

**BOARD OF ALDERMEN
REGULAR MEETING
AUGUST 2, 2010**

The Board of Aldermen of the City of Milford held their Regular Meeting on Monday, August 2, 2010 in the aldermanic chambers of City Hall. Chairman G. Smith called the meeting to order at 8:00 p.m. He asked those present to join in saluting our flag and reciting the Pledge of Allegiance and remain standing for a moment of silence for our men and women serving our country and their families.

1. Roll Call

Board Members Present

B. Bevan
B. Blake
D. German
A. Giannattasio
F. Goodrich
M. Hardiman (8:56 p.m.)
B. Joy, Jr.
J. Patterson
G. Smith
P. Smith
P. Staneski
N. Veccharelli
P. Vetro
R. Vitali

Also Present

Mayor J. Richetelli, Jr.
J. Doneiko, Finance Director

Excused

B. Bier

2. Public Statements

Public statements are limited to the legislative function of the Board of Aldermen. He stated only residents; taxpayers or electors may address the Board. The time limit granted to each speaker shall be three (3) minutes. He asked each speaker to adhere to the three-minute limit. Ald. G. Smith thanked the public for taking the time to address their Board of Aldermen.

R. Silver -55 Governors Avenue – reported on behalf of the SMART/PAYT Ad Hoc Advisory Committee Report. She stated the charge of the committee was to explore ways in increase recycling, decrease the amount of material in the waste stream, thereby saving the Milford taxpayers money. (report on file with the City Clerk).

M. Brown – 67 Point Beach Drive - stated he is a member of the Sewer Commission and was here tonight regarding the exclusion of the Rosemary Court sewer project from the Capital Improvement Plan. He stated the plan was submitted to the Mayor last year and on the 2009-2014 Capital Improvement Plan it was one of the first items as infill #1, which would provide installation of sewers on Rosemary Court and the surrounding area. He stated this year the project has been extracted from the list. Mr. Brown stated this had been a priority

because sewers in that area are failing. He asked the Board to reinstate the Rosemary Court sewer project as a priority or at the least implored the Board to ask questions of the Mayor as to why this was removed.

C. Phelan – 7 Grove Street – stated she was speaking tonight regarding city sewers on her street and also Rosemary Court. She stated it was her understanding the funds were in place, but because there were parties opposed it seems to have been removed from the priority list. She stated she takes great care of her system, yet it is beginning to show signs of failing and pointed out her backyard borders the Oyster River estuary. Ms. Phelan stated the problem is all of theirs and not just for some. She asked in the name of fairness, health and safety of the environment that the Board explore this matter and get the project moving.

D. Ayer – 423 Popes Island Road – stated he is the president of Caswell Cove. He stressed the importance of making that area a park. He stated he along with many others were before this Board about 15 months ago. As way of background, he explained the City has a parcel located on City property on a City street. He stated they have been plagued with numerous instances of noise, garbage about that area and crime. He stated if this area were to become a public park it would fall under the same regulations as other parks in the city. He spoke of occurrences that happen at 11:00 pm. midnight, 1:00 a.m., 2:00 a.m., 3:00 a.m. and that he did not believe the on goings at those hours were someone reading a newspaper. As to more background, Mr. Ayer stated that parcel of land was deeded to the City in 1998 and that there is a pavilion and a walkway out to the pier, but the handrails are missing and the board rails from the pavilion had been removed for bonfires, etc. He also commented about the purported two-week police study that was done and that there was no activity in the area. He stated if a report was done he would like to see a copy of the report. He also stated there is no paperwork that states Caswell Cove is responsible for that area. He stated they are not looking to bar anyone from fishing, but it should be under some kind of regulations. He also stated the residents would like to see the area maintained, cleaned up and patrolled. He stated it is a great piece of property and with the Park Beach and Recreation Commission in control of the area it would offer a world of opportunities.

P. Viscount – 76 Monroe Street – stated he supports the idea that this area becomes a park. He stated he is not a resident of Caswell Cove, but has seen firsthand some of what goes on down there. He stated he is a fisherman and any fisherman who wants to go down there to fish will not have a problem with obtaining a permit.

