



BOARD OF ALDERMEN
SHELTON, CONNECTICUT
REGULAR MEETING
THURSDAY, MAY 8, 2008

CALL TO ORDER / PLEDGE OF ALLEGIANCE

Mayor Mark A. Lauretti called the meeting of the Board of Aldermen to order at 7:05 p.m. All those present rose and pledged allegiance to the flag.

Roll Call

Alderman John F. Anglace, Jr., President – present
Alderman Lynne Farrell - present
Alderman John "Jack" Finn – present
Alderman Stanley Kudej – present
Alderman Kenneth Olin - present
Alderman John P. Papa – present
Alderman Jason Perillo - present
Alderman Anthony Simonetti - present

Administration:

Mayor Mark A. Lauretti
Corporation Counsel Thomas Welch

There was a quorum present. Mayor Lauretti stepped away momentarily at this point.

PUBLIC SESSION

Alderman Anglace asked three times if any member of the public wished to address the Board. Being none, he declared the public session closed.

ADD-ONS

Alderman Papa MOVED to add the following items to the agenda:

- 9.3 Relocation Expenses for Persons Displaced by Building Code Enforcement Action Taken regarding their Apartment per Connecticut's Uniform Relocation Assistance Act

SECONDED by Alderman Finn. A voice vote was taken and the MOTION PASSED 8-0.

AGENDA ITEMS

Minutes for Approval

Alderman Kudej MOVED to waive the reading of and approve the minutes of the Regular Meeting of April 20, 2008, Budget Workshop of April 14, 2008, Budget Workshop of April 28, 2008 and Public Hearing on the Budget April 21, 2008; SECONDED by Alderman Papa.

Alderman Finn asked that a correction be made to the minutes of the April 14, 2008 workshop: Vincent Capece was absent, not present. A voice vote was taken and the MOTION PASSED 8-0.

5.1 FINANCE COMMITTEE**5.1.1 May Statutory Refunds**

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to recommend, that the report of the Tax Collector relative to the refund of taxes for a total amount of \$3,304.18 be approved and that the Finance Director be directed to make payments in accordance with the certified list received from the tax collector with funds to come from the Statutory Refunds Account 001-0000-311.13.00; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

Mayor Lauretti assumed the chair at this point.

5.1.2 Appropriation of Funds for Tractor Loader Mower with Mid-Mount Mower

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to appropriate a sum not to exceed \$28,144.20 for the purchase of a tractor loader mower with mid-mount mower with funding to be provided by bonding, pursuant to Section 7.16 of the City Charter subject to the award of the bid by Apportionment and Taxation; SECONDED by Alderman Papa.

Alderman Kudej noted that the bid for the tractor was approved by the Board of Apportionment and Taxation tonight.

A voice vote was taken and the MOTION PASSED 8-0.

5.1.3 Request by Shelton Volunteer Fire Company #4 Pine Rock Park to Use Land to Construct a 26 X 28 Foot Building at 722 Long Hill Avenue

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to authorize the use of land for a 26 x 28 foot building to be constructed behind the Shelton Volunteer Fire Company #4 Pine Rock Park at 722 Long Hill Avenue for the purpose of housing an antique fire engine and to provide additional storage of firefighting equipment; SECONDED by Alderman Simonetti.

Alderman Anglace stated, most of this will be done without the use of City funds. The building will be turned over to the City once it's completed. It will be a City building, and then we'll put the insurance on it.

He also noted that the building will be dedicated to Firefighter Bob Jenacaro, and the company is receiving a lot of support from the community to make the building come to pass.

Mayor Lauretti asked that the Clerk call Bill Mooney in the morning and remind him to deliver the dirt to Pine Rock Park Firehouse.

A voice vote was taken and the MOTION PASSED 8-0.

5.1.4 Over Expenditure By The Management Information Systems Department

Alderman Anglace stated, no action was taken on this at the Finance Committee meeting, therefore, no action is required at this time.

5.2 PUBLIC HEALTH & SAFETY COMMITTEE

No items.

5.3 STREET COMMITTEE

No items.

Alderman Olin stated, I have a report on all of the jobs we've done on the streets and the money expended – a lot of people believe that there is no money being spent on streets.

