Call to Order / Pledge of Allegiance

Aldermanic President John Anglace called the meeting of the Board of Aldermen to order at 7 p.m. All those present stood 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 Noreen McGorty – present  
Alderman John P. Papa – present  
Alderman Eric McPherson - present  
Alderman Anthony Simonetti - present

Administration:  Corporation Counsel Tom Welch  
Administrative Assistant Tom Taylor

Agenda Items

PUBLIC SESSION

Alderman Anglace asked if any member of the public wished to speak.

John Tatun, 125 Dickinson Drive

I’m a volunteer firefighter with the Shelton Fire Department. I was here last month for the meeting and some documents were requested through the Board and I have some here.

Alderman Anglace stated, give them to the Clerk, please.

This was documented by different members of the Fire Department, all the different calls during the past month that we’ve had issues with with the radios, as we spoke about last month. It’s almost a daily occurrence for us. First of all, I’d like to thank the Aldermen; I heard today that there was a meeting with the Public Safety Council and apparently there was some agreement made on purchasing some new equipment. I want to thank all of you for that, if that is going forward. We really appreciate that. But there are still daily issues. I hope this could be sped up. There were a couple things I
wanted to highlight. Actually one of them happen to be kind of ironic was the last meeting when Alderman Jack Finn’s pager went off when we had a house fire up in White Hills and he wasn’t able to hear where the fire was after his tone went off. That happens quite often with my pager, with my son’s pager. I know even some of the other guys’ pagers also. We can’t tell where the call is. I know that it does take quite a bit of equipment to straighten these things out, but it’s just a point I want to make that we need to know where we’re going and a good point was when Jack’s pager failed that night. That brings me to another point about, I’ve heard certain remarks made about full failure or partial failure. In my opinion as an experienced firefighter, any failure is a full failure. It’s just like the old saying about the weakest link in the chain. Our weakest link right now is our radios, and somebody could die because of what could be considered a minor failure. A good situation to point out was the situation in Bridgeport last year. Even in the Connecticut Post they just had an article this past week, let me just highlight something very quick. They were talking to Chief Rooney about the deaths of the Lieutenant and his man in that fire last year, and they said that the Lieutenant’s muffled mayday call was only heard by one person, which was another Lieutenant. So all it takes is a muffled message that isn’t read and nobody can hear what’s going on. The situation with our radios is, we can’t even use our mayday buttons, our emergency buttons, if one of the firefighters gets in trouble. That’s a very serious situation. We just went to training last night in Fairfield and we went over radio situations and rescue situations. If somebody gets trapped inside a house, one of our firefighters, and can’t use that mayday button or can’t communicate, that could be a very serious situation. I just wanted to point that out for you. That’s one of the things I wanted to tell you about. One of the other situations that came about that’s also in our documents, we had a call not too long ago on Bear Path Drive for a suspicious package. That’s one street away from our Police Department dispatcher, and they could not hear the Fire Marshal or the Ladder Truck that was on the air at that call – one street away. The thing that I wanted to tell you about was the frustration with the dispatchers and the firefighters. The dispatcher even commented that he would be better off going outside and yelling to the guys across the street at that point. That’s how bad it’s become. I know you’ve heard this for many years, but these are situations that are shocking to me, that we even have to talk about that. The Police Department radios aren’t having any of these situations. I listen to the scanner constantly. The Police Department doesn’t have any of these issues. I know there were upgrades to their radios and I hope that ours can be upgraded very soon also. Like I said, I appreciate the progress. The thing that’s been bothering me has been the constant, just seems like, the discrediting of the Fire Department and our Commissioner Manion from White Hills. This thing about the grant with the 50 percent failure rate. My opinion is it’s a lot more, and I think I can even prove that. This is a daily occurrence, sometimes two or three times with the radio failures. So I feel it’s much more than 50 percent. I think the issues that he’s been going through trying to bring this Fire Department forward with these radios, and he’s constantly being discredited by the Mayor and I should say the media, but the media reports these things and they’re making Commissioner Manion look foolish. It’s really hurting him and it’s come to the point where he’s even resigned his position as chairman. He’s trying to bring this Fire Department forward and I hope that we can do that. I hope that we can make progress together. I had other things that I wanted to bring up tonight but because I heard there was progress, I just want to thank you once again. I appreciate that. Hopefully we won’t
have to keep going through this every month. I just wanted to give you the documents and I wanted to highlight these issues and just tell you that we’re going to keep documenting this. I hope that we can move forward on this and really get this going. I appreciate your time tonight.

