

**MINUTES OF THE REGULAR MONTHLY MEETING OF THE TOWN OF FAIRFIELD
MARCH 28, 2011**

The Regular Monthly Meeting of the Town of Fairfield was held on Monday, March 28, 2011, at Osborn Hill Elementary School, Fairfield, Connecticut.

The meeting was called to order at 8:00 P.M. by Moderator Jeff Steele.

PRESENT: 42 ABSENT: 7 VACANCY: 1

PRESENT: Becker, Challinor, Herley, Richmond, Sundman, Ambrose, Harrison, Steele, Bateson, Conley, Ference, McCullough, Santalesa, DeMartino, Hug, Palmer, Gall, Garskof, McAleese, Smey, Stamler, Brogan, DeSanctis, Dyer, Marmion, Vahey, Hochberg, Hoffkins, Llewellyn, Lynch, Schwartz, Braun, Hoffmann, McCarthy, Dillon, Felner, McGinty, Millington, Cafferelli, Farnen, Mears, Way

ABSENT: Stewart, Varian, R. Parker, S. Parker, Takami, Mirabile, Rubino

VACANCY: for Kelly

Hal Schwartz, District 7, introduced Jennifer Hochberg, who was elected to fill the vacancy created by the resignation of David Cullen.

ITEM NO. 1 ON CALL: PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE

The Moderator introduced Town Clerk Betsy Browne and Asst. Town Clerk Ann Roche to lead the Body in the Pledge of Allegiance and Moment of Silence. The Moderator asked those present to keep in their thoughts the victims of the earthquake and tsunami in Japan.

ITEM NO. 2 ON CALL: TO CONSIDER AND ACT UPON THE MINUTES OF THE REGULAR MEETING HELD ON FEBRUARY 28, 2011

Upon motion made, duly seconded and carried with one abstention (Hochberg), the minutes of the previous meeting were approved as distributed.

ITEM NO. 3 ON CALL: PRESENTATION BY SUPERINTENDENT OF SCHOOLS DAVID G. TITLE, ON HIS INITIAL RESPONSE TO THE OPERATIONAL AUDIT OF THE FAIRFIELD PUBLIC SCHOOLS

Dr. Title summarized his March 8, 2011 report to the Board of Education (see report; BOE minutes).

ITEM NO. 4 ON CALL: APPOINTMENT OF VIRGINIA M. CASEY TO THE SOLID WASTE AND RECYCLING COMMISSION

The Moderator moved this item as distributed with the Call, duly seconded. Ms. Casey was present.

**See Committee Reports Attached Hereto

VOTE: The resolution to appoint Virginia Casey to the Solid Waste & Recycling Commission was approved by unanimous voice vote.

MOTION: Jamie Millington, District 9, moved to take Item 6 out of order in order to be considered next on the agenda, duly seconded.

VOTE: The motion to take item 6 out of order was approved with 33 in favor, 8 opposed (Gall, Garskof, McAleese, Smey, Stamler, Brogan, Dyer, Vahey).

ITEM NO. 6 ON CALL: TO HEAR AND CONSIDER, FOR THE FIRST TIME, AMENDMENTS TO THE RECYCLING AND SOLID WASTE ORDINANCE

The Moderator moved this item as distributed with the Call, duly seconded.

**See Committee Reports Attached Hereto

Jamie Millington, District 9, reported that Kevin Hoffkins, District 7 and Chris McAleese, District 5, should be added as sponsors to the ordinance amendment.

MOTION: Mr. Millington moved to amend the proposed ordinance by adding the words, "in the form of glass, plastic and aluminum," after the word "recyclables," in Section C, duly seconded.

VOTE: The motion to amend the proposed ordinance amendment as stated above was approved by unanimous voice vote.

Mr. Millington thanked the co-sponsors and Solid Waste and Recycling Director Mike Zembruski for their assistance.

Ann Stamler, District 5, asked how the bin size specified in the ordinance was arrived at.

Mr. Millington stated that it was the most cost-effective commercial grade size available.

Elizabeth Hoffmann, District 8, asked how we can ensure the business owners will not dump the recycle bins into their dumpsters.

Mr. Millington replied that the ordinance is enforceable by the police or the chief elected official could designate a person.

Mary McCullough, District 3, questioned whether the "point of purchase" terminology was ambivalent. She said that if a person pays cash the point of purchase is inside, rather than at the pump.

Kevin Hoffkins, District 7, said that it may be interpreted that a bin must be placed inside but the point is to have the bins near the pumps. He did not feel it necessary to amend the language.

Carolyn Richmond, District 1, asked about the added expense to business owners to implement this law.

Mr. Millington said that Rep. Hug had done some research. Business owners would rather not have to deal with the increased cost but he pointed out that the gas companies are all on TV talking about saving the environment. This would be a small up-front cost, and they would be doing the right thing environmentally.

Selectman Sherri Steeneck asked if all of the gas station owners in Town were given input on the proposed ordinance amendment.

Mr. Millington said no, but pointed out that there is a relatively small cost involved.

First Selectman Ken Flatto suggested that the ordinance be held off for a few months to see what changes are coming from the state legislature and to receive input from the SWR Commission.

Mr. Millington said that he had gotten input from Recycling Director Mike Zembruski and Commissioner Sheila Sullivan and he has not heard of any objections.

SWR Commissioner Sheila Sullivan said that the new state law is vague and calls for recycling bins to be placed in public gathering areas. This amendment would specify a location for recycling bins, and she supports it.

SWR Chairman Sharon Pistilli also spoke in favor of the amendment.

David DeLuca, owner of Mobil On the Run and the Stratfield Service Station, said that the focus should be placed on Stop and Shop and other large shopping centers where people dump, and that this ordinance would be a burden to him.

Nancy DeLuca, co-owner of Mobil On the Run, said that the bin would not work with the spacing on the pump island. She asked that she be involved in the ordinance process.

SWR Director Mike Zembruski pointed out that state legislation taking effect in October would cover Stop and Shop.

MOTION: Hal Schwartz, District 7, moved to postpone this item until May 23 so that the Solid Waste and Recycling Commission can meet with owners in order to put forth a better amendment. The Moderator called the motion out of order.

Patti Dyer, District 6, said that she agreed with Mr. Schwartz and said that the amendment seems to have been pushed through rapidly.

In accordance with Rule 32 of the Rules to Regulate, this item shall stand over for one meeting.

ITEM NO. 5 ON CALL: RESOLVED, THAT THE BOND RESOLUTION ENTITLED, ðA RESOLUTION APPROPRIATING \$2,610,000 FOR THE COSTS OF CERTAIN CAPITAL PROJECTS AND AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION,ö CONSISTING OF THREE PAGES, BE, AND HEREBY IS, APPROVED

The Moderator moved this item as distributed with the Call, duly seconded.

**See Committee Reports Attached Hereto

MOTION: Peter Ambrose, District 2, moved to divide the 13 items listed in the bonding resolution package, duly seconded and carried unanimously.

1. Dwight Elementary School, replace two boilers.

MOTION: Mr. Ambrose moved to amend the resolution by deleting the \$280,000 requested for this project, duly seconded.

Mr. Ambrose explained that he supports the project but that it can be postponed. The boilers are currently functioning and it is not necessary to replace them at this time.

Mr. Hoffkins asked how old the boilers are and why they are being replaced now. He asked what the recommended lifespan is.

Director of Operations Tom Cullen said that the boilers were installed in 1962 and there are issues with getting replacement parts and energy efficiency. He said that new boilers have a ten year warranty but he does not know the life expectancy of the current boilers.

Mr. Hoffkins said that nothing lasts forever and we must replace things that are old. To replace them later in an emergency situation would cost more and he urged that this project be approved now.

Superintendent of Schools David Title said that the recommendation came from the Board of Education, to the Board of Selectman and through the Town Facilities Commission, who all recommended this project. He urged approval.

Board of Ed Chairman John Mitola stressed that this is a genuine need and if this is postponed now, it will cost more to replace them in the long run.