D. Bateman – 632 Popes Island Road – she stated she is also on the Board and serves as treasurer. She stated she has lived at Caswell Cove for 17 years and is surprised to hear someone say they go down there and claim it to be safe. She stated a lot goes on down there and that she has even heard the sound of gunshots very early in the morning. She stated as a former hunter she knows the sound and also knows that it is not allowed at that hour. She stated it is time to allow everyone to enjoy that area safely.

D. Phillips – 233 Popes Island Road – stated he is here before this Board for the third time asking Milford to convert this to a city park. He asked what the downside would be. Or is it unfiltered access and no rules that should remain. He stated the only downside seems to be that there would be hours attached. He stated he listened to Ald. Veccharelli and how it was when he was a kid. Mr. Phillips stated a lot of inaccuracies were stated by Ald. Veccharelli regarding who is responsible for maintaining that area and who built the gazebo. He explained the area being discussed tonight was once private property before it was bought by Milford Partners, so anyone in that area back then was trespassing since it was private property. He stated in order to donate what is called “the point”, Milford Partners had to build a boat launch ramp, gazebo and park. He stated since the property was deeded in 1997, the area has gone to “crap” (with apologies). He stated would also like to know

when the so-called undercover police study was done. He expressed his hope the Board would do something simple, by making it a public park, cleaning up the area and enforcing the rules.

R. Roy – 43 Howe Street – state he is also the State Representative for the 119th District. He stated in 1993 he ran on the platform of saving Long Island Sound. He spoke of the problem with the phragmites and that it was time to act on that and that it was also time to get the sewer down in that area to protect that area and Long Island Sound. He asked the Board for their help in protecting our greatest natural resource, Long Island Sound.

D. Guaglianone – 73 Cooper Avenue – stated he is a member of the cable advisory board. He stated he wished to speak concerning three issues he had. The first, that MGAT Committee is not holding their meetings at an accessible location. He stated they meet at Platt Tech in the back of the building, which is difficult for handicapped individuals or the elderly to access. He stated he has requested that they meet at a location such as City Hall. He also stated he has asked that their meetings be televised. The second concern, he stated he finally received a recommendation from Attorney Blumenthal regarding MGAT; and the third concerning the things that have been written about him that his family has to endure. He stated the Chairman of MGAT continues to harass him and keep him from speaking at these meetings.

S. Dolan – 4 Grove Street – stated he wished to express his concern regarding the installation of sewers in his area. He stated he is fortunate they are not having a problem as yet, but that they are careful to stagger shows and have resorted to doing their laundry at the laundry mat. He stated it was his understanding money was allocated for this project, that plans were drawn up, but then there was opposition by some. He urged the Board to please look into this.

3. Consideration of the Minutes of the Regular Meeting of the Board of Aldermen held on July 12, 2010.

Ald. Goodrich and Ald. Vetri made and seconded a motion to approve the minutes of the Regular Meeting held on July 12, 2010 as presented. Motion carried unanimously.

4. Consideration of the Minutes of the Budget Deliberations Sessions of the Board of Aldermen held on April 8, April 19, April 21, April 26, April 28 and May 17, 2010.

Ald. Vetro and Ald. Goodrich made and seconded a motion to approve the minutes of the Budget Deliberations Sessions of the Board of Aldermen held on April 8, April 19, April 21, April 26, April 28 and May 17, 2010. Motion carried unanimously.

5. Chairman's Report and Communications.

Chairman G. Smith stated he hoped everyone was having a nice summer. He acknowledged the numerous festivals around town such as the recent Woodmont Day and Walnut Beach Day, which were excellent and thanked all those that put those events together.

