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TOWN OF BERLIN
TOWN COUNCIL MEETING
Tuesday, October 18, 2022
Town Council Chambers
Remote Meeting
7:00 P.M.

- A. CALL TO ORDER
- B. PLEDGE OF ALLEGIANCE
- C. ROLL CALL
- D. AUDIENCE OF CITIZENS
- E. MAYOR'S UPDATE
- F. MEETING AGENDA Immediately Following the Mayor's Update
- G. NEW BUSINESS:
- 1. Topic re: Accept donations to the Berlin Animal Control Account for \$115.00 for Animal Care and supplies valued at \$225.00 Animal Control
- 2. Topic re: Approve the purchase of one (1) 2022 Ford Utility Police Interceptors for the Police Department, utilizing the State of Connecticut, Department of Administrative Services Contract #12PSX0194 for an amount not to exceed \$34.472. Municipal Garage
- 3. Topic re: Waive the town's purchasing requirements and award the 2023 gasoline contract to East River Energy and allow Town Administration to lock into a favorable pricing when it becomes available as this is in the towns best interest. Municipal Garage
- 4. Topic re: Pursuant to Connecticut General Statutes §8-24, refer the proposed purchase by the Town of the real property owned by Rio Vista Associates, LLC on Atkins Street, known as Assessor's Map 22-4, Block 155, Lots 1-8 and Assessor's Map 23-1, Block 15, Lots 9-13, to the Berlin Planning & Zoning Commission for a report.

Pursuant to Section 7-11 of the Charter, request that the Board of Finance, subject to the approval of the Town Meeting, approve a non-budgeted appropriation of one million dollars (\$1,000,000) from the FY23 General Fund Unassigned Fund Balance for the purchase of the real property owned by

Rio Vista Associates, LLC on Atkins Street, known as Assessor's Map 22-4, Block 155, Lots 1-8 and Assessor's Map 23-1, Block 15, Lots 9-13.

Call a Town Meeting for 6:45 p.m. on November 1, 2022, to approve a non-budgeted appropriation of \$1,000,000 from the FY23 General Fund Unassigned Fund Balance for the purchase of the real property owned by Rio Vista Associates, LLC on Atkins Street, known as Assessor's Map 22-4, Block 155, Lots 1-8 and Assessor's Map 23-1, Block 15, Lots 9-13. - Town Manager

5. Topic re: Authorize the Town Manager to retain the services of Pulman & Comley LLC to prepare bond authorization documents for school HVAC upgrades, and authorize the Town Manager to schedule and advertise for a Public Hearing to be held November 2, 2022 at 7:00 p.m. on an ordinance entitled "An Ordinance appropriating \$4,900,000 for school HVAC upgrades (2023), and authorizing the issue of \$4,900,000 bonds to the Town to meet said appropriation and pending the issuance thereof, the making of temporary borrowings for such purpose". - Finance

H. APPOINTMENTS:

- 1. Board of Ethics <u>Alternate</u> Vacancy Term would be until January 31, 2025. Can only be filled with a D or U.
- 2. Commission for Persons with Disabilities Vacancy Term would be until January 31, 2023. Can be filled with a D, R or U.
- **3.** Conservation Commission <u>Alternate</u> Vacancy Term would be until January 31, 2026. Can be filled with a D, R or U.
- **4.** Constables Vacancy Term would be until December 2023. Can only be filled with D or U (with no more than a bare majority to be from one political party (Section 8-6)).
- 5. Constables Vacancy Term would be until December 2023. Can only be filled with D or U (with no more than a bare majority to be from one political party (Section 8-6)).
- 6. Constables Vacancy Term would be until December 2023. Can only be filled with D or U (with no more than a bare majority to be from one political party (Section 8-6)).
- 7. **Historic District Commission Vacancy -** New term would be until January 31, 2027. Can be filled with a D, R or U.
- **8.** Inland Wetlands & Water Courses Commission Vacancy Term will be until January 31, 2024. Can be filled with a D or U.
- 9. Parks and Recreation Commission Vacancy New term would be until January 31, 2025. Can be filled with a D, R, or U.

