

**MINUTES  
REGULAR MEETING  
BOARD OF MAYOR AND BURGESSES  
APRIL 2, 2013**

1. Mayor Robert A. Mezzo called the regular meeting to order at **6:31 p.m.** with the following in attendance:

**BURGESSES:**

T. K. Rossi	L. Jackson, absent
M. Bronko	R. Neth
R. Burns	R. San Angelo, arrived 6:35 p.m.
M. Ciacciarella	P. Scully, Sr.
C. Ernsky, arrived 6:35 p.m.	

**PRESS:**

A. Malik

**RESIDENTS:** Ten

**DEPARTMENT HEADS:**

S. Baummer, Recycling Coordinator  
W. Zirolli, Borough Engineer

**OTHERS:**

F. Khericha, Kaestle Boos  
R. Krzykowski, EDC  
L. Purcell, O&G

2. Mayor Mezzo led in the Pledge of Allegiance to the flag.
3. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses approve the minutes of the regular meeting of **March 5, 2013** and the special meetings of **March 11, 2013** and **March 25, 2013**. Each member received copies for review.
4. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Burns that the Board of Mayor and Burgesses approve the monthly reports of **March**. Each member received copies for review.
5. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully to recess to Executive Session at **6:32 p.m.** for discussion on the following: **Collective Bargaining** (Public Works Bargaining Unit). No one outside of the board was invited in.

Mayor Mezzo reconvened the meeting at **7:00 p.m.**

6. The following motion emanated from Executive Session.
- VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses authorize Mayor Mezzo to enter into a **memorandum of agreement between the Borough of Naugatuck and AFSCME Council 15 Local 1126**.

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

7. **Public Comment**  
The State of Connecticut is recognizing Gunntown Passive Park Nature Preserve as being on the National Freedom Trail Registry. Earth Day will be celebrated on April 22<sup>nd</sup>, 10:30 a.m. at town hall, honoring local educator Anthony Memoli. The event continues at Gunntown Passive Park Nature Preserve, 11:30 a.m. with speaker Carlos Nunes.
8. **Burgess Comments – Open Topic**  
**Burgess Scully** hoped everyone had a Happy Easter. He said enjoy life!  
**Deputy Mayor Rossi** thanked Salem School for inviting her to their *Read Across America* program. She congratulated the Naugatuck Education Foundation for a successful 5K Road Race. She went to the State Capitol with the Mayor to support a bill on EMS services. The Deputy Mayor congratulated Joe and Mary Connelly as the Irish Mayors for the Day. The ground breaking ceremony for the high school renovation project was today.
9. Mayor Mezzo reappointed **Lois Labriola**, 88 Timothy Road, Naugatuck, CT 06770 as a member of the **Day Care Board of Directors**, term to expire April 1, 2014.
10. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Burns that the Board of Mayor and Burgesses approve the appointment of **Aldo Pistarelli**, 41 Pleasant Avenue, Naugatuck, CT 06770 as the Finance Board member on the **Non Union Salary Review Board**.
11. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Burns that the Board of Mayor and Burgesses approve the appointment of **Kevin Hayden**, 180 Conrad Street, Naugatuck, CT 06770 as Local 1813 Representative on the **Board of Education and AFSCME Pension Board**, filling the vacancy of S. Poynton, indefinite term.
12. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Burns that the Board of Mayor and Burgesses approve the bid and authorize Mayor Mezzo to execute all contracts and related documents for the **“Electronics Recycling Services”** to Creative Recycling Systems LLC, 3110 Cherry Palm Drive, Suite 330, Tampa, FL 33619 **as per bid** as recommended by Sheila Baummer, Recycling and Solid Waste Coordinator and subject to borough attorney approval.
13. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Burns that the Board of Mayor and Burgesses authorize Mayor Robert Mezzo to enter into and apply for a **COPS Hiring Grant for a School Resource Officer** as recommended by Police Chief Christopher Edson.

