



BOARD OF ALDERMEN  
SHELTON, CONNECTICUT  
FULL BOARD MEETING  
THURSDAY, MAY 14, 2009

---

Call to Order / Pledge of Allegiance

Alderman Anglace called the meeting of the Board of Aldermen to order at 7 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:

Corporation Counsel Thomas Welch  
Mayor Mark Lauretti

There was a quorum present.

Agenda Items

PUBLIC SESSION

Joe Filingeri, 45 Lisa Drive

Good evening. I'm here about the Berlin Wall that they're putting up across the street. We were at your last meeting last week and I was told to come down and make any statements I had to make about it at this meeting. Basically what I'm concerned about is the flow of traffic on Frank and Lisa Drive. That wall does obstruct the sight of cars coming on. Now even if they sign a waiver that they'll accept any responsibility, it's still public people, public life that is going to be in danger, I guess. We have a four-way stop sign down tat the other end. It's been there for 20-something years. Nobody stops for it. So I'm concerned about the traffic flow. There's other concerns which don't really apply here right now, but it looks terrible, and something has to be done. Hopefully gentlemen you'll resolve this and we'll see what's going on. Thank you.

Terry Spaulding, 354 Coram Avenue

I live across the street from the Post Office. My car has been recently hit for the umpteenth-jillion time. We have a lot of drug dealing going on. The bars, since they can't smoke inside, the people are standing outside and throwing their cigarette butts around. They're urinating on our doorstep. They're throwing up on our doorsteps. I'm a little concerned because the last time my car got hit, I turned it into my insurance company, and my insurance went up. I had two cars that got totaled out in the parking lot. My concern is I think they should put cameras in the Post Office parking lot. I do realize the Police Department can't be there all the time. I think that it would help them to catch a lot of the drug dealers and people that are vandalizing other peoples' cars in the parking lot. I'm hoping you can help us. I have a copy of the Police report with me.

Mayor Lauretti stated, you had sent it to me last week, and I have a copy of your complaint. I want to let you know that last week the Police Department arrested six people on drug charges.

Ms. Spaulding stated, yes, I know they did. But the problem is, it seems like it's a haven for people just to come in there and raise havoc in there. The Police Department can't do it on their own. Everybody has to help. I can't afford to go out and buy a car every two years, and there's no reason for my insurance to go up every time somebody hits it. If I'm not in the car, and I'm not driving it, I can't see any reason why I should have to pay more insurance. They put it under a high risk area because of the bars. I would appreciate it if I could get some help with cameras or anything to go up there. Thank you.

Fred DelBuono, 40 Lisa Drive

Good evening. I reside at 40 Lisa Drive, my home and residence for the past 33 years. I attended last Thursday's meeting and was disappointed that I wasn't allowed to speak and offer some additional thoughts on the wall that we're talking about at Frank Drive and Lisa Drive for your consideration before this meeting. Before I go on with some statements that I've written down could someone tell me whether an agreement has been reached already? I don't see Mr. Lichvar attending the meeting, which I would think is very important to him, and he's not here.

Mayor Lauretti stated, there has been no action taken on it.

Mr. DelBuono continued, thank you very much for this opportunity to talk. I refer to the wall as an example of ostentatious ignorance. The wall is out of character for both Frank and Lisa Drive. As a matter of fact, it's out of character and conformity with the entire surrounding development. Concerning the construction, Mr. Lichvar indicated at the meeting he had a letter of acceptance from a Frank Drive homeowner. At present there are four families not including the Lichvars directly residing on Frank and Lisa Drive who are mainly affected by the construction in question. Three of the remaining four families including Mr. Filingeri who just spoke and myself have voiced amongst ourselves with Mr. Kulacz and Mr. Dingle our serious concerns about the potential traffic hazard and the non-conforming aspects the construction presents to our streets. Our home is located on Lisa Drive and faces the southwest corner of the wall. Oddly on two separate occasions within the last 30 days both my wife and myself nearly had an auto accident exiting our driveway, in both instances with a member of the Lichvar family, namely John Sr. We were startled by the incident given the normality of our street's previously-unobstructed view. During last Thursday's meeting I was frustrated and disappointed to hear that some settlement was being offered, which given the circumstances initiated by Mr. Lichvar appears in my opinion overly beneficial to him. Then I was shocked by Mr. Lichvar's arrogance to the Board to suggest that if any decision by the Board caused him additional substantial cost in correcting the issue, which he brought upon himself, that he would search out legal counsel and would share his opinion of the poor performance he experienced with the town's office operations, he would share them with the local papers.

