

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

AGENDA
REPRESENTATIVE TOWN MEETING
REGULAR MEETING
Monday, April 4, 2022
7:00pm – Waterford Town Hall
Auditorium

RECEIVED FOR RECORD
WATERFORD, CT
2022 MAR 22 AM 9:08
TOWN CLERK

- A. Pledge of Allegiance
- B. Roll Call
- C. To consider and act upon the minutes of the February 7, 2022 Regular Meeting and the February 28, 2022 Special Meeting.
- D. Correspondence
- E. Public Comment
- F. Committee reports and referrals
- G. Appointee & Liaison updates
- H. Transaction of Business on the Call;
 - 1. To consider and act on three vacancies on the Senior Citizens' Commission. (Term 04/04/2022 – 04/07/2025)
 - 2. To consider and act upon a recommendation from the Board of Finance for an appropriation in the amount of **\$5,380** from the **Capital Non-Recurring designated line #20547-57846 for Fiber Upgrade.**
 - 3. To consider and act upon a recommendation from the Board of Finance for an appropriation in the amount of **\$20,242** from **Capital and Non-Recurring designated line #20547-57861 (Switches).**
 - 4. To consider and act upon a recommendation from the Board of Finance for an appropriation in the amount of **\$10,915** from the **Capital and Non-Recurring designated line #20547-57747 for UPS Systems Project (UPS System for Communications).**
 - 5. To consider and act upon a recommendation, from the Board of Selectmen, subject to the outcome of its' Special Meeting on March 28, 2022, to approve a revised Eversource General Gas Service Agreement for the Public Safety and Police Station buildings and authorize the First Selectman to sign on the Town of Waterford's behalf, pending approval by legal as to form.

6. To consider and act upon a motion to deem the previous legislation as "emergency legislation", waiving the **15 day** waiting period.
7. To consider and act upon an Easement and Assignment Agreement, tabled from the February 7, 2022 Meeting, with American Tower Asset Sub II, LLC for a cell tower located at 85 Miner Lane, Waterford, CT, and to authorize the First Selectman to sign such agreement on behalf of the Town of Waterford.

I. New Business

J. Adjournment

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C

MINUTES
REPRESENTATIVE TOWN MEETING
Special Meeting
Waterford Town Hall
February 28, 2022

2022 MAR -2 AM 10:58

RECEIVED FOR RECORD
MAY 1 2022

RTM Moderator Paul Goldstein called the February 28, 2022 Special Meeting of the Representative Town Meeting to order at 7:01 P.M.

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Greg Attanasio, Mary Childs, Thomas J. Dembek, Susan Driscoll, Timothy Fioravanti, Nick Gauthier, Kevin Girard, Paul Goldstein, Kristin Gonzalez, Ryan Healy, Richard Holmes, Jennifer Kohl, Paul Konstantakis, Cheryl Larder, Michael Rocchetti, Danielle Steward-Gelinas, David Sugrue, Dave Welch.

ABSENT: Michael Bono, Jennifer Bracciale, Timothy Condon, Steven Garvin, Richard Muckle, Ted Olynciw, Dan Radin.

EX-OFFICIO MEMBERS PRESENT: First Selectman Robert J. Brule; Selectwoman Jody Nazarchyk

EX-OFFICIO MEMBERS ABSENT: Selectman Elizabeth Sabilia; Chair of the Board of Education Patricia Fedor; Chair of the Board of Finance Glenn Patterson.

ALSO PRESENT: Town Clerk David L. Campo; Town Attorney Rob Avena.

ITEM C - CORRESPONDENCE

Moderator Goldstein noted that correspondence was received from residents Margaret Holmberg and Emily Polakowski. (See Attachment)

ITEM D - PUBLIC COMMENT

Waterford Resident Emily Polakowski, 24 Savi Ave, spoke in opposition to the proposed gas line agreement being considered in CALL ITEM 1.

Waterford Resident Theo Beyene, 24 Savi Ave, spoke in opposition to the proposed gas line agreement being considered in CALL ITEM 1.

CALL ITEM 1 – Eversource Gas Line Agreement

PRESENTATION: Public Works Director Gary Schneider; Town Attorney Rob Avena.

MOTION by Steward-Gelinas, seconded by Rocchetti, to upon a recommendation from the Board of Selectmen to approve the Eversource General Gas Service Agreement for the Public Safety and Police Station buildings and authorize the First Selectman to sign on the Town of Waterford's behalf, pending the review by legal as to form.

Lengthy discussion centered on green alternatives, the length of the contract, requirements of the contract, price control, ability of town to be released from the contract, the condition of the existing oil

tanks and removal concerns, other options, time sensitivity of the contract, and whether the buildings support green alternatives

MOTION by Steward-Gelinas, seconded by Rocchetti, to move the question.

VOTING IN FAVOR: Dembek, Goldstein, Healy, Holmes, Rocchetti, Steward-Gelinas, Sugrue.

VOTING AGAINST: Attanasio, Childs, Driscoll, Fioravanti, Gauthier, Girard, Gonzalez, Kohl, Konstantakis, Larder, Welch.

MOTION FAILS: 7-11-0

Further discussion ensued.

MOTION IN FAVOR OF ORIGINAL MOTION: Dembek, Girard, Goldstein, Healy, Holmes, Rocchetti, Steward-Gelinas, Sugrue.

MOTION AGAINST: Attanasio, Childs, Driscoll, Fioravanti, Gauthier, Gonzalez, Kohl, Konstantakis, Larder, Welch.

MOTION FAILS: 8-10-0

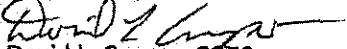
CALL ITEM 2 – Emergency Legislation

Passed over.

MOTION by Driscoll, seconded by Attanasio, to adjourn at 8:26 P.M.

VOTING IN FAVOR: Unanimous

Respectfully Submitted,


David L. Campo, CCTC

Waterford Town Clerk

February 25, 2022

Hello,

I am writing as a concerned citizen of Waterford who has recently heard about the potential deal to install natural gas in two town buildings.

I am a millennial who is quite concerned about climate change, especially its local impacts on my community and the town of Waterford. Current projections from NOAA and the Connecticut Institute for Resilience and Climate Adaptation predict a sea level rise of the Long Island Sound by up to 20 inches by the year 2050. Will I still be able to visit Harkness and Waterford Beach with that level of change? Will floods from natural disasters and 'once in a lifetime storms' impact my neighbors that live closer to the water on a regular basis? Will it make sense for me to move further away from the coast for more protection and security in my property values? I enjoy living in Waterford, but worry about my future here if climate actions are not acted upon promptly by the community and its leaders.

The state of Connecticut has made ambitious strides towards reducing climate change. Connecticut established the 2008 Global Warming Solutions Act and the 2018 Act Concerning Climate Change Planning and Resiliency, which "seek to decarbonize electricity generation, the transportation system, and thermal energy for all buildings, in an effort to cut greenhouse gas emissions [...] to 45% below 2001 levels by 2030" per Governor Lamont's Executive Order 3 from September 2019. This executive order also set greenhouse gas emissions targets of establishing a net-zero carbon grid by the year 2040.

This suggested plan to install natural gas lines for Waterford town buildings does not support the state of Connecticut's plans and goals to reduce climate change. It will directly contribute to further climate change and worsen future impacts to our coastal town by continuing our reliance on fossil fuels and contributing to further greenhouse gas emissions. If natural gas lines and infrastructure continue to be installed, Connecticut's goal of a net-zero future cannot be reached. The goals set by the state include substantial reduction in greenhouse gas emissions by the year 2030 and 2040, which are less than ten and twenty years away respectively – these targets cannot be reached by signing long-term contracts for continued reliance on fossil fuels. I suggest pursuing alternative heating sources, such as heat pumps or electric heat, which can be powered by renewable energy.

Thank you for your consideration,
Emily Polakowski

24 Savi Ave.
Waterford, CT 06385

24 Savi

RECEIVED FOR RECORD
2022 FEB 25 PM 2:16

David Campo

From: Margaret Holmberg <margaret.holmberg@att.net>
Sent: Friday, February 25, 2022 12:37 PM
To: pg34@atlanticbb.net; Town Clerk
Cc: Mary Childs; gregattanasio@rocketmail.com; kgirard.rtm@gmail.com; kgonz5@gmail.com; tedolynciw@yahoo.com; dawelch.wfd.rtm@gmail.com
Subject: Eversource proposal

CAUTION: This email originated from outside of the organization.
Do not click links or open attachments unless you recognize the sender's email address and know the content is safe.

To: Moderator Goldstein and Town Clerk Campo
From: Margaret Holmberg, Quaker Hill resident
Date: February 24, 2022
re: Proposed Eversource Agreement

I request that the letter below be submitted to all RTM members.

I write to raise questions about the Eversource proposal to the town of Waterford to be decided at the upcoming RTM meeting. My questions concern both the content and the process around this proposed agreement.

1. Why is the town not considering solar arrays to provide an energy source for these two buildings? Solar power is far more environmentally friendly than gas. Changes in our climate are happening now not in the future, thus consideration should be made for long term climate friendly energy sources. Or why not consider wind power that could be available in the coming years. Is Waterford, a coastal town, preparing for the consequences of imminent climate changes?
2. Why is this decision being made without input from residents? I note that action is required to waive a 15 day waiting period when residents could given information and opportunity to respond.
3. Why is this agreement required to be in effect for 25 years? That is an unusually long period given the rapidity of changing environmental conditions and given the fact that a wind energy source is being developed right now very close to Waterford.

I am also concerned that this is a rapid push by Eversource which has a history of changing its conditions regardless of original proposals. As an example, when residents first installed solar arrays on their homes excess energy could be put on the grid and the resident received credit for the unused energy. Without publicity or public knowledge Eversource was able to get legislation passed that stopped that incentive as of December 31, 2021. It appears that, again, Eversource is pushing a 'deal' that may or may not be stable, certainly not over 25 years.

I do acknowledge that gas is cleaner for our environment than oil so I applaud consideration of alternatives to oil. However, there may well be cleaner alternatives than gas within the next few years if not now.

I urge the RTM to take time to hear from Waterford residents and take time to explore the long term effects and alternative possibilities.

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



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RECEIVED FOR RECORD
2022 FEB -9 PM 3:57
TOWN CLERK

MINUTES
REPRESENTATIVE TOWN MEETING
Regular Meeting
February 7, 2022

RTM Moderator Paul Goldstein called the February 7, 2022 Regular Meeting of the Representative Town Meeting to order at 7:01 P.M.