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

14. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Neth that the Board of Mayor and Burgesses approve the bid and authorize Building Committee Chairman Robert Neth to execute all contracts and related documents for the **“Bid Package #1.07 – Roofing for the Naugatuck High School Renovate to New Project”** to Silktown Roofing Southern New England **in the amount of \$898,000** as recommended by the Naugatuck High School Building Committee.
15. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses approve the bid and authorize Building Committee Chairman Robert Neth to execute all contracts and related documents for the **“Bid Package #1.10 – Acoustical for the Naugatuck High School Renovate to New Project”** to N.T. Olivia, Inc. **in the amount of \$1,722,500** as recommended by the Naugatuck High School Building Committee.
16. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Burns that the Board of Mayor and Burgesses approve the bid and authorize Building Committee Chairman Robert Neth to execute all contracts and related documents for the **“Bid Package #1.11 – Flooring for the Naugatuck High School Renovate to New Project”** to Barall and Konover Floors, Inc. **in the amount of \$2,494,379** as recommended by the Naugatuck High School Building Committee.
17. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses approve the bid and authorize Building Committee Chairman Robert Neth to execute all contracts and related documents for the **“Bid Package #1.12 – Ceramic Tile for the Naugatuck High School Renovate to New Project”** to Atlantic Masonry Products **in the amount of \$645,073** as recommended by the Naugatuck High School Building Committee.
18. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses approve the bid and authorize Building Committee Chairman Robert Neth to execute all contracts and related documents for the **“Bid Package #1.13 – Painting for the Naugatuck High School Renovate to New Project”** to Professional Painting **in the amount of \$749,800** as recommended by the Naugatuck High School Building Committee.
19. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses approve the bid and authorize Building Committee Chairman Robert Neth to execute all

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

contracts and related documents for the “**Bid Package #1.14 – Food Service Equipment for the Naugatuck High School Renovate to New Project**” to The Warehouse Store Fixture Company **in the amount of \$238,958** as recommended by the Naugatuck High School Building Committee.

20. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses approve the RFP and authorize Mayor Mezzo to execute all contracts and related documents for the “**Survey of Andrew Mountain Open Space Property**” to LRC Group, John Wagenblatt, Principal, 160 West Street Suite E, Cromwell, CT 06416 in the amount of **\$12,100** as recommended by Borough Engineer Wayne Zirolli.
21. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses designate **April 6, 2013 as the 1<sup>st</sup> Town Wide National Walking Day** in the Borough of Naugatuck.
22. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Neth that the Board of Mayor and Burgesses join the Exchange Club of Naugatuck designating the month of **April 2013 as Blue Ribbon Month** in the Borough of Naugatuck promoting **Child Abuse Awareness and Prevention**.
23. Motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses hereby **repeal Ordinance #83, Chapter 2, Administration, Article IV, Officers and Employees, Division 2, Pension Plan for Certain Nonunion Employees, Sections 2-151 – 2-174** of the Code of Ordinances of the Borough of Naugatuck, Connecticut and **amend it to read as follows**, as if read:

**Ordinance #83, Chapter 2, Administration, Article IV, Officers and Employees, Division 2, Ordinance Creating Alternative Pension Plan and a Supplement Pension Plan for certain Nonunion Employees, Sections 2-151 – 2-174.**

**NOTE:** Upon passage of the revisions to Ordinance #83 set forth herein, all nonunion employees of the Employer, as defined in Section 2. A. below, hired on or after June 13, 2011, shall not be eligible for the benefits set forth in Ordinance #83, except for long term disability benefits under Section 10. All nonunion employees of the borough hired on or after June 13, 2011 will be entered into a Defined Contribution Pension Plan.

**Sec. 2-151. Purpose.**

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

The purpose of this ordinance is to create a pension plan for certain nonunion employees, as defined in Section 2 below, of the Borough of Naugatuck (hereinafter, “the Borough”), the Naugatuck Board of Education (hereinafter, “the Board of Education”), the Naugatuck Day Care, Inc. (hereinafter, “Day Care”) and the Naugatuck Human Resources Development Agency (hereinafter, “HRD”). Such pension plan shall be an alternative to the pension plan established by Special Laws 1949, Act 423 and to create a supplemental pension plan for certain former nonunion Borough and Board of Education employees in order to correct any deficiencies which may have occurred in granting increased pension benefits above those benefits contained in Special Laws 1949, Act 423 (hereinafter, “Act No. 423”).

