City of Derby
Board of Aldermen

First Ward	Second Ward	Third Ward
Barbara L. DeGennaro	Arthur T. Gerckens, President	David J. Anroman
Stephen Iacuone	Ronald M. Sill	Carmen T. DiCenso
Felicia Monaco	Joseph DiMartino	Peter M. Olenoski, Jr.

Board of Alderman Minutes
Aldermanic Chambers, City Hall
1 Elizabeth Street, Derby, CT
January 22, 2015

1. **Call to Order.**
   Mayor Dugatto called the meeting to order at 7:00 PM.

2. **Pledge of Allegiance.**
   Mayor Dugatto led the Pledge of Allegiance.

3. **Roll Call.**
   Mayor Dugatto requested roll call. Present were Ms. DeGennaro, Mr. Iacuone, Ms. Monaco, Mr. Gerckens, Mr. Sill, Mr. DiMartino, Mr. Anroman, Mr. DiCenso, and Mr. Olenoski.

4. **Additions, Deletions, Corrections and Adoption of Agenda**
   No changes were made.

5. **Public Portion**
   Joel Descheen of the Cultural Commission: Spoke about the vendor permit process. He contacted numerous festival organizations and no one has the background checks and numerous vendor permit fees that Derby is requesting.

   Lori Brezina of the Cultural Commission: Spoke about the vendor permit process. Numerous vendors have stated that they do not want to vend in Derby anymore because of this process.

   Fred Picroski - 216 Derby Avenue: Spoke about Bank of America not having their ATM machine working during the last Derby Day event.

6. **Administrative and Appointments**
   a. **Nominations for the position of President of the Board of Aldermen.**
      Ms. DeGennaro nominated Arthur Gerckens for President. Mr. Sill seconded the nomination. All were in favor and the motion carried.

      Mayor Dugatto thanked Ms. DeGennaro for all her work.

   b. **Election of new President of the Board of Aldermen**
      Mr. Gerckens is the new Board of Aldermen president as nominated above.

   c. **Refund of excess taxes paid through January 13, 2015 - $351.99 as recommended by Denise Cesaroni, CCMC, Tax Collector**
      Ms. Sill motioned to approve the refund of the excess taxes. Mr. DiMartino seconded and the motion carried.

d. **Recognition of 2015 Derby Citizen of the Year, Raymond Allen, Presentation Ceremony**
Mayor Dugatto presented Mr. Raymond Allen with a plaque honoring him as the 2015 Derby Citizen of the Year.

7. **Approval of Minutes**
   a. **Regular meeting: December 18, 2014**
   Ms. DeGennaro motioned to accept the minutes with the following changes: Page 1 Item 4 should indicate executive session if necessary, Item g Fire Department should state Thomas Lenart not David Lenart, and the minutes should reflect that Barbara DeGennaro read the resolution. Mr. Sill seconded and the motion carried.

   b. **Special Joint Meeting: January 15, 2015**
   Ms. DeGennaro motioned to accept the minutes of the joint meeting, Mr. DiMartino seconded and the motion carried. Mr. DiCenso and Mr. Iacuone abstained.

8. **Blight Committee**
   a. **Update on 67-71 Minerva Street**
   Demolition should begin next week.

   b. **Add 49 Emmett Avenue to Blight List**
   Mr. DiCenso motioned to add 49 Emmett to the blight list, Mr. DiMartino seconded and the motion carried.

   c. **Add 6 Elm Street to Blight List**
   Mr. DiCenso motioned to add 6 Elm Street to the blight list. Mr. Sill seconded and the motion carried.

   d. **Add 203-205 Elizabeth Street to Blight List**
   Mr. DiCenso motioned to add 203-205 Elizabeth Street to the blight list, Mr. DiMartino seconded and the motion carried.

   e. **Remove 60-62 Sixth Street from Blight List**
   Mr. DiCenso motioned to remove 60-62 Sixth Street from the blight list, Mr. Sill seconded. Ms. DeGennaro asked why it needs to be removed then re-added. Mr. Welch stated that they were in compliance with the original blight and now there are new issues.
   All were in favor and the motion carried.

   f. **Add 60-62 Sixth Street to Blight List**
   Mr. DiCenso motioned to add 60-62 Sixth Street to the blight list, Mr. Sill seconded and the motion carried.

   g. **Remove 1-19 Lafayette Street from Blight List**
   Mr. DiCenso motioned to remove 1-19 Lafayette Street from the Blight List, Mr. Sill seconded and the motion carried.

   h. **Add 1-19 Lafayette Street to Blight List**
   Mr. DiCenso motioned to add 1-19 Lafayette Street to the Blight List, Mr. Sill seconded and the motion carried.

   i. **Add 145-147 Mt. Pleasant Street to Blight List**
   Mr. DiCenso motioned to add 145-147 Mt. Pleasant Street to blight list, Mr. Sill seconded and the motion carried.

   j. **Add 180 Olivia Street to Blight List**

Mr. DiCenso motioned to add 180 Olivia Street to the blight list and Mr. Anroman seconded. Mr. DiCenso rescinded his motion and motioned to table it. Mr. Anroman did the same and the motion carried.

