

TOWN COUNCIL
Town of Trumbull
CONNECTICUT
www.trumbull-ct.gov

TOWN HALL
Trumbull

TELEPHONE
(203) 452-5005



LEGISLATION & ADMINISTRATION COMMITTEE
AGENDA
May 28, 2013

Suzanne Testani, Chairman
50 Cranbury Drive
Trumbull, CT 06611

Chadwick Ciocci, Vice Chairman
72 Shawnee Road
Trumbull, CT 06611

Kristy Waizenegger
82 Lorma Avenue
Trumbull, CT 06611

Jeff Jenkins
9 Woodfield Drive
Trumbull, CT 06611

Martha Jankovic-Mark
58 Regina Street
Trumbull, CT 06611

Fred Palmieri, Jr.
435 Erwin Street
Trumbull, CT 06611

Jeff Donofrio, Alternate
4 Nichols Farm Road
Trumbull, CT 06611

James Meisner, Alternate
62 Driftwood Lane
Trumbull, CT 06611

NOTICE is hereby given that the LEGISLATION & ADMINISTRATION COMMITTEE of the Trumbull Town Council will hold a regular meeting on Tuesday, May 28, 2013 at 7:00 p.m. at the Trumbull Town Hall, for the following purpose:

1. RESOLUTION TC24-132: To consider and act upon a resolution which would amend Chapter 8 Garbage and Trash of the Trumbull Municipal to include Article V Requirements For Residential Recycling Haulers. *(Public Hearing)*
2. RESOLUTION TC24-133: To consider and act upon a resolution which would amend Chapter 8 Garbage and Trash of the Trumbull Municipal Code to include Article VI Requirements For Commercial Recycling Haulers. *(Public Hearing)*
3. RESOLUTION TC24-134: To consider and act upon a resolution, which would amend Chapter 5 Buildings and Building Regulations, section 5-3, Schedule of permit fees, subsection (9) Fire Marshal fees of the Trumbull Municipal Code. *(Public Hearing)*
4. RESOLUTION TC24-135: To consider and act upon a resolution which would approve the following programs as eligible under the Neighborhood Assistance Act; St. Vincent's Special Needs Center, Inc. Augmentative Communication Services -\$20,000, Patrons of the Trumbull Nature & Arts Center, Inc. Solar

Lighting - \$24,500, Patrons of the Trumbull Nature & Arts Center, Inc. Educational Greenhouse -\$3,400, Patrons of the Trumbull Nature & Arts Center, Inc. Outdoor Nature Exploration Classroom- \$5,000, Patrons of the Trumbull Nature & Arts Center, Inc. Living Green, Living Local - \$3,400, Southwestern Area Health Education Center, Inc. Providing Smiles for Greater Bridgeport-\$23,280, The Connecticut Radio Information System, Inc. Audio Programming for People with Disabilities \$25,000; will require post project review if full amount of request is obtained. *(Public Hearing)*

5. RESOLUTION TC24-131: To consider and act upon a resolution which would adopt an Emergency Contingency Plan for the Elections.
6. RESOLUTION TC24-139: To consider and act upon a resolution which would approve Grant Thornton as the auditor for the Trumbull High School Renovate-As-New project as recommended by the Trumbull High School Audit Committee and the First Selectman.
7. RESOLUTION TC24-140: To consider and act upon a resolution which would authorize the First Selectman to execute a grant with the State Department of Education Youth Services Bureau for funding to the Mary J. Sherlach Counseling Center in the amount of \$25,429 in matched funds.