**Sec. 2-152. Definitions.**

As used in this ordinance, the terms below are defined as follows:

- A. *Employer* when referenced collectively, shall mean the Borough, the Board of Education, Day Care, and/or HRD.
- B. *Employee(s)* shall mean any person hired prior to June 13, 2011, who is employed by the employer in a full-time nonunion position, excluding elected officials and borough employees with employment agreements and excluding certified nonunion employees of the Naugatuck Board of Education. For the purpose of this definition, a person is a full-time employee if he is regularly employed by the employer for at twenty (20) hours per week and twelve (12) months per year or for at least twenty-five (25) hours per week and ten (10) months per year.
- C. *Pension Board* shall mean the board herein created for the administration of the pension plan.
- D. *Pension Fund* shall mean the pension fund created by Special Laws 1949, Act 423 which is comprised of employer and employee pension contributions.
- E. *Final Average Earnings* shall mean the employee’s average annual base salary earned by the employee during his final three (3) years of employment. “Annual base salary” excludes overtime payments, payments made for accumulated sick leave, and any other form of additional compensation from the employer, except that, for employees who were participants and commenced contributions to the pension fund before September 1, 1988, final average earnings shall include, in the last year of employment, any payment made for accumulated sick leave.

- F. *Participants* shall mean an eligible employee who makes contributions to the pension fund as required by this ordinance.
- G. *Date of participation* shall mean the date on which an employee commences making contributions to the pension fund.

**Sec. 2-153. Pension board.**

- A. *Membership.* Members of the pension board shall be appointed by the Board of Mayor and Burgesses. Recommendations shall be made by the mayor. The pension board shall be comprised of one member from the Board of Mayor and Burgesses, one member from the Board of Finance, one member from the Board of Education, one nonunion employee and three electors from the Borough of Naugatuck who shall have special experience and knowledge in the area of pension and/or financial planning and administration. The chief financial officer of the borough and/or the chief personnel officer of the borough shall be advisory members of the pension board, ex officio, without vote.
- B. *Duties.* The pension board shall have the following duties and responsibilities with respect to the pension plans created by this ordinance:
  - i. The pension board, in conjunction with the retirement board created by Act No. 423, shall be the trustee of the pension fund and shall have full control and management thereof, with the power to invest the same in accordance with the laws governing the investment of trust funds.
  - ii. The pension board shall receive and act upon employee pension applications and shall employ such medical, clerical, actuarial and other services as may be necessary for the proper administration of the pension plan pursuant to this ordinance.
  - iii. As soon as possible after the enactment of this ordinance, the pension board shall have a pension trust agreement drawn to the effect the benefits outlined in this ordinance. Said pension trust agreement will prevail, after adoption, in deciding all benefit claims and all administrative procedures not outlined in this ordinance.
  - iv. The pension board shall provide each employee with an annual statement of pension contributions and projected pension benefits.
  - v. The pension board shall not have the authority to and is expressly prohibited from waving or altering in any fashion the requirements outlined in this ordinance.

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

**Sec. 2-154. Eligibility and participation.**

- A. Employees who meet the following criteria are eligible to become participants in the pension plan provided by this ordinance:
  - i. The employee meets the definition of “employee” set forth in Section 2 above.
  - ii. The employee is not covered by any other pension plan to which the employee’s specific employer (the Borough, the Board of Education, Day Care or HRD), contributes, except the Federal Social Security System.
  - iii. The employee makes contributions to the pension fund as required by this ordinance.
- B. Eligible employees employed on the date this ordinance is enacted may elect to participate in the pension plan established by Act No. 423 or may elect to participate in the pension plan established by this ordinance or may elect to participate in no pension plan. Such election must be within ninety (90) days of the enactment of this ordinance and shall be irrevocable thereafter. No credit for past service shall be granted, except to employees who were participants and who commenced contributions to the pension fund before September 1, 1988. Eligible employees hired on or after the date of this ordinance is enacted shall be required to become participants in the pension plan created by this ordinance and shall commence contributions as of their date of hire. Benefit rights under this ordinance are determined as of the employees’ date of participation.

**Sec. 2-155. Contributions.**

- A. Participants shall be required to contribute by payroll deduction the sum of four percent (4%) of their base pay, except that employees who were participants and who commenced contributions to the pension fund before September 1, 1988 shall be required to contribute by payroll deduction the sum of three percent (3%) of their base pay.
- B. The annual rate of interest credited to employee contributions returned to an employee leaving the pension plan shall be four percent (4%) on all contributions made prior to the date of this ordinance is enacted and five percent (5%) on all contributions made on or after the date of this ordinance is enacted.