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Greg Attanasio, Michael Bono, Jennifer Bracciale, Mary Childs, Timothy Condon, Thomas J. Dembek, Susan Driscoll, Timothy Fioravanti, Steven Garvin, Nicholas Gauthier, Kevin Girard, Paul Goldstein, Kristen Gonzalez, Ryan Healy, Richard Holmes, Paul Konstantakis, Cheryl Larder, Richard Muckle, Theodore Olynciw (Left during CALL ITEM 9), Dan Radin, Michael Rocchetti, Danielle Steward-Gelinas, David Sugrue, David Welch.

ABSENT: Jennifer Kohl

EX-OFFICIO MEMBERS PRESENT: First Selectman Robert J Brule; Selectman Elizabeth Sabillia;

EX-OFFICIO MEMBERS ABSENT: Selectwoman Jody Nazarchyk; Chair of the Board of Finance Glenn Patterson; Chair of the Board of Education Pat Fedor.

ALSO PRESENT: Town Clerk David L. Campo; Town Attorney Robert Avena; Director of Finance Kim Allen.

AGENDA ITEM C – December 6, 2021 Minutes & January 3, 2022 Minutes.

MOTION by Steward-Gelinas, *seconded by Muckle* to approve the December 6, 2021 & the January 3, 2022 as presented.

VOTING IN FAVOR: *Unanimous.*

CORRESPONDENCE

Moderator Goldstein noted that a letter was received from Interim Chief Balestracci in regard to his availability to discuss the police budget, a report from Finance Director Kim Allen in regard to the American Rescue Fund, and letters of recommendation for appointments from the Town Committees that would be discussed during the respective agenda item.

PUBLIC COMMENT

None

AGENDA ITEM F

Public Works, Planning and Development Chairman Michael Rocchetti noted that the committee would be meeting on February 22, 2022. Public Health, Recreation & Environment Chairman Michael Bono

noted that the committee would be meeting on February 22, 2022. RTM member Susan Driscoll advised the body that a standing committee does not need to include the Town Attorney at their meetings.

CALL ITEM 1 – HVAC & Roof Replacement for the Public Safety Building

PRESENTATION: Director of Public Works Gary Schneider.

MOTION by Steward-Gelinas, seconded by Bono, to approve a recommendation from the Board of Finance for an additional appropriation in the amount of **\$409,400** as a new project from the **Capital Non-Recurring Undesignated fund balance line #205-31520 for HVAC and roof replacement for the Public Safety Building.**

Discussion ensued.

MOTION by Larder, seconded by Olynciw to reduce the amount from \$409,400 to \$104,400 to only cover the HVAC replacement and the engineering costs.

Discussion ensued.

MOTION withdrawn by Olynciw.

Discussion ensued.

MOTION by Rocchetti, seconded by Bono, to move the question.

VOTING IN FAVOR: Unanimous with two members opposed. (Gauthier, Larder)

MOTION TO MOVE PASSED: 22-2

VOTING IN FAVOR OF ORIGINAL MOTION: Unanimous

MOTION PASSED: 24-0

CALL ITEM 2 – Pump-Out Boat for Save the River-Save the Hills

MOTION by Driscoll, seconded by Bono, to approve a recommendation from the Board of Finance for an additional appropriation in the amount of **\$12,500** as a new project from the **Capital Non-Recurring Undesignated fund balance line #205-31520 to co-fund a new pump-out boat for Save the River-Save the Hills.**

Discussion ensued.

VOTING IN FAVOR: Unanimous with one member opposing. (Larder)

MOTION PASSED: 23-1

CALL ITEM 3 – Elevators in Town Hall & Youth & Family Services Building

PRESENTATION: Director of Public Works Gary Schneider, Director of Youth and Family Services Dani Gorman.

MOTION by Steward-Gelinas, seconded by Sugrue, to approve a recommendation from the Board of Finance for an additional appropriation in the amount of **\$250,000** as a new project from the **Capital Non-Recurring Undesignated Fund Balance line #205-31520 to recondition the elevators in the Town Hall and Youth & Family Services Building.**

Discussion ensued.

MOTION by Olynciw, seconded by Larder, to postpone to a Special Meeting to a time as soon as possible to allow Public Works Director Gary Schneider to obtain additional quotes.

Discussion ensued.

MOTION by Rocchetti, seconded by Muckle, to move the question.

VOTING IN FAVOR: Unanimous with two members opposed. (Gauthier, Larder)

MOTION TO MOVE PASSED: 22-2

VOTING IN FAVOR OF POSTPONING: Attanasio, Childs, Driscoll, Floravanti, Gonzalez, Larder, Olynciw, Radin.

VOTING AGAINST: Bono, Bracciale, Condon, Dembek, Garvin, Gauthier, Girard, Goldstein, Healy, Holmes, Konstantakis, Muckle, Rocchetti, Steward-Gelinas, Sugrue, Welch.

MOTION FAILS: 8-16

Discussion ensued

MOTION by Bono, seconded by Rocchetti, to move the question.

VOTING IN FAVOR: Bono, Bracciale, Condon, Dembek, Driscoll, Garvin, Girard, Goldstein, Healy, Holmes, Konstantakis, Muckle, Radin, Rocchetti, Steward-Gelinas, Sugrue, Welch.

VOTING AGAINST: Attanasio, Childs, Fioravanti, Gauthier, Gonzalez, Larder, Olynciw

MOTION TO MOVE PASSED: 17-7

VOTING IN FAVOR OF ORIGINAL MOTION: Bono, Bracciale, Condon, Dembek, Driscoll, Fioravanti, Garvin, Gauthier, Girard, Goldstein, Gonzalez, Healy, Holmes, Konstantakis, Larder, Muckle, Radin, Rocchetti, Steward-Gelinas, Sugrue, Welch.

VOTING AGAINST: Attanasio, Childs

ABSTAINED: Olynciw

MOTION PASSED: 21-2-1

CALL ITEM 4: Merge Two Projects

PRESENTATION: Finance Director Kim Allen

MOTION by Steward-Gelinas, seconded by Bono, to approve a recommendation from the Board of Finance to merge two projects by requesting to move \$1,990,000 from **designated line #20523-57792 into designated line #20523-57733 and then close out line #20523-57792 (Oswegatchie Building Renovations).**

VOTING IN FAVOR: Unanimous

CALL ITEM 5: IT Learning Boards

PRESENTATION: BOE Finance Director Joe Mancini, BOE IT Director Mark Geer

MOTION by Steward-Gelinas, seconded by Bono, to approve a recommendation from the Board of Finance for an appropriation in the amount of \$170,000 from **Capital and Non-Recurring designated line #20560-57822 IT Learning Boards.**

VOTING IN FAVOR: Unanimous

CALL ITEM 6 – Ethics Commission Regular Member Appointments

Moderator Goldstein stated that each seat would be taken up individually.

NOMINATION by Bono, seconded by Rocchetti, of Alexa Massad, 12 Spinnaker Rd, Waterford, as a regular member to the Ethics Commission. (Term 02/07/2022 – 02/05/2024)

NOMINATION by Driscoll, seconded by Gauthier, of Laurie Wolfley, 15 Anita Ave, Waterford, as a regular member to the Ethics Commission. (Term 02/07/2022 – 02/05/2024)

Discussion ensued.

VOTING IN FAVOR OF MASSAD: Bono, Bracciale, Condon, Dembek, Garvin, Girard, Goldstein, Healy, Holmes, Muckle, Rocchetti, Steward-Gelinas, Sugrue, Welch.

VOTING AGAINST: Attanasio, Childs, Driscoll, Fioravanti, Gauthier, Gonzalez, Konstantakis, Larder, Olynciw, Radin.

MASSAD appointed to the Ethics Commission. 14-10

NOMINATION by Rocchetti, seconded by Bono, of Laurie Kerp, 518 Boston Post Rd, Waterford, as a regular member to the Ethics Commission. (Term 02/07/2022 – 02/05/2024)

NOMINATION by Driscoll, seconded by Gauthier, of Laurie Wolfley, 15 Anita Ave, Waterford, as a regular member to the Ethics Commission. (Term 02/07/2022 – 02/05/2024)

Discussion ensued.

VOTING IN FAVOR OF KERP: Bono, Bracciale, Condon, Dembek, Garvin, Girard, Goldstein, Healy, Holmes, Muckle, Rocchetti, Steward-Gelinas, Sugrue, Welch.

VOTING AGAINST: Attanasio, Childs, Driscoll, Fioravanti, Gauthier, Gonzalez, Konstantakis, Larder, Olynciw, Radin.

KERP appointed to the Ethics Commission. 14-10

NOMINATION by Driscoll, seconded by Gauthier, of Laurie Wolfley, 15 Anita Ave, Waterford, as a regular member to the Ethics Commission. (Term 02/07/2022 – 02/05/2024)

VOTING IN FAVOR: Unanimous

WOLFLEY appointed to the Ethics Commission

CALL ITEM 7 – Ethics Commission Alternate Member Appointment

NOMINATION by Sugrue, seconded by Bono, of Dr. Naomi Mendelovicz, 55 Colonial Dr, Waterford, as a alternate member to the Ethics Commission. (Term 02/07/2022 – 02/05/2024)

VOTING IN FAVOR OF MENDELOVICZ: Bono, Bracciale, Condon, Dembek, Garvin, Girard, Goldstein, Healy, Holmes, Muckle, Rocchetti, Steward-Gelinas, Sugrue, Welch.

VOTING AGAINST: Attanasio, Childs, Driscoll, Fioravanti, Gauthier, Gonzalez, Konstantakis, Larder, Olynciw, Radin.

MENDELOVICZ appointed to the Ethics Commission. 14-10

CALL ITEM 8 – Utility Commission Appointment

NOMINATION by Driscoll, seconded by Gauthier, of Jerry Porter, 19 East Neck Rd, Waterford, as a member to the Utility Commission due to the resignation of Peter Green. (Term 04/01/2021 – 03/31/2025)

NOMINATION by Rocchetti, seconded by Garvin, of Tom Dembek, 56 Goshen Rd, Waterford, as a member to the Utility Commission due to the resignation of Peter Green. (Term 04/01/2021 – 03/31/2025)

VOTING IN FAVOR OF PORTER: Attanasio, Childs, Driscoll, Fioravanti, Gauthier, Gonzalez, Konstantakis, Larder, Olynciw, Radin.

