

**BOARD OF ALDERMEN  
REGULAR MEETING  
AUGUST 4, 2008**

The Board of Aldermen of the City of Milford held their Regular Meeting on Monday, August 4, 2008 in the aldermanic chambers of City Hall. Chairman B. Blake called the meeting to order at 7:34 p.m. welcoming everyone. Chairman Blake asked those present to join in saluting our flag and reciting the Pledge of Allegiance.

1. Roll Call

Board Members Present

J. Blacketter  
B. Blake  
V. Ditchkus, Jr.  
A. Giannattasio  
M. Hardiman  
B. Lambert  
S. Manning  
R. Nunno  
J. Patterson  
J. Toohey  
N. Veccharelli  
P. Vetro  
R. Vitali

Also Present

Mayor J. Richetelli, Jr.  
J. O'Connell, Mayor's Admin. Asst.  
A. Jepson, City Clerk  
M. Case, City Attorney

Excused

S. Willey

Mayor Richetelli announced the presence of a special guest, Amanda Pitre, this year's "Mayor for a Day". He explained the program that started several years ago. He recognized Joseph DellaMonica, Sr. a member of the Mayor's Committee for People with Disabilities.

Mr. DellaMonica stated Mr. Candido sends his regards and that he was unavailable for tonight's meeting. Mr. DellaMonica stated Miss Pitre was the committee's unanimous choice for "Mayor for a Day" and spoke as to her goal of being able to walk onto the stage to get her diploma. He introduced her parents and acknowledged the numerous family members present.

Mr. Pitre thanked the Mayor and the Committee for the award as well as all the work the Committee does.

Mayor Richetelli read a Proclamation proclaiming August 5, 2008 as Amanda Pitre Day.

Chairman Blake extended his congratulations to Amanda and her family.

## 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.

N. Seltzer – 74 Camden Street – stated she comes before the Board because of an item on the agenda tonight concerning Seemans Lane. She stated she “dared, correction doubled dared” the aldermen to choose wisely a project for Seemans Lane that will not cost the taxpayer’s of Milford a penny and will also keep those neighbors and Meadowside School safe.

J. Prisco – 11 Riverdate Road – spoke regarding the reports concerning the West Nile virus. He stated he lives in Milford is a mosquito heaven and that he never sees anyone in his area. He also spoke as to runoffs on Anderson Avenue and grass extremely high in that area. He also spoke personally regarding his family that lives in the Devon area and asked when the work would begin in that area to address the flooding in that area that has been an issue for sometime. He stated the work was approved sometime ago, yet nothing has begun. He asked the Board to get on the ball and get the work done.

### 3. Consideration of the Minutes of the Regular Meeting of the Board of Aldermen held on July 7, 2008.

Ald. Vetro and Ald. Ditchkus moved to approve the minutes of the Regular Meeting of the Board of Aldermen held July 7, 2008 meeting as presented. Motion carried unanimously.

### 4. Consideration of the Minutes of the Budget Meetings of the Board of Aldermen held on April 9, 16, & 23, 2008.

Ald. Vetro and Ald. Hardiman moved to approve the minutes of the Budget Meeting of the Board of Aldermen held on April 9, 16, & 23, 2008.

Chairman Blake noted the following corrections on the April 23, 2008 meeting.

p. 3 2<sup>nd</sup> paragraph from the top, second sentence – change the word *win* to “**within**”

p. 3 4<sup>th</sup> paragraph from the bottom – *strike entire paragraph* – should read. ***Ms. Doneiko explained the billing process. She stated it is now billed to the purchasing office.***

p. 3 2<sup>nd</sup> paragraph from the bottom – change the word “change” to “**charged**”.

p. 4 4<sup>th</sup> paragraph from the top should read Public “**Debt**” Service, not Public *Dept.* Service.

p. 4 6<sup>th</sup> paragraph from the top should read “**1986**”, not *1876*.

p. 4 9<sup>th</sup> paragraph from the top should read “**B.A.N.**”, not *B.A.N.D.*

p. 4 7<sup>th</sup> paragraph from the bottom should read “**\$66,500,000**”, not *\$66,500*.

p. 4 2<sup>nd</sup> paragraph from the bottom should read “\$**66,000,000**”, not \$6,000,000.

p. 5 2<sup>nd</sup> paragraph – change “arc” to “**ARC**”.

p. 5 5<sup>th</sup> paragraph – change “is” to “**if**”

p. 5 7<sup>th</sup> paragraph – change “GASBY” to “**GASB**”.

p. 6 4<sup>th</sup> paragraph from the top should read “. . . **Fire/Police pension contribution was \$1.4 million and is now zero. She stated that of the proposed \$1,750,000 only \$390,000 is the additional appropriation over FY08.**”

p. 7 1<sup>st</sup> paragraph – change “policy” to “**policies**”.

p. 7 3<sup>rd</sup> paragraph from the top should read “***monies to into the department***”.

