

REGULAR MEETING OF THE COMMON COUNCIL

NOVEMBER 12, 2014

AWARDS, PRESENTATIONS AND SPECIAL RECOGNITIONS

APPROVAL OF MINUTES FROM REGULAR MEETING OF SEPTEMBER 24, 2014

PETITIONS

**REPORTS OF BOARDS, COMMISSIONS, DEPARTMENTS AND
LEGISLATIVE COMMITTEES**

****CONSENT AGENDA**

REPORTS

CITY CLERK

**A.) ITEM # CLAIMS FOR INJURIES AND/OR PROPERTY DAMAGE. PURPOSE: RECEIPT OF CLAIMS.

OFFICE OF THE CORPORATION COUNSEL

**B.) ITEM # EDNA HOMAR V CITY OF NEW BRITAIN. PURPOSE: SETTLEMENT OF SUIT AGAINST THE CITY OF NEW BRITAIN.

PURCHASING DEPARTMENT

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**D.) ITEM # PUBLIC BID 3805. PURPOSE: ENTER INTO CONTRACT WITH THE ASSOCIATED CONSTRUCTION COMPANY FOR THE ELAM STREET WATER TANK REPLACEMENT, CORBIN AVENUE PUMP STATION AND WEST MAIN STREET GATE HOUSE IMPROVEMENTS FOR THE PUBLIC WORKS DEPARTMENT, UTILITIES DIVISION.

**E.) ITEM # COOPERATIVE PURCHASING. PURPOSE: PURCHASE AND INSTALLATION OF EMERGENCY LIGHTING AND EQUIPMENT ON A HUMMER FOR THE NEW BRITAIN POLICE DEPARTMENT.

**F.) ITEM # COOPERATIVE PURCHASING. PURPOSE: PURCHASE FROM F.W. WEBB COMPANY OF TWO COMMERCIAL WATER HEATERS FOR VETERAN'S STADIUM FOR THE PUBLIC WORKS DEPARTMENT, PROPERTY MANAGEMENT DIVISION.

**G.) ITEM # COOPERATIVE PURCHASING. PURPOSE: PURCHASE OF 200 GLOCK PISTOLS AND 60 AMMUNITION MAGAZINES FROM INTERNATIONAL ARMS CORPORATION FOR THE NEW BRITAIN POLICE DEPARTMENT.

TAX DEPARTMENT

**H.) ITEM # TAX ABATEMENTS, CORRECTIONS AND REFUNDS.

REPORTS RETURNED FROM COMMITTEE

**I.) 32900 PROMOTION OF PUBLIC ARTS. PURPOSE: PROPOSED AMENDMENT TO THE CODE OF ORDINANCES, SEC. 2-584, REGARDING AUTHORITY OF THE NEW BRITAIN COMMISSION ON THE ARTS.

RESOLUTIONS RETURNED FROM COMMITTEE

- 1.) 32900 PROMOTION OF PUBLIC ARTS. PURPOSE: PROPOSED AMENDMENT TO THE CODE OF ORDINANCES, SEC. 2-584, REGARDING AUTHORITY OF THE NEW BRITAIN COMMISSION ON THE ARTS. D. NAPLES, A. PLATOSZ

NEW RESOLUTIONS

- 2.) ITEM # TRANSIT ORIENTED DEVELOPMENT GRANT. PURPOSE: TRANSIT ORIENTED DEVELOPMENT PLANNING AND PRE-DEVELOPMENT WORK AROUND THE THREE NEW BRITAIN CTFSTRAK STATION SITES. C. CARLOZZI, JR., E. MAGNUSZEWSKI, D. NAPLES, E. SANCHEZ
- 3.) ITEM # PURCHASE APPROVAL – POLICE DEPARTMENT. PURPOSE: TRADE-IN OF THREE MOTORCYCLES AND ALLOCATE FUNDS IN THE DRUG INVESTIGATION FUND TO APPROPRIATE SIX NEW MOTORCYCLES FROM GENGRAS HARLEY DAVIDSON. S. BIELINSKI, C. CARLOZZI, JR., W. PABON, E. SANCHEZ, R. SMEDLEY
- 4.) ITEM # CCSU FACILITY USE AND NON-DISCRIMINATION CERTIFICATION. PURPOSE: USE OF CCSU CAMPUS FACILITIES INCLUDING THE INDOOR SPORTS BUBBLE, ALL GYMNASIUMS, POOLS, ATHLETIC FIELDS NOW AND FOR ALL FUTURE EVENTS. S. BLACK, D. DEFRONZO, J. GIANTONIO, E. MAGNUSZEWSKI, D. SALERNO
- 5.) ITEM # APPLICATION FOR STATE FINANCIAL ASSISTANCE. PURPOSE: ABATEMENT, DEMOLITION AND REMEDIATION OF THE FORMER POLICE STATION AT 125 COLUMBUS BOULEVARD. S. BIELINSKI, T. COLLINS, W. PABON, J. GIANTONIO
- 6.) ITEM # CONVEYANCE OF PROPERTY. PURPOSE: PURCHASE AND SALE AGREEMENT WITH PETER LEMNOTIS OF POPCO LLC FOR THE PROPERTY AT 48 PROSPECT STREET. M. TRUEWORTHY
- 7.) ITEM # SIGNS ON PUBLIC PROPERTY. PURPOSE: PROPOSED AMENDMENT TO THE CODE OF ORDINANCES, SEC. 3-11, TO PROVIDE FOR EXCEPTIONS. C. CARLOZZI, JR., D. DEFRONZO, E. SANCHEZ, M. TRUEWORTHY