6. Mayor's Report and Recommendations:

Mayor Richetelli stated he was respectfully submitting for the Board's consideration items 8a-f on the agenda and stated he would be happy to answer any questions. He stated he also wished to make the Board aware that the City of Milford had once again been awarded the Certificate of Achievement for Excellence in Financial

Reporting by the Government of Finance Officers Association (GFOA). He stated this is the highest form of recognition and acknowledge Judy Doneiko, the Finance Director for her efforts. Mayor Richetelli also stated he passed out tonight the resume of the person he has selected as the new director of DPUC, Jocelyn Mathiasen. He thanked the interim director, Doug Novack, who has been in the position since last November and noted the tremendous strides he has made and that he has set a solid framework for Ms. Mathiasen. Mayor Richetelli explained the search process for the new director. He stated Ms. Mathiasen's employment history made her stand out from all of the other candidates.

7. Unfinished Business:

None.

8. New Business (from Mayor's Report Items 8a-8f)

8a. Ald. P. Smith and Ald. Vetro made and seconded a motion to approve the request for the Resolution Re: Reduction and Recission of Authorized, Unused and Unissued amounts totaling \$1,689,699 per the Table (Entitled "Bonds to Rescind FY 10") Identifying Projects/Acquisitions/Purposes Funded with Bond/Band Proceeds.

Ald. Goodrich asked for clarification that these are projects that came in under budget.

Mayor Richetelli responded yes, they all came in under budget.

Motion carried unanimously.

8b. Ald. P. Smith and Ald. Goodrich made and seconded a motion to approve the request for Resolution Re: 2010 Emergency Management Performance Grant (EMPG) – Emergency Operations Center/Shelter Generator Grant Program – Acceptance and Cash Advance.

Ald. Blake asked why the cash advance and questioned if there was a need for the purchase now.

Mayor Richetelli explained one of the terms of the grant is that it is a reimbursable grant.

Ald. Goodrich noted it also has to be in place by November 15, 2010.

Motion carried unanimously.

8c. Ald. P. Smith and Ald. Giannattasio made and seconded a motion to approve the request for allocation Transfer No. 12 (Golf Course Maintenance). Motion carried unanimously.

8d. Ald. P. Smith and Ald. Vetro made and seconded a motion to approve the request to permit the use of Eisenhower Park on September 11, 2010, for the 39th Annual engine 260 Antique Fire Apparatus Show and Muster and to allow engine 260 Muster participants to camp at Eisenhower Park from September 4 through September 12, 2010, per request dated July 13, 2010. Motion carried unanimously.

8e. Ald. P. Smith and Ald. Patterson made and seconded a motion to approve the request for renewal of lease between the City of Milford and The Kennedy Center, Inc., for space at the Margaret Egan Center.

Ald. Blake noted there are many agencies in the City that use City owned property. He asked who determines the terms of the contract. He cited several agencies with varying types of contracts. He also noted there is a nursery school at the Margaret Egan Center and asked if they have the same type of terms.

Mayor Richetelli noted Marty Schwartz, President of the Kennedy Center was present for comment as well. Mayor Richetelli stated, as was pointed out by Ald. Blake, there are many leases, with many guidelines. He stated they try to treat like leases the same. Mayor Richetelli stated the Kennedy Center has been in the Margaret Egan Center for many years. He stated each lease is tailored to the needs of the lease and the City. He stated the ultimate authority with all leases is the Board of Aldermen.

Ald. Blake stated he would like to see some type of policy in place since they are all treated so differently. He stated with a policy in place it would not be as arbitrated and capricious.

Mayor Richetelli responded the simple answer is “one size does not fit all”. He stated as an example that those with leases in the Parsons Building do not pay utilities. He stated as another example, United Way, who have a 30-year lease in exchange for all renovations to the building. He stated at the end of the time it reverts back to the City. He noted all of these leases have come before and been approved by the Board of Aldermen. He stated there is no “one-size” and that they try to treat “like” organizations the same way.

Motion carried unanimously.

8f. Ald. P. Smith and Ald. Vetro made and seconded a motion to approve the request for the Capital Improvement Plan 2010-2015 (per recommendation of the Planning and Zoning Board at their meeting of July 20, 2010).

