



## CITY OF ANSONIA BOARD OF ALDERMEN

### *Regular Meeting – September 8, 2009*

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#### ***Call to Order***

The Regular Meeting of the Ansonia Board of Aldermen was called to order at 7 p.m. by Aldermanic President Stephen Blume.

#### ***Roll Call***

The secretary called the roll:

Peter Danielczuk, D1-absent  
Robert Duffus, D1 - absent  
Jason Bender, D2 - present  
James Fainer, D2 - present  
Gale Banks, D3- present  
Joseph Jeanette, D3- present  
Vacancy, 4<sup>th</sup> Ward

Jerome Fainer, D4 - present  
Spero Jordanides, D5 - absent  
Pasquale Pietrangelo, D5 - absent  
Scott Nihill, D6 - present  
Gene Sharkey, D6 - present  
Tara Kolakowski, D7- present  
Stephen Blume, D7 - present

President Blume declared a quorum of 9 present, 4 absent, 1 vacancy. He then wished Mayor Della Volpe a happy birthday on behalf of the Aldermen. Applause rang throughout the forum.

#### ***Consideration of Previous Minutes***

Alderman Jerome Fainer MOVED to accept the minutes of the Public Hearing of July 14, 2009 and the Regular Meeting of July 14, 2009 if found to be correct; SECONDED by Alderman Jeanette. A voice vote was taken and the MOTION PASSED 9-0.

#### ***Public Session***

Edward Norman, 51 Grove Street

Tonight on your agenda you have Communication #3 for fire equipment vehicles. This is something that comes under the Capital Investment Fund. We're purchasing vehicles, we've been putting money aside every year to buy this type of vehicle - these extraordinary expenses. Also to note, I am a member of the Board of Apportionment and Taxation. This year we tried to put off as much expenses as possible; there were vehicles on the original budget and we had to cut those. We've come to a dilemma where one of the vehicles has broken down, the other vehicle probably for the past 2 or 3 years was in need of repair and replacement. So I'm really encouraging you to approve this

- the funds from the Capital Improvement. I know our Assistant Comptroller did due diligence in going to the State bid list and getting us pricing on this. When it came up to my Board that it was 2010 vehicles we were bidding on, everybody hears about the auto industry and the surplus of vehicles that they have, again, I know the Assistant Comptroller got back to us and we asked him to go out and see if he could find 2009 vehicles. I guess if we wanted Hummers or Cadillac Escalades we could get those, but the vehicles that we need for Fire Chief and Fire Marshal are just not out there. So, I would recommend that we do go to the State bid list and approve that purchase as soon as possible because one is not running and the other is on it's last leg.

The other issue I'd like to bring up is, like all of you I'm sure, I just got my sewer tax bill in the mail. This has been something that's been going on for well over a year, the new sewer treatment plant project. I spoke at those hearings, I don't know if my voice was heard or just not considered. I think this is really a project out of control. We see no updates on what's going on. One of the things that came up was, they were changing the calculations in actual sewer use units so that now, if I have one hook-up to my two-family house, because it's a two family house that would be considered two units and I would pay two of these assessment fees.

The other thing I say why it's out of control is because they were supposed to start collecting assessments. When you approved the project, they were going to do a mid-term assessment to get the ball rolling on these assessments. They were going to start with \$50 or \$100 per unit. That never happened; the place they went to for the billing messed everything up so we were talking in March of this year that we were going to get an interim bill. That never happened. They were going to go and get the bills out late; that never happened.

So now, the bill is due October 1<sup>st</sup>. We got new bills and there is still no assessment on there. Now, what we have is a \$60 million project, very limited financing from the State; they gave us about \$6 million and the rest is the burden of the City. We still have no mechanism as to how it's going to be paid. If you look at everything in the news, on the state level they're having budget problems; on the federal level they're having budget problems. One of the things is that this is the type of thing that they are proposing and supporting as far as green projects - clean water, getting local people to work. I don't think that we are as a WPCA really pursuing the funds and going to the state and going to the federal level to try and get the funds that we need. Everybody was saying that they were going to finance "shovel-ready project." Well, we were shovel-ready; we were really going forward, and it's still going to be a major burden on the citizens and taxpayers of Ansonia and no one really seems to be pursuing it or controlling it.

I see the amount of work they've done down there is enormous. I don't know what kind of change orders they've had, or other problems they ran into to run up the expense. It just seems to be sort of like, very quiet as far as the whole project goes.