RESOLUTIONS

1. **RESOLUTION TC24-132: BE IT RESOLVED AND ORDAINED**, That Chapter 8 Garbage and Trash of the Trumbull Municipal Code is hereby amended to include Article V Requirements For Residential Recycling Haulers. *(Full Resolution Attached)*
2. **RESOLUTION TC24-133: BE IT RESOLVED AND ORDAINED**, That Chapter 8 Garbage and Trash of the Trumbull Municipal Code is hereby amended to include Article VI Requirements For Commercial Recycling Haulers. *(Full Resolution Attached)*
3. **RESOLUTION TC24-134: BE IT RESOLVED AND ORDAINED**, That Chapter 5 Buildings and Building Regulations, section 5-3, Schedule of permit fees, subsection (9) Fire Marshal fees of the Trumbull Municipal Code is hereby amended. *(Fee Schedule Attached)*
4. **RESOLUTION TC24-135: BE IT RESOLVED**, That the following programs are eligible under the neighborhood assistance act; St. Vincent's Special Needs Center, Inc. Augmentative Communication Services -\$20,000, Patrons of the Trumbull Nature & Arts Center, Inc. Solar Lighting - \$24,500, Patrons of the Trumbull Nature & Arts Center, Inc. Educational Greenhouse -\$3,400, Patrons of the Trumbull Nature & Arts Center, Inc. Outdoor Nature Exploration Classroom- \$5,000, Patrons of the Trumbull Nature & Arts Center, Inc. Living Green, Living Local - \$3,400, Southwestern Area Health Education Center, Inc. Providing Smiles for Greater Bridgeport-\$23,280, The Connecticut Radio Information System, Inc. Audio Programming for People with Disabilities \$25,000; will require post project review if full amount of request is obtained.
5. **RESOLUTION TC24-131: BE IT RESOLVED**, That an Emergency Contingency Plan for the Elections if hereby adopted.
6. **RESOLUTION TC24-139: BE IT RESOLVED**, That Grant Thornton is hereby approved as the auditor for the Trumbull High School Renovate-As-New Project as recommended by the Trumbull High School Audit Committee and the First Selectman.
7. **RESOLUTION TC24-140: BE IT RESOLVED**, that the First Selectman is hereby authorized to execute a grant with the State Department of Education Youth Services Bureau for funding to the Mary J. Sherlach Counseling Center in the amount of \$25,429 in matched funds.

RESOLUTION TC24-132: BE IT RESOLVED AND ORDAINED, That Chapter 8 Garbage and Trash of the Trumbull Municipal Code is hereby amended to include Article V Requirements For Residential Recycling Haulers.

AN ORDINANCE FOR COLLECTION REQUIREMENTS FOR RESIDENTIAL RECYCLING HAULERS WHO COLLECT AND TRANSPORT RECYCLABLES WITHIN THE BOUNDARIES OF TRUMBULL, CONNECTICUT

WHEREAS, increasing recycling rates in the Town reduces the costs of high refuse disposal fees and saves natural resources; and

WHEREAS, the Town seeks best practices for the collection of residential recyclables and to optimize efficiencies in such collections; and

WHEREAS, decreasing the amount of traffic on roadways saves energy and reduces greenhouse gas emissions; and

WHEREAS, recycling containers larger than an eighteen gallon bin provide residents with more room to place additional recyclables; and

WHEREAS, it is the intent of this Ordinance to ensure that recycling haulers use best practices for collecting residential recyclables by reducing the amount of truck traffic on Town roadways and to increase waste reduction and recycling practices in the Town in order to protect the health, safety and welfare of its residents.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED, That Chapter 8 Garbage and Trash of the Trumbull Municipal Code is hereby amended to include Article V Requirements For Residential Recycling Haulers. Resolution states as follows:

SECTION 1. DEFINITIONS:

For the purposes of this Ordinance, the following words, terms and phrases will have the following meanings: *Hauler* shall mean the person or company in the business of collecting, transporting or disposing of residential recyclables in the Town.

Residential Customer shall mean all residential structures with not more than two residential units that receive periodic recycling collection service.

Private residences shall include all single- and multifamily homes and residential condominium units.

Household Refuse means waste from the preparation, cooking and consumption of products used primarily in private homes.

Recyclable Materials shall mean materials that include those materials designated as recyclable under the regulations of the Connecticut Department of Energy and Environmental Protection, including aluminum and steel food and beverage containers, glass food and beverage containers, newspaper, plastics coded #1 and #2, corrugated cardboard, magazines, boxboard and residential high grade white and colored paper. The materials shall also include mixed paper, plastics coded #3-7, empty non-toxic aerosol cans, aseptic containers, and any other materials that are included in the town-wide curbside recycling collection program.

Single Stream Recycling shall mean recyclables are collected in one container with no separation of materials and shall include the items defined as recyclable materials in this ordinance.

