



BOARD OF ALDERMEN
SHELTON, CONNECTICUT
FULL BOARD MEETING
THURSDAY, MARCH 8, 2012

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

PUBLIC SESSION

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

Ingrid Waters, 261 Long Hill Cross Road

Good evening. Despite the fact that I am a member of the Anti Litter Committee, I am speaking today NOT on behalf of the Anti Litter Committee but as a Shelton resident and taxpayer.

I had contacted Mayor Lauretti on February 12th, 2012 in order to bring attention to the escalating Litter Problem on our City's roads. I did not wish to give the impression that I was faulting the present Administration for these deplorable conditions – instead it was my sincere intention to make a difference by getting the word out that many more volunteers are needed in order to return our City's appearance from its messy appearance to pristine. Following is my letter to Mayor Lauretti:

Dear Mayor Lauretti,

I like to address the escalating litter problem that is plaguing our town. Due to the fact that Shelton, like most other small municipalities, cannot afford the high cost of paid street cleaners and therefore is only able to concentrate its efforts

on certain areas of our town, it is essential to encourage all taxpayers to volunteer and lend a helping hand in the spirit of "Let's Clean Up Our Town".

Since people in general do not want to be told what to do, especially when it comes from their Government, I ask you kindly to please consider my thoughts and recommendations of bringing the request for much needed manpower in the form of volunteers directly to all taxpayers by:

- a) Inserting a Flyer with every outgoing Tax Bill, requesting businesses/residents to voluntarily remove litter frequently from their immediate area of business/residency in the spirit of **"Let's take Pride in our Town"**.*
- b) Placing the same message on the Shelton Website, visible to all -the minute they log on- with the additional request **"Please volunteer and help clean up our town"**.*

I believe that an appeal, coming directly from the Office of the Mayor, is indeed the best approach to address this problem, due to the fact that most taxpayers assume that the litter strewn streets will eventually be cleaned by "Someone from the City" and that consequently there is no need to lift a finger. Well, the opposite is true and it is therefore desirable to encourage as many residents/businesses as possible to pitch in by taking the initiative of picking up litter in the immediate area of their residency/business up to the curb. Other residents/renters need to be advised how to put out their weekly garbage properly so that it does not fly all over their street. Land-owners should be encouraged to clean up litter strewn along the roadside of their acreage and remove appliances, mattresses, tires, etc. that had been dumped -illegally- on their property. City Ordinances might address these problems already but I believe that there is room for improvement in order to make our town "sparkle".

Lastly, Phone Books are an additional huge problem and the icing on the (litter) cake because people do not feel obligated to retrieve them from their mailbox, driveway or curb. This task is left to us Volunteers to either have them picked up by the Company that had delivered them or collect them for "recycling" if that is still possible. Often they are too decayed and end up in the landfill. Presently the Anti Litter Committee is looking into "options" of how to block Phone Book distribution to our town.

Mayor Lauretti, I presented these examples (and believe me I could bring many more and I have dozens of pictures to prove my point) in order to respectfully request your "intervention" by drawing attention to the necessity that more manpower in the form of Volunteers is urgently needed. I know that you are aware of these deplorable litter conditions throughout our town and that you are just as upset as we are, Shelton's dedicated Volunteers. Consequently I implore you to please use the "Power of your Office" to summon the urgently needed "manpower" by letting all residents/businesses know that it is indispensable to volunteer and lend a helping hand with cleaning up our town. Together we can get it done for the betterment of all.

Thank you for your attention to the above.

Best regards, Ingrid Waters

In conclusion, I like to state the following facts and observations:

Shelton has grown beyond anyone's expectation during the past 20 years. The traffic going in and out and through our Town every single day of the week is staggering. Therefore Shelton is now facing the litter problems of bigger towns and needs to act quickly in order to bring this escalating litter problem under control.