9. **Community Relations Committee**
   a. **Approve vendor license for Nichols Dog House**
      Mr. Gerckens motioned to approve the vendor license for Nichols Dog House, Mr. DiMartino seconded and the motion carried.

   b. **Approve vendor license for Humpty Dumpty Ice Cream**
      Mr. Gerckens motioned to approve the vendor license for Humpty Dumpty Ice Cream, Mr. Sill seconded and the motion carried. Ms. DeGennaro abstained.

   c. **Authorize use of Derby Greenway for 8th Annual Knights of Columbus Charity Road Race on Saturday, April 18, 2015 from 8:00 am – 11:00 am.**
      Mr. Gerckens motion to approve the use of the greenway for the 8th Annual Knights of Columbus Charity Road Race on Saturday, April 18, 2015 from 8:00 am - 11:00 am, Mr. DiMartino seconded. Ms. DeGennaro asked to amend the motion to include contacting Storms and the police if necessary. Mr. Gerckens and Mr. DiMartino accepted the amendment and the motion carried.

10. **Operations and Procedures Committee**
   a. **Proposed amendment to Ordinance, City of Derby Code, Chapter §136 Peddling and Soliciting, Amend sections §136-1A, §136-3A, §136-4, §136-4A, §136-12B(1) (a), §136-12B(3), §136-13C and add new sections §136-21C, §136-21D, §136-21E, and §136-21F.**
      Ms. DeGennaro motioned that the proposed amendments and new sections be adopted. Mr. Iacuone seconded.

      Mr. Gerckens stated that he does not agree with the police background checks. Mr. Gerckens asked to delay this another month for further discussion and research.

      Mr. Gerckens motioned to table, Mr. Sill seconded and the motion carried. Mr. DeGennaro and Mr. Iacuone abstained.

11. **Road Bond Committee**
   a. No Action Items for this Month.

12. **Department Reports**
   a. **Board of Education**
      Dr. Conway stated that round 1 and 2 of the high school principal interviews have been completed. Two names have been forwarded to the Board. On the 29th, the State of the District address will be held as well as the ribbon cutting ceremony for the new kindergarten.

   b. **Cultural Commission**
      There was no report.

   c. **Public Works**
      Mr. DiCenso asked Mr. DeFala to report the fuel usage based on a previous full calendar month.

   d. **Building Department**
      No representative was present.

e. **Facilities Inspectors**
Nothing was discussed.

f. **Fire Marshal**
The Board discussed a letter from the state regarding missing incident reports from the fire departments. The fire departments are responsible for forwarding incident reports to the fire marshal and he, in turn, is responsible for forwarding these reports to the State. Fire Marshal Hawks is working with the departments to rectify the issue now that the email system issues have been corrected.

g. **Fire Department**
Nothing was discussed

h. **Office of Emergency Management**
No representative was present.

i. **Parking Authority**
No representative was present.

j. **Police Department**
Nothing was discussed.

k. **Water Pollution Control Authority**
Mr. Saccu reviewed his report.

l. **Finance Director**
The report was not discussed.

m. **Corporation Counsel Update**
   i. **City of Derby Tax Sale on 12/5/14**
   Attorney Teodosio stated that the last publication will go in next week. The first redemption, the Commerce Street residence, has been paid for. There are five other properties still within the redemption period and two that are now the City's.

   ii. **Contract with Jordan Energy update**
   The contract is finished and the project is with the planning and zoning committee.

a. **Storm Ambulance Corp**
The report was not discussed.

The new Chief, Louis Oliwa, introduced himself and two new members, First Assistant Chief Brian Mezzapelle and Second Assistant Chief James Anderson.

b. **Parks and Recreation**
The report was not discussed.

c. **Revolving Loan Fund**
Mr. DiCenso asked if the two unpaid December bills are actually unpaid or were they just not posted. Mayor Dugatto said she'd look into it.

13. **Other Committee Reports**
   a. **O'Sullivan Island Committee**
   There was nothing new to report.

b. Capital Planning Commission
There was nothing to report.

c. School Building Committee for Roofs
Mr. McLiverty stated that they are awaiting the completion of two items.

d. WPCA Infrastructure Committee
They have completed the meeting schedule and it will be forwarded shortly.

14. New Business

a. Approve 4th Annual, Pedal for PCRC, sponsored by the Lower Naugatuck Valley Parent Child Resource Center on Sunday May 31, 2015 between 7:30 am - 5:00 pm.
Ms. DeGennaro asked about the route/map as it was not included with the request. DC Todd stated that this is the first he has ever heard of this event and they have never gone to the LTA for approval.