Mayor Richetelli stated the 2010-2015 Capital Improvement Plan was unanimously approved by the Planning and Zoning Board. He also stated he wished to point out, as he has in the past, that this is just a plan and not a budget. He stated it is a plan with estimates of cost and that the Board was not approving any costs. Mayor Richetelli explained the Capital Improvement Plan is a tool identifies needs and helps in planning. He stated the last Capital Improvement plan was \$111,000,000 and this year is \$81,000,000. He pointed out over 80% of the plan is schools, sewers, roads and drains. Regarding the Rosemary Court sewer project, Mayor Richetelli explained the project dates back to when he first became Mayor. He stated he met with the residents in that area, including the Dolans and Ms. Phelan. He stated in 2005 both the Boards of Finance and Aldermen secured approval for a bond authorization for the sewer work from New Haven Avenue to Rosemary Court. He explained once the project was designed it required a public hearing, which was held July 2, 2005. He stated there was a great deal of opposition regarding the placement of the pump station, which was to be placed on Rosemary Court. Mayor Richetelli stated they asked the engineers if it would be possible to relocate the pump station. He stated on January 26, 2006 another public hearing was held and it was determined a poll would be taken of the property owners. He stated the results of the poll determined residents were split right down the middle, so based on that information the project was put on hold by the Sewer Commission. As to the Capital Improvement Plan, he explained once a project is approved and funded it comes off the Capital Improvement Plan. He encouraged the residents to get together with the Sewer Commission to get things moving.

Ald. Vitali stated he wished to be clear the monies are in fact in place. He asked if it were possible to move forward and those who wish to tie in could do so. He stated he certainly emphasized with the residents and stated they needed to know if they have an option.

Mayor Richetelli responded it was not that easy. He stated the issue is not being able to tie-in, but rather the location of the pump station. He stated the residents of Rosemary Court did not want the pump station on the beach.

Ald. Vitali asked for clarification if what was being said was without the pump station there is no tie-in.

Mayor Richetelli responded that is what he has been told by the engineers and stated it was explained to him that the sewage needs to flow downward or have a pump station. He this instance a pump station was needed.

Ald. P. Smith stated she was hearing it was the Sewer Commission that could decide to move this forward and asked if the Mayor could clarify.

Mayor Richetelli responded yes.

Ald. Veccharelli asked what size the pump station would be and also the cost to have the design done.

Mayor Richetelli stated he did not have those answers tonight. He stated when the Board of Finance and Board of Aldermen approved the bonding in March 2006; they gave the go ahead on the project.

Ald. Veccharelli asked if the Sewer Commission had already given their blessing on this project.

Mayor Richetelli responded yes.

Ald. Veccharelli asked if it was the mayor who put this at bay, and then it would go back to the Sewer Commission.

Mayor Richetelli stated it was clear after the January hearing there was not a consensus. He reiterated the final say is in the hands of the Sewer Commission.

Ald. Giannattasio commented he was at a loss to understand why Mr. Brown, who is a member of the Sewer Commission, would bring this to this department.

Ald. Vetro stated he wished to make clear the items on the Capital Improvement Plan, although in sequential order, it has not bearing as to when a project may or may not be done.

Ald. Staneski asked about the cost estimate summary page.

Mayor Richetelli responded they based on the reimbursement rates on what school projects currently get which is 39%.

Ald. Goodrich commented the Capital Improvement Plan is merely a wish list and commented on some of the items such as fuel cells – trying to go green; lighting at Foote Field; the Naugatuck Avenue/Bridgeport Avenue

drainage issue and the East Side Fire Station project, which has been on the Capital Improvement Plan for at least 8 years.

Ald. G. Smith asked about the Naugatuck Avenue project.

Mayor Richetelli responded that project has been on the Capital Improvement Plan for 3 years. He explained the area suffers from flooding when it is high tide and there is a torrential rainfall. He stated the City has petitioned the State and paid for a study which determined what needed to be done, which is to increase flow of the pipes. He stated the area along Route 1 is the responsibility of the State and along Naugatuck Avenue, the City. He went on to speak of the State's Urban Program. He stated the project has been approved; however it has not been funded.

Ald. German commented since the sewer project was approved a lot has changed in those 5 years. He suggested perhaps it could be re-engineered and see if the pump station can be relocated.

