bidder told reporters he was unable to negotiate with the committee or employees which was not true. Now it goes back to Newell and Ms. Saunders understands the equipment is being moved out and the building will be sold. Mr. Gessert expressed sorrow that it didn't work out better. Mr. Holmes also said he was sorry that things didn't work out.

Item 7. Mrs. Bergamini read a letter dated March 25, 1986 from Mayor William W. Dickinson regarding the purchase of various capital equipment for Fire Department, Police Department and Public Works Department.

Mrs. Papale questioned the large sum of \$333,700 being requested just before budget time and asked what would happen to this money at 6/30/86 and the Mayor indicated that it would be part of the surplus. Mrs. Papale asked if the department heads were rushing to get this because of a concern that they wouldn't get it at budget time. The Mayor explained that by waiting until the budget, the purchase would not be initiated until July or August and in the case of cars, costs increase, etc. The next budget takes these appropriations into account and if you have the money, why not utilize it expeditiously and hopefully save some money and have the equipment ready to operate at an earlier date.

Mrs. Papale moved to approve the transfer of \$333,700 from Unappropriated Cash Balance to purchase various capital equipment, seconded by Mrs. Bergamini. NO VOTE TAKEN--SEE SEPARATE MOTIONS.

Mrs. Bergamini moved the appropriation of \$100,000 from Unappropriated Cash Balance to A/C 203-002-18 Refurbish & Overhaul of Ladder I. Mr. Holmes seconded the motion.

Mr. Gouveia asked if this request was in next year's budget and Chief McElfish indicated it was not but was planned for next year. Mr. Gouveia asked if it was a top priority item and Chief McElfish explained that all departments present a responsible budget and if it wasn't this year, it definitely would be next year. Mayor Dickinson explained that it is not entirely true about the priority--what the submissions of the departments in this coming budget will be altered if the funding fits, very definitely. Mr. Gouveia felt that the budget was prepared 3 months ago when it was not known there would be a surplus. Mayor Dickinson explained that it's a tradeoff--there is an item for submission for a new attack pumper for \$160,000. Do you spend \$160,000 for an attack pumper or repair equipment that it definitely in need of repair. A new ladder truck costs \$400,000+. Mr. Gouveia asked if \$160,000 would be deleted from the Fire Department's budget request and the Mayor indicated that at this point, he is eliminating it since this is necessary now to avoid a \$400,000+ potential expenditure.

Mr. Gouveia asked the Chief of the two items, which has a higher priority. Chief McElfish stated that having the ladder truck done is a high priority because of the number of responses this truck must make. Chief McElfish agreed with the Mayor that this has the most economical return right now, and, in response to a question from Mr. Gouveia, he would be willing to wait until next year for the attack pumper. 190

Mr. Gouveia felt that knowledge of a surplus has provoked a sort of "vulture" response and he realized that department heads are lobbying for their departments and indirectly for the people but he would prefer to use the surplus to avoid a tax increase this year but he will vote for this on the condition that he will not vote for the \$160,000 attack pumper.

Mr. Gessert asked how long the ladder truck will be out of service and Chief McElfish indicated 90 days, conservatively.

Mr. Killen does not see any extenuating circumstances of why we should move out of the regular budget procedure since we don't know what the entire town is going to request. He is not particularly happy with this.

Mr. Rys asked if the \$100,000 is a ball park figure and Chief McElfish indicated it is a pretty firm figure. Mr. Rys asked when the work would be completed and the Chief explained that he is not an expert in body repairs but it would take two months for specs, etc. Mr. Rys felt that spending \$100,000 now is better than waiting until budget time when it may cost \$120,000.

Mr. Holmes felt that a purchase now would be an ultimate saving.

Mr. Diana commented that in the past, Chief McElfish has displayed good judgment and sound management. The Council has been advocating planned, orderly replacement of fire and police vehicles and this falls into one of those categories, "pay me now or pay me later."

Mr. Diana does not want to raise taxes but does not consider this a frivolous expenditure and feels it addresses the needs of the community.