Motion carried unanimously.

#### 5. Chairman’s Report and Communications.

Chairman Blake reported the Board would have a quest speaker later in the evening, Thomas Ivers who would make comments regarding fuel cells.

#### 6. Mayor’s Report and Recommendations:

Mayor Richetelli stated he respectfully asked the Board to consider items 8a-8f. In addition, he asked the Board to add New Business, by a 2/3 vote and ask the Board to vote on the fire department’s request for a generator. He also pointed out two items in the agenda listed under items 6a and 6b. He acknowledged the Finance Director and her staff in achieving the Certificate of Achievement for Excellence in Financial Report, which is the highest form of recognition in governmental and financial reporting. He noted this is the fourth year in a row Ms. Doneiko and her staff has achieved this prestigious award. He commented the citizens of Milford should feel comfortable that the auditing done is top notch in this City.

He also reported in accordance with Section 2-78 of the Code of Ordinances of the City of Milford the search committee for the Executive Director of the Personnel Department. He stated the City Attorney, Finance Director and Civil Service Commission Chairman Ronald Winfield would serve with the Committee along with two individuals appointed by the Chairman of the Board of Aldermen. He stated the City Attorney would serve as the Chairman of the Committee.

#### 7. Unfinished Business:

None.

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

8a. Ald. Vetro and Ald. Patterson made and seconded a motion to approve the request for Resolution Re: Memorandum of Agreement Between the State of Connecticut, Department of Emergency Management and Homeland Security (DEMHS) and the City of Milford, located in DEMHS Region 2, regarding State use of Funding Granted by the Department of Homeland Security. Motion carried unanimously.

8b. Ald. Vetro and Ald. Ditchkus made and seconded a motion to approve the request for the Redevelopment Plan of the Army Repair Facility located at 26 Seemans Lane, Milford, as recommended by the Local Redevelopment Agency (LRA) at its meeting of July 28, 2008 and authorize its submission to the United States government [US Army and Department of Housing and Urban Development (HUD)].

Mayor Richetelli explained the request before the Board tonight is in compliance with BRAC specifications. He stated about two years ago this Board approved the LRA who had the charge of finding out the best use of this property. He explained the process, which included a public hearing, and that this plan being presented tonight was unanimously passed by the LRA at their July 28, 2008 meeting. He stated the plan being presented calls for the relocation of the Health Department and senior housing at the location, which would be low income for seniors age 62 or older. He pointed out this would be run by a private non-profit organization. He stated he would respectfully ask for the Board's approval of this item.

Ald. Lambert commented the LRA diligently worked on this project for two years. She explained the work of the committee and all of the avenues they explored for this property. She also commented she wanted assurances that the project that the aldermen review and approve is something the taxpayers can afford.

Mayor Richetelli added the land would be given to the City for free, but that he did not know as yet if there would be any other costs. He spoke as to "qualifying use" of the land, which is a specification of BRAC and stated the Health Department is a "qualifying use", but they were unsure if senior housing is considered a qualifying use. He also stated he would be going to Washington in September and will be addressing our congressmen. He continued speaking as to BRAC requirements and the need for senior housing in this economy.

Ald. Toohey stated they spent two years and countless hours speaking to many departments in the City. She stated 62 and over housing is the best solution. She also pointed out they did look at Meadowside School to make sure the children and parents coming in and out of that building are safe. She stressed the importance of keeping it to an age restriction and working toward private funding so as not to impact the citizens of Milford in any way. She echoed some of the comments of Ald. Lambert and also that she felt it for any reason they needed to re-visit this that the LRA remain in its form prior to tonight and that that committee continue to meet to serve the best needs of the City of Milford.

Mayor Richetelli commented the indication from the federal government is that it would come back to the LRA for an alternate use, if necessary.

Ald. Patterson stated he could have reservations about accepting federal funding because of the restrictions. He asked about age restrictions.