Ald. Blake asked about the project this year for High Street dock. He asked what is contemplated for that dock and if the City has applied for the Long Island Sound grant or if it is something that will be bond.

Mayor Richetelli explained the roadway which is actually High Street is being undermined by erosion. He explained some money was put aside to shore up that area and that the bulkhead needs to be completely rebuilt. He stated the monies would not come from the Harbor Management fund, but would likely go through a bond authorization process.

Ald. Vitali stated his colleague, Ald. German brought up a good point, as well as Ald. Giannattasio brought up a good point with regard to Mr. Brown. Ald. Vitali suggested Mr. Brown act as an advocate for those residents in the Rosemary Court area, especially since he is so vehement the work should be completed.

Ald. Bevan asked about the East Side Fire Station. He stated his recollection was that this Board authorized \$250,000 for the site. He asked if the mayor could provide additional details.

Mayor Richetelli explained the City received an appraisal for the property and that the owner was contacted with the prospect of the City buying the property. Mayor Richetelli stated they received communication from the owner but that he had a different number in place for the sale of the property. He stated they have asked the owner for their justification with regard to their figure.

Ald. Bevan asked if there is a time-frame.

Mayor Richetelli replied they have not asked for any timeline.

Ald. Staneski asked when the Mayor would be coming to the Board with a list of priorities.

Mayor Richetelli responded it would be either February or March with a bond authorization request.

Motion carried unanimously.

Ald. P. Smith requested a 5-minute recess. The Board recessed at 9:18 p.m.

Chairman G. Smith reconvened the Board in public session at 9:32 p.m.

9. New Business not on the Agenda which may be introduced by a two-thirds (2/3) vote of those present and voting.

Ald. P. Smith stated she wished to add new business to the agenda concerning the sewers on Rosemary Court and was making that request in the form of a motion.

Ald. Goodrich seconded the motion.

Ald. Blake questioned exactly what the motion was.

Ald. P. Smith responded she would like to submit a Resolution to the Board asking the Sewer Commission look into this project.

Motion carried unanimously.

Ald. D. German and Ald. Vetro made and seconded a motion to approve a Resolution RE: Rosemary Court sewers; Whereas, the residents of Grove Street and Rosemary Court have expressed serious concerns to the board of Alderman concerning sewers in the area; therefore, the Board of Aldermen request the Sewer Commission revisit this issue.

Ald. Staneski commented the authority was with the Sewer Commission.

Motion carried unanimously.

10. Budget Memo Transfers

(a.) Ald. P. Smith and Ald. Goodrich made and seconded a motion to approve Consideration of Budget Memo Transfer No. 17, Fund 10, FY 2009-2010. Motion carried unanimously.

(b.) Ald. P. Smith and Ald. Vetro made and seconded a motion to approve Consideration of Budget Memo Transfer No. 18, Fund 10, FY 2009-2010. Motion carried unanimously.

11. Refunds

(a.) Ald. P. Smith and Ald. Patterson made and seconded a motion to approve Consideration of Refunds in the amount of \$12,554.46. Motion carried unanimously.

(b.) Ald. P. Smith and Ald. Vetro made and seconded a motion to approve Consideration of the Suspense List in the amount of \$138,889.22. Motion carried unanimously.

12. Report of Standing Committees:

a. Ordinance Committee – Ald. Giannattasio reported the Ordinance Committee met earlier in the evening to consider one Ordinance and voted to forward that Ordinance to the full Board.

Ald. Giannattasio and Ald. Staneski made and seconded a motion to approve an Ordinance Amending Section 16-2 of the Code of Ordinances of the City of Milford (Parks and Recreation – Prohibited Activities on Public Recreational Areas).

Ald. Staneski stated there was public comment and discussion during the Ordinance Committee meeting; however, during the public session of this meeting a speaker provided a detailed history of this parcel, along with other residents. She stated she did not see the need for further discuss based on what they heard during public comment. She stated approval of this Ordinance would provide official upkeep as a park, management of safety issues and in a positive way provide another beautiful facility, which would be available through permits. She added there could be the possibility of offering activities of a structure nature to our citizens.