VOTING AGAINST: Bono, Bracciale, Condon, Dembek, Garvin, Girard, Goldstein, Healy, Holmes, Muckle, Rocchetti, Steward-Gelinas, Sugrue, Welch.

NOMINATION OF PORTER FAILS: 10-14

VOTING IN FAVOR OF DEMBEK: Bono, Bracciale, Condon, Dembek, Garvin, Girard, Goldstein, Healy, Holmes, Muckle, Rocchetti, Steward-Gelinas, Sugrue, Welch.

VOTING AGAINST: Attanasio, Childs, Driscoll, Fioravanti, Gauthier, Gonzalez, Konstantakis, Larder, Olynciw, Radin.

DEMBEK appointed to the Utility Commission. 14-10

CALL ITEM 9 – Salaries of Elected Officials

PRESENTATION: Chairman of the Finance, Wage & Personnel Committee Kevin Girard

MOTION by Steward-Gelinas, seconded by Rocchetti, to approve a recommendation from the Finance, Wage & Personnel Standing Committee of the RTM to annually increase the elected officials' salaries by the least of the following, effective **July 1, 2022**:

A. Percentage increase of the CPI-U from July of the preceding fiscal year.

B. Half (50%) of the percentage increase approved for non-union management.

C. One point five percent (1.5%).

Discussion ensued.

MOTION by Konstantakis to amend the recommendation to only give an increase to the Selectmen,

Registrars and the Treasurer.

Discussion ensued.

MOTION by Rocchetti, seconded by Bono, to move the question.

VOTING IN FAVOR: Unanimous with two opposed. (Larder, Gauthier)

MOTION FAILS

VOTING AGAINST AMENDMENT: Unanimous with one member in favor. (Konstantakis)

MOTION FAILS

VOTING IN FAVOR OF ORIGINAL MOTION: Attanasio, Bono, Bracciale, Childs, Condon, Dembek, Fioravanti, Garvin, Gauthier, Girard, Goldstein, Healy, Holmes, Larder, Muckle, Radin, Rocchetti, Steward-Gelinas, Sugrue, Welch.

VOTING AGAINST: Driscoll, Gonzalez, Konstantakis.

MOTION PASSED: 20-3

CALL ITEM 10 – Executive Session

MOTION by Steward-Gelinas, seconded by Driscoll, that the RTM, along with Town Attorney Rob Avena, Finance Director Kim Allen, go into executive session for the purpose of discussing strategy and/or negotiations with respect to a pending real estate transaction. This action is taken without prejudice to the Town's right to discuss these matters in a private meeting pursuant to Connecticut General Statute 1-200 (2) at 9:36 P.M.

VOTING IN FAVOR: Unanimous

MOTION by Condon, seconded by Gelinas to come out of Executive Session with no votes taken at 10:26 P.M.

VOTING IN FAVOR: Unanimous

CALL ITEM 11 – Easement & Assignment Agreement

MOTION by Steward-Gelinas, seconded by Garvin, to table to the next regular meeting, unless a request is made by legal to have a Special Meeting.

VOTING IN FAVOR: Unanimous

CALL ITEM 12 – RTM Proposed Budget Hearing Schedule

MOTION by Steward-Gelinas, seconded by Rocchetti, to approve the FY23 budget hearing schedule as presented with the following change requested by Susan Driscoll: Order of events remain the same as presented but the days are changed to May 2, May 4, May 9, and May 11. (See Attachment)

VOTING IN FAVOR: Unanimous

NEW BUSINESS:

RTM Member Gauthier requested a report from the First Selectman in regard to AGENDA ITEM 3 as to what happened in 2019 to cause the project to be pushed off until now. Town Attorney Avena suggested that Mr. Gauthier make a FOI request for the information.

MOTION by Bono, seconded by Steward-Gelinas, to adjourn at 10:36 P.M.

Respectfully Submitted,



David L. Campo, CCTC

Waterford Town Clerk

REPRESENTATIVE TOWN MEETING BUDGET HEARINGS

FY 2022-23

Town Hall Auditorium

7:00 P.M.

MONDAY MAY 2

Board of Education

WEDNESDAY MAY 4

Ethics Commission

Conservation of Health

Public Health Nursing

Social Services Grants/Review

Registrar of Voters

Tax Collector

Youth & Family Services Bureau

Recreation & Parks Commission

Board of Assessment Appeals

Assessor

Contingency

Debt Service

Insurance

Town Clerk

Representative Town Meeting

WEDNESDAY MAY 11

Retirement Commission

Waterford Public library

Senior Citizens Commission

Finance Department

Human Resources Department

Board of Finance

Legal Department

Emergency Management

Board of Police Commissioners

Information Technology

Current Year Capital Improvements

Transfers to Capital & Nonrecurring Expenditure Fund

FINAL ACTION

MONDAY MAY 9

Zoning Board of Appeals

Economic Development Commission

Conservation Commission

Planning and Zoning Commission

Flood and Erosion Control Board

Building Department

Building Maintenance

Fire Services

Board of Selectmen

Public Works

RECEIVED FOR RECORD
JAN 11 2022
2022 FEB -9 PM 2:45
TOWN CLERK

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

D

March 15, 2022

Paul Goldstein, Moderator
Representative Town Meeting
15 Rope Ferry Road
Waterford, CT 06385

Dear Mr. Goldstein,

The Representative Town Meeting voted on June 5, 2017 to withdraw the town from the Route 11 Greenway Authority. I believe this gives us an opportunity to delete Chapter 2.42 Route 11 Greenway Authority Commission from our code of ordinances. This would require an ordinance amendment, with a review by a committee of the RTM and a public hearing.

Please let me know if I can be of any assistance.

Sincerely,

David L. Campo, CCTC
Waterford Town Clerk

RECEIVED FOR RECORD
WATERFORD, CT
2022 MAR 22 AM 9:21
David L. Campo
TOWN CLERK

Dear members of the Waterford RTM,

Recently, numerous articles regarding affordable housing have appeared in *The Day*, *The CT Mirror* and *the Hartford Courant*. These write-ups have identified numerous reasons for the high costs of housing in the area – everything from zoning regulations to development costs to resistance from neighbors. While these reasons are certainly viable, they don't tell the full story.

A Waterford home that was recently renovated and listed on Zillow highlights a major, albeit rarely mentioned, factor contributing to the high cost of housing. This nicely-appointed, 1,100 square foot, three-bedroom, two bath home in the Cohanzie section of town lists for \$289,900.

According to Zillow estimates, principle and interest on this great starter (or retirement) home is \$1,100, with taxes listed at \$401, and insurance listed at \$101, per month.

In this scenario, the monthly taxes and insurances are almost equal to half of the principle and interest (P&I) payments. Furthermore, if Private Mortgage Insurance (PMI) is required (as is the case for many first-time home buyers), the tax and insurance total becomes greater than 50% of the P&I.

Developers respond very well to market demand, even in situations where planning and zoning departments and regulations can be difficult to work with. Banks, especially local ones, have a vested interest housing that is affordable and sustainable. They along with the homeowner(s) are investors in the property.

What none of these folks – the developer, the banker and the homeowner – can do, is control factors like excessive property taxes and costly homeowner insurance. These factors remain outside their sphere of control... but well within the RTM's control.

Existing homeowners often note that, long after their mortgage is paid in full, property taxes and insurances increases over time nearly match their original mortgage principal and interest payments. This tax burden usually forces homeowners to postpone maintenance and upkeep, reduce discretionary spending which affects small businesses or decide to sell.

In the case of the aforementioned Waterford property on Zillow, it appears the developer was able to deliver an affordably-priced home, the bank seems to be able to provide reasonable financing considering that the principle and interest is estimated at \$1,100 per month, this at face value appears to be very competitive when compared to the rent alternatives in the local area and surrounding towns.

In turn, questions can be posed regarding the property tax and insurance burden, and whether or not a potential buyer can be found. You'd be hard pressed to convince a first time buyer that taxes and insurances that are almost equal to 50% of the P&I, with guaranteed annual property tax and insurance increases is worth the investment.

Town leaders play a key role in ensuring that housing remains affordable. That affordability means allowing builders to make a reasonable profit, allow banks to make good, long term investments and to facilitate what is needed to prevent excessive property taxes from preventing first time home buyers from entering the market and for keeping existing homeowners that have invested time and effort in creating sustainable communities from leaving.

in either exacerbating or remedying it.

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

March 2, 2022

To: Waterford Representative Town Meeting
From: Alan Wilensky, CCMC
Waterford Tax Collector

Chairman Goldstein,

I would like to bring forth a recommendation for a new procedure regarding the budget review process for the Town of Waterford. As a former, twelve-year member of the Board of Finance and now an elected official and department head, I believe that I bring an informed perspective to this proposal.

As the three major reviewing entities scrutinize the thirty-nine budgets each year, department heads spend a great deal of time in the preparation and defense of their respective budget requests. This procedure includes two appearances in front of each of the three reviewing bodies – the assigned evening to present and defend your budget and the final night approval. While it is of extreme importance to defend your department budget, I feel that it can be unnecessary for department heads to be present at the final night approval if your department's budget is not under further scrutiny or questioning.

It would be my suggestion that, for final night approval only, department heads would only be required to attend if the board reviewing budgets that evening had requested additional information or required that particular representative to be present in order to answer further questions. The budget process should not entail needless evening hours for those whose budgets have been fully vetted and there is no need for further investigation. The budget process should never entail a "gotcha" moment or a surprise cut to a line item. Full disclosure on both sides is the hallmark of good government.

I respectfully request that this suggestion be taken up under New Business at your next meeting.

