



**City of Derby
Board of Alderman
SPECIAL Meeting
Joan Williamson Aldermanic Chambers
April 11, 2013**

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

Roll Call: BOA President - Barbara DeGennaro, Stephen Iaccuone, Beverly Moran, Joseph DiMartino, Arthur Gerckens, Ronald Sill, Scott Boulton, Carmen DiCenso and Richard Dziekan.

Also Present: City Treasurer - Keith McLiverty, Director of Public Works - Ron Culmo, Building Inspector - David Kopjanski, Fire Marshal - Phil Hawks, WPCA Chairman - John Saccu, Director of Community and Economic Development - Sheila O'Malley, Corporation Counsel - Joe Coppola, Vice Chair - Republican Town Committee - Carolyn Duhaime and Town Clerk - Laura Wabno.

Additions, Deletions, Corrections to the Agenda.

No changes to the agenda as it is a special meeting.

Public Portion:

James Butler - Prindle Ave, Chairman of the Board of Appropriation and Taxation. Mr. Butler complimented the Board for the fee schedule for the Building Department.

The procedure to collect Patrolmen wages from outside contractors needs to change. The Finance Department Director Thomas Thompson has worked hard and brought in a significant amount of money.

Many towns have received a check before a permit is given for work from the Police Department.

Also, In the past, the City has bonded for road work. Roads have been patched poorly, such as Sodom Lane. Companies have to have a \$100,000 liability insurance policy with a \$10,000 bond on the job. The bond should be the amount of the job to repair the road. No more just the trenches of the road, it should be curb to the center. If three quarters of the road is dug up, it should be curb to curb.

Keith McLiverty - Academy Hill Rd, City Treasurer. Mr. McLiverty urges the board to stand strong on enforcing the blight rules and regulations and hold people to a standard. There are \$1.8M in blight fines outstanding. This could be used to acquire properties and tear them down to reduce density.

John Saccu - Director of Youth Services and WPCA Chairman. Mr. Saccu agrees with Mr. McLiverty. It is an indicator of the things, that Mr. Saccu investigates every day along such as truancy, drug issues, a transient population that blight creates.

Public portion closed at 7:12 p.m.

Mayor Staffieri asked for a moment of silence on the passing of John Saccu's brother.

Approval of Minutes - February 28 2013

Mr. DiCenso stated he has an issue with the minutes. Mr. Robinson stood up and very stupidly asked, and the aldermen answered his question...whoever did the minutes, you worded dishonorably discharged, that word was never said in the meeting. He asked each member, each member answered yes or no. The word dishonorably discharged was never said at the meeting. You are opening yourself up to a lawsuit.

Mayor Staffieri asked Ms. Cesaroni to review the tapes.

Mr. Gerckens asked if the tape recorder was on.

The tape is on.

For the record, Mr. Gerckens responded..

"I must say that it pains me that so much time and effort is wasted on nonsense. Well here we go again. I would like to point to the last sentence of the second paragraph under the public portion heading...besides being a completely false account of what was said, the circumstances and subsequent actions since the February meeting are worth exploring.

How did this outrageous slanderous and libelous statement make it into the minutes and onto the Derby website?

Before I begin, I'd like to quote Eleanor Roosevelt. "Great minds discuss ideas, average minds discuss events, small minds discuss people".

It is a shame, that this administration focuses so much of their attention on people instead of ideas.

Do you remember, a few months ago, when I stated that games were being played. Let me refresh people's memories. We made a motion for a written report concerning the incidents in the Tax Office. The motion was voted upon and passed. The media ran with the story and Mr. Staffieri vetoed that order.

At the next meeting, the minutes read that the motion failed. If it failed why was it vetoed? If it failed, why did every newspaper write that it passed, and then wrote that it was vetoed by Mr. Staffieri?

Corporation Counsel reviewed the tape recording and stated that one vote sounded like nay on the tape. So, the meeting minutes were altered to make it look like the motion failed.

At the next meeting, the aldermen had to go through the whole dog and pony show to correct the minutes. Here we go again.

There is nobody in this audience that heard me or anybody else say what is reflected in those minutes and post it on the internet.

It is my recollection that the Town Clerk took the minutes of the February 28th meeting. Is that correct?

