Call to Order / Pledge of Allegiance

President 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. (Mayor Mark A. Lauretti arrived shortly after the meeting was called to order).

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:

Mayor Mark A. Lauretti - City of Shelton
Attorney Welch, Corporation Counsel

Public Portion:

No public participation.

Agenda Items

MINUTES FOR APPROVAL

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

1. Regular Full Board Meeting - September 11, 2014
2. Special Meeting – September 25, 2014
SECONDED by Alderman Simonetti, with mentioned correction in the Regular Full Board Meeting Minutes of September 11, 2014, as noted. A voice vote was taken and the MOTION PASSED 8-0.

Minutes can be viewed on the city website: www.cityofshelton.org.

Discussion:

Alderman Finn: I would like to make a correction on the minutes of September 11, 2014, located on page 4 under Item 9.2 Funding for Chamberlain Drive. Under discussion it says under Alderman Finn: “The Mayor contacted me on this last month”. It should read “the residents contacted me last month”. I would like to have it corrected to reflect that it was the residents who contacted me, not the Mayor.

5.1 FINANCE COMMITTEE

5.1.1 REFUND OF BUILDING PERMIT #P14-314

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to refund the building permit #P14-314 in the amount of $61.30 to permit Services, 303 Narragansett Avenue, Barrington, RI 02806 with money to come from the General Miscellaneous Reimbursements Account #001-0000-381.34-00.

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

5.1.2 REFUND OF BUILDING PERMIT #P14-451

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to refund the building permit #P14-451 in the amount of $112.60 to Permit Services, 303 Narragansett Avenue, Barrington, RI 02806 with money to come from the General Miscellaneous Reimbursements Account #001-0000-381.34-00.

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

No items.

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 $2,603.75 to Corporation Counsel Welch, Teodosio, Stanek and Blake, LLC, for services rendered per statement dated October 1, 2014, with funds to come from the following Legal Services Accounts:

- **Legal Fees**
  - 001-1900-411.30-03 $1,485.00
- **Foreclosure Fees**
  - 001-1900-411.50-01 $68.75
- **Court Costs**
  - 001-1900-411.80.84 $1,050.00

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

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### 7 LEGISLATIVE - OLD

#### 7.1 ITEMS FROM PUBLIC HEARING

**7.1 A. AMENDMENTS TO CODE OF ORDINANCES ARTICLE III. ANTI-BLIGHT SEC. 3-41 TO SEC. 3-45**

Alderman Anglace MOVED to refer, without prejudice, the amendments to Anti-blight Ordinance back to Street Committee.

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

*Public Hearing held Thursday, September 25, 2014.*

**7.1 B. REPEAL OF CODE OF ORDINANCE DIVISION 4 SEC. 2-81 TO SEC. 2-84- DRUG AND ALCOHOL COMMISSION**

Alderman Anglace MOVED to repeal Code of Ordinance Division 4 Sec. 2-81 to Sec. 2-84 Drug and Alcohol Commission, which is included by reference.

SECONDED by Alderman Simonetti. A voice vote was held, and the MOTION PASSED 8-0.
Public Hearing held Thursday, September 25, 2014.

7.1 C. AMENDMENT TO CODE OF ORDINANCE ARTICLE VI. SEC. 9-111 TO 9-119 PAWN BROKERS, PRECIOUS METALS OR STONES, DEALERS, SECONDHAND DEALERS

Alderman Anglace MOVED to adopt the amendment to the Code of Ordinances Article VI. Sec. 9-111 to 9-119 Pawnbrokers, Precious Metals or Stones, Dealers, Secondhand Dealers, which is included by reference.

Further, move 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 Simonetti. A voice vote was held, and the MOTION PASSED 8-0.

Public Hearing held Thursday, September 25, 2014.

7.1 D. PROPOSED FEDERAL ROAD WATER MAIN EXTENSION (BOOTH HILL RD. WESTERLY TO #11)

Note: Waiting for return on ballots.

No action taken at this time.

Public Hearing held Thursday, September 25, 2014.

7.2 AMENDMENTS TO FARMER’S MARKET LICENSE AGREEMENT

Alderman Anglace MOVED to approve the amendments to the License Agreement between the City of Shelton and the Farmer’s Market Association.

Further, authorize Mayor Mark A. Lauretti to execute any and all documents necessary to effectuate same.

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 OCTOBER STATUTORY REFUNDS

Alderman Anglace MOVED that the report of the Tax Collector relative to the refund of taxes for a total amount of $12,652.92 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 to from Statutory Refunds Account 001-0000-311.13.00.

SECONDED by Aldermen Papa. A voice vote was taken and the MOTION passed 8-0.