Mr. Gouveia looks at a budget request as a statement of needs and this item was not in the budget request for next year; therefore, he assumes it was not a priority need. There were other priority needs put in the budget requests. Chief McElfish explained that he tries to keep the Council informed of needs. At the last 3 budgets, a list of replacement equipment has been provided. All equipment is getting old and there will be future expenditures in certain areas, justified to the best of the Chief's ability. Mr. Holmes pointed out that the Council took a tour of the Fire Department last year and it was most informative.

Mr. Killen felt that Mr. Gouveia is bringing out a point--if the Chief was not aware that the surplus was available, he put an attack pumper on his list which he was going to get if we didn't have the surplus because that is what he desired--now the Mayor is going to take that away from him. Mr. Gessert pointed out that the Mayor is also Director of Public Safety and there is the matter of getting the greatest return from our money.

Mr. Diana is afraid of creating a false economy--if nothing is purchased, taxes aren't raised, and police and fire equipment is not upgraded but one of these afternoons, you must buy 3 new police cars, 4 new fire trucks, etc. but spending this money can be defended.

Mr. Edward Musso, 56 Dibble Edge Road does not want taxes raised at all and feels that all department heads want things because of the surplus.

Vote: Unanimous ayes with the exception of Mr. Killen who voted no; motion duly carried.

Mr. Holmes moved an appropriation of \$10,000 from Unappropriated Cash Balance to A/C 203-004-18 Refurbish Engine 7. Mr. Rys seconded the motion.

Chief McElfish explained that this vehicle has seen a lot of hard use and he feels this is the most responsible action right now and this will serve the town for another 8-10 years. Mr. Gouveia asked if this was in the budget request and the Chief explained that it was not because it was planned to do as much of the work as possible in house but it would have been in next year's budget request. 191

Vote: Unanimous ayes with the exception of Mr. Killen who voted no; motion duly carried.

Mr. Holmes moved an appropriation of \$12,000 from Unappropriated Cash Balance to A/C 203-003-18, Fire Department Car. Mrs. Bergamini seconded the motion.

Mr. Gessert noted that this car will be used to respond on major fires and will replace a 1976 police car with 160,000 miles and extensive rust. Chief McElfish said Chief Lefebvre is driving this car now. Mrs. Papale felt it was ridiculous to have an emergency vehicle with 160,000 miles on it.

Vote: Unanimous ayes with the exception of Mr. Killen who voted no; motion duly carried.

Mrs. Bergamini read the March 19, 1986 letter from Police Chief Bevan requesting the purchase of 3 new police vehicles at a cost of \$38,700.

Mrs. Bergamini moved to waive the bidding process as requested in Chief Bevan's 3/19/86 letter for police cars, light bar and mobile radio. Mr. Rys seconded the motion.

Vote: Unanimous ayes with the exception of Mr. Holmes who was not present for the vote and Mr. Killen who voted no; motion duly carried.

Mrs. Bergamini moved the appropriation of \$38,700 from Unappropriated Cash Balance to A/C 201-002-16 Patrol Cars. Mr. Rys seconded the motion.

NO VOTE WAS TAKEN ON THIS MOTION UNTIL A NEW ACCOUNT WAS ESTABLISHED.

Mr. Holmes moved to establish a new line item A/C #201-002-16, Patrol Cars, seconded by Mr. Rys.

Vote: Unanimous ayes with the exception of Mr. Killen who voted no; motion duly carried.

Mr. Polanski asked how many police cars were replaced last year and Chief Bevan indicated 7, but one was totalled out, so in essence, 6 were replaced. With this request, the total fleet will increase from 22 to 23. The Detective Bureau will receive 2 new vehicles and lower their old cars to the secondary fleet. The third car will go to the DWI Program. Mr. Polanski asked how many cars the Chief will be requesting in the upcoming budget and the Chief indicated 6--4 of the Fords are at 70,000 miles now. The Chief indicated there are 10 patrol cars, 1 in A & I and that does not include Crime Prevention, Youth Services or the Detective Bureau, Court Liaison.