UNFINISHED BUSINESS

- 32554 RESOLUTION RE: APPROVAL OF AGREEMENT BETWEEN THE CITY OF NEW BRITAIN AND LOCAL 1186.
TABLED 11/13/2013
- 32697 REPORT OF PURCHASING DEPT. RE: ON CALL ENGINEERING SERVICES – LANDFILL AND RECYCLING CENTER COMPLIANCE MONITORING – PUBLIC WORKS DEPT.
TABLED 04/23/2014
- 32767 RESOLUTION RE: FISCAL YEAR 2015 COMMUNITY SERVICES BUDGET AMENDMENTS.
TABLED 06/11/2014

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****CONSENT AGENDA**

REPORTS

CITY CLERK

****A.) ITEM # CLAIMS FOR INJURIES AND/OR PROPERTY DAMAGE. PURPOSE: RECEIPT OF CLAIMS.**

REPORT OF: CITY CLERK

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

ITEM #:

RE: CLAIMS FOR INJURIES AND/OR PROPERTY DAMAGE

CLAIMANTS NAME

Barsaleau, Shirley by her Atty. Adam D. Meltsner

Singleary, Ondreigha

Tierney, Scott

Mark H. Bernacki

City Clerk

OFFICE OF THE CORPORATION COUNSEL

****B.) ITEM # EDNA HOMAR V CITY OF NEW BRITAIN. PURPOSE: SETTLEMENT OF SUIT AGAINST THE CITY OF NEW BRITAIN.**

REPORT OF: Office of Corporation Counsel

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

ITEM #:

RE: EDNA HOMAR V. CITY OF NEW BRITAIN

RESOLVED, By the Common Council of the City of New Britain that the sum of SIX THOUSAND TWO HUNDRED FIFTY DOLLARS (\$6,250) be paid to Edna Homar and William Rivera, Esq., her attorney, in full settlement of her suit against the City of New Britain, now pending in Superior Court, Judicial District of New Britain, at New Britain, for bodily injuries she sustained on March 5, 2011 when she allegedly tripped over a broken sign post on the sidewalk at 492 West Main Street. As a result of the incident, plaintiff alleges that she has suffered contusions and abrasions to the face, three broken teeth, cervical sprain/strain, left knee contusion and left ankle sprain. In medical specials, the plaintiff has incurred \$6,476.18. There are two liens for the medical bills.

This recommendation is made upon the advice of City Attorney Irena J. Urbaniak, after settlement negotiations between Honorable Judge Sweinton, City Attorney Irena J. Urbaniak and William Rivera, Esq., with the approval and consent of Gennaro Bizzarro, Esq.

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This suit is to be withdrawn by the plaintiff without costs to the City of New Britain and settlement is to be made without admission of any liability.

Irena J. Urbaniak
City Attorney

PURCHASING DEPARTMENT

****C.) ITEM # PUBLIC BID 3759. PURPOSE: ENTER INTO CONTRACT WITH LTC CONSTRUCTION COMPANY, INC. FOR THE BROAD STREET IMPROVEMENTS, PHASE II, FOR THE PUBLIC WORKS DEPARTMENT.**

REPORT OF: Finance Dept., Purchasing Division

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

ITEM #:

RE: Public Bid No. 3759, Broad Street Improvements, Phase II for the Public Works Department.

DATE: November 12, 2014

Public Bid No. 3759 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Broad Street Improvements, Phase II for the Public Works Department. Funding is available for this purchase within the Public Work Department's Account Number, 0083240301-5454, Broad Street, Reconstruction.

Invitations to bid were solicited and the bid was duly advertised in the New Britain Herald and the Hartford Courant Newspapers, City and State of Connecticut's Department of Administration Services websites and mailed to forty (40) Construction Companies. The Purchasing Agent did not receive any letters from the Construction Companies on the mailing list who indicated they could not provide a response to the bid request. Responses were received as per attached.

The bids were reviewed for conformance to specifications by the Public Works Department Administration, the City's On-call Engineering Company associated with this project and the Purchasing Agent. Therefore the Director of Public Works is recommending that the bid be awarded to LTC Construction Company, Inc. of New Britain, CT who submitted the lowest responsible bid and met all of the bid specifications for the Broad Street Improvements, Phase II.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$3,730,696.50 and enter into a contract with LTC Construction Company, Inc. of New Britain, CT for the Broad Street Improvements, Phase II, for the Public Works Department per the terms and specifications of Public Bid No. 3759.