Sincerely,

Alan Wilensky, CCMC
Waterford Tax Collector

RECEIVED FOR RECORD
WATERFORD, CT
2022 MAR -2 PM 2:28
TOWN CLERK

MODERATOR'S REPORT

Representative Town Meeting

April 4, 2022

F

Matters Currently in Standing Committees

LEGISLATION & ADMINISTRATION

Review of Ordinance 2.38 – Information Technology Committee, RTC 10/04/21

EDUCATION

FINANCE, WAGE & PERSONNEL

Salaries of Elected Officials, RTC 02/01/21

PUBLIC HEALTH, RECREATION & ENVIRONMENT

Review of Noise Ordinance, Noise Control – Chapter 9.06, RTC 10/04/21

PUBLIC PROTECTION & SAFETY

PUBLIC WORKS, PLANNING & DEVELOPMENT

Appraisal of sidewalk ordinance and associated safety issues, RTC 02/01/21

Short Term Rentals, RTC 12/06/22

RECEIVED FOR RECORD
WATERBURY, CT
2022 MAR 22 AM 9:36
THOMAS D. COOPER
TOWN CLERK

Senior Citizens' Commission

Basic Information

Type	Commission
Status	Enabled
Visibility	Public
Creating Authority	- Charter 4.4 - Ordinance 2.72.010 - Appointed - 3 Years - Representative Town Meeting

Contact Information

Board Contact Name	Senior Services Director Lisa Cappuccio
Board Contact Phone	860-444-5839
Email	lcappuccio@waterfordct.org
Website	https://www.waterfordct.org/community-center/senior-services

1

There is a commission consisting of eight persons who are each electors of the town, to study the needs of, sponsor, initiate and coordinate programs of the senior citizens of Waterford.

Notes

- Chair - Carol Sanders
- Co-Vice Chairs - Kathleen McNamara & Joyce Vlaun
- Board of Finance Liaison - Glenn Patterson
- Recording Secretary - Donna Payne

Board Seats

Position	First Name	Last Name	Email	Political Party	Address	Phone	Cell Phone	Calculated Start Date	Calculated End Date	Title	A S D
Member	Anita	Collins	nananeat@atlanticbb.net	Unaffiliated	310 Boston Post Rd. Unit 96	(860) 701-0604		4/5/2021	4/1/2024	Member	4.
Member	D. Judith	Crawford	crawfordclocks@gmail.com	Republican	10 Graham Street	(860) 443-1680		4/6/2020	4/3/2023	Member	4.
Member	Anne	Darling	anead0504@yahoo.com	Republican	132 Shore Road Apt. A	(860) 574-9578		4/5/2021	4/1/2024	Member	4.
Member	James	Johnson	metbp.james.adyeeri@atlanticbb.net	Democrat	17 Fulmore Drive	(860) 442-8278		4/1/2019	4/4/2022	Member	4.
Member	Dina	Lopes	winkifur@aol.com	Democrat	82 Longview Street Apt. 9	(860) 444-0461		4/6/2020	4/3/2023	Member	4.
Member	Kathleen	McNamara	kathleen@pmclegal.com	Unaffiliated	27 Beacon Hill Road	(860) 204-2424		4/1/2019	4/4/2022	Co-Vice Chair	4.
Member	Joyce	Vlaun	joyce_m_vlaun@sbcglobal.net	Democrat	12 Wallace Street	(860) 442-9327		4/1/2019	4/4/2022	Co-Vice Chair	4.
Member	Carol Lee	Sanders	csanders01@snet.net	Democrat	5 Jonathan Law Court	(860) 961-6193		4/5/2021	4/1/2024	Chair	4.
Position	First Name	Last Name	Email	Political Party	Address	Phone	Cell Phone	Calculated Start Date	Calculated End Date	Title	A S D

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

February 22, 2022

Mr. Paul Goldstein
RTM Moderator
15 Rope Ferry Road
Waterford, CT 06385

RECEIVED FOR RECORD
WATERFORD, CT
2022 FEB 23 PM 1:35
David L. Campo
TOWN CLERK

Dear Mr. Goldstein,

Joyce M. Vlaun's appointed term on the Senior Citizens' Commission will expire April 4, 2022. Joyce has agreed to continue to serve as a member of the Senior Citizens' Commission for another term. As she is an active and valuable member of the commission, we ask that she be reappointed for the following three-year term: April 4, 2022 through April 7, 2025.

Thank you for your consideration of this matter.

Sincerely,

Carol Sanders

Carol Sanders, Chairperson
Senior Citizens' Commission

cc: David L. Campo, Town Clerk
Robert Brule, First Selectman
Senior Citizens Commission

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

February 22, 2022

Mr. Paul Goldstein
RTM Moderator
15 Rope Ferry Road
Waterford, CT 06385

2022 FEB 23 PM 1:35

RECEIVED FOR RECORD
WATERFORD, CT

Dear Mr. Goldstein,

Rev. James M. Johnson's appointed term on the Senior Citizens' Commission will expire April 4, 2022. Jim has agreed to continue to serve as a member of the Senior Citizens' Commission for another term. As he is an active and valuable member of the commission, we ask that he be reappointed for the following three-year term: April 4, 2022 through April 7, 2025.

Thank you for your consideration of this matter.

Sincerely,

Carol Sanders, Chairperson
Senior Citizens' Commission

cc: David L. Campo, Town Clerk
Robert Brule, First Selectman
Senior Citizens Commission

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

February 22, 2022

Mr. Paul Goldstein
RTM Moderator
15 Rope Ferry Road
Waterford, CT 06385

RECEIVED FOR RECORD
WATERFORD, CT
2022 FEB 23 PM 1:35
TOWN CLERK

Dear Mr. Goldstein,

Kathleen A. McNamara's appointed term on the Senior Citizens' Commission will expire April 4, 2022. Kathleen has agreed to continue to serve as a member of the Senior Citizens' Commission for another term. As she is an active and valuable member of the commission, we ask that she be reappointed for the following three-year term: April 4, 2022 through April 7, 2025.

Thank you for your consideration of this matter.

Sincerely,

Carol Sanders, Chairperson
Senior Citizens' Commission

cc: David L. Campo, Town Clerk
Robert Brule, First Selectman
Senior Citizens Commission

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

2

February 10, 2022

Mr. Paul Goldstein, Moderator
Representative Town Meeting
15 Rope Ferry Road
Waterford, CT 06385

RECEIVED FOR RECORD
WATERFORD, CT
2022 MAR 21 AM 9:15
TOWN CLERK

Dear Moderator Goldstein:

At the meeting of the Board of Finance held, Wednesday, February 9, 2022, it was voted to recommend to the Representative Town Meeting **for an appropriation request in the amount of \$5,380 from Capital and Non-Recurring designated line #20547-57846 for Fiber Upgrade and forward onto the RTM for approval.**

I respectfully request you place this item on the agenda of the next meeting of the Representative Town Meeting. Copies of backup justification are attached hereto.

Respectfully submitted,

Glenn Patterson ^{mtm}

Glenn Patterson, Chairman
Board of Finance

GP:mtm

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

January 18, 2022

Mr. Glenn Patterson
Chairman
Board of Finance
15 Rope Ferry Road
Waterford, CT 06385

Dear Chairman Patterson,

The Board of Selectmen, at their meeting on Tuesday, January 18, 2022 voted to approve the following request for an appropriation;

Information Technology Committee: To consider and act on the following request for an appropriation from the Director of Finance, Kim Allen in the amount of \$5,380 from Capital and Non-recurring designated line 20547-57846 Fiber Upgrade.

Therefore, I respectfully request that you consider and act on this requests. I have attached pertinent back up material from the designated department.

Sincerely,

Robert Brule

Robert Brule
First Selectman

cc: Kimberly Allen, Director of Finance

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

December 29, 2021

Board of Selectmen
Town of Waterford
15 Rope Ferry Road
Waterford, CT 06385

Re: FY22 Project Appropriation Request

On behalf of the Waterford IT Committee, I respectfully request an appropriation in the amount of \$5,380 from Capital and Non-recurring designated line 20507-57790 - Line Description (Wi-Fi Town-Wide Wiring).

Laying the conduit is the first step in the approved project. A quote for the work is attached for your review.

Regards,

Kimberly Allen
Director of Finance

C: Jeff Robillard, IT Manager

Attachment (D/E/F Quote)



D/E/F Services Group, Ltd

1171 Voluntown Rd., Griswold, CT 06351

(860) 376 - 4896, Fax (860) 376 - 1213

(AA/EOE)

"The Value of One"

December 15, 2021

Low Voltage

SUBJECT: Town of Waterford Conduit Run At Waterford PD.

D/E/F Services Group, Ltd is proud to present the following proposal to Town of Waterford for labor and material to install 4 inch PVC conduit in provided trench.

Project Scope

- D/E/F will work with Waterford Dept. Of Public Works to install 4" PVC conduit run from the existing manhole/handhole on the Eastern edge of the parking lot (near the skate park) to the Eastern wall of the Police Dept. (outside The Chief's Office)
 - Conduit be run up the exterior wall and will end in the attic
- Trench to be provided by WDPW and D/E/F will work with them to install the conduit
- D/E/F will install PVC Pipe in the hand hole
 - The current condition of the hand hole is not the responsibility of D/E/F and prior to installing the PVC conduit, D/E/F Services Group highly recommends that any structural issues are resolved
- D/E/F to provide metallic burial tape to be installed during the back filling of the trench

Labor Cost: \$1,024.00 for 16 Manhours at \$64.00

Material Cost: \$2,904.00 for material (after a 10% markup is added)

Total Cost: 3,928.00

Cost for additional 4" conduit: \$3,619.00

Cost for additional 2" conduit: \$1,450.90

Statement of Clarifications and Exclusions:

- Bid Bond, Performance and Payment Bonds are excluded
- Installation of additional grounding methods/means is excluded
- Any and all utility fees and/or usage charges for power is excluded
- Dumpster, trash / debris removal from site is excluded
- Saw-cut slab and Patch to Match is excluded
- Any and all site work outside of scope is excluded
- Overtime / additional time caused by delays due to other trades or schedule acceleration is excluded
- Additional work requested by customer will be performed on a Time & Material basis with labor at current service rate (\$85.00/hour at standard rates and \$150.00/hour at prevailing wage rates) and material at cost plus 20% with all applicable taxes and fees.
- This proposal is contingent upon a complete scope review between the authorized personnel and D/E/F Services to ensure over-all project intent.

Commercial Clarifications:

1. For projects with an estimated completion time of forty-five (45) days or less, a down payment of 1/3 of the contract total is due upon contract signing. Another payment of 1/3 of the contract total is due upon completion of rough-in inspection. The remainder of the contract is to be paid out upon completion of work.
2. For projects with an estimated completion time over forty-five (45) days, project billing will be monthly or as a project section or unit is completed and payment is required no more than net thirty (30) days.
3. Paid when paid will not be an acceptable contract option.
4. Retention will not be more than 30 days / 90 days upon project substantial completion @ 7.5%
5. This proposal is valid for a period of thirty (30) days.
6. State of Connecticut sales tax is excluded in this proposal

7. Fee for required permits has been excluded
8. All work to be performed 7:00 AM to 3:30 PM Monday through Friday, excluding holidays and overtime.