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

- C. Pension contributions made to the pension fund before this ordinance is enacted by any employee who elects to participate in the pension plan created by this ordinance will, together with interest earned thereon, apply to fund years of past credited service for which said contributions were made.
- D. Employees shall not be allowed to buy back past service which occurred prior to their date of participation, except that participants, who commenced contributions to the pension fund and who were authorized to buy back past service under the terms of a prior arrangement approved by the Board of Mayor and Burgesses before September 1, 1988, may complete the buy back in accordance with its authorized terms.

**Sec. 2-156. Credited service.**

- A. Credited service means the years and months of continuous service the employee has rendered for the employer. Continuous service shall mean uninterrupted full-time employment, provided, however, that absence from employment for any reason, followed by reinstatement to active service within one year thereafter, shall not be considered as breaking the continuity of service. Credited service shall be measured in years and completed months, each such completed month being one-twelfth (1/12) of a year. Credited service shall include all service except:
  - i. Years of continuous service during which the employee did not perform at least twenty (20) or more hours of work per week for at least thirty-nine (39) weeks each year. The term “hours of work” as unused herein shall not include hours absence from work, except that the term “hours of work” shall include the following:
    - a. All hours during which the employee is actively performing work and is paid;
    - b. All hours during which the employee is receiving temporary total workers’ compensation benefits;
    - c. All hours during which the employee is receiving long-term disability benefits;
    - d. All hours during which the employee is paid for vacation and holidays.

Minutes – Board of Mayor and Burgesses – Regular Meeting – April 2, 2013

- ii. Years of service during which the employee did not make contributions to the pension fund, except that employees receiving workers' compensation benefits or long term disability benefits totaling less than seventy-five percent (75%) of pay at the time of disablement shall not be required to make contributions to the pension fund.
- B. Reemployed employees shall be considered new employees for the purposes of determining credited years of service under the plan, except that reemployed employees who have retained a vested interest in plan benefits shall retain the credited service which is vested. For the purpose of determining benefit rights under this ordinance, the last date of participation shall prevail.

**Sec. 2-157. Normal retirement.**

- A. *Normal retirement date.* An employee's normal retirement date shall be the first day of the month coincident with or next following the employee's sixtieth birthday and the completion of fifteen (15) years of service. Employees who become participants after the date this ordinance is enacted shall have an alternative normal retirement date which shall be the earlier of the first day of the month coincident with or next following:
- i. The employee's fifty-fifth (55<sup>th</sup>) birthday and the completion of thirty (30) years of service or
  - ii. The employee's sixtieth (60<sup>th</sup>) birthday and the completion of fifteen (15) years of service.
- B. *Normal retirement benefit.* The annual amount of normal retirement benefit payable to an employee who retires on his normal retirement date shall be equal to 1.75% of the employee's final average earnings multiplied by the employee's number of years of credited service.
- C. *Normal retirement benefit for employees who were participants and who commenced contributions to the pension plan before September 1, 1988.* Employees who were participants and who commenced contributions to the Pension Fund before September 1, 1988, shall be entitled to the following minimum normal retirement benefit:
- i. If the employee is age sixty (60) at retirement with fifteen (15) or more years of credited service but less than twenty (20) years of credited service, a minimum benefit of forty percent (40%).

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

- ii. If the employee is age sixty (60) at retirement with twenty (20) or more years of credited service, a minimum benefit of sixty percent (60%).

**Sec. 2-158. Early retirement.**

- A. *Early retirement date.* An employee who becomes a participant after the date this Ordinance is enacted may elect to receive an early retirement benefit, provided he has completed at least ten (10) years of service and is at least fifty-five (55) years of age. The early retirement date will be the first day of any month between the date the election is made and the employee's normal retirement date as specified by the employee in his election.
- B. *Early retirement benefit.* The annual amount of early retirement payable to an employee who retires on his early retirement date shall be equal to 1.75% of the employee's final average earnings multiplied by the employee's years of credited service and reduced by five percent (5%) for each year that early retirement precedes the employee's sixtieth birthday.

**Sec. 2-159. Late retirement.**

- A. *Late retirement date.* An employee's employment may continue after his normal retirement date. The late retirement date of any employee who is employed beyond his normal retirement date shall be the first day of the month coincident with or next following the employee's date of termination of employment.
- B. *Late retirement benefit.* The annual amount of late retirement benefit payable to an employee who retires on a late retirement date shall be equal to 1.75% of the employee's final average earnings multiplied by the employee's years of credited service.
- C. *Late retirement benefit for employees who were participants and who commenced contributions to the pension plan before September 1, 1988.* For employees who were participants and who commenced contributions to the pension fund before September 1, 1988, the late retirement benefit shall not be less than the minimum normal retirement benefit set forth in Section 7.C. (i.) and shall not be greater than the maximum normal retirement benefit set forth in Section 7.C.(ii.).

