Call to Order / Pledge of Allegiance

Aldermanic President John F. 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

Mayor Mark A. Lauretti
Corporation Counsel Tom Welch

Public Session

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

Judson Crawford, 8 Jordan Avenue

Street Committee members – I was approached by a person stating that have we received the brown and the blue container. I said you should have, those were all delivered to all the people within the City of Shelton. They said they do not have one on their property. So correct me if I’m wrong. Should that go then to Highways and Bridges? Should they have it listed for all the addresses?

Alderman McPherson stated, yes. They can call Highways and Bridges, or they can call Marilynn Gannon – she is the coordinator.

Mr. Crawford stated, I will tell them to contact Marilynn. Thank you very much.

Alderman Anglace asked if anyone else wished to address the Board. Being none he declared the Public Session closed.
Agenda Items

MINUTES FOR APPROVAL

Alderman Papa MOVED to waive the reading and approve the following meeting minutes:

1. Regular Meeting – January 9, 2014

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

5.1 FINANCE COMMITTEE

5.1.1 February Statutory Refunds

Alderman Kudej MOVED, per the recommendation of the Finance Committee, that the report of the Tax Collector relative to the refund of taxes for a total amount of $10,403.04 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 Finn. A voice vote was taken and the MOTION PASSED 8-0.

Mayor Lauretti arrived at this point and Alderman Anglace turned the Chair over to him.

5.1.2 Lighting Fixtures for Highways & Bridges Building – LOCIP Eligible

Alderman Kudej MOVED per the recommendation of the Finance Committee, to add the lighting fixtures for the Highways and Bridges Building to the Capital Improvement Plan with funding in the amount of $11,797.93 to come from LOCIP; SECONDED by Alderman Simonetti.

Alderman Papa asked where the lights being replaced are located.

Mayor Lauretti replied, they are inside the garage – the work areas. We are replacing the original lights.

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

5.1.3 Conveyance Tax Refund

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to approve the refund of Town Conveyance Taxes in the amount of $565 made payable to Lori A. Tuccio of 465 Barton Drive, Orange, CT with funding to come from Contingency General Account #001-9900-900.99-00; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.
5.2 PUBLIC HEALTH & SAFETY COMMITTEE

No items.

5.3 STREET COMMITTEE

5.3.1 Sidewalk Reimbursement Request – 509-513 Howe Avenue

Alderman McPherson MOVED, per the recommendation of the Street Committee, to approve the sidewalk reimbursement of $9,438 to Calandro & Guerrera, LLC, Suite 202A, 500 Howe Avenue, Shelton, CT 06484 per Ordinance No. 465 with funding to come from Sidewalk Reimbursement Account 001-3600-713.80-43; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

REPORT OF THE MAYOR

None presented.

REPORT OF THE PRESIDENT

None presented.

6.0 LEGAL REPORT

6.1 Corporation Counsel Billing

Alderman Anglace MOVED to authorize a total payment of $2,525 to Corporation Counsel Welch, Teodosio, Stanek and Blake, LLC, for services rendered per statement dated February 1, 2013, with funds to come from the following Legal Services Accounts:

| Legal Fees                      | 001-1900-411.30-03 | $2,487.50 |
|                                 |                   | $37.50    |

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

6.2 Assistant Corporation Counsel

Alderman Anglace MOVED to authorize a total payment of $1,125 to Assistant Corporation Counsel Ramon Sous for services rendered per statement dated February 1, 2013 with funds to come from the following Legal Services Accounts:

| Legal Fees                      | 001-1900-411.30-03 | $1,125    |

SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.
7 LEGISLATIVE - OLD

7.1 Items from Public Hearing

7.1.a Amendments to Chapter 14 of the Code of Ordinances Streets, Sidewalks and Other Public Places (Sec. 14-9; 14-15; 14-51; 14-64; 14-65)

Alderman Anglace moved to refer the Amendments to Chapter 14 of the Code of Ordinances Street, Sidewalks and Other Public Places to the Street Committee; SECONDED by Alderman Finn. A voice vote was taken and the MOTION PASSED 8-0.

A public hearing took place on January 28, 2014.

7.1.b Pension Board Ordinance

Alderman Anglace moved to refer the Pension Board Ordinance to the Finance Committee; SECONDED by Alderman Finn.

Mayor Lauretti asked that the Committee make sure that both he and the Finance Director are available to attend.

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

7.1.c Amendment to Code of Ordinance Section 2-145 – Hiring of Police Officers

Alderman Anglace MOVED to adopt the amendments to Code of Ordinance Section 2-145 – Hiring of Police Officers, which is included by reference; and further,

MOVED that this Ordinance be published in summary form with a full copy available for review in the Office of the City Town Clerk; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

8 FINANCIAL BUSINESS OLD

No items.

9 FINANCIAL BUSINESS NEW

9.1 Levitsky & Berney, P.C. – Professional Services

Alderman Anglace MOVED to pay the sum of $7,500 to Levitsky & Berney in conjunction with the Sharon Scanlon matter per the attached invoice with funding to be transferred from Contingency General Account #001-9900-900.99-00 to Professional Services Account 001-0300-412.30-01; SECONDED by Alderman Papa.
Mayor Lauretti explained that this work was authorized by the Mayor and Finance Director when the Scanlon issue first came to our attention and there had to be extensive research done. The auditor was the most probable individual agency to do that.