Warrants:

All work is warranted for a period of one year from substantial completion.

Schedule:

D/E/F Services Group could be on site and prepared to start installation within (15) days after receipt of a purchase order or notice to proceed.

If you have any questions regarding this proposal, please do not hesitate to call us.

Please sign and return this proposal (below) if this proposal is acceptable and you would like begin coordination to proceed.

Regards,

David Hatch
Low Voltage Project Manager
DHatch@DEFsg.com
Direct # (860) 213-0081

D/E/F SERVICES GROUP:

By: _____
Name: _____
Title: _____
Date: _____

CUSTOMER:

By: _____
Name: _____
Title: _____
Date: _____

Purchase
order: _____

To Initiate order please

1. Fax back to 860.376-1213, or
2. Email copy to dhtach@defwiring.com

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

3

March 17, 2022

Mr. Paul Goldstein, Moderator
Representative Town Meeting
15 Rope Ferry Road
Waterford, CT 06385

RECEIVED FOR RECORD
WATERFORD, CT
2022 MAR 21 AM 9:15
TOWN CLERK

Dear Moderator Goldstein:

At the meeting of the Board of Finance held, Wednesday, March 16, 2022, it was voted to recommend to the Representative Town Meeting **for an appropriation request in the amount of \$20,242 from Capital and Non-Recurring designated line #20547-57861 (Switches) and forward onto the RTM for approval.**

I respectfully request you place this item on the agenda of the next meeting of the Representative Town Meeting. Copies of backup justification are attached hereto.

Respectfully submitted,

Glenn Patterson ^{ntm}

Glenn Patterson, Chairman
Board of Finance

GP:mtm

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

March 10, 2022

Mr. Glenn Patterson
Chairman
Board of Finance
15 Rope Ferry Road
Waterford, CT 06385

Dear Chairman Patterson,

The Board of Selectmen, at the meeting on Tuesday, February 15, 2022 voted to approve the following request for an appropriation request;

Information Technology: To consider and act on the following request for an Appropriation request from Director of Finance, Kim Allen for Switches Project from Capital and Non-recurring from designated, line 20547-57861 (Switches) in the amount of \$20,242.

Therefore, I respectfully request that you consider and act on this request. I have attached pertinent back up material from the designated department.

Sincerely,

Robert Brule

Robert Brule
First Selectman

cc: Kimberly Allen, Director of Finance

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

February 3, 2022

Board of Selectmen
Town of Waterford
15 Rope Ferry Road
Waterford, CT 06385

Re: FY22 Appropriation Request for the Switches, Project 20547-57861

On behalf of the town's Information Technology Department, I am requesting an appropriation in the amount of \$20,242 from Capital and Non-recurring designated line 20547-57861- Line Description (Switches).

The funds will be used to replace 4 switches and related software across town departments. Current quotes for the projects are attached.

Regards,

Kimberly Allen

Kimberly Allen
Director of Finance

C: Jeff Robillard, IT Manager

20547-57861



Customer Name: TOWN OF WATERFORD
Quote No: 22754092
Quote Name:
Quotation Date: 01/14/2022

Sales Support Contact: Ed Howard
Sales Support Phone: 603-263-3512
Sales Support Email: ehoward@eplus.com
Account Executive: Steve Plante
Account Executive Phone: 781-615-1322
Account Executive Email: splante@eplus.com

Customer PO No:
Order No:
Expiration Date: 04/15/2022

External Notes:

Contract CT-Cisco-18PSX0202

Line No.	Part Number	MFG	Description/Line Notes	QTY	Discount OFF List(%)	Unit Price	Ext. Price
001	C9200L-48P-4X-E	CISCO	CATALYST 9200L 48PT POE 4 X 10G NTWK ESS	4	70.01	2,933.00	11,732.00
002	CON-PSUT-C9200L-4X	CISCO	PRTNR SUP 8X5XNBD CATALYST 9200L 48-PORT	4	30.50	485.81	1,943.24
003	C9200L-NW-E-48	CISCO	C9200L NETWORK ESSENTIALS, 48-PORT LICENSE	4		0.00	0.00
004	C9200L-DNA-E-48-3Y	CISCO	C9200L DNA ESSENTIALS 48PT 3YR TERM LIC	4	47.20	794.90	3,179.60
005	CAB-TA-NA	CISCO	NORTH AMERICA AC TYPE A POWER CABLE	4		0.00	0.00
006	PWR-C5-BLANK	CISCO	CONFIG 5 POWER SUPPLY BLANK	4		0.00	0.00
007	C9200L-DNA-E-48	CISCO	C9200L CISCO DNA ESSENTIALS, 48-PORT TERM LICENSE	4		0.00	0.00
008	C9200L-STACK-KIT	CISCO	CATALYST 9200L STACK MOD	4	52.00	846.64	3,386.56
009	STACK-T4-50CM	CISCO	50CM TYPE 4 STACKING CABLE	4		0.00	0.00
010	NETWORK-PNP-LIC	CISCO	NETWORK PLUG-N-PLAY CONNECT FOR ZERO-TOUCH DEVICE DEPLOYMENT	4		0.00	0.00
011	C9200-STACK	CISCO	CATALYST 9200 STACK MODULE	8		0.00	0.00

Totals							20,241.40
Sub Total (USD):							20,241.40
Est. Tax (USD):							TBD if Applicable
Shp&Hnd (USD):							0.00
Total (USD):							20,241.40

All orders are governed by your organization's signed agreement with ePlus or applicable public sector contract; if there is no such agreement the Customer Terms and Conditions for Products and/or Services located at www.eplus.com govern. No additional or contrary terms in a purchase order shall apply and ePlus' performance shall not be deemed acceptance of any preprinted PO terms. Use of software, subscription services or other products resold by ePlus is subject to manufacturer/publisher end user agreements or subscription terms. Any

periodic payment obligations for specific offerings, along with customer-incurred overages, consumption fees, add-ons, quantity adjustments and automatic renewals are non-cancelable for any reason except by public sector customers required by law to terminate due to non-appropriation of funds.

PLEASE NOTE: Recent supply chain disruption and tariffs on certain imports are causing price increases for many IT products, with little or no notice, and beyond ePlus' control. As a result, this quote is subject to change without notice, even before the expiration date reflected above. Related manufacturer policy changes may result in orders being non-cancelable and products non-returnable except in accordance with the manufacturer warranty. Please confirm pricing and other restrictions prior to order placement. Unless freight amount is indicated, or is zero, freight will be added to the invoice. Unless Bill-To company is exempt from Sales Tax, it will be added to the invoice. Recognizing that the global pandemic has disrupted operations for many organizations, ePlus will ship products for delivery in accordance with customer's written ship-to instructions and products will be deemed delivered notwithstanding any failure of customer personnel to sign for receipt due to facility closing or otherwise.

Customer Acceptance Signature: _____ Name: _____ Title: _____ Date: _____ Customer PO #: _____		Bill To TOWN OF WATERFORD 15 ROPE FERRY ROAD WATERFORD CT 06385 UNITED STATES ED CRANE	Ship To TOWN OF WATERFORD 15 ROPE FERRY ROAD WATERFORD CT 06385 UNITED STATES
--	--	--	--

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

4

March 17, 2022

Mr. Paul Goldstein, Moderator
Representative Town Meeting
15 Rope Ferry Road
Waterford, CT 06385

RECEIVED FOR RECORD
WATERFORD, CT
2022 MAR 21 AM 9:15
TOWN CLERK

Dear Moderator Goldstein:

At the meeting of the Board of Finance held, Wednesday, March 16, 2022, it was voted to recommend to the Representative Town Meeting for an appropriation request in the amount of \$10,915 from Capital and Non-Recurring designated line #20547-57747 for UPS Systems Project (UPS System for Communications) and forward onto the RTM for approval.

I respectfully request you place this item on the agenda of the next meeting of the Representative Town Meeting. Copies of backup justification are attached hereto.

Respectfully submitted,

Glenn Patterson mm

Glenn Patterson, Chairman
Board of Finance

GP:mtm

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

March 10, 2022

Mr. Glenn Patterson
Chairman
Board of Finance
15 Rope Ferry Road
Waterford, CT 06385

Dear Chairman Patterson,

The Board of Selectmen, at the meeting on Tuesday, February 15, 2022 voted to approve the following request for an appropriation request;

Information Technology: To consider and act on the following request for an Appropriation request from Director of Finance, Kim Allen for UPS Systems Project from Capital and Non-recurring from designated, line 20547-57747 (UPS System for Communications) in the amount of \$10,915

Therefore, I respectfully request that you consider and act on this request. I have attached pertinent back up material from the designated department.

Sincerely,

Robert Brule

Robert Brule
First Selectman

cc: Kimberly Allen, Director of Finance

FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

February 2, 2022

Board of Selectmen
Town of Waterford
15 Rope Ferry Road
Waterford, CT 06385

Re: FY22 Appropriation Request for the UPS Systems, Project 20547-57747

On behalf of the town's Information Technology Department, I am requesting an appropriation in the amount of \$10,915 from Capital and Non-recurring designated line 20547-57747 - Line Description (UPS System for Communication).

The funds will be used to replace 7 UPS devices 9 batteries across town departments. Current quotes for the projects are attached.

Regards,

Kimberly Allen

Kimberly Allen
Director of Finance

C: Jeff Robillard, IT Manager

20547-57747

UPS Devices and Battery Replacements.