Even though Bridgeport Avenue is a State Road, it is Shelton's Dedicated Business Corridor and therefore should give the impression that it is indeed running through a pristine looking City that was named by Bloomberg "Best Affordable Suburb in Connecticut". Well, one look at the litter accumulation on both sides of that State Road gives the impression of driving through a rundown town instead of a "Best Affordable Suburb in Connecticut". I cannot begin to tell you how many times I contacted the State in order to get Bridgeport Avenue cleaned. The unsightly litter accumulation is (a) the result of take-out food containers that were thrown out of moving cars and (b) exacerbated by commercial garbage trucks that are losing bags and boxes out of their hoppers. I am grateful to Board of Aldermen President John Anglace, State Representatives Jason Perillo and Larry Miller who have been instrumental in supporting my various requests by intervening with the powers that may be at the State level in order to get Bridgeport Avenue cleaned at intervals. In reality Bridgeport Avenue needs to be cleaned at least once a month, which of course is unrealistic because the State does not have the manpower or money to support such a task. Therefore it would be wonderful if businesses would see the necessity to pitch in by committing to adopt segments of this State Road in order to make Shelton's dedicated business district look appealing and clean at all times.

From what I observed, during my weekly Litter Picking Routes, many residents are under the impression that the City of Shelton takes responsibility for cleaning the dedicated connector streets, since they are the heaviest traffic arteries running through our town. It is obvious, that due to the tremendous litter problem on these roads, the City cannot possibly keep up with cleaning these dedicated connector streets and this task has now become the chore of Volunteers.

I live on a dedicated connector street, where on a daily basis -meaning Monday through Friday- about 2,000 cars and at least 75-100 trucks are passing through, including huge dump truck and tractor trailers. As a matter of fact, the approximate 2,000 car count is a low estimate due to the fact that during rush hour and lunch hour at least 30 cars travel through Long Hill Cross Road every minute. Consequently I collect every week enough litter from the side of the road to fill up two 32-gallon garbage bags, sometimes three. During the past 10 months I collected 170 32-gallon bags from Long Hill Cross Road, Platt Road and parts of Long Hill Avenue. Needless to say, I feel as if I am fighting the incoming garbage tide, especially when there is no end to people's ill

begotten habit of throwing everything out of their moving cars –in order to keep the inside of their cars clean- OR dumping appliances, mattresses, discarded heavy motor oil by the side of the road OR off the road in woodsy areas. My 10 months bag count includes the many bags I filled up in front of homes because homeowners or renters do not put out their garbage properly and it ends up all over the road. Since these homeowners and renters do not feel that it is their responsibility to clean up the mess they created in the first place, I end up bagging this deplorable mess –often in the form of decaying garbage- for the next garbage pick-up after having observed this appalling condition for about 1-2 weeks. As a matter of fact, I started taking pictures of before and after my clean-up - of which I have many pictures - in order to protect myself in case people call the Police and complain that there is a prowler in front of their home who is stealing their festering garbage and that this individual should be arrested. Various people have asked me repeatedly: “Why are you cleaning the streets when this job is done by the City? The next question usually is: “How much do you get paid? Do you get a tax break?”

Alderman Anglace called Mrs. Waters’ attention to the time. He asked her to submit her paperwork to the clerk.

Mrs. Water stated, I’m almost done, I have many pictures for you to see. It is show and tell today.

She continued, these people are always highly surprised when I tell them that I am a Volunteer and lend a helping hand in order to make our Town a better place to live in.

I would like to give great praise to Shelton’s Highway and Bridges Department, which is doing a fantastic job under the leadership of Paul DiMauro. I cannot begin to tell you how many times I either e-mailed or called Paul in order to have mattresses, tires, containers of heavy motor oil, etc. removed from either Platt Road or Long Hill Cross Road. Paul’s dedicated team always responded immediately to my request and removed the reported items within a few days. That’s an outstanding track record. Thank you, Paul.

In closing, I wish to recap the following:

- I like to give residents and businesses the benefit of a doubt in that they indeed do not know that in order to keep Shelton’s taxes as low as possible, The City cannot possibly provide street cleaning services, except for downtown. Therefore, mass mailings should be sent out to all homeowners and businesses requesting that it is obligatory to clean up all litter, phone books, bulk mail, etc. in front of their respective dwelling or business up to the curb on a daily or weekly basis. This request should not cause a problem for anyone because Shelton continues to enjoy low property taxes, especially when comparing them to that of the State of Connecticut.

- Ordinances need to be looked at and adhered to because it is very frustrating for Shelton's dedicated Volunteers to clean the same areas week after week without any hope for changes in people's behavior.
- Last but not least, the Call for Volunteers needs to be posted on the Shelton City Hall Website for all to see the minute they log on- in order to broadcast loud and clear the need for Volunteers -from residents and businesses alike - in order to live and work in a clean town that was named by Bloomberg: "Best Affordable Suburb in Connecticut". Consequently people might feel encouraged to lend a helping hand in the spirit of "Let's clean-up America" by starting with Shelton, our hometown.