Ms. Wabno stated she taped the meeting and that she turned it over to Ms. Cesaroni for transcription.

So, it is faithfully submitted by Denise, so it is fair to say Denise transcribed the minutes....

Ms. Wabno stated from the notes and the tape.

Mr. Gerckens responded..."from the notes and the tape" Okay, that was my next question. If she wasn't at the meeting how were the minutes transcribed...so we have answered that question, notes and the recording.

I requested a copy in person, a tape of the meeting on Thursday March 14th and received my copy on Thursday March 19th. Is there a written or verbal policy in City Hall that Mr. Staffieri wants to know anytime someone requests a tape, your office....

could not hear Ms. Wabno's response...

Mr. Gerckens - yep, okay. Did anyone ask what I was doing, and when I asked for the tape, I passed Sheila, when I requested it and then when I picked it up five days later, did anybody come in and say what was he doing here?

Ms. Wabno stated she asked ...(could not make out what Ms. Wabno responded)

Mr. Gerckens - so she did ask what I wanted, what I was doing there, and you said, he wanted a tape, okay. Are you aware that I have requested tapes in the past?

Ms. Wabno responded yeah, if it came to me, yeah

Mr. Gerckens stated he has a whole stack, I brought with me. Out of all the tapes, I have requested in the past year and a half, did you know that this is the first tape that does not start with the pledge of allegiance, with the roll call and with part of the public portion. When I got the tape, I went home, put it in, and to my surprise, it started midway through Dominick Thomas's public portion, which if you figure it out, the roll call and the pledge of allegiance and Mr. Robinson went down the line, that went on for quite some time. That's not in the minu...that's not in the tape recording I have, so therefore I ask, do you have the source recording of that meeting.

Ms. Wabno responded (somewhat inaudible...)we are having trouble with the current system, and it's of no use to you right now, but we are investigating other avenues, tape recorders are very hard to find, and we are having trouble with tapes, we have had to return tapes that weren't recording correctly, but we are in the process of...for your point right now, no we don't have a current....other than the antiquated tape recorder.

Mr. Gerckens stated....excuse me, I am talking right now...but you do have the original tape? Ms. Wabno responded yes.

Mr. Gerckens asked...Denise, when you listened to the original tape, did you hear what is reflected in the minutes?

Ms. Cesaorni responded, I believe I did.

Mr. Gerckens responded...you did, so it is fair to say the pledge of allegiance, the roll call, Mr. Robertson's comments are on your copy of the tape, but they are not on my copy of the tape

Mayor Staffieri stated...excuse me, it's Robinson....not Robertson

Mr. Gerckens stated okay, Robinson, so you heard, your tape is different than what was given to me

Ms. Cesaroni stated the tape that I used, I turn into the town clerk's office

Mr. Gerckens stated the answer is, the question is when the tape that you heard, contains the other items, the pledge, the roll, and you caught the first comment in public portion

Ms. Cesaroni...uh huh.

Mr. Gerckens, you must of, because... okay, so you heard that but it is not on my tape, so you do recognize me as the legally elected representative of the second ward,

Ms. Wabno stated yes, I do.

Mr. Gerckens asked do you think I want some tampered with altered tape when I come in to request a tape?

Ms. Wabno stated the problem is again, the current system, I have no way of knowing what was recorded, when it transposes from one tape to another, you can't even buy this machine anymore, that copies tapes. If I had more time, I would have reviewed it before I handed it out, and I didn't do that and I apologize.

Mr. Gerckens responded that he is at a loss that I requested a tape and the whole portion is missing, but then your notes must say what is reflected here, because it's not on my tape...and I guarantee you, it is not on that tape, okay, so this is a problem.

Mr. Gerckens- here's another question...well, suffice it to say these minutes need to be fixed, they need to be changed, they need to get removed from that website, they need to be done immediately.

Mr. Gerckens - now I'd like to discuss this whole discharge non-issue that keeps getting brought up. I served in the military over 32 years ago. It is not my responsibility to educate the ignorant and the unknowing. If we look at the discharge and we view it as a ladder, the top rung is an honorable discharge, and the bottom rung is a dishonorable discharge. A dishonorable discharge is for the worst of the worst in the military. It is for your murderers, your rapists, your sex offenders, your deserters'.