QTY 5 APC-SMART-UPS 2200VA devices for the following locations

Town Hall Basement Data Room (QTY 2)

Community Center Server Rack

Youth Center Basement

Town Hall 2nd Floor Data Room

QTY 2 APC-SMART-UPS 1500VA devices for the following locations

Town Hall Finance Office

Registrar's Office

QTY 2 RBC 118 Batteries

Town Hall 2nd Floor Data Closet

QTY 5 RBC 117 Batteries

Town Hall 2nd Floor Data Closet

Safety Complex EOC Room

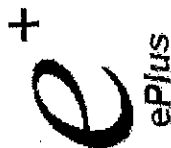
Library Basement Data Room

Muni Complex Data Room

Community Center Data Rack

QTY 2 RBC 110 Batteries

IT Department



Customer Name: TOWN OF WATERFORD
Quote No: 22762229
Quote Name:
Quotation Date: 02/01/2022

Sales Support Contact: Ed Howard
Sales Support Phone: 603-263-3512
Sales Support Email: ehoward@eplus.com
Account Executive: Steve Plante
Account Executive Phone: 781-615-1322
Account Executive Email: splante@eplus.com

Customer PO No:
Order No:
Expiration Date: 04/15/2022

Line No.	Part Number	MFG	Description/Line Notes	QTY	Unit Price	Ext. Price
001	SMT2200RM2UC	SCHNEIDER	APC SMART-UPS 2200VA LCD RM 2U 120V WITH SMARTCONNECT	5	1,465.05	7,325.25
002	SMC1500C	SCHNEIDER	SMART UPS C 1500VA LCD 120V WITH SMARTCONNECT	2	502.95	1,005.90
						8,331.15

Shipping:
Packing:

Sub Total (USD): 8,331.15
Est. Tax (USD): TBD if Applicable
Shp&Hnd (USD): 0.00
Total (USD): 8,331.15

All orders are governed by your organization's signed agreement with ePlus or applicable public sector contract. If there is no such agreement, the Customer Terms and Conditions for Products and/or Services located at www.eplus.com govern. No additional or contrary terms in a purchase order shall apply, and ePlus' performance shall not be deemed acceptance of any preprinted PO terms. Use of software, subscription services or other products resold by ePlus is subject to manufacturer/publisher end user agreements or subscription terms. Any periodic payment obligations for specific offerings, along with customer-incurred overages, consumption fees, add-ons, quantity adjustments and automatic renewals are non-cancelable for any reason except by public sector customers required by law to terminate due to non-appropriation of funds.

PLEASE NOTE: Recent supply chain disruption and tariffs on certain imports are causing price increases for many IT products with little or no notice, and beyond ePlus' control. As a result, this quote is subject to change without notice, even before the expiration date reflected above. Related manufacturer policy changes may result in orders being non-cancelable and products non-returnable except in accordance with the manufacturer warranty. Please confirm pricing and other restrictions prior to order placement. Unless freight amount is indicated, or is zero, freight will be added to the invoice. Unless Bill-To company is exempt from Sales Tax, it will be added to the invoice. Recognizing that the global pandemic has disrupted operations for many organizations, ePlus will ship products for delivery in accordance with customer's written ship-to instructions and products will be deemed delivered notwithstanding any failure of customer personnel to sign for receipt due to facility closing or otherwise.

Customer Acceptance

Signature _____

Name _____

Title _____

Date _____

Customer PO # _____

Bill To

TOWN OF WATERFORD
15 ROPE FERRY ROAD

WATERFORD CT 06385
UNITED STATES
Jeff Robillard

Ship To

TOWN OF WATERFORD
15 ROPE FERRY ROAD

WATERFORD 06385
UNITED STATES
Jeff Robillard



Customer Name: TOWN OF WATERFORD
Quote No: 22762084
Quote Name:
Quotation Date: 02/01/2022

Sales Support Contact: Ed Howard
Sales Support Phone: 603-263-3512
Sales Support Email: ehoward@eplus.com
Account Executive: Steve Plante
Account Executive Phone: 781-615-1322
Account Executive Email: splante@eplus.com

Customer PO No:
Order No:
Expiration Date: 04/15/2022

Line No	Part Number	MFG	Description/Line Notes	QTY	Unit Price	Ext Price
001	APCRBC117	SCHNEIDER	APC REPLACEMENT BATTERY CARTRIDGE NUMBER 117	5	386.70	1,933.50
002	APCRBC118	SCHNEIDER	REPLACEMENT BATTERY CARTRIDGE NO. 118	2	266.48	532.96
003	APCRBC110	SCHNEIDER	UPS REPLACEMENT BATTERY RBC110	2	56.53	117.06

Shipping:
Packing:

Sub Total (USD): 2,583.52
Est. Tax (USD): TBD if Applicable
Shp&Hnd (USD): 0.00
Total (USD): 2,583.52

All orders are governed by your organization's signed agreement with ePlus or applicable public sector contract. If there is no such agreement the Customer Terms and Conditions for Products and/or Services located at www.eplus.com/govern. No additional or contrary terms in a purchase order shall apply, and ePlus' performance shall not be deemed acceptance of any preprinted PO terms. Use of software, subscription services or other products resold by ePlus is subject to manufacturer/publisher end-user agreements or subscription terms. Any periodic payment obligations for specific offerings, along with customer-incurred overages, consumption fees, add-ons, quantity adjustments and automatic renewals are non-cancelable for any reason except by public sector customers required by law to terminate due to non-appropriation of funds.

PLEASE NOTE: Recent supply chain disruption and tariffs on certain imports are causing price increases for many IT products, with little or no notice, and beyond ePlus' control. As a result, this quote is subject to change without notice, even before the expiration date reflected above. Related manufacturer policy changes may result in orders being non-cancelable and products non-returnable except in accordance with the manufacturer warranty. Please confirm pricing and other restrictions prior to order placement. Unless freight amount is indicated, or is zero, freight will be added to the invoice. Unless Bill-To company is exempt from Sales Tax, it will be added to the invoice. Recognizing that the global pandemic has disrupted operations for many organizations, ePlus will ship products for delivery in accordance with customer's written ship-to instructions and products will be deemed delivered notwithstanding any failure of customer personnel to sign for receipt due to facility closing or otherwise.

Customer Acceptance

Signature _____

Name _____

Title _____

Date _____

Bill To

TOWN OF WATERFORD
 15 ROPE FERRY ROAD

WATERFORD CT 06385

Ship To

TOWN OF WATERFORD
 15 ROPE FERRY ROAD

WATERFORD CT 06385
 UNITED STATES

Customer PO # _____	UNITED STATES Jeff Robillard	Jeffrey Robillard
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FIFTEEN ROPE FERRY ROAD
WATERFORD, CT 06385-2886



PHONE: 860-442-0553
www.waterfordct.org

5,6

March 21, 2022

Paul Goldstein
Moderator
Representative Town Meeting
15 Rope Ferry Road
Waterford, CT 06385

RE: Eversource General Gas Service New Negotiated Agreement

Dear Mr. Goldstein,

After additional re-negotiations with Eversource, the Board of Selectmen is scheduled to have a Special Meeting on Monday, March 28, 2022 at 5pm, to consider and act on a recommendation to the Representative Town Meeting to approve a revised Eversource General Gas Service Agreement for the Public Safety and Police Station buildings and authorize the First Selectman to sign on behalf of the Town of Waterford.

Pending the Board of Selectmen's consideration and action at the March 28th meeting, I would like to request to add the modified Eversource Natural Gas Agreement to the next meeting of the RTM:

I have attached pertinent back up material as received from the designated departments.

Sincerely

Robert Brule

Robert Brule
First Selectman

Enclosure

cc: David Campo, Town Clerk
Robert A. Avena, Town Attorney
Kim Allen, Finance Director

RECEIVED FOR RECORD
WATERFORD, CT
2022 MAR 21 PM 4:29
David Campo
TOWN CLERK



DEPARTMENT OF PLANNING AND DEVELOPMENT

MEMORANDUM

TO: Rob Brule, First Selectman;
Paul Goldstein, RTM Moderator
FROM: Rob Avena, Town Attorney
Gary Schneider, Public Works Director
Kim Allen, Finance Director
Abby Y. Piersall, AICP, Planning Director

DATE: March 21, 2022

TITLE: Review of Modified Eversource Gas Service Agreements

On February 28, 2022, proposed contracts to extend natural gas service to the Police Station and Public Safety Complex failed to gain approval at the Special Meeting of the Representative Town Meeting. RTM members raised multiple concerns, including the duration and terms of the contract, facilities management and tank removal, and consideration of alternative and sustainable heating options. When the February 28th RTM meeting was scheduled, Eversource indicated that it required a decision from the Town regarding the contracts before March in order to include the project in this year's construction schedule.

Since that meeting, Town Staff and the Town Attorney have had multiple discussions with the Senior Account Executive at Eversource, who is responsible for negotiating municipal gas contracts. Those meetings led to changes in the contract and the provision of additional information from Eversource that staff believe the RTM should have the opportunity to consider:

1. **Contract Term:** The contract terms for both buildings have been reduced from 25 years to 15 years. At the Town's request, Eversource re-evaluated their cost of construction for the overall project associated with Waterford's buildings. Under the 25-year contract, Eversource was including construction costs for a future extension of gas services to the Waterford Library in their calculations. By removing that portion of the project, construction costs were reduced and the contract term was lowered to 15 years. The result of this change is that *if* the Town were to request gas service at the Library in the future, there would likely be a cost associated with the gas main extension.
2. **Maximum Demands:** The contract for each building specifies maximum daily and hourly demands. These numbers are based on the capacity and output of the existing heating systems at each building. Eversource confirmed that there is no penalty for using less than the anticipated daily demand, provided that gas is the only heating source for the buildings during the 15-year term of the contract. Any usage over the anticipated daily demand would be billed

to the Town per the established rates. There is no minimum daily demand. Therefore, the Town can (and is encouraged to) install more efficient equipment, manage control systems, etc. without penalty. The only thing the Town cannot do during the 15-year period is use any other source of energy for the heating system.

3. **Portfolio Installation:** The text box on the first page of each contract indicates whether or not the projects are part of a portfolio installation. The language in this box is set by the Public Utilities Regulatory Authority (PURA). The “yes” box is checked on each contract because the work to extend gas to Town buildings has been consolidated with other work in the area. The consolidation enables Eversource to extend gas to the Town buildings with a \$0 contribution. Although PURA requirements dictate that the “yes” box has to be checked because this is a portfolio installation, Eversource stated that the other work in this portfolio is already underway, therefore there is no 180-day period associated with this project.
4. **Tariff:** Item 7 on page 2 of the contracts addresses the terms of the tariff associated with this project. The Tariff designation is noted at the top of page 1 of each contract (Rate 20-SE). The Tariff is charged on the *distribution* portion of future bills during the first 10 years of the contract. This is a standard rate set by PURA.
5. **Future Gas Prices:** As with the Town’s electrical contracts, charges for gas are separated as commodity or distribution fees. Distribution fees are set by PURA. Commodity prices fluctuate, and the Town can, through its purchasing agent, solicit bids to obtain the best possible rates for gas in the future. *This allows the Town to negotiate and minimize the impact of any future increase in gas prices during the next 15 years.*
6. **Removal of Underground Tanks:** It has been the Town of Waterford’s policy to remove, rather than fill and abandon, buried oil tanks. Tanks associated with the Police Department and Public Safety Building are due to be removed.
7. **Alternative Energy Sources:** Four energy sources were considered during the initial analysis of this project: heating oil (current source), natural gas (proposed), geothermal, and solar.
 - a. **Heating Oil:** Like natural gas, heating oil prices fluctuate. New tanks will be required to accommodate future use of heating oil, which will be required to be above ground. There are both cost and aesthetic impacts associated with above-ground tanks.
 - b. **Natural Gas:** The extension of gas services under an Eversource portfolio project eliminates the need to purchase above-ground heating oil tanks, and does not require capital investment to install.
 - c. **Geothermal:** Geothermal can serve to reduce the overall cost of heating, however it comes with additional cost and site disruptions. Since the buildings and uses on these properties are already established, it was determined that geothermal could be considered in a longer-term sustainability plan, however the near-term need to upgrade heating systems at both buildings makes it impractical at this time.
 - d. **Solar:** Both buildings are in operation 24/7. Therefore, energy storage would be necessary to rely on solar for heat. A better alternative would be to analyze whether solar is a viable option to reduce electricity costs and incorporate more sustainable energy sourcing.