Board of Ed Vice-Chairman Pam Iacono said that she understands the RTM's need to make cuts. Previously the Riverfield boilers were not replaced in a timely fashion and they blew up. She said it costs more to replace items in an emergency situation.

Cristin McCarthy Vahey, District 6, asked what effect not approving this item would have on the boiler replacement program.

First Selectman Flatto said that there would be immediate savings in energy costs when the boilers are replaced. He said that some items on the bond list are not critical but that the boilers must be replaced. This is a central, obvious maintenance item.

Ms. Stamler said that maintenance of this kind is vital and she does not support postponing it.

Mr. Schwartz asked for a rough figure of emergency replacement of this item.

Ms. Dyer said that the Board of Education has given us replacement plans in compliance with what we asked for. She urged a no vote on the motion.

Mr. Cullen said that the next school on the list for boiler replacement is North Stratfield, with boilers from 1964. The cost for emergency replacement of boilers was \$89,000 for Ludlowe High School, and \$153,260 at Riverfield which included asbestos abatement. He does not know what the energy efficiency savings would be.

Joe DeMartino, District 4, said that he is not opposed to replacing the boilers but that the taxpayers in town need a voice. This can be postponed for a year.

Ms. Vahey said that nobody wants to raise taxes but that we should maintain a maintenance cycle. This will save taxpayers money over the years.

Kathy Braun, District 8, spoke in support of the amendment. The cost for replacing boilers in an emergency situation is less than the amount being requested. We cannot afford to do this now.

Sheila Marmion, District 6, said that the cost of emergency replacement is not the only consideration. It would be a disruption to the students and teachers.

MOTION: Alexis Harrison, District 2, moved the question, duly seconded and carried with 34 in favor, 8 opposed (Becker, Richmond, Conley, Palmer, Garskof, Vahey, Schwartz, Mears).

VOTE: The motion to reduce the bond resolution by \$280,000, representing the cost of boiler replacement at Dwight School, was approved with 25 in favor, 17 opposed.

IN FAVOR: Becker, Challinor, Herley, Sundman, Ambrose, Harrison, Ference, Santalesa, DeMartino, Hug, Palmer, DeSanctis, Llewellyn, Lynch, Braun, Hoffmann, McCarthy, Dillon, Felner, McGinty, Millington, Cafferelli, Farnen, Mears, Way

OPPOSED: Richmond, Steele, Bateson, Conley, McCullough, Gall, Garskof, McAleese, Smey, Stamler, Brogan, Dyer, Marmion, Vahey, Hochberg, Hoffkins, Schwartz

2. Jennings Elementary School, replace student bathrooms.

MOTION: Tom McCarthy, District 8, moved to amend the resolution by deleting the \$250,000 requested for this project, duly seconded.

Mr. McCarthy explained that a total renovation is not called for. He acknowledged that the sinks need to be shored up but that would not cost a quarter of a million dollars.

BOE Chairman Mitola said that the work is necessary and it would be worse next year.

Ms. Christine Prisani, Beth Drive, said that the bathrooms are 40 years old and making a small repair would not be possible. They are not ADA compliant.

BOE Vice-Chairman Iacono said that Jennings is worse than Dwight, which had been turned down last year. She said she understands the need to be fiscally responsible but this is a simple request. The bathrooms should be made ADA compliant.

Ms. Marmion asked what percentage of students with special needs attend Jennings School.

Dr. Title said that most schools have ten percent special needs students but Jennings has the SEC program for autism so that the percentage is higher there.

Ms. McCullough said that she went and looked at the bathrooms and said that they looked wonderful which is a credit to the maintenance but she is concerned about safety, and she does not support the cut.

Ms. Stamler asked what the estimate would be for a partial renovation.

Mr. Cullen said that Jennings contained all the original fixtures from 1967. It was determined that only the bathrooms can be fixed at this time and that the sinks in the rooms would have to be done later. He does not have the cost to only do two bathrooms.

Mr. Hoffkins said that he is hearing about the concern for the taxpayers. He is concerned that taxpayers are getting a good value for their dollars and their children need to be safe.

David Becker, District 1, said that there are various reasons some members are opposed to this item. Tonight is the first time the ADA-compliance issue has been raised. During committee meetings only the

disrepair of the bathrooms was discussed. The ADA issue was brought in this late and he suggested pushing this request to another date so that the issue can be investigated.

Ms. Richmond said she does not support deleting the item but would support reducing the amount of the request in order to deal with the safety issues.

Michael Mears, District 10, said that the bathroom maintenance has been very good and he would support a partial reduction of the request. There is no plan on what is going to be done.

Josh Garskof, District 5, said that this project was vetted by the Town Facilities Commission, who are experts, and they approved this number.

Ms. Braun spoke in favor of the motion. We do not have the information with a site-specific plan, so we do not know if the numbers are valid.

First Selectman Flatto pointed out that this bond resolution would have no impact on this year's mil rate. Interest rates are the lowest they can be. He urged the Body fund at least a half to two-thirds of the request.

Ms. Vahey asked for a comparison cost to other bathroom renovation projects.

Mr. Cullen said that recently the Sherman bathrooms were \$197,000; Stratfield was \$246,000; Holland Hill was \$245,000 and Riverfield was \$147,000.

Ms. Vahey asked what current ADA facilities are available.

Mr. Cullen said that there is a single-use ADA bathroom in the school.

Ms. Vahey said she does not support cutting the entire amount from the request.

Mr. McCarthy said that the sinks must be addressed immediately. However, he would not bond funds to fix sinks. It does not cost a quarter of a million dollars to fix sinks. He is not prepared to vote for this item now and that he believes it is a maintenance item.

VOTE: The motion to reduce the bond resolution by \$250,000 for replacing student bathrooms at Jennings School failed with 20 in favor, 22 opposed.

IN FAVOR: Becker, Challinor, Sundman, Harrison, Bateson, Ference, Santalesa, DeMartino, Hug, Palmer, DeSanctis, Llewellyn, Lynch, Braun, Hoffmann, McCarthy, Felner, McGinty, Millington, Cafferelli

OPPOSED: Herley, Richmond, Ambrose, Steele, Conley, McCullough, Gall, Garskof, McAleese, Smey, Stamler, Brogan, Dyer, Marmion, Vahey, Hochberg, Hoffkins, Schwartz, Dillon, Farnen, Mears, Way

Ms. Stamler asked what would happen if this item were postponed.

Bond Counsel John Stafstrom said that a portion of the bond resolution may not be postponed.

MOTION: Joe DeMartino, District 4, moved to amend the resolution by reducing this request from \$250,000 to \$125,000, duly seconded.

First Selectman Flatto spoke in favor of the amendment although he was hoping that a higher amount be left in, but some work must be done at Jennings School.

VOTE: The motion to reduce the bond resolution by \$125,000 for Jennings School bathroom renovations was approved with 37 in favor, 5 opposed (Garskof, McAleese, Dyer, Hoffkins, Schwartz).

VOTE: The motion to approve the Jennings bathroom renovations as amended was approved unanimously.

3. Roger Ludlowe Middle School, Roof and Coping Repairs

Tom Conley, District 3, reminded the Body that when the McKinley roof was left in disrepair we ended up having to tear the school down. He urged that the request be left in the bonding resolution.

Art Hug, District 4, said that this request is too small to bond over ten years. This should be a maintenance item contained within the budget. He noted that the TFC said that the net cost of the project should be \$32,742.

MOTION: Mr. Hug moved to amend the bond resolution by reducing the request for the roof at RLMS from \$50,000 to \$35,000, duly seconded.

Ms. Vahey spoke in support of the amendment. She asked where any additional funds necessary would come from.

Fiscal Officer Paul Hiller said that any item that exceeds the approved amount would have to come back through the regular funding process.

VOTE: The motion to amend the bonding resolution by deleting \$15,000 from the RLMS roof request was approved with 37 in favor, 5 opposed (Ambrose, Conley, Dyer, Schwartz, Way).

4. ECC Playground

Majority Leader Jamie Millington noted that the RTM Republicans pledged full support for this item.