I sincerely thank you for your attention.

Alderman Anglace stated, all of us sitting here agree with you 1,000 percent. I wanted you to see the dedication of our volunteers who are out there trying to keep our streets clean.

Ann Kissell, 19 Soundcrest Drive

I would also like to address the litter problem with a couple different ideas. First of all I noticed that we have a nice sign on the front door that says "Please Wipe Your Feet and Keep City Hall Clean". That's great. Now we need more effort to keep the whole town clean. Mr. Anglace, you and others may have seen me picking up litter weekly along Long Hill Avenue, from Soundcrest to Long Hill Cross Road. Some residents think I'm homeless and destitute because I've had many people come out and offer me cans and bottles for refunds. I say, no thank you, I'm just trying to get them off the street. For those of you who don't live on a main artery, you may not encounter as much litter as Long Hill or on Mill Street, but just take a drive around and look. Obviously you're all aware of it, but we can't ignore this any more and we can no longer rely on just volunteers.

As you know, as almost no residents know, the street clean up is strictly voluntary. I say this is too big of a town for volunteers to handle. Besides posting this call for volunteers prominently on our town website so that others may participate, I feel we need to get more people included and I have suggestions on how to do this.

I know that the State is responsible for the State roads, but they don't clean it often enough and the littering happens on a daily basis. Bridgeport Avenue is a prime example. We have spent Saturdays as a group picking up bags of bottles, cans, fast food wrappers, diapers. You name it, we have found it there. You must also be aware that the Shelton Anti Litter Committee has the Annual Clean Sweep, and we have several Girl Scout and Cub Scout groups that participate. But does a big town like this really want to put little girls and boys out on the street to clean up? That's not what our town is about. We really should have at least two dedicated clean up personnel to constantly police the town. I'm sure your answer is, we don't want to hire any more people. But do you want to see our town turn into a slum?

Currently the volunteers are saving the town thousands of dollars working for no pay picking up tires, mattresses, bulk items, paper litter. If we stop, this will be the filthiest and most embarrassing town around. We have an AA rating, but we don't want our town to be considered dirty. Without us, it will become just that. We volunteers are all ready to quit because the problem is growing and no one else seems to care. Then you'll see how big the problem is.

As a taxpayer and proud citizen, I would be willing to pay an extra \$10 a year. If everyone pays \$10 more a year can we pay a few people to go out there and pick up litter? I plan on moving south before the year is out. Then who will clean up Long Hill Avenue if I'm not doing it? The Shelton Adopt A Street Program, as you are aware, is making slow progress in getting volunteers to take responsibility for a particular chosen street or part of one. But that's not enough either. I'm wondering why City Hall hasn't taken the lead and adopted a street, since you know of the program. Nobody here has adopted a street.

I'd also like to address the lack of enforcement in policing litter. We already have the ordinances in effect to stop this, but if no one is using them, what's the point of all you guys passing them? For example, amidst all the litter I found on Long Hill Avenue recently, I found garbage which included prescriptions for two separate people. On the prescription slips were their names, phone numbers and addresses. Okay, so I phoned them both. One person in Milford and one person on Buddington Road. Both of them tossed their garbage onto Long Hill Avenue in the field before the school. I notified them that I found their garbage and prescription, and wanted to make them aware that there is a \$250 fine for littering in our town, and how would they like it if I drove by their home and dumped litter on their front lawn. I told them next time I find anything, I'll bring it to the Police Department and have them fined for littering. Not surprisingly, neither one phoned me back.

Do you honestly think that the Police would have done anything about it? I talked to two people here in City Hall and they both said they didn't think the Police would do anything. If the Police don't care, who is going to care? Who is going to enforce the ordinances?

Besides the phone books that are dropped along the road and left there by residents for weeks and months, many residents don't bother to go out to the curb and pick up their stray garbage or litter left by others. The residents and businesses alike need to be made accountable for keeping the front of their properties clean. We already have the ordinances, as I said, and I would like to point them out to you. In fact, I'll give you a copy. It defines what refuse is and that the homeowners and businesses must keep the edge of their property clean. You're all aware of it, right? Yes? Is anyone listening? I'll give you a copy.