Alderman Anglace stated, we thank you for your comments and advise you that the Public Safety Council is meeting on a weekly basis and this morning they were well represented by members of the Fire Department. I think you’re right; there was good progress made. The information you’ve given us, we have a report since the first of the year that was developed on the Fire Department issues that came up with the radios. This came from the company that’s responding to them. So we’ll share that with you. I’m sure any member here of the Board of Aldermen has that report. Whoever you find the most convenient, call and we can give it to you. Thank you very much for your comments.

Mr. Tatun thanked Alderman Anglace.

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

**MINUTES FOR APPROVAL**

Alderman Papa MOVED to waive the reading and approve the minutes of the Regular Meeting of October 13, 2011; SECONDED by Alderman Finn. A voice vote was taken and the MOTION PASSED 8-0.

5.1 **FINANCE COMMITTEE**

No items.

5.2 **PUBLIC HEALTH & SAFETY COMMITTEE**

No items.

5.3 **STREET COMMITTEE**

No items.

**REPORT OF THE MAYOR**

None presented.

**REPORT OF THE PRESIDENT**

You heard what I said a few minutes ago, the Public Safety Council is meeting on a weekly basis. Assistant Chief Nick Verdicchio was there this morning and reported that the inventory has been completed. That is a key element in getting us in position to
develop all the information we need to go out to bid. As some of the Aldermen know, we discussed that when we do go out to bid it’s going to be, depending on what the specs are specifically, but we think there are already state bids we can piggyback. They are looking to expedite the process and I think we’re pretty much all in the same mind that an application for the grant is such that that application, FEMA won’t act on that until the fall of next year. I think we’ve pretty much resolved and I hope the Board shares this feeling with me, we’re not going to wait around until the fall of next year. That just doesn’t make sense. If the grant comes through, when and if they act on it, then we can always receive it and put it in the general fund. In the meantime we’ve got to take action and move this thing ahead.

Alderman Finn stated, I just want to point out too that the Public Safety Council was advised today that they have to follow the FOI regulations. They need to file minutes so it should be online for everybody to view.

Alderman Simonetti asked, is there a timeline of when they’ll be...

Alderman Anglace interjected, they talked this morning and said that they expect that the engineer’s report, his testing and everything, could be ready as close as two weeks away. That was very encouraging and good news to hear. We’ll see – they’re going to meet on a weekly basis so we’ll keep on top of it. I told him that I, on behalf of the Board, would attend their meetings. They’ve got a plan in place; they’re following the plan. They know what they’re doing. It’s just unfortunate that it’s such a time-consuming process. I prepared the letter so that everybody would get the full background and understand that delays were known and it’s not something that was unexpected or somebody was dragging their feet. It just was a procedure that had to be followed in order to get what they wanted to get from the Federal Communications Commission. I’ll keep you informed.

6.0     LEGAL REPORT

6.1     Corporation Counsel Billing

Alderman Papa MOVED to authorize a total payment of $2,269.41 to Corporation Counsel Welch, Teodosio, Stanek and Blake, LLC, for services rendered per statement dated October 1, 2011 with funds to come from the following Legal Services Accounts:

<table>
<thead>
<tr>
<th>Description</th>
<th>Account Number</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legal Fees</td>
<td>001-1900-411.30-03</td>
<td>$1,342.00</td>
</tr>
<tr>
<td>Foreclosure Fees</td>
<td>001-1900-411.50-01</td>
<td>$550.00</td>
</tr>
<tr>
<td>Court Costs</td>
<td>001-1900-411.80-84</td>
<td>$377.41</td>
</tr>
</tbody>
</table>

SECONDED by Alderman Kudej. A voice vote was taken and the MOTION PASSED 8-0.
6.2 Assistant Corporation Counsel Billing

Alderman Papa MOVED to authorize a total payment of $525 to Assistant Corporation Counsel Ramon Sous for services rendered per statement dated October 1, 2011 with funds to come from the following Legal Services Accounts:

<table>
<thead>
<tr>
<th>Account</th>
<th>Code</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legal Fees</td>
<td>001-1900-411.30-03</td>
<td>$525.00</td>
</tr>
</tbody>
</table>

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

7 LEGISLATIVE - OLD

No items.