- **10. Plainville Area Cable Television Advisory Council (PACTAC) 2 Vacancies** New terms would expire on June 30, 2023. Can be filled with a D, R or U. There are only two members from Berlin for this board.
- **11. Planning and Zoning Commission** Vacancy Term will be until January 31, 2027. Can be filled with D, R, or U.
- 12. VNA Vacancy New term would be until January 31, 2025. Can be filled with a D, R or U.
- **13.** Water Control Commission <u>Alternate</u> Vacancy New term would be until January 31, 2023. Can be filled with a D, R or U
- **14.** Water Control Commission Alternate Vacancy New term would be until January 31, 2023. Can be filled with a D, R or U.
- **15. Water Control Commission** <u>Alternate</u> Vacancy New term would be until January 31, 2024. Can only be filled with a D or U if both of the above are R.
- **16. Zoning Board of Appeals** <u>Alternate</u> Vacancy Term would be until January 31, 2024. Can be filled with D, R, or U.
- I. TOWN MANAGER'S REPORT:
- J. SPECIAL COMMITTEE REPORTS:
- K. COUNCILORS' COMMUNICATION:
- L. <u>ACCEPTANCE OF MINUTES</u>:

October 4, 2022

- M. EXECUTIVE SESSION:
 - 1. Pending Litigations C.G.S.S. Sec. 1-200 (6) (B) strategy and negotiations with respect to pending claims or pending litigation Angelico-Stetson Appeal
- N. ADJOURNMENT

TO:

The Honorable Mayor and Town Council

FROM:

Arosha Jayawickrema, Town Manager

DATE:

October 12, 2022

SUBJECT:

Donation to Berlin Animal Control

SUMMARY:

Accept donations to Berlin Animal Control Donation Account # 001.00.0000.0.20010.00000

Period	Amount	Purpose	Donor*
Sept 14, 2022 to Oct 07, 2022	\$ 100.00 (value)	Dry & Can Cat food	FOBAC Berlin
00:07,2022	\$ 5.00 Cash	Animal Care	Monica Klonowski Berlin
	\$ 10.00 Cash	Animal Care	Jennifer Weber Canterbury
	\$ 100.00	Animal Care	Thomas Ottman Berlin
	(check) \$ 125.00 (value)	cat food / litter	Rich Gagliardi Berlin

^{*} Unless a name is mentioned, donors requested anonymity

ACTION NEEDED:

Move to accept donations to the Berlin Animal Control Donation Account for \$ 115.00 for Animal Care and supplies valued at \$225.00.

ATTACHMENTS:

Thank you notes

PREPARED BY:

Janice Lund, Animal Control Officer

ANIMAL CONTROL BONATION

Cast	T 02	**					10	R10H Donor Name
Cash applied to: 001.00.0000.0.20020.00000 Animal Control Operating Donations	For Finance use only	Council agenda date Date donation accepted by Council	Animal Control Buil 520.60.6000.2.451 ACO Building Done 520.60 items and quantities being donated.	Amount Check #	Cash/Check \$	(r) hoing domains.	Masington	RICH CACLIFEDI
520.60.6000.2.45100.00000 ACO Building Donations \$		0 Long, 10/5/22	Indicate; food, vet, etc. 001.00.0000.0.20020.00000 In memory of 20.60.6000.2.45100.00000 UNCOTATIONS UNCOTATIONS	Operating	Indicate desired use of sachishesis dopositos:	State Zip Code		1278 HIGH RA Street Address