The construction was described during Thursday's meeting by someone at the table sitting with the Board as something akin to the foundation of a house rather than a mere fence. So my question to the Board is, is it true that proper permits were or weren't obtained by Mr. Lichvar prior to the construction of starting the project. I don't have an answer for that. Does any of the Board members know, or the Mayor, know whether he properly applied for a permit?

Mayor Lauretti stated, you can check with the Building Department or Planning and Zoning; they can answer that for you.

Mr. DelBuono continued, my impression based on telephone conversations is that he didn't. That can be pursued further. Thank you. To the best of my knowledge Mr. Lichvar is, I'll use the term, a tradesman. He should know better than to accept, as I think he indicated to the Board, that he received confirmation via a telephone call from a town representative who indicated to him that a permit wasn't necessary. When questioned by the Board as to who he spoke with, I think he was either unprepared for the question or he didn't know who he spoke with. That was alluded to by several questions from the Board. I doubt, seriously, this is how the town conducts its business. What is wrong with this picture? If the wall, fence, whatever we want to refer it as, was

not properly permitted prior to starting its construction and it's height is above the required measurement for a one-family residence in our town, then it should conform to the town's prior to construction requirements and not adjusted for some sightline band-aid settlement approach that was suggested. I'm not suggesting, although it might be appropriate, that Mr. Lichvar should tear the entire wall down to ground level, if he in fact is at fault of not following the town's required procedures. Personally, as a result of his bad behavior he has caused much frustration, personal time and costs to me for me to re-establish my property line, which borders the property in question. In closing, I didn't want him, I do want him, and ask the Board to determine, that he should reduce the entire length of the wall to an acceptable height of three feet or to some level much shorter than what the height of the wall is currently at in order to protect both the town, Frank Drive and Lisa Drive residents interests. Thank you very much for your time.

Irving Steiner, 23 Partridge Lane

I am co-founder of We-R-1. Four major clear cutting violations have occurred in the past four years and little or nothing has been done to prevent such occurrences. In many cases approved drawing packages are violated which define what can be cut and what cannot be cut. In some cases when drawings are not involved, the homeowner just plays dumb and his excuse is that he sees other people doing it, without asking, and getting away with it. Enforcement is very difficult when violators can cite past events that support their argument. Precedence about breaking the law in this city are so engrained and common that we are approaching almost a lawless society. The violators are so bold they even retaliate. They did graffiti all over the walls of City Hall when citizens got angry over previous artwork in other parts of the City; a definite sign of disrespect for this administration. Our Police Department is understaffed and the enforcement officers for the land commissions are overworked and cannot cover the present violations that regularly occur. It will only get worse as our City grows and we don't address this problem. Avalon attempted to the most recent clear cutting occurred, not clear cutting but cutting, occurred when Avalon attempted to subdivide and place a 302 subdivision on Armstrong Road. When the developer who was Chairman of the Inland-Wetlands Commission found resistance from We-R-1, to a 49 resident unit at 62 and 68 Armstrong, We-R-1 both We-R-1 and our ecologist was faced with his passing over the site to Avalon. Both We-R-1 and our ecologist in the Town of Stratford fought this application on the basis of it's impact on Stratford's neighboring bog, which is fed by this watershed. Avalon sued and the case was finally settled and limited any development there to 40 residences. Without a performance bond in place, no notice of demolition in writing to abutting homeowners, that's Section 29-407 of the State Statute, or such notice in the newspapers or to neighboring Stratford, demolition of buildings on this 41 resident parcel was begun in April and heavy equipment was used. This was followed by the cutting of highest valued trees, up to 41-inch white oaks in both the approve wetlands and approved open space which is due to be deeded to the City or at least what's left of it. Complaints by myself and the threat of legal action caused the Planning and Zoning to initiate a site visit but the owners would not let my wife, myself or our ecologist on the property. No written assurances were given that the violation of approved drawings would cease. John Cook has yet to inventory his tree loss in Wetlands, but Rick Schultz stated that 15 trees were illegally cut in the open space area. Mention was made that the fines option was being considered with monies going to the City. I took issue to the fines going to the City as a result of the City's repeated failure to prevent these things from happening. Any fines levied should be used for largest tree replacement and remaining monies used to beautify the rest of the property. Mr. Geddes filed a written complaint with the Shelton Police Department which in paraphrasing states that they have now put up no trespassing signs and changed the property but do not wish to punish previous trespassers, but only those that may be found in the future. Mr. Geddes is no poster child for preserving open space and I doubt if the Mayor has much interest in that effort either. The City has also placed a stop work order on the property until they sort things out. Legal action will remain a consideration by We-R-1 until written assurances are obtained that best management practices will be used for the remainder of the project. I thank you.