There are three other discharges in between those rungs. Suffice to say, I have one of those. How dare this administration, and certain members of the public imply and use my name in such a slanderous manner. My father was a Korean War Navy Vet, my brother David was killed in an automobile accident at the age of 20, while serving this country in the Marine Corp, my brother Kevin was part of the first Marine Division that entered Kuwait, and I myself, volunteered to serve in the United States Air Force at the height of the Iranian crisis...at the Iranian Hostage Crisis.

When I went to work this morning, my outlook email system popped up a little reminder, reminding me that tomorrow is the 28th anniversary of my father's death. If anyone remembers my father, you realize he worked very hard for the youth of this town. He was a long time coach for St. Jude's CYO, and he never hesitated to volunteer his time to serve the youth in this City. In fact, it was my dad, along with Bev Moran who started the first girls basketball league in the Valley and that was at a time when the only option for females was to cheerlead.

Now I was stunned, because this meeting was canceled and many dates went back and forth before we settled on tonight's date, that little pop up message seemed to be telling me to be vigilant in protecting my family's name, after all, my brother and I have five daughters and when we pass, the name passes.

When asked by Mr. Robinson whether I served, I answered yes, he asked what branch, I stated the Air Force, he asked if it was an honorable discharge, and I answered no. I've located my official DD214 form and was reviewing it, before tonight's meeting. It contains a lot of information. It has my name, my rank, my serial number and in those days, your serial number was your social security number.

It lists my military education, my duty status, my pay grade and the ribbons and medals that I was awarded while serving my country. It's also signed and notarized by someone in the military processing center in St. Louis. Do you know what's not in there? Any mention whatsoever of a dishonorable discharge.

Now shall I continue...or do you want to hear about the dusty old file that I found in my closet that contains everything pertaining to my military record?

What I found interesting and compelled me to reread were all the letters that discussed my leadership, and athletic abilities from a former legendary football coach, from a former Derby High School principal, from a Sheriff of New Haven County, and from a commandant of the U.S. Coast Guard.

You know what's not in there?... any mention whatsoever of a dishonorable discharge.

So, I wish he was here, but to the self proclaimed watchdog, if you want to be known as a watchdog, you need to report truthfully on the issues and not make baseless public comments. When you only report what was spoon fed to you by others you lose all credibility and you become insignificant.

Finally, I believe that the constant chattering between Mr. Staffieri and Corporation Counsel during these meetings has become a distraction. I don't entirely blame the recorders. They're doing their best. However, when the person sits four seats away, and is armed with a tape recorder and still can't get the minutes correct, there's a problem.

So, does anyone remember one of my first meetings when I said that the attorney should not be sitting at the big table? Thank you.

Mr. DiCenso - I myself was sickened by the two attacks from residents of this town on Mr. Gerckens, I've known since he was ten years old. He's a good man, does a lot for the children of this City, he does a lot for St. Mary's School and also the Church, and for people to arm these people with information to try to attack Mr. Gerckens is sickening. I think this administration and the board owe Mr. Gerckens a written apology.

Ms. DeGennaro - with regards to the minutes, **A MOTION** that the minutes be, that we table the approval and once again ask that...make a motion that the recorder, that's taking the minutes make sure that they are accurate, because...that's the motion, second by Mr. DiMartino, all in favor, **motion passes.**

Correspondence -

From Linda Fusco, Chairwoman, Derby Democratic Town Committee & Tony Szewczyk Chairman, Derby Republican Town Committee – Designation of one public meeting place within a City building.

Ms. DeGennaro received a letter by both chairs. They are concerned that the town committees do not have somewhere to meet. They are looking for space in one of the City buildings to accommodate their meetings.

They indicated the Hotchkiss Hose Annex is too small. They also noted that the Neighborhood Watch met in City Hall. They are inquiring if there can be availability for the Town Committees.

Corporation Counsel cannot find any ordinance that restricts the use of government chambers for political parties. Some municipalities do that. The only comment to add is that you can't open up City buildings for community service for only or one or two groups, once you open it up, then any group has rights to come to the City building.

Also, the caution with political parties coming to municipal buildings, and Mr. Coppola is not sure if there is an election law, you cannot do fundraising by a political party in a municipal building.

Ms. DeGennara feels the item should be referred to a subcommittee.