BOE Vice Chairman Pam Iacono spoke in support of this project.

VOTE: The motion to approve \$105,000 for the ECC playground was approved unanimously with 42 in favor.

5. Fire Department, new Fire Engine Pumper

Mr. Millington noted that this item had the support of the Republican members of the Body.

Mr. Becker said that he preferred that fire truck purchases be put in the operating budget rather than bonded. He asked that it be so moving forward.

VOTE: The motion to approve \$540,000 for the new pumper was approved unanimously with 42 in favor.

MOTION: Mr. DeMartino moved to suspend the rules in order to convene past 11:00, duly seconded and carried unanimously.

6. Flood Control Project, Holland Hill Area

VOTE: The motion to approve \$250,000 for the flood control project for the Holland Hill area was approved by unanimous voice vote.

7. Oldfield Senior Center, partial roof installation

VOTE: Mr. Bateson moved to amend the bonding resolution by reducing the amount of the request for the Oldfield Senior Center roof from \$500,000 to \$480,000, in accordance with the recommendation from the TFC, duly seconded.

VOTE: The motion to amend the bonding resolution by reducing \$20,000 from the request for installation of a roof at the Oldfield Senior Center was approved by unanimous voice vote.

VOTE: The motion to approve this item as amended was approved unanimously.

8. New Fire Training Center, remediation

VOTE: The motion to approve \$120,000 for the fire training center was approved by unanimous voice vote.

9. Underground Storage Tanks

MOTION: Mr. Palmer moved to amend the bonding resolution by reducing the request for underground storage tanks from \$105,000 to zero, duly seconded.

Mr. Palmer explained that the current plan that was bonded a year ago has not been started to date.

Mr. Schwartz asked why the project bonded last year has not started.

Director of Public Works Richard White said that he mistakenly recommended that the project be cut from last year's bonding project so it is back on the table this year.

Ms. Stamler asked if we are not in compliance with state laws if we do not perform this work.

Mr. White replied yes; that we are currently not in compliance.

Mr. Palmer asked if Fire Stations 1, 2 and 5 have not been completed, to which Mr. White responded yes.

Mr. Palmer asked how many others have not been done.

Mr. White said that next year the DPW garage tanks must be replaced. This project has been ongoing for four years and we are at the end of the tunnel. A few minor tanks have been detected, so some research needs to be done.

Fiscal Officer Hiller said that last year's request was reduced. Those projects were specific to Fire Stations 1, 2 and 5. Those dollars are restricted to that project.

VOTE: The motion to reduce the bond resolution by \$105,000 for underground storage tank installation and removal failed with a vote of 18 in favor, 24 opposed.

IN FAVOR: Becker, Challinor, Herley, Harrison, Bateson, Ference, Santalesa, DeMartino, Hug, Palmer, DeSanctis, Llewellyn, Lynch, Hoffmann, McCarthy, McGinty, Millington, Mears

OPPOSED: Richmond, Sundman, Ambrose, Steele, Conley, McCullough, Gall, Garskof, McAleese, Smey, Stamler, Brogan, Dyer, Marmion, Vahey, Hochberg, Hoffkins, Schwartz, Braun, Dillon, Felner, Cafferelli, Farnen, Way

VOTE: The motion to approve \$105,000 for underground storage tanks was approved with 27 in favor, 15 opposed.

IN FAVOR: Herley, Richmond, Sundman, Ambrose, Steele, Bateson, Conley, McCullough, Gall, Garskof, McAleese, Smey, Stamler, Brogan, Dyer, Marmion, Vahey, Hochberg, Hoffkins, Schwartz, Braun, McCarthy, Dillon, Felner, Cafferelli, Farnen, Way

OPPOSED: Becker, Challinor, Harrison, Ference, Santalesa, DeMartino, Hug, Palmer, DeSanctis, Llewellyn, Lynch, Hoffmann, McGinty, Millington, Mears

10. Traffic Signal Upgrade, Fairfield Woods Road

MOTION: Joe Palmer, District 4, moved to amend the bond resolution by reducing the request for traffic signal upgrades at Fairfield Woods and Palm Drive from \$120,000 to zero, duly seconded.

Mr. Garskof said that this project will allow safer crosswalks, better traffic flow and will add a left turn signal which is needed in this congested area.

Ms. Vahey spoke against the amendment and noted that the Police Commission supports this project.

Mr. Palmer said that the light is out of date but we have to prioritize. This project can be pushed back.

Ms. Marmion agreed that we need to prioritize and called this project a priority. The traffic flow will only get worse when FWMS is completed. We must think about safety.

Mr. McCarthy asked how long this traffic light will continue to function.

DPW Director Rich White said that it is difficult to say how long a light will last. The traffic engineers who replace the lights have said that this signal has reached the end of its useful life. The main motive behind this request is to upgrade the traffic light.

Mr. McCarthy said that if the traffic system is about to fail, it should be replaced now. He does not understand the degree of urgency with this project.

Mr. White said that he does not have a definitive answer, except that the contractor we use to replace lights says that it is more difficult to get replacement parts for the older traffic signals.

First Selectman Flatto said that the way the red light and the crosswalk sign change are not always in sync. The system is not working one hundred percent properly, and the new system will include a left turn signal, something that is not in place now.

Tim Lynch, District 7, said that the light functions, and there are crossing guards while school is open. He asked how much we have spent repairing this light.

Mr. White said he does not have specifics to each light. We have a person in the field who fixes the signals and he has complained that he is not able to get parts. Each maintenance call is \$300 to \$1,200 but he does not know how many times the contractor has been called to that particular light. Chris McAleese, District 6, asked when the project would occur.

Mr. White said it would take approximately six months.

Mr. Hoffkins said that the traffic is bad enough now, before the school expansion is done. This project is needed now.

VOTE: The motion to reduce the bonding resolution by reducing \$120,000 for the traffic signal upgrade on Fairfield Woods Road failed with 15 in favor, 27 opposed.

IN FAVOR: Challinor, Herley, Sundman, Harrison, Ference, Santalesa, DeMartino, Hug, Palmer, DeSanctis, Braun, Hoffmann, McCarthy, McGinty, Millington

OPPOSED: Becker, Richmond, Ambrose, Steele, Bateson, Conley, McCullough, Gall, Garskof, McAleese, Smey, Stamler, Brogan, Dyer, Marmion, Vahey, Hochberg, Hoffkins, Llewellyn, Lynch, Schwartz, Dillon, Felner, Cafferelli, Farnen, Mears, Way

VOTE: The motion to approve \$120,000 for the traffic signal upgrade at Fairfield Woods Road and Palm Drive was approved 31 in favor, 11 opposed.

IN FAVOR: Becker, Herley, Richmond, Sundman, Ambrose, Steele, Bateson, Conley, McCullough, Gall, Garskof, McAleese, Smey, Stamler, Brogan, Dyer, Marmion, Vahey, Hochberg, Hoffkins, Llewellyn, Lynch, Schwartz, McCarthy, Dillon, Felner, Millington, Cafferelli, Farnen, Mears, Way

OPPOSED: Challinor, Harrison, Ference, Hug, Santalesa, DeMartino, Palmer, DeSanctis, Braun, Hoffmann, McGinty

11. Old Academy, roof replacement

MOTION: Tom Conley, District 3, moved to amend the bonding resolution by reducing the request from \$90,000 to \$75,000, duly seconded.

Mr. Conley noted that the project called for copper gutters. The building currently has white gutters and they look fine.

Ed Bateson, District 3, agreed with Mr. Conley. Requesting copper gutters in this economy is uncalled for.

Patti Dyer, District 6, asked if the Historic District Commission requires copper gutters.

DPW Director Rich White said that he assumed the HDC would require copper gutters as they have in the past.

VOTE: The motion to reduce the request for the roof replacement at the Old Academy by \$15,000 was approved by unanimous voice vote.

VOTE: The motion to approve the Old Academy roof, as amended to \$75,000, was approved unanimously.