Chairman G. Smith stated the fact is that this parcel is already City property and that they are taking existing City property that Public Works already takes care of. He recalled when he was on the Board in 1997 and the City's position at that time was that they had to put this pavilion in, that the builder actually did not want it. He also pointed out they have heard conversation from Park Beach and Recreation why this should be a city park. He also commented about the allegations that this is party politics and commented the "eye is in the beholder".

Ald. Blake referred to the police and fire departments and noted both chiefs were present tonight. He stated a commented was made during public comment that there is an enforcement issue.

Ald. Staneski raised a point of order.

Chairman G. Smith stated he would at this time rule against a point of order and recognized police Chief Mello.

Chief Mello stated he was actually here tonight for item 14b. He stated he was not prepared to comment regarding statistics. He stated regarding the comments made by Ald. Blake, Chief Mello stated when they receive a call they respond. He explained calls are prioritized and that they do keep track of when a call comes in and when a unit responds. He noted the information is time stamped and then triaged and given a priority code. He stated the information is all public record; however some information can be redacted in accordance with the law. With regard to a study, he stated he recalled several years ago a study was done and to his recollection there were only a few calls. He stated that does not mean there weren't additional calls. He also explained it depends on what address was stated. He stated he made a call to obtain some numbers, but the figure just weren't verifiable.

Ald. Blake stated he is pro-park and that it is needed for a variety of reasons. He stated one of the reasons cited tonight was that the police would respond differently if it were a park and asked the Chief if that would be the case.

Chief Mello explained their response is predicated on the call. He stated often when they get to the area, no one is there. He stated if it is a City park, it would be treated like any other park in the city. He also stated if they receive a call for a fire it is referred to the fire department.

Ald. Goodrich asked if this area becoming a park would give the police an added tool. He stated to his knowledge city parks close at 10:00 p.m. and open at sunrise.

Chief Mello stated upon arrival they would generally tell the individuals to leave.

Ald. Veccharelli stated this is round 3 of Caswell Cove – the point. He stated the residents just want to see that area closed. He stated first they wanted to close it off with a gate, but that failed and they it was left open to allow the people to go down there and enjoy the area. Then the residents wanted to call it a park, like they want to now. He questioned if there really are problems down there, and if it really needs to be locked down. Ald. Veccharelli stated the police department came back to this Board with information that the area was not a problem. He stated if they cannot get verifiable information tonight, he would like to see the matter tabled.

Chief Mello reiterated the information has not been verified.

Ald. Veccharelli commented there are more republicans on the Board now, so they want to bring this back and call it a park. He stated Mr. Ayer has suggested people don't just go down there to enjoy the park. Ald. Veccharelli also pointed out when you live on the water you are going to hear noise. He stated he has also heard they are burning the wood from the pavilion. He reiterated this is round 3 and they want to call it a park. He stated Public Works takes care of the area just the way it is now. He stated the grass is cut, the trash is removed and it is a very nice area. He also pointed out it is the only access to the Housatonic River. He stated the idea of closing this area at 9:00 p.m. or 10:00 p.m. is preposterous. He reiterated the area is maintained and it is patrolled. Ald. Veccharelli stated the last time this Ordinance came up they were able to stall it. He stated if there is a problem down there the item should be tabled until they can get more information.

Ald. Veccharelli and Ald. Vetro made and seconded a motion to table the matter.

Chairman G. Smith asked Ald. Veccharelli if he could hold off on his motion so as not to cut off discussion.

Ald. Veccharelli withdrew his motion and Ald. Vetro withdrew his second.

Ald. Joy commented he lives on the water, so he knows what it is like. Regardless, he stated if there is a problem there, if this is a park with access and parking for the public they there would be some control over the property. He stated it is in the best interest of all to have some control.

Ald. Goodrich noted Walnut Beach is a park and it is not locked down. He stated you just need a permit, just like at Golf Beach, Eisenhower Park and others if you want to be there in the middle of the night. He also noted permits are free. He stated it was important to understand the park is not being locked down, but giving police the tool for the public to realize they should not be there after hours without a permit.