Ms. DeGennaro motioned to table the request, Mr. DiMartino seconded and the motion carried.

b. Request for permission to use the Derby High School outside campus grounds for DHS post prom fundraiser-food truck festival on October 17, 2015 from 11:00 am - 5:00 pm. (Christine DiMartino and Leigh Cerreto)
Ms. DeGennaro asked about the location and where exactly everything would be set up. Christine DiMartino forwarded the Board a diagram of where the vendors would be located.

Mr. Iacuone motion to approve the use of the property for the event pending the fire marshal approval, proof of insurance and any requests from the fire and police departments. Mr. Anroman seconded.

Mr. Gerckens asked why these issues weren't brought to the subcommittee. Mayor Dugatto stated she would speak with the city clerk.

All were in favor and the motion carried.

c. Authorize DPS to hang banner across Elizabeth Street promoting kindergarten registration even from January 23, 2015 - February 27, 2015
Mr. Olenoski motioned to approve the banner request, Mr. Sill seconded.

Mr. Iacuone stated he thought the UI Company had previously had an issue with banners this pole.

Mr. Iacuone asked to amend the motion adding that the approval was pending the street commissioner's approval. Dr. Conway said that he is working with the street commissioner prior to the meeting. Mr. Olenoski and Mr. Sill approved the amendment. The motion carried.

d. Authorize use of the Derby Greenway and access road behind BJ's by Walnut Hill Community Church for 3rd Annual Easter Run/Walk on Saturday, April 4, 2015 from 8:00 am - 11:00 am.
Mr. DiCenso motioned to approve the use of the greenway, Mr. Sill seconded. Ms. DeGennaro asked to amend pending proof of insurance and that they contact the fire and police departments. Mr. DiCenso and Mr. Sill approved the amendment ant the motion carried.

e. Update on bonding for WPCA Facility and Sanitary Sewerage Systems and Road

Program Projects.
Mr. McLiverty updated the Board on the bonding projects.

15. Old Business

a. No action items.

16. Executive Session

Ms. DeGennaro motioned to enter into executive session at 8:37 PM to discuss the items below and invite Attorney Welch and Attorney Teodosio. Mr. Sill seconded and the motion carried.

a. Status of Blight Liens, City of Derby Code, Chapter 60, Blighted Premises" – Pending Litigation.
b. Derby Real Estate, LLC v. City of Derby, Pending litigation and contract negotiations
c. VEMS v City of Derby, Pending litigation

The meeting reopened to the public at 9:09 PM.

17. Regular Session

a. Adopt resolution regarding Blight Liens, City of Derby Code, Chapter 60, Blighted Premises, Pending Litigation.
Attorney Welch asked that they move to adopt the resolution as presented and have said resolution incorporated into the minutes. Ms. DeGennaro motioned to adopt the resolution as recommended by Attorney Welch, Mr. Anroman seconded, and the motion carried. .

Resolution

WHEREAS, the City of Derby has adopted Chapter 60 of the Code of Ordinances entitled Blighted Premises; and

WHEREAS, pursuant to said Ordinance certain properties which have been designated as blighted have accrued substantial fees and liens; and

WHEREAS, the Ordinance provides that if the blighted premises are purchased by a third party buyer, the Board of Aldermen may waive and release part or all of the fines and liens based upon certain circumstances; and

WHEREAS, the Building Official is empowered to enforce said ordinance; and

WHEREAS, the intent of the Ordinance is to eliminate blight and to rehabilitate said properties; and

WHEREAS, in order to expedite the process of resolving blight fines and liens and to have properties rehabilitated as soon as possible, the Board of Aldermen wish to provide the Building Official with the right to negotiate resolutions regarding the blight liens and the remediation of the property which negotiated resolution will be forwarded to the Board of Aldermen for review and approval.

NOW, THEREFORE, Be it Resolved by the Board of Aldermen:

1. The Building Official is empowered to negotiate resolutions of blight liens which may include a reduction in the fine amount provided the property is rehabilitated

and the blighted conditions remediated. Any and all resolutions shall be subject to the approval of the Board of Aldermen.

b. Derby Real Estate, LLC v. City of Derby
Attorney Welch asked that the Board move to approve the contract between Derby Real Estate, LLC and the City of Derby as presented and authorize Mayor Dugatto to sign any and all documents to effectuate said agreement. Mr. Sill motioned to approve the contract per the recommendation of Attorney Welch, Mr. Anroman seconded, and the motion carried.

c. VEMS v City of Derby
No action was taken.

18. Adjournment
Mr. Sill motioned to adjourn at 9:12 PM. Mr. Anroman seconded and the motion carried.

Respectfully submitted,

Terri Kuskowski

These minutes are subject to the Board's approval at their next scheduled meeting.