

**AGENDA
REGULAR MEETING
BOARD OF MAYOR AND BURGESSES
JANUARY 2, 2018**

1. Mayor "Pete" Hess will call the regular meeting to order at _____ **p.m.**
2. Pledge of Allegiance to the flag.
3. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the minutes of the special meeting of **December 5, 2017**. Each member received a copy for review.
4. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the monthly reports of **December**. Each member received copies for review.
5. Motion by Burgess _____ to recess to Executive Session at _____ **p.m.** for discussion on the following: **Personnel** (Golf Course/Pro Shop Manager), **Real Estate** (Naugatuck Event Center, 176 North Main Street) and **Pending Litigation** inviting in _____.

Mayor Hess will reconvene the meeting at _____ **p.m.**

6. Discussion/possible action on matters emanating from Executive Session.
7. Motion by Burgess _____ that the Board of Mayor and Burgesses recess to the **Retirement Board** at _____ **p.m.**

Mayor Hess will reconvene the meeting at _____ **p.m.**

8. Public Comment – Open Topic
9. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the appointment of **Seth Bronko** (R), 73 Lewis Street, Naugatuck, CT 06770 as a regular member of the **Board of Finance**, filling the expired term of E. Fennell, term to expire July 1, 2020.
10. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the appointment of **Alexander Olbrys** (R), 40 Nicole Drive, Naugatuck, CT 06770 as a regular member of the **Board of Finance**, filling the unexpired term of S. Stirk, term to expire June 1, 2018.
11. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the appointment of **Visar Tasimi** (D), 23 High Ridge Road, Naugatuck, CT 06770 as an alternate member of the **Board of Finance**, filling the unexpired term of A. Campbell, term to expire June 1, 2018.

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12. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the reappointment of **Joseph Savarese** (D), 145 Union City Road, Naugatuck, CT 06770 as a regular member of the **Board of Finance**, term to expire July 1, 2020.
13. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the reappointment of **Christine Kuczenski** (D), 310 North Hoadley Street, Naugatuck, CT 06770 as a member of the **Board of Assessment Appeals**, term to expire January 1, 2021.
14. Motion by Burgess _____ that the Board of Mayor and Burgesses award the bid for the “**On Site Respiratory Clearance Examinations – Fire Department**” to Trinity Health of New England, St. Mary’s Hospital D/B/A Occupational Health Center, 1312 West Main Street, Waterbury, CT 06708 in the amount of **\$26,000**, locking in the price for three (3) years, and authorize Mayor Hess to execute all contracts and related documents as recommended by Fire Chief Ellen Murray.
15. Motion by Burgess _____ that the Board of Mayor and Burgesses waive the bid and award the “**Annual Glycol System Testing & Maintenance – Police Department**” to Cascade Water Services, Inc., 113 Bloomingdale Road, Hicksville, NY 11801 in the amount of **\$2,100** as recommended by Chief of Police Christopher Edson and to accept Cascade Water Services as an approved vendor for the coming calendar year.
16. Motion by Burgess _____ that the Board of Mayor and Burgesses waive the bid and award the “**Plumbing Repair to Cell #2 – Police Department**” to Cyrious Plumbing, 24 James Place, Wolcott, CT 06716 in the amount of **\$1,612.25** as recommended by Chief of Police Christopher Edson and to accept Cyrious Plumbing as an approved vendor for the coming calendar year.
17. Motion by Burgess _____ that the Board of Mayor and Burgesses authorize Mayor N. Warren "Pete" Hess to apply for a **State of Connecticut Department of Energy & Environmental Protection (DEEP) Microgrid** for the Borough of Naugatuck and further authorizes the mayor to submit the necessary responses to the DEEP Microgrid application as required by the State of Connecticut.
18. Motion by Burgess _____ that the Board of Mayor and Burgesses adopt **Ordinance #130 – Child Safety Zone, Section 13-13 in Article I, In General, Chapter 13, Offenses and Miscellaneous Provisions** hereby creating new **Sections 13-14 – 13-25 Reserved** of the Code of Ordinances of the Borough of Naugatuck, Connecticut, which reads as follows, as if read:

ORDINANCE # 130

Chapter 13, Offenses and Miscellaneous Provisions, Article I, In General, Section 13-13 Child Safety Zone of the Code of Ordinances of the Borough of Naugatuck, Connecticut is hereby to read as follows:

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Sec. 13-13. Child Safety Zone

(a) **Purpose.** Since the Borough of Naugatuck has a compelling interest in protecting children from the threat of sexual abuse from sex offenders, it is hereby resolved that, to preserve and promote the health, safety and general welfare of the children of the Borough of Naugatuck, it is in the common interest to enact reasonable regulations restricting sex offenders from entering Child Safety Zones.