Ms. Duahime stated the intent was not necessarily for specifically Aldermanic Chambers but for any room larger than the Hotchkiss Hose Annex for the purposes of monthly meetings and not for fund raising. Public is welcome.

A MOTION by Mr. Sill with a second by Mr. Iacuone to refer the item to the Operations and Procedures Committee.

Committee Report:
Community Relations

Proposed Winter Parking Ban Ordinance Change

Mr. DiMartino stated they came up with proposals for winter parking to help out with parking when it snows.

One is the same as it is now, the other is to change the parking with the odd/even side number of the years.

The other change is the Everbridge Emergency Phone System to residents in areas affected on the West Side of town to have the vehicles moved to the opposite side of the street the night following the storm so that snow may be plowed or removed on that side for a one night period, and then after that everything would remain the same.

Ms. DeGennaro feels the option regarding the even/odd years is too much to ask individuals.

Mr. Culmo stated the policy should also state it is midnight to six a.m.

The item will be sent back to the subcommittee with also asking the Chief of Police or Traffic Commission to be involved along with Mr. Culmo.

Proposed Changes to the City of Derby Application for Permit to Construct or Repair Sidewalks, Curbs & Gutters.

A MOTION by Mr. DiCenso with a second by DiMartino to approve the new form, all in favor, **motion passes.**

Operations and Procedures Committee –

Recommendation to Leave the Current Motor Vehicle Tax Payment System.

Ms. Moran stated the committee spoke with the Tax Collector and City Treasurer. The committee is waiting to see what the State of CT is doing with the automobile taxes. The committee is recommending to leave it as one tax payment system until we hear from the state and will revisit it in the future.

Recommendation to Have the City of Derby Noise Ordinance Reviewed by CC Joe Coppola

The item was sent to Corporation Counsel, because the Chief of Police cannot enforce it as it is.

Proposed Changes to the City of Derby Ordinance: Chapter 64 Building Construction, Section 64-2 Fees: Recommendation to Raise the Current Building Department Fees from \$1.00 - \$1,000.00, from \$15.00 to \$20.00, and \$1,000.00 or more from \$8.00 to \$9.00.

Fees have not been raised since 1990.

Other communities are paying more in fees. It is a modest fee increase. **A MOTION** to approve by Mr. Iaccuone with a second by Mr. Dziekan....there has to be a public hearing..Mr. Iaccuone amends his motion to add public hearing meeting to May 23rd, at 6:45 p.m. second by Mr. Sill, all in favor, **motion passes.**

Department Reports:

Board of Education Report -

The School Board is continuing gathering design specs for the roof.

Cultural Commission Report –

Derby Day Requests

Mr. Soto stated the Commission is asking for permission for the use of the green for June 15 2013, closure of Elizabeth St and Minerva St, placement of signage on City property,

placement of port o potties, suspend back ground checks for vendors and asking permission to open Sterling Opera House.

Ms. DeGennaro stated there were changes made last year for the vendor permit applications and not checking background checks was eliminated, it had more to do with the fee so the people that come in for the year are a vendor for the City, they are paying a vendor fee., they are not paying another fee for Derby Day.

Fire Marshal P. Hawks stated people are bringing in illegal fireworks.

A MOTION by Mr. Iaccoune with a second by Mr. Sill to allow the Derby Day request go through with the exception of the background checks and direct the Operations & Procedures Committee to go to Chief Narowski

An ammendment by Ms. DGennaro with regard to the Opera House; that the Cultural Commission coordinate with the Fire Marshal, Fire Department and any other requirements that need to be made and a hold harmless agreement for the tours

Mr. Iacuone and Mr. Sill are in agreement with the amendment, all in favor, **motion passes.**

Ms. DeGennaro stated if the Chief of Police can come up with a requirement for the vendors that can satisfy this board, then the background checks may be waived.

Public Works Report -

Mr. Culmo stated there is a checklist of all the roads to make sure the holes are fixed, properly repaved. He is in contact with the gas company, the water company about the work they did last summer. The gas company was late because they had more work to do than they were supposed to. They'll be coming in, in the next few weeks, roads are marked out, they will be repaving everything.

Any roads that have been open the last five years, have to pave curb to curb.

