



**City of Derby  
Board of Aldermen  
May 24 2012**

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

**Roll Call** Arthur Gerckens, Ronald Sill - BOA President, Beverly Moran, Scott Boulton, Carmen DiCenso, Barbara DeGennaro, Steve Iacune and Kenneth Hughes.

Also present: Corporation Counsel Joseph Coppola, Superintendent of Schools - Dr. Stephen Tracy, Street Commissioner Ron Culmo, Building Inspector David Kopjanski, Fire Marshal Phil Hawks, Fire Commissioner Kelly Curtis, Fire Chief Bill Nicoletti, Director of Cultural Commission George Pudimat, Chief of Police Jerry Narowski, Police Commissioner Ted Estwan and Chief Administrative Assistant Phil Robertson.

**Letter of Resignation from James Benanto, Second Ward Board of Aldermen**

The Mayor read aloud the letter of resignation: "Dear Mayor Staffieri, this is to inform you that I will be resigning my position with the City of Derby Board of Aldermen effective immediately. My family and I will be moving shortly so obviously I am left with no choice but to write this letter. I have appreciated the opportunities and experience that the citizens of Derby have provided to me during my six years of service and I thank them for their trust and support. I would like to thank the Mayor, along with all the members I have served with over the years for helping to make this experience a memorable one. Best of luck to the City and all of you moving forward. Sincerely, James Benanto.

**Republican Caucus: For Replacement of Second Ward Aldermen**

A short recess was given for the republicans to caucus. **A MOTION** to approve by Mr. Hughes, second by Mr. Boulton, all in favor, **motion passes**. **A MOTION** to come back to public session by Mr. Boulton with a second by Mr. Hughes, all in favor, **motion passes**. Mr. Hughes stated the republican caucus came to the unanimous conclusion for Joe DiMartino as replacement for James Benanto.

**Swearing in of Replacement for Second Ward Aldermen**

The Mayor swore Mr. DiMartino in officially.

**Additions, Deletions or Corrections to the Agenda -**

Mayor Staffieri has two additions, a waiver for Joe DiMartino as he is an employee of the City..... **A MOTION** by Mr. Sill with a second by Mr. DiCenso to add, all in favor, **motion passes**. The other addition is a report from Storm Ambulance. **A MOTION** to approve by Mr. Sill with a second by Ms. DeGennaro, all in favor, **motion passes**. Mr. Sill has a report that will be added to the committee report.

**Public Portion**

Tom Lionetti - 79 Sunset Dr. Mr. Lionetti asked the Board of Aldermen to please consider the Domurad settlement thoroughly. Mr. Lionetti is concerned about the letter of resignation and who signed it. Mr. Lionetti said the settlement should go back to court to find out if the letter was a resignation or forgery.

Dominck Thomas - Derby property owner. Mr. Thomas also represents several landowners in the redevelopment area. The redevelopment is turning into a mess. Mr. Thomas had a communication with one of the clients to discuss the sale of a piece of property. The amount was not satisfactory to him. Mr. Thomas is asking the board to consider bonding to pay the rest of the owners off. If you don't own the properties, redevelopment is still a dream. The City has the power of eminent domain. There is no guarantee the City will be able to use it.

\*\*\*\*At this point the recording defaulted\*\*\*\*\* and there are only the recording secretary notes to go by.

Linda Fusco - 10 Platt St. On behalf of the Derby Democratic Town Committee, Ms. Fusco is asking for full disclosure regarding the Domurad matter.

Fred Picroski - 216 Derby Ave. Mr. Picroski would like an update on 198 Derby Ave.

Anita Dugatto - 69 Elizabeth St. People do not want Alan Schlessinger as interim finance director.

Ron Culmo - Mr. Culmo would like to be included in the conversation of Coon Hollow Park and the fees.

Public Portion closed at 7:24 p.m.

#### **Waiver for Joe DiMartino**

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

#### **Approval of Minutes - Apr 26 2012**

**A MOTION** to approve by Ms. Moran, Mr. Hughes abstained,

Ms. DeGennaro would like the motion rescinded as they do not include the request she made with regards to the March 22 2012 minutes involving a motion pertaining to the revolving loan .....it lists the entity and the motion to approve, but the specific motion is not listed and Ms. DeGennaro felt the motion was to approve applications only and it is not clear,

the minutes are tabled until next month.

#### **Committee Reports: Community Relations**

Vendor Permit: Super Softy, Michael Carpinello

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

Brat's Balloons - Thomas Sutcliffe

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

Recommendation for Removal from the Blight Listing:

145-147 MT Pleasant St

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

Recommendation to Add to the Blight Listing:

100 MT Pleasant St

**A MOTION** to add by Mr. Hughes with a second by Mr. Sill, all in favor, **motion passes.**

13 South Division St

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

Recommendation to reduce the rental fee for Coon Hollow Park for Derby residents/organizations from \$500.00 deposit to \$250.00

\*\*\*\*The recording starts up\*\*\*\*\*

**A MOTION** to approve by Mr. Hughes for City of Derby residents in the amount of \$250.00 for any new bookings....is it in the ordinance in which a public hearing would need to be held..... Mr. Sill feels the item should be tabled.....**A MOTION** to table until later in the meeting by Mr. Sill with a second by Mr. Hughes, all in favor, **motion passes.**

Recommendation for amendments/changes to the current Vendor Permit - Sec. 136

**A MOTION** by Mr. Hughes to schedule a public hearing at the next full board meeting, second by Mr. Boulton, all in favor, **motion passes.**

\*\*\*\*The recording defaults again\*\*\*\*\*

**Greenway Hall Of Fame**

The three names being honored for 2012 are Edward J. Cotter, Jr., Patrick Brett O'Sullivan and Col. William B. Wooster.