9.2 REGISTRAR OF VOTERS- OVER EXPENDITURES

Alderman Anglace MOVED to approve the over-expenditure of the following Registrar of Voter’s Office accounts due to expenses incurred for the July 22nd Special Election and the August 9th Republican Primary:

- Printing & Advertising Account # 001-0500-413.30-07
- Part time Employees Account # 001-0500-413.10-02
- Commissary Account # 001-0500-413.80-41
- Poll Workers Account # 001-0500-413.10-04
- Postage Account # 001-0500-413.40-05

through the end of the fiscal year 2014-2015 subject to approval of the Finance Director.

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

Discussion:

Alderman McGorty: Just a minor adjustment: the Poll Worker’s Account number is 001-0500-413.10-41, not 001-0500-413.80-41.

9.3 MERIT SYSTEM WAGE REVIEW

Alderman Anglace MOVED to increase the total compensation for non-union merit system employees by an amount not to exceed $27,013 which is to be allocated
pursuant to Section 5.6 of the Merit System and Personnel Rules retroactively to July 1, 2014.

Further, move to amend the Merit System Salary Schedule for non-union employees by an increase of 2.5% to the minimum and maximum rates for all classes effective July 1, 2014.

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

9.4 \textbf{WAIVER OF BID - SERVICE AND MAINTENANCE OF THE POLICE AND FIRE DEPARTMENT FIXED RADIO EQUIPMENT}

Alderman Anglace MOVED, per the recommendation of the Purchasing Agent, to waive the bidding process for service and maintenance of the Police and Fire Department Fixed Radio Equipment.

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

Discussion:

Alderman Finn: I have one question for Counsel, and then I have another question for you. Counsel, the Fire Department already went out to bid and they awarded the bid. With this waiver of bid, does this have any reflect whatsoever on them awarding the bid? Are they actually held to that bid?

Atty. Welch: They already went into contract with this person, or didn’t?

Alderman Finn: No, they awarded the bid, and now we have the waiver of bid in front of us. My question is, since the Fire Department awarded their bid, and now we are doing a waiver of bid. Are they still held to that bid? Or, can they go along with the waiver of bid?

Attorney Welch: They awarded the bid to Motorola?

Alderman Finn: Oh, I have the wrong one; I am sorry. I thought I had the vehicles one out in front of me.

Mayor Lauretti: I never saw this; this is the first time I am seeing this for this request of waiver of bid. I do not know why they cannot bid it? As a matter of fact, I have told them to bid it.

Alderman Anglace: Apparently, it is Motorola Solutions, Inc. who has done all of the work on all of their radios. It looks like a proprietary situation.

Mayor Lauretti: If it is still under warranty, it is covered by the contract that it was already approved under so it does not even need to take an action on it. If the warranty
has expired, there are other service providers out there that will work on Motorola equipment. I do not understand this. Who is making the request?

Alderman Finn: Chief Hurliman and Fire Chief, Fran Jones.

Alderman Papa: Did they contact you, Mr. Mayor?

Alderman Simonetti: It says here, “This is requested for Motorola Solutions, Inc. because it provides protection that is guaranteed in the event of an emergency and/or problem with a particular dealer”.

Alderman Papa: Maybe this is all of their equipment?

Alderman Anglace: Do you want to table it?

Mayor Lauretti: We can go ahead and approve it, and if I have to veto it because something comes up, I can always do that. We just replaced all of this stuff not too long ago within the last couple of years. If it is still under warranty, then it is still covered under the warranty. If it is out of warranty, I do not understand why they are asking for it.

Alderman Kudej: For service and maintenance. You have to maintain your equipment.

Mayor Lauretti: Of course, but that has nothing to do with that. You can bid that. We have to maintain our trucks, our buildings.

Alderman Kudej: They are asking for service and maintenance.

Alderman Papa: This is Motorola’s equipment, so are they maintaining their own equipment?

Mayor Lauretti: However, there are other dealers that handle Motorola equipment within the state. I do not know why it cannot be bid? Go ahead and approve it, and I will take a look at this next week.

9.5 FUNDING FOR TAX COLLECTOR OFFICE

Alderman Anglace MOVED to appropriate an amount of $7,088.00 to replenish the Tax Collector’s Office Printing & Stationary Account #001-5400-412.30-19 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.
9.6 CHROMIUM LAND PARCEL EPA GRANT

Alderman Anglace MOVED to accept the EPA Grant BF-96195501 for the remediation of 113A Canal Street East, also known as the “Chromium Land Parcel”, and to authorize the Mayor of the City of Shelton to take any and all actions necessary to implement the grant, and to designate the Shelton Economic Development Corporation as the implementation agency for this program. Furthermore, the City of Shelton appropriates $40,000.00 with funding to be provided by bonding pursuant to Section 7.16 of the City Charter to meet the 20% matching requirement of the EPA Grant, with the shares as follows $200,000.00 US EPA and $40,000.00 City of Shelton.