TOWN OF BERLIN

Department of Finance REPORT OF RECEIPTS

For Department Of Finance	RR#	0	

DATE

COLANDO I	P REPO	RT OF RECEIPTS	Date Batch or	9/19/2022		·
			Dept. Num	iber 0		Page 1 Of 1
DEPARTMENT	Animal Contro	l Donation Fund				
PREPARED BY	Janice Lund, ACO	/ Kate Matson, AACO	Period Covered	FROM 9/3/22	_	9/19/22
ACC	COUNT NUMBER		DESCRIPTION		\$	AMOUNT
001.00.	0000.0.20020.0000	Monica Klonoswki "Ce	zar" Donation	Cash	\$	5.00
		Jennifer Weber "Sass	sy & Freckles" donatio	n cash		10.00
		Thomas Ottman	ck	# 9386 & 1880		100.00
						·
						·
	Orio	0.00				
	Coin CASH >				 _	
	CHECKS>	15.00				
	TOTAL	115.00		. 1		
	TOTAL	115.00			<u>_</u>	
	3	a		_		
IEPT HEAD OR	Janua Led	IMT)		TOTAL		
ion, doin note	Junia pia	1/10	DATE	DEPOSIT		\$115.00
	//	FOR FINANCE DEPT, AND T	FREASURER USE ONLY			
RECEIVED BY		9/19/D	POSTED BY		D.4	
		ę -··- -	, GOILLI BI		DAT	
TREASURER OR AL	JTHORIZED SIGNATURE	DATE	RR APPROVE	ED BY	DATE	<u> </u>



TOWN OF BERLIN Animal Control Department

600 Christian Lane • Berlin, CT 06037 (860) 828-7055

September 14, 2022

Jennifer Weber 581 Westminster Rd. Canterbury, CT. 06331

Dear Jennifer

Thank you for the donation of \$10.00 to the Berlin Animal Control Shelter. We appreciate your thoughtfulness.

Monetary donations are used for medical care and preventive veterinary care to help get the animals in our care adopted into loving, caring homes.

Thanks again for thinking of us.

Sincerely,

Jan Lund, Animal Control Officer Kate Matson, Assistant Animal Control Officer







Cc: Jennifer Ochoa, Director of Community, Recreation and Parks Services



TOWN OF BERLIN Animal Control Department

600 Christian Lane • Berlin, CT 06037 (860) 828-7055

September 15, 2022

Thomas Ottman 53 West View Terrace Berlin, CT 06037

Dear Thomas

Thank you for the donation of \$50.00 to the Berlin Animal Control Shelter. We appreciate your thoughtfulness.

Monetary donations are used for medical care and preventive veterinary care to help get the animals in our care adopted into loving, caring homes.

Thanks again for thinking of us.

Sincerely,

Jan Lund, Animal Control Officer Kate Matson, Assistant Animal Control Officer







Cc: Jennifer Ochoa, Director of Community, Recreation and Parks Services



TOWN OF BERLIN Animal Control Department

600 Christian Lane • Berlin, CT 06037 (860) 828-7055

October 4, 2022

Rich Gagliardi 1278 High Road Berlin, CT 06037

Dear Mr. Gagliardi,

Thank you for the donation of can cat food and litter to the Berlin Animal Control Shelter. We appreciate your thoughtfulness.

Monetary donations are used for medical care and preventive veterinary care to help get the animals in our care adopted into loving, caring homes.

Thanks again for thinking of us.

Sincerely,

Jan Lund, Animal Control Officer Kate Matson, Assistant Animal Control Officer







Cc: Jennifer Ochoa, Director of Community, Recreation and Parks Services

Agenda Item No.: 2 Request for Town Council Action

TO:

The Honorable Mayor and Town Council

FROM:

Arosha Jayawickrema, Town Manager

DATE:

October 11, 2022

SUBJECT:

Purchase of one unmarked 2022 Ford Utility Police Interceptor Vehicle for

the Police Department, utilizing the State of Connecticut, Department of

Administrative Services Contract # 12PSX0194

Summary of Agenda Item:

Within the 2022/2023 fiscal year budget, funding was requested to replace one unmarked police vehicle. Funding was finally approved in July of 2022. MHQ of Marlborough, MA currently holds the contract with the Connecticut Department of Administrative Services (Contract #12PSX0194).