Mayor Richetelli stated the conveyance would be free and clear. He explained this situation is similar to the acquisition of the current Toulson Building.

Ald. Blacketter stated she was confused as to whether it is non-profit and commented the language indicates “non-profit” or “for profit” would be approved.

Mayor Richetelli stated it was possible to set it up as a “for profit” but that it would be a separate agency for the specific purpose of creating and running it. He also cited as an example the Saranor Apartments. He stated the goal would be safe affordable housing for our seniors.

Ald. Blacketter stated her concern is the vagueness of the proposal and is it affordable and also the constraints, etc. She also asked if there was any feasibility study.

Mayor Richetelli reiterated considerable research was done. He stated this is just a “concept” proposal for the land.

Ald. Hardiman asked if there is any price tag.

Mayor Richetelli responded no.

Ald. Ditchkus stated they were getting ahead of themselves. He stated this is a concept and that they need approval from the Army Corp. before preceding any further. He stated some of the items being mentioned such as traffic studies, etc. cost money and there still is no approval for the concept from the Army Corp. of Engineers. He stated if they get approval they would then the appropriate committees and commission would be step but that they needed to take a step back and first get this proposal to the Army Corp. of Engineers for approval. He also commented he felt this is a good use of the land, not necessarily the best, but a good use. He expressed his hope the Board could move this project forward tonight for the September deadline.

Chairman Blake commented he understood this is conceptual at this point but expressed concern how they would proceed if the Army finds the City in forfeit and we may have to pay for the land or give it back. He stated he wanted to make sure they have a good proposal.

Ald. Manning spoke as to a possible Emergency Operations Center and if the property was looked at for a staging center. She suggested perhaps the police and fire departments could work together with the health department and that they could look into Homeland Security grant monies for the project.

Mayor Richetelli stated the LRA looked at all of the proposals by the departments that came to them and that the scenario as explained by Ald. Manning was not one presented.

Ald. Ditchkus commented he wished to be recognized before as he had a follow up to his comment. He asked the Chair to show him the same respect he shows his colleagues on the Democratic side. He stated he wished to follow up regarding traffic and noted they do not have a drawing or sketch, reiterating this is just a concept so one would not have been done. He also stated you just cannot put a price tag on a concept.

Ald. Lambert stated with all the choices the LRA had the one thing they all agreed on was that they did not want this to go to private developers. She spoke as to the concept presented and assurances from the Mayor regarding the LRA. Ald. Lambert requested a recess at 8:26 p.m.

Chairman Blake reconvened the Board in public session at 8:39 p.m.

Ald. Veccharelli commented he was certain he did not want this to go to private development citing many reasons why. He stated he was concerned about the taxpayer stating they have had enough. He stated if the City gets the property for nothing and then goes out and spends a lot of money it is not for nothing. He stated he did not want to spend one dime of the taxpayers' money on this property. He stated when he read this it indicated the needs of the fire department were immediate, but there has not been any further mention of finding a storage facility for the fire department. He also spoke about the comments of there being pressure to develop higher density and asked who is encouraging this density. He stated he needed to look at the taxpayers' needs and that he sees the best fit being that of the police and fire departments for their needs. He also encouraged applying for Homeland Security grants. He reiterated he would like to see this property used for police and fire and work in the health department. He stated once you put in public housing there would be costs involved. He also pointed out this is a building that really could be utilized without doing much to it and just using it for storage and that it may not be as much of an impact to the neighborhood and not cost any money as well. He stated he did not want to see housing piggybacked on health. He also stated he realized they may be running out of time, but there just weren't many options in front of them. He stated the one in front of the Board is only one and really not the best use of the property and will cost money. He stated he just could not support this proposal.

Mayor Richetelli stated he was glad to hear Ald. Veccharelli say he did not want this to go to a private developer. He addressed the comment made regarding "immediate need". He also explained the fire department had acquired a decontainment truck and needed housing for it and that they were working with the fire department for their needs and that there may be space at Public Works, etc. He also stated they were looking at funds coming from LOSIP (sp). Mayor Richetelli addressed the comment as to a communications center for the two departments stating there would be initial costs involved. He reiterated there is a need for the senior citizens. He spoke as to a meeting he had with Speaker Amann and what transpired at that meeting. He stated the possibility still exists a private developer could come in and develop a senior housing project such as Saranora which would be at no cost to the citizens. He stated this Board gave the charge to the LRA to look at the possibilities for this locations and that is what the Commission did. He explained the work the Commission did and some of the BRAC regulations. He stated before this Board is a plan that comes from over two years work and after meetings with many groups. He also spoke as to the need for senior housing and their needs and most importantly the need for them to be safe in their homes.