One of the other things is, also I'm a member of the Fire Department, and one of the things that we lost was, in the evaluation of the project, no one ever evaluated the loss of City property or the transfer of City property from the Public Works area and what we used for Fire Department training over to the WPCA. There is really no place we can do live work with the vehicles that we used to do there. We used to do extrication training there; ourselves and ARMS would hold regular drills there. Now, there is really no area in the City where we can do these things. We utilize the Fairfield Fire School, but that's kind of thing where we take trucks out of service, send them down to Fairfield, send crews down to Fairfield, and it's a pretty rigorous schedule. If you're going to try to do it at night you really can't do that type of schedule, so it has to be more of like a weekend type of thing.

The third part is, I have a lot of respect for all of you Aldermen here. I know what my Alderman, Jerome Fainer, goes through. I complain to him about trash, and condition of the street, and garbage pickups, and vehicles and everything like that. I know he's working hard on it, but his efforts go as unattended as mine. It seems to go nowhere. If you go down Lester Street Thursday afternoon the garbage is still out there. They collect garbage Thursday mornings. It always seems that the people on that street have a different schedule; they march to a different drummer. They put it out a half hour after the truck went by, and then it sits there all week. By the time Sunday, the weekend comes around, it's all over the streets. If you look at the other streets on the west side of town, it is deplorable. I don't see how people can ride around, and we have blight ordinances, and we have litter ordinances, we have sidewalk ordinances. I don't see how they're not enforced. Then when you do bring it to the attention of a public official, it seems to still go unheeded.

Thank you very much for your time.

Alderman Sharkey stated, when they were planning the construction of the sewage treatment plant, Steve sat in on every meeting I attended, several of them, and this issue of the training facility, the training area was brought up. When they're finished there is going to be an area set aside for the Fire Department for training. They can't do it while it's under construction.

Also, the trash issue - I've talked to Mike Schryver, the Superintendent of Public Works. Any time someone spots an issue like that, just call and he will take care of it. He realizes there are problems with the trash pick ups.

Alderman Fainer stated, it's not the trash pickup. I've got it on my own street. The trash collector comes Thursday. Thursday afternoon they start piling the trash up on the street for the next week. It's all over the sidewalk.

Mr. Norman stated, that is in addition to the bulk. They have mattresses, couches, whatever on the curb.

Just one more point - we're purchasing the Fire Department vehicles. One of the things that is paramount in all of this is the Capital Improvement Fund should also be used for ambulances. I know both Aldermen Jerome Fainer and Scott Nihill are on that. We can't let an ambulance break down. I think we should start looking at that and someone should give the...

President Blume interjected, I received the specs today from ARMS, and I sent them up to Massachusetts. I'll have them back on Tuesday, rewritten. A fellow in Massachusetts has an ambulance ready to go, he'll bring it down, everybody can see it. I talked to Jerome and Scott tonight. I'll be at the next Board of Apportionment and Taxation meeting, we'll have some prices, and I'll ask for the money out of that same budget. We're ready to go on it. It's very important.

Mr. Norman stated, it is. I know we've talked about it a lot with Dave Geloso, the new Director there. I want to make sure we take that next step.

Thank you very much.

President Blume asked three times if any member of the public wished to address the Board. Being none, he declared the Public Session closed.

### ***Public Official Session***

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Mayor James Della Volpe

The State has passed the budget. In regard to the impact on the City of Ansonia, we're going to be about \$40,000 less in our budget. We will not have a major impact. Most of the reductions were in the Town Aid Road - that's the part where we do repairs on the roads. Our Public Works has started on White Oak Road and Hale Drive. We're starting to repair the roads.

In regard to what Ed has mentioned regarding the WPCA, we're still working with our State Legislature to try to get an extension in regard to the repayment of money for the loan they have given us. Right now we're under a 20-year bond and we're trying to extend that to 30 years. We're also in touch with our federal Legislator, Representative DeLauro, to try to get some stimulus money from the Clean Water Act. We are doing something; we are trying to get it. They haven't put out the calculations yet and we're waiting to see that if we do get some monies, we'll be able to reduce the fee.