Mr. Gouveia noted that 6 cars are requested in the budget and 3 now, for a total of 9 cars. Chief Bevan commented that the first 6 depend on the number of men he receives in the budget, a direct relationship. The cars to be phased out have blown engines and Mr. Deak indicated that they sometimes are able to receive \$800-\$900 at auction.

Mrs. Bergamini asked if a car were assigned to the Deputy Chief and Chief Bevan said he uses 270WF on the day shift and the engine seized on it one night last week. The car was also used by the 4-12 and the midnight shift for the last 8 weeks.

Vote: Unanimous ayes with the exception of Mr. Killen who voted no; motion duly carried.

Mr. Polanski reminded the Chief that he asked for a recap of car activity, mileage, etc. on the police cars and would like this information before budget workshops.

Mrs. Bergamini read the 1/15/86 letter from Steven L. Deak requesting replacement of a 1969 International Pickup Truck, 1972 International Pickup Truck, 1973 Chevrolet Pickup Truck, 1974 Ford Pickup Truck and 1971 GMC Pickup Truck for a total replacement cost of \$67,000. Mr. Deak noted that the appropriation could be lowered to \$60,000, rather than \$67,000. 192

Mr. Rys moved an appropriation of \$60,000 from Unappropriated Cash Balance to A/C 503-002, Five Pickup Trucks, Public Works. Mr. Rys also moved establishment of a new line item A/C 503-002, seconded by Mr. Polanski.

Vote: (Establishment of new line item A/C 503-002) Unanimous ayes with the exception of Mr. Killen who voted no; motion duly carried.

Mr. Rys then moved an appropriation of \$60,000 from Unappropriated Cash Balance to A/C 503-002, Five Pickup Trucks, Public Works, seconded by Mrs. Bergamini.

Mr. Gessert asked what type of pickup trucks are being purchased and Mr. Deak indicated they are 4 cylinder trucks, to be used by foremen, and will be undercoated to inhibit rust, per specifications. Mrs. Bergamini felt that these trucks will not provide service for heavy duty work and Mr. Deak explained that the 4 wheel drive will be used with a trailer for heavier work and there are other bigger trucks within Public Works. Mr. Rys also felt a 6 cylinder truck is necessary and these are available for about \$8,000. Mr. Polanski asked if these funds were available anywhere else in Mr. Deak's budget and Mr. Deak felt there was not. Mrs. Papale felt that Mr. Deak has a valid reason for requesting 4 cylinder vehicles. Mr. Deak indicated that his request for \$27,000 for 3 half ton pickups was based on the purchase made last year for foremen trucks. Mr. George Soltesz felt that Mr. Deak is trying to save money for the town and that the 4 cylinder trucks would be adequate. Mr. Polanski also felt that the 4 cylinder trucks would be a wise choice.

Vote: Unanimous ayes with the exception of Mrs. Bergamini, Mr. Killen and Mr. Rys who voted no; motion duly carried.

Mrs. Papale moved establishment of a new line item A/C 503-006, Dump Truck, seconded by Mrs. Bergamini.

Vote: Unanimous ayes with the exception of Mr. Killen who voted no; motion duly carried.

Mrs. Bergamini moved an appropriation of \$18,000 from Unappropriated Cash Balance to A/C 503-006, Dump Truck. Mr. Holmes seconded the motion.

Vote: Unanimous ayes with the exception of Mr. Killen who voted no and Mr. Rys who was not present for the vote; motion duly carried.

Mrs. Bergamini moved the establishment of a new line item A/C #503-005, Payloader, seconded by Mr. Holmes.

Vote: Unanimous ayes with the exception of Mr. Killen who voted no and Mr. Rys who was not present for the vote; motion duly carried.

Mrs. Bergamini moved the appropriation of \$88,000 from Unappropriated Cash Balance to A/C 503-005, Payloader. Mr. Holmes seconded the motion.

