

**EAST HAVEN TOWN COUNCIL
SPECIAL MEETING MINUTES
TUESDAY, JANUARY 29, 2019**

The East Haven Town Council held a special meeting Tuesday, January 29, 2019, at 7:00PM at the East Haven Senior Center, 91 Taylor Avenue, East Haven, CT 06512.

Chairman Ken McKay calls the meeting to order at 7:00PM and asks all to stand for the pledge of allegiance.

Item #1

Roll Call-12 present- 3 absent (Esposito, Badamo and Butler III).
A quorum is present.

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**TOWN CLERK'S OFFICE
EAST HAVEN, CONN.**

Item #2

Approval of minutes from the January 8, 2019 Regular Meeting.

Stacy Gravano, CTC
TOWN CLERK

Councilman Louis Pacelli makes a motion.

Councilman Big Steve Tracey seconds the motion.

Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #3

Approval of minutes from the January 8, 2019 Public Hearing.

Councilwoman Loria Jaffe makes a motion.

Councilman Joseph Deko seconds the motion.

Voice vote: all in favor-none oppose-none abstain. Motion carries.

Item #4

To consider and act upon a Resolution Waiving the Town Charter's Competitive Bidding Requirements in Connection with the Procurement of Trash/Debris Removal Services and Dumpsters at 200 Tyler Street.

**A Resolution Waiving the Town Charter's Competitive Bidding Requirements in
Connection with the Procurement of Trash/Debris Removal Services and Dumpsters at 200
Tyler Street**

WHEREAS, the Town is required to remove certain trash and debris from 200 Tyler Street in connection with its sale to Winn Development;

AND WHEREAS, the Town wishes to engage the same contractor being used by Winn Development (Cherry Hill Construction) as doing so will be financially advantageous to the Town;

AND WHEREAS, the Town has confirmed that the charges proposed by Cherry Hill Construction for dumpsters and labor are commercially reasonable;

AND WHEREAS, the Town wishes to engage Cherry Hill Construction immediately, as the property must be emptied in order for the Town to convey it;

AND WHEREAS, Chapter 6, Section 4(C) of the East Haven Town Charter provides that all sales of real property by the Town shall be by competitive bidding;

AND WHEREAS, the Finance Director recommends that the Council waive the competitive bidding requirement to allow the Town to repair the traffic signal;

AND WHEREAS, the Town Charter's bidding requirements may be waived by two-thirds of the members present and voting;

NOW THEREFORE, be it **RESOLVED** by the Town Council of the Town of East Haven that any competitive bidding requirements associated with the procurement of trash/debris removal services and dumpsters at 200 Tyler Street are hereby waived.

BE IT FURTHER RESOLVED that this bid waiver shall expire on August 1, 2019.

Councilman Joseph Santino makes a motion.

Councilman Robert Parente seconds the motion.

- Sal Brancati- Director of Administration & Management addresses the Council and explains that he is there tonight requesting a bid waiver so that they can keep pace with Winn Development on the removal of waste from 200 Tyler Street. He indicates Winn Development has gotten their permits for gutting and demolition. It is the Town's responsibility per their agreement to remove the eviction materials that are being stored there. In a haste, wanting to keep up with the time frames, he contacted Affordable Waste and Country Disposal for a cost for 25 100-yd. containers and they came in with a \$5 difference in cost from one another; it would have been about \$700 per container for 25 containers or \$17,500 and our public works department would have to remove the material. His fear was that this could become problematic if there was snow or something else that came up preventing our employees from getting the waste removed. So he contacted Cherry Hill because he knew Winn Development was also speaking with them and he received a quote of \$22,500 for them to bring the containers and clean out the 14-15 rooms we are responsible for. This quote includes tipping fees, the containers and the labor. He renegotiated with them and got it

down to \$20,000 so it made sense for him to tell them they got the job. When he met with Town Attorney Zullo he told him that he had done this and Attorney Zullo asked for a copy of the bid/notice and he realized he was supposed to do that and did not. He apologizes to the Council and explains he is coming before them tonight to do it right and is requesting a bid waiver so that they can start the waste removal. He feels that the price is right and they can begin removal tomorrow or Thursday at the latest. It is advantageous for them and then we don't have to have our employees in there putting them at risk due to air quality issues and any hazards.

No public comment.

Council comment:

- Councilman Joseph Santino asks Mr. Brancati to explain that he spoke with public works and they agreed.
- Mr. Brancati says he didn't want to offend the union and take any of their job duties away. He spoke with the union president Ray Marsico and Ray gave him a waiver. This is a one-time event they are looking for the waiver for and the union put it in writing that they would not grieve it.
- Councilman Steve Tracey says he doesn't see any reason why public works wouldn't waive doing some work.
- Councilman Joseph Carfora says aren't the containers that they talked about at the last meeting for the eviction stuff?
- Mr. Brancati says those are for new eviction items. They were fortunate to have 200 Tyler Street to store the items and it kind of got lost in the mass of the structure. Now they have two containers and the rules are the items will be stored for the required 20 days then there will be an auction and the unclaimed items will be taken to the dump after that. They will be restricted by the size and availability of the containers so every 30 days they will have to dispose of the items.
- Councilman Tracey asks if they have to have an auction.
- Mr. Brancati says yes, they are required to.
- Councilman Louis Pacelli asks how long the items have been stored there.
- Mr. Brancati says they have about 2-3 evictions per month and the items have been there for a few years. Over the years due to break-ins, many of the items were damaged or destroyed and could not be auctioned off.
- Councilman Pacelli says can they call goodwill to have them pick up some of it.
- Mr. Brancati says everything that is there now is trash.
- Councilman Joseph Santino says they have to remember 2/3 of what is there now was dumped on them by the Board of Education.

- Mr. Brancati says that is Winn's responsibility as part of the negotiations once he walked through and saw how much was in the school, bolted down, damaged, etc. They got a price from Cherry Hill of \$60,000 to clean out the materials, ours is just the eviction materials.

Roll call vote: all in favor-none oppose-none abstain. Motion carries.

Item #5

Chairman Mckay removes item #5 from the agenda.

To consider and act upon a Resolution pursuant to CT Special Act No. 19-1 establishing a "Shutdown Deferment Program" to allow the deferral of the due date of taxes on real property, personal property, or motor vehicles owed by federal employees affected by the partial government shutdown that began December 22, 2018.

Chairman Mckay states that they have no other business except this item tonight so the Regular Meeting for 2/5/19 is cancelled.

Item #6

Adjournment of Special Meeting.

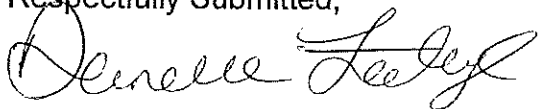
Councilman Robert Parente makes a motion.

Councilwoman Loria Jaffe seconds the motion.

Voice vote: all in favor-none oppose-none abstain. Motion carries.

Meeting is adjourned at 7:11PM.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Danelle Feeley".

Danelle Feeley, Clerk, East Haven Legislative Town Council