In regards to the project, it is 40 percent completed. There is a lot of activity down there. Also, to remind you that because of the fire with the conveyor belt, the shredder, we received \$1.4 million and eventually we're going to take down the shredder and the incubator and we're going to make that a transfer station - which is going to be a lot smaller, more compact and more usable for our residents. We'll be able to recycle, which will free up more land you're your

fire training. That's in the works also, and we're going to wait until the WPCA project is almost completed because of all the work they're doing down there.

In regard to the Riverwalk, we're in the final design phase. We've submitted all of our paperwork to the State DOT. We're just waiting for approval. There are two hang-ups - one is not having enough money for the bridge to go over the railroad track to reach Pershing Drive, and also, the connection from the Derby Riverwalk to our Riverwalk. State DOT has many concerns about public safety in that particular area. We're working our way through that. We are hoping to go out to bid this month so that we can start construction in October. We're pursuing that as quickly as possible.

Also, I received a notice from the Connecticut Resources Recovery Authority - they're looking for land for an ash landfill, which I deemed inappropriate for the City of Ansonia - I don't think we need that type of material coming into our town on a regular basis.

In regard to the demolition at the Riverside Apartments - the abatement is completed on the first building, the second building is 95 percent finished, we should have demolition start either at the end of this week or next week in regard to buildings 1 and 2. As we all know there are plans for next year to take down four or five buildings on the south side of High Street.

Also, on the Stimulus - we received \$1.2 million stimulus money for our education system, which will help immensely. Also, we received \$650,000 for road repairs. That is part of the money that we're using now to repair the roads up on the hilltop.

At this point, I'll entertain any questions.

Alderman Jerome Fainer stated, the Grove Street hill coming down side has a lot of ruts. Can we get a skim coat or something to put on it? I brought this up last year.

Mayor Della Volpe stated, I will discuss it with Mike Schryver. One of the other issues I want to bring up is the fact that several trees have been removed and I've received calls from residents. The reason why they've been removed is because they become a public safety issue - they are rotted inside, they're dead and during some of the storms some of the limbs are falling off into the street. We just want to make sure those trees are coming down. If you receive a call from any resident, just have them call Mike Schryver and he will explain to them the reasons why. We're getting a letter out to several of the residents that called my office. Also, on the north end, if you remember we had all those trees planted along North Main Street that were removed. We have replanted trees that won't be as big and tear up the sidewalks as the previous trees had done.

Mayor Della Volpe continued, I'll certainly mention it to him, and I'll also mention to him the trash that Ed had referred to because I'm constantly getting calls, especially on the West Side about the trash being left out there. We have one family who leaves their trash can right in front of the house. They walk out of the house, they leave it out there, and it's on the sidewalk all year around. It's something we have to deal with.

Alderman Banks stated, you said that the WPCA project is 40 percent complete. When is it expected to be completed?

Mayor Della Volpe replied, 18 months from now, ahead of schedule.

Alderman Nihill stated, Mr. Schryver has been appointed to be Superintendent of Public Works. Are we planning on backfilling the Parks Foreman's position?

Mayor Della Volpe replied, that is the plan, but right now we still have a hiring freeze within the City. Once that is lifted, we will address that issue. We feel the need to have a foreman for all of the fields.

Alderman Nihill stated, thank you, that extra supervision really helps.

President Blume thanked Mayor Della Volpe.

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Corporation Counsel Blake

In respect to the four claims - I will talk about the first one, Richetelli, in Executive Session.

Maria Johnson, it's about the Housing Authority. I already spoke to her attorney and they're going to modify the claim. The City is not involved at all in the Housing Authority matter.

On Peter Efthymiou and Crystal Fricker, they've already been sent to our defense counsel for the insurance company.

I have three other matters we'll talk about in Executive Session.

Just to bring you up do date on a couple of Planning and Zoning things we have. Opotzner - we've filed a motion of contempt because he hasn't done anything in terms of taking out the cars that are there.

Also, on INAUDIBLE v. Planning and Zoning, Fountain Lake, we were in court for other administrative appeals about three weeks ago. I think it's going to come to favor Ansonia, that the approval is okay to have Mr. Scinto go forward with his plans, but we'll wait to see what the court has to say.

President Blume thanked Corporation Counsel Blake.

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Chief Hale, Ansonia Police Department

To state the obvious, it's been one of the busiest summers we've had on record. I believe it was the night of this meeting back in July we had our first homicide in Riverside. The case is ongoing, we're confident we'll reach a successful closure and conclusion. That investigation has added patrol costs of about \$28,000 in overtime. We're pretty proud of the officers that worked around the clock to bring this to a most successful conclusion, and the shooting three weeks prior to that. We've seen some other very difficult cases this summer; I'm not going to get into those.