The crew goes out three days a week on the greenway to take care of issues. Everything has been working good.

Ms. Moran stated by Academy Hill by Witek Park is a disaster with garbage and trees.

Building Report –

no questions on the report. The next couple of months there will be activity on Pershing Dr. The developers are anxious to start. The computer shop building will be demolished. Mr. Iacuone stated the ceilings are down inside the store.

Facilities Inspector Report –

The property on Caroline St was tabled at the last subcommittee meeting. The facility inspectors were out at the Dworkin property.

Fire Marshall Report -

Ms. DeGennaro asked Mr. Hawks to look at the Annex meeting room and report at the next subcommittee meeting.

Fire Department Report –

The report is in the board packet.

Office of Emergency Management –
no one present.

Parking Authority Report - minutes and report are in the packet.

Derby Police Department –
The Chief is not present.

WPCA -

Mr. Saccu stated the WPCA along with Corporation Counsel, the State Bond Counsel and the City Treasurer has completed the preparation for the proposed referendum. Mr. Saccu stated they were able to take two major projects off the proposal because they are out seven or eight years.

The referendum went from \$34M to \$24M. A public hearing will be held. There were already two public informational sessions.

A letter was received last week from the State regarding the action on the Route 34 pumping station. They have accepted the WPCA's plan.

Derby Redevelopment Agency - no one present.

Corporation Counsel

FOI request from Valley Independent Regarding Confidential Report – Tax Office Matter.
Corporation Counsel Joe Coppola addressed the board. A freedom of information complaint was given to the board on behalf of Eugene Driscoll and the Valley Independent Sentinel along with Mr. Coppola's letter.

The report cannot be released unless the Board of Aldermen removes the attorney/client privilege.

Mr. Gerckens stated they asked for a report, but it's labeled memo. Now as someone with an English degree, the difference between a memo and a report is substantial. A memo is an authoritative voice, I write memos every day, this is what I want done, this is how we're going to do it.

A report is more formalized. It usually contains headings, usually it is up to public scrutiny. So I don't, I'm not entirely clear that you followed the motion to provide us with a report. I mean a six week investigation and you got a three page memo. Any comments?

Corporation Counsel - by me? Regarding that document whether it is a report or a memo, unless the Board of Aldermen removes my attorney/client privilege exemption, what we voted on...

Mayor Staffieri stated we voted not to release it.

Corporation Counsel - no, I'm just advising you, that's how we go forward.

Mr. Sill - so it's going through its normal course.

Corporation Counsel - I'm trying to answer whether it is a memo or a report, and I'm explaining to Aldermen Gerckens that I don't change my opinion that way.

Mr. Gerckens - You don't have to explain to me, I understand....

Corporation Counsel - you just asked me a question, I'm trying to explain your question.

Mr. Gerckens - no but you know, but you're almost answering it demeaningly, I can assure you I know the difference between a memo and a report. Now if you're standing by that this memo is a report, then fine, I'm here to tell you that as someone educated in business writing, a memo is far different from a report. So, I'm not entirely sure that you complied with the motion to provide us with a report. Now you've answered, you're standing by it, okay fine, I just wanted to point that out.

Corporation Counsel - I'm standing by, that my opinion as to attorney/client privilege is not going to change, whether you identify it as a report or you identify it as a memo.

Mr. Gerckens - okay, thank you.

Mr. Sill - so this is going to take its natural course, going to the FOI Commission and they can overrule us and put it out?

Corporation Counsel - absolutely, unless you take away the attorney/client privilege otherwise it does go its natural course.

Mr. Iacuone - so basically, it falls down to their interpretation of the statute.

Corporation Counsel - no, usually what happens is, we call it an in camera review . They'll look at the report and they'll weigh whether or not it

Mr. Iacuone - it falls under the statute.

Corporation Counsel - right.

Mr. Gerckens - I make a motion that we take away the attorney/client privilege for this memo/report

Mayor Staffieri - motion has been made, is there a second?

Mr. Sill - second

Mayor Staffieri - seconded by Mr. DiCenso, no, Mr. Sill, oh excuse me it sounded like you, any questions, all in favor say aye,

Mr. Gerckens - aye

Mr. Sill - aye

Mayor Staffieri - any not in favor, say nay

Roll Call: Mr. Gerckens - yay, Mr. DiCenso - no, Mr. Sill - yes, Ms. Moran - no, Mr. Dziekan - no, Mr. Boulton - no, Mr. DiMartino - no, Ms. DeGennaro - no, Mr. Iacuone - no.