Ald. Veccharelli followed up with comments regarding senior housing and their safety. He stated what is important here tonight is the best possible use for the property. He stated this project is not going to solve the problem of all of our seniors and that they should be talking about taxes. He reiterated that he does not want to spend money on this project. He also commented regarding Homeland Security and what they may be able to provide in the way of funding. He stated it is about taxpayer money and that while he hopes the seniors are safe in their homes, this just is not the best answer and that it is not in the best harmony with the neighborhood.

Ald. Nunno stated he would like to know which of his constituents is putting pressure on higher density. He continued his comments reading from the report. He stated for these reasons he would vote against this.

Ald. Toohey commented this property is prime location and if this Board does not act tonight or before the deadline they will lose control over this piece of property. She stated she represents that area and there are certain assurances she is looking for. She also spoke as to the work of the LRA and reminded the Board the fire department did not follow through with any plan and even if they had this Board would be foolish to think that building would not need some major retrofitting. She stated what the Board is acting on tonight is ensuring this piece of property stays with the City. She reiterated her earlier comments that this LRA Commission not disband and if anything comes back the Commission would meet again. She stated she too does not want to see money spent but fears what would happen if a private developer were to come.

Mayor Richetelli referred to a November 20, 2005 article in the Connecticut Post newspaper that resulted in a public forum. He spoke as to the need of a senior only facility that is the least expensive and this is the best way to accomplish that.

Ald. Patterson stated he did not want to see this property go to a private developer. He asked what happens if the BRAC approves this and also the timetable to develop and also what happens if the City decides not to move forward.

Mayor Richetelli responded they have been told from the Army Corp this will take time.

Ald. Patterson asked what would happen if the City did not secure funding.

Mayor Richetelli responded the City would have the option of giving it back.

Ald. Lambert explained how the Commission looked at all of the plans and one by one departments withdrew their plans for various reasons. She stated Dr. McBride was on-board from the beginning. She also commented she is the liaison for the Housing and Redevelopment Commission and there have been problems although things have gotten somewhat better. She stated the LRA agreed 62+ would be the most secure housing. She stated the LRA did not eliminate the fire or police departments and that they withdrew before the Commission acted on their proposals.

Ald. Ditchkus spoke regarding the facility commenting it is just a block facility and that a lot of retro fitting would be needed. He also spoke regarding a comment made regarding funding. He stated we are not entitled and there are no guarantees and that it just is not a guarantee. He also spoke as to 8-30g stating developers are probably waiting for the September date. He expressed his hope the Board would keep those things in mind. He stated to do nothing and let this fail shows you are a pro-developer and anti-senior citizen.

Ald. Manning commented the issue had become very contentious and asked if it would be possible to file an extension and send this back to Committee.

Mayor Richetelli responded it is possible to ask for an extension, but noted they have already received one extension. He stated the concern would be the timing and that a special meeting would then be required to act and also that it would be putting a great deal on the LRA to come up with another plan. He stated the LRA has been meeting for two years with both parties as well as business people, PTA's and all interested parties and it would be rushing them to come up with a plan the LRA has already come up with. He also stated if they ask for the extension and it is denied it could come past the deadline.

Ald. Manning asked if there is a plan B.

Mayor Richetelli responded they do not have a Plan B because the LRA put forward their best plan.

Ald. Nunno stated he takes exception to the comment he is anti-senior or pro-developer if he does not vote for this plan tonight. He stated while he does want to take over this property it seems they are asked to approve anything. He stated he just cannot vote for a skyscraper next to Meadowside School.

Mayor Richetelli stated he takes exception that “anything” is being presented. He stated the LRA worked very hard with people on both sides of the aisle as well as a number of professionals in the City. He stated if they did get an extension they would have to hold another public session as well as post notices, etc. He explained the scenario that has to be fulfilled and that the LRA has done that and this is what they wish to submit to the Army Corp for a yes or no answer.

