

**DERBY BOARD OF ALDERMEN
REGULAR MEETING**

DERBY CITY HALL – April 22, 2010 – 7:00 P.M.

MINUTES

The Honorable Mayor Anthony Staffieri called the meeting to order at 7:00 p.m. All rose and pledged allegiance to the flag.

Roll Call

Present: Stepen Iacuone, James Benanto, Ken Hughes - President, Joseph DiMartino, Joseph Bomba (arrived at 7:12 p.m.) David Lenart and Scott Boulton

Also Present: Corporation Counsel - Joseph Coppola.

Absent: Barbara DeGennaro, Beverly Moran ,

Additions, Deletions and Corrections to the Agenda. There is an addition; a request by Ray Sadlick and Belleview Homes LLC for a waiver or refund of application fees for zone change application regarding 35 Belleview Drive, Derby. Mr. Hughes would also like to move the recognition of 6th grade 2010 winter indoor football league - 2nd year undefeated up to following approval of minutes. **A MOTION** by Mr. Hughes to approve the amended agenda, second by Mr. Lenart, all in favor. **Motion passes.**

Public Portion

Mr. Fran Finnucan - 45 Belleview Drive. He was here a year and nine months ago about the water problem on Belleview Drive. He would like to know what the progress is. Mayor Staffieri stated the public works will be digging up the galleys that have been clogging up causing the water back up within a week or two.

Louise Pitney - 13 Howard Ave. Ms. Pitney stated on page 6 of the minutes, it states the salary is \$7,000.00 a year. The salary is actually \$6,000.00 a year, included in the line item of the budget is the money paid to the registrars for working the elections or primaries. If there are none, they do not get paid that money.

Tom Greene - Belleview Drive. Mr. Greene has concerns regarding the water problem and the permitting of the transfer station.

Anthony Simone - 43 Belleview Drive. Mr. Simone has water coming in his yard. He can't use his pool.

Jim Butler - Prindle Ave. Mr. Butler is here tonight on behalf of the Witek Park property. The fence is completely rotted away. It needs to be repaired.

Carl Yaccobacci - 10 Lombardi Drive. Mr. Yaccobacci spoke on the contract renewal for Ms. O'Malley. Mr. Yaccobacci would like to give positive reinforcement for this item. There are two big projects coming up and we need to make sure the contract is renewed so downtown and DOT property can get done. Her salary is very much deserved and she is very much needed in this town. He has found Ms. O'Malley very much upfront and honest in dealing with people who have concerns regarding downtown.

Jack Walsh - Eighth St. - Chairman of Parks and Recreation. Mr. Walsh is in favor of the raises for non-union contracts. In looking at the performance, they have done a phenomenal job along with Sheila's performance.

Anita Dugatto - 69 Elizabeth St. Ms. Dugatto inquired how the raise works. Contracts aren't up until July 1st. Can the action be postponed until the budget gets set?

Public Portion closed.

Approval of Minutes - Regular Meeting - March 25, 2010

A MOTION to approve the minutes with the correction in regards to the salary of the registrar of voters by Mr. Benanto, second by Mr. Hughes, all in favor. **Motion carried.**

Recognition of 6th grade 2010 Winter Indoor Football League - Second year undefeated.
Mayor Staffieri recognized the football players with plaques and a picture with the Mayor.

Recommendation for Additions to Blight List: 46-48 Fifth Street.

A MOTION by Mr. Hughes, second by Mr. DiMartino, all in favor. **Motion carried.**

Sidewalk Reimbursement Recommendations:

31 Hawthorne Ave - \$483.00, 37 Coppola Terrace - \$278.80, 95 Hawthorne Ave - \$1,334.50 and 188 Seymour Ave - \$226.94. **A MOTION** to approve by Mr. Bomba, second by Mr. Lenart, all in favor. **Motion carried.**

Department Reports

Board of Education - not present.

Derby High School Stairwell Code Compliance Project. Discussion. Mr. McLiverty has two resolutions to be read into the record:

"RESOLVED: That the Board of Aldermen hereby authorizes the Derby Board of Education to apply to the Commissioner of Education and to accept or reject a grant for the Stairwell Code Compliance Project at the Derby High School (Temporary Project N. 037-VMJZ)".

"RESOLVED: That the Board of Aldermen hereby authorizes at least the preparation of schematic drawings and outline specifications for the Stairwell Code Compliance Project at the Derby High School (Temporary Project N. 037-VMJZ)".

A MOTION to accept by Mr. Lenart, second by Mr. Hughes, all in favor. **Motion carried.**

Cultural Commission - Mr. DiCarlo presented his report. Derby Day is June 26th. Mr. DiCarlo is looking for permission to close off Elizabeth Street from Fifth Street to Thompson Place from 5:30 a.m. to 5:30 p.m. Also, there are 62 bands vying for the 10 spots for the summer concert series. **A MOTION** to approve the closing of Elizabeth Street from Fifth Street to Thompson Place by Mr. Hughes, second by Mr. Bomba, all in favor. **Motion carried.**

Public Works - not present.