12. Purchase John Deere backhoe

Hank Ference, District 3, moved to amend the bonding resolution by reducing the request for a backhoe from \$100,000 to zero, duly seconded.

Mr. Ference said that DPW owns four backhoes and that this purchase can be delayed a year.

Mr. Becker spoke in favor of the amendment.

Ms. Vahey asked if not buying a new backhoe will add to the budgetary maintenance costs.

DPW Director White said that the fleet manager has said he makes use of all four backhoes and the recommendation was based on that. The typical replacement schedule for this equipment is ten years and this backhoe is 14 years old. If we keep this machine, the hydraulics must be replaced at a cost of \$15,000 to \$18,000.

Mr. Bateson asked if the backhoe is still in the operating budget if the bonding request is turned down.

Mr. McCarthy said he is frustrated with the bonding issue. He will support this amendment because he does not know if he wants to support this request this year.

Mr. Schwartz said that the department asked for this item in his operating budget and the Board of Finance moved it to the bonding resolution. It is not fair to the department head. If it is cut, it is out of the budget.

VOTE: The motion to reduce the bonding resolution by \$100,000 for a backhoe was approved with 37 in favor, 4 opposed (Gall, Smey, Schwartz, Dillon) and 1 abstention (Way).

13. H. Smith Richardson Golf Course, bunker renovation

MOTION: Carolyn Richmond, District 1, moved to amend the bonding resolution by reducing the request for bunker renovations from \$100,000 to \$50,000, duly seconded.

Mr. Bateson spoke in favor of the amendment.

VOTE: The motion to reduce the bonding resolution by \$50,000 for bunker renovation at the golf course was approved with 37 in favor, 5 opposed (McCullough, Stamler, Hoffkins, Lynch, Schwartz).

Mr. Hoffkins said that he does not see how we can cut funds to make school bathrooms ADA compliant and approve bunker renovations at the golf course.

Mr. Bateson said that last year he would have agreed, but that Smith Richardson is a revenue-generating asset to the Town and we do not want it to degrade. He acknowledged it is a tough decision.

Elizabeth Hoffmann, District 8, said that there are questions about whether the golf course produces revenue. Last year it made about \$100,000 but we spent \$106,000.

Mr. McCarthy said that he saw the business plan last year and there has been a ten-year decline in rounds of golf but it does produce revenue from out of town golfers.

Mr. Becker said that this item had been moved from the operating budget into the bonding resolution. The project is part of a long-term plan, and it should be paid for in the budget.

VOTE: The motion to approve bunker renovations for Smith Richardson Golf Course, as amended to \$50,000, was approved with 24 in favor, 18 opposed.

IN FAVOR: Challinor, Herley, Richmond, Sundman, Steele, Bateson, Conley, Santalesa, DeMartino, Hug, Palmer, McAleese, Smey, Dyer, Hochberg, Hoffkins, Lynch, Schwartz, McCarthy, Dillon, Millington, Cafferelli, Mears, Way

OPPOSED: Becker, Ambrose, Harrison, Ference, McCullough, Gall, Garskof, Stamler, Brogan, DeSanctis, Marmion, Vahey, Llewellyn, Braun, Hoffmann, Felner, McGinty, Farnen

VOTE: The motion to approve the bonding resolution, as amended from \$2,610,000 to \$2,005,000, was approved with 40 in favor, 2 opposed (Palmer, Farnen).

ADJOURNMENT

There being no further business and upon motion made, duly seconded and carried unanimously, the meeting was adjourned at 12:15 P.M.

Respectfully submitted,

Elizabeth P. Browne
Town Clerk

Recorded by: Ann Roche

**Regular Monthly Meeting of RTM Education & Recreation Committee
Sullivan Independence Hall 1st Floor Conference Room
Wednesday, March 22, 2011**

A joint meeting was held with the Public Health and Safety committee to hear a presentation of items 5 and 6 from the RTM agenda for March 28, 2011 with separate discussions and votes to follow the joint meeting.

Public Health and Safety Chairman Hank FERENCE called the meeting to order at 7:10pm.

In Attendance: (Education Committee) Representatives Richmond, McCullough, Garskof, Hoffkins, Lynch, Farnen, Dyer and Way

Absent: Representatives Stewart and McGinty

Also in attendance were first Selectman Ken Flatto, Mr. Al Kelly, Chairman of Town Facilities Commission, Mr. Rich White, Director of Public Works, Mike Zembruski, Jamie Millington, Mrs. Pam Iacono, BOE, Dr. David Title, School Superintendent, Mr. Tom Cullen, Director of Operations, Fire Chief Richard Felner, Asst. Chief Chavenello, Deputy Chief Art Reed, Gerry Lombardi, Director of Parks and Recreation, Peter Grace, golf Course Superintendent, and Eileen Kennelly, Assistant Town Attorney.

Item #6 was heard first.

Item #6 on the call: To hear and consider for the first time, amendments to the Recycling and Solid Waste Ordinance, Chapter 84, Section 14 of the Code of the Town of Fairfield.

Mike Zembruski and Jamie Millington presented the amendments to the existing ordinance, calling for the requirement of public gasoline stations, with the exception of marinas, and car washes to provide curb side recycling containers for glass, plastic and aluminum for their customers. A state requirement will go into effect next year, but it is not as specific as to the location of the recycling bins. There are 20 gas stations and 4 car washes in Fairfield and this may be an added expense for the owner.

No vote required as this is the first reading.

Item #5 on the call: To hear, consider and act upon the following resolution as recommended by the Board of Finance: "Resolved, that the Bond Resolution entitled, "A Resolution Appropriating \$2,610,000 for the Costs of Certain Capital Projects and Authorizing the Issuance of Bonds to Finance Such appropriation," consisting of three pages be, and hereby is, approved."

Exhibit A consists of 13 items or categories and each item was discussed individually. Although they were not discussed in numerical order, the discussion and vote is recorded in numerical order. First Selectman Ken Flatto opened the discussion saying that the Capital Improvement Projects (CIP) which are included in the budget are being presented to the BOF and RTM for a vote separate from the budget this year. These smaller capital projects are over \$50,000 and have a useable life expectancy of ten years. There will be a second bond resolution in April and the two lists will be merged and issued as one bond.

The first 4 items are BOE capital projects and were presented by Tom Cullen and Pam Iacono.

1. \$280,000 to replace two boilers at Dwight Elementary School.

The boilers are 1962 vintage and the new ones will have a 10 year warranty. This item was reviewed by the Town Facilities Commission.

Representative Lynch made a motion to approve and Representative Dyer seconded the motion.

Motion passed. Vote: 8-0-0

2. \$250,000 to replace student bathrooms at Jennings Elementary School.

In total, six bathrooms will be renovated. Jennings is not on the list for further renovations in the next 4 years. This item was reviewed by the Town Facilities Commission.

Representative Way made a motion to approve and Representative Hoffkins seconded the motion.

Motion passed. Vote: 8-0-0

3. \$50,000 for roof and coping repairs at Roger Ludlowe Middle School.

The requested appropriations will be for one half of the labor costs as the material and the other one half of labor cost will be covered by the contractor. This item was reviewed by the Town Facilities Commission.

Representative Garskoff made a motion to approve and Representative Farnen seconded the motion.

Motion passed. Vote: 7-0-1

4. \$105,000 for new traffic learning skills playground and resurfacing existing playground.

\$45,000 will be used to remove the wood chips from the existing playground and replace it with some type of rubber surface making it ADA compliant. \$60,000 will be used to build a new motor skills playground which will also be ADA compliant. Several parents of children attending the ECC spoke in support the appropriation as the use of the playground is part of the therapy for the children and because of the existing surface, it can not be used for children in wheel chairs and walkers. This item was reviewed by the Town Facilities Commission.

Representative Garskoff made a motion to approve and Representative Lynch seconded the motion.

Motion passed. Vote: 8-0-0

Items 5 through 13 are town projects.

5. \$540,000 for the purchase of a new fire engine pumper.

Chief Felner, Assisstant Chief Chavenello and Deputy Chief Reed presented this request.