**Sec. 2-160. Benefits for disabled employees.**

Minutes – Board of Mayor and Burgesses – Regular Meeting – April 2, 2013

- A. *Long term disability benefit.* The Borough, the Board of Education, Day Care and HRD, each on their own, shall establish an insured or self-insured long term disability benefit program which provides a disability benefit equal to fifty percent (50%) of the employee's covered earnings to a maximum of \$ 5,000 per month.
- B. *Eligibility for long term disability benefits.* In order to receive long term disability benefits, an employee must meet the specific definition of disability, the eligibility provisions, the qualifying provisions and any and all other qualifying terms and conditions set forth in the applicable long term disability plan in effect at the time of his/her disability.
- C. *Termination of long term disability benefit.* The long term disability benefit shall be terminated upon the occurrence any of the disqualifying events set forth in the applicable Long Term Disability Plan of the Borough, the Board of Education, Day Care and HRD.
- D. *Retirement benefit.* An employee, who is receiving a long term disability benefit or workers' compensation benefits upon reaching his normal retirement date, shall apply for and receive his normal retirement benefit. The employee's final average shall be calculated as of the date of disability. Years of credited service shall include such years accrued prior to the date of disability and during the period the employee received a long term disability benefit or temporary total workers' compensation benefits. For employees who were participants and who commenced contributions to the pension fund before September 1, 1988, and who reach normal retirement date while disabled and for employees whose disability arose out of or in the course of employment, the minimum benefit at normal retirement shall be fifty percent (50%) of final average earnings as of the date of disability.

**Sec. 2-161. Vesting, termination of employment and return of contributions.**

- A. An employee who terminates his employment with ten (10) or more years of credited service prior to his normal or early retirement date and who does not elect a refund of his contributions with interest credited thereon shall be vested in his accrued pension benefit payable at his normal retirement date.
- B. An employee who is vested on his date of termination and who elects the refund of his contributions with interest credited thereon shall forfeit all rights to benefits under the plan. Such an election may be made any time prior to the employee's normal, early, or actual retirement date.

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

- C. An employee who terminates employment with less than ten (10) years of credited service shall forfeit all rights to benefits under the plan except for return of his contributions with interest credited thereon.
- D. Reduced early retirement benefits are available to terminated vested employees who have reached the age of fifty-five (55) and who became participants after the date of this ordinance is enacted.
- E. Employees who were participants and who commenced making contribution to the pension fund before September 1, 1988, who terminate employment prior to age (60) and meet the requirements for vesting and retention of contributions stated herein shall, at age (60), be paid a pension benefit equal to two percent of final average earnings multiplied by number of years of credited service.

**Sec. 2-162. Death benefits.**

- A. *Preretirement death benefit.* If an employee with vested accrued benefit dies before the earlier of his normal retirement date or his actual retirement date or if a terminated employee with a vested accrued benefit dies subsequent to his date of termination and prior to the earlier of his normal retirement date or his actual retirement date, fifty percent (50%) of his accrued pension benefit shall be payable to his spouse until the spouse's remarriage or death. If the spouse has died, the benefit shall be payable to the employee's minor children until they reach the age of eighteen (18), provided, however, for children who are legally dependent adults, there shall be no age limit.
- B. *Postretirement surviving spouse benefit.* Fifty percent (50%) of the pension benefit being received by a retired employee shall be continued to his spouse upon his death provided the spouse of the employee is married to the employee and named at the time the employee retires. This benefit shall be payable to the spouse until her remarriage or death.
- C. *Death benefit for employees who were participants and who commenced contributions to the pension fund before September 1, 1988.* Upon death, while actively employed or after retirement, fifty percent (50%) of the pension benefit payable at the date of death shall be paid to the surviving spouse until death or remarriage. In the event there is no surviving spouse, said amount shall be payable to the decedent's minor dependent children with twenty-five percent (25%) of the pension benefit payable for one child, thirty-seven and one-half percent (37-1/2%) of the pension benefit payable for two (2) children and fifty

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

percent (50%) of the pension benefit payable for three or more. If there is no surviving spouse or dependent children, fifty percent (50%) of the pension benefit shall be paid to the decedent's dependent parents or parent.