Mayor Staffieri - the no's have it.

Corporation Counsel - any other questions?

Storm Ambulance Corps - Presentation of Storms 2012 Annual Report.

The report is in the packet.

Refund of Excess Taxes paid through – March 15, 2013 - \$168.96 – Denise Cesaroni, CCMC, Tax Collector.

A MOTION to approve by Mr. Sill with a second by Ms. Moran, all in favor, **motion passes.**

Update - City of Derby Revolving Loan Program –

Everyone is basically current. A bankruptcy hearing for Lucarelli is scheduled for April 17th on the trustees motion to disqualify Mr. Lucarelli's counsel or as an alternative to dismiss the Chapter 11 case. Our attorney will attempt to monitor the proceedings.

We have moved forward with the motion for a relief from stay.

Discussion Regarding Referendum for WPCA, Parking Garage and School Buildings

Mr. McLiverty stated the Board of Aldermen would approve the referendum question and the borrowing, and the Board of Apportionment & Taxation would approve the borrowing of the money.

Municipal bond rates are coming down. As long as we are postured in a way that we are able to borrow money, we save tremendously by borrowing at rates like 1.8% and we are able to do infrastructure improvements. By having a high bond rating we pay less interest than we would in the market.

The WPCA had an engineer calculate the cost for their project, so the probability is greater that the calculation is great. They have engineering numbers, engineering scope of work, and they've modified the scope of work making it affordable. The idea of WPCA going to referendum can come to your board.

The parking garage's probability of the numbers being accurate are much lower than the WPCA. There have been engineering estimates that have fluctuated from \$19M to \$6M. Mr. McLiverty doesn't feel he is in a position to come to the Board of Aldermen with a cost for the garage.

The Board of Education needs a change to the capital plan for Dr. Conway to have an architect do a roof study. The turnaround is two to three weeks.

Park and Rec has \$15,000 in the capital plan. They were going back to get an estimate on what the engineer would cost. The engineer's numbers are needed for the renovations needed at Ryan Field.

Mr. Sill would like to have money to purchase properties in the Redevelopment Zone. That would be an important question to bond.

Mr. DiCenso stated he asked about that a year ago, and Sheila was against that and now another year has gone by.

Ms. O'Malley stated she was not against that, the City was under contract with a preferred developer, it did not fit in at the time.

Ms. O'Malley pointed out there was an economic development tool which would have been very useful but was flatly voted down in this community. Economic development is a long term goal and sometimes it is hard to vote positively on putting money towards economic development incentives.

That site would be a lot easier to deal if the City owned all of the property. The City tried to buy the parcels but the owners were not willing the offers the City made.

Mr. DiCenso stated he was in touch with two lawyers that represent the people down there and they had not been contacted by the developer.

A MOTION by Ms. Moran with a second by Mr. Sill to take a two minute recess, all in favor, **motion passes.**

A MOTION by Mr. DiCenso with a second by Mr. DiMartino to come back to public session, all in favor, **motion passes.**

Solar Panels for Site Locations in the City of Derby - Jordan Energy

Bill Jordan - Founder and Adam Burkitt - Project Manager addressed the board.

Mr. Jordan stated there is zero upfront cost to the City, just savings. It is about putting solar on some of the City's spaces that will cover 70-100% of the current electricity usage and save a lot of money.

The solicitation bid is coming up shortly for the Connecticut Zero Renewable Energy Credit program (ZREC) bid.

A letter of intent is what would be required or option agreements.

The High School and the Land Fill would be ideal real estate.

Jordan Energy subcontracts with EPC Industry Leaders in terms of engineering, procuring and construction.

The Connecticut Zero Renewable Energy Credit program is new legislation that creates a stable and predictable revenue stream to support incentives for distributed solar. The program establishes a budget where U.I., CT Light & Power enter into fifteen year contracts from ZREC's. If you win with the bid price, Jordan Electric would put in together with the City.