There are 5 first line pumpers and 3 reserves (used 60% of the time). Trucks are deployed several times a day. The pumper to be replaced is 23 years old. The plan is to replace 1 truck

every other year as the fleet is aging. A first line truck has a useable life span of 15 years and then becomes a reserve. It takes 9 months to 2 years for the truck to built. One truck is currently being built now. The Fire Department makes an average of 9,800 calls per year.

Representative Dyer made a motion to approve and Representative Way seconded the motion.

Motion passed. Vote: 8-0-0

6. \$250,000 for a flood control project to replace existing pipes with culvert and the replacement of a head wall in the Holland Hill area.

Rich White presented the proposal. If approved the project will begin in the fall and will take 2 months.

Representative Hoffkins made a motion to approve and Representative Dyer seconded the motion.

Motion passed. Vote: 5-0-3

7. \$500,000 for partial installation of new membrane roof with insulation, flashing and drainage on the Oldfield Senior Center building.

Rich White presented the request. The section of the roof to be replaced is 16,400 sq foot and is 30 years old. The other section (28,600 sq feet) is 20 years old and is still in good condition.

This item was reviewed by the Town Facilities Commission.

Representative Garskoff made a motion to approve and Representative McCullough seconded the motion.

Motion failed. Vote: 4-1-3

8. \$120,000 for site remediation for new fire training center.

Presented by Chief Felner.

Motion failed. Vote: 4-0-4

9. \$105,000 for costs associated with underground storage tank - removal, installation of new lines and monitoring equipment at 4 different sites. Presented by Rich White. The item is listed in general as underground storage tank in case another storage tank other than the ones on the current list might require immediate attention as that which occurred last year. This item was reviewed by the Town Facilities Commission.

Representative Dyer made a motion to approve and Representative McCullough seconded the motion.

Motion passed. Vote: 8-0-0

10. \$120,000 to upgrade traffic signal at Fairfield woods road and Palm Drive, including relocation of pedestrian signal. Request presented by Rich White.

Representative Garskoff made a motion to approve and Representative Dyer seconded the motion.

Motion passed. Vote: 7-0-1

11. \$90,000 to replace wood roof on Old Academy Building. Request presented by Rich White. This item was reviewed by the Town Facilities Commission. Leaks have been found near the cupola. The roof is approximately 40 years old.

Representative Hoffkins made a motion to approve and Representative Farnen seconded the motion.

Motion failed. Vote: 3-1-4

12. \$100,000 for purchase of John Deere 310 Backhoe. Request presented by Rich White. This is to replace an unsafe 1997 backhoe which is beyond its useful life.

Representative Hoffkins made a motion to approve and Representative McCullough seconded the motion.

Motion failed. Vote: 0-6-2

13. \$100,000 for renovation of bunkers at H. Smith Richardson Golf Course. Request presented by Gerry Lombardi. This is the second year of capital improvement projects in the ten year plan. The course will be 40 years old next year and most of the bunkers have not been repaired for 15 to 20 years. There are 44 bunkers on the course and with a cost of \$5,000 to \$8,000 some will be renovated with this appropriation with others to follow in subsequent years.

Representative Farnen made a motion to approve and Representative Way seconded the motion.

Motion failed. Vote: 0-3-5

A motion to adjourn was made by Representative Lynch and seconded by Representative Way. Motion passed and meeting was adjourned.

Respectfully submitted,

Carolyn Richmond
Secretary

**RTM FINANCE COMMITTEE
MINUTES OF REGULAR MEETING
March 21, 2011**

The February monthly meeting of the RTM Finance Committee was held on Monday, March 21th at 7:30 p.m. in the 1st Fl. Conf. Rm. at Sullivan Independence Hall, Fairfield, Connecticut.

MEMBERS PRESENT

Peter Ambrose, David Becker, Faith Dillon, Sheila Marmion, Michael Mears, Hal Schwartz, James Takami

MEMBERS ABSENT

Stephanie Parker, Chris DeSanctis, Vacancy

ALSO PRESENT

Tom Cullen, Ken Flatto, Paul Hiller, Pam Iacono, Al Kelly, David Title, Members of the ECC Parent Group, Michael Zemruski, Jamie Millington, Sal Morabito, Rich White, Michael Herley, Eileen, Kennelly

ACTION TAKEN

Item #5 ó Not approved due to all members abstaining from the vote.

Item #6 ó No vote taken.

REQUESTED ITEMS

#5 ó CIP Item #5 ó Fire Department apparatus replacement program

#5 ó CIP Item #5 ó New apparatus size detail

#5 ó CIP Item #9 ó Question about getting technical detail in quotes

#5 ó CIP Item #10 ó Details on number of intersections/lights in town

Chairman Ambrose called the meeting to order at 7:40pm.

A Joint Meeting of the Finance, Legislation and Administration, and Public Works and Planning committees was held in the 1st Floor Conference Room from 7:40pm to 11:20pm with a break from 9:30-9:40pm. The purpose of the meeting was to hear presentations and ask questions regarding items #5 and 6. Below is a summary of the joint meeting along with Finance Committee votes.

Item #5 – Capital Improvement Projects Bond Resolution

BoE Main Presenters: Tom Cullen, Pam Iacono, Al Kelly

Town Main Presenters: Ken Flatto, Paul Hiller, Al Kelly, Rich White

First Selectman Flatto gave a brief presentation on what items are on the list and the history so far in the process. There were questions about which items are not on the list and Mr. Flatto explained that several items were removed without prejudice and may come before the RTM in the future after further vetting. Mr. Flatto also provided details on the items being moved from the budget into the CIP list. Mr. Hiller then reviewed a portion of the bond wording and answered questions about the resolution and its structure. Mr. Hiller also discussed the Internal

Service Fund deficit that has caused some of the shifting from the budget to CIP and answered several questions about areas of concern in doing this.

A vote was taken and the full item was not approved by a vote of 0-0-7.

Abstain: Reps. Ambrose, Becker, Dillon, Marmion, Mears, Takami, Schwartz

Below is a report of the voting for the individual items and their joint discussion:

CIP Item #1 – Dwight Elementary Boiler Replacement

Rich White was also available for this item to identify differences between Oldfield's replacement last year and the current Dwight proposal. Mr. White also noted that they over estimated on the previous project and were able to keep costs down. Mr. Kelly noted that approximately \$245,000 was for the replacement with the rest being for asbestos removal.

A vote was taken and the item was not approved by a vote of 0-1-6.

Against: Rep. Marmion / Abstain: Reps. Ambrose, Becker, Dillon, Mears, Takami, Schwartz

CIP Item #2 – Jennings Elementary School Bathroom Renovations

The presenters noted that 6 bathrooms would be updated and said that the standard design would be used. There were questions on the timing since Dwight was up the previous two years for approval. Ms. Iacono said this was because the bathrooms are now in worse shape than previously thought and Dwight was continually turned down. It was asked if there was a larger project in the works for the school and the presenters said not for at least 4-5 years. Mr. Cullen noted that the new bathrooms would be ADA compliant.

A vote was taken and the item was approved by a vote of 4-0-3.

For: Reps. Ambrose, Dillon, Marmion, Schwartz / Against: Reps. Becker, Mears, Takami

CIP Item #3 – Roger Ludlowe Middle School Repairs

There were questions about the size of the area being repaired and it is approximately 250 squares. There was discussion about the warranty and why the town is paying for this. Part of the item is being paid for by the manufacturer but the roofing company is out of business and the warranty is now therefore only partially valid. It was asked if the state fund for contractor errors could pay for part of this but since a part of the warranty is still partially active that will not work. A brief description of the new process for installation was given and the presenters believe it will be ok moving forward.

A vote was taken and the item was approved by a vote of 7-0-0.