8 FINANCIAL BUSINESS OLD

No items.

9 FINANCIAL BUSINESS NEW

9.1 November Statutory Refunds

Alderman Papa MOVED that the report of the Tax Collector relative to the refund of taxes for a total amount of $3,361.25 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 Kudej. A voice vote was taken and the MOTION PASSED 8-0.

9.2 Transfer of Funds from Contingency General Account to Naugatuck Valley Health District Account

Alderman Papa MOVED to authorize the Finance Department to transfer funds in the amount of $4,043.12 from Contingency General Account 001-9900-900.99-00 to Naugatuck Valley Health District Account 001-2900-611.80-22; SECONDED by Alderman Finn.

Alderman Anglace stated, if you recall during the budget process, the number of residents was questioned, the number given to us by Valley Health. The Finance Director if you recall said that his numbers and their numbers didn’t add up. So we proceeded to allocate them the per capita money based on the lower numbers. Now, the Finance Director has reconciled this with them and this is the adjustment that needs to be made - $4,043.12.

A voice vote was taken and the MOTION PASSED 8-0.
9.3 Additional Funding for Roof Replacement – City Hall Town Clerk’s Office – LOCIP Eligible

Alderman Papa MOVED to add additional expenses for the Town Clerk Roof Replacement Project to the Capital Improvement Plan with funding in the amount of $900 to come from LOCIP; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

9.4 Funding for Renovations to 54 Grove Street – LOCIP Eligible

Alderman Papa MOVED to add the purchase of materials to renovate the Lafayette Building at 54 Grove Street to the Capital Improvement Plan with funding in the amount of $15,000 to come from LOCIP; SECONDED by Alderman Kudej.

Alderman Anglace stated, this money is coming from LOCIP. We referred to this as Lafayette Building, 54 Grove Street. This is the way it should be referenced from now on. In any of our discussions, we should not reference this in any way, manner, shape or form as a former or any kind of school, because LOCIP doesn’t cover anything connected with schools. We don’t want to create the wrong impression. It’s turned back to us; it’s a City building.

Alderman Finn stated, before it was turned back to us I’m surprised the Buildings and Grounds Committee of the Board of Education didn’t have their bathroom ADA compliant. I don’t know how they could violate the law like that being a school.

Alderman Anglace stated, correct. It has to be ADA compliant. They list the roof, heating, ventilation, air conditioning, ADA compliant restrooms. That is essentially what they’re going to do with this money.

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

9.5 Funding for New Splash Aquatic Lift for Community Center Pool

Alderman Papa MOVED to add the new ADA-compliant Splash Aquatic lift with armrest assembly for the Community Center Pool to the Capital Improvement Plan with funding in the amount of $3,749 to come from LOCIP; SECONDED by Alderman Kudej. A voice vote was taken and the MOTION PASSED 8-0.
9.6 Amendment to DeCarlo & Doll Contract – Phase III Engineering Services – City and State Funding

Alderman Papa MOVED to approve Task Order No. 4-11 for professional services by and between the City of Shelton and DeCarlo & Doll, Inc. in connection with the Phase III and IV Shelton Enterprise and Commerce Park Project; and further,

MOVED to authorize Mayor Mark A. Lauretti to sign any and all necessary documents; SECONDED by Alderman Simonetti.

Alderman Finn stated, on the last page it mentions the total potential contract increase is $29,700. If DeCarlo and Doll were overseeing the project in the first place, why do we need a change in the contract with an increase?

Alderman Anglace stated, I am not sure I’m qualified, but based on what questions I’ve asked, I may be able to shed some light on some of these issues. To summarize, you’ll notice that Mr. Ryan supplied the first page and Roman numeral I. Roman numeral I, the original price for the planning, the Task Order 2.9, had a charge of $15,500. This is going to cost an additional $4,000 more and I think that is going to be our responsibility – the City. Item #2, and this all comes about Jack, because the discussions with the State, this is a joint project and they require certain things to be done. They worked out not only what the added cost was going to be, but who would pay it. Item #2 is $7,200 – an additional $3,600 that we’re going to pay. Item #3 is going to cost an additional $3,500 but we’re not paying anything – the State is picking up the whole cost of that.

Alderman Finn asked, but why is there an increase of $7,200 for the Wooster Street crossing? I thought the DOT approved that when the project was approved several years ago.