When the bid is submitted, it is not guaranteed to win. The reason for that is to have a competitive process that would seek solar companies and power users that would bid as low as possible. The lower the bid the higher the probability that they will win in the auction process.

A MOTION by Mr. DiCenso with a second by Mr. Boulton to draft a letter of intent to get into the lottery, all in favor, **motion passes.**

Volunteer Group – Clean Up of O’Sullivan Island – Saturday April 20 2013. Start Time 10:00 a.m. Until Job is Complete.

A MOTION by Ms. DeGennaro with a second by Mr. DiCenso to table the item, all in favor, **motion passes.**

Community Foundation of Greater New Haven – Permission to Shoot a Video on Derby Property

A MOTION by Mr. Sill with a second by Ms. Moran to approve, all in favor, **motion passes.**

Update from Board of Assessment Appeals

Mr. McLiverty, Ms. DeGennaro and Mr. Butler heard the appeals. There were twenty two residential and 10 commercial properties.

Mostly, people were concerned their neighborhoods has gone down, and not so much that the taxes were too high.

Some issues involved inaccuracies in the value from what the assessor had versus recent transactions.

Modify the Current Capital Plan in Accordance with the Capital Plan Committee Recommendations

A MOTION by Mr. Sill with a second by Ms. Moran to approve the recommended modifications as presented, all in favor, **motion passes.**

Old Business

Update on Former DOT Site; Requests for Proposals –

There were two prices received for sub dividing the parcel. The prices were \$23K and \$12,500K. The City will go with the lower price.

Update on Gilbert St Drainage Project

The garage is down, Mr. Culmo is checking on all the easements, he is proceeding with the piping for the drainage before the house comes down.

The plans are at the garage. It should be one month to get the materials bringing us to June which should be less chance of flooding. This is still part of the Road Bond, there is one contractor signing the change orders from 2003 holding prices they had.

Update on Derby Dog Park Funding and Inter-Municipal Agreement with Ansonia

Mr. Culmo spent over \$5,000 to get the project going, get the piping in. The brook had to be dug out.

There was \$5,000 from Derby and \$5,000 from Ansonia for the park. We are waiting for two other quotes on fencing.

The two attorneys from each town will meet to put together an inter-municipal agreement.

Update on Derby-Milford Rd Project, Rt 34, Improvement and Funding Status

The state wants to take the project over with 100% of the financing from the state. Ms. O’Malley is waiting on a letter from them.

Update on Boat Ramp Permit Fee Structure

Ms. DeGennaro stated the Community Relations Subcommittee started talking on this, and doesn't know if there is a draft. Mayor Staffieri asks the committee to invite Corporation Counsel to the next meeting to discuss.

Permission for Placement of Signage for Derby Pop Warner 2013 Program Year.

A MOTION by Mr. DiCenso with a second by Mr. Iacuone to approve, all in favor, **motion passes.**

Executive Session

A MOTION at 10:39 p.m. by Mr. DiMartino with a second by Ms. Moran to enter into Executive Session and invite Corporation Counsel into Executive Session, all in favor, **motion passes.**

Contract Negotiations and Requests for Proposals for the Lease and Operation of the Derby Transfer Station

Contract Negotiations and Requests for Proposals for Citywide Trash and Recyclable Collection Services

Former Finance Director Henry J. Domurad, Jr. – Personnel Matter. Claim for Accrued Time.

Contract Negotiations – Sale of East Derby Waterworks to Aquarion Water.

Public Portion

A MOTION at 11:32 p.m. by Ms. Moran with a second by Mr. Sill to return to Public Session and invite Corporation Counsel into Executive Session, all in favor, **motion passes.**

Contract Negotiations and Requests for Proposals for the Lease and Operation of the Derby Transfer Station

The board took no action.

Contract Negotiations and Requests for Proposals for Citywide Trash and Recyclable Collection Services

The board took no action.

Former Finance Director Henry J. Domurad, Jr. – Personnel Matter. Claim for Accrued Time.

The board took no action.

Contract Negotiations – Sale of East Derby Waterworks to Aquarion Water.

The board took no action.

Adjournment

A MOTION to adjourn at 11:34 p.m. by Ms. Moran with a second by Mr. Sill, all in favor, **motion passes.**

Respectfully Submitted,

*Denise Cesaroni
Recording Secretary*

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