Fiscal Year	Expended
2002-03	\$544,000
2003-04	\$500,000
2004-05	\$314,000
2005-06	\$162,000
2006-07	\$120,190
2007-08	\$400,000 YTD
Total	\$2,043,000

Mayor Lauretti stated, that is specifically for road resurfacing. In addition to that there was \$2.3 million spent in the last two and a half years on the arterial roads in addition to that, so you're up around \$5 million. We're going to spend probably another \$1 million this year on roads. Huntington Street is going to get some work. Kneen Street and Myrtle are going to get some work, and there are three or four other smaller side streets that will get some work. Wheeler Street, I know, is one that we've had a lot of requests on.

REPORT OF THE MAYOR

None presented.

REPORT OF THE PRESIDENT

None presented.

6 – LEGAL REPORT**6.1 Corporation Counsel Billing**

Alderman Anglace MOVED to authorize a total payment of \$2,647.20 to Corporation Counsel Winnick, Vine, Welch, & Teodosio, LLC for services rendered per statement dated May 1, 2008 with funds to come from the following Legal Services Accounts:

Legal Fees	001-1900-411.30-03	\$2,450.40
Foreclosure Fees	001-1900-411.50-01	\$196.80

SECONDED by Alderman Finn. A voice vote was taken and the MOTION PASSED 8-0.

6.2 Assistant Corporation Counsel Billing

Alderman Anglace MOVED to authorize a total payment of \$1,330 to Assistant Corporation Counsel Ramon Sous for services rendered per statement dated May 1, 2008 with funds to come from the Legal Fees Account 001-1900-411.30-03; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

7 LEGISLATIVE – OLD**7.1 Items from Public Hearing**

No items.

**7.2 Nondiscrimination Certification for
LSTA Grant #162P-LRP-08**

Alderman Anglace stated, that action has already been taken back on October 11, 2007, therefore no action is necessary at this time.

8 FINANCIAL BUSINESS – OLD

No items.

9 FINANCIAL BUSINESS – NEW**9.1 Purchase of Roofing Materials for the Parks and Recreation
Roof –Myrtle Street - LOCIP Eligible**

Alderman Anglace MOVED to add the purchase of roofing materials for the roof of the Parks & Recreation Garage located at 41 Myrtle Street to the Capital Improvement plan with funding to come from LOCIP in the amount of \$2,589.55; SECONDED by Alderman Finn.

Alderman Papa asked, is this going to be done by the City, we're buying the material and the City is going to do the work?

Mayor Lauretti stated, the roof is done. It was finished about a week and a half ago. The City did the roof. I asked to have this put on the agenda because in the past we've always paid for the roofs either out of bonding or through LOCIP. There is sufficient money to pay for this in the Building Maintenance account and it's the Board's pleasure on how they want to handle it. I was uncertain whether there was sufficient money but I checked today and there is.

Alderman Perillo asked if there are other projects that are LOCIP eligible that are in the hopper.

Mayor Lauretti replied that there are always projects that are in the hopper. We talked about doing the Huntington Fire House, it's going to need some attention, whether it happens now or in the fall.

Alderman Finn stated, I would rather use the LOCIP for something else.

A voice vote was taken and the MOTION PASSED 7 Yes, 1 No (Finn).

9.2 Appropriation of Funds for the Repaving of Secondary Roads

Alderman Anglace MOVED to appropriate the sum of \$200,000 for the repaving of secondary roads with funding to be provided by bonding, pursuant to Section 7.16 of the City Charter; SECONDED by Alderman Simonetti.

Mayor Lauretti stated, when the agenda was done it was incorrectly stated as Huntington Street, instead of secondary roads. This \$200,000 will go toward the secondary roads, the smaller roads that don't get as much attention. One that quickly comes to mind is Wheeler Street, which is up by the Police Station and the Senior Center.

Alderman Anglace noted that the section of the Charter is 7.16, and this motion was written as 7.1.6. You'll notice in the Charter there is a typo for that.

Alderman Finn asked if Beardsley Road is one of the roads being considered in this \$200,000. The residents have requested that the City do some work on that street.