**ADD-ON**

Alderman Anglace MOVED to add to the agenda as Item 9.8 – Resurfacing of the Basketball and Tennis Courts in White Hills; SECONDED by Alderman Finn. A voice vote was taken and the MOTION PASSED 8-0.

**MINUTES FOR APPROVAL**

---

***1. MINUTES FOR APPROVAL***

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

- Regular Meeting of April 9, 2009
- Budget Workshop of April 16, 2009
- Budget Workshop of April 23, 2009
- Public Hearing on the Budget – April 28, 2009

SECONDED by Alderman Simonetti. 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, that the report of the Tax Collector relative to the refund of taxes for a total amount of \$1,082.35 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.

---

***5.1.2 PERMANENT WAR MEMORIAL BUILDING RENOVATIONS FUNDING –  
LOCIP ELIGIBLE***

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to add the purchase of materials for the Permanent War Memorial Building Renovation project to the Capital Improvement Plan with funding in the amount of \$3,966.99 to come from LOCIP; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

---

***5.1.3 THEODORE ROAD CULVERT REPLACEMENT ADDITIONAL FUNDING – LOCIP  
ELIGIBLE***

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to add the additional work performed for Theodore Road Culvert Replacement to the Capital Improvement Plan with funding in the amount of \$11,991.31 to come from LOCIP; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

---

***5.1.4 BASE FOR RECREATION PATH FUNDING – LOCIP ELIGIBLE***

Alderman Kudej MOVED, per the recommendation of the Finance Committee to add the creation of a base for the Recreation Path from Lane Street to the boardwalk to the Capital Improvement Plan with funding in the amount of \$1,600 to come from LOCIP; SECONDED by Alderman McPherson. A voice vote was taken and the MOTION PASSED 8-0.

---

**5.1.5 FIRE TANKER 59 – WAIVER OF BIDS**

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to waive the bids for the repair of Fire Tanker 59 as recommended by the Purchasing Agent, and to enter into an agreement with Tri-State Kenworth and Firematic Supply in accordance with the communication received from Chief Jones dated April 21, 2009 in an amount not to exceed \$170,000 with funds to be paid from the Vehicle Risk Retention Fund Account #20300006108075. Further, authorize Mayor Mark A. Lauretti to sign any and all documents necessary to effectuate same; SECONDED by Alderman Simonetti.

Alderman Finn asked, what is the time frame that the Fire Department can have the tanker move from Company 5 to the vendors?

Mayor Lauretti replied, whenever the two vendors can get contracts to my office, signed and returned. Everything else is in place. Jim Brown will communicate that to the Chief. Jim, you should get in to the Purchasing Agent to get the standard form contract tomorrow. Have them signed and sent back to me.

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

---

**5.1.6 LIGHTING FIXTURES AT COMMUNITY CENTER FUNDING – LOCIP ELIGIBLE**

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to add the replacement of lighting fixtures for the Shelton Community Center gym and pool areas to the Capital Improvement Plan with funding in the amount of \$6,528.89 to come from LOCIP; SECONDED by Alderman Farrell.

Mayor Lauretti: These are the original lights that were put in 18 years ago. Savings on electric bill due to more efficient fixtures.