**Committee Members**

Mr. Gerckens requests an updated list of committees, who is on them and what are the purposes.

**Department Reports:**

Board of Education - no one present.

Cultural Commission Report - there are 55 vendors so far for Derby Day.

Public Works Report - the report is on file.

**A MOTION** to approve the Coon Hollow fees as presented earlier by Mr. Hughes with a second by Mr. Sill, all in favor, **motion passes.**

Ms. Moran thanked Mr. Culmo for cleaning up the mess at Witek Park.

Building Report - the report is on file. The Sons of Italy is not in the catering business. The banquet hall facility is rented out to a member inviting outside catering.

Mr. Kopjanski will follow up on the former Bassett property parking lot being used by tractor trailers.

Facilities Inspector Report - the report is on file. There is a request to prioritize properties on the blight list for pursuit of foreclosures.

Fire Marshall Report - Mr. Hawks is out of town. The report is on file.

Fire Department Report - The report is on file. There were no questions for the Chief.

Office of Emergency Management - Mr. Sampson is not present.

Parking Authority- The report is on file. Ms. DeGennaro would like to know if John Dorosh is still on the Authority.

Police Department - The report is on file.

Animal Control Services - Regionalization with the Town of Woodbridge.

There is a one year agreement with an opt out option. **A MOTION** to authorize the Mayor to sign the agreement by Mr. Sill, second by Mr. Hughes, all in favor, **motion passes.**

Storm Ambulance Report – the report is on file.

**Refund of Excess Taxes Paid requested by Denise Cesaroni Tax Collector - through May 22, 2012 \$157.34**  
**A MOTION** to approve by Mr. Hughes, second by Mr. Iacuone, all in favor, **motion carried.**

**Update - City of Derby Revolving Loan Program: Benanto Realty, LLC**

The matter of Staffieri and Hughes has been resolved and a check was received last week. There will be monthly payments of \$237.00. The attorney has commenced action against the other party - Lucarelli.

There are four pending applications. Benanto Real Estate has completed all of the paperwork. **A MOTION** to approve Benanto Real Estate, LLC by Mr. Sill, second by Mr. DiCenso, discussion....Ms. DeGennaro felt it should have been disclosed that the application had a board of aldermen member included in the LLC, all in favor, **motion passes.**

**Update Road Behind BJ's**

Ms. O'Malley reported the road is proceeding on time and within budget. There is a lot of interest in the property.

**Request by Fairfield University to Use the Sterling Opera House - June 7th, 8th, 9th and 11th, 2012**

The request is withdrawn.

**Permission for St. Jude Church - Signage for Tag Sale: June 30, 2012 and July 1, 2012**

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

**Permission for St. Jude Church - Signage for Labor Day Outing; Sep 3, 2012**

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

**Christian Community Church - 27 Ninth St - Waive a Right of Refusal to Purchase Building - Proposed Sale to Walnut Hill Community Church - Pastor Walter Mayhew.**

Back in 1999 the property was extended to the City for the right of first refusal. **A MOTION** to waive the right of refusal by Mr. Hughes, second by Mr. Boulton, all in favor, **motion passes.**

**Building Permit Fee Waiver for Derby Veteran's Memorial, for installation of a Fence.**

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

**Mayor's Announcement of the creation of a Search Committee for a Finance Director**

The Mayor announced the search committee members as: Ron Sill, Chairperson, James Butler, Co-Chairperson, Ken Hughes, Judy Szewczyk, Keith McLiverty, Joe Coppola and Phil Robertson.

**Permission for Placement of Signage for St. Mary - St. Michael School Duck Race and Derby Dash 5K Road Race**

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

**Permission for the Derby Daycare Center to use the Derby Green for Graduation on June 14 2012**

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

**Derby Redevelopment Update**

The Redevelopment Agency will meet in the third quarter of this year. The developer will be here with good news and progress. Mr. DiCenso would like to go out for bonding on the properties that are left over.

**Executive Session:**

East Derby Water Works - Update

Henry Domurad Litigation

**A MOTION** to go into executive session at 8:34 p.m. and invite Mr. Phi Robertson, Attorney David Monastersky and Attorney Joseph Coppola by Mr. Hughes, second by Mr. Sill, all in favor, **motion passes.**

**A MOTION** to come out of executive session at 10:10 p.m. by Mr. Hughes with a second by Mr. Boulton, all in favor, **motion passes.**

**Resolution Agreement for H. Domurad vs Mayor Staffieri and the City of Derby**

**A MOTION** to accept the resolution of the claim regarding Mr. Domurad for \$53,000 which includes \$8,000 for sick and vacation pay by Mr. Sill with a second by Mr. Hughes, roll call: Mr. Sill - no, Mr. Gerckens - no, Mr. DiCenso - no, Ms. Moran - no, Mr. Hughes - no, Mr. Boulton - no, Mr. DiMartino - no, Ms. DeGennaro - yes, and Mr. Iacuone - no. The vote is 8 against and 1 in favor, **motion fails.**

**Adjournment**

**A MOTION** to adjourn at 10:12 p.m. by Mr. Sill, second by Ms. Moran, all in favor, **motion carried.**

*Respectfully Submitted,*

*Denise Cesaroni  
Recording Secretary*

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