Mayor Lauretti replied no, Beardsley Road is going to get some drainage done on it. We'll try and do Beardsley Road, if there's enough money available we'll try and do it in the fall or next year.

Alderman Finn stated, in summer, when it's hot out, the City a couple years ago put armor coating, they didn't armor coat, they put down the oil twice, and every year when it gets hot the oil comes up and the sanders come out and sand that road in the summertime. This area from Nicholdale Road on up should be addressed.

Mayor Lauretti stated, I'll take a second look at it.

A voice vote was taken and the MOTION PASSED 8-0.

9.3 Relocation Expenses for Persons Displaced by Building Code Enforcement Action Taken regarding their Apartment per Connecticut's Uniform Relocation Assistance Act

Alderman Anglace MOVED to transfer \$16,000 from Contingency General Account #001-9900-900.99-00 to an account number to be determined by the Finance Director to cover the expenses for the relocation of four tenants displaced as a result of Building Code enforcement action taken regarding their apartment building per Connecticut's Uniform Relocation Assistance Act under Connecticut General Statutes 8-266 et. seq.; SECONDED by Alderman Simonetti.

Alderman Anglace stated, the \$16,000 or whatever is spent, my understanding is that will be liened against the property, correct?

Corporation Counsel Welch replied, correct. Pursuant to the act, the landlord is responsible for the relocation and the emergency housing. If the landlord does not do so, then the Relocation Act says the City has to provide that. That is why you're appropriating it. It's not necessarily that you're going to spend it, but if you are required to spend it, you do have the right to lien the property and get repaid.

Alderman Finn asked, this is Johnny's Pizza on Howe Avenue, have the tenants been moved out of the building yet?

Corporation Counsel Welch replied, it's my understanding that they have.

Alderman Finn asked, is there a scheduled date for razing the building?

Corporation Counsel Welch replied, I understand within 30 days.

A voice vote was taken and the MOTION PASSED 8-0.

10 – LEGISLATIVE – NEW

10.1 Items to Public Hearing

10.1 A. No items

10.2 Energy Management Building Committee – Discussion on City Buildings Going Green and RCMS Controls Inc. Service Contract

Mayor Lauretti stated, I don't know where this came from; I've been talking to them about a service contract, but that's as far as it's gone. Are you proposing a contract; a service agreement?

Alderman Finn stated, I thought it was going to be discussed under 10.3. The Building Committee came up with some recommendations prior to dissolving our committee. We'd like to see the City continue to explore other avenues to save energy by going green, looking at utilities, electrical. There is incentive money out there that could be had by the City by doing so. We also felt that since we have a brand new system in place, with 11 buildings, and training was given to so many people within the City that in the event that the City should need them for unknown reasons, maybe it's possible we can explore the possibility of having a contract with them for one year for them to come in to assist us, if needed. Those are the only recommendations we had from the Building Committee.

Mayor Lauretti stated, I do agree with green and have asked the Building Committee on two occasions to pursue some green initiatives for the 5/6 school. I have asked the High School Building Renovation Committee to do it, but in their situation they were further along and it would be unproductive to retreat and go back to square one again, so they kept moving forward on their renovation projects at Shelton High School. Seeing how the schedule for the 5/6 school is gone by the boards, there is no reason for them not to look at some green alternatives for the HVAC system in that building, and they are doing that. In addition, there will be an item coming before this Board for funding for a roof at Long Hill School. I have asked the Building Committee, in fact that's an item that should have been on the agenda tonight, you'll be appointing a building committee for the roof at Long Hill School and I've asked them to look at a green solution, i.e., metal roofs, and photo cells to help contribute to electric generation so they are engaged at this point and I do have another proposal from an outside company that will come before us, possibly for the Community Center. We need to start moving in this direction. I think we need to move cautiously and try to do one building at a time and leverage some of those grant monies that are available out there before they dry up. A lot of this stuff is well under motion.

Alderman Perillo stated, specifically, to the 5/6 school, that building committee has been in contact with me and with Senator Debicella, in fact, specifically, Jimmy Oraziotti has been in contact with us. Senator Debicella

and I are trying to set up meetings in Hartford that need to take place so that they can proceed with onsite generation as that project moves forward. They're taking the bull by the horns. We were notified about it a little bit late in the legislative session to make things happen. It's definitely worthwhile and we're working, everyone's pulling in the same direction on this.