For: Reps. Ambrose, Becker, Dillon, Marmion, Mears, Takami, Schwartz

CIP Item #4 – Early Childhood Center Playground Updates

The presenters gave details about the ADA and Special Education requirements that pertain to the facility. They said that the wood chips being used do not bring the facility into compliance and they originally did want the better surface and two areas. It was noted by Mr. Cullen that there will now be a new motor skills area as well. There were questions about the high school population and some concern was noted that BoE might need the space for those students. Dr. Title noted that it was not a good idea for a variety of reasons to move the facility to another location. It could cost 7-10mil. Dr. Title also noted that this is a core item and is mandated. Members of the ECC Parent Group and RTM Rep. Michael Herley R-1 spoke in favor of this item.

A vote was taken and the item was approved by a vote of 6-0-1.

For: Reps. Ambrose, Becker, Dillon, Marmion, Mears, Schwartz / Abstain: Rep. Takami

CIP Item #5 – Fire Department Pumper Purchase

It was explained that this was to replace Engine One which would then replace an older spare. It was asked why this is not in the budget. Mr. Hiller noted that usually it is a bonded item. They did approve funds through the budget for the ladder truck but it was to spread out the approval costs.

A vote was taken and the item was not approved by a vote of 3-1-3.

For: Reps. Becker, Dillon, Schwartz / Against: Rep. Mears / Abstain: Reps. Ambrose, Marmion, Takami

CIP Item #6 – Holland Hill Area Flood Control Project

The presenters went through the type of work that was proposed along with the location and gave an update on previous work in the flood control project. It was asked what the ramifications were in a flooding scenario and it was noted that there could be street, basement, and pool flooding in those neighborhoods. Mr. White also noted that several easements would need to be added.

A vote was taken and the item was approved by a vote of 6-0-1.

Abstain: Reps. Ambrose, Becker, Dillon, Marmion, Mears, Takami, Schwartz

CIP Item #7 – Oldfield Senior Center Partial Roof Replacement

After questions came up about the numbers in the estimate and the cost per square on the roof, Mr. Kelly indicated that TFC was still comfortable that the level of the request was adequate. It was asked if there were grants that could be used due to being a senior center and Mr. White indicated that wasn't possible. The warranty period will be 20 years but this will not be an outside warranty so it is partially reliant on the contractor staying in business.

A vote was taken and the item was approved by a vote of 6-0-1.

For: Reps. Ambrose, Becker, Dillon, Marmion, Mears, Schwartz / Abstain: Rep. Takami

CIP Item #8 – Fire Training Center Remediation

There was discussion about the proposed rebuild and the funding from the state. Ms. Kennelly noted that there are no guarantees on state funding. It was mentioned that the memorandum with the state requires this work to be done prior to any funding is approved. Mr. White indicated that the area that is capped now will need to be ripped up and the entire contaminated will be fully remediated. There were questions about why we needed a regional fire school in our area and Mr. Becker assisted in describing the benefits.

A vote was taken and the item was approved by a vote of 7-0-0.

For: Reps. Ambrose, Becker, Dillon, Marmion, Mears, Takami, Schwartz

CIP Item #9 – Underground Storage Tanks (Four Locations)

Mr. White gave an update on last year's tank projects along with a description of several of the issues that occurred. He also said that there are several more years of these removals until fully replaced.

A vote was taken and the item was not approved by a vote of 6-0-1.

For: Reps. Ambrose, Dillon, Marmion, Mears, Takami, Schwartz / Abstain: Rep. Becker

CIP Item #10 – Fairfield Woods Rd & Palma Dr Traffic Signal Upgrade

Mr. White was asked how many lights the town is responsible for and he said 7 intersections at this time. Many lights have been done with other larger projects and are now up to date. He also

noted that this would now allow for the other Fairfield Woods intersection to operate on the same timing due to new technology.

A vote was taken and the item was approved by a vote of 7-0-0.

For: Reps. Ambrose, Becker, Dillon, Marmion, Mears, Takami, Schwartz

CIP Item #11 – Old Academy Building Roof Replacement

There were questions about who would do the work since there are several items being replaced. Mr. Kelly said that that contractors along with DPW would do a mix of the repair and replacement work. Mr. Kelly also gave an approximate breakout of the work and said that the cupola would likely be redone by DPW. It was also noted that the historic nature of the building has added to the cost.

A vote was taken and the item was approved by a vote of 7-0-0.

For: Reps. Ambrose, Becker, Dillon, Marmion, Mears, Takami, Schwartz

CIP Item #12 – DPW Backhoe Purchase

Mr. White noted that DPW has a plan in place that gets the town 2-3 times the typical useful life for equipment. He also said that this item is past its extended life and won't last longer. There were several questions along with discussion relating to bonding items from the operating budget. It was noted that this was a transfer from the budget into Capital Improvements and members had concern. Mr. Hiller was asked whether we typically would bond for a backhoe and he said that usually only the larger items are bonded for DPW.

A vote was taken and the item was approved by a vote of 4-1-2.

For: Reps. Dillon, Mears, Takami, Schwartz / Against: Rep. Becker / Abstain: Reps. Ambrose, Marmion

CIP Item #13 – H. Smith Richardson Golf Bunker Renovation

There were questions about what this item was and the presenters noted that it was a sand trap on the golf course. There was a similar discussion as with CIP Item #12 about bonding. It was noted that this is essentially just bonding for the Internal Service Fund replenishment and one member was concerned that it would continue in future years.

A vote was taken and the item was approved by a vote of 4-2-1.

For: Reps. Dillon, Mears, Takami, Schwartz / Against: Reps. Becker, Marmion / Abstain: Rep. Ambrose

Item #6 – Recycling Ordinance Amendment

Jamie Millington and Michael Zemruski gave a presentation on this item and discussed several changes that had already been made to finalize the wording. They noted that the state laws are not as in order as the town ordinance so it is better for the town to manage the issue. There was some concern about enforcement and Mr. Zemruski discussed several ways to change it to be under his control. There was also discussion about whether or not to have the Solid Waste board change guidelines but it was recommended not to.

No vote was taken on this item.

The meeting was adjourned at 12:10am March 22, 2011.

Respectfully Submitted,

David M. Becker

Secretary, RTM Finance Committee

RTM
Legislation & Administration Minutes
March 21st, 2011

In attendance: Bateson, Santalesa, Steele, Vahey, Stamler & Llewlyn
Absent: Braun, Mirabile, DeMartino & Varian

Rep. Bateson called meeting to order at 7:05 pm.

Item 4: To hear, consider and act upon the following appointment to the Solid Waste and Recycling Commission, as recommended by the Board of Selectmen:

Virginia M. Casey (D), 210 James Street, Term Nov. 2010 ó 2014

Ms. Casey and Mike Zemruski (Dir. Solid Waste & Recycling) appeared before the committee. Ms. Casey stated that she approached Mr. Flatto to get involved. Reason being that her daughter has developed an interest in recycling and that interest sparked her interest in serving on the commission.

A Stamler asked about the current makeup of the commission and whom Ms. Casey was replacing. Further discussion concerning the composition of the commission and the vacancy Ms. Casey was filling was discussed.

C Vahey further inquired as to how Ms. Casey was vetted by the First Selectman and BoS.

No comment from the public.

Item 6: To hear and consider, for the first time, the following amendments to the Recycling and Solid Waste Ordinance, Chapter 84, Section 14 of the Code of the Town of Fairfield, sponsored by David Becker, District 1; Michael Herley, District 1; Alexis Harrison, District 2; Thomas McCarthy, District 8; Faith Dillon, District 9; James Millington, District 9; and Matt Rubino, District 10:

Presented by Jamie Millington and Mike Z. (Dir. Solid Waste & Recycling). Millington stated that two more sponsors would be added to the proposed ordinance; McAllese & Hoffkins. Further stated that the ordinance was modified to incorporate changes recommended by L & A last month specifically:

1. Definition of recyclables
2. Description of container
3. Clarification of minimum pumps in relation to containers

A Stamler stated that the form of recyclables defined in section B. should be included in section C. also. Millington agreed and agreed to revise.

B. Llewlyn inquired as to exclusion of municipal filling stations. Mike Z. stated that they would be excluded as they are not "public" filling stations. Llewlyn asked why the town would not be held to the same standard as those for commercial entities. Mike Z stated that there recycling containers presently at municipal operated filling stations.