- D. In the event the employee contributions made by the decedent exceed the benefit payments made to his and/or his survivors, the difference shall be paid to the appropriate beneficiary in a lump sum.

**Sec. 2-163. Non-Union employees who were previously participants in union pension plans.**

- A. Any employee who, without a break in service, becomes a nonunion employee entitled to participate in the pension plan created by this ordinance and is, prior to that time, a participant in a pension plan established between the employer and a collective bargaining unit may elect to continue to participate under the terms of the bargaining unit pension plan. Said election must be made at the time the employee accepts the nonunion position and shall be irrevocable thereafter.

**Sec. 2-164. Relationship to Special Laws 1949, Act No. 423.**

- A. The pension plan established by Act No. 423 and the pension plan established by ordinance are mutually exclusive, that is, no provision of one shall apply to the other.

**Sec. 2-165. Supplemental pension.**

The following supplement pensions shall be awarded as of the retirement date of each individual entitled to receive a pension pursuant to this section.

- A. In exchange for contributions made during the course of her employment, Rebecca Schoeck shall receive the pension benefit provided in Act No. 423 plus a supplemental benefit which, when added to the benefit provided in Act No. 423, equals sixty percent (60%) of her average salary for the last three years of her employment with the Naugatuck Board of Education.

**Sec. 2-166. Savings clause.**

If any section or part of this ordinance is declared invalid by a court of competent jurisdiction, said invalidity shall not affect the balance of this ordinance.

**Sec. 2-167 – 2-174 Reserved.**

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

**ROLL CALL VOTE:**

**FOR:**

Mayor Mezzo  
T. K. Rossi  
M. Bronko  
R. Burns  
M. Ciacciarella

C. Ernsky  
R. Neth  
R. San Angelo  
P. Scully, Sr.

**OPPOSE:**

None

**ABSTAIN**

None

**Motion carried 9-0-0**

24. Motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses **move existing Division 3, Traffic Safety Patrol, Sections 2-175 – 2-178** in Chapter 2, Administration, Article IV, Officers and Employees and **redesignate as Article VI, Traffic Safety Patrol, Sections 18-134 – 18-137 in Chapter 18, Traffic and Motor Vehicles.**

**ROLL CALL VOTE:**

**FOR:**

Mayor Mezzo  
T. K. Rossi  
M. Bronko  
R. Burns  
M. Ciacciarella

C. Ernsky  
R. Neth  
R. San Angelo  
P. Scully, Sr.

**OPPOSE:**

None

**ABSTAIN**

None

**Motion carried 9-0-0**

25. Motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses adopt **Ordinance #124, Ordinance Creating Standards for Full-time Elected Officials** hereby creating a new **Division 3, Ordinance Creating Standards for Full-time Elected Officials in Chapter 2, Administration, Article IV, Officers and Employees** of the Code of Ordinances of the Borough of Naugatuck, Connecticut and **it reads as follows**, as if read:

**Ordinance #124  
Ordinance Creating Standards for Full-time Elected Officials**

**Sec. 2-175. Purpose.**

The purpose of this ordinance is to clarify the benefits for full-time elected officials of the Borough of Naugatuck, Connecticut (i.e. - the mayor, the town clerk and the tax collector).

**Sec. 2-176. Yearly compensation.**

Full-time elected officials, as exempt employees under the Fair Labor Standards Act, will be paid an annual salary, as set forth by the Non-Union Salary Review Board and approved by the Joint Boards of Mayor and Burgesses and Board of Finance.

**Sec. 2-177. Work year.**

In order to be available to the public, full-time elected officials are expected to report to work fifty-two (52) weeks per year. Such individuals may, however, take, on an annual basis, up to twenty (20) days of paid time off (“PTO”). Such PTO days shall not be considered either an accrued benefit or cumulative from year-to-year.

Full-time elected officials shall not be eligible for compensatory time.

**Sec. 2-178. Medical coverage.**

Full-time elected officials are eligible to participate in the Borough Group Medical Plan with premium share contributions set forth on an annual basis by the Board of Mayor and Burgesses. Should a full-time elected official voluntarily elect to waive said participation in the Borough Group Medical Plan, he/she may be eligible for waiver reimbursement as set forth by the Board of Mayor and Burgesses.