I also want to address the list I was given last meeting, just to make sure I get back to you. Alderman Fainer had some concerns about Pine lot with visibility on the side streets, and that's been passed along to the officers.

At 19 Howard Avenue, we contacted Public Works the next day.

We talked to Mike Schryver about the gate at Nelligan Park. He said they will put up some sort of barrier for the cars.

The North Spring Street parking, I've not gotten to that yet, obviously that's still a concern.

We're still trying to finish up the study on Wakelee Avenue. Hopefully we'll have something to the Commission by their October meeting.

There are two resolutions tonight concerning the Police Department. The first one is the Emergency Management Performance grant - money we receive every year from the Department of Homeland Security. It's based in part, a percentage of my salary and benefits because I'm the Assistant Emergency Management Director. So the State reimburses the City - \$5,000 to \$7,000 a year for that. The stipulation is that you can only use it on telephones and communication. Actually I have requested of you under my line for Communications, where you'll see two or three lines in there for EMPG, and that's where that money comes from. That's tying all of those together.

The second one is something we've been looking for, for a long time. It's CLEDES. This is related to our project for officers to have the ability to write reports in the cruisers on laptops. What also will happen is there will be an exchange of information from other departments throughout the State. So we can run somebody's name and maybe get information from East Hartford on their similar dealings with the individual. The State requires that we all agree to share this information.

One final update - several years ago Public Act 704 switched 16 and 17 year olds from adult offenders to juvenile status. January 1, 2010 it takes effect. As far as I know, the Legislature has attached no money to it and has given us really no guidance to how we're supposed to do this. This is a huge problem.

If you've been in our facility, we have one juvenile holding room that is a former bathroom - we converted it to a juvenile holding room. Under law, juveniles cannot be within visual or auditory presence of adult prisoners. So now, we're going to take an extra 150 to 200 arrests, prisoners, per year, and have to segregate them from the adult population.

We can put two people in this room. What concerns me is when we have a 17 year old and a 12 year old. Do they belong in the same room? I don't think so. That is just my opinion, and that's not going to happen. So what is going to have to happen is, in that situation, a 17 year old goes into a holding cell and an officer comes in off the street to sit and talk with the 12 year old, or an officer comes in on overtime to sit and talk with him.

The State is looking, the Department of Juvenile Justice and DCF is looking at over \$100 million, by their estimation, to make this work, because you need more prosecutors, more courthouses, etc., and they've got nothing. So DCF won't take a 15-year-old juvenile and certainly won't take a 17 year old juvenile. As far as we know, in this budget, they've done nothing to address this problem. As of right now, January 1, unless you know something different, January 1, 2010, 16 and 17 year olds become juveniles. It's going to be a tremendous burden on the departments.

President Blume thanked Chief Hale.

### ***Committee Reports***

#### ***Finance Committee - Alderman Gene Sharkey***

Alderman Sharkey MOVED to pay all bills if found to be correct; SECONDED by Alderman Banks. A voice vote was taken and the MOTION PASSED 9-0.

### ***Municipal Reports / Annual Reports***

Alderman Nihill MOVED to accept all municipal and annual reports, dispense with the reading and place them on file; SECONDED by Alderman Kolakowski. A voice vote was taken and the MOTION PASSED 9-0.

### ***Tax Refunds***

Alderman Nihill MOVED to accept the report of the Tax Collector and pay the Tax Refunds for August, 2009 in the amount of \$3,460.51 if found to be correct; SECONDED by Alderman Fainer. A voice vote was taken and the MOTION PASSED 9-0.

***Claims***

07-09-742 Gary Richetelli/Ansonia Crossing LLC  
07-09-743 Maria Johnson  
07-09-744 Peter Efthymiou  
07-09-745 Crystal Fricker

Alderman Bender MOVED to refer the claim to the Claims Committee and Corporation Counsel Blake; SECONDED by Alderman Sharkey. A voice vote was taken and the MOTION PASSED 9-0.

***Communications***

Alderman Sharkey MOVED to accept all of the communications, dispense with the reading, and place them on file. If an Alderman wishes one read or acted upon, the communications will be brought up individually in their order on the agenda; SECONDED by Alderman Banks. A voice vote was taken and the MOTION PASSED 9-0.