Jack Pieper
Purchasing Agent

****D.) ITEM # PUBLIC BID 3805. PURPOSE: ENTER INTO CONTRACT WITH THE ASSOCIATED CONSTRUCTION COMPANY FOR THE ELAM STREET WATER TANK REPLACEMENT, CORBIN AVENUE PUMP STATION AND WEST MAIN STREET GATE HOUSE IMPROVEMENTS FOR THE PUBLIC WORKS DEPARTMENT, UTILITIES DIVISION.**

REPORT OF: Finance Dept., Purchasing Division

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

ITEM #:

RE: Public Bid No. 3805, Elam Street Water Tank Replacement, Corbin Avenue Pump Station and West Main Street Gate House Improvements for the Public Works Department, Utilities Division.

DATE: November 12, 2014

November 12, 2014

Public Bid No. 3805 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Elam Street Water Tank Replacement, Corbin Avenue Pump Station and West Main Street Gate House Improvements for the Public Works Department, Utilities Division. The Utilities Division is being funded for this in part by a loan from the State of Connecticut Drinking Water State Revolving Fund. Funding is available for this purchase within the Public Work Department, Utilities Division's account number, 0083257601-5454, Capital Projects, Elam Street Water Tank, Public Works.

Invitations to bid were solicited and the bid was duly advertised in the New Britain Herald and the Hartford Courant Newspapers, City and State of Connecticut's Department of Administration Services websites and mailed to eleven (11) Construction Companies. The Purchasing Agent did not receive any letters from the Construction Companies on the mailing list who indicated they could not provide a response to the bid request. Responses were received as per attached.

The bids were reviewed for conformance to specifications by the Utilities Division Administration, the City's On-call Engineering Company associated with this project and the Purchasing Agent. Therefore the Deputy Director of the Public Works Department is recommending that the bid be awarded to The Associated Construction Company of Hartford, CT who submitted the lowest responsible bid and met all of the bid specifications for the Elam Street Water Tank Replacement, Corbin Avenue Pump Station and West Main Street Gate House Improvements. The bid result was presented to the Water Commission at their October 7, 2014 meeting. At this meeting they approved the Deputy Director of the Public Works Department's recommendation to award the bid for the Elam Street Water Tank Replacement, Corbin Avenue Pump Station and West Main Street Gate House Improvements to The Associated Construction Company of Hartford, CT.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$2,973,428.00 and enter into a contract upon receiving the Loan Assistance Agreement from the State of Connecticut's Attorney General's Office with The Associated Construction Company of Hartford, CT for the Elam Street Water Tank Replacement, Corbin Avenue Pump Station and West Main Street Gate House Improvements for the Public Works Department, Utilities Division per the terms and specifications of Public Bid No. 3805.

Jack Pieper
Purchasing Agent

**E.) ITEM # COOPERATIVE PURCHASING. PURPOSE: PURCHASE AND INSTALLATION OF EMERGENCY LIGHTING AND EQUIPMENT ON A HUMMER FOR THE NEW BRITAIN POLICE DEPARTMENT.

REPORT OF: Finance Dept., Purchasing Division

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

ITEM #:

RE: Cooperative Purchasing – Vehicle Emergency Lighting, Equipment and Installation for the New Britain Police Department

DATE: November 12, 2014

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-538 (a), a purchase order was requested by the New Britain Police Department for the following under the State of Connecticut's Cooperative Purchasing Plan:

Supplier	Item	Price
MHQ Marlborough, MA.	Emergency Lighting, Equipment and Installation on a Hummer	\$4,312.54

The New Britain Police Department requested the purchase and installation of Emergency Lighting, Sirens, and Electrical Systems for their Hummer utilizing the State of Connecticut's Contract Award #11PSX0134. The Hummer was a surplus vehicle of the Federal Government and was given to the New Britain Police Department at no cost. The Hummer will be utilized to conduct investigations at major crime scenes off of City Streets. Cost of the Emergency Lighting, Equipment and Installation on the Hummer is being paid for also by the Federal Government Grant Funds. The Police Department Administration requested that the expense for this purchase

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be taken from their account number 289211128-5740, Asset Forfeiture Federal, Other Miscellaneous Equipment.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$4,312.54 to MHQ of Marlborough, MA for the purchase and installation of Emergency Lighting and Equipment on a Hummer for the New Britain Police Department utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award #11PSX0134.

Jack Pieper
Purchasing Agent

**F.) ITEM # COOPERATIVE PURCHASING. PURPOSE: PURCHASE FROM F.W. WEBB COMPANY OF TWO COMMERCIAL WATER HEATERS FOR VETERAN'S STADIUM FOR THE PUBLIC WORKS DEPARTMENT, PROPERTY MANAGEMENT DIVISION.

REPORT OF: Finance Dept., Purchasing Division

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

ITEM #:

RE: Cooperative Purchasing, Commercial Water Heaters for Veteran's Stadium for the Public Works Department, Property Management Division

DATE: November 12, 2014

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-538 (a), purchase order were requested for the following under the State of Connecticut's Cooperative Purchasing Plan for the Public Works Department, Property Management Division.