10.3 Dissolution of Energy Management Building Committee

Alderman Anglace MOVED, per the recommendation of the Energy Management Building Committee and pursuant to Section 5.3.2 of the Charter of the City of Shelton, that the Energy Management Building Committee be dissolved as a result of the completion of the project; and further,

MOVED that the Board of Aldermen thanks the committee for their diligent efforts on behalf of the City of Shelton and applauds their good and timely work bringing this project to a satisfactory conclusion; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

10.4 Perry Hill School Building Committee to be Appointed as the Long Hill School Roof Replacement Committee

Alderman Anglace MOVED that the Perry Hill School Building Committee is hereby appointed as the Long Hill School Roof Replacement Committee.

Note: The following people are members of the Perry Hill School Building Committee:

Gary Will - U
Sean Sullivan – U - Chairman
Steve Chuckta – R
James Oraziotti – D
Don Sheehy – D
John Fitzgerald – U
Ray Sullivan - R

SECONDED by Alderman Farrell.

Mayor Lauretti stated, for the record, everyone should know that is an original roof on Long Hill School and it leaks badly, and has leaked for a number of years - as well as Elizabeth Shelton School.

A voice vote was taken and the MOTION PASSED 8-0.

10.5 Amendment to Contract Between City of Shelton and Diversified Technology Consultants, Inc. for Expenditure of Additional Funds for the Construction Administration and Engineering for Pump Station Modifications

Alderman Anglace MOVED, per the recommendation of the Water Pollution Control Authority, to approve an amendment to the contract for the Construction Administration and Engineering for Pump Station Modifications, Bid No. 25-26, dated April 28, 2005 between the City of Shelton and Diversified Technology Consultants, Inc. for the expenditure of additional funds as outlined in their letter dated March 24, 2008 in the amount of

\$8,901 with funds to come from the Wastewater Collection System Referendum Bond; and further,

MOVED to authorize Mayor Mark A. Lauretto to sign all documents and effectuate said agreement; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

10.6 Donation of Surplus 1997 Ford RV Cutaway Bus to the American Legion Sutter-Terlizzi Post No. 16

Alderman Anglace MOVED to waive Section 2-b in Ordinance #747 and donate the surplus 1997 Ford RV Cutaway – Bus with assessed value of \$2,537 to the American Legion Sutter-Terlizzi Post No. 16; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

11 EXECUTIVE SESSION

At approximately 7:30 p.m. Alderman Anglace MOVED to enter into Executive Session to discuss the following items:

- 11.1 Administrative-Clerical Bargaining Unit Contract
- 11.2 Estate of Esther Riordan
- 11.3 McCallum Enterprises

and invited Mayor Mark A. Lauretto, Administrative Assistant Sandra Nesteriak, and Corporation Counsel Tom Welch to remain in the Auditorium; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

Return to Regular Session

At approximately 7:52 p.m. Alderman Anglace MOVED to return to Regular Session; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

Mayor Lauretto noted that no votes were taken during the Executive Session.

Motions from Executive Session

11.1 Administrative-Clerical Bargaining Unit Contract

Alderman Anglace MOVED to approve the Collective Bargaining Agreement between Local 1303-238 Council #4 ASFCME AFL-CIO and the City of Shelton; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

11.2 Estate of Esther Riordan

Alderman Finn MOVED to accept the sum of \$2,650 as a full and final settlement for demolition relative to the estate of Esther Riordan; SECONDED by Alderman Perillo. A voice vote was taken and the MOTION PASSED 7 Yes, 1 No (Anglace).

11.3 McCallum Enterprises

No action.

ADJOURNMENT

Alderman Kudej MOVED to adjourn; SECONDED by Alderman Perillo. A voice vote was taken and the MOTION PASSED 8-0.

The meeting adjourned at approximately 7:55 p.m.

Respectfully submitted,

Patricia M. Bruder, Clerk
Board of Aldermen

Date Submitted: _____

DATE APPROVED: _____ BY: _____

Mark A. Lauretti
Mayor, City of Shelton