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

**5.1.7 COMBINATION SINK/TOILETS POLICE DEPARTMENT – LOCIP ELIGIBLE**

Alderman Kudej MOVED, per the recommendation of the Finance Committee, to add the purchase and installation of eight (8) new combination sink/toilet replacement units for the holding cells at the Police Department to the Capital Improvement Plan with funding in the amount of \$25,550 to come from LOCIP; SECONDED by Alderman McPherson. 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 15 WILLIAM STREET - REIMBURSEMENT REQUEST FOR CURB REPLACEMENT**

Alderman Olin MOVED, per the recommendation of the Street Committee, to approve the sidewalk reimbursement of \$175.50 to Traci Guild of 15 William Street, per Ordinance No. 465 with funding to come from Engineering Account #001-3600-713.80-43; SECONDED by Alderman Farrell. 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 \$4,667.91 to Corporation Counsel Winnick, Vine, Welch, & Teodosio, LLC for services rendered per statement dated May 7, 2009 with funds to come from the Legal Fees Account 001-1900-411.30-03; 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 \$1,295 to Assistant Corporation Counsel Ramon Sous for services rendered per statement dated May 1, 2009 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**

7.1 A No items.

**8 FINANCIAL BUSINESS OLD**

**8.1 POOL DEHUMIDIFICATION REPLACEMENT PROJECT – LOCIP ELIGIBLE**

Alderman Anglace MOVED to approve the rescission of action made by the Full Board for the appropriation of funds for the dehumidifier at the Community Center in the amount of \$306,456 from LOCIP as passed at the January 8, 2009 meeting.

Further MOVED to add the replacement of the dehumidifier at the Community Center to the Capital Improvement Plan with funding in the amount of \$308,556 to come from LOCIP; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

**9 FINANCIAL BUSINESS NEW**

**9.1 EARLY RETIREMENT INCENTIVE**

Alderman Anglace MOVED to approve the early retirement incentive offered to the membership of AFSCME Council 4, Local 1303-238; SECONDED by Alderman Finn. A voice vote was taken and the MOTION PASSED 8-0.

**9.2 HISTORIC DOCUMENTS PRESERVATION GRANT APPLICATION**

Alderman Anglace MOVED to approve the following resolution:

Be it hereby resolved that Mark A. Lauretti, duly elected Mayor is empowered to execute and deliver in the name and on behalf of this organization a certain contract with the Connecticut State Library, State of Connecticut, for a LSTA grant in the category: Historic Document Preservation Program.

Further, be it resolved that the City of Shelton hereby adopts as its policy to support the nondiscrimination agreements and warranties required under Connecticut General Statutes 4a-60(a)(1) and 4a-60a(a)(1), as amended in State of Connecticut Public Act 07-245 and sections 9(a)(1) and 10(a)(1) and Public Act 07-142.

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

### 9.3 ADOPTION OF BUDGET FOR FISCAL YEAR 2009-2010

Alderman Anglace MOVED to adopt the following Resolution:

Be it resolved by the Board of Aldermen of the City of Shelton, in accordance with Section 7.6 of the Charter, that the budget documents submitted by the Mayor on February 19, 2009 be adopted, subject to the following amendments/adjustments:

## **2009-10 CHANGES TO MAYOR'S BUDGET** **REVENUES**

<b><u>A/C #</u></b>	<b><u>A/C NAME</u></b>	<b><u>INCREASE</u></b>	<b><u>DECREASE</u></b>
0000-311.10-00	Current Levy	304,825	
0000-331.26-00	Conn Narcotic Task Force		14,000
0000-351.13-00	Police Department Receipts	2,000	
0000-351.16-00	Refuse Disposal Receipts	25,000	
0000-371.11-00	Investment Interest	100,000	
0000-381.34-00	Miscellaneous Reimbursements	10,000	
	<b>Net Revenue Increase:</b>	<b><u>\$427,825</u></b>	

## **EXPENDITURES**

0100-411.80-91	Lease / Rental Payments	8,000	
0100-411.80-95	CCM Membership	24,478	
0200-411.20-08	Group Ins. - EE Resources	100,000	
0200-411.20-17	Insurance Waivers	5,834	
0300-412.81-30	Aldermen Meritorious Awards	200	
0700-414.11-05	Meeting, Travel, Conference (E.D.C.)	5,000	
1300-414.30-23	Other Outside Services (I.W.)		5,000
1300-414.80-40	Program Development (I.W.)		2,000
1600-623.10-01	Regular Payroll (Sr. Center)	6,260	
1600-63.10-02	Part Time Employees (Senior Center)	2,022	
1900-411.30-03	Legal Fees (Corp. Counsel)	10,000	
2000-519.10-02	Part Time Ees. (Public Safety & Emer. Svcs.)	5,000	
2000-519.40-47	Mtr. Veh. Mtnce. (Public Safety & Emer. Svcs.)	750	
2200-512.11-01	Mileage (Fire Marshal)		1,000
2200-512.40-17	Technical Supplies (Fire Marshal)		3,000
2200-512.40-11	Clothing Supplies (Fire Marshal)	3,200	

MAY 14, 2009

BOARD OF ALDERMEN  
FULL BOARD MEETING

2400-512.10-01	Regular Payroll (Fire Dept.)	18,000	
2500-511.10-01	Regular Payroll (P.D.)	78,200	
3800-714.80-29	Recyclable Collection (Recycling)	43,231	
3900-714.50-09	Disposal Fees	275,000	
4400-621.10-02	Part Time Ees. (Library)	7,000	
4400-621.40-29	Library Books (Library)	7,000	
4400-621.60-24	Equipment Purchase (Library)	6,000	
4400-621.80-07	Special Events (Library)	5,000	
4600-716.35-01	Municipal Sewer Usage (Utilities)	3,000	
4600-716.35-02	Hydrant Charges (Utilities)	41,000	
4600-716.35-03	Street Lights (Utilities)		50,000
4600-716.35-04	Municipal Electric (Utilities)		80,000
5500-412.40-05	Postage (Purchasing)		5,000
5700-412.10-01	Regular Payroll (A/C & Control)	3,581	
5700-412.10-02	Part Time Ees (A/C & Control)		3,581
6100-411.81-22	Anti-Blight Program (MISC.) - DELETE ACCOUNT		
6500-412.80-96	Christian Counseling (O/S Agency)		2,500
6500-412.80-98	So. Central EMS Council (O/S Agency)		1,200
6500-414.79-07	Rape Crisis Center (O/S Agency)		2,000
6500-414.79-12	Derby Historical Society (O/S Agency)		1,400
6500-414.79-16	Friends of Animal Shelter (O/S Agency)		1,200
6500-414.79-18	Valley Substance Abuse (O/S Agency)		1,500
6500-414.81-31	Long Hill Cemetery Assn. (O/S Agency)	3,200	
6500-414.81-33	American Red Cross (O/S Agency)	1,250	
9900-900.99-00	Contingency - General		<u>75,000</u>
	<b>Net Expenditure Increase:</b>	<u>427,825</u>	

and that they be accepted as the official budget for the City of Shelton for Fiscal Year 2009-2010.

Resulting in a total budget of \$110,327,582 for fiscal year beginning July 1, 2009. The mill rate shall be established at 18.61 mills, no increase from the current mill rate of 18.61, with a collection date for fiscal year 2009-2010 to be July 1, 2009 and January 1, 2010 for real estate, July 1, 2009 for personal property taxes less than \$5,000 and July 1, 2009 and January 1, 2010 for personal property taxes greater than \$5,000.01 and July 1, 2009 for the motor vehicle tax with the exception of those that carry their own collection date as determined by Statute under the Motor Vehicle Supplement. Any tax under \$5 will be waived. Also be it Resolved that the Board of Aldermen officially accepts in principle the Capital Improvements Program as submitted by the Mayor.

SECONDED by Alderman Papa.

Alderman Anglace stated, the Board of Aldermen thanks everyone who participated in the budget process, especially Mayor Mark A. Lauretti, Finance Director Louis Marusic and his staff; the Board of Apportionment & Taxation; all City Department Heads; the Board of Education; the PTAs and the many members of the general public.

Bad economic conditions throughout the state, the country and the world dictated early on that this would be a no-nonsense, no tax increase budget.

Everyone must share the pain and make do if our taxpayers and citizens are to survive such distraught economic conditions. Here we are, five months later and the economy is worse now than when we started.

With few exceptions, everyone involved with providing City services has been very realistic in their assessment of what they must do to provide continuing community service while helping us to hold the line on taxes.

We have forged new coalitions to provide our services at lower costs. We have examined in finite detail the services we use, the price we pay and the value received. The Board of Education has joined with us to find ways to lower costs and still provide a state of the art educational service. They deserve to be recognized. Accordingly, we are saddened to learn that our Superintendent of Schools, Robin Willink will be retiring. She has led the way building working coalitions which have led to a new approach to quality learning at an affordable price. Because of her good efforts, most citizens have forgotten the A & T call for an independent efficiency review of the Board of Education spending practices. She has also been a quiet and effective force convincing City fathers and voters to invest in School infrastructure and school technology.

We expect that the State of Connecticut will not reduce their financial assistance during these difficult economic times and have planned our revenues accordingly. Clearly, this has been a year of survival at all levels of government and the state has helped considerably by not passing new unfunded mandates. We still call upon them to repeal some of the current unfunded mandates that burden our taxpayers. The state can help municipalities by eliminating some of the unnecessary costs we assume because of laws currently on the books. Those representing Shelton at the state level should be commended for communicating our message well in the Hartford legislative halls.

We have all heard economic horror stories regarding layoffs, pay cuts, give backs and other serious reductions in family income. Some of our most sacred economic institutions are in or near bankruptcy. With the specter of gloom hanging over our state and our country, our community has been called upon to pull together to develop a realistic spending plan that will see us through the coming year without imposing further hardships on those we serve.

We have done just that and we have done it with no layoffs, no give backs and no pay cuts and we didn't have to refinance our bonds to do it.

Shelton is more fortunate than most Connecticut communities in that we have an established corporate tax base. Despite minority critics, our predecessors planned well and our current Planning and Zoning and other land use Boards continue that legacy. Shelton citizens reaped the benefit of a 2.1% Grand List increase this year which produced over \$2 million in new revenues to help offset increased infrastructure investment costs. Shelton's vibrant economy and economic base is illustrated by this Grand List Growth which exceeded last year's effort in a time of unprecedented and dismal economic turmoil.

Our public safety and health entities (Police, Fire and Health organizations) have demonstrated yet again their value to our community. Our police have kept us safe and our Health organization has kept us in good health. We can never adequately thank our fire service volunteers for their around the clock faithful attention to duty. We welcome our new Fire Chief, Francis Jones and wish him well in his new duties and have tried to address his plans for a more efficient fire service.

Our Open Space acquisitions continue utilizing more creative ways to finance their purchase. This administration is proud of the fact that this generation of City voters have supported unprecedented city land ownership; a legacy unmatched by any group of previous Shelton residents. And, the best part is that all but the most recent acquisitions are paid in full.

The dynamics of our City growth requires constant vigilance to ensure that all of our citizen services are upgraded to keep pace with demand. The City infrastructure is being addressed with major road resurfacing, educational infrastructure improvements, the creation of learning space and technology. The City website continues to provide transparency thanks in large part to those who have made suggestions to bring more and more City business into the home via the computer.

Our credit rating continues to be among the best and provides us with excellent interest rates on our bond sales.

The budget presented tonight concurs with the majority of Mayor Lauretti's recommendations. This budget continues our ongoing commitment to Shelton taxpayers to provide stable taxation through balanced growth, controlled spending and value received for dollars spent. We are satisfied that the process of continuous improvement through innovative and creative approaches is working and that this budget continues the trend to reduce spending where appropriate while reallocating our resources where they will do the most to enhance current community needs.

The Board of Aldermen, the Mayor and the Board of Apportionment and Taxation have devoted many hours and worked very hard on this budget. It was a dynamic and cooperative process where consensus was achieved. Given the fiscal restraints placed upon us by this economy, we believe this budget represents a spending and taxation plan that our taxpayers can live with while, at the same time, provides adequate money to accomplish their community service needs.

Thank you.

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

#### 9.4 WAIVER OF BID – SHELTON HIGH SCHOOL FIRE REHABILITATION

Alderman Anglace MOVED to waive the bids approved by the Shelton High School Fire Rehabilitation Building Committee at their April 20, 2009 meeting for the replacement of materials at Shelton High School for the emergency cleanup project as recommended by the Purchasing Agent; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 8-0.

#### 9.5 CHANGE ORDER #15 BETWEEN CITY AND KBE BUILDING CONTRACT – PERRY HILL SCHOOL

Alderman Anglace MOVED to approve Change Order #15 between the City of Shelton and KBE Building Corporation (formerly known as Konover Construction Corporation) for construction services for an underground water detention system for the Perry Hill School Renovation project with estimated final costs to be an increase in the contract by \$325,223.09 with funds to come from the Perry Hill School (Upper Elementary) Referendum Bond from the contingency allocation; and further,

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

#### 9.6 CONTRACT CHANGE BETWEEN CITY AND FLETCHER THOMPSON – PERRY HILL SCHOOL

Alderman Anglace MOVED to approve the amendment to the professional services agreement between the City of Shelton and Fletcher-Thompson, Inc. for design services

for an underground water detention system for the Perry Hill School Renovation project in the amount of \$15,000 with funds to come from the Perry School (Upper Elementary) Referendum Bond from the contingency allocation.

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

**9.7 ELECTRICAL ENERGY PURCHASING PROGRAM – CONNECTICUT CONFERENCE OF MUNICIPALITIES - WAIVER OF BID**

Alderman Anglace MOVED, per the recommendation of the Purchasing Agent, to waive bids regarding reverse auction bidding for electrical energy purchase under the auspices of the Connecticut Conference of Municipalities.

Further authorize Mayor Mark A. Lauretto to accept or reject the contract and to sign any and all documents to effectuate said agreement.

Further, move to join the Connecticut Conference of Municipalities at membership cost of \$24,478 annually with funding to come from an account to be determined by the Finance Director; SECONDED by Alderman Finn.

Alderman Anglace stated, this auction will take place this coming Monday. The results should be in by noontime. We have four hours to accept or reject. We have authorized the Mayor to do that.

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

**9.8 RESURFACING OF THE BASKETBALL AND TENNIS COURTS**

Mayor Lauretto stated, this item is for the resurfacing of the basketball and tennis courts at the Nike Site and East Village Park.

Alderman Anglace MOVED to add the resurfacing of the basketball and tennis courts at the White Hills Community Center to the Capital Improvement Plan with funding in the amount of \$33,013 to come from LOCIP; SECONDED by Alderman Papa.

Mayor Lauretto stated, this incorporates four different locations in the City.

Alderman Finn noted that it is not the White Hills Community Center, it is East Village Park. Our clerk sent an amended motion.

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

**10. - LEGISLATIVE - NEW**

---

**10. 1 ITEMS TO PUBLIC HEARING**

No items.

**10.2 MEMORANDUM OF AGREEMENT RENEWAL WITH STATE OF CT DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES**

Alderman Anglace MOVED to approve the Memorandum of Agreement renewal between the City of Shelton and the State of Connecticut Department of Mental Health and Addiction Services and to adopt the resolution attached thereto and to incorporate same in this motion in its entirety.

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

### 10.3 MEDICARE REPORTING REQUIREMENTS

Alderman Anglace MOVED to approve the agreement between the City of Shelton and Worker's Compensation Trust to act as the authorized agent for compliance with Section 111 of the State Children's Health Insurance Program (SCHIP) for workers' compensation claims reported to the Trust in the amount of \$1,000 with funding to come from Workers Compensation Self Insurance Program #001-5600-412.30-21; and further,

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

### 10.4 APPOINTMENTS TO THE BOARD OF BUILDING APPEALS

Alderman Anglace MOVED to appoint the following people to the Board of Building Appeals effective immediately.

James P. Rotondo - U, Civil Engineer  
A.J. Grasso - R, General Contractor

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

### 10.5 FIRE TRUCK STORAGE AGREEMENT

Alderman Anglace MOVED to approve the fire truck storage agreement with Connecticut Resources Recovery Authority extending the agreement to December 31, 2009 at no cost or charge to the City; and further,

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

### 10.6 HAZARD MITIGATION PLAN - DRAFT

Alderman Anglace MOVED to approve the following resolution:

Whereas, the Office of Emergency Management is charged with planning for the safety of the general public during a natural or man-made emergency, and

Whereas, the Office of Emergency Management has prepared a Draft of a Hazard Mitigation Plan to effectuate the operation and coordination of emergency services within the City of Shelton, and with mutual aid situations in surrounding communities during those times of emergency, and

Whereas, the Office of Emergency Management desires that the Board of Aldermen of the City of Shelton adopt this Draft Hazard Mitigation Plan in principal.

Now therefore, be it resolved by the Board of Aldermen of the City of Shelton that the Draft Hazard Mitigation Plan prepared by the Office of Emergency Management of the City of Shelton is hereby adopted in principal and further that the Board of Aldermen directs the Office of Emergency Management to offer this draft to the General Public for further comment with the understanding that the Plan will be returned to the Board of Aldermen for final approval after any and all amendments are incorporated.

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

### 10.7 TEMPORARY CONSTRUCTION EASEMENT - MT. PLEASANT STREET

No action.

10.8 YANKEE GAS LICENSE AGREEMENT – MUNICIPAL PARKING LOT

Alderman Anglace MOVED to approve the license agreement between YankeeGas Services Company and the City of Shelton for the municipal parking lot at Cornell and Howe Avenues as presented; and further,

MOVED to authorize Mayor Mark A. Lauretti to sign any and all necessary documents and effectuate said agreement; SECONDED by Alderman Papa.

Alderman Anglace stated, the monthly rent we will pay is \$600 per month. The amount of taxes waived on the parking lot property is zero – that's not being done. The amount of rent charged for the YankeeGas to provide a communication tower at White Hills Fire Station is \$12 a year.

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

10.9 SANITARY SEWER SYSTEM IMPROVEMENTS WEST CANAL  
STREET AND HOWE AVENUE

Alderman Anglace MOVED to approve Change Order No. 2 between the City of Shelton and Gherlone Excavating, Inc. to extend the contract calendar duration a total of 50 days added to the revised contract completion date of May 28, 2009 and extending the date to July 17, 2009; and further,

MOVED to authorize Mayor Mark A. Lauretti to sign all documents necessary to effectuate said agreement; SECONDED by Alderman Farrell.

Alderman Anglace stated, I had a question on this today. I remember vaguely a short while back the Board of Aldermen approved the extension of a contract only to extend the completion time because you couldn't do the work in the winter. There was some 41 days or something like that. This 50 days, I thought they were changing the 41 days to 50. This is an additional 50 days, causing us to pick up a 10.10, a \$37,500 charge to the Waste Water Treatment Facility for the water services to oversee this construction. This is not costing us any more for Gherlone.

Mayor Lauretti stated, I'm going to ask that we don't take any action on 10.10 because there has been no discussion whatsoever over this request for \$37,000.

Alderman Anglace stated, I asked the question today if the Water Pollution Control Authority had reviewed this and passed on it, because I didn't see anything in here from them where they took an action on it. I found out they took an action just last night. I would agree. 10.9 and 10.10 we should take no action.

Mayor Lauretti stated, I would disagree, we need to take an action on 10.9 because there is no additional funding required and we want to keep the project moving.

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

10.10 AMENDMENT NO. 5 - SANITARY SEWER COLLECTION SYSTEM IMPROVEMENTS  
AND HUNTINGTON AREA I/I AND SSES PROGRAM

No action.

**11 EXECUTIVE SESSION**

At approximately 8:12 p.m., Alderman Anglace MOVED to enter Executive Session to discuss the following items:

- 11.1 CITY OF SHELTON V. SOSNOFF
- 11.2 DOBBINS V. VELAZ

and invited Mayor Mark A. Lauretti and Corporation Counsel Thomas 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 8:34 p.m., Alderman Simonetti MOVED to return to regular session; SECONDED by Alderman McPherson. A voice vote was taken and the MOTION PASSED 8-0.

Mayor Lauretti noted that there were no votes taken in Executive Session.

11.1 City of Shelton v. Sosnoff

Alderman Anglace MOVED to approve a resolution in the case of City of Shelton v Sosnoff in the amount of \$1,400,000 with payment to be made in two installments:

- (1) \$ 700,000 on or before June 15, 2009 with funds to come from the Contingency General Account; and
- (2) \$700,000 on or before July 15, 2009 with funds to come from the Contingency General Account

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

11.2 Dobbins v. Velez

Alderman Anglace MOVED to approve the resolution of the case of Dobbins v. Velez to accept the \$20,000 insurance policy and apply said proceeds to the City's Workers Compensation lien; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

**ADJOURNMENT**

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

The meeting adjourned at approximately 8:36 p.m.

Respectfully submitted,

Patricia M. Bruder, Clerk  
Board of Aldermen

DATE APPROVED: \_\_\_\_\_ BY: \_\_\_\_\_

Mark A. Lauretti  
Mayor, City of Shelton