Upon either separation from employment or at the end of an elected term, full-time elected officials may be eligible to continue coverage under the provisions of the Consolidated Omnibus Budget Reconciliation Act (“COBRA”), in accordance with applicable federal and state laws and regulations.

**Sec. 2-179. Defined contribution plan.**

Full-time elected officials are eligible to participate in the Naugatuck Defined Contribution Non-Union Program. Eligible participants may contribute the maximum amount as outlined in federal regulations each year. The borough may make a discretionary matching contribution of a percentage as approved by the Board of Mayor and Burgesses.

**ROLL CALL VOTE:**

**FOR:**

T. K. Rossi  
M. Bronko  
R. Burns  
M. Ciacciarella  
C. Ernsky  
R. Neth  
R. San Angelo  
P. Scully, Sr.

**OPPOSE:**

None

**ABSTAIN**

Mayor Mezzo

**Motion carried 8-0-1**

26. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully that the Board of Mayor and Burgesses authorize Controller Wayne McAllister to refund the following tax refunds approved by Tax Collector James Goggin; as if read:

Ayoub, Paul DBA Paul Pastries Dist. LLC **\$102.66**  
65 Village Circle  
Naugatuck, CT 06770  
2011-01-1107 C/C 2334 Totaled 03/12

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

Bigica, Michael and Annette **\$78.61**  
46 Hilltop Road  
Naugatuck, CT 06770  
2011-03-45818 Overpaid Real

Boston National Title **\$19.76**  
129 W Trade Street 9<sup>th</sup> FL  
Charlotte, NC 28202  
2011-03-49150

Botelho, Cheryl **\$18.52**  
108 Clark Road #46  
Naugatuck, CT 06770  
2011-03-41066 Overpaid Real

Chang, Nora **\$58.04**  
27 Fieldstone Terrace  
Naugatuck, CT 06770  
2011-1-4154 C/C 2311 Plate Rec. 05/12

Chase Auto Finance Corp **\$372.74**  
P.O. Box 901098  
Fort Worth, TX 76101  
2011-01-4205 C/C 1657 sold 12/11 VIN# JF2SH63649H745340

Cuevas, Vanessa **\$47.54**  
353 Schraffts Drive Apt 102  
Waterbury, CT 06705-3328  
Overpaid MV 11-1-5500

Dabrowski, Joseph **\$3.69**  
19 West Hill Terrace  
Naugatuck, CT 06770  
2011-03-42417 Overpaid Real

Donofrio, Curt **\$28.19**  
139 ½ Lewis Street B1  
Naugatuck, CT 06770  
2011-01-26506 C/C 2418 Plate Rec. 02/12

Jones, Dennis or Kim **\$45.53**  
167 Phoenix Avenue  
Naugatuck, CT 06770  
2008-01-12010 Overpaid MV

Kulmann, Andrew **\$86.66**  
282 Johnson Street  
Naugatuck, CT 06770  
2011-02-5257 C/C 2337 RE 10/11

Minutes – Board of Mayor and Burgesses – Regular Meeting – April 2, 2013

Laubfest LLC **\$79.60**  
772 Prospect Street  
Naugatuck, CT 06770  
2011-03-45551 Overpaid Real

Martin, Jimmy and Daunis, Pamela **\$2.15**  
401 Horton Hill Road  
Naugatuck, CT 06770  
2011-03-46255 Overpaid Real

Naugatuck Savings Bank **\$1,908.83**  
251 Church Street  
Naugatuck, CT 06770  
Attention: Susan Pronovost  
2011-03-42406 Overpaid On Real Cyr, Robert 25 Golden Hill Street

Notaro, Anthony **\$673.08**  
34 Apple Blossom Drive  
Naugatuck, CT 06770  
2011-07-788024 C/C 2404 Improvements added before 2011 GL done

P&R Property MGT **\$3.00**  
55 Cherry Street  
Naugatuck, CT 06770  
2011-03-47601 Overpaid Real 44 Arch Street

Pollak, Joseph **\$448.28**  
94 Anna Avenue  
Waterbury, CT 06708  
2010-01-19378 C/C 2427 Wtby. Res  
2011-01-19038 C/C 2429 Wtby. Res

Ryder Truck Rental Inc. **\$546.53**  
99 Murphy Road  
Hartford, CT 06114  
2011-01-20975 C/C 2345 Sold 11/11 VIN# 1FVHCYDAX6HW40548

