

BOARD OF ALDERMEN
OPERATIONS & PROCEDURES SUBCOMMITTEE MEETING

TUESDAY, JULY 12, 2016 – 7:00 P.M.

JOAN WILLIAMSON ALDERMANIC CHAMBERS

MINUTES

Chair Arthur Gerckens called the meeting to order at 7:45 p.m. All rose and pledged allegiance to the flag.

Roll Call

Present: Arthur Gerckens, Steven Iacuone, Peter M. Olenoski, Jr.

Also Present: The Honorable Mayor Anita Dugatto
Anthony DeFala, Street Commissioner
Alderman Carmen DiCenso
Alderman Thomas Donofrio

ADDITIONS, DELETIONS, CORRECTIONS AND ADOPTION OF THE AGENDA

A MOTION was made by Mr. Gerckens with a second by Mr. Iacuone to delete item #11 – Discussion of §125-4 of the Derby Code *Occupancy Permit Required* and adopt the agenda. ***Motion carried.***

PUBLIC PORTION

Mr. Gerckens asked if anyone would like to speak during the public portion.

Carmen DiCenso, 7 Jeanetti Drive, Derby, CT
I would just like to wish Art Gerckens a Happy Birthday.

Mr. Gerckens thanked Mr. DiCenso.

Tom Lionetti, 79 Sunset Drive, Derby, CT
I want to speak on #9 again. This has been going on for some time. Can I ask what the status is or can I reserve the time to talk? I can't talk on the issue – I don't know what's going on.

Mr. Gerckens asked the committee if anyone had an issue with Mr. Lionetti reserving time to speak when this item comes up. The committee members had no issue.

Mr. Lionetti says he just wants to get his kayak in the water. He said you want to spend \$41,000.00 on a basketball court for Hawkins Street and we can't kayak for free up here.

Mr. Gerckens asked three more times if anyone wished to speak in public portion. Hearing no further requests to speak...

A MOTION was made by Mr. Gerckens with a second by Mr. Olenoski to close the public portion. **Motion carried.**

APPROVE MINUTES OF THE JUNE 14, 2016 OPERATIONS & PROCEDURES MEETING

A MOTION was made by Mr. Olenoski with a second by Mr. Iacuone to approve the minutes of the June 14, 2016 meeting as presented. **Motion carried.**

MASTER FACILITIES AGREEMENT WITH FIBERTECH NETWORKS. DISCUSSION/POSSIBLE ACTION AND RECOMMENDATION TO THE FULL BOARD OF ALDERMEN

Mr. Gerckens said Atty. Welch apologized that he had to leave. He said at the last meeting we asked for more information and now we have it. Mr. Gerckens said Atty. Welch recommends approving this agreement. Mr. Olenoski said the agreement seems good. Mr. Iacuone said his only comment is he wished he received this information earlier and not at the start of the meeting.

A MOTION was made by Mr. Olenoski with a second by Mr. Iacuone to recommend to the full Board of Aldermen the approval of the Master Facilities Agreement with Fibertech Networks. **Motion carried.**

DISCUSSION OF §172-8 OF THE DERBY CODE – REIMBURSEMENT OF SIDEWALK RENOVATION. DISCUSSION/POSSIBLE ACTION AND RECOMMENDATION TO THE FULL BOARD OF ALDERMEN

Mr. DeFala informed the committee members that he has been in contact with Atty. Welch and they have made a few changes. He said it is not complete and he would request that this item be tabled until next month. Mr. Iacuone said he still doesn't understand why we don't just stay with what we have where it's one-third the cost of material. He said the only danger he can see is the cost of concrete going sky high. Mr. DeFala said he agrees with that and that is why he is requesting this be tabled until he and Atty. Welch can tweak it and bring it back to the committee next month.

A MOTION was made by Mr. Iacuone with a second by Mr. Gerckens to **TABLE** this item until next month's meeting. **Motion carried.**

NON-MOTORIZED VESSELS PERMITTED AT WITEK PARK. DISCUSSION/POSSIBLE ACTION AND RECOMMENDATION TO THE FULL BOARD OF ALDERMEN

Mr. Gerckens informed the committee that just today there have been probably four emails back and forth between the DEEP point man who will make the final recommendation to the Commissioner of DEEP. He said he sent an email to the committee members around 4:00 p.m. and he has not received a response. He said the language that DEEP is looking for is all in there but we didn't receive word back. Mr. Gerckens said we don't have their full sign off yet. He said he feels we are very closing to receiving it but we haven't gotten it.

Mr. Gerckens said originally there was discussion if this were to pass this evening that a special Board of Aldermen meeting would be held after tonight's meeting. He really wants this to pass before summer is over. Mr. Iacuone said they can realistically provide an answer by the next Board of Aldermen meeting. Mr. Olenoski said he just wants to make sure we keep to kayaks and canoes. He said he doesn't want anyone with a row boat or a houseboat. He said he also feels that we should be a limit as to the length of the vessel.

Mr. Gerckens said the goal right now is if DEEP is responsible for the waterway we need their buy-in. We can't escape that. Mr. Olenoski said it's a small body of water – small boats – that's the language that needs to be in there. Mr. Gerckens noted that we upset DEEP with O'Sullivan Island. Mr. Olenoski said he doesn't care about upsetting DEEP with whatever it is. We're talking about a small body of water and enjoyment with canoes and kayaks – nothing else bigger than that. Mr. Gerckens said he understands that but he's trying to get this passed without being combative with DEEP. He said we've already been hit with fines from them on two occasions. He said he proposes getting the language in the agreement that's going to get it passed. Mr. Gerckens said we control the Ordinance. He said let's get their buy-in and when it's all said and done we can put on the restrictions. Mr. Iacuone also said if we need funding from DEEP later on we want them on our side if something goes wrong.

Mr. Gerckens asked Mr. Lionetti if he wished to address the committee on this item before they vote. Mr. Lionetti said no.

A MOTION was made by Mr. Gerckens with a second by Mr. Iacuone to forward this item to the full Board of Aldermen with the recommendation to approve pending final approval from DEEP. **Motion carried.**

MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF DERBY AND THE VALLEY COMMUNITY FOUNDATION RELATIVE TO THE CIVIL WAR MONUMENT. DISCUSSION/POSSIBLE ACTION AND RECOMMENDATION TO THE FULL BOARD OF ALDERMEN

Mr. Gerckens noted that Atty. Welch has reviewed the Memorandum of Understanding with James E. Cohen of the Valley Community Foundation. He noted that the Board of Apportionment and Taxation has approved the \$5,000.00 appropriation and has also waived the competitive bidding requirement.

Mr. Iacuone said on the first page there's a blank – would that be filled in with Public Works. He said we can vet review this at the full Board of Aldermen meeting.

A MOTION was made by Mr. Iacuone with a second by Mr. Olenoski to forward this item to the full Board of Aldermen with the recommendation to approve pending final approval from DEEP. **Motion carried.**

ADJOURNMENT

A MOTION was made by Mr. Iacuone with a second by Mr. Olenoski to adjourn the meeting at 8:00 p.m. **Motion carried.**

Respectfully submitted,
Patty Finn
Recording Secretary

THESE MINUTES ARE SUBJECT TO APPROVAL BY THE BOARD OF ALDERMEN OPERATIONS & PROCEDURES SUBCOMMITTEE AT THEIR NEXT MEETING.