Building Report - permits are picking up. There is an increase in remodeling.

Ray Sadlick and Belleview Homes LLC - waiver or refund of application fees for zone change application regarding 35 Belleview Drive, Derby. Joe Coppola - Corporation Counsel read a letter into the record: " To Whom it May Concern: this letter is to request that the \$750.00 application fee for the above property (35 Belleview Drive) zone change be applied from my previous application toward this new application....Sincerely, Ray Sadlick. **A MOTION** to approve by Mr. Lenart with a second by Mr. Boulton, all in favor. **Motion carried.**

Facilities Inspector Report - the inspectors are very active and gotten quite a bit of compliance. The facilities inspectors will be coordinating the Naugatuck River Clean Up this Saturday from 8:00 a.m. to 12:00 p.m.

Fire Marshall Report - no questions on the report.

Fire Department Report -

The Orange Police Department would like to put in a receiver in the Hotchkiss Hose due to a dead spot. There is a hold harmless contract to be reviewed by Corporation Counsel. The Fire Department will do a hot dog and soda sale to benefit the fireworks.

Police Department - Deputy Chief Narowski addressed the board. The union contract is before the board for approval. The contract resolved 16 labor actions that were pending, along with MPP's and grievances. Also the promotion process has gotten better control and the scheduling and time off issues. There was a zero percent increase in wages for the first year. Mr. Ken Dupke - Union President stated the union is happy with the agreement and is asking for an affirmative response to the contract.

Mr. Coppola stated the vote requires a majority vote. There are three members tonight that cannot vote on this. If this cannot be acted on tonight there are thirty days where if there is no action, it automatically is approved, if there is a rejection it goes back. **A MOTION** to table by Mr. Hughes, second by Mr. Bomba, three abstentions....Mr. Boulton, Mr. Benanto and Mr. Iacuone. **Motion carries.**

Parking Authority Report - not present.

Refund of Excess Taxes requested thru April 13, 2010 - \$379.19 - Cinda Buchter, Tax Collector. **A MOTION** to approve by Mr. Lenart with a second by Mr. Hughes, all in favor. **Motion carried.**

Invoices Derby Middle School - \$10,862.00 - The Hartford
No invoices to approve.

Fee Waiver - Coon Hollow Park - July 11, 2010 - North Star Community Resource
A MOTION to approve by Mr. Lenart, second by Mr. Iacuone, all in favor. **Motion carried.**

Use of Riverwalk for Walk-a-thon - May 10, 2010 - 10:00 a.m. - Friends of Paula Ferrara
A MOTION to approve and provide applicable insurance waiver by Mr. Lenart, second by Mr. Bomba, all in favor. **Motion carried.**

Sign Placement - Derby Pop Warner
A MOTION to approve by Mr. Lenart, second by Mr. DiMartino, all in favor. **Motion carried.**

Sign Placement - Christ Church
A MOTION to approve by Mr. Benanto, second by Mr. Lenart, all in favor. **Motion carried.**

High Acres Christian Church - Permission to use Derby Green May 28 2010 - 6:00 p.m. to 9:00 p.m. Jim Wegner, Pastor and Patrick Toomey, Worship Leader.

A MOTION to approve and provide applicable insurance waiver and no allowing for distribution of literature and/or pamphlets by Mr. Lenart, second by Mr. Hughes, all in favor. **Motion carried.**

Wage Increases, Non-union Employees - Discussion and Possible Action

Mr. Hughes read the following into the record from Mayor Tony Staffieri: "Chairman Hughes and honorable members of the Board of Aldermen, I would ask for you to approve pay raises for the following people who report to me or are not represented by a Union for their pay scale. I am asking you to approve a raise equal to the collectively bargained pay raise for all union employees of the City which is 4%. All those listed below received a Zero percent raise last year as was the case with all union employees. You have Sheila O'Malley's contract on the agenda which includes a 4% pay increase. You have previously approved the contract for the fire marshall Phil Hawks which included a pay increase of 4%. I am asking your approval of the same increase for the following non-union employees: Ron Culmo our Director of Public Works, Henry Domurad our Director of Finance, Philip Robertson who is our Chief Administrative Officer, Joan Williamson who works part-time as our Assistant Director of Finance, Barbara Charlonis who serves as my Administrative Assistant, David Kopjanski our Building Official, Andy Cota and Joe Moore our Blight Inspectors, Dominic Mascolo - Electrical Inspector, and Dennis O'Connell our Director of Parks and Recreation. Also, I ask you to go along with Dennis O'Connell's recommendation to increase the Supervisor's hourly rate from \$18.04 presently to \$18.50 per hour. Dennis has also asked we increase the hourly rate to his Attendants' from \$9.55 presently per hour to \$9.75. And also, the Lifeguards from \$10.61 to \$10.85 an hour.