Mr. Polanski asked where the payloader would be used and Mr. Deak said it would be used in the yard, mixing sand and salt and loading sand, etc. Mrs. Bergamini read Mr. Deak's 3/25/86 memo regarding replacement of a track loader and payloader. Mr. Gessert asked if Mr. Deak would be able to get along with one payloader now instead of the two he previously had and Mr. Deak felt one would be sufficient.

Vote: Unanimous ayes with the exception of Mr. Killen who voted no and Messrs. Holmes and Rys who were not present for the vote; motion duly carried.

The meeting recessed briefly at 9:40 p.m. at which point Mr. Gessert left the meeting ill and Mrs. Bergamini chaired the balance of the meeting.

Item 8(a). Mr. Rys moved a transfer of \$540 from A/C 203R-513 to 203R-Cap, Fire Department. Mr. Polanski seconded the motion. 193

Vote: Unanimous ayes with the exception of Mr. Gessert who was not present; motion duly carried.

Item 8(b). Mr. Rys moved the transfer of \$1,100 from A/C 203R-132 to A/C 203R-423, Fire Department. Mrs. Papale seconded the motion.

Mrs. Bergamini read Chief McElfish's 3/14/86 memo regarding this transfer request. Chief McElfish explained the importance of equipment to detect concentrations of combustible gas or vapor and referred to the recent tragedy which occurred in Derby, CT. Mr. Polanski noted that there has been a vacancy since 12/22/85 on the Fire Department and he felt there has been a considerable delay in locating a replacement and Chief McElfish prefers to select a candidate in very good physical condition which sometimes causes this delay.

Vote: Unanimous ayes with the exception of Mr. Gessert who was not present; motion duly carried.

Item 8(c) and 8(d).

Mrs. Papale moved a transfer of \$1,700 from A/C 203EC-Capital to A/C 203NF-452 and a transfer of \$1,000 from A/C 203EC-Capital to A/C 203EW-452, Tires and Tubes, North Farms & East Wallingford. Mr. Holmes seconded the motion.

Mr. Killen asked the cost of the 14 tires needed and Chief McElfish stated the state price is received for Goodyear radials, approximately \$210 each, put on for a \$20 service charge and \$10 per tire. This price is less expensive than the dealer's price. These tires are replacing recaps.

Vote: Unanimous ayes with the exception of Mr. Gessert who was not present; motion duly carried.

Mr. Holmes moved to place item (12) and item (16) to this position, seconded by Mr. Rys.

Vote: Unanimous ayes with the exception of Mr. Gessert who was not present; motion duly carried.

Mr. Rys moved an appropriation of \$1,000 from A/C 805-319 to A/C 804-826, Insurance-Education, requested by Charlotte C. Collins. Mr. Holmes seconded the motion.

Mrs. Bergamini read Mrs. Collins 3/19/86 letter for this item.

Vote: Unanimous ayes with the exception of Messrs. Diana and Killen who voted no and Mr. Gessert who was not present; motion duly carried.

Item 16. Mr. Holmes moved an appropriation of \$6,430 from Unappropriated Cash Balance to A/C 307-685 Contribution-Wallingford Emergency Shelter, seconded by Mr. Rys. SEE MOTION BELOW.

Mr. Wayne LeClaire, President of the Wallingford Emergency Shelter, stated that a request was made from the State and a grant was awarded of \$20,000 and a Master Contract was filed with the state. Mr. LeClaire felt that a contribution from the town was necessary to meet their budget through the end of this year and those dollars could be turned back to the State for use in greater need. The \$20,000 received 5/28/86 would have to be spent by 6/30/86 and Mr. LeClaire felt that this was not in the best interests of the taxpayers of Wallingford and he explained that the Mayor felt it would be in the common good of the residents and for governmental purposes to readjust the budget and meet the expenditures of \$6,430. There have been success stories and failures at the Shelter. There is no liability to the town for these funds.

Mr. Holmes moved establishment of a new line item A/C 307-685, seconded by Mr. Rys.

Vote: Unanimous ayes with the exception of Mr. Gessert who was not present; motion duly carried.