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

10. - LEGISLATIVE - NEW

10.1 ITEMS TO PUBLIC HEARING
10.1 NO ITEMS

10.2 REPAIR/SERVICE WAIVER CITY VEHICLES

Alderman Anglace MOVED approve the following resolution:

Whereas, the City of Shelton has sought competitive bids for the Shelton Fire Department relative to Staff Vehicle and Light Duty Support Vehicle Repair and for servicing of police patrol and administration vehicles.

Whereas, the City of Shelton is in need of various vehicle repairs to vehicles during the course of the year.

Whereas, based upon the lowest labor rate per hour and the lowest rates submitted for servicing vehicles, per the bids submitted.

Whereas, the City of Shelton believes that it would be impractical for one entity to be able to perform the necessary repairs and servicing on all City of Shelton vehicles as may be determined by the City of Shelton.

Now, therefore, be it resolved by the Board of Aldermen of the City of Shelton, that the City of Shelton hereby waives the bids for labor for repairs and servicing of the City of Shelton staff vehicles, light duty support vehicles, police patrol cars and administrative vehicles and that the City of Shelton will utilize the services of the five entities that submitted bids and agree to the established rate for labor per hour and fixed price for servicing of vehicles based on the costs submitted.
Discussion:

Alderman Finn: Now I have question for Counsel: The Fire Department went out to bid two months ago. They did award the bid to a particular company, here in Shelton. Tonight we are waiving the bids. Is the Fire Company still held to that bid? Or, are they released from that bid?

Attorney Welch: My suggestion is they are released from that bid. If I understand correctly, they went out to bid and chose a certain entity based upon the bid submitted. There is no guarantee that you are going to get a certain number of vehicles. My understanding from what the City is trying to do; this is just City vehicles using the similar situation as what you do with the tow rotation and we are getting a lower price than what was agreed upon. So, everybody will all agree to the same lowest price because one entity could not handle all of those vehicles.

Alderman Finn: You are looking at well over 100 vehicles. You are saying that the five entities would agree to one solid price across the board. Do you know who these are?

Attorney Welch: No, I do not. From my understanding, you had a number of bids; two separate processes and bids across the board went with the lowest bid and asked everyone to do it at that price. Everyone was agreeing to do it at that price, so they will all take the vehicles.

Mayor Lauretti: Yes, but that does not have anything to do with whether they are going to agree at that price. If they do not do it at that price, they do not get the work. Everybody needs to understand that.

Alderman Finn: Who is going to oversee that? Is the Purchasing Agent going to oversee that? We know that anything over $100 you have to sign for. Does that need to go in front of the Purchasing Agent, down to you to sign the purchase orders? How does that work if additional work needs to be performed on the vehicles?

Mayor Lauretti: The same way it is handled now. It will be handled by the Maintenance Supervisor. I review all of the purchase orders.

Alderman Anglace: I would like to make one comment that the Fire Department believes that the Fire Department awarded the bid. I do not think that the Fire Department has the authority to award the bid.

Mayor Lauretti: You are right; they do not.

Alderman Anglace: They can recommend, but the Purchasing Agent, I believe, awards all of the bids.
Alderman Finn: Yes, you are absolutely correct. It was sent to the Fire Department, the Fire Department refers and sends the recommendation back to the Purchasing Agent, and Purchasing awards the bid. The point of the matter was that the bid was awarded. I just wanted to make sure that with the waiver of bids, they are not held to that.

EXECUTIVE SESSION

At approximately 7:25 PM, Alderman Anglace MOVED to enter into Executive Session to discuss the following items:

11.1 1 PURCHASE OF PROPERTY

and invited Corporation Counsel Tom 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 7:28 p.m. Alderman Simonetti MOVED to return to Regular Session; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

11.1 PURCHASE OF PROPERTY

Alderman Anglace MOVED to approve the contract between the estate of Charles R. Kassheimer and the City of Shelton, for the purchase of approximately 7.3 acres of land located on Buddington Road, Shelton for the purchase price of $70,000.00 with funding for set purchase to come from Aldermanic Bonding.

And further, authorize Mayor Mark A. Lauretti to execute any and all documents necessary to effectuate said purchase.

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

ADJOURNMENT

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

The meeting adjourned at approximately 7:30 p.m.

Respectfully submitted,