<u>Supplier</u>	<u>Item</u>	<u>Qty</u>	<u>Unit Price</u>	<u>Total Price</u>
F.W. Webb Company Hartford, CT.	Commercial Water Heaters	2	\$3,946.04	\$7,892.08

The Public Works Department, Property Management Division, requested the purchase of two (2) Commercial Water Heaters for Veteran's Stadium utilizing the State of Connecticut's Contract Award #10PSX0060. The existing Water Heaters at Veteran's Stadium outlived their life expectancy. They started to leak water and could not be repaired. Because the Water Heaters were old, parts to make the needed repairs were no longer available. The Property Management Division removed the Water Heaters to protect the Stadium from water damage. They will install the new Water Heaters when they are purchased. Funding for this purchase is available within the Property Management Division's account number, 001419006-5435, Building Grounds, Maintenance and Repairs.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$7,892.08 to F.W. Webb Company of Hartford CT for the purchase of two (2) Commercial Water Heaters for Veteran's Stadium utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award #10PSX0060.

Jack Pieper
Purchasing Agent

**G.) ITEM # COOPERATIVE PURCHASING. PURPOSE: PURCHASE OF 200 GLOCK PISTOLS AND 60 AMMUNITION MAGAZINES FROM INTERNATIONAL ARMS CORPORATION FOR THE NEW BRITAIN POLICE DEPARTMENT.

REPORT OF: Finance Dept., Purchasing Division

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

ITEM #:

RE: Cooperative Purchasing, GLOCK Pistols and Ammunition Magazines for the New Britain Police Department

DATE: November 12, 2014

November 12, 2014

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-538 (a), purchase order was requested by the New Britain Police Department for the following under the State of Massachusetts Cooperative Purchasing Plan.

<u>Supplier</u>	<u>Item</u>	<u>Qty</u>	<u>Unit Price</u>	<u>Price</u>
International Arms Corporation Billerica, MA.	GLOCK 23 Pistol	17	\$109.00	\$1,853.00
	GLOCK 22 Pistol	158	\$129.00	\$20,382.00
	GLOCK 17T Pistol	15	\$454.00	\$6,810.00
	GLOCK 22 Pistol	10	\$409.00	\$4,090.00
	GLOCK Magazine	60	\$19.95	\$1197.00
			Total Price	\$34,322.00

The New Britain Police Department requested the purchase of one hundred and eighty five (185) new GLOCK Pistols and sixty (60) new Ammunition Magazines utilizing the State of Massachusetts's Contract Award #LAW09. There were no GLOCK dealers in the State of Connecticut. This fact has been verified by the Purchasing Agent. The existing GLOCK Pistols are approximately nine (9) years old and need to be replaced. The Pistol's Ammunition Magazines and internal parts have been in use beyond their intended life span. The current Pistols are still in working order but the Ammunition Magazines and internal parts need to be replaced in a timely fashion if repairs are needed to be made to them. International Arms Corporation's price for the new Pistols includes a trade-in of the one hundred seventy-five (175) existing pistols. The trade-in is a cost savings of \$49,340.00 to the City. The cost of the new GLOCK Pistols and Ammunition Magazines are being paid for by the Federal Government Grant Funds. The Police Department Administration requested that the expense for this purchase be taken from their account number 289211128-5740, Asset Forfeiture Federal, Other Miscellaneous Equipment.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$34,322.00 to International Arms Corporation of Billerica, MA for the purchase of two hundred (200) GLOCK Pistols and sixty (60) Ammunition Magazines for the New Britain Police Department utilizing the State of Massachusetts's Cooperative Purchasing Plan, Contract Award #LAWP09.

Jack Pieper
Purchasing Agent

TAX DEPARTMENT

**H.) ITEM # TAX ABATEMENTS, CORRECTIONS AND REFUNDS.

REPORT OF: Tax Collector

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

ITEM #:

RE: Tax Abatements, Corrections and Refunds

The Collector of Taxes has referred a list of tax abatements, corrections and refunds. Acceptance and adoption is respectfully recommended.

Cheryl S. Blogoslawski
Tax Collector

REPORTS RETURNED FROM COMMITTEE

**I.) 32900 PROMOTION OF PUBLIC ARTS. PURPOSE: PROPOSED AMENDMENT TO THE CODE OF ORDINANCES, SEC. 2-584, REGARDING AUTHORITY OF THE NEW BRITAIN COMMISSION ON THE ARTS.

REPORT OF: COMMITTEE ON ADMINISTRATION, FINANCE AND LAW

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

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ITEM #: 32900

RE:

The Committee on Administration, Finance and Law held a regular meeting and public hearing on Wednesday, November 05, 2014, at 7:00 PM in the Council Chambers, to which was referred the matter of item #32900, to amend the Code of Ordinances regarding the authority of the New Britain Commission on the Arts, voted to accept as amended and refer back to the Common Council with a favorable recommendation.