Jim Simons, Fleet Manager, would like to purchase utilizing this contract (1) 2022 Ford Police Utility Interceptor for a price of \$34,071.60

Adding a 10 percent contingency would bring the requested amount to \$37,478.

Funding is located in the following account #:

> CNR Police Vehicles: 500.15.1532.0.54000.00004 for the balance \$115,087

Action Needed:

Move to approve the purchase of one (1) 2022 Ford Utility Police Interceptors for the Police Department, utilizing the State of Connecticut, Department of Administrative Services Contract #12PSX0194 for an amount not to exceed \$37.478.

Attachments:

Certification of Sufficiency of Funds

Prepared By:

James C. Şimons, Fleet Manager



TOWN OF BERLIN

CERTIFICATION OF SUFFICIENCY OF FUNDS

(Sec. 6-10-2 of the Town Charter)

DATE

12-Oct-22

Purchase Item or 0	Contract: Garage/Police Requested by:	Jim Simons	- "
QUANTITY	DESCRIPTION	PRICE PER UNIT	\$ AMOUNT
1.00	Police Vehicle	\$37,478.00	\$37,478.00
			_
			_
			<u>.</u>
Account No.	500.15.1532.0.54000.00004	TOTAL	\$37,478.00
	nt \$239,546.17 Available balance	\$238,	121.17
Encumbrances to		\$37,4	78.00
Expenditures to	Date \$838.10 Available Balance After Purchase	\$200,	643.17
Is a budget chan	ge needed? Yes X No		
If so, has a budg	et change been prepared? Yes X No		
or:	I certify that there ARE sufficient funds available to support the purchase of the items		3.
	I certify that a budget change in the amount of \$\) must be processed concurren with this certification to support this commitment. Finance Director or Assist.Fin		

Agenda Item No.: 3 Request for Town Council Action

TO:

The Honorable Mayor and Town Council

FROM:

Arosha Jayawickrema, Town Manager

DATE:

October 11, 2022

SUBJECT:

Waive the Town of Berlin's purchasing requirements and award the 2023 gasoline contract to East River Energy and provide permission to lock into a pricing if a favorable price can be obtained.

Summary of Agenda Item:

Our current gasoline contract is expiring 12/31/2022. Currently the futures markets are lower, but with uncertainly of world oil supply, OPEC cutting oil production and the war in Ukraine, many are projecting the cost of energy to drastically increase over the next few months. Jim Simons, Fleet Manager, is requesting the Town Council waive the town's bidding process and award the 2023 gasoline contract to East River Energy. This would allow town administration the ability to potentially lock into a favorable price for the duration of the contract.

The benefit to the town is stability in pricing for gasoline over an extended period which hopefully will afford some savings and an adequate budget figure.

Action Needed:

Move to waive the town's purchasing requirements and award the 2023 gasoline contract to East River Energy and allow Town Administration to lock into a favorable pricing when it becomes available as this is in the towns best interest.

Attachments:

None

Prepared By: fem (James C. Simons, Fleet Manager

Agenda Item No. // Request for Town Council Action

TO:

The Honorable Mayor and Town Council

FROM:

Arosha Jayawickrema, Town Manager

DATE:

October 11, 2022

SUBJECT:

Purchase of Real Estate owned by Rio Vista Associates, LLC

Summary of Agenda Item:

Purchase of the real property owned by Rio Vista Associates, LLC on Atkins Street for \$1,000,000.

Action Needed:

Pursuant to Connecticut General Statutes §8-24, refer the proposed purchase by the Town of the real property owned by Rio Vista Associates, LLC on Atkins Street, known as Assessor's Map 22-4, Block 155, Lots 1-8 and Assessor's Map 23-1, Block 15, Lots 9-13, to the Berlin Planning & Zoning Commission for a report.

Pursuant to Section 7-11 of the Charter, request that the Board of Finance, subject to the approval of the Town Meeting, approve a non-budgeted appropriation of one million dollars (\$1,000,000) from the FY23 General Fund Unassigned Fund Balance for the purchase of the real property owned by Rio Vista Associates, LLC on Atkins Street, known as Assessor's Map 22-4, Block 155, Lots 1-8 and Assessor's Map 23-1, Block 15, Lots 9-13.

