



TOWN OF OLD SAYBROOK
Harbor Management Commission

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REGULAR MEETING – July 12, 2010

1. Call to Order
Chairman Ray Collins called the regularly scheduled meeting of the Old Saybrook Harbor Management commission to order at 7:05 p.m.
2. Roll Call
Les Bowman
Dick Goduti
Ray Collins, Chairman
Pete Fredrickson
George Wall
Jim Mitchell, Deputy Harbor Master
Ruth Hockert, Clerk
Approximately 10 members of the public
3. Citizens with business before Commission
Questions were asked about the Ferry Dock list. The wait list will be posted on the web site as of July 13, 2010. Non-residents who are commercial fisherman may be on the wait list but they will only be offered a slip if there is no resident on the wait list. It is believed that Mr. Dobratz at the last meeting stated that he did not want to be on the wait list. Kenneth Rutty was given a slip because only as small boat not drawing more than 6 inches or so can fit in the first slip on the left and he has an aluminum 17 foot boat.
4. Minutes of previous meetings: Regular Meeting, June , 2010

Motion - Peter Fredrickson moved to approve the minutes as submitted, Les Bowman seconded
Mr. Goduti read changes that he believes need to be added to the minutes which are attached hereto
Mr. Fredrickson agreed to amend the motion to say approve the minutes as amended
4-1-0 motion approved, Peter Fredrickson opposed

Motion - Dick Goduti moved to make a change to the Old Business, Ferry Dock section, George Wall seconded that change is attached hereto,
5-0-0 motion approved
5. New Business

CHANGES TO CITIZENS WITH BUSINESS BEFORE THE COMMISSION

Norman Root stated that he had sent an email questioning the assignment of new slips at Ferry Rd. Root is on the waiting list for a new slip. Root's email quoted the order of assignment for slips at Ferry Road. Root questioned why he and another person, Jay Rankin, who was also on the waiting list, had not received slips while Reginald Rutty had been awarded a slip. Root stated he had asked in his email that the Commission bring to tonight's meeting a current copy of the waiting list as he had been unable to acquire one from the Internet site. Root said that the Internet list which he had used in the past had been taken down from the Internet. Root also stated that past lists had not contained Rutty's name. Root felt that Rutty had been treated as a Commercial Fisherman which he is not. Root also questioned the assignment of a slip to the River School. Root stated that the River School was not on the most recent available waiting list.

Reginald Rutty spoke saying that he had requested to be on the list sometime in the past. Further he stated that he was not a Commercial Fisherman, but worked at Electric Boat. Rutty wanted to know why his name had never been placed on the waiting list.

Dick Goduti stated that he had been contacted by Rankin. Rankin was upset as he had been sent an email telling him that he would be awarded a slip. Rankin received no further contact and finally sent numerous emails to Ruth Hockert asking her what slip he would have. His emails were not answered. He finally made contact with Hockert who told him he would not be receiving a slip but would be placed at the top of the list for next year and would be better off as upgrade work would be done to the facility this winter. Left without a slip Rankin was forced to acquire a slip at a different location which cost him three thousand dollars. Goduti further stated he (Goduti) had gone on the Internet and to Town Hall and there was no waiting list on public file as required by Freedom of Information.

Ruth Hockert produced the following: A single waiting list bearing the two different dates, 2004 and also 10/1/2008, a waiting list with the date 2001 penciled in, a Ferry Dock Slip Holder List with the date 2010 penciled in.

The River School appeared on the 2001 list but not on the 2004/2008 list. The Maritime Education appeared on the slip holder list but not on the waiting lists. Hockert explained that the River School had changed its name. There was no explanation as to why neither the River School nor Maritime Education was not on the most recent list. The 2004/2008 document listed names in this order, Ames, Rogers, Wall, Fiorelli, Bailey, Rankin, Root, and Downey. Rutty was not on this list nor was he on the 2001 list.

Also attending the meeting was Matthew Dobratz who was asked why he had not been awarded a slip. Dobratz is a Commercial Fisherman who lives in Old Lyme. It was explained to Dobratz that the Commercial Fisherman preference only applies to Old Saybrook residents.

Dick Goduti questioned why Dobratz was on neither waiting list and noted that during the March meeting, Hockert had asked the Commission to clarify if she could award Dobratz a slip. Goduti asked why, if Dobratz was on neither list, he had been on an issue in the March meeting.

The clerk admitted to some mistakes. Dick Goduti told the Chair what has transpired was due to a lack of supervision of the clerk.

Chairman Collins stated that the Commission would discuss the matter, clarify the policies and report the correct wait list.

CHANGE TO OLD BUSINESS:

Ferry Dock.