Mr. Holmes again moved an appropriation of \$6,430 from Unappropriated Cash Balance to A/C 307-685 Contribution-Wallingford Emergency Shelter, seconded by Mr. Rys.

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Mr. Diana questioned the \$20,000 and Mr. LeClaire stated that \$20,000 was allocated but the problem was the State has misinterpreted the Attorney General's ability to process paperwork and the alternative would have been to become a delegate agency of the Town of Wallingford and the Mayor had some reservations about the town becoming an administrator of funds and the liability involved. The Department of Human Resources would send the money to the town and the town would dispense it to the Shelter, presenting an accounting problem. Monies raised by donations have been spent. Now, information is being compiled to determine the need of a Shelter. Mr. LeClaire felt it was ludicrous to receive \$20,000 from the State on 5/20/86 and try to spend it all by 6/30/86, a waste of money. A letter has been written to the State of Connecticut authorizing them to withdraw the application for those funds because of the time frame and because there are shelters to which the \$20,000 can be diverted to elsewhere in the State. Mayor Dickinson wanted to make it clear on the record that short of the Town of Wallingford acting as the supervisor and then becoming a delegate agency, that would get the Shelter the money. Mr. Diana asked if the town would be relieved of responsibility by giving the \$6,430 and the Shelter continuing to work as an independent agent and Mr. LeClaire indicated that this is the case and they are a corporation, chartered with the State of Connecticut, with strict rules and regulations. The Shelter averages 12 people a night and the majority are Wallingford residents and the only out of town recipients taken in have been referred by the Red Cross and the Welfare Department in town uses the Shelter extensively.

Mr. Killen asked what period of time the \$20,000 was supposed to cover and Mr. LeClaire stated it covered 1/1/86 to 6/30/86. Without the delegate agency status, the \$20,000 would not be received in time for a Master Contract and the bottom line is when the DHR originally accepted the application, they did not feel that the Master Contract was going to be a big problem; unfortunately, what was going to take 3 to 5 weeks became 3 to 5 months. Mr. Killen is bothered about allocating this \$6,430 as a one-shot deal because quite often it becomes more than that. Mr. LeClaire assured Mr. Killen that it is a one-shot deal and the Master Contract will be in place by July. Mr. LeClaire explained the rules of the Shelter and indicated it is not a detoxification center but meet needs of people and keep them from freezing to death.

Mr. Polanski is opposed to the town becoming involved in this. Mr. LeClaire stated by doing it this way, the town is exempt from any responsibility, liability or problem and no precedent will be set. Mr. Holmes asked the Town Attorney if he had seen any contracts and Mr. McManus stated that none had been referred to his office. Mary Mushinsky stated that the contract was between the Shelter and the State of Connecticut and does not involve the Town of Wallingford at all. Mrs. Bergamini asked for the record the location of the shelter and Mr. LeClaire said it is located on Meadow Street, in the Calvary United Pentecostal Church with 15 cots, showers, etc. and it will remain there through this year. Mr. Gouveia commended this work in filling a need and offered his help.

Mr. Diana asked Attorney McManus if this isn't one of those fine areas where the town is giving public funds to subsidize something of a private nature and Attorney McManus felt that it sounds like money is being given to a private charity. Mayor Dickinson pointed out that the town supports the Visiting Nurses, Library and money is given to the Battered Womens' Shelter, Girls' Club, all budgetary grants, serving a quasi-governmental purpose in the Mayor's mind. Mr. Diana goes on record as supporting the group.

Vote: Unanimous ayes with the exception of Mrs. Bergamini who voted no and Mr. Gessert who was not present; motion duly carried.

Item 9(a). Mr. Rys moved approval of a transfer of \$400 from A/C 201YS-300, \$7,600 from A/C 201P-300, \$2,000 from A/C 201P-130 and \$5,000 from A/C 201AI-131, a total of \$15,000 to A/C 201P-140. Mr. Polanski seconded the motion.

Mrs. Bergamini read Chief Bevan's 4/18/86 memo regarding item 9(a).