Chairman G. Smith asked Mr. Worroll if he could explain the process of obtaining a permit.

Mr. Worroll stated anyone can go down to the Recreation Department, show proof of identification and obtain a permit. He stated the permit is only for fishing, jogging or strolling and is good for one year from the time the permit is issued.

Ald. Patterson stated he was confused by the comments made by Ald. Joy and Ald. Goodrich and asked how making this a park would change things. He stated the police will show up whether it is a park or not.

Ald. Joy stated for clarification it would be nice to have some control after certain hours.

Ald. Veccharelli stated the bottom line is control over the property. He stated they tried a gate and it did not work and then they tried and park and it did not work. He stated in the summer the area would close at 10:00 p.m. and in the winter 9:00 p.m. He spoke of what it was like when he was a kid and how he enjoyed the Gulf Beach area 24/7 and that he would love to change Gulf Beach. Ald. Veccharelli stated it should be left alone. He also stated if this vote splits party line, in his mind the park will be known as Republican Park.

Ald. Blake spoke of the largest tuna catch in North Carolina. He also questioned what would happen if an old codger brings his young son to fish without a license and he is then arrested.

Chairman G. Smith stated he did not wish to turn this into a political issue, but his second district aldermen have now brought up party lines twice. He stated it was the Democrats who introduced a fishing fee in the Housatonic and they already have to get a permit. So, this should be known as the “Democratic” permit.

Ald. Blake raised a point of order stating the DEP is run by the governor’s office.

Ald. Veccharelli and Ald. Vetro made and seconded a motion to table this matter until they have time to get information to substantiate or unsubstantiate this.

By roll call vote, the motion failed 5 yes (Blake, Hardiman, Patterson, Veccharelli, Vetro) and 9 no (Bevan, German, Giannattasio, Goodrich, Joy, G. Smith, P. Smith, Staneski, Vitali).

Ald. Vitali commented he has never heard so much rhetoric and pontification in his life. He stated this is about the safety and welfare of our citizens in our community. He stated he would air on the side of safety for our citizens. He questioned “are there rules people should live by”, yes; “should there be structure”, absolutely. He also pointed out there are many citizens who live by the water that can emphasize with the folks at Caswell Cove. Ald. Vitali stated this is a diverse Board with their own opinion. He stated if they vote on this tonight, he would vote and air on the side of public safety and welfare.

Ald. P. Smith stated she wished to make three points. First, with regard to the gate, this was extreme; second, to designate this as a park is not a bad reason. She stated she lives near Walnut Beach and she knows there are residents who do appreciate having Walnut Beach as a park and spoke of the wonderful relationship they have with public works and encouraged the folks at Caswell Cove to foster that same relationship. Finally, she stated her third point was with regard to response times and cautioned they should be careful in discussing the response times of our police and fire departments. She encouraged our citizens to get into the police department’s Citizens Academy and gain a better understanding of the working of our police department. She stated designating the area as a park is a good compromise which would maintain another fine spot as a park.

Ald. Staneski made a motion to move the question.

Ald. Blake raised a point of order, stating the aldermanic rules state all aldermen have an opportunity to speak.

Ald. Vetro and Ald. Blake made and seconded a motion to amend the motion to state the area shall not be subject to any curfew unless amended by Ordinance.

Ald. Goodrich stated the amendment would contradict the basic rules of what a park is.

Chairman G. Smith asked Ald. Vetro to clarify his motion.

Ald. Vetro stated the purpose of the amendment was to keep the curfew provision lifted so you can just go there.

By roll call vote, the motion failed 5 yes (Blake, Hardiman, Patterson, Veccharelli, Vetro) and 9 no (Bevan, German, Giannattasio, Goodrich, Joy, G. Smith, P. Smith, Staneski, Vitali).

On the main motion, by roll call vote, the motion carried 9 yes (Bevan, German, Giannattasio, Goodrich, Joy, G. Smith, P. Smith, Staneski, Vitali) and 5 no (Blake, Hardiman, Patterson, Veccharelli, Vetro).

b. Public Safety and Welfare Committee – no report.

c. Public Works Committee –no report

Note: Ald. Blake at 10:25 p.m.

d. Claims Committee – Ald. Vitali reported the Committee met earlier in the evening to discuss one claim.