I believe the town of Shelton needs to somehow notify residents and businesses alike that they bear the responsibility of keeping the street side of their properties clean and policed. This includes property kept by the gas company or the pipeline people because

no one is picking up along the pipeline area on Long Hill Avenue. I have already approached a few businesses about cleaning up the curbs in front of their properties as a matter of pride. And in fact, WalMart specifically informed me that they don't own the front of their property and they only clean the parking lot. So somebody's got to enforce this. I would like to see correspondence sent to every address in town notifying them about their property fronts being kept clean from litter and that they must police the property fronts on a regular basis or be subject to a fine as we have in standing already.

Alderman McGorty arrived at this point, 7:20 p.m.

I would like to hear from you, how the town of Shelton can enforce the ordinances we have to fine litterers and how we can make everyone maintain their property along the street, including perhaps hiring some dedicated employees to do what we volunteers are very tired of doing. It's very frustrating to clean up a big street and see it littered again in a few days. I'd like to ask, how many of you have ever gone out and just picked up some litter along your street? Good. I praise you. If everybody did that in town we wouldn't have this discussion.

Alderman Anglace stated, it's right back there the next day.

Ms. Kissell stated, it is, and it's a shame. We need somebody. If the Police don't have anything to do or if they would like to sit and hide somewhere and catch the people that throw out Dunkin Donuts coffee cups, fast food wrappers, liquor bottles, diapers, you name it, it's out there.

Alderman Anglace stated, just to point out, on the anti-litter public portion, we have spent 25 minutes. The Board has other business to conduct. I will get back to you and we'll talk a little more about some of the issues you've raised.

Ms. Kissell stated, okay, thank you. And that letter that you have was because I've been after the Yellow Book Company, so thank you. Can we address maybe the thought of hiring a couple of people to do this?

Alderman Anglace stated, we'll talk about that too.

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

Agenda Items

Add-Ons

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

- 9.5 Shelton Veterans Riverwalk Park Lighting Improvements – Professional Services Agreement

- 10.1.B Amendment to Code of Ordinances #370 – Establishing Fire Lanes at
Places of Public Assembly and Other Places of Human Occupancy
10.5 Telephone Book (or other materials) Distributed in City Right of Way

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

MINUTES FOR APPROVAL

Alderman Papa MOVED to waive the reading and approve the minutes of the Regular Meeting of February 9, 2012, and the Public Hearings of February 28, 2012; SECONDED by Alderman Simonetti. 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

None presented.

6.0 LEGAL REPORT

6.1 Corporation Counsel Billing

Alderman Papa MOVED to authorize a total payment of \$1,282.50 to Corporation Counsel Welch, Teodosio, Stanek and Blake, LLC, for services rendered per statement dated March 1, 2012, with funds to come from the following Legal Services Accounts:

Legal Fees	001-1900-411.30-03	\$607.50
Foreclosure Fees	001-1900-411.50-01	\$675.00

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

7 LEGISLATIVE - OLD

7.1 ITEMS FROM PUBLIC HEARING

7.1A Amendment to Ordinance #836 – Corporation Counsel Salary

Alderman Papa MOVED to adopt the proposed ordinance “Amendment to Ordinance #836 – Corporation Counsel Salary” 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 Finn.

A public hearing was held on February 28, 2012. This ordinance becomes effective July 1, 2012.

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

Amendment to
Ordinance #836 Corporation Counsel Salary
Last Revised 3/13/08

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SHELTON:

Section 2-134

a). Commencing July 1, 2012 the annual compensation for general matters for the Corporation Counsel shall be \$44,721.00 to be paid in monthly increments during the fiscal year. The salary for the Assistant Corporation Counsel shall be \$31,278.00, payable in monthly increments during the fiscal year.

b). The Corporation Counsel shall receive, in addition to such sum, the sum of \$700.00 per month in lieu of secretarial assistance and the Assistant Corporation Counsel shall receive a payment of \$570.00 per month in lieu of secretarial assistance.

For those matters which are not included within the above referenced items of compensation, specifically litigation, contested matters and labor work, and such other matters as historically have not been included within the annual compensation of the Corporation Counsel, the hourly rate shall be as approved by the Board of Aldermen from time to time.