The Public Works Director, in overseeing the facilities program for the Town, has indicated that there is an immediate need to remove heating oil tanks and address deficiencies in the heating systems for the Police Department and Public Safety Complex. Switching to natural gas can save the Town up to \$166,200 in initial capital outlay, and save an estimated \$1,778 in annual operating cost savings over the 15-year term of the contracts. To reduce overall project costs associated with necessary facility

upgrades, it is recommended that the RTM reconsider moving from heating oil to natural gas at these buildings.

Attachments:

1. Natural Gas Cost Analysis
2. Proposed Police Station Contract
3. Proposed Public Safety Building Contract

COST ANALYSIS OF MOVING TO NATURAL GAS

INSTALLATION COSTS (CAPITAL COST SAVINGS)

	HEATING OIL	NATURAL GAS
POLICE	244,000	128,400
PUBLIC SAFETY	244,000	193,400
Total	488,000	321,800

Potential Installation Savings \$ 166,200

Note:

- Includes old oil tank removal in both scenarios.
- Funding already approved for tank removal/replacement at PD is \$250,000.
- Funding for tank removal/replacement at Public Safety is requested in FY24 budget. (\$210,000)

PROJECTED PURCHASING SAVINGS WITH NATURAL GAS

			FY22 ACTUAL	PROJECTION	FY23
POLICE					
ESTIMATED NATURAL GAS ccf USAGE	12,670		6938.6	6938.6	
AVERAGE COST OF NATURAL GAS per ccf	1.37		1.6714	2.7901	
TOTAL ANNUAL PROJECTION	\$ 17,357.90		\$ 11,597.18	\$ 19,359.39	
PUBLIC SAFETY					
ESTIMATED NATURAL GAS ccf USAGE	10,420		5036.3	5036.3	
AVERAGE COST OF NATURAL GAS per ccf	1.37		1.6318	2.7901	
TOTAL ANNUAL PROJECTION	\$ 14,275.40		\$ 8,218.23	\$ 14,051.78	
INSTALLATION SAVINGS					
1ST YEAR SAVINGS	\$ 166,200		\$ 1,778.00		
TOTAL 1ST YEAR	\$ 167,978		\$ 26,670.00		
PROJECTED ANNUAL PURCHASING SAVINGS					
PROJECTED 15 YEAR PURCHASING SAVINGS					
TOTAL PROJECTED SAVINGS OVER CONTRACT					
\$ 192,870.00					

Tariff & Meters:

Tariff:	☐ Rate 10-SE ☒ Rate 20-SE ☐ Rate 30-SE
Main Location:	☐ On Main ☒ Off Main
# Meters:	<u>1</u>
Dedicated Customer Phone Line	☒ Required ☐ Not Required

Customer: Town of Waterford Contact Email: firstsel@waterfordct.org

Service Location: 41 Avery Road Billing/Notice Address: 41 Avery Road
Waterford, CT 06385 Waterford, CT 06385

Contact Phone: (860) 444-5834 Property Owner: Town of Waterford

Term: 15 years after service starts Contribution Amount: \$ 0.00

Maximum Daily Demand: 150 CCF Nominal Supply Pressure: 2 PSI

Maximum Hourly Demand: 1,500 CFH Minimum Protection Pressure: .5 PSI

Portfolio Installation: ☒ YES ☐ NO

If this Agreement is part of a portfolio installation (by checking yes), then we intend to consolidate installing your service with new service to other customers in your vicinity as a single "portfolio view" per applicable regulations. As a result, our obligations under this Agreement are subject to, and conditioned on, a sufficient number of those other customers obtaining service from us to satisfy those regulations. **You should not purchase/install, or incur a non-cancellable obligation to purchase/install, gas-fired equipment or related work in anticipation of receiving service under this Agreement until we have assembled the required portfolio as demonstrated by our starting to install necessary piping, meters and other facilities (together, "Service Lines") on your property.** If we have not started that installation within 180 days after the effective date of this Agreement, then this Agreement will terminate and be null and void without any liability whatsoever.

The words **you** and **your** mean the person identified above as "**Customer**." The words **we**, **us** and **our** mean Yankee Gas Services Company (doing business as Eversource Energy) or the "**Company**."

You agree to purchase gas service from us subject to the terms of this general gas service agreement including the attached Terms of Service ("**Agreement**") and in accordance with the terms and conditions of the Tariff identified above and our Rules and Regulations ("**Rules**"), both as amended from time to time and incorporated into this Agreement by this reference. In the case of any conflict or inconsistency, the Tariff has priority, followed by the Rules, and then this Agreement. This Agreement, the Tariff, the Rules and our obligations are subject to our compliance with all of the terms, conditions and requirements imposed by the Connecticut Public Utilities Regulatory Authority ("**PURA**").

Your signature below confirms that you have read, understood and accepted this Agreement, including the accompanying Terms of Service, and that the information provided above is complete and accurate.

Customer

Yankee Gas Services Company d/b/a Eversource Energy

Signature: _____

Signature: _____

Print Name: _____

Print Name: _____

Date: _____, 20____

Date: _____, 20____

If you have any questions or complaints concerning the terms of our service, you may write to us at Eversource Energy, 107 Selden Street, Berlin, CT 06037, Attention: Gas Sales & Marketing – NUS2 or call us at 1-800-989-0900. A current version of the Tariff and Rules can be located at <https://www.eversource.com/Content/ct-business/my-account/my-bill/gas-tariffs-rules>

1. The Service Lines installed by us are our property, and we will retain ownership of them even after service or this Agreement has ended. All pipe and equipment beyond our meter will be furnished, installed (including pressure testing and approval by local authorities), owned, repaired and maintained by you. We will leave our installation area level with its surroundings and clean from any debris we created. You are responsible for restoring the installation area. If we disturb your paved area or sidewalk, we will patch/repair only the affected area.

2. If a Contribution Amount is required (as indicated on the first page of this Agreement), then that payment is due and owing to us upon your execution of this Agreement, and this Agreement cannot become effective until you have fully paid the Contribution Amount.

3. In our cost estimating, we have used reasonable efforts to determine the conditions under which the Service Lines will be installed. However, you agree that, in the event certain circumstances happen or are encountered including, without limitation: (a) presence of ledge or rock requiring excavation; (b) presence of retaining walls or extensive landscaping; (c) a requirement for new or expanded access rights; (d) steel pipe installations; (e) location on a state highway; (f) requirement to cross a culvert, stream or other obstacle; (g) location on a newly paved or concrete road; (h) the requirement of frost excavation; (i) the requirement of environmental remediation or any other governmental requirement; (j) the presence of underground facilities of other utilities (including your own facilities that you have installed on your property like irrigation systems, interior piping, and electric systems); or (k) any other condition not included within the calculation of our project cost estimate and which results in additional costs to us, then we reserve the right to require that you pay an increase in the Contribution Amount or a first-time Contribution Amount (if we did not require a Contribution Amount upfront). You also will pay the costs of any construction delays attributable to you. You will pay those amounts within 30 days after receiving our invoice.

4. Before we install the Service Lines, you will locate and mark out all private underground facilities (including installations described in Section 3(j) above) located on your property. We will not be responsible for damage to any underground facility that have not been properly marked or that has resulted from your negligence.

5. You will provide us, in accordance with our specifications and at no cost to us, with (a) traffic barriers in all locations where the Service Lines are subject to vehicular traffic; and (b) all necessary property easements in accordance with our standard easement acquisition policy prior to the installation of the Service Lines. You also must properly mark the fuel line manifold with a metal tag or other permanent identification.

6. We are not liable for delays in installing, beginning or

maintaining service not within our reasonable control, such as weather, adverse field conditions, work stoppage, acts of God or other similar event or occurrence. You must take service under this Agreement within 60 days after the date we have installed the Service Lines. If you do not take service within that period, then we have the right to terminate this Agreement, and you will have to pay us for the costs we paid or incurred to have installed the Service Lines, plus the costs we will have to pay to carry and retire them, and all related costs.

7. This Agreement will remain in effect for the Term indicated on the first page of this Agreement, unless sooner terminated by us as allowed under the Tariff, the Rules, this Agreement and/or the law, and will automatically remain in effect thereafter unless so terminated. You acknowledge your service will remain under the Tariff rate indicated on the first page of this Agreement for 10 years after the start of gasservice.

8. Gas service will be billed under the Tariff. All bills for any charges under the Tariff and this Agreement will be paid by you within 28 days of the invoice statement date (or 60 days for State or municipal service). Any bill not paid on time may result in the termination of your service per the Tariff and related statutes and regulations and will be subject to a late payment charge calculated in accordance with the Tariff and Rules. You will reimburse us for all costs of providing service to you and all sums expended in connection with any action or suit to remedy a default or collect payment, including reasonable attorney's fees and court costs.

9. TO THE EXTENT ALLOWED BY LAW, UNDER NO CIRCUMSTANCE WILL EITHER PARTY BE LIABLE TO THE OTHER FOR ANY INCIDENTAL, SPECIAL, PUNITIVE OR CONSEQUENTIAL DAMAGES, EVEN IF THE OTHER HAS BEEN ADVISED OF THE POSSIBILITY OF THOSE DAMAGES, IT BEING OUR INTENTION TO LIMIT OUR RESPECTIVE LIABILITY UNDER THIS AGREEMENT TO DIRECT DAMAGES ONLY. WE DISCLAIM ANY AND ALL EXPRESS OR IMPLIED CONDITIONS, REPRESENTATIONS, AND WARRANTIES RELATING TO GAS PRESSURE OR DELIVERY PRESSURE.