(b) **Definitions.** As used in this chapter, the following terms shall have the meanings indicated:

Child Safety Zone

(1) Any park, school, playground, recreation center, event center, swimming pool or wading pool, gymnasium, sports field, trail, passive recreation area, open space parcel, or sports facility, which:

a. Is under the jurisdiction of any department, agency or authority of the Borough of Naugatuck, including, but not limited to, the Board of Education of the Borough of Naugatuck, the Park and Recreation Commission or the Conservation Commission.

b. Is leased by the Borough of Naugatuck to another person for the purpose of operating a park, school, playground, recreation center, event center, bathing beach, swimming pool or wading pool, gymnasium, sports field, trail, passive recreation area, open space parcel, or sports facility;

(2) “Child Safety Zone” includes any and all buildings, land, parking area or other improvements located on the same parcel on which each of the aforementioned facilities is located, but does not include any public street or public sidewalk located on the outside boundary of Child Safety Zones.

Sex Offender

(1) A person who has been convicted or found not guilty by reason of mental disease or defect of 1) a criminal offense against a victim who is a minor, 2) a nonviolent sexual offense, 3) a sexually violent offense, or 4) any felony that the court finds was committed for a “sexual purpose,” as those terms are defined in Subdivisions (2), (5), (11) and (12) of Section 54-250 of the Connecticut General Statutes, as amended, and who is required to register with the Commissioner of Public Safety pursuant to Section 54-251, 54-252, 54-253 or 54-254 of the Connecticut General Statutes, as amended; or

(2) A person who has been convicted or found not guilty by reason of mental disease or defect in any other state, in a federal or military court or in any foreign jurisdiction of any crime the essential elements of which are substantially the same as any of the crimes specified in Subdivision (2), (5), and (11) of Section 54-251 of the Connecticut Statutes, as amended, and which requires registration as a sexual offender in such other state or in the federal or military system, and who resides in this state on and after October 1, 1998.

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(c) Prohibited acts; exceptions.

(1) It shall be unlawful for a sex offender to be present in a Child Safety Zone.

(2) Exclusions. This prohibition shall not apply to the following:

- a. To any person whose name has been removed from the Connecticut Department of Public Safety's Sex Offender Registry or from the registry of any other state or in the federal or military system by act of a court or by expiration of the term.
- b. To any person entering into a facility in a child safety zone for the sole purpose of voting in any municipal, state or federal election or referendum, provided that the person leaves the facility immediately after voting.
- c. To the extent that the conduct prohibited by this chapter is in conflict with any sentence or order of probation or parole imposed upon a sex offender.
- d. To any person who enters a child safety zone for the purposes of dropping off or picking up his or her own child, provided that the person leaves the child safety zone immediately after dropping off or picking up his or her child.
- e. To any person who enters a child safety zone for the purpose of meeting with an adult, such as a teacher, administrator or nurse, to discuss his or her own child's medical, educational or general welfare, provided that the person leaves the child safety zone immediately after completing the meeting or discussion.
- f. To any person who is lawfully employed in a position that might require providing services within such child safety zone, as defined herein, for the purpose of providing such employment services. Said person may provide services in the scope of employment only at the discretion of such person's probation or parole officer or, if such person is not on probation or parole, at the discretion of the Chief of Police of the Borough of Naugatuck or its Resident State Trooper.

(d) Notice. The Chief of Police or his/her designee shall make reasonable efforts to provide prompt, actual written notice of the enactment of this article (which notice shall contain a copy of the article) to all persons who are listed on the Sex Offender Registry as of the effective date of this article as well as those persons who are added to the Sex Offender Registry thereafter, which persons' addresses (as shown on the Sex Offender Registry) are within the Borough of Naugatuck. Such notice requirement may be satisfied by the mailing of such notice by registered or certified mail, return receipt requested, to the last known address of such person as listed on the Sex Offender Registry or as otherwise known to the Chief of Police or his/her designee. The failure of any person to receive such actual written notice shall not be a defense to a violation of this chapter.