Call a Town Meeting for 6:45 p.m. on November 1, 2022, to approve a non-budgeted appropriation of \$1,000,000 from the FY23 General Fund Unassigned Fund Balance for the purchase of the real property owned by Rio Vista Associates, LLC on Atkins Street, known as Assessor's Map 22-4, Block 155, Lots 1-8 and Assessor's Map 23-1, Block 15, Lots 9-13.

Attachments:

None.

Prepared By:

Arosha Jayawickrema, Town Manager

Agenda Item No. \supset Request for Town Council Action

TO:

The Honorable Mayor and Town Council

FROM:

Arosha Jayawickrema, Town Manager

DATE:

October 13, 2022

SUBJECT: "An Ordinance Appropriating \$4,900,000 for School HVAC Upgrades (2023) and Authorizing the Issue of Bonds of the Town to Meet Said Appropriation, and Pending the Issuance thereof, the Making of Temporary Borrowings for

such Purpose".

Summary of Agenda Item:

Effective 7/1/2022, PA 22-118 established a new \$150 million reimbursement program for HVAC improvements at public schools. This program will reimburse at rates defined by statute and DAS will retain 5% of the grant amount until the conclusion of the audit process. Applications for the grant are due by December 1, 2022 and will be awarded in early 2023.

Prior to applying, municipalities must secure local share of funding. The Board of Education plans to apply for grant funding at each of the three elementary schools. Based on current cost estimates, potential cost increases for State requirements, inflation and contingency, the local share (net of the previously appropriated ARPA funds) is currently expected to be approximately \$4.9 million.

This motion is to adopt a bond ordinance authorizing the issuance of bonds for the local share. Authorized bonding is only utilized with the approval of the Mayor, Town Manager and Treasurer. The decision to bond and for what amount will be made once bids are received and final project costs are known.

Action Needed:

Move to authorize the Town Manager to retain the services of Pulman & Comley LLC to prepare bond authorization documents for school HVAC upgrades, and authorize the Town Manager to schedule and advertise for a Public Hearing to be held November 2, 2022 at 7:00 p.m. on an ordinance entitled "An Ordinance appropriating \$4,900,000 for school HVAC upgrades (2023), and authorizing the issue of \$4,900,000 bonds to the Town to meet said appropriation and pending the issuance thereof, the making of temporary borrowings for such purpose".

Attachments:

None

Prepared By:

Kevin Delaney, Finance Director

John Fotis Diakun

Town of Berlin | Generated 10/11/2022 @ 8:39 am by OnBoard2 - Powered by ClerkBase

Status

Name

John Fotis Diakun

Application Date

10/8/2022

Expiration Date

10/8/2121

Status

Received

Board (Rank)	Vacancies	Status
Planning and Zoning Commission (1)	1	Pending
Parks and Recreation Commission (2)	1	Pending
Historic District Commission (3)	1	Pending

Basic Information

Name

John Fotis Diakun

Resume File

View / Download

Contact Information

Address

76 Hemlock Ridge

Berlin, CT 06037

Resident

Yes....

Phone

860-878-8586

Email

diakun.john@yahoo.com

Occupation

Employer

City of New Britain

Job Title

City Attorney

Other Questions

Question #1

Number of years in Berlin

August 2022 to present

Question #2

Educational Background (optional)

1) 4 year college degree 2) Law degree

Question #4.

Tell us why you feel qualified for this appointment

In my capacity as an attorney for the City of New Britain, I am familiar with the charge of each of the commissions I have listed in which I see consideration for appointment. I also wish to be involved in helping the community I am now a part of.

Question #5

Can you think of any reason that a conflict of interest could arise if you were appointed?

If a matter involving the City of New Britain came before a commission.

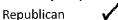
Question #6

Are you a Registered Voter? (To apply, you must be a Registered Voter in Berlin)

Yes

Political Party

What is your political party affiliation?



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