Alderman David DeFronzo
Chair

RESOLUTIONS RETURNED FROM COMMITTEE

- 1.) 32900 PROMOTION OF PUBLIC ARTS. PURPOSE: PROPOSED AMENDMENT TO THE CODE OF ORDINANCES, SEC. 2-584, REGARDING AUTHORITY OF THE NEW BRITAIN COMMISSION ON THE ARTS. D. NAPLES, A. PLATOSZ

Item #32900 RE: Promotion of Public Arts

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

Resolution Summary: PURPOSE. To amend the Code of Ordinances regarding the authority of the New Britain Commission on the Arts.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Section 2-584 of the Code of Ordinances, City of New Britain, be amended to read as follows (inserted text appears in underline; deleted text appears in ~~strikethrough~~; new sections begin with the word [new]):

Sec. 2-584. Promotion of ~~p~~Public ~~a~~Arts.

For purposes of this section, the following terms have the following meanings:

City building means any building or facility owned or leased by the City of New Britain and open to the public or intended for such use, exclusive of any shed, warehouse, garage or building of a temporary nature.

City street means any street owned or otherwise controlled by the ~~e~~City, including, adjacent to said street, all light posts, utility posts, traffic signs, traffic signal lights and associated equipment, street signs, etc.

Commission means the New Britain Commission on the Arts.

Construction project means any construction, reconstruction, renovation or alteration to any ~~e~~City building, ~~e~~City street or ~~e~~City park, the value of which construction, reconstruction, renovation or alteration is more than five hundred thousand dollars (\$500,000.00).

Renovation does not include a project of which the principal purpose is the rehabilitation of:

Plumbing, heating, ventilating, air-conditioning or electrical systems; or

Light posts, utility posts, traffic signs, traffic signal lights and associated equipment, street signs, etc.

Work of art means art work created by a professional artist, artisan or craftsperson which is to be in, on or located in the immediate vicinity of such construction project, including, but not limited to:

Paintings, including all media and both portable and permanently affixed works of art such as murals and frescoes;

Sculpture, including bas-relief, high relief, mobile, fountain, kinetic, environmental, electronic, and in-the-round sculpture;

Prints, calligraphy, clay, drawings, stained glass, mosaics, photographs, fiber and textiles, wood, metal, plastics and other materials or combinations of materials;

Mixed media, including any combination of forms of media; or

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Architectural embellishment or functional art; provided that "work of art" as used in this section shall not include building architecture, landscape architecture or landscape gardening.

The ~~b~~Board of ~~f~~Finance and ~~t~~Taxation and the ~~e~~Common ~~e~~Council, in the allocation of monies for any construction project, shall allocate for works of art, with respect to each such project and for the purposes of subsection (d) of this section, an amount from such monies not less than one (1) per cent of the total estimated cost of such construction, reconstruction, repair or alteration; provided, that said required amount shall not be more than one hundred fifty thousand dollars (\$150,000.00) and shall be calculated exclusive of:

The cost of any land acquisition;

Any nonconstruction costs;

Any augmentations to such cost; and

The amount of funding for such construction as is bound by rules or conditions that would preclude or prohibit the application of this section.

The New Britain Commission on the Arts is hereby established. Effective January 1, 2016, the ~~e~~C~~o~~mmission shall consist of ~~twelve (12)~~ nine (9) members to be appointed by the ~~m~~M~~a~~yor ~~with the advice and consent of the eCouncil, three (3) members named by the Greater New Britain Arts Alliance (provided that of the members named by the Greater New Britain Arts Alliance, no more than two (2) shall be members of the same political party).~~ The term of each member shall be two (2) years. The ~~e~~C~~o~~mmission shall, in addition to its duties and responsibilities under subsection (d) of this section:

Make recommendations to the ~~m~~M~~a~~yor and ~~e~~C~~o~~mmon ~~e~~C~~o~~uncil regarding any work of art which is in the custody or control of the ~~e~~C~~o~~ity, including the public site for the display of such art;

When requested and subject to the availability of funds, to make funding recommendations to the ~~m~~M~~a~~yor and ~~e~~C~~o~~mmon ~~e~~C~~o~~uncil on funding for local arts organizations and programs;

Advise the ~~m~~M~~a~~yor and ~~e~~C~~o~~mmon ~~e~~C~~o~~uncil, with regard to a proposed removal, relocation or alteration of any public arts project or work of art in the possession of the ~~e~~C~~o~~ity, to ensure proper preservation and display and advise the Mayor and Common Council regarding City involvement in the performing arts and with museums and art galleries;

Work to ensure that works of art are properly integrated into the ~~e~~C~~o~~ity building environments, especially in places open to the public;

Compile and update an inventory of valuable works of art in the possession of the ~~e~~C~~o~~ity. ~~On an annual basis, e~~Conduct and catalog an inventory of valuable works of art, including all of the ~~e~~C~~o~~ity's war memorials. Working with the ~~p~~P~~u~~blic ~~w~~Works, ~~p~~P~~a~~rks and ~~r~~Recreation and the ~~v~~Veteran's ~~e~~C~~o~~mmission, provide a recommendation to the ~~m~~M~~a~~yor and ~~the city~~ Common eC~~o~~uncil on a maintenance schedule.