Ald. Vitali likened the dialogue to a lot of Monday morning quarterbacking. He commented the LRA had a task and accomplished that goal. He stated it seems tonight there seems to be a lack of communication. He suggested becoming a part of the group and engaging in productive conversation. He stated the LRA has done their due diligence. He also commented he was here tonight for the public session and stated what he saw tonight was that the citizens were in favor of this plan. He also spoke regarding the seniors commenting “perception is reality” and if the seniors feel they are not safe, then they are not safe. He stated this Board gave a task to this Committee and they were able to agree and come to this Board with their proposal. He stated he was in favor of this and thanked the LRA for the work they did adding there are still a lot of layers to go through and that this Board would have the last say and continuing to pontificate about the issue would not change anything.

Ald. Blacketter asked about the flexibility to revise the proposal and going back to the LRA to alter the plan.

Mayor Richetelli deferred to Bob Gregory, Community Development Director, who has been the contact with the Army Corp.

Mr. Gregory stated he spoke with representatives at the Army Corp and that he had asked that question because Ald. Lambert had come to him with it. He stated he could not give a definitive yes or no answer because the Army Corp could not give him one.

Ald. Blacketter commented this comes to this Board at the 11<sup>th</sup> hour and that her preference would be to take this and develop it further.

Ald. Blacketter and Ald. Veccharelli made and seconded a motion to refer this back to the LRA with the provision that they request an extension of time.

Mayor Richetelli asked the Board what the option would be if LRA says no.

Chairman Blake stated this Board would have an emergency meeting.

Chairman Blake recessed the Board at 9:30 p.m.



Chairman Blake reconvened the Board in public session at 9:35 p.m. He went on to explain the motion and asked if anyone else had any comments.

Ald. Giannattasio stated its been made clear why they are here and how they got here. He stated they were dealt the hand of cards and this Board should do its part. He stated what was most important was to secure the parcel from developers and to care of our seniors. He expressed his hope this Board could come to an agreement and approve this.

Ald. Ditchkus commented the motion currently before this Board is to refer this to Committee and file and extension. He asked what would be the disposition of the main motion and what is their charge. He stated it has to be made clear what this Board wants the LRA to do and reiterated there has to be some kind of a charge for what they are to do.

Mayor Richetelli stated the original date to submit was March 4, 2008 and that they filed a request for an extension of time, which was granted. He stated it took over a month for them to let the City know the extension of time had been granted. He stated if the Army Corp says no and it is a month before they get back to us then the September 4, 2008 date would have come and gone. He stated they have met with everyone and that they were inclusive of everyone regarding the proposals. He stated he did not believe there was anything else they could learn in the next month. He stated the Board could submit the plan and if the Army Corp says it is not public use, the LRA would work on it, but if they do not approve the extension of time and the deadline to file passes by, then it is a loss.

Chairman Blake stated an emergency hearing to could be scheduled and suggested to the Mayor they work together to reconvene the Board before that September 4, 2008 deadline. He also pointed out the media is powerful and could be a source to seek out some other possibilities.

Mayor Richetelli commented with all due respect that this issue has been covered in the media and that this Commission has reached out.

Ald. Veccharelli stated the public hearing was tonight but yet we are encouraging written opinions from the public until August 22, 2008. He questioned if this Board takes action tonight and then people start calling him, what does he do and questioned the purpose of that. He stated he represents the people of the 2<sup>nd</sup> district and that he has heard from some of them, but not all. He stated he also believes the Army Corp would be flexible and give the time extension needed. He asked again what he does about the people who call him with their comments. He also spoke as to lower taxes and that the seniors need help.

Ald. Ditchkus raised a point of order. He stated the current motion on the table is to refer this to Committee and that comments should be kept to debating the merits of the motion and not interjection of our personal opinions. He asked that comments be kept to the merits of the motion.

Chairman Blake asked Ald. Ditchkus is point of order.

Ald. Ditchkus reiterated he was asking that comments be kept to the merits of the current motion.

Chairman Blake ruled the point of order as theoretical and future and not well taken.

Ald. Ditchkus asked the Chairman to point out where is ruling is found in Roberts Rules of Order.

Mayor Richetelli stated the BRAC regulations required the Board to hold the public meeting tonight and forward to the Board of Aldermen. He stated they are to hold open for a certain period of time for comments and that those comments whether via any note or e-mails go along with the LRA's recommendation to the Army Corp for their consideration. He reiterated these requirements are all per BRAC.

Ald. Blacketter addressed the intent of the extension. She stated the present proposal is vague and leaves us open to pushing something they may not be happy with but be held to. She stated she wished to look into the specifics of the plan. She also stated she had concerns regarding profit v. non-profit.