Alderman Anglace stated, like I said, I wasn’t party to the discussions with the State. The State is requiring certain things to be done. They want oversight. During the facility construction, they want somebody on site and they’re willing to pay for it. They want to watch what’s going on. Similar to a clerk of the works. They picked up the $3,500 in item 3, they’re picking up the full cost of the $10,000 in item 4, and full cost of $5,000 in item 5. The state is picking up $18,500 in added costs and we are picking up $7,600.

Alderman Finn stated, so this is a change order to the original agreement.

Alderman Anglace stated, this comes about as a result – I’m not an engineer and I wasn’t party to the negotiations – but my understanding is that the State reviewed this and they want more and are willing to pay more, and are willing to share the costs with us. We’re getting big bucks out of this.

Alderman Finn asked, is this going to delay the opening of the Wooster Street crossing?
Corporation Counsel Welch stated, this will accelerate it. It will help get that sleeve under the track.

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

9.7 G. C. Monaco Electric of Connecticut, Inc. Invoices

Alderman Papa MOVED to add the purchase of service for electronic repairs and improvements for a back-up generator at the Police Department to the Capital Improvement Plan with funding in the amount of $5,384.18 to come from LOCIP; SECONDED by Alderman Simonetti.

Alderman Anglace stated, this was a breakdown that occurred during the snowstorm. It had to be done on an emergency basis and the State has approved it for LOCIP funding. It’s already been discussed with them.

Alderman Finn stated, somebody changed the wiring up there so when the emergency generator came up from the Fire Department they couldn’t get connected to the Police Station. The Police Station was losing all its power during that storm. The plug on the outside of the building has changed. The fire truck couldn’t connect to it.

Alderman Simonetti stated, so the generator is not in the building; the generator is on the fire truck?

Alderman Finn stated, right. It’s in the truck.

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

10. - LEGISLATIVE - NEW

10.1 ITEMS TO PUBLIC HEARING

10.1.A Water Main Extension for 599-615 Booth Hill Road and 10 Oxford Drive

A public hearing is scheduled. We had chosen 11/22 but that interferes with the swearing in night. The public hearing will be November 29, 2011 at 7 p.m. in the auditorium at Shelton City Hall.

Alderman McGorty asked, this is the second time this is coming in front of us right?

Alderman Anglace stated, it’s a different issue this time. The last time it was rejected, and now they’ve revised it and resubmitted their application. The City Engineer has forwarded it to us. This is a first for this particular new issue.
10.1.B Amendment to Chapter 16, Section 16-34 Winter Parking Restrictions

Public hearing to be held November 29, 2011 at 7 p.m. in the auditorium at Shelton City Hall.

10.2  Appointment to Anti-Litter Committee

Alderman Papa MOVED to appoint Mike Clay of 361 Long Hill Avenue to the Anti-Litter Committee effective immediately; SECONDED by Alderman McPherson. A voice vote was taken and the MOTION PASSED 8-0.

11  EXECUTIVE SESSION

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

11.1 Shelton v. Phoenix Housing

and invited Corporation Counsel Welch to remain in the Auditorium; SECONDED by Alderman Finn. A voice vote was taken and the MOTION PASSED 8-0.

Return to Regular Session

At approximately 7:45 p.m., Alderman Papa MOVED to return to regular session; SECONDED by Alderman Kudej. A voice vote was taken and the MOTION PASSED 8-0.

Alderman Anglace noted that there were no votes taken in Executive Session.

MOTIONS FROM EXECUTIVE SESSION

11.1 Shelton v. Phoenix Housing

Alderman Finn MOVED to approve a full and final settlement in the case of the City of Shelton v. Phoenix Housing for the sum of $25,000 with funds to come from an account as determined by the Finance Director; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

11.2 Lewis v. City of Shelton – Worker’s Compensation

Alderman Finn MOVED to approve the permanent partial disability rating in the heart and hypertension case of Michael Lewis as set forth in the treater’s report of Dr. Joseph Robert Anthony dated August 11, 2011; SECONDED by Alderman McPherson. A voice vote was taken and the MOTION PASSED 8-0.
ADJOURNMENT

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

The meeting adjourned at approximately 7:47 p.m.

Respectfully submitted,

Patricia M. Bruder, Clerk
Board of Aldermen

Date Submitted: _____________________________

DATE APPROVED: _____________ BY: ________________________________
Mark A. Lauretti
Mayor, City of Shelton