No comments from the public.

L & A moved downstairs and reconvened with Finance & Public Works & Planning for joint presentation on Item #5:

Item #5 òRESOLVED, that the Bond Resolution entitled, òA Resolution Appropriating \$2,610,000 for the Costs of Certain Capital Projects and Authorizing the Issuance of Bonds to Finance Such Appropriation,ö consisting of three pages, be, and hereby is, approved.ö

E. Bateson (in joint session) moved to suspend the rules to regulate and appoint one Secretary for the joint meeting (Rep. Becker), seconded by Dillion; approved by voice vote.

Reference discussion on Item #5 to the joint committee minutes submitted by Finance Secretary Becker.

L & A reconvened upstairs at 11:15 pm to conclude order of business.

Discussion & Voting

Item #4

Steele moved to approve the following appointment to the Solid Waste and Recycling Commission, as recommended by the Board of Selectmen, Virginia M. Casey (D), 210 James Street, Term Nov. 2010 ó 2014; seconded by Santalesa.

C Vahey expressed concern over the composition of the commission and whom Ms Casey was replacing. Vahey is not committed to the appoint mat at this time as she thought there may be other persons interested in the commission at this time and wants to discuss with current members of the commission.

Vote: 4-0-2

Item #5

Bateson asked that to move the discussion along there be a motion to approve the resolution as it appears before the committee.

Steele moved to approve the Bond Resolution entitled, òA Resolution Appropriating \$2,610,000 for the Costs of Certain Capital Projects and Authorizing the Issuance of Bonds to Finance Such Appropriation,ö consisting of three pages, be, and hereby is, approved, seconded by Stamler.

Discussion ensued as to the manner of discussion on the resolution. There was a consensus among the committee that there would be little chance of agreement on the entire amount appropriated. Steele indicated that as Moderator he would be addressing each item in òExhibit

Adopt the bond resolution next Monday. The committee agreed to discuss each item separately and then vote on the entire appropriation as whole.

Dwight boilers: Bateson unsure of amount compared to completion of Oldfield boilers last year for \$160k.

Jennings bathrooms: Vahey stated they appear in bad shape. Bateson stated that Dwight bathrooms were turned down last year. Vahey stated that was based on an ADA upgrade while Jennings was an upgrade on unsafe conditions.

Ludlowe Middle Roof repairs: Steele expressed concern over the roof installers liability and their possible performance on other buildings. Llewlyn expressed dissatisfaction with the installer but content that the manufacturer was willing to go above and beyond their warranty and share half the labor cost of the repair with the town.

ECC playground: General consensus on the emotional presentations of the parents. Steele concerned over what is actually being removed, constructed and/or installed in relation to what is already there. Santalesa expressed concern over the cost estimate. Vahey clarified the Board's policy of accepting PTA money towards playground facilities.

Fire Pumper: No discussion.

Holland Hill Flood Control: No discussion.

Oldfield roof: Discussion about the drastic change in the estimate.

Fire training site remediation: Bateson inquired to Asst. Town Attorney Kennelly as to the status of the Memorandum of Understanding by and between the town and state for this project. Kennelly said it was in process. The bottom line is that the state will not commit until the town addresses the remediation.

Underground Storage tanks: No discussion.

Traffic signal upgrade Vahey expressed concern about how potential site plans at FWMS might impact the intersection. She noted that conversation at the joint committee was confusing in relation to the possibility of a second light being added near this intersection. Clarification on site plans should be obtained. Santalesa expressed concern over the cost of the entire signal.

Old Academy roof: No discussion.

Backhoe: Steele expressed concern over the method of financing. Specifically the change in putting this into CIP as opposed to operating budget capital requests as they traditionally are.

Smith bunker renovation: Steele noted that last year's appropriation was done through the CIP bond resolution. This year's appropriation was carried in the operating budget as a capital request. The proposed change in this year's treatment matches how it was financed last year; so why was it placed in the operating budget this year?

Vote on the entire proposed appropriation 0-1-5.

Motion to adjourn, seconded approved at 11:55pm.

Respectfully submitted,

Edward Bateson
Acting Secretary

**Town of Fairfield RTM
Minutes of Public Health and Safety Committee
Wednesday, March 23, 2011**

Chairman: Rep. Hank Ference (R-3)
Vice Chairman: Rep. Richard Parker (R-4)
Secretary: Rep. Michael Herley (R-1)

The meeting began as a joint session with Education & Recreation. The joint meeting was called to order by Public Health and Safety Committee Chairman Hank Ference at 7:10 pm EDT.

○ Roll Call

Present: Rep. Joseph Cafferelli (R-10), Rep. Hank Fence (R-3), Rep. Joseph Felner (R-9), Rep. Joseph Gall (D-5), Rep. Michael Herley (R-1); Rep. Arthur Hug (R-4), Rep. Jamie Millington (R-9) and Rep. Ruth Smey (D-5).

Absent: Rep. Bruce Challinor (R-1), and Rep. Richard Parker (R-4).

○ Guests

Mike Zembruski, Director, Solid Waste & Recycling; Tom Cullen, Director of Operation, BOE; Pam Iacono, Board Member, BOE; Al Kelly, Town Facilities Committee Chairman; Dr. Title, Superintendent of Fairfield Public Schools; Bonnie Rotelli, Co-President, ECC Parent Group; Art Rotelli, ECC Parent; Patty Donohue, Co-President, ECC Parent Group; Brendan Donohue, ECC Parent; Kelly Glaze-Capuano, Co-President, ECC Parent Group; Denise Leverty, Speech Pathologist; Gerry Lombardo, Director of Recreation; First Selectman Ken Flatto; Richard White, Director of Public Works; Peter Grace, Golf Course Superintendent; Richard Felner, Fire Chief; Arthur Reid, Deputy Fire Chief; and Doug Chavenello, Assistant Fire Chief.

○ Administrative Matters

No administrative matters were undertaken.

○ Meeting Business

Agenda Item Five: To hear, consider and act upon the following resolution as recommended by the Board of Finance: ðRESOLVED, that the Bond Resolution entitled, ÷A Resolution Appropriating \$2,610,000 for the Costs of Certain Capital Projects and Authorizing the Issuance of Bonds to Finance Such Appropriation,øconsisting of three pages, be, and hereby is, approved.ö

Tom Cullen, Director of Operation, BOE; Pam Iacono, Board Member, BOE; and Al Kelly, Town Facilities Committee Chairman gave an overview of the school projects included in the bonding resolution, including a detailed overview of the proposed Early Childhood Center playground updates. Rep. Michael Herley (R-1) provided a brief overview of the ECC program, his son's experience in the program, the benefits of early intervention and why he felt the playground upgrades were a good long-term investment for the town and taxpayers. Gerry Lombardo, Director of Recreation said he believed it was very important that there be an ADA-compliant playground at the Town's one-and-only school specifically designated for children with disabilities. Each of the following individuals spoke about their children's

experience at the ECC, why the program was important and why the playground upgrades were necessary: Bonnie Rotelli, Co-President, ECC Parent Group; Art Rotelli, ECC Parent; Patty Donohue, Co-President, ECC Parent Group; Brendan Donohue, ECC Parent; and Kelly Glaze-Capuano, Co-President, ECC Parent Group. Denise Leverty a speech pathologist in Town noted that many special needs children needed to reach a certain level of physical arousal in order for therapies such as speech to work effectively. Accordingly she fully supported the playground updates.

Richard Felner, Fire Chief; Arthur Reid, Deputy Fire Chief; and Doug Chavenello, Assistant Fire Chief provided an overview of the bonding items related to the Fire Department. There was no public comment.

Richard White, Director of Public Works and Al Kelly, Town Facilities Committee Chairman gave an overview of the bonding items under the purview of the Department of Public Works. There was no public comment.

Peter Grace, Golf Course Superintendent and Gerry Lombardo, Director of Recreation provided an overview of the bonding items under the Department of Recreation's purview. There was no public comment.