Ryder Truck Rental Inc. **\$1,451.36**  
99 Murphy Road  
Hartford, CT 06114  
2011-01-20984 C/C 2347 Sold 05/12 VIN# 5PVNV8JV072550479  
2011-01-21003 C/C 2348 Sold 05/12 VIN# 5PVN38JT762S50508  
2011-01-20976 C/C 2349 Sold 03/12 VIN# 1FVACXDC46HW51350  
2011-01-21000 C/C 2350 Sold 01/12 VIN# 1GDE5C1918F416312  
2011-01-20996 C/C 2351 Sold 05/12 VIN# 1FUJA6CK86DX25308

Ryder Truck Rental Inc. **\$1,574.17**  
99 Murphy Road  
Hartford, CT 06114  
2011-01-20994 C/C 2353 Sold 05/12 VIN# 1FUJA6CK46DX25306  
2011-01-20995 C/C 2352 Sold 05/12 VIN# 1FUJA6CK66DX25307  
2011-01-20974 C/C 2354 Sold Prior To GL 1FVACXDC16HVC69592  
2011-01-20999 C/C 2346 Sold 04/12 VIN# 11VA813E86A000380

Minutes – Board of Mayor and Burgesses – Regular Meeting – April 2, 2013

Sanchez, Samuel **\$212.03**  
104 Highridge Road  
Naugatuck, CT 06770  
2011-01-21212 C/C 2295 Apply Vets  
2011-01-21197 C/C 2296 Apply Vets

Thompson, Craig or Andrea **\$150.67**  
40 Damson Lane  
Naugatuck, CT 06770  
2011-01-24069 C/C 2307 Traded 04/12

Toyota Lease Trust **\$352.31**  
260 Interstate NC 12F  
Atlanta, GA 30339  
2011-02-4745 Overpayment on MV Veterans Exp. Kovach, Ruth VIN# 2TIBU4EE7BC705802

Trombetta, Debra **\$5.13**  
66-3 Lantern Park  
Naugatuck, CT 06770  
2011-02-5330 C/C 2389 Junked 06/12

Vaccaro, Matthew **\$198.00**  
39 Mistywood Lane  
Naugatuck, CT 06770  
2011-03-50360 Overpaid Real

Ward, Garry or Donna **\$120.72**  
130 Phoenix Avenue  
Naugatuck, CT 06770  
2011-01-25365 Overpaid MV

Wells Fargo Tax Service LLC **\$2,300.02**  
Attention Financial Support  
P.O. Box 14506  
Des Moines, IA 50306  
2011-03-42681 Overpaid Real Thomas Deller 272 Park Ave.

Wells Fargo Tax Service LLC **\$2,882.12**  
Attention Financial Support  
P.O. Box 14506  
Des Moines, IA 50306  
2011-03-46812 Overpaid Real Bernard Mondrone 233 Bluebird Dr.

27. Public Comment  
A Girl Scout in attendance at the meeting thanked the board for their hard work keeping Naugatuck safe.
28. Burgess Comments/Sub-Committee Reports  
**Burgess Neth** asked the Mayor to find out if a new owner of a company that was sold and bought in town can do business with the borough with the bid awarded to the previous owner.

Minutes – Board of Mayor and Burgesses  
Regular Meeting – April 2, 2013

**Deputy Mayor Rossi** welcomed the Girls Scouts to the meeting. She thanked the parents and Girl Scout Leaders for their involvement in the program with the girls. She believes it's a great program. The Fire Department responded to 85 incidents in February. The fire chief will come before the board to ask that money be allocated for the necessary repairs to the fire department building. New telephone systems will be installed in both fire stations. The Police Department gave the Fire Department training on evidence preservation. The Deputy Mayor reported that Prospect Street School is on the market for \$900,000.

**Burgess Burns** said he has been receiving complaints that the lights on the fields are still lit at one in the morning.

29. **VOTED:** Unanimously on a motion by Deputy Mayor Rossi and seconded by Burgess Scully to adjourn the meeting at **7:50 p.m.**

**A digital recording of this meeting is available in the office of the Borough Clerk for further review.**

**Attest:**

\_\_\_\_\_  
Nancy K. DiMeo  
Borough Clerk

cc: Mayor/Burgesses/Controller/Administrative Assistant/File