Ald. Vitali and Ald. Vetro made and seconded a motion to approve Consideration of employee William Cable (PPD Award) in accordance with the recommendations of the City Attorney as discussed in Executive Session. Motion carried unanimously.

e. Rules Committee – no meeting.

f. Personnel Committee – no meeting.

13. Report of Special Committees. Chairman G. Smith noted the minutes of the following Committees can be found on the city's web-site or are available at the next meeting. He stated if any liaison would like to give a report on the following committees, they may do so.

a. Liaison Sub-Committee – Board of Education

b. Liaison Sub-Committee – Flood & Erosion Board – no report.

c. Liaison Sub-Committee – Park, Beach & Recreation Comm. – no report.

d. Liaison Sub-Committee – Planning & Zoning Board – no report.

e. Liaison Sub-Committee – Sewer Commission – no report.

f. Liaison Sub-Committee – Harbor Management Commission – no report.

g. Liaison – Council on Aging – no report.

h. Permanent School Facility Building Committee – no report

i. Liaison Sub-Committee – Library Board – no report

j. Liaison Sub-Committee – Fowler Memorial building – no report

k. Liaison Sub-Committee – Milford Redevelopment & Housing Partnership – no report.

l. Golf Course Commission – no report.

- m. Inland Wetlands Agency – no report.
- n. Liaison Health Department – no report.
- o. Devon Revitalization Committee – no report.
- p. Human Services Commission
- q. Liaison Pension & Retirement Board
- r. Milford Government Access Television (MGAT)

Ald. Goodrich reported concerning the Walnut Beach Committee. He stated they would be adding a lifeguard station.

The Board recessed at 10:30 p.m. Chairman G. Smith reconvened the Board in public session at 10:35 p.m.

14. Executive Session. A two-thirds (2/3) vote of those present and voting is required for any item to be considered in executive session. A two-thirds (2/3) vote of those present and voting is required to go into executive session.

The Chairman shall announce, in public session, those items to be covered in executive session and call for a vote to enter executive session. If a two-thirds (2/3) vote, to enter executive session, is obtained, the hall shall be cleared and executive session declared.

Chairman G. Smith stated he would entertain a motion to go into Executive Session regarding the Status report and consideration of settlement in the matter of

14a. Status report RE: City of Milford and AFSCME Council 4, Case No's: ME-28338 and MP-28410;

14b. Consideration of Ratification of Successor Collective Bargaining Agreement between the City of Milford and Milford Police Union – Local 899, AFSCME Council 15, AFL-CIO.

Ald. P. Smith and Ald. Vetro made and seconded a motion to go into Executive Session as stated by the Chairman.

Chairman G. Smith stated those going into Executive Session for item 14(a) would be the full Board, Mayor and City Attorney, along with Attorney L. Sgrignari; and those going into Executive Session for item 14(b) would be the full board, Mayor, City Attorney, Chief Mello and Mr. O'Connell, Personnel Director.

Motion carried unanimously.

The Board adjourned to Executive Session at 10:37 p.m.

Attorney Sgrignari left the Executive session at 10:42 p.m. Chief Mello and John O'Connell joined the Executive at 10:42 p.m.

Ald. Goodrich and Ald. Patterson made and seconded a motion to come out of Executive Session. Motion carried unanimously.

Chairman G. Smith reconvened the Board in public session at 11:06 p.m.

14(b) Ald. P. Smith and Ald. Patterson made and seconded a motion to approve Consideration of Ratification of Successor Collective Bargaining Agreement between the City of Milford and Milford Police Union – Local 899, AFSCME Council 15, AFL-CIO as discussed in Executive Session. Motion carried unanimously.

Ald. Vetro and Ald. Patterson made and seconded a motion to adjourn at 11:07 p.m. Motion carried unanimously.

Respectfully submitted,

Kathleen K. Huber
Recording Secretary