Mayor Richetelli explained the federal government does not want specific details and that they only want a concept as to whether it meets their acceptability adding more of this is being made than it has to be.

Ald. Toohey commented other towns have been in this position. She stated the BRAC regulations specifically stated what you are allowed to do and that the vagueness is on purpose and that making it specific would cost money. She also spoke as to that the Commission did and that all of these questions being asked tonight were already asked. She also pointed out the Commission worked for two years not to have this cost the taxpayers any money. She stated whatever happens this Board still has the final say. She stated her concern for the extension that took over a month last time. She stated with the deadline only three weeks away and that is the concern. She stated she just does not want to give up this property. She stated this Board would have an opportunity to look at this in the end and make any changes then.

Chairman Blake stated is this passes he would reserve Monday, August 25, 2008 for a special meeting.

Ald. Lambert commented she did have some reservations about having the public hearing the same night as the Board of Aldermen meeting. She stated the BRAC just wants a concept, which she stated she herself had a hard time with so she understands some of the confusion here tonight. She stated the Commission asked the questions being asked tonight and were told by the Army Corp they only want a concept, not specifics. She also noted there was a sub-committee with the City Planner.

Ald. Beir commented the Board is debating something very obvious. He stated he did not want to lose this "free-land" and take a chance of missing the date. He asked Ald. Blacketter if she would remove her motion to refer it to Committee so they could vote on the main motion. He stated they needed to send something to the Army Corp and that it was time to move on and vote on the main motion commenting the longer the debate continues the more political it gets.

Ald. Ditchkus stated he is not available on August 25, 2008 and stated he would respectfully request the date, if necessary, be left open at this point. He also stated he agreed with the comments of Ald. Bier and that he too had a problem with referring this back to Committee for an extension. He stated as Ald. Lambert stated, this is a concept, which is what BRAC wants. He also expressed concern with the timing of the Committee being able to meet in time for the deadline. He stated in the short amount of time they have nothing else new would come up and that this amounted to nothing more than a delay tactic. He stated the Committee has already done a phenomenal amount of work in the past two years and it was time to move forward.

Chairman Blake stated the LRA Chairman as well as other members of the Committee were present. He asked if it were possible to have a special meeting the last week of August and have a meeting simultaneously.

Ald. Ditchkus suggested they ask the Chairman if they are able to meeting during this timeframe.

Chairman Blake asked if the LRA could meet in the next 2-3 weeks.

Mayor Richetelli responded he could only speak for his own schedule.

By roll call vote the motion to refer to Committee fails, 8 no (Bier, Ditchkus, Giannattasio, Hardiman, Lambert, Patterson, Toohey, Vitali) and 6 yes (Blacketter, Blake, Manning, Nunno, Veccharelli, Vetro).

On the main motion, by roll call vote, the motion carried 12 yes (Bier, Blacketter, Blake, Ditchkus, Giannattasio, Hardiman, Lambert, Manning, Patterson, Toohey, Vetro, Vitali) and 2 no (Nunno, Veccharelli).

8c. Ald. Vetro and Ald. Ditchkus made and seconded a motion to approve the request for Allocation Transfer No. 1 (Harbor Management Commission).

Ald. Ditchkus stated they have known about this for about 5 years and spoke as to the maintenance.

Chairman Blake asked about the existing Helix and if the proposal would go out to bid.

Mr. R. Swift explained it was built in two phases with the first phase being 5 years old and the second about 4 years old. He went on to explain each of the phases and proposals of the program they wish to install.

Chairman Blake asked about any warrant in the current system.

Mr. Swift responded by explaining the current configuration.

Chairman Blake asked if it would go out to bid.

Mr. Swift responded yes.

Ald. Veccharelli likened this to “stretchy rubber bands” and asked if there were a hurricane if they would stretch. He also asked if the “eliminators” take this away.

Mr. Swift responded yes to the first question and explained how the eliminators work and this design.

Ald. Veccharelli asked how much above high tide the eliminators go.

Mr. Swift replied with a lengthy explanation.

Motion carried unanimously.

8d. Ald. Vetro and Ald. Ditchkus made and seconded a motion to approve the request for Allocation Transfer No. 2 (Department of Human Services). Motion carried unanimously.

8e. Ald. Vetro and Ald. Patterson made and seconded a motion to approve the request for the license agreement between the City of Milford and the Milford United Soccer Club, Inc. for the use of the soccer field on French Drive known as Martin, Kelly, Tighe Memorial Soccer Field. Motion carried unanimously.