Recycling Sorting Facility shall mean the facility where refuse collectors should deliver recyclable materials for sorting to a location, as designated by the Director of Public Works.

Town shall mean the town of Trumbull, Connecticut.

SECTION 2: COLLECTION SCHEDULE

Haulers shall pick up single stream household recyclable materials at a minimum of a bi-weekly basis and household refuse at a minimum of a weekly basis from Town residential customers at their private residences.

SECTION 3: CONTAINERS

Haulers shall provide recycling containers that are at a minimum 65 gallon size with a secure lid and wheels for moving.

RESOLUTION TC24-133: BE IT RESOLVED AND ORDAINED, That Chapter 8 Garbage and Trash of the Trumbull Municipal Code is hereby amended to include Article VI Requirements For Commercial Recycling Haulers.

AN ORDINANCE FOR THE LICENSING AND DISPOSAL REQUIREMENTS FOR COMMERCIAL REFUSE COLLECTORS WHO COLLECT AND TRANSPORT REFUSE WITHIN THE BOUNDARIES OF TRUMBULL, CONNECTICUT

WHEREAS, the accumulation, removal and disposal of refuse within town boundaries must be controlled by the municipality for the protection of the health, safety and welfare of the town residents; and

WHEREAS, pursuant to Chapter VIII, Article II Section 8-30 of the Town Municipal Code, the Director of Public Works has the authority to regulate and license any refuse collector engaged in the collecting and transporting of refuse within town boundaries; and

WHEREAS, pursuant to Chapter VIII, Article II Section 8-27 of the Town Municipal Code, each refuse collector is required to obtain an annual license on or before July 1 to engage in the business of refuse collection in the town; and

WHEREAS, the town is authorized by Connecticut General Statutes 22a-220a to designate the area where refuse generated within its boundaries shall be disposed; and

WHEREAS, pursuant to Chapter VIII, Article II Section 8-31 of the Town Municipal Code, it is unlawful for refuse collectors to transport any refuse outside the disposal area designated by the Director of Public Works; and

WHEREAS, pursuant to Chapter VIII, Article II Section 8-57 of the Town Municipal Code, any refuse collector can be fined up to ninety dollars (\$90.00) for each violation of Article II and any section thereof and also have its privilege to operate within town limits terminated; and

WHEREAS, it is the intent of this Ordinance to obtain information regarding long-term solid waste planning in the town, to reduce the volume of waste entering the waste stream and to protect the health, safety and welfare of its residents.

NOW, THEREFORE, BE IT RESOLVED AND ORDAINED, That Chapter 8 Garbage and Trash of the Trumbull Municipal Code is hereby amended to include Article VI Requirements For Commercial Recycling Haulers. Resolution states as follows:

SECTION 1. DEFINITIONS:

For the purposes of this Ordinance, the following words, terms and phrases will have the following meanings: *Commercial establishment* shall include all businesses, industries, churches, social clubs, government offices, schools, multiple-family apartment complexes and all other generators of solid waste not otherwise defined as private residences.

Private residences shall include all single- and multifamily homes and residential condominium units.

Refuse Collector (s) shall mean the private solid waste collector(s) who may be under contract with or have any other arrangement with individual persons, businesses or other organizations for purposes of collecting, removing and disposing of solid waste within the Town, or such other person or persons who may be so authorized.

Refuse shall mean all putrescible and nonputrescible solid and semi-solid wastes, such as garbage, rubbish, bulky waste, paper, ashes, industrial waste, demolition and construction wastes, appliances, manure, vegetable or animal solid and semi-solid wastes; and other discarded solid and semi-solid wastes including liquid wastes disposed of in conjunction with solid wastes at solid waste transfer/processing stations or disposal sites, but excluding sewage collected and treated in a municipal or a regional system, hazardous waste or radioactive waste.

Transfer Station shall mean that facility located at 101 Spring Hill Road in Trumbull.

Recyclable Materials shall mean materials that include those materials designated as recyclable under the regulations of the Connecticut Department of Energy and Environmental Protection, including aluminum and steel food and beverage containers, glass food and beverage containers, newspaper, plastics #1 and #2, corrugated cardboard, magazines, boxboard and residential high grade white and colored paper. The materials shall also include mixed paper, plastics coded #3-7, empty non-toxic aerosol cans, aseptic containers, and any other materials that are included in the town-wide curbside recycling collection program.