7.1B Booth Hill Road/ Oxford Drive Water Main Extension

Alderman Papa MOVED to approve the water main extension along Booth Hill Road from the Rouleau Lane intersection to the Intersection of Oxford Drive with funding in the amount of \$74,500 to come from Board of Aldermen bonding per Charter Section 7.16 borrowing authorization with the total costs expended reimbursed by the benefiting parties; SECONDED by Alderman Kudej.

A public hearing was held on November 29, 2011 and continued on February 28, 2012.

Alderman Anglace noted there was more than one public hearing. It was petitioned with all five property owners. From November to now it is being concluded. A considerable amount of time has been expended.

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

8 FINANCIAL BUSINESS OLD

9 FINANCIAL BUSINESS NEW

9.1 *March Statutory Refunds*

Alderman Papa MOVED that the report of the Tax Collector relative to the refund of taxes for a total amount of \$38,955.65 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 *Funding for Renovations of Registrar of Voters Officer*

Alderman Papa MOVED to add the renovations for the Registrar of Voters Office at 54 Grove Street to the Capital Improvement Plan with funding in an amount up to \$8,000 to come from LOCIP or from Contingency General Account 001-9900-900.99-00; SECONDED by Alderman Simonetti.

Alderman Finn asked Corporation Counsel Welch, being the Registrar of Voters and also a City Alderman, is there a conflict of interest if I vote on this item?

Corporation Counsel Welch replied, I don't believe so.

Alderman Anglace stated, you will note from the motion that the funding source, up to \$8,000, is to come from LOCIP. We're not sure and nobody is ever sure of LOCIP. You appropriate the money to come from LOCIP and then you submit it to the State. The State has the final say. We want to be sure that if the State denies it that the Contingency account can be used. That's why you have the dual appropriation.

Alderman Simonetti stated I see the Republican Registrar of Voters in the audience. Can I ask, what are you doing with it?

Pete Pavone explained that \$5,800 is to move the rolodex cabinet. It's a specialty item and there's only one company that can do it. They're moving it and guaranteeing every component in that machine for a period of one year. It has to be dismantled in its entirety to be moved. It's a balanced machine – you can't take out one shelf of cards

without rotating it around to the other shelf. It's a labor intensive – four days of labor scheduled for a Thursday through Sunday. It will be reassembled at 54 Grove Street.

The remainder of that amount of money also covers needed signage both there and here that will alert people to our new location. We will also be doing a press release.

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

9.3 *Funding for Removal of Brush from City-Owned Properties on Blacks Hill Road*

Alderman Papa MOVED to approve funding in an amount up to \$2,000 to come from Contingency General Account 001-9900-900.99-00 for the removal of brush from City-owned properties on Blacks Hill Road; SECONDED by Alderman Simonetti.

Alderman Anglace stated, it should be noted that this property - the two houses on Blacks Hill Road that the City owns - was acquired with acquisition of Mas property. Before we can take the structures down we have to do an environmental study. To do that the brush has to be cleared.

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

9.4 *Highway Department Dispatcher/Clerk Job Upgrade*

Alderman Papa MOVED to approve the upgrade of the Highway Department Dispatcher/Clerk position from Grade "D" to Grade "G" Administrative Dispatcher, effective July 1, 2011; SECONDED by Alderman Finn. A voice vote was taken and the MOTION PASSED 8-0.

9.5 *Shelton Veterans Riverwalk Park Lighting Improvements – Professional Services Agreement*

Alderman Papa MOVED to approve the agreement between the City of Shelton and Tate & Associates, LLC for landscape/architect services regarding lighting improvements at the Shelton Veterans Riverwalk Park with funding in the amount of \$9,500 to come from Contingency General Account 001-9900-900.99-00; and further,

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

Alderman Finn stated, at our budget hearing the other night the Maintenance Department requested \$20,000 in their capital budget to replace all the damaged and missing lights we have at the Riverwalk. Is this above and beyond the \$20,000 they requested?

Alderman Anglace replied, this simply puts in place an agreement between the City and Tate and Associates for the preparation of a plan, specifications and details for the addition of LED light fixtures and pole replacements at the Veterans Memorial, the Farm and Public Market and the Canal Street area. It doesn't appropriate any money for any of the work. He's going to oversee the installation, like a clerk of the works for us.