In a follow up to the previous discussion regarding Ferry Dock, Chairman Collins said he would like to delay a decision pending further study. Dick Goduti stated that we were already into the season and that the individuals expected some resolution now and not later, further he (Goduti) stated that with the exception of Rankin who already had a acquired a slip elsewhere for the coming season it was possible to settle the issue at the meeting. On the suggestion of Goduti, Rankin, who had already made other arrangements for the season went to the top of the list, Fiorelli and Maritime Education remained in the slips already assigned to them, Root was assigned a slip and Ruttly was placed on the bottom of the now exhausted waiting. Ruttly was then given the option of accepting a slip which hereto had not been used as it was undesirable in that it had no water. Ruttly accepted the compromise.

A. Dock application - Briganti property, 6 Anchorage Lane
David Provencher, Coastline Consulting & Development, LLC
gave a brief description of the dock application. Les Bowman clarified that the applicant was requesting a statement from the Harbor Commission that the application was consistent with the Old Saybrook Harbor Management Plan. Mr. Provencher confirmed that this was the request.

**Motion - Les Bowman moved after review the Commission found that the Briganti application for 6 Anchorage Lane was consistent with the Harbor Management Plan, and the Commission would execute the DEP consultation form; Pete Fredrickson seconded
5-0-0 motion approved**

Motion Ray Collins moved to add the Wollock dock application to the agenda, Les Bowman seconded Mr. Goduti feels the application should be tabled until the next meeting so that appropriate notice could be provided to the public. Mr. Goduti feels that the Commission owes the opportunity to the neighbors to see the application. Mr. Goduti stated that the vote needed to be a 2/3's vote to add this item to the agenda.

3-2-0 motion fails, George Wall and Richard Goduti opposed

Dock application - Wollock property, 4 Anchorage Lane will be tabled until the next meeting.

5. Old Business

A. Dick Goduti asked if the change to the line item for Olsen Sanitation has been done. The Accounts Payables department will make all requested changes before the end of the year and they will be reflected in the final report for the Commission.

B. Dick Goduti mentioned that Mr. Dill has not put a mast on his boat. Chairman Ray Collins stated that if Mr. Dill does not put a mast on his boat the Commission will send him a letter at the end of the season.

c. Mr. Goduti followed up last month's meeting by bringing three proposals to this meeting and wanted to discuss them this evening. The Commission had not received this information prior to the meeting so the Chairman asked that these proposals be added to next month's meeting agenda.

First proposal – add an item to the agenda called "Clerk's Report"

Motion - Dick Goduti moved to put on the agenda for the next meeting, the proposal that an item be added to the agenda each month entitled "Clerk's Report" George Wall seconded

Les Bowman spoke that the clerk is an employee and not a member of the Commission.

2-3-0 Motion was not approved, Les Bowman, Pete Fredrickson and Ray Collins opposed

Second proposal – add to agenda an item called Wait List updates

Motion- Dick Goduti moved to put the proposal to add an item called Wait List updates to the agenda each month, on the agenda for the next meeting, George Wall seconded

5—0-0 motion approved

Third proposal- development of Wait List forms

Motion Dick Goduti moved that the proposal of developing wait list forms be added to the agenda of the next meeting, George Wall seconded

5-0-0 motion approved

6. North Cove
50% requests

Les Bowman - request for 50% exemption due to extended cruising

Betsy Varian - request for 50% exemption - due to work on boat

Gerald Heller - request for 50% exemption - due to work on boat and extended cruising

Motion - Pete Fredrickson moved to accepted the 50% requests of Les Bowman, Betsy Varian and Gerald Heller, George Wall seconded

4-0-1 motion approved, Les Bowman abstained

7. Ferry Road Dock

STEAP GRANT update - Ray Collins brought the STEAP grant binder in for the members of the Commission to review if they wished. He had asked Mr. Pace and Mr. Pace will contact Mr. Cronin to find out if the bids have gone out.

June 24, 2010 - Notice from the Board of Selectman that on June 23, 2010 the Board of Selectmen approved the contract for engineering services with Gary Sharpe with respect to the reconstruction of the town dock. This document was added to the STEAP grant binder.

8. Harbor Master Report – none

9. Dock Master Report

Jim Mitchell hauled out two moorings in the Cornfield point area because they were unpermitted. The owners originally complained but after Jim explained the necessity

Proposal 1

Since the Harbor Management bears the responsibility for actions done in its name and since it is the responsibility of the Harbor Management Commission to diligently oversee those actions I move that every regular meetings of the Old Saybrook Harbor Management Commission contain a agenda item entitled "Clerk's Report" The purpose of the Clerk's Report being to allow the Clerk of the Commission to report on his/her Harbor Management Commission activities since the last regular meeting and to afford the Commission the time to ask questions of the clerk and discuss the clerk's Harbor Management activities.