The ~~e~~C~~o~~mmission shall be responsible for the selection of a work or works of art to be placed in, on or located in the immediate vicinity of a construction project using monies allocated pursuant to subsection (b) of this section. The ~~e~~C~~o~~mmission shall be responsible for selection of the artist, artisan or craftsman, review of any design or plan and examination of the completion and proper placement of such work of art. The ~~e~~C~~o~~ity ~~p~~P~~u~~rchasing ~~a~~A~~g~~ent, in consultation with the ~~e~~C~~o~~mmission, shall be responsible for the contractual arrangements with any such artist, artisan or craftsman. The selection of contractors and the award of contracts under this section may be conducted contrary to normal ~~e~~C~~o~~ity bidding procedures, provided that:

The total amount that is to be paid for said contract is fixed prior to any request for proposals;

The ~~e~~C~~o~~ity ~~p~~P~~u~~rchasing ~~a~~A~~g~~ent, with the approval of the ~~e~~C~~o~~mmission, shall establish selection procedures that protect the ~~e~~C~~o~~ity's interests with respect to the durability, maintenance costs and aesthetic quality of works of art, and especially guaranteeing that the works of art be located in public places with public visibility and impact and will have a significant lifetime;

Such selection procedures shall provide for opportunities for members of the public and ~~e~~C~~o~~ity staff to comment on prospective works of art; and

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The final selection of an artist or work of art shall be contingent upon the approval of the eCommon eCouncil.

Each request for proposal issued pursuant to this section shall specify the artistic genre and general characteristics the eCommission chooses.

The eCommon eCouncil or the eCommission, with the approval of the eCommon eCouncil, shall have the power, should it determine that it is in the interest of the eCity, to:

Place a work of art created with monies allocated pursuant to this section in a location other than the direct vicinity of the associated construction project; or

To exempt a particular construction project from the terms of this section.
(Ord. of 1-01; Res. No. 29064-2, 5-24-06; Res. No. 29391-2, 9-12-07; Res. No. 31710-2, 2-8-12)
Secs. 2-585--2-590. Reserved.

Alderman Don Naples
Alderman Adam Platosz

NEW RESOLUTIONS

2.) ITEM # TRANSIT ORIENTED DEVELOPMENT GRANT. PURPOSE: TRANSIT ORIENTED DEVELOPMENT PLANNING AND PRE-DEVELOPMENT WORK AROUND THE THREE NEW BRITAIN CTFASTRAK STATION SITES. C. CARLOZZI, JR., E. MAGNUSZEWSKI, D. NAPLES, E. SANCHEZ

Item # _____ RE: State of Connecticut Transit-Oriented Development Planning Grant

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, Transit-Oriented Development is associated with creating more livable, attractive, walkable and sustainable urban communities that allow residents to have housing and transportation choices to live convenient, affordable and pleasant lives;

WHEREAS, Three new and modern transit stations are currently being built in New Britain by the CTfastrak Bus-rapid transit project and Transit-Oriented Development (TOD) opportunities typically exist within walking distance of transit stations;

WHEREAS, Downtown New Britain has many favorable land uses needed to support future TOD within a half mile of the CTfastrak downtown station, and is making significant progress towards creating a more livable, attractive, walkable, and bikeable downtown area, and next needs to focus its efforts on further land-use planning around the three CTfastrak station areas;

WHEREAS, The City has received funding for TOD planning from DECD, and has recently completed a DECD based RFQ process, and through this process selected Crosby, Schlessinger, and Smallridge as the City's TOD land-use planning consultant;

WHEREAS, The TOD planning project around the three CTfastrak Station areas needs additional funding to complete all the important work needed to have significant impact on TOD;

RESOLVED, The New Britain Common Council authorizes the City to submit an application to the State of Connecticut requesting \$250,000 for TOD planning and pre-development work around the three New Britain CTfastrak Station sites in accordance with the State's Transit-Oriented Development Request for Applications;

RESOLVED, The New Britain Common Council also authorizes the Mayor, or if applicable her successor, to sign the grant application and other documents associated with administering the grant, if awarded, including any amendments thereto.

Ald. Carlo Carozzi, Jr.
Ald. Eva Magnuszewski
Ald. Don Naples
Ald. Emmanuel Sanchez

November 12, 2014

3.) ITEM # PURCHASE APPROVAL – POLICE DEPARTMENT. PURPOSE: TRADE-IN OF THREE MOTORCYCLES AND ALLOCATE FUNDS IN THE DRUG INVESTIGATION FUND TO APPROPRIATE SIX NEW MOTORCYCLES FROM GENGRAS HARLEY DAVIDSON. S. BIELINSKI, C. CARLOZZI, JR., W. PABON, E. SANCHEZ, R. SMEDLEY

Item # _____ RE: Purchase Approval – Police Department

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, the Drug Investigation Fund is an existing special revenue fund to which most revenue is credited as the result of the Federal drug asset forfeiture program, the greatest share of the proceeds from which are returned to Police Departments for use in drug control strategy, and