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**Communication #1**

From: Theresa Conroy, 105<sup>th</sup> District State Representative  
Re: Derby Courthouse

Alderman Nihill MOVED to place on file.

He stated, it appears that the Derby Courthouse is going to stay open.

SECONDED by Alderman Kolakowski. A voice vote was taken and the MOTION PASSED 9-0.

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**Communication #2**

From: Senator Donald E. Williams  
Re: Derby Courthouse

Alderman Jerome Fainer MOVED to place on file; SECONDED by Alderman Banks. A voice vote was taken and the MOTION PASSED 9-0.

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**Communication #3**

From: Alderman Gene Sharkey, Chairman, Ansonia Fire Commission  
Re: Fire Vehicles

Alderman Sharkey stated, Communication #3 covers the purchase of the two vehicles that Ed Norman spoke so eloquently about. I'd just like to second his statement that the Assistant Comptroller has worked very hard to locate vehicles that both met our needs and were priced right for the City of Ansonia. We had prices that we brought before the Board of Apportionment and

Taxation, and they have approved these prices knowing that this was the best possible deal. They are very aware of the condition these vehicles were in; especially the Fire Marshal's vehicle. They've sought to replace this for a couple of years, but just haven't been able to because of budget constraints.

Alderman Nihill MOVED to accept the report; SECONDED by Alderman Kolakowski. A voice vote was taken and the MOTION PASSED 9-0.

Alderman Sharkey MOVED to waive the bidding process and accept the State bid list pricing for the purchase of these vehicles; and further, to appropriate \$62,795 from the Capital improvement Fund for the purchase of these vehicles; SECONDED by Alderman Nihill. A voice vote was taken and the MOTION PASSED 9-0.

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Communication #4

From: Corporation Counsel Kevin Blake  
Re: City of Ansonia v. Raymond O. Jones

To be taken up in Executive Session.

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Communication #5

From: Corporation Counsel Kevin Blake  
Re: 64 and 78 Pulaski Highway

To be taken up in Executive Session.

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Communication #6

From: Attorney Thomas J. Welch  
Re: Blight Lien - 256 North State Street

Corporation Counsel Blake explained, this is for information only. Mr. Zelanin has not complied with the bank that has the note on the property. They granted an order by a judge on August 10<sup>th</sup> that they can go in there if he doesn't to clean up the blight lien. For information only - we are cleaning up that property on North State Street.

Alderman Nihill MOVED to accept the communication and place it on file; SECONDED by Alderman Banks. A voice vote was taken and the MOTION PASSED 9-0.

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Communication #7

From: Attorney Thomas J. Welch  
Re: Ansonia Crossing LLC and Gary Richetelli v. City of Ansonia

To be discussed in Executive Session.

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Communication #8

From: Chief of Police Kevin Hale

Re: Winter Parking Rules

Alderman Kolakowski asked Chief Hale, because of confusion with odd and even and months, you want to go for a full year, correct?

Chief Hale replied, same side for the full season.

Alderman Kolakowski stated, you start the odd in the odd year, but it's only December. In January people will say, "Oh, it's the even year, you've got to change."

Chief Hale replied no, this December 1, 2009 - March 31, 2010 will be the odd side. And it will be even side the following year, in December of 2010.

Alderman Kolakowski stated, even though the majority of the months will fall in the even year - people may become confused with that.

Chief Hale stated, even then it will still be easier than the way it is now. It's every month. Tickets go down by the end of the month, and the beginning of the month they flare up again because people forget to switch. We'd like to carry it through the entire season.

Alderman Kolakowski stated, but we don't get that much snow in December, realistically.

Chief Hale stated, the problem with that is, people say, "Well, it's 60 degrees out in January, why are you ticketing?" Because if we get a storm in two days, people forget, and now it's twice the effort to go out and get them to conform again. Whether it's 60 degrees or 10 degrees, here's the rule. That's from December 1<sup>st</sup> on. Either way I think there's going to be a bit of confusion the first year, on January 1<sup>st</sup>, it's going to be, "Where do I go?" I think from an enforcement perspective it's easier this way, and for Public Works it's easier to carry through.

Alderman Jeanette asked, have you considered the older people that can only park on their side of the street, elderly people that are going to have to cross the street?