Proposal 2

Since the Harbor Management Commission bears the responsibility of overseeing and fairly administering waiting lists, I move that all regular meetings of the Old Saybrook Harbor Management Commission contain an agenda item entitled "Waiting List Updates". The purpose of the item "Waiting Lists Updates" being to approve the official waiting lists of the Harbor Management Commission. Waiting Lists so approved will be the official Harbor Management Commission Waiting Lists and will be effective on the date of approval. These lists will be published with the minutes of the meeting.

proposal 3

Moved that the clerk develop an official "Waiting List Form" to be used for all waiting lists maintained by the Harbor Management Commission. Properly filing of this form with the Harbor Management Commission will be the only way an individual may apply to be on any Harbor Management Waiting list. The clerk will present this/these developed list (s) to the Commission at the next regular meeting for final approval by the Harbor Management Commission.

and showed them the wear on their moorings, they were going to bring the moorings up to town specifications and get a mooring permit.

Jim Mitchell had Scott Mitchell repair a ramp at the Ferry Dock because it was unsafe.

Steve Taglitella has moored a dock in South Cove on a mooring. It is unpermitted. Jim Mitchell has asked that it be removed. Mr. Taglitella had been away on vacation for two weeks. Dick Goduti suggests that contact DEP would get the dock removed more quickly. Ray Collins suggests Jim Mitchell give him one more week to move the dock or the Commission will take some action.

10. Correspondence

Correspondence from Board of Finance - a commission cannot exceed a budget without approval of the Board of Finance. Ray Collins will contact Carl Fortuna.

6/28/2010 Notice from the Selectman's office regarding the emergency notification system. An individual can sign up for it by going to www.ctalert.gov.

6/24/2010- Notice from the Selectman's office that on June 23, 2010 the Board of Selectmen at their regular meeting defined indigent with respect to any person requesting an exemption from paying fees for documents under FOI.

11. Old Business

Harbor Management Plan Update - Les Bowman stated that he had reviewed the Old Lyme plan that DEP has strongly suggested Old Saybrook adopt. Les suggests that the Commission go through the Old Lyme document with respect to the dock ordinances and regulations, putting aside what the Commission has previously drafted. The Old Lyme plan will be provided to all members of the Harbor Commission. This item will be added to next month's agenda. Ray Collins does not believe a special meeting should be necessary.

Proposed Ordinances and Regulations - Mr. Goduti believes that the Commission has approved the proposed ordinances and regulations. He believes there needs to be an ordinance regarding mooring areas and mooring within those areas.

Dick Goduti asked what the Commission is going to do about Earl Endrich. Ray Collins believes that the current administration will not take any action. The next governor will take the action. Dick believes that the names will go into a file for the new governor if they are submitted now. Dick believes the Commission should be proactive. When asked, Jim Mitchell stated that he would not take the job of harbor master. When asked, Scott Mitchell stated that he would take the job of harbor master. The Commission has to submit three names. Pete Fredrickson wondered if a notice regarding the position could go in a letter to the editor or some such

notification. No action was decided upon with respect to advertising. George Wall asked that the discussion be added to next month's agenda.

The wait lists will be printed out and put in the town clerk's office on 7/13/2010.

12. Approval of bills

Bills – Dick Goduti asked that the bills be voted on individually.

Scott Mitchell \$ 75.00

Motion – Pete Fredrickson moved to pay Scott Mitchell, George Wall seconded
5-0-0 motion approved

Ruth Hockert \$ 459.00

Motion – Pete Fredrickson moved to pay the clerk, Les Bowman seconded;
Mr. Goduti noted that the clerk had detailed her time. The clerk clarified with Mr. Collins, the chairman, that she regularly details her time on her time sheets, Mr. Collins agreed.
5-0-0 motion approved

Dept of Revenue Services \$ 1163.10

Motion - Dick Goduti moved to pay the Depart of Revenue Services, George seconded;
5-0-0 motion approved

Olsen Sanitation \$ 166

Motion - Dick Goduti moved to pay Olsen Sanitation, George Wall seconded
5-0-0 motion approved

CT Water Company \$ 41.99

Motion - Dick Goduti moved to pay the CT Water company, George Wall seconded
5-0-0 motion approved

Michael Cronin \$ 1,000.00

Motion- Dick Goduti moved to request a more itemized bill, George Wall seconded;
Ray Collins read the itemized bill twice. He believes Mr. Cronin has actually under billed as he has spent more than 8 hours with the town counsel himself
2-3 motion did not carry, Ray Collins, Pete Fredrickson; Les Bowman opposed

Motion – Pete Fredrickson moved to pay Michael Cronin, Les Bowman seconded;
3-2 motion approved, Dick Goduti and George Wall opposed

13. Adjournment

Motion – Pete Fredrickson moved to adjourn at 8:30 p.m.

Respectfully submitted:

Ruth Hockert