WHEREAS, the purpose of this resolution is to have the Council approve the trade-in of three (3) outdated motorcycles, and purchase of six (6) motorcycles with funds that have accumulated in the Drug Investigation fund from Gengras Harley Davidson, the State contract holder for police motorcycles, and

WHEREAS, these motorcycles will be used as patrol vehicles, funeral escorts, parade escorts and for community policing, and

WHEREAS, the three (3) trade-in motorcycles will reduce the bid price by \$24,000, and there are sufficient funds in the Drug Investigation Fund to purchase these motorcycles at no cost to the City, and

THEREFORE, BE IT RESOLVED, that the Council approve the trade-in of three (3) motorcycles and allocate funds that have accumulated in the Drug Investigation fund to appropriate six (6) motorcycles from Gengras Harley Davidson, the State contract holder for police motorcycles, with funds accumulated in the Drug Investigation Fund and outfit them with emergency equipment and graphics as follows:

Drug Investigation Fund

Revenue:		
289211128-4223	Asset Forfeiture - Federal	\$106,284
Expenditure:		
289211128-5740	Asset Forfeiture - Equipment	\$106,284

Ald. Suzanne Bielinski - Police Liaison
Ald. Carlo Carozzi, Jr. - Police Liaison
Ald. Wilfredo Pabon - Police Liaison
Ald. Emmanuel Sanchez - Police Liaison
Ald. Robert Smedley - Police Liaison

4.) ITEM # CCSU FACILITY USE AND NON-DISCRIMINATION CERTIFICATION. PURPOSE: USE OF CCSU CAMPUS FACILITIES INCLUDING THE INDOOR SPORTS BUBBLE, ALL GYMNASIUMS, POOLS, ATHLETIC FILEDS NOW AND FOR ALL FUTURE EVENTS. S. BLACK, D. DEFRONZO, J. GIANTONIO, E. MAGNUSZEWSKI, D. SALERNO

Item # _____ RE: CCSU Facility Use & Non-Discrimination Certification

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

The City, through its Recreation Division of the Public Works Department, partners with Central Connecticut State University for programs and events held on the CCSU campus, including the Winter Tennis Program held in CCSU's Indoor Sports Bubble

WHEREAS, the Indoor Tennis Program is scheduled to run February-March 2015 and is in its 22nd consecutive year, AND

WHEREAS, the usage fee for the facility is waived by Central Connecticut State University, AND

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WHEREAS, the Parks & Recreation Department pays supervision charges of \$15 per hour, AND

WHEREAS, 50 youth from New Britain participate in the program, AND

WHEREAS, the Central CT State University Event Management requires a signed facility use agreement in order to authorize use of their rental facility, THEREFORE BE IT

RESOLVED, that the New Britain Common Council authorizes that the Mayor of the City of New Britain, is empowered and authorized to execute contracts and all related agreements on behalf of the City to utilize the Central Connecticut State University Campus Facilities including, but not limited to, the Indoor Sports Bubble, all gymnasiums, pools, athletic fields now and for all future events. AND BE IT FURTHER

RESOLVED, That the City of New Britain, hereby adopts as its policy to support the nondiscrimination agreements and warranties required to support nondiscrimination under the Connecticut General Statutes § 4a-60(a)(1) and §4a-60a(a)(1), as amended in the State of Connecticut Public Act07-245 and sections 9(a)(1) and 10(a)(1) of Public Act 07-142.

Alderman Shirley Black
Alderman David DeFronzo
Alderman Jamie Giantonio
Alderman Eva Magnuszewski
Alderman Daniel Salerno

5.) ITEM # APPLICATION FOR STATE FINANCIAL ASSISTANCE. PURPOSE: ABATEMENT, DEMOLITION AND REMEDIATION OF THE FORMER POLICE STATION AT 125 COLUMBUS BOULEVARD. S. BIELINSKI, T. COLLINS, W. PABON, J. GIANTONIO

Item # RE: 125 Columbus Boulevard Abatement, Demolition and Remediation

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

CERTIFIED RESOLUTION OF THE CITY OF NEW BRITAIN

I, Mark Bernacki, Town and City Clerk, certify that below is a true and correct copy of a resolution duly adopted by the City of New Britain at a meeting of its Common Council duly convened on November 12, 2014, and which has not been rescinded or modified in any way whatsoever and is at present in full force and effect.

Date Mark Bernacki, Town and City Clerk seal

WHEREAS, pursuant to Section 32-763 of the Connecticut General Statutes, the State of Connecticut Department of Economic and Community Development is authorized to extend financial assistance for economic development projects; and

WHEREAS, it is desirable and in the public interest that City of New Britain make an application to the State of Connecticut Department of Economic and Community Development for \$2,717,000 in order to undertake the abatement, demolition and remediation of the former Police Station at 125 Columbus Boulevard and to execute an Assistance Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of New Britain that Erin E. Stewart, Mayor of the City of New Britain, is authorized to file an application for State financial assistance in an amount of \$2,717,000 and act as the authorized representative of the City of New Britain, and is directed to execute and file such application with the Connecticut Department of Economic and Community Development, to provide such additional information as may be required, and to execute documents as may be required including an Assistance Agreement with the State of Connecticut for State financial assistance, if such an agreement is offered, and any amendments and revisions thereto, for administration by the Department of Municipal Development

