

November 14, 2012

REGULAR MEETING OF THE COMMON COUNCIL

NOVEMBER 14, 2012

Mayor Timothy E. O'Brien called the Regular Meeting of the Council to order on Wednesday, the 14th day of November 2012 at 7:31 p.m. in the Common Council Chambers, City Hall.

Fourteen members were present at roll call: Ald. Trueworthy, Magnuszewski, Centeno, DeFronzo, Sanchez, Black, Carlozzi, Hermanowski, Platosz, Brown, Freeman, Pabon, Giantonio, and Bielinski.

One member was absent: Ald. Collins due to recent surgery.

City Clerk, Peter J. Denuzze, gave the invocation: O God, our Heavenly Father who has taught us that we should do to others as we would have them do to us, we ask your blessings upon the work of this Council. We pray that you will strengthen our hands in all our undertakings, guide our hearts in relations with one another, and give us wisdom to promote good government. We ask this in Thy name. Amen.

Ald. Bielinski moved to amend the agenda by substituting 32089(N), by adding 32064-2(Q), 32076-2(R), 32079-2(S), and 32095(6). Motion seconded by Ald. Bielinski. Roll call vote – all members present voted in favor.

Ald. Bielinski moved to adopt the Consent Agenda, seconded by Ald. Trueworthy. Roll call vote – all members present voted in favor. Approved November 21, 2012 by Mayor O'Brien.

CONSENT AGENDA

CITY CLERK

32080 RE: CLAIMS FOR INJURIES AND/OR PROPERTY DAMAGE

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

CLAIMANTS NAME

- Bruenn, Karen Potter by her Atty. Mark J. Migliaccio
- Osorio, Felix
- Satchell, Renita G.
- Smith, Franklin J.

Peter J. Denuzze
City Clerk

CITY PLAN

32043-3 RE: SITING OF A COMMUNICATIONS TOWER

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

The City Plan Commission, at its Regular Meeting held on November 5, 2012, voted 5 to 0 to recommend the following:

BACKGROUND: This report is prepared in accordance with Section 19-22 of the City Ordinances, and Section 40-10-50 of the Zoning Ordinances, both of which require that any proposal that involves the construction, removal, alteration or extension of any public building, structure or utility must be referred to the City Plan Commission for an advisory report to Council. The purpose of this review requirement is to ensure consistency with the City's Plan of Conservation and Development and with good planning principles. This type of report is also consistent with the requirements of Connecticut State Statutes Section 8-24. The subject action considered in this report is the proposed construction and leasing of communications towers proposed on two city- owned properties, one adjacent to the AW Stanley Golf Course maintenance facility at 245 Hartford Road, the other at the Water Department's high service area water tower on Elam Street. The third antenna site is on the Hospital of Central Connecticut property at 50 Grand Street. The purpose of the antennae is to facilitate the optimal coverage of emergency communications for City police, fire and emergency medical services, and these sites are identified as being most appropriate to give optimal coverage throughout the city. It is noted that there is also some potential that spots on the towers may be leased to private commercial telecommunication carriers.

FINDINGS: The golf course location and the Elam Street site are zoned S-3 single-family, and the hospital location is zoned OP, office and public. In general, commercial telecommunications towers and antennae are usually exempted from local zoning and regulated by the Connecticut Siting Council. The City's governmental uses are exempted from the use requirements of the Zoning Ordinances under the provisions of Section 40-10-50. Antennas and broadcast towers are also exempted from the height restrictions by Section 230-30-10 of the Zoning Ordinances.

Plans have not been forwarded to this office relative to the Elam Street water tank or Grand Street Hospital property.

The tower site at AW Stanley Golf Course is located in a partially wooded location on the eastern side of Hartford Road, just to the north of the golf course parking lot and to the south of the golf course maintenance building. The installation would consist of a 160-foot tall monopole tower with associated equipment at the base, enclosed by 8-foot chain link fencing. Included are four potential areas for base equipment for any commercial carriers who may wish to co-locate on the tower.