Mrs. Papale asked why an individual was being guarded by Wallingford Police at Yale New Haven Hospital and Chief Bevan explained that it is an obligation because the Wallingford Police placed the individual under arrest and the hospital will not assume the responsibility of that person. Attorney McManus explained that until the person is arraigned and put into someone else's custody other than the Wallingford Police Department, the Chief must do this. Mr. Polanski asked how long this would take and Chief Bevan hoped that the moment he is released from the hospital, he will be taken to court to be arraigned and transferred to another facility, probably within the next 21 days. 195

Mr. Killen pointed out that A/C 201YS-300 only has a \$315 unencumbered balance and 201P-300 has an unencumbered balance of \$3,331.70. The Chief felt that based on usage, that should be enough because some of these funds should be unencumbered. Mr. Killen felt that funds should only be encumbered when a purchase order is issued. Mr. Myers pointed out that the problem, as he perceives it, is at the beginning of a budget year, an encumbrance through issuance of a purchase order can be placed against the account for what you estimate your expenses to be. For example, if you know you drive a car 10,000 miles a year and it costs 90¢ a mile for gasoline, you would encumber \$9,000, based on that type of synopsis. If that encumbrance must be adjusted during the year, it should be minor--that is pure theory. The other scenario is if a department gets a budget of \$100,000 and decides to spend the entire \$100,000 just because it's there and a purchase order is issued for the whole \$100,000 and then unencumber and encumber as the year goes on. There is some flexibility and some vagueness as to what you can and can't encumber and that occurs at the ordering level. An encumbrance should represent what you estimate your expenses to be. Mrs. Bergamini felt that according to the printout, the Council is transferring money that doesn't exist. Mr. Myers indicated that the money is available.

Vote: Unanimous ayes with the exception of Mrs. Bergamini and Mr. Killen who voted no and Mr. Gessert who was not present; motion duly carried.

Mr. Rys moved a transfer of \$3,500 from A/C 201AI-131 to A/C 201P-131, seconded by Mr. Holmes.

Vote: Unanimous ayes with the exception of Mr. Gessert who was not present; motion duly carried.

Item 9(c). Mr. Rys moved a transfer of \$3,000 from A/C 805-323 to A/C 201P-202, seconded by Mr. Holmes.

Mrs. Bergamini read Chief Bevan's 3/17/86 memo in this regard. Mr. Myers explained that \$50,000 in A/C 805-323 was reserved for various items such as this for the new police station building. Mr. Killen asked how much is left and Mr. Myers stated \$5,600, before this transfer, out of the original \$50,000.

Vote: Unanimous ayes with the exception of Mr. Gessert who was not present; motion duly carried.

Item 10. Mr. Rys moved to waive the bidding procedure to accept second low bid for window blinds for the new police building and approve an appropriation of \$575 from the Unappropriated Cash Balance to A/C 811-803. Mr. Polanski seconded the motion.

Vote: Unanimous ayes with the exception of Mr. Gessert who was not present; motion duly carried.

Mr. Rys moved an appropriation of \$11,000 from Unappropriated Cash Balance to A/C 509-510, requested by Mr. Deak. Mr. Polanski seconded the motion. Item 11.

Mr. Polanski noted that \$12,000 was allocated to A/C 509-510 and \$1,708 was spent as of 2/28/86, leaving a balance of \$10,292. Mr. Myers noted that the original budget in that account started out at \$4,000 so money must have been transferred in. Mayor Dickinson pointed out that money was transferred in for the handicapped bathrooms for \$3,000 and money to upgrade the fire alarms.

Mrs. Bergamini referred to the document detailing Town Hall Offices relocation expenses and compared the carpeting expense in item 3 at \$1,650 and carpeting expense in item 10 for the Assessor's Office and asked why the Assessor's Office cost

nearly as much as the 1st floor police department area and Mr. Barta felt that the cost was due to the fact that so many major pieces of furniture and equipment must be moved in his office and a large portion of the cost could be attributed to this.