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(e) **Enforcement; penalties for offenses.**

- (1) If a police officer reasonably believes that a sex offender is in a Child Safety Zone in violation of this article, the officer shall require that the suspected sex offender to provide his/her name, address and telephone number. If it is established that the individual is a sex offender, then the officer may issue an infraction ticket to the offender and require the offender to leave the Child Safety Zone.
- (2) Any person in violation of this chapter shall be fined in the amount of \$250 for each violation or the maximum imposed by state statute.

(f) **Child Safety Zones.** Each Child Safety Zone may be identified by a sign conspicuously posted at the primary entrance to the Child Safety Zone and any building within the Child Safety Zone. In addition, the Borough of Naugatuck will make available a map outlining each Child Safety Zone in the Borough of Naugatuck and a document listing each Child Safety Zone at the Mayor's Office and the Borough of Naugatuck Police Department. All Child Safety Zones similar to the map mentioned above and the document listing each Child Safety Zone in Naugatuck will be placed on the Borough of Naugatuck web site for viewing.

(g) **Registry.**

- (1) The Borough of Naugatuck Police Department will maintain a sexual offender registration book of Borough of Naugatuck sexual offender registrants. It should be known as the "Borough of Naugatuck Sexual Offender Registry" (Registry).
- (2) The Borough of Naugatuck Sexual Offender Registry will be available for public view and shall be kept in the records area. Upon request by an individual present at the Borough of Naugatuck Police Department, the Registry shall be made available for viewing. The Borough of Naugatuck will not make copies of any part of the Registry; specific Registry information shall not be given out over the phone.
- (3) Although the Connecticut Department of Public Safety by Connecticut General Statute is responsible for maintaining the Sex Offender Registry, the Borough of Naugatuck Police Department will still be required to maintain a copy of the registration information for all registrants residing within its jurisdiction in the Borough of Naugatuck Sexual Offender Registry.
- (4) When a local registrant is released from the obligation to register, the Connecticut Department of Public Safety shall notify the Borough of Naugatuck Police Department that the person is no longer a registrant. The Borough of Naugatuck Police Department shall then remove and destroy all Registry information pertaining to the person and shall make no further disclosure of such information.

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(h) **Severability; effect on other provisions.** Any provision of this article held to be unconstitutional or superseded by state law or regulation shall not serve to invalidate the remaining unaffected provisions hereof. No provision of this article shall serve to validate any activity otherwise prohibited by state or local law or lawfully enacted zoning regulations.

19. Motion by Burgess _____ that the Board of Mayor and Burgesses designate the week of **January 22nd through January 26th** as “**Great Kindness Week**” in the Borough of Naugatuck.
20. Motion by Burgess _____ that the Board of Mayor and Burgesses adopt the following **DEMHS Blanket Resolution** as recommended by W. Francis Dambowsky, Director of Emergency Management and Homeland Security; as if read:

RESOLVED, that the Board of Mayor and Burgesses may enter into with and deliver to the State of Connecticut Department of Emergency Services and Public Protection, **Division of Emergency Management and Homeland Security** any and all documents which it deems to be necessary or appropriate; and

FURTHER RESOLVED, that N. Warren “Pete” Hess, as Mayor of the Borough of Naugatuck, is authorized and directed to execute and deliver any and all documents on behalf of the Naugatuck Board of Mayor and Burgesses and to do and perform all acts and things which he deems to be necessary or appropriate to carry out the terms of such documents, including, but not limited to, executing and delivering all agreements and documents contemplated by such documents.

ROLL CALL VOTE:

21. Motion by Burgess _____ that the Board of Mayor and Burgesses authorize Controller Allyson W. Bruce to refund the following tax refunds approved by Tax Collector James Goggin; as if read:

Albert Bros, Inc. **\$32.40**
P.O. Box 1310
Waterbury, CT 06721
2015-02-0030030 Overpaid

Aquino, Sheyla **\$274.65**
32 Maple Street, 1st Floor
Meriden, CT 06451
2015-03-0510870 Overpaid

Aquino, Sheyla **\$279.22**
32 Maple Street, 1st Floor
Meriden, CT 06451
2015-03-0510869 Overpaid