Rep. Arthur Hug (R-4) made a motion that the Roger Ludlowe Middle School roof repairs valued at \$50,000 be removed out of the bonding resolution because they were maintenance items that should instead be included in the BOE's budget. It was seconded by Rep. Ruth Smey (D-5). The vote was six in favor, zero against and zero abstentions. [IN FAVOR: Rep. Hank Fence (R-3), Rep. Joseph Felner (R-9), Rep. Joseph Gall (D-5), Rep. Michael Herley (R-1); Rep. Arthur Hug (R-4), and Rep. Ruth Smey (D-5).

Rep. Ruth Smey (D-5) made a motion that the remaining bonding resolution items be approved and it was seconded by Rep. Joseph Felner (R-9). The vote was six in favor, zero against and zero abstentions. [IN FAVOR: Rep. Hank Fence (R-3), Rep. Joseph Felner (R-9), Rep. Joseph Gall (D-5), Rep. Michael Herley (R-1); Rep. Arthur Hug (R-4), and Rep. Ruth Smey (D-5).

Agenda Item Six: To hear and consider, for the first time, the following amendments to the Recycling and Solid Waste Ordinance, Chapter 84, Section 14 of the Code of the Town of Fairfield, sponsored by David Becker, District 1; Michael Herley, District 1; Alexis Harrison, District 2; Thomas McCarthy, District 8; Faith Dillon, District 9; James Millington, District 9; and Matt Rubino, District 10.

Rep. Jamie Millington (R-9) and Miked Zembruski, Director, Solid Waste and Recycling gave a presentation on the proposed recycling ordinance change. Rep. Jamie Millington (R-9) noted that this change would go beyond the new minimum recycling standards that the state would be putting in place next year and that if implemented Fairfield would be a leader in recycling legislation in the State of Connecticut. He went on to note that this expanded ordinance should help to reduce blight and that it is a good first step that could be expanded upon later. Rep. Joseph Gall (D-5) asked if the new recycling bins would be locked at gas stations and car washes. Rep. Jamie Millington (R-9) said that was unclear at this time.

There was no public comment. Since this was the first time the item was presented to the RTM, no vote was taken.

- Other

Rep. Jamie Millington (R-9) departed the meeting at 7:40 pm EDT and Rep. Joseph Cafferelli (R-10) departed that meeting at 9:02 pm EDT.

- New Business

There was no new business.

- Adjournment

Rep. Ruth Smey (D-5) made a motion to adjourn the meeting and it was seconded by Rep. Joseph Felner (R-9). The motion passed unanimously and the meeting was adjourned at 10:17 pm EDT.

Respectfully submitted by Rep. Michael Herley (R-1), Secretary for the Public Health and Safety Committee, March 28, 2011.

Public Works and Planning Committee

Committee Members in attendance:

Public Works & Planning Monday, March 21, 2011	Item#4	Item#5
Eric G Sundman	Y	A
Thomas P Conley	Y	A
Thomas E McCarthy	Y	A
Christopher J Brogan	Y	A
Jennifer Anne Hochberg	Y	A
Christopher J McAleese	Y	A
Joseph J Palmer	Y	A

THREE (3) ISSUES WERE REFERRED TO THIS COMMITTEE BY THE RTM FOR REVIEW/ACTION PRIOR TO THE MAY GENERAL MEETING. THE NUMBERING OF THE POINTS WHICH FOLLOW CORRESPOND TO THE 3/28/2011 RTM AGENDA.

Respectfully submitted, Thomas E McCarthy (Secretary).

4. To hear, consider and act upon the following appointment to the Solid Waste and Recycling Commission as recommended by the Board of Selectmen:

Virginia M. Casey (D), 210 James Street, Term Nov. 2010 - 2014

Comments: Mrs. Casey spoke to a joint subcommittee session (L&A + PW&P). She alluded briefly to her history of volunteerism, and her organizational skills. She stated that she was at a point in her life where once again she felt the need to become involved, and that recycling had become a matter of interest to her of late perhaps as an indirect result of her daughter's choice of vocation. First Selectman Flatto added that when an individual such as Ms Casey expresses a sincere desire to make a contribution, especially in an area like solid waste it is only prudent to take advantage of it. Her appointment was approved unanimously in single session.

5. To hear, consider and act upon the following resolution as recommended by the Board of Finance:

RESOLVED, that the Bond Resolution entitled "A Resolution Appropriating \$2,610,000 for the Costs of Certain Capital Projects and Authorizing the Issuance of Bonds to Finance Such Appropriation." Consisting of three pages, be, and hereby is, approved.

Comments:

Subsequent to presentations made the Building Committee, Public Works, and the Town's Financial Officer this sub committee reconvened in single session. At that time there were a number of the individual items within the requested appropriation that still remained in question, as well as the larger concern over the appropriateness of bonding at all in this case. As a group, the members of this committee abstained from voting at this time; however, a sense of the body was taken on each of the individual spending items:

	Item	Sense	Comments
1	Dwight Elementary School Boilers	In Question	Should not new boilers be part of a larger plan to be implemented down the road?
2	Jennings Elementary School Bath Rooms	In Question	Is this a legitimate need at this time?
3	RLMS Roof Repair	Support	
4	ECC Facility	Support	
5	Fire Truck: Purchase New Pumper	Support	
6	Flood Control: Install box culverts	Support	
7	Oldfield Roof Replacement	Support	
8	Fire Training Facility	In Question	More Information needed. What are the possibilities of greater sharing on remediation costs?
9	Underground Tank Removal	Support	
10	Traffic Light	In Question	Questions/Reservations: Should this not be part of a larger plan?
11	Old Academy Roof Replacement	Support	
12	PW: New BackHoe	In Question	Should remain in the Operating Budget
13	Golf Course: bunker rework	In Question	Should remain in the Operating Budget

6. To hear and consider for the first time, the following amendments to the Recycling and Solid Waste Ordinance, Chapter 84, Section 14 of the Code of the Town of Fairfield, sponsored by David Becker, District 1; Michael Herley, District 1; Alexis Harrison, District 2; Thomas McCarthy, District 8; Faith Dillon District 9; James Millington, District 9; and Matt Rubino, District 10:

Section 84-14: Non-curb-side Collection (Amended)

- A. Apartments, condominiums and businesses serviced by private collectors shall have an area or container designated for recyclables, and the area or container shall be so labeled.
- B. Effective 07/01/11, public gasoline filling stations which are subject to Connecticut State Department of Environmental Protection regulations shall provide suitable containers designated for the receipt of recyclables in the form of glass, plastic and aluminum at the point of purchase of gasoline for use by customers. There shall be at least one recycling container for every four installed pumps. Filling stations with less than four installed pumps shall have at least one container. The containers are to be clearly marked and readily accessible for use by customers. The provided container must be at least a 12 gallon size or measure 19" x 16" x 13". Marina facilities are excluded from this provision.*
- C. Effective 07/01/11, car washes open to the public and serviced subject to Connecticut State Department of Environmental Protection regulations shall provide containers designated for recyclables at the point where a customer exits and/or vacuums their vehicle for the use of said customer. There shall be at least one container for every two vacuum stations with an overall minimum of one. The containers are to be clearly marked and readily accessible for use by customers. The provided container must be at least a 12 gallon size or measure 19" x 16" x 13".*

Comments: Representative Millington presented to the joint session of the L&A and PW&P Sub Committees. He began by advising the group of refinements to the text and stating that Representatives McAleese and Hopkins had added their names to the list of sponsors. He offered empirical data to illustrate the degree of impact that this ordinance could potentially have upon recycling in Fairfield. Representatives Ambrose, Schwartz, and Mears each pointed out the challenges associated with and/or questioned ability of the Town to effectively enforce this ordinance. Representative Millington responded by noting that in this respect the question of enforcement is analogous to enforcing recycling by people in their own homes. Millington again directed the group to the bigger picture, that being that by enabling recycling in an environment in which a significant amount of recyclables are at present going into the garbage the impact through this one simple measure should be significant as well.