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Vote: Unanimous ayes with the exception of Mr. Polanski who voted no and Mrs. Papale who was not present for the vote and Mr. Gessert who had left the meeting; motion duly carried.

Item 13. Mr. Holmes moved a transfer of \$5,000 from A/C 511, \$4,500 from A/C 512-2 and \$2,500 from A/C 513-2, a total of \$12,000 to A/C 513-1, Electric Division, seconded by Mr. Polanski.

Mr. Polanski asked why money was being taken from boiler maintenance when it will be needed and Mr. Walters indicated that the account was not being completely depleted. Mr. Killen asked why the Council did not have the February financial statements for the Electric Division and Mr. Myers explained that it takes about 10 days after the first of the month for the Electric and Water & Sewer Divisions to turn out these statements which are received by the PUC for their second meeting of the month. At that point the statements are forwarded to the Mayor and Comptroller for review and the Mayor and Mr. Myers meet with the utilities staff on the third Thursday of each month so the reports are ready for the Council at their second monthly meeting. They were late this month due to budget preparation and they have not yet been reviewed.

Vote: Unanimous ayes with the exception of Mr. Rys who voted no; Mr. Gouveia who was not present for the vote and Mr. Gessert who had left the meeting; motion duly carried.

Mr. Rys moved a transfer of \$7,500 from A/C 673-000 and \$7,500 from A/C 675-000, a total of \$15,000 to A/C 925-001, Water Division. Mr. Polanski seconded the motion.

Mr. Holmes asked how many employees this pertained to and Mr. Denison indicated two--one who had knee surgery and another with an operations due back in 3 to 4 weeks.

Vote: Unanimous ayes with the exception of Mr. Gouveia who was not present for the vote and Mr. Gessert who left the meeting; motion duly carried.

Mr. Holmes moved a transfer of \$17,000 from A/C 673-001 to A/C 925-001, Sewer Division, seconded by Mr. Rys. AMENDED BELOW.

Mr. Killen cannot find A/C 673-001 and Mr. Holmes amended his motion to move a transfer of \$17,000 from A/C 673-000 to A/C 925-001, Sewer Division, seconded by Mr. Rys.

Vote: Unanimous ayes with the exception of Mr. Gessert who had left the meeting; motion duly carried.

Mr. Rys moved a transfer of \$13,500 from A/C 624-000 to A/C 642-000; \$10,000 from A/C 926-000 to A/C 643-000; \$3,000 from A/C 673-000 to A/C 641-000, Sewer Dept.; seconded by Mr. Polanski.

Mr. Killen noted that A/C 624-000 shows an unexpended balance of \$6,203.70; the original appropriation was \$15,000 and \$8,796 has been spent. Mr. Myers noted that this is a Sewer Department transfer and Mr. Killen was looking at the Water Department budget.

Vote: Unanimous ayes with the exception of Mr. Gessert who had left the meeting; motion duly carried.

Item 14(f). Mr. Rys moved a budget amendment of \$45,000 from Net Income to A/C 623-000, Sewer Division, seconded by Mr. Holmes.

Vote: Unanimous ayes with the exception of Mr. Gessert who had left the meeting; motion duly carried.

Item 14(g). Mr. Rys moved a budget amendment of \$150,000 to increase Metered Sales A/C 461-000 and \$150,000 to increase Net Income. Mrs. Papale seconded the motion.

Mr. Holmes read Mr. Raymond A. Denison's letter of 3/12/86 regarding items 14(f) and 14(g).

Vote: Unanimous ayes with the exception of Mr. Gessert who had left the meeting; motion duly carried.

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Mr. Holmes moved a transfer of \$200 from A/C603-520 to A/C 603-400, Town Clerk. Mr. Rys seconded the motion.

Vote: Unanimous ayes with the exception of Mr. Gessert who had left the meeting; motion duly carried.

Item 16(b). Mr. Rys moved establishment of a new line item A/C #603-613, Map Reader-Printer Lease, Town Clerk's Office. Mr. Killen seconded the motion.

Vote: Unanimous ayes with the exception of Mr. Gessert who had left the meeting; motion duly carried.