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Corelogic Tax Service **\$21.10**
P.O. Box 961009
Fort Worth, TX 76161
2015-01-0043500 Overpaid

Costello, Donna **\$43.25**
653 May Street
Naugatuck, CT 06770
2016-03-0055353 Overpaid

Dacruz, Erin M. or Carlos, Jr. **\$274.04**
74 Saddlehill Drive
Guilford, CT 06437
2013-03-0005679 Overpaid

Dempsey, Russell **\$26.75**
64 Hill Street
Naugatuck, CT 06770
2016-03-0056528 Overpaid

Diluggo, Deana **\$204.93**
6 Buckley Lane
Prospect, CT 06712
2016-03-0056835 Overpaid

Ean Holdings LLC **\$29.83**
8 Ella Grasso Turnpike
Windsor Locks, CT 06096
Attention: Bill Hokanson
2015-03-0517244 Overpaid

Ean Holdings LLC **\$39.48**
8 Ella Grasso Turnpike
Windsor Locks, CT 06096
Attention: Bill Hokanson
2015-03-0517251 Overpaid

Ean Holdings LLC **\$55.91**
8 Ella Grasso Turnpike
Windsor Locks, CT 06096
Attention: Bill Hokanson
2015-03-0517253 Overpaid

Ean Holdings LLC **\$66.38**
8 Ella Grasso Turnpike
Windsor Locks, CT 06096
Attention: Bill Hokanson
2015-03-0517246 Overpaid

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Ean Holdings LLC **\$162.61**
8 Ella Grasso Turnpike
Windsor Locks, CT 06096
Attention: Bill Hokanson
2015-03-0517277 Overpaid

Ean Holdings LLC **\$164.44**
8 Ella Grasso Turnpike
Windsor Locks, CT 06096
Attention: Bill Hokanson
2015-03-0517236 Overpaid

Ean Holdings LLC **\$243.46**
8 Ella Grasso Turnpike
Windsor Locks, CT 06096
Attention: Bill Hokanson
2015-03-0517218 Overpaid

Ean Holdings LLC **\$342.89**
8 Ella Grasso Turnpike
Windsor Locks, CT 06096
Attention: Bill Hokanson
2015-03-0517252 Overpaid

Ernsky, Peter **\$52.61**
56 Rockwell Avenue
Naugatuck, CT 06770
2016-03-0057667 Overpaid

Ford Credit Personal Property Tax **45.74**
P.O. Box 67000
Department 231601
Detroit, MI 48267-2316
2016-03-0053573 Overpaid

Ford Credit Personal Property Tax **\$45.74**
P.O. Box 67000
Department 231601
Detroit, MI 48267-2316
2016-03-0053494 Overpaid

Ford Credit Personal Property Tax **\$83.63**
P.O. Box 67000
Department 231601
Detroit, MI 48267-2316
2016-03-0053533 Overpaid

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Gonzalez, Julie **\$30.46**
83 Prospect Street
Naugatuck, CT 06770
2016-03-0059530 Overpaid

Grillo, Donna **\$243.22**
41 Locust Street
Naugatuck, CT 06770
2016-03-0059872 Overpaid

Gruskiewicz, Marjorie **\$34.54**
105 Deepwood Road
Naugatuck, CT 06770
2016-03-0059941 Overpaid

Hartshorn, Jean **\$37.36**
157 Beacon Manor Road
Naugatuck, CT 06770
2015-01-0044418 Overpaid

Heston, Joseph R. **\$175.01**
288 North Hoadley Street
Naugatuck, CT 06770
2016-03-0060674 Overpaid

Honda Lease Trust **\$135.05**
P.O. Box 7003
Holyoke, MA 01041
2016-03-0060999 Overpaid

Jambo, Brian **\$22.38**
33 Kent Street
Naugatuck, CT 06770
2015-03-0521448 Overpaid

Kassem, Abdallah **\$32.15**
5-4 Ridge Road
Naugatuck, CT 06770
2015-03-0522067 Overpaid

Kelley, Denise M. **\$224.22**
90 Fairview Avenue
Naugatuck, CT 06770
2016-03-0062382 Overpaid

Kenworthy, John or Linda **\$54.38**
128 Pepper Lane
Jensen Beach, FL 34957
2013-03-0012236 Overpaid