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

10. - LEGISLATIVE - NEW

10.1 ITEMS TO PUBLIC HEARING

10.1.A *Amendment to Ordinance #858 – Pawnbrokers*

A public hearing is scheduled for March 27, 2012

10.1.B *Amendment to Code of Ordinance #370 – Establishing Fire Lanes at Places of Public Assembly and Other Places of Human Occupancy*

A public hearing is scheduled for March 27, 2012.

10.2 *Appointment to Charter Revision Commission*

Alderman Papa MOVED to appoint Ruth Dunford (U) of 5 Brae Loch Way and Judy Miko (U) of 7 Brae Loch Way to the Charter Revision Committee effective immediately; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

10.3 *Police Vehicles – Waiver of Bid Process*

Alderman Papa MOVED, per the recommendation of the Purchasing Agent, to waive the bidding process for the purchase of four 2011 Crown Victoria Police Vehicles for the Police Department; SECONDED by Alderman Kudej. A voice vote was taken and the MOTION PASSED 8-0.

10.4 *Resolution Regarding Natural Gas Conversion for City Buildings and Commodity Contract*

Alderman Papa MOVED to adopt the following Resolution:

WHEREAS, the Board of Aldermen on January 12, 2012 approved an Agreement between the City of Shelton and Yankee Gas Company for natural gas services to be supplied to City Hall and the Police Station; and

WHEREAS, gas service is currently also provided to the Shelton High School; and

WHEREAS, in an effort to provide for energy efficiency and cost savings the City has investigated converting, where natural gas service is available, Shelton's existing oil fired boilers over to dual fuel; and

WHEREAS, Santa Buckley Energy has set forth various proposals with regards to the City Hall, Police Station and Shelton High School with regards to said conversion and dual fuel; and

WHEREAS, Santa Buckley Energy's proposal provides that they will act as the General Contractor and Commodity Manager for each facility wherein they will coordinate the delivery of natural gas service with Yankee Gas, perform equipment installation, purchase and manage the delivery of the commodity in order to provide anticipated savings, perform liaison functions between Yankee Gas and the City of Shelton and manage all contracts and invoicing between Santa Buckley Energy, the City of Shelton and Yankee Gas; and

WHEREAS, the City of Shelton believes that the proposal will provide cost savings and efficiency.

NOW, THEREFORE, it is hereby moved that the City of Shelton enter into an Agreement with Santa Buckley Energy for the above-described services and the Dual Fuel Sales Agreement.

FURTHER, the City, pursuant to Charter Section 7.14 hereby waives bids regarding the aforementioned services.

FURTHER, authorize funds in the amount of \$91,603.04 for said conversion and authorize Mayor Mark A. Lauretti to execute any and all documents necessary to effectuate same with funding to come from Board of Aldermen Bonding pursuant to Charter Section 7.16.

Date:

SECONDED by Alderman Simonetti.

Corporation Counsel Welch noted that \$91,603.04 is the correct amount. That is a reduction of \$21,732 because all three burners do not need to be done. The former amount included all three burners. So it's clear, you're reducing the amount that you have available pursuant to Section 7.16 but the option 1 with regard to 54 Hill Street – City Hall, the option for the \$9,423 you may not have to do. It's an extra, so there is \$9,400 that may not be spent once you get going on it. It's included in the money you are authorizing today, but it is an option that may not be taken.

Alderman Anglace stated, Corporation Counsel Welch has spent considerable time on this and I want to thank him on behalf of the Board for the time he did spend on

this. It should be a very good change for the City, and the Board of Education as well.

Corporation Counsel Welch stated, at some point you have to make a decision. YankeeGas provides the pipe that you get the gas from and you've agreed to that agreement in January, and then it's a determination as to when you got the gas pipeline to the building and making a determination from a cost benefit analysis when it's appropriate to convert from the oil to the gas. In your package you see the 10-year historical analysis on it. I don't profess to know a lot about it, but I've certainly learned something about it. The cost savings in the first year will pay for everything.