8f. Ald. Vetro and Ald. Lambert made and seconded a motion to approve the request for Resolution Re: In Support of the Environmental Protection Agency's New England Community Energy Challenge (per request of Alderman Suzanne Manning).

Chairman Blake reported as of last week if Milford does pass this and joins they would be the first municipality to do so.

Ald. Manning stated that is true under certain stipulations, but there are other municipalities that have joined.

Motion carried unanimously.

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

Ald. Vetro and Ald. Patterson made and seconded a motion to add to the agenda Budget Memo Transfer #3.

Ms. Doneiko stated it is an Allocation Transfer.

Motion carried unanimously as noted.

Ald. Betro and Ald. Ditchkus made and seconded a motion to approve the request for Allocation Transfer No. 3, FY 09.

Ald. Blacketter asked if this would be bid.

Mayor Richetelli explained it is from the State bid.

Chief W. Healey echoed the remarks of the Mayor that this is a State bid and that in all likelihood it would be Huntington Power Company.

Motion carried unanimously.

10. Budget Memo Transfers

(a) Ald. Vetro and Ald. Ditchkus made and seconded a motion to approve Consideration of Budget Memo Transfer #22, FY08, Fund 10.

Ald. Patterson asked if it was all of last year or would carry over.

Mayor Richetelli responded it is the last fiscal year and went on to explain the terms of the bills so they received some bills later than the end of the fiscal year.

Motion carried unanimously.

(b) Ald. Vetro and Ald. Patterson made and seconded a motion to approve Consideration of Budget Memo Transfer #23, FY 08, Fund 10. Motion carried unanimously.

(c) Ald. Vetro and Ald. Ditchkus made and seconded a motion to approve Consideration of Budget Memo Transfer #3, FY 09, Fund 10. Motion carried unanimously.

(d) Ald. Vetro and Ald. Patterson made and seconded a motion to approve Consideration of Budget Memo Transfer #4, FY 09, Fund 10. Motion carried unanimously.

#### 11. Refunds

(a) Ald. Vetro and Ald. Ditchkus made and seconded a motion to approve Consideration of Refunds in the amount of \$4,457.71. Motion carried unanimously.

#### 12. Report of Standing Committees:

a. Ordinance Committee – no report

b. Public Safety and Welfare Committee – no report.

c. Public Works Committee – Ald. Veccharelli reported there still are some problems with trash cans so they are now being painted bright orange. He stated Public Works is looking into the possibility of plastic and that other alternatives may have to be considered.

d. Claims Committee – no report.

e. Rules Committee – no report.

f. Personnel Committee – no report.

#### 13. Report of Special Committees:

a. Liaison Sub-Committee – Board of Education – no report.

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

c. Liaison Sub-Committee – Park, Beach & Recreation Comm. – Ald. Toohey reported the Bocci courts at Walnut Beach were dedicated. She noted Scout Michael Casey built the courts. She also reported there would be a dedication ceremony on Saturday, August 9, 2008 at Washington Field in honor of former Recreation Director Edward Austin. Ald. Toohey also reported Camp Happiness has worked out well this year at Milford Academy

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 – Ald. Nunno reported the Committee met at Jonathan Law and saw some of the work being done. He reported the next meeting would be held at Foran High School tomorrow night.

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

j. Liaison Sub-Committee – Fowler Memorial building – Ald. Blacketter reported the Committee met and had discussion on some water issued. She reported they have also had some issues with flashing being taken.

k. Liaison Sub-Committee – Milford Redevelopment & Housing Partnership – Ald. Lambert reported they met the second Tuesday of the month. She reported they are filing the vacant spots from the lottery and also reported HRD is taking over the vouchers for the Farmer's Market.

l. Golf Course Commission – Ald. Hardiman reported the Commission held a special meeting was held on July 23, 2008 to authorize repairs at the Golf Course and get them done within the timeframe requested.

Ald. Vitali interjected stating the next meeting of the Permanent School Facilities Building Committee is Thursday, August 7, 2008.

m. Inland Wetlands Agency – no report.

n. Milford Academy Community Campus Bldg. Committee – no report

o. Courthouse Expansion Committee – no report

p. Liaison Health Department – no report.

q. Milford Legislative Action Committee – no report.

r. Clean Energy Task Force – Update on the creation of fuel cells within the City of Milford from Tom Ivers, Chairman, Clean Energy Task Force.