A MOTION to approve the increases by Mr. Hughes, second by Mr. Benanto, all in favor. **Motion carried.**

Employment Agreement - Director of Community & Economic Development and Grant Writer for City and Board of Education - Discussion/Action **A MOTION** to approve by Mr. Lenart, second by Mr. Hughes, all in favor. **Motion carried.**

Ordinance - Blighted Premises Chapter 60, Sec 60-7 Discussion/Action

Mr. Robertson stated the City received \$27,755.00 settlement of blight fees. The Charter states the money must be placed in a trust fund overseen by the Board of Aldermen. It restricts its use only for blighted property. The request is to have it be placed in the general fund.

Mr. Bomba is against it being in the general fund and feels it should be used for city residents to comply with the ordinance...people that are struggling out of work right now - elderly people on fixed incomes, it would go to good use and help the citizens of Derby.

A MOTION by Mr. Hughes to approve, there is no second.....motion fails.

SEIU - Healthcare - Birmingham Health Care Center - Permission for placement of a Port-a-john for strike. **A MOTION** to approve by Mr. DiMartino second by Mr. Hughes, all in favor. **Motion carried.**

Appointments & Re-Appointments:

Commission on the Study of the Needs of the Elderly 2yr. Reappointments
Stacia Balko, Edward Brickett, Marion Cafasso, Virginia Costigan, Bonnie Chevrealla, Shirley Erickson and Donald Klischer **A MOTION** to approve by Mr. Lenart, second by Mr. Benanto, all in favor. **Motion carried.**

Ethics Board - Alternate 3yr. Re-appointment - Darryl Cotter, Appoint - Rob Hyder **A MOTION** to approve by Mr. Boulton, second by Mr. Iacuone, all in favor, Mr. Lenart abstained. **Motion carried.**

Inland/Wetland Agency 3yr. Re-appointment Rodger J. Birtwell. Appointment Alternate Dan Sexton.

A MOTION to approve by Mr. Lenart, second by Mr. Benanto, all in favor. **Motion carried.**

Insurance Commission -5yr. Appointment - Linda Fusco

A MOTION to approve by Mr. Boulton, second by Mr. Lenart, all in favor. **Motion carried.**

Lake Housatonic Authority 3yr. Re-appointment - Bill Steeves

A MOTION to approve by Mr. Bomba, second by Mr. Iacuone, all in favor. **Motion carried.**

Naugatuck Valley Health District 3yr. Re-appointment - Susan S. Carter RN, BSN, CNOR

A MOTION to approve by Mr. Boulton, second by Mr. Lenart, all in favor. **Motion carried.**

Parks & Recreation Commission - 3yr. Re-appointments - Nick Serednitsky and David Mikos

A MOTION to approve by Mr. Lenart, second by Mr. DiMartino, all in favor. **Motion carried.**

Derby Football Sign Drive

A MOTION to approve by Mr. Lenart, second by Mr. Boulton, all in favor. **Motion carried.**

Derby Cheerleaders Championship Rings. Discussion/Action

A MOTION to approve by Mr. Hughes for \$1,150.00, second by Mr. Iacuone, all in favor. **Motion carried.**

Discussion regarding purchase of easement on Sodom Lane

Discussion regarding sale of parcel along Sodom Lane

Mr. Coppola addressed the board on these two subjects. There is a need to acquire the easement on Sodom Lane and also the property owner approached the City for the parcel of land. There were three estimates of appraisals:...Vincent Guardiano at 1,500.00, Sheehy Associates at 875.00 and Mr. Greenlaw at 300.00. Mr. Coppola is looking for approval of one of the appraisers. **A MOTION** to approve Mr. Greenlaw by Mr. Bomba, second by Mr. Lenart, all in favor. **Motion carried.**

Discussion regarding Gilbert Street Project. Road Bond Funds. Options for easements, purchase and construction.

Mr. Coppola addressed the board. Last month Mike Joyce provided Mr. Coppola with a map which indicates the required easements. Mr. Coppola has estimated values for the easements.

Executive Session: Contract Negotiation for purchase of property and easements, purchase and construction.

A MOTION to go into Executive Session by Mr. Hughes and invite Joseph Coppola - Corporation Counsel at 8:31 p.m., for the purpose of contract negotiation for purchase of property and easement rights along Gilbert Street, second by Mr. Lenart, all in favor. **Motion carried.** Executive Session ended at 8:56 p.m.

Discussion and action regarding easements and/or purchase of property along Gilbert St - Road Bond Project.

A MOTION to table by Mr. Hughes, second by Mr. Lenart, all in favor. **Motion carried.**

Life Insurance through payroll deduction

A MOTION to allow Joe Pinto of New York Life to put a payroll stuffer in with City employee paychecks as approved by the Mayor and Finance Director - Henry Domurad by Mr. Lenart, second by Mr. Benanto, all in favor. **Motion carried.**

Adjournment

A MOTION to adjourn at 8:59 p.m. by Mr. Lenart, second by Mr. Benanto, all in favor. **Motion passes.**

Respectfully Submitted,



Denise Cesaroni
Recording Secretary

****These minutes are subject to approval by the Board of Aldermen at their next regular meeting.