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Kernke, Enrico G. **\$31.84**
340 Spring Street
Naugatuck, CT 06770
2015-07-0045193 Overpaid

Kotomski, Joseph, Jr. **\$142.12**
39 Cadbury Place
Naugatuck, CT 06770
2016-03-0062773 Overpaid

Lami, James **\$28.20**
190 Birch Drive
Naugatuck, CT 06770
2015-01-0045534 Overpaid

MacFarland, Kyle **\$37.41**
151 Applewood Lane
Naugatuck, CT 06770
2013-04-0003039 Overpaid

Magaraci, Danielle **\$113.93**
39 Flintlock Road
Watertown, CT 06795
2014-04-0002909 Overpaid

Maziuk, Anthony and Estelle **\$64.79**
20 Sunburst Road
Naugatuck, CT 06770
2016-03-0065173 Overpaid

McGrath, Holly **\$6.00**
96 Timothy Road
Naugatuck, CT 06770
2014-03-0015280 Overpaid

Merchants Automotive GRO **\$119.51**
1278 Hooksett Road
Hooksett, NH 03106-1839
2016-03-0065635 Overpaid

Nathans Concrete LLC **\$27.04**
65 Autumn Ridge Road
Naugatuck, CT 06770
2016-03-0066728 Overpaid

NGoyi, Eric M. **\$75.85**
31 Madison Avenue
Waterbury, CT 06706
2016-03-0066923 Overpaid

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Nissan Infiniti LT **\$424.09**

P.O. Box 650214

Dallas, TX 75265-0214

Attention: Connecticut Refund

2016-03-0067049 Overpaid

Olmoz, Guadalupe P., Jr. **\$7.51**

150 Hilltop Road

Naugatuck, CT 06770

2016-03-0067672 Overpaid

Pietrantuono, Michael **\$25.37**

85 Graham Ridge Road

Naugatuck, CT 06770

2014-03-0018756 Overpaid

Pratte, Susan **\$233.10**

206 Andrew Avenue

Naugatuck, CT 06770

2016-03-0069175 Overpaid

Rippel, Janet **\$6.00**

1026 May Street

Naugatuck, CT 06770

2016-03-0070052 Overpaid

Sealy, Alethea **\$140.41**

150 School Street

Naugatuck, CT 06770

2016-03-0071762 Overpaid

Sholomicky, Alexander, III **\$27.89**

1200 Rubber Avenue Ext

Naugatuck, CT 06770

2014-03-0022225 Overpaid

Staples, Virginia **\$4.55**

68 Carriage Drive

Naugatuck, CT 06770

2015-04-0084767 Overpaid

Tavares, Esmeralda J. **\$6.44**

72 Brookside Avenue

Naugatuck, CT 06770

2016-03-0073454 Overpaid

Taylor, Donald and Adam **\$357.52**

38 Cotton Hollow Road

Naugatuck, CT 06770

2015-01-0049981 Overpaid

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Thibodeau, James A. and Lorraine **\$36.36**
173 Ruela Drive
Naugatuck, CT 06770
2015-01-0050054 Overpaid

Toyota Lease Trust **\$49.58**
2975 Breckinridge Blvd.
Duluth, GA 30096
2015-04-0084996 Overpaid

Tran, Henry **\$202.02**
156 Applewood Lane
Naugatuck, CT 06770
2016-03-0074145 Overpaid

Walsh, Robert **\$65.22**
461 North Spring Street Unit 2E
Naugatuck, CT 06770
2013-03-0025235 Overpaid

Wasbes, John R. **\$10.25**
429 City Hill Street
Naugatuck, CT 06770
2016-03-0075177 Overpaid

Wasbes, John R. **\$25.72**
429 City Hill Street
Naugatuck, CT 06770
2016-03-0075176 Overpaid

Wheels LT **\$134.68**
666 Garland Place
Des Plaines, IL 60016
2016-03-0075350 Overpaid

Yoder, Roy and Sharon **\$48.10**
8 Cotton Hollow Court
Naugatuck, CT 06770
2016-03-0075868 Overpaid

Yoder, Roy and Sharon **\$57.72**
8 Cotton Hollow Court
Naugatuck, CT 06770
2015-03-0535785 Overpaid

22. Public Comment – Agenda Items
23. Mayor and Burgess Comments
24. Motion by Burgess _____ to adjourn the meeting at _____ **p.m.**