Alderman Suzanne Bielinski
Alderman Tonilynn Collins
Alderman Wilfredo Pabon
Alderman Jamie Giantonio

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6.) ITEM # CONVEYANCE OF PROPERTY. PURPOSE: PURCHASE AND SALE AGREEMENT WITH PETER LEMNOTIS OF POPCO LLC FOR THE PROPERTY AT 48 PROSPECT STREET. M. TRUEWORTHY

Item # RE: Purchase and Sale Agreement with Peter Lemnotis, Managing Member, Popco LLC for 48 Prospect Street

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

Resolution Summary: PURPOSE. To convey a City of New Britain-owned property to be used as a parking lot for the adjacent property owner, Peter Lemnotis, Managing Member, Popco LLC.

WHEREAS: The City of New Britain currently owns a vacant .14 acre lot known as 48 Prospect Street which had been acquired through the foreclosure process and has been vacant since 10/22/08; and

WHEREAS: Peter Lemnotis, Managing Member, Popco, LLC, owns property adjacent to 48 Prospect Street and is interested in utilizing the property for parking for his tenants; and

WHEREAS: Peter Lemnotis, Managing Member, Popco LLC, has offered to purchase the property for Twelve Thousand Dollars (\$12,000.00); and

WHEREAS: it is in the best interest of the City of New Britain to have this property turned into a useful and productive space and restored to the grand list: now, therefore, be it

RESOLVED, that Erin E. Stewart, Mayor, be and is hereby authorized to negotiate and execute on behalf of the City of New Britain a Purchase and Sales Agreement with Peter Lemnotis, Managing Member, Popco LLC for property known as 48 Prospect Street and to execute any and all documents necessary for the conveyance of said property in accordance with the terms of said agreement at a sale price of not less than Twelve Thousand Dollars (\$12,000.00).

Alderman Michael Trueworthy
Property Management Liaison

7.) ITEM # SIGNS ON PUBLIC PROPERTY. PURPOSE: PROPOSED AMENDMENT TO THE CODE OF ORDINANCES, SEC. 3-11, TO PROVIDE FOR EXCEPTIONS. C. CARLOZZI, JR., D. DEFRONZO, E. SANCHEZ, M. TRUEWORTHY

Item # RE:

To Her Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

Resolution Summary: INTENT AND PURPOSE. To amend subsection (a) of Section 3-11 of the Code of Ordinances to provide for exceptions.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Chapter 3, Section 3-11 of the Code of Ordinances, City of New Britain, be amended as follows (inserted text appears in underline; deleted text appears in ~~strike through~~; new sections begin with the word [new]):

Sec. 3-11. Signs on public property.

- (a) No person shall paint, mark or write on, or post or otherwise affix, any hand-bill or sign to or upon any public property, public right-of-way, park, sidewalk, crosswalk, curb, curbstone, street lamp post, hydrant, tree, shrub, tree stake or guard, railroad trestle, electric light or power or telephone or telegraph or trolley, wire pole, or wire appurtenance thereof or upon any fixture of the fire alarm or police telegraph system or upon any lighting system, public bridge, drinking fountain, street sign or traffic sign. Exceptions to the above shall be limited to the following: 1) Political signs advertising an individual for elective office or a question/referendum on the ballot at polling places on the day of an election, primary or special election. Such political signs must be placed beyond the 75 foot marker as placed by the Registrar of Voters or election poll moderators. Such signs shall be permitted to stay for the duration of that day's voting; 2) any sign(s) on school grounds that are used to promote school related groups or

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activities. Such signs and location of such signs must be approved by the New Britain Consolidated School District or its designee.

- (b) Any hand-bill or sign found posted, or otherwise affixed contrary to the provisions of this section may be removed by the New Britain department of public works, or its designee. The person responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the department of public works, or its designee, is authorized to effect the collection of said cost.
- (c) Nothing in this section shall apply to the installation of a metal plaque or plate or individual letters or figures in a sidewalk commemorating an historical, cultural, or artistic event, location or personality for which the department of public works has granted a written permit.
- (d) Nothing in this section shall apply to the painting of house numbers upon curbs for purposes of identification.

Alderman Carlo Carlozzi, Jr.
Alderman David DeFronzo
Alderman Michael Trueworthy

UNFINISHED BUSINESS

- 32554 RESOLUTION RE: APPROVAL OF AGREEMENT BETWEEN THE CITY OF NEW BRITAIN AND LOCAL 1186.
TABLED 11/13/2013
- 32697 REPORT OF PURCHASING DEPT. RE: ON CALL ENGINEERING SERVICES – LANDFILL AND RECYCLING CENTER COMPLIANCE MONITORING – PUBLIC WORKS DEPT.
TABLED 04/23/2014
- 32767 RESOLUTION RE: FISCAL YEAR 2015 COMMUNITY SERVICES BUDGET AMENDMENTS.
TABLED 06/11/2014