PLANNING AND ZONING CONSIDERATIONS: Presuming the installations at the Elam Street water tower and the Hospital of Central Connecticut are done on the existing structures, projecting up only a short distance above the height of the tank or hospital or parking garage building, the visual impact would not be objectionable or out of character for the location.

The AW Stanley Golf Course property, however, is recreational space that is on the City's historic list, and it is wooded land that has scenic value. It is also an important "gateway" into the City and, as such, should be preserved in a natural and attractive state as possible. In general, the Commission would be inclined to recommend against this site unless conclusive evidence is shown documenting that there is no reasonably feasible alternative location to get the needed telecommunication coverage. The proximity to the clubhouse and visibility from the street is a particular concern. If there is no feasible location off-site or a less prominent location on the golf course property that can be reasonably used, then all reasonable measures to screen the base equipment and make the tower structure appear less prominent would be recommended.

RECOMMENDATION: The City Plan Commission recognizes the importance of reliable and complete telecommunication coverage for the city's police, fire and emergency services and understands that current technology often requires tall metal towers and base installations that are commonly viewed as being unsightly and incompatible with residential areas and recreational lands. The Commission has

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no objection to the Elam Street and hospital locations, presuming they are done in a safe and sound manner. However, because of its natural scenic, historic and recreational aspects, the City Plan Commission is strongly opposed to the AW Stanley Golf Course location as presented and recommends that there be a more complete and comprehensive investigation of other siting options, and that the site not be used, unless there is complete and conclusive evidence and documentation that there is no other viable alternative and no feasible means of limiting the adverse visual effect of this installation.

Stephen A. Sidorak, Chairman
City Plan Commission

32064-1 RE: PROPOSED CHANGE OF ZONE TO A PARCEL OF LAND ON FERN ST. – FROM ZONE T TO ZONE A-1

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

The City Plan Commission, at its regular meeting held on November 5, 2012, voted 5 to 0 to recommend that this proposed zone change be approved.

BACKGROUND: The proposed zone change encompasses a single vacant parcel that is located near the end of Fern Street at the rear of the Human Resources Agency property at 180 Clinton Street and the rear of the Mount Pleasant Housing Authority property. This parcel was formerly part of the HRA property and previously the former Benjamin Franklin School property. The parcel is roughly 1.46 acres in area and is zoned T, Two-Family, the same as the HRA facility and all properties to the north.

This piece of land was recently transferred to the Housing Authority for the purpose of construction of a community education and training facility. It will be merged into the existing 19-acre Housing Authority site, and this rezoning will make the incorporated parcel consistent with the rest of the A-1 zoned property and provide uniform zoning restrictions for the educational facility site.

The facility will be built into the hillside at the rear of the Mount Pleasant property with all access to the building coming from Fern Street. The conceptual plans show it sited partially on the newly acquired parcel and partly on existing Mount Pleasant land. The project is grant funded and part of the Housing Authority's mission and responsibility to afford educational and job skills training for Housing Authority residents throughout the City. The proposed building would have two levels, and total floor area of just over 20,000 square feet, consisting of several classrooms, offices, a lecture hall and two large vocational training spaces.

ZONING CONSIDERATIONS: This zone change provides a uniform development site for the community educational and jobs training facility and is a logical extension of the existing A-1 zone. The added land area and rezoning improves the character of the Housing Authority site and improves educational opportunities for all housing authority residents.

RECOMMENDATION: The City Plan Commission is of the opinion that this zone change is a logical incorporation of the adjoining A-1 zoning and that it facilitates the construction of an educational facility that is a compatible and desirable accessory to the Mount Pleasant housing complex. The Commission, therefore, recommends adoption of this zone change.