Chairman Blake stated the total project is about \$2,000,000 with Milford's share about \$500,000 and that they rely on vendor recommendations.

Ald. Vetro asked how this would be implemented to all the department heads so they are made aware of this.

Mr. Ivers responded there really are not enough departments that generate methane. Discussion regarding solar panels at the Parsons and smaller fuel cells in lieu of a generator.

Mayor Richetelli added he has included the fuel cell technology in the Capital Improvement Plan and would be bringing it to the Board in the near future.

Mr. Ivers continued with his report addressing comments made by Ald. Veccharelli, Ald. Manning, Ald. Ditchkus, Ald. Bier, Ald. Lambert and Ald. Toohey.

Chairman Blake thanked Mr. Ivers for being present this evening and for his patience enduring the long evening.

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.

14a. Status report and consideration of settlement of  
Woodmont Realty Investors, LLC v. City of Milford

**RE: 130 Woodmont Road**

14b. Status report and consideration of settlement of  
Kelly A. Dellacroce and Bruce Judelson, et al vs. City of Milford

**RE: 114 Woodmont Road**

14c. Status report and consideration of settlement of  
Joseph Dellacroce and Bruce Judelson, et al. v. City of Milford

**RE: 138 Woodmont Road**

14d. Status report and consideration of settlement of  
Kenneth Malcolm v. City of Milford

**RE: 61 Merwin Avenue**

14e. Status report and consideration of settlement of  
Douglas J. Hoffman v. City of Milford

**RE: 135 Hillside Avenue**

14f. Status report and consideration of settlement of  
Barbara W. Susman v. City of Milford

**RE: 11 Abigail Street**

14g. Status report and consideration of settlement of  
Candace Mayer, et al v. City of Milford

**RE: 71 Governors Avenue**

Chairman Blake stated he would be recusing himself from item 14g. He stated the full Board along with the Mayor, City Attorney and Assessor would go into Executive Session.

Ald. Nunno stated he would recuse himself due to his pending tax appeal.

Chairman Blake asked which items were residential.

Attorney Case responded items 14e, e, f and g.

Ald. Vetro and Ald. Patterson made and seconded a motion to go into Executive Session regarding items 14a-g. Motion carried unanimously.

The Board adjourned to Executive Session at 10:57 p.m.

Ald. Nunno excused himself from Executive Session at 11:02 p.m.

Chairman Blake excused himself from Executive Session at 11:08 p.m.

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

Chairman Blake reconvened the Board in Public Session at 11:12 p.m.

Ald. Vetro and Ald. Patterson made and seconded a motion to authorize the City Attorney to enter into settlement in accordance with the recommendations of the City Assessor as discussed in Executive Session for the following cases:

14a. Status report and consideration of settlement of  
Woodmont Realty Investors, LLC v. City of Milford

**RE: 130 Woodmont Road**

14b. Status report and consideration of settlement of  
Kelly A. Dellacroce and Bruce Judelson, et al vs. City of Milford

**RE: 114 Woodmont Road**

**14c.** Status report and consideration of settlement of  
Joseph Dellacroce and Bruce Judelson, et al. v. City of Milford

**RE: 138 Woodmont Road**

Motion carried unanimously.

Ald. Vetro and Ald. Patterson made and seconded a motion to authorize the City Attorney to enter into settlement in accordance with the recommendations of the City Assessor as discussed in Executive Session for the following cases:

14d. Status report and consideration of settlement of  
Kenneth Malcolm v. City of Milford

**RE: 61 Merwin Avenue**

14e. Status report and consideration of settlement of  
Douglas J. Hoffman v. City of Milford

**RE: 135 Hillside Avenue**



14f. Status report and consideration of settlement of  
Barbara W. Susman v. City of Milford  
**RE: 11 Abigail Street**

Motion carried with 1 abstention (Nunno).

Ald. Vetro and Ald. Patterson made and seconded a motion to authorize the City Attorney to enter into settlement in accordance with the recommendations of the City Assessor as discussed in Executive Session for the following case:

14g. Status report and consideration of settlement of  
Candace Mayer, et al v. City of Milford  
**RE: 71 Governors Avenue**

Motion carried with 2 abstentions (Nunno, Blake).

Ald. Patterson and Ald. Hardiman moved to adjourn at 11:14 p.m. Motion carried unanimously.

Respectfully submitted,

Kathleen K. Huber  
Recording Secretary