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

10.5 Telephone Book (or other materials) Distributed in City Right of Way

Alderman Papa MOVED to adopt the following Resolution:

Whereas, it is the intent of the City of Shelton to keep the City Right of Way (ROW) clean and neat and

Whereas, telephone books and other materials (usually encased in plastic bags) have been dropped within the City ROW by a third party contractor and

Whereas, many of these materials are not picked up by the adjacent homeowner and

Whereas, these materials are subject to the elements and become an eyesore adversely affecting the City of Shelton Anti-Litter efforts if they remain in the City ROW and

Whereas, Section 7-9 of the Shelton Ordinances prohibits littering or dumping and

Whereas, the definition of littering includes newspaper and/or magazines;

Now, therefore the City of Shelton hereby provides notice that the placement of telephone books and/or newspapers, etc. within the City ROW or on private property without the permission of the owner is a violation of Section 7-9 of the Shelton Code of Ordinances subject to a fine of \$250.00.

SECONDED by Alderman Simonetti.

Alderman Finn stated, one of the things everybody up here at election time, we go out and do a lit drop on everybody's mailboxes. My question was, when we do our lit drop and the wind blows it off the mailbox, are we now subject to a fine?

Alderman Anglace stated, the fact of the matter is that those people that distribute matter of that type onto mailboxes, that is permissible as the Postmaster allows that. That is not putting anything into the City right of way. If it falls off, it's not that they threw it in the right of way so, it does not violate this ordinance. What we are acting on tonight is the resolution; the ordinance is already in effect. We are reinforcing and reminding people who I believe we identify as perpetrators of the ordinance, and by our actions tonight, so informing our Police Department. I believe the Police are going to tell us that their enforcement is going to be subject to the receipt of a complaint and they will follow up the complaint with the patrolman, take a statement and go from there.

Alderman Finn asked, what about newspapers thrown onto the City right of way?

Alderman Anglace stated, newspapers are delivered with the permission of the homeowner. That doesn't violate the ordinance.

Corporation Counsel Welch stated, if it's done without the permission of the homeowner, it's litter.

Alderman Anglace stated, it is so difficult to catch these people. The people going by, they toss out of their windows coffee cups, cans, bottles, empty cigarette packs – you name it.

Corporation Counsel Welch stated, if someone takes any piece of paper and throws it over the City right of way and it lands in someone's yard, it's still litter.

Alderman Anglace stated, the telephone books in the brightly-colored yellow plastic bags have stayed in the City right of way for well over a year in many places. I can say it no better way than, we've got to take back our streets.

Alderman Finn stated, with the Police Department, the house is vacant, it's been foreclosed on, it's owned by a company in New Jersey. The Police Department can fine the company from New Jersey?

Alderman Anglace replied yes, they know how to do it.

Corporation Counsel Welch stated, the State law has changed three times over the last three years, but at the commencement of any foreclosure, the bank has to file with the Town Clerk's Office a contact person at the bank to contact, and again at the end of the foreclosure.

Alderman McPherson expressed his annoyance with the signs that are posted on the wires all over town, many on the City right of way.

Alderman Kudej added, and the signs tacked onto the telephone poles all over town.

Corporation Counsel Welch stated, those are covered under the Sign Ordinance.

Alderman Anglace stated, one thing the Police will see tonight is the amount of interest and discussion that this has provoked. That is exactly what this was designed to do. I am hoping it provokes some discussion beyond this Board and out into the community where other people will take it and say, "we're fed up."

Alderman Finn stated, in Singapore you can't even drop a cigarette butt on the ground without being fined.

Alderman Anglace stated, well that's the goal.

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

11 EXECUTIVE SESSION

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

11.1 – Madden Worker's Compensation

11.2 – City of Shelton v. McDonald – Tax Foreclosure

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

Return to Regular Session

At approximately 8:15 p.m., Alderman Papa MOVED to return to regular session; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

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

11.1 Madden – Worker's Compensation

Alderman Finn MOVED to approve the permanent partial disability rating in the Heart and Hypertension case of Michael Madden as presented; SECONDED by Alderman Papa. A voice vote was taken and the MOTION PASSED 7 Yes, 1 No (Anglace).

11.2 City of Shelton v. McDonald – Tax Foreclosure

Alderman Finn MOVED to assign any and all tax liens due with regard to said parcel to Tracy Bike in the sum of \$10,000; SECONDED by Alderman Simonetti. A voice vote was taken and the MOTION PASSED 8-0.

ADJOURNMENT

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

The meeting adjourned at approximately 8:16 p.m.

Respectfully submitted,

Patricia M. Bruder, Clerk
Board of Aldermen

Date Submitted: _____

DATE APPROVED: _____ BY: _____

Mark A. Lauretti
Mayor, City of Shelton