Alderman Simonetti asked if the insurance company covered any part of this cost?

Mayor Lauretti replied yes, some of it is, but everything is all-inclusive, and all of our fees have been expended so far, on the policy we will be reimbursed.

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

9.2 Extension of Funds for Housing Rehab Participant

Alderman Anglace MOVED to waive the cap of $25,000 for the Small Cities Housing Rehabilitation Project and approve an extension of funds for the Housing Rehabilitation participant located at 45 Stendahl Drive for a total cost of $35,460; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

9.3 Transfer of Funds to Sidewalk Reimbursement Account

Alderman Anglace MOVED to approve the transfer of $6,271 from Contingency General Account #001-9900-900.99-00 to Sidewalk Reimbursement Account #001-3600-713.80-43; SECONDED by Alderman Kudej. A voice vote was taken and the MOTION PASSED 8-0.

9.4 Contract with Silver Petrucelli & Associates, Inc.

Alderman Anglace MOVED to approve the contract between the City of Shelton and Silver Petrucelli & Associates, Inc. relative to school security upgrades with funding in the amount of $181,000 to be provided by bonding pursuant to Section 7.16 of the City Charter; and further,

MOVED to authorize Mayor Mark A. Lauretti to execute any and all documents necessary to effectuate the same; SECONDED by Alderman Finn.

Alderman Finn requested that the Building Committee provide the Board of Aldermen with a timeframe of when they’ll be going out to bid, opening the bids, awarding the bids, start of construction, and completion date of this project.

Mayor Lauretti explained that it being a public meeting there will be records by way of minutes that should be your source of information.

Alderman Finn wants to be kept aware by way of an estimated time frame to make the public aware of what is to be expected. That way people don’t have to read the minutes month after month.
Mayor Lauretti explained that this project is going in for reimbursement at the State Facilities Unit and once the application is submitted to them we are at their mercy. It could be one month; it could be seven months. That has been the experience over the years. I don’t think we can make that representation with any degree of certainty that it can happen the way you have described it. That is the way all these projects go, particularly with Education.

Mayor Lauretti continued, we have appropriately requested the Board of Education to be the conduit for information to the public and that’s where it should be made. It should not be the responsibility of that Building Committee.

Alderman Finn suggested that the Clerk provide the Board of Education with a copy of the minutes of this discussion indicating we’d like to have them follow this procedure and we’d appreciate that.

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

10. - LEGISLATIVE - NEW

10.1 Items to Public Hearing

Alderman Anglace stated, we would like to send this to the Street Committee first before we send it to public hearing. No Action.

10.1.A Amendment to Code of Ordinances – Garbage, Trash and Refuse, Chapter 6 – Sec. 6-5, 6-10, 6-12, 6-67

10.2 Reappointments to the Americans with Disabilities Act Commission

Alderman Anglace MOVED to reappoint the following people to the ADA Commission, effective immediately.

Gary Cahill (D) of 525 Bridgeport Avenue – 2-year term
Colleen Finn (D) of 17 Princess Wenonah Drive – 2-year term
Dr. Jeff Forte (D) of 125 Nells Rock Road – 2-year term
Lynne Farrell (R) of 25 Buddington Park – 1-year term
Ron Hiznay (U) of 11 Fairview Lane – 1-year term

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

10.3 Proposed Contract between City of Shelton and Michael A. Maglione

Alderman Anglace MOVED to approve the contract by and between the City of Shelton and Michael A. Maglione as the Director of Emergency Management pursuant to Charter Section 6.9.5; and further,
MOVED to authorize Mayor Mark A. Lauretti to execute any and all documents necessary to effectuate the same. SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

10.4 Appointment to the Community Garden Ad Hoc Committee

Alderman Anglace MOVED to appoint Theresa Syc (D) of 76 Cranston Avenue to the Community Garden Ad Hoc Committee effective immediately due to a resignation; 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 Executive Session to discuss the following:

11.1 Giordano Worker’s Compensation
11.2 P & P Waterview LLC v. City of Shelton
11.3 Stop & Shop Supermarket Company v. City of Shelton

and invite Mayor Lauretti and Corporation Counsel Welch to remain in the Auditorium during the Executive Session; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

RETURN TO REGULAR SESSION

At approximately 7:35 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 Lauretti noted that there were no votes taken in Executive Session.

ITEMS FROM EXECUTIVE SESSION

11.1 Giordano Worker’s Compensation

Alderman Finn MOVED to approve the permanent partial disability award in the workers compensation of Officer John Giordano as presented; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

11.2 P & P Waterview LLC v. City of Shelton

Alderman Anglace MOVED to approve the stipulated judgment in the tax appeal of P & P Waterview, LLC v City of Shelton as presented. SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.
11.3  Stop & Shop Supermarket Company v. City of Shelton

Alderman Anglace MOVED to approve the stipulation for judgment in the tax appeal entitled Stop & Shop Supermarket Company v City of Shelton as presented. SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

ADJOURNMENT

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

The meeting adjourned at approximately 7:33 p.m.

Respectfully submitted,

Patricia M. Bruder, Clerk
Board of Aldermen

Date Submitted: _____________________________

DATE APPROVED: _________________BY: ________________________________________

Mark A. Lauretti
Mayor, City of Shelton