Chief Hale replied, for years we've tried to figure out a better way to do this. The problem is, and especially in the 4<sup>th</sup> Ward, you have houses built for no cars, and there are three-family homes that now have six to eight cars to each home. Where do we park? I honestly don't know. We've lost Lincoln School as a place to park during a Mayor's emergency declaration. Handicapped parkers

in general have come to the Board of Police Commissioners and asked for parking spaces. We've denied all of them. Once you open the door, there is no way to guarantee that that's "your" parking spot. The point you bring up about the elderly - you can run into that on every street in the City, so I don't know where we draw the line. There has got to be a better way, and I've talked to Mike about the damage they suffered last January when we switched from December to January - the snow plows and what not.

Alderman Jeanette asked, so, they don't give handicapped parking spaces to people in front of houses?

Chief Hale replied, absolutely not.

Mayor Della Volpe stated, in regard to notification, Alderman Kolakowski, we'll put it on our website and we'll put out a press release. We'll make sure the residents get as much information as possible.

Alderman Kolakowski stated, if anybody tracked the amount of snowfall we've had in the last 10 years, if you tracked December, January, February and March, to see when the most snowfall was, I'm sure you'd find the most would be in January, February and March.

Mayor Della Volpe stated, historically we've enforced our winter parking ban in December, beginning on December 1<sup>st</sup>. If we start December 1, 2009, I think we should go odd. We'll try it and the Police will be very cooperative with the residents in regard to ticketing in the beginning, and make sure that they all know.

Chief Hale stated, what we normally do the first week in December, instead of ticketing, we leave notes with the rules. So, we'll do that again, unless we get one of those rare December storms.

Alderman Nihill stated, just maybe to put some of the other Aldermen at ease, this is the same system that Seymour uses. It works very well. Public Works is a big fan of it too because as the Chief alluded to, when you do have cold snaps of weather weeks in a row, and you change from odd to even you've got all the ice from people cleaning their cars off built on one side of the street. Now, when you switch to the other side, it leaves the mess for Public Works where this way it's one side the whole winter. It works very well.

Alderman Kolakowski stated, I'm not saying you shouldn't have it one side the whole season, but because it's only one month in the odd year, maybe it should be the even year you go with. That's what I'm saying.

Chief Hale stated, I'm asking the Ordinance Committee to take a look at this.

Alderman Nihill MOVED to accept the report; SECONDED by Alderman Kolakowski. A voice vote was taken and the MOTION PASSED 9-0.

Alderman Nihill MOVED to refer Communication #8 to the Ordinance Committee; SECONDED by Alderman James Fainer. A voice vote was taken and the MOTION PASSED 9-0.

Chief Hale asked that the Ordinance Committee take a look at the fines that are being assessed. It's been about 18 years since they've been adjusted.

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Communication #9

From: Chief of Police Kevin Hale

Re: Bid Waiver - Purchase of Avaya System from AT&T

Alderman Sharkey MOVED to waive the bidding process and authorize the purchase of the Avaya System from AT&T at a cost of \$20,600; SECONDED by Alderman Kolakowski. A voice vote was taken and the MOTION PASSED 9-0.

***Resignations***

Alderman Sharkey MOVED to accept the resignation of Keith Maynard from the Board of Aldermen and send him a letter of thanks for his service to the City; SECONDED by Alderman Banks. A voice vote was taken and the MOTION PASSED 9-0.

***Appointments***

CULTURAL COMMISSION

Alderman Kolakowski MOVED to appoint Nicoll Scanlon of 28 Church Street to fill a vacancy; term to expire 12/31/2011; SECONDED by Alderman James Fainer. A voice vote was taken and the MOTION PASSED 9-0.

BOARD OF PUBLIC WORKS

Alderman Sharkey MOVED to appoint Robert J. Kolakowski of 14 Farrel Drive to fill a vacancy; SECONDED by Alderman James Fainer. A voice vote was taken and the MOTION PASSED 8 Yes, 0 No, 1 Abstention (Kolakowski).

***Resolutions***

Resolution #1: State of Connecticut DEHMS Grant

Alderman Nihill MOVED to adopt Resolution #1; SECONDED by Alderman James Fainer. A voice vote was taken and the MOTION PASSED 9-0.