Mr. Rys moved an appropriation of \$600 from A/C 805-319 to A/C 603-613 Map Reader-Printer Lease, seconded by Mr. Holmes. WITHDRAWN.

Mayor Dickinson felt that we were just going to talk about entering into the lease agreement and not discuss funding at this time. Mrs. Rascati said that she cannot obtain a new machine but can get a remanufactured reader printer at \$4,875 in about 90 days. Mayor Dickinson felt it would be best to enter into a lease agreement and charge for maps enough to offset the cost and hopefully, it will be a wash item.

Mr. Rys withdrew his motion to appropriate \$600 from A/C 805-319 to A/C 603-613 Map Reader-Printer Lease, and Mr. Holmes withdrew his second.

Mrs. Papale read and moved the following resolution:

WHEREAS, the people of the Town of Wallingford depend on local government to finance basic service projects such as sewer plant construction, water-treatment plant construction, school construction and highway construction, and

WHEREAS, the health, welfare and safety of citizens are improved by such projects, and

WHEREAS, the proposed language of federal tax legislation threatens the tax exempt status of municipal bonds and notes, and

WHEREAS, the proposed language of federal tax legislation imposes onerous accounting requirements which not only increase the cost of municipal projects and make municipal bonds less attractive to purchasers, but also prevents local government from earning interest on funds invested during the project construction.

Be it resolved:

that the Wallingford Town Council urges members of Congress to change their position, redraft the language of proposed tax legislation and act to protect the fiscal health of local government and its purpose in common with that of Congress to enhance the public health, welfare and safety.

Mr. Rys seconded the motion.

Vote: Unanimous ayes with the exception of Mr. Gessert who had left the meeting; motion duly carried.

Mr. Holmes moved to note for the record the financial statements of the Town of Wallingford for the month of February, 1986. Mr. Rys seconded the motion.

Vote: Unanimous ayes with the exception of Mr. Gessert who had left the meeting; motion duly carried.

Mr. Holmes moved acceptance of the Town Council Meeting minutes of March 3, 1986 and March 11, 1986, seconded by Mr. Rys.

Mr. Killen noted that he was not present at those meetings but on #4 at the bottom, it says consider a transfer of \$15,000

to cover costs. . .Mr. Myers stated this would come from Unap-  
propriated Funds and Mr. Killen would assume it was an appropria-  
tion rather than a transfer. The same on the second to last  
paragraph where it says, "Mr. Holmes made a motion to establish  
and transfer and this should be an appropriation also." It was  
noted that Lisa Bousquet did not transcribe these minutes of  
3/3/86. 198

Mr. Holmes moved acceptance of the Town Council Meeting minutes  
of March 3, 1986, as amended, and March 11, 1986, as presented.

Vote: Unanimous ayes with the exception of Mr. Killen who passed  
on the minutes of 3/3/86 and Mr. Gessert who had left the  
meeting; motion duly carried.

Item 20. Consider and approve the transfer of \$900 to honor  
the state champions and scholar athletes at a dinner put on by  
the New Haven Chapter of the National Football Foundation and  
Hall of Fame was WITHDRAWN.

Mr. Holmes moved that the meeting go into Executive Session  
for the purpose of discussion labor negotiations, seconded  
by Mr. Rys.

Vote: Unanimous ayes with the exception of Mr. Gessert who  
had left the meeting; motion duly carried and the  
meeting moved into Executive Session at 11:40 p.m.

A motion to move out of Executive Session was duly made,  
seconded and carried and the meeting moved out of Executive  
Session at 12:00 a.m. There were no votes recorded.

A motion to adjourn was duly made, seconded and carried and  
the meeting adjourned at 12:00 a.m.

Delores B. Fetta  
Substitute Secretary

Approved

*David A. Gessert*  
David A. Gessert, Council Chairman

*April*  
~~May 8, 1986~~  
Date

*Rosemary A. Rascati*  
Rosemary A. Rascati, Town Clerk

*April*  
~~May 8, 1986~~  
Date