Stephen A. Sidorak, Chairman
City Plan Commission

FINANCE DEPARTMENT

32081 RE: LINE ITEM TRANSFERS 7/1/12 THRU 11/6/12

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

In accordance with the city of New Britain ordinance of Article VII – Finance, Section 2-494(c), the following departments have transferred monies from one line item to another within their departmental

budget (total department budget has not changed). Each transfer will be continuously numbered from month to month throughout the fiscal year. This report represents the transfers executed by the mayor in accordance with the aforementioned ordinance for the period ending November 6, 2012

- 1. Department: Stanley Golf Course
- From: 201420101-5616 (Chemicals/Fertilizer)
- To: 201420101-5740 (Other Misc. Equipment)
- Amount: \$23,500.00
- Brief Description: Funds needed for purchase of a groundsmaster 4500-D which will replace a 2002 3500-D rough mower

Rebecca Salerni
Acting Finance Director

PURCHASING DEPARTMENT

32083 RE: COOPERATIVE PURCHASING – RIFLE AND PISTOL AMMUNITION – POLICE DEPT.

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

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

<u>Supplier</u>	<u>Need Supplies</u>	<u>Total Price</u>
Eagle Point Gun/ TJ Morris & Son Thorofare, NJ.	Rifle and Pistol Ammunition	\$33,942.12

The New Britain Police Department requested a purchase order for Rifle and Pistol Ammunition utilizing the State of Connecticut’s Contract Award #07PSX0219. Funds are available within the Police Department’s account number 001211015-5614, Firing Squad, Ammunitions and Explosives.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$33,942.12 to Eagle Point Gun/TJ Morris & Son of Thorofare, NJ for the purchase of Rifle and Pistol Ammunitions for the New Britain Police Department utilizing the State of Connecticut’s Cooperative Purchasing Plan, Contract Award #07PSX0219.

Jack Pieper
Purchasing Agent

32084 RE: EMERGENCY PURCHASE ORDER – BOILER REPAIRS AT THE FILTER PLANT – WATER DEPT.

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

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division V, Section 2-606a, an emergency purchase order was authorized by the Mayor and issued to the below listed vendor on October 26, 2012:

<u>Supplier</u>	<u>Item</u>	<u>Total Price</u>
Combustion Mechanical Services East Windsor, CT.	Boiler Repairs at the Filter Plant	\$10,000.00

The Purchasing Agent reports that a formal bid solicitation and advertisement as outlined in the Purchasing Ordinances was not made for this item. In accordance with Section 2-606b of the City Code of Ordinances, the Purchasing Agent reports:

An emergency purchase order was requested by the Water Department for Boiler Repairs at the Filter Pant Management. It was noticed last month that the boiler had a crack in one of its sections. The boiler had similar problems last year and three (3) out of seventeen (17) of the sections were replaced. The manufacturer of the boiler supplied the Water Department with the new sections under its warranty last year at no charge but did not pay for the labor to install them. The manufacturer has now agreed to provide fourteen(14) additional new sections to replace not only the one that is cracked but all of the remaining original boiler sections per the warranty at no cost to the City. The manufacturer warranty does not cover the labor to remove the old sections and install the new sections. This emergency purchase was presented to the Water Commission at their November 13, 2012 meeting. At this meeting they approved the Deputy Public Works Director of the Water Department's recommendation to have these Boiler Repairs made at the Filter Plant and to issue an Emergency Purchase order to Combustion Mechanical Services of East Windsor, CT. Funding for the Boiler Repairs came from the Water Department's account number 9303500103-5659, Water Operating Expense, Treatment, Material and Supplies.

Jack Pieper
Purchasing Agent

32085 RE: EMERGENCY PURCHASE ORDER – PURCHASE OF A PATROL DOG – POLICE DEPT.

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

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division V, Section 2-606a, an emergency purchase order was authorized by the Mayor and issued to the below listed vendor on October 17, 2012:

<u>Supplier</u>	<u>Item</u>	<u>Total Price</u>
Norbert Safko Summitville, NY.	Patrol Dog	\$6,500.00

The Purchasing Agent reports that a formal bid solicitation and advertisement as outlined in the Purchasing Ordinances was not made for this item. In accordance with Section 2-606b of the City Code of Ordinances, the Purchasing Agent reports:

An emergency purchase order was requested by the Police Department for the purchase of a Patrol Dog. The present Patrol Dog that they received recently from Fidelco Guide Dog Foundation was not trainable for Police work. This was determined when the dog and it's Police Dog Handler was attending a training class in October. The Police Department needs to have three (3) Patrol Dogs, one (1) for each shift. The Patrol Dogs are needed for tracking and investigation purposes. If the Police Department does not have a Patrol Dog and one is needed, it must be obtained from another shift or from other local Police Departments. Because the training class is semi-annual and to keep the Police Dog Handler in class, another dog was needed to be purchased immediately. The vendor is the one that the State Police use to purchase their Patrol Dogs from. Funding for the purchase of this Patrol Dog came from the Police Department's account number 289211128-5740, Forfeiture, Federal Money, Miscellaneous Equipment.

Jack Pieper
Purchasing Agent

32086 RE: SMOKE GRENADES, DOOR LOCK BREACHERS AND RIOT CONTROL SPRAY – POLICE DEPT.

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

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 purchase of Smoke Grenades, Door Lock Breachers and Riot Control Spray.

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<u>Supplier</u>	<u>Need Supplies</u>	<u>Total Price</u>
Witmer Public Safety Group, Inc. Coatesville, PA.	Smoke Grenades, Door Lock Breachers and Riot Control Spray	\$4,576.00

The New Britain Police Department requested the purchase of Smoke Grenades, Door Lock Breachers and Riot Control Spray. Combined Tactical Systems is the manufacturer of these items. Witmer Public Safety Group, Inc is the only authorized distributor for Combined Tactical Systems in New England. The Purchasing Agent has verified this and has documentation from Combined Tactical Systems that Witmer Public Safety Group, Inc is their sole source dealer in the area. Therefore bid solicitation for the purchase of the Smoke Grenades, Door Lock Breachers and Riot Control Spray would not be beneficial to the City. Funding is available for this purchase in the Police Department's account numbers 001211015-5614, General Fund, Firing Squad, Ammunitions and Explosives.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$4,576.00 to Witmer Public Safety Group, Inc of Coatesville, PA. for the purchase of Smoke Grenades, Door Lock Breachers and Riot Control Spray for the New Britain Police Department.

Jack Pieper
Purchasing Agent

32087 RE: MARKING CARTRIDGES – POLICE DEPT.

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

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 purchase of Marking Cartridges.

<u>Supplier</u>	<u>Need Supplies</u>	<u>Total Price</u>
Dedham Sportsman Center/AAA Police Supply Dedham, MA.	Marking Cartridges of Various Colors for Pistols and Rifles	\$4,968.00

The New Britain Police Department requested the purchase of Marking Cartridges of various colors. These marking cartridges are shot out of pistols and rifles and are utilized in training of Police Officers. Simulation Operations, Inc is the manufacturer of these Marking Cartridges. Dedham Sportsman Center/AAA Police Supply is the only authorized distributor for Simulation Operations, Inc approved to sell in Connecticut. The Purchasing Agent has verified this and has documentation from Simulation Operations, Inc indicating this. Therefore bid solicitation for the purchase of the Marking Cartridges would not be beneficial to the City. Funding is available for this purchase in the Police Department's account numbers 001211015-5614, General Fund, Firing Squad, Ammunitions and Explosives.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$4,968.00 to Dedham Sportsman Center/AA Police Supply of Dedham, MA for the purchase of Marking Cartridges needed for the training of Police Officers for the New Britain Police Department.

Jack Pieper
Purchasing Agent

32088 RE: TASER CARTRIDGES AND BATTERIES FOR THE POLICE DEPT.

To His 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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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 purchase of Taser Cartridges and Batteries.