Single Stream Recycling shall mean recyclables are collected in one container with no separation of materials and shall include the items defined as recyclable materials in this ordinance.

Recycling Sorting Facility shall mean the facility where refuse collectors should deliver recyclable materials for sorting as designated by the Director of Public Works.

Town shall mean the town of Trumbull, Connecticut.

SECTION 2: LICENSE REQUIRED

No person or entity shall operate as a refuse collector in the Town without a current license and registration according to the regulations and conditions detailed in the town's municipal code Chapter VIII, Article II, Sections 8-27 – 8-31.

SECTION 3: RATES

Pursuant to the authority granted to the Director of Public Works in Chapter VIII, Article II Section 8-30 (c), the Director shall establish rates as they apply to the collection and disposal of refuse within the town limits. Commercial coupons are available for purchase at 366 Church Hill Road, Trumbull for \$8.00 for disposal up to 125 lbs. of refuse or a one-time use coupon for \$110.00 for up to 2,000 lbs. of refuse. Demolition tickets are available for \$12.00 for up to 125 lbs. of demolition materials (sheetrock, ceramic tile, bathroom fixtures, plasterboard, plaster, asphalt shingles, cement, brick, or other designated demolition materials). Collection and disposal of recyclables do not require coupons.

SECTION 4: LICENSEE REQUIREMENTS

A. Annual Reporting

Under State of Connecticut Public Act 10-87, refuse collectors collecting refuse and recyclable materials within the borders of the Town are required to:

1. Annually register with the municipality
2. Disclose specific information to the municipality
3. Submit an annual solid waste and recycling report to the municipality

B. Recycling Services

Refuse collectors providing service to commercial establishments shall offer single stream recycling services for the same range of materials as required by the Town curbside residential program and shall be included in the terms of the collection agreement. New customers shall be notified in writing that the collection service includes the list of recyclable materials as defined in this Ordinance.

C. Designation of Disposal Sites

Refuse collectors shall dispose of refuse at the Town Transfer Station and deliver recyclables to the Recycling Sorting Facility, both locations as defined herein or as designated by the Director of Public Works.

SECTION 5: PENALTIES FOR NON-COMPLIANCE

**Building Permits WILL NOT be issued until both the Building Department AND
Fire Marshal Fees are paid.**

☞ **Building Department Fees are payable to/at the Building Department** ☞

☞ **Fire Marshal Fees are payable to/at the Fire Marshal's Office** ☞

☞ ***Plans will not be accepted for review until fees are paid*** ☞

Per Town of Trumbull Municipal Code, Chapter 5, Article 1, Section 5-3(a), Sub section 9.

Timothy M. Herbst
First Selectman



Office of the First Selectman
Town Hall
5866 Main Street
Trumbull, Connecticut 06611
203 452-5005

**TOWN OF TRUMBULL
CONNECTICUT**

SENT VIA EMAIL

Carl A Massaro, Jr.
Chairman Trumbull Town Council
Trumbull Town Hall
5866 Main Street
Trumbull, CT 06611

Re: Trumbull High School Forensic Audit

Dear Chairman Massaro and Members of the Trumbull Town Council:

As you are aware, the Town of Trumbull has sought bids for a forensic audit of the Trumbull High School renovation project. This bid procurement process has resulted in several layers of review by interested officials associated with this project, including but not limited to members of the Board of Finance, Board of Education, as well as the principal of Trumbull High School. I had the opportunity to interview the two finalists that were recommended by the review committee and both were exceptional. I recommend the selection of Grant Thornton as the audit team for this project primarily because they were the low bidder. I believe that their presentation and bid submission clearly reflects a strong accounting acumen, coupled with a clear understanding of school construction projects and the Connecticut Bureau of School Facilities (BSF).

I look forward to discussing this recommendation with your body at your June 3, 2013 meeting. If you or any members of the Town Council have any questions, please do not hesitate to contact me the number above or via email at therbst@trumbull-ct.gov. Thank you for your consideration of this request.

Very Truly Yours,

Timothy M. Herbst
First Selectman