R E S O L U T I O N

Aldermen James Fainer, Joseph Jeanette and Scott Nihill of the Second, Third and Sixth Wards, Respectively, introduced the following Resolution:

Resolved,

Resolved, that the Ansonia Board of Aldermen may enter into with an deliver to the State of Connecticut Department of Emergency Management and Homeland Security any and all documents which it deems to be necessary or appropriate; and

FURTHER RESOLVED, that James Della Volpe, as Mayor of the City of Ansonia is authorized and directed to execute and deliver any and all documents on behalf of the Ansonia Board of Aldermen and to do and perform all acts and things which he deems to be necessary or appropriate to carry out the terms of such documents including, but not limited to, executing and delivering all agreements and documents contemplated by such documents.

The undersigned further certifies that James Della Volpe now holds the office of Mayor and that he has held that office since 1999.

IN WITNESS WHEREOF, the undersigned has executed this certificate this \_\_\_ day of \_\_\_\_\_ 2009.

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**Resolution #2: Connecticut Law Enforcement Data Exchange**

**Alderman Nihill MOVED to adopt Resolution #2; SECONDED by Alderman James Fainer. A voice vote was taken and the MOTION PASSED 9-0.**

R E S O L U T I O N

Aldermen James Fainer, Joseph Jeanette and Scott Nihill of the Second, Third and Sixth Wards, Respectively, introduced the following Resolution:

Resolved, that James T. Della Volpe, the Mayor, be and herewith authorized to execute a memorandum of understanding on behalf of the City of Ansonia with the Connecticut Department of Public Safety, Division of State Police for participation in the Connecticut Law Enforcement Data Exchange (CLEDES).

***Unfinished Business***

Mayor Della Volpe stated, we'll be holding our Harvest Festival from 10 a.m. to 4 p.m. Saturday, October 3<sup>rd</sup>. We're looking for vendors. Interested persons can contact Beth or Eileen at City Hall.

***New Business***

President Blume stated, Hazardous Waste collection day will be held this coming Saturday at the Public Works complex.

Alderman Jeanette asked, who owns the island at the intersection of Elm and Division Streets - Derby or Ansonia? If it is Ansonia, can Public Works get out there and weed it - it's horribly overgrown.

***Executive Session***

At approximately 7:44 p.m., Alderman Nihill MOVED to enter Executive Session to discuss the following items:

1. City of Ansonia v. Raymond O. Jones
2. 64 and 78 Pulaski Highway
3. Ansonia Crossing LLC and Gary Richetelli v. City of Ansonia

And further, invited Mayor Della Volpe and Corporation Counsel Kevin Blake and Attorney Tom Welch (upon his arrival) to remain in the Aldermanic Chambers; SECONDED by Alderman Sharkey. A voice vote was taken and the MOTION PASSED 9-0.

***Return to Regular Session***

At approximately 8:36 p.m., Alderman Jerome Fainer MOVED to return to regular session; SECONDED by Alderman Jeanette. A voice vote was taken and the MOTION PASSED 9-0.

***Items from Executive Session***

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City of Ansonia v. Raymond O. Jones

Alderman Nihill MOVED to authorize the law firm of Welch, Teodosio, Stanek & Blake to enter into negotiations with Raymond O. Jones and report back to the Board of Aldermen; SECONDED by Alderman Kolakowski. A voice vote was taken and the MOTION PASSED 9-0.

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64 and 78 Pulaski Highway

Alderman Sharkey MOVED to get an appraisal of the property at a cost not to exceed \$2,500 and bring it back to the Board; SECONDED by Alderman Kolakowski. A voice vote was taken and the MOTION PASSED 9-0.

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Ansonia Crossing, LLC and Gary Richetelli v. City of Ansonia

Alderman James Fainer MOVED to approve the settlement between the City of Ansonia and Ansonia Crossing, LLC in the amount of \$3,000 for attorney's fees, and further, to authorize all of the parties listed on the agreement to sign any and all documents necessary to effectuate same; SECONDED by Alderman Banks. A voice vote was taken and the MOTION PASSED 8 Yes, 0 No, 1 Abstention (Kolakowski).

***Adjournment***

Alderman Nihill MOVED to adjourn; SECONDED by Alderman Jeanette. A voice vote was taken and the MOTION PASSED 9-0.

The meeting adjourned at approximately 8:45 p.m.

Respectfully submitted,

Patricia M. Bruder, Secretary  
Ansonia Board of Aldermen