10. This Agreement, which will be governed by Connecticut law, is the entire agreement between you and us relating to gas service to the Service Location, and it can only be modified in writing signed by both you and us. Counterparts and electronic signatures will be deemed originals. No previous representations or promises made by us are binding unless they are part of this Agreement. The invalidity of one or more of the phrases, sentences or clauses contained in this Agreement will not affect the validity or enforceability of the remaining portions so long as the material purposes of this Agreement can be determined. You may not transfer this Agreement without our consent. This Agreement is binding on, and for the benefit of, successors and permitted assigns.

Tariff & Meters:

Tariff:	☐ Rate 10-SE ☒ Rate 20-SE ☐ Rate 30-SE
Main Location:	☐ On Main ☒ Off Main
# Meters:	<u>1</u>
Dedicated Customer Phone Line	☒ Required ☐ Not Required

Customer: Town of Waterford Contact Email: firstsel@waterfordct.org

Service Location: 204 Boston Post Road Billing/Notice Address: 49 Rope Ferry Road
Waterford, CT 06385 Waterford, CT 06385

Contact Phone: (860) 444-5834 Property Owner: Town of Waterford

Term: 15 years after service starts Contribution Amount: \$ 0.00

Maximum Daily Demand: 360 CCF Nominal Supply Pressure: 2 PSI

Maximum Hourly Demand: 1500 CFH Minimum Protection Pressure: .5 PSI

Portfolio Installation: ☒ YES ☐ NO

If this Agreement is part of a portfolio installation (by checking yes), then we intend to consolidate installing your service with new service to other customers in your vicinity as a single "portfolio view" per applicable regulations. As a result, our obligations under this Agreement are subject to, and conditioned on, a sufficient number of those other customers obtaining service from us to satisfy those regulations. **You should not purchase/install, or incur a non-cancellable obligation to purchase/install, gas-fired equipment or related work in anticipation of receiving service under this Agreement until we have assembled the required portfolio as demonstrated by our starting to install necessary piping, meters and other facilities (together, "Service Lines") on your property.** If we have not started that installation within 180 days after the effective date of this Agreement, then this Agreement will terminate and be null and void without any liability whatsoever.

The words you and your mean the person identified above as "Customer." The words we, us and our mean Yankee Gas Services Company (doing business as Eversource Energy) or the "Company."

You agree to purchase gas service from us subject to the terms of this general gas service agreement including the attached Terms of Service ("Agreement") and in accordance with the terms and conditions of the Tariff identified above and our Rules and Regulations ("Rules"), both as amended from time to time and incorporated into this Agreement by this reference. In the case of any conflict or inconsistency, the Tariff has priority, followed by the Rules, and then this Agreement. This Agreement, the Tariff, the Rules and our obligations are subject to our compliance with all of the terms, conditions and requirements imposed by the Connecticut Public Utilities Regulatory Authority ("PURA").

Your signature below confirms that you have read, understood and accepted this Agreement, including the accompanying Terms of Service, and that the information provided above is complete and accurate.

Customer

Yankee Gas Services Company d/b/a Eversource Energy

Signature: _____

Signature: _____

Print Name: _____

Print Name: _____

Date: _____, 20____

Date: _____, 20____

If you have any questions or complaints concerning the terms of our service, you may write to us at Eversource Energy, 107 Selden Street, Berlin, CT 06037, Attention: Gas Sales & Marketing – NUS2 or call us at 1-800-989-0900. A current version of the Tariff and Rules can be located at <https://www.eversource.com/Content/ct-c/business/my-account/my-bill/gas-tariffs-rules>

1. The Service Lines installed by us are our property, and we will retain ownership of them even after service or this Agreement has ended. All pipe and equipment beyond our meter will be furnished, installed (including pressure testing and approval by local authorities), owned, repaired and maintained by you. We will leave our installation area level with its surroundings and clean from any debris we created. You are responsible for restoring the installation area. If we disturb your paved area or sidewalk, we will patch/repair only the affected area.

2. If a Contribution Amount is required (as indicated on the first page of this Agreement), then that payment is due and owing to us upon your execution of this Agreement, and this Agreement cannot become effective until you have fully paid the Contribution Amount.

3. In our cost estimating, we have used reasonable efforts to determine the conditions under which the Service Lines will be installed. However, you agree that, in the event certain circumstances happen or are encountered including, without limitation: (a) presence of ledge or rock requiring excavation; (b) presence of retaining walls or extensive landscaping; (c) a requirement for new or expanded access rights; (d) steel pipe installations; (e) location on a state highway; (f) requirement to cross a culvert, stream or other obstacle; (g) location on a newly paved or concrete road; (h) the requirement of frost excavation; (i) the requirement of environmental remediation or any other governmental requirement; (j) the presence of underground facilities of other utilities (including your own facilities that you have installed on your property like irrigation systems, interior piping, and electric systems); or (k) any other condition not included within the calculation of our project cost estimate and which results in additional costs to us, then we reserve the right to require that you pay an increase in the Contribution Amount or a first-time Contribution Amount (if we did not require a Contribution Amount upfront). You also will pay the costs of any construction delays attributable to you. You will pay those amounts within 30 days after receiving our invoice.

4. Before we install the Service Lines, you will locate and mark out all private underground facilities (including installations described in Section 3(j) above) located on your property. We will not be responsible for damage to any underground facility that have not been properly marked or that has resulted from your negligence.

5. You will provide us, in accordance with our specifications and at no cost to us, with (a) traffic barriers in all locations where the Service Lines are subject to vehicular traffic; and (b) all necessary property easements in accordance with our standard easement acquisition policy prior to the installation of the Service Lines. You also must properly mark the fuel line manifold with a metal tag or other permanent identification.

6. We are not liable for delays in installing, beginning or

maintaining service not within our reasonable control, such as weather, adverse field conditions, work stoppage, acts of God or other similar event or occurrence. You must take service under this Agreement within 60 days after the date we have installed the Service Lines. If you do not take service within that period, then we have the right to terminate this Agreement, and you will have to pay us for the costs we paid or incurred to have installed the Service Lines, plus the costs we will have to pay to carry and retire them, and all related costs.

7. This Agreement will remain in effect for the Term indicated on the first page of this Agreement, unless sooner terminated by us as allowed under the Tariff, the Rules, this Agreement and/or the law, and will automatically remain in effect thereafter unless so terminated. You acknowledge your service will remain under the Tariff rate indicated on the first page of this Agreement for 10 years after the start of gas service.

8. Gas service will be billed under the Tariff. All bills for any charges under the Tariff and this Agreement will be paid by you within 28 days of the invoice statement date (or 60 days for State or municipal service). Any bill not paid on time may result in the termination of your service per the Tariff and related statutes and regulations and will be subject to a late payment charge calculated in accordance with the Tariff and Rules. You will reimburse us for all costs of providing service to you and all sums expended in connection with any action or suit to remedy a default or collect payment, including reasonable attorney's fees and court costs.

9. TO THE EXTENT ALLOWED BY LAW, UNDER NO CIRCUMSTANCE WILL EITHER PARTY BE LIABLE TO THE OTHER FOR ANY INCIDENTAL, SPECIAL, PUNITIVE OR CONSEQUENTIAL DAMAGES, EVEN IF THE OTHER HAS BEEN ADVISED OF THE POSSIBILITY OF THOSE DAMAGES, IT BEING OUR INTENTION TO LIMIT OUR RESPECTIVE LIABILITY UNDER THIS AGREEMENT TO DIRECT DAMAGES ONLY. WE DISCLAIM ANY AND ALL EXPRESS OR IMPLIED CONDITIONS, REPRESENTATIONS, AND WARRANTIES RELATING TO GAS PRESSURE OR DELIVERY PRESSURE.

10. This Agreement, which will be governed by Connecticut law, is the entire agreement between you and us relating to gas service to the Service Location, and it can only be modified in writing signed by both you and us. Counterparts and electronic signatures will be deemed originals. No previous representations or promises made by us are binding unless they are part of this Agreement. The invalidity of one or more of the phrases, sentences or clauses contained in this Agreement will not affect the validity or enforceability of the remaining portions so long as the material purposes of this Agreement can be determined. You may not transfer this Agreement without our consent. This Agreement is binding on, and for the benefit of, successors and permitted assigns.

David Campo

From: Robert Avena <RAvena@sswbogg.com>
Sent: Monday, March 21, 2022 5:19 PM
To: David Campo
Cc: Kimberly Allen
Subject: RTM Meeting of April 4, 2022, Item 7 American Tower Proposed Agreement

7

CAUTION: This email originated from outside of the organization.

Do not click links or open attachments unless you recognize the sender's email address and know the content is safe.

Dear David : Kim Allen , Finance Director, and I are continuing to review and discuss the terms of the proposed agreement regarding the leased cell tower at the Miner Lane Transfer Station Parcel with representatives of the Lease Holder, American Tower. Therefore, at the next RTM meeting, we will be requesting that this matter be further postponed, and not taken off the table, until the June meeting of the RTM, thanks, Rob Avena, Esq.

Robert A. Avena, Esquire
Suisman Shapiro
20 South Anguilla Road
P.O. Box 1445
Pawcatuck, CT 06379

Direct Line: (860) 650-8008
Main Line: (860) 442-4416
Facsimile: (860) 599-3778
E-mail: ravena@sswbogg.com
Firm Website: www.suismanshapiro.com

This law firm is a debt collector and may be attempting to collect a debt. If this communication relates to a debt owed to one of our clients, any information obtained will be used for that purpose. Please note, however, that if you have previously received a discharge in bankruptcy, this law firm is not attempting to collect a debt, but is only enforcing a lien against the subject property.

Please note: the information contained in this e-mail and any attachments hereto is intended only for the personal and confidential use of the designated recipients. The message may be an attorney-client communication and as such, is privileged and confidential. If the reader/recipient of this message is not the intended recipient, you are hereby notified that you have received this e-mail and all attachments hereto in error and that any review, dissemination, distribution or copying of this e-mail or any of its attachments is strictly prohibited. If you have received this communication in error, please notify the sender immediately by e-mail and destroy the original message received. Thank you.