<u>Supplier</u>	<u>Need Supplies</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Price</u>
Taser International	Taser Cartridges	750	\$24.95	\$18,712.50
Scottsdale, AZ.	Taser Batteries	60	\$38.95	\$2,337.00
Total Cost:				\$21,049.50

The New Britain Police Department has requested the purchase of Taser Cartridges and Batteries. Taser International is the manufacturer of the Taser Cartridges and Batteries. They no longer have a dealer in the State of Connecticut where their products can be purchased. All purchases for the Taser Cartridges and Batteries must be made directly from them. The Purchasing Agent verified this and has been in contact with Taser International. Therefore bid solicitation for the purchase of the Taser, Cartridges and Batteries would not be beneficial to the City. Funding is available for this purchase in the Police Department's account numbers 001211015-5614, General Fund, Firing Squad, Ammunitions and Explosives.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$21,049.50 to Taser International of Scottsdale, AZ for the purchase of Taser, Cartridges and Batteries for the New Britain Police Department.

Jack Pieper
Purchasing Agent

TAX COLLECTOR

32090 RE: TAX ABATEMENTS, CORRECTIONS AND REFUNDS

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

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 OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS AND DEPARTMENTS

CITY PLAN

32076-1 RE: LOCATION APPROVAL FOR NEW GAS STATION AS PART OF COSCO RETAIL DEVELOPMENT AT 405 HARTFORD RD.

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

BACKGROUND: The applicant is requesting location approval from the New Britain City Council, acting in capacity as local zoning authority, in order to allow a new gasoline station as part of the Costco retail development project at 405 Hartford Road. Certification of approval by the local zoning agency is

required under the provisions of Connecticut State Statutes 14-321 for licensing of any new gasoline sales location by the State Department of Consumer Protection.

FINDINGS: The overall Costco development site is a 15.3 acre parcel located at the northern end of AW Stanley Municipal Golf Course adjoining the Target Store property. The property was rezoned to B-2 in June 2011. The B-2 zoning district permits a variety of business uses including shopping centers and, subject to special exception approval, gasoline stations. The applicant currently has a special exception application pending for Zoning Board of Appeals action on November 15, 2012. The applicant's plans depict the Costco site, with a 152,000 square foot store located towards the rear of the site, and the gasoline pumps and canopies situated at the northwest corner of the parking lot, nearer to the street and the Target store entrance driveway.

The gasoline sales area is approximately .6 acres of the 15.3 acre site, and the area is effectively isolated from the main use portions of the store's 650 space parking lot. The site shows a total of eight (8) fuel pumps with canopies.

CONCLUSION: The applicant has provided plans and documentation of compliance with all pertinent zoning restrictions and with the specific conditions and safeguards required for approval of gasoline stations by special exception. The gasoline station is viewed as being a common business use in the B-2 zoning district and there are two others nearby, further north on Hartford Road. The gasoline station would open to Costco members only and is a relatively small, accessory component to the overall Costco retail development.

RECOMMENDATION: The City Plan Commission is of the opinion that the gasoline sales component is a common and reasonable part of this type of "big-box" warehouse club retail development. The applicant has documented compliance with all applicable provisions required for the approval; and the City Plan Commission, therefore, has no objections to the granting of location approval for fuel sales at this site.

Stephen A. Sidorak, Chairman
City Plan Commission

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. Accepted and adopted with Ald. DeFronzo opposed. Approved November 20, 2012 by Mayor Timothy E. O'Brien.

**32079-1 RE: CERTIFICATE OF LOCATION – MOTOR VEHICLE REPAIR LICENSE – 1170
STANLEY STREET – CORBIN CARBURETOR AND ELECTRIC SERVICE**

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

BACKGROUND: The applicant is requesting a certificate of location approval in order to obtain state Department of Motor Vehicles licensing for a general repairer's operations. The subject property is situated on the western side of Stanley Street, between Long and Peck Streets. The area is zoned B-3, secondary business, which permits automotive repair operations by special exception. The site has long been licensed for automotive repair, under the business name Corbin Carburetor and Electrical Service, going back to a gasoline station auto repair license approved by the Zoning Board of Appeals in June 1970, item #2077. This current application is requested for a simple change in ownership.

FINDINGS: The site plan accompanying this application shows the subject property is approximately 26,493 square feet in area and is occupied by a 4-bay repair building, which has a floor space that is approximately 3,690 square feet in area. The site plan shows a total of 30 parking spaces, which is more than adequate for a four bay repair facility. Parking consists of two (2) employee spaces, the two (2) required handicapped spaces and 26 standard sized customer spaces.

CONCLUSION: The site is properly zoned for auto repair and has been licensed and used for motor repairs for more than forty years. It is situated in a business area with carwash to the immediate south and a package store and gasoline station to the north. The site is conforming to current requirements for

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auto repair license having more than adequate parking (three spaces per repair bay is required) and being more than twice the 10,000 square foot minimum lot area required for automotive uses.

RECOMMENDATION: Given the history of use on this site and the fact that this is a simple transfer of license to a new operator, for repair only, with no auto sales, the City Plan Commission has no objections to the granting of a certificate of location approval.

Stephen A. Sidorak, Chairman
City Plan Commission

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved November 20, 2012 by Mayor Timothy E. O'Brien.

PURCHASING DEPARTMENT

32082 RE: COOPERATIVE PURCHASING – NEW COMMERCIAL MOWER AND MOWER GROOMING BLADES FOR EXISTING GREENS MOWER – PARKS AND RECREATION DEPT. – STANLEY GOLF COURSE

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

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-538 (a), a purchase order was requested for the following under the State of Connecticut's Cooperative Purchasing Plan for the Parks and Recreation Department, Stanley Golf Course.

<u>Supplier</u>	<u>Item</u>	<u>Quantity</u>	<u>Price</u>
Turf Products Corporation Enfield, CT.	Toro Groundsmaster Mower with a Leaf Mulching Kit	1	\$57,001.80
	Mower Grooming Blades for an Existing Greens Mower	1	<u>\$5,526.85</u>
		Total	\$62,528.65

The Parks and Recreation Department, Stanley Golf Course, requested the purchase of one (1) new Toro Groundsmaster Mower with a Leaf Mulching Kit and Mower Grooming Blades for and existing Reel Mower utilizing the State of Connecticut's Contract Award #10PSX0307. The new Toro Groundsmaster Mower will replace an existing Commercial Mower that the Stanley Golf Course has been utilizing since 2002. The mower and cutting deck is worn out and needs replacement. The Mower Grooming Blades are utilized for the cutting of grass on the golf course greens. Funding is available for this purchase in the Park and Recreation Department, Stanley Golf Course account number 201420101-5740, Stanley Golf Course, Other Miscellaneous Equipment.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$62,528.65 to Turf Products Corporation of Enfield, CT for the purchase of a new Toro Groundsmaster Mower with a Leaf Mulching Kit and Mower Grooming Blades for an existing Greens Mower for the Parks and Recreation Department, Stanley Golf Course utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award #10PSX0307.

Jack Pieper
Purchasing Agent

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

32089 RE: EMERGENCY PURCHASE ORDER – TEMPORARY REPAIRS TO THE ELAM ST. WATER TANK ROOF FOR THE PUBLIC WORKS DEPARTMENT/UTILITIES DIVISION

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

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division V, Section 2-606a, an emergency purchase order shall be authorized by the Mayor and shall be issued to the below listed vendor for Temporary Roof Repairs to the Elam Street Water Tank.

<u>Supplier</u>	<u>Services</u>	<u>Price</u>
New England Shrinkwrap Warwick, RI	Temporary Roof Repairs Elam Street Water Tank Roof	\$50,000.00

The Water Department is in need of temporary repairs to be made to the roof of the Elam Street low service water tank. The water tank's concrete roof is starting to sag and show signs of water seepage. New England Shrinkwrap of Warwick, RI, has proposed to shrink wrap the 125 foot diameter dome for \$50,000.00. Time is of the essence due to the upcoming winter weather to have the temporary repairs done soon to lower the risks of the water tank's roof collapsing due to possible snow loads which would put it out of service. The temporary repairs should extend the service life of the water tank until a new one can be built. This emergency purchasing request has also been presented to the Water Commission at their November 13, 2012 meeting. At this meeting they approved the Deputy Public Works Director of the Water Department's recommendation to have the temporary roof repairs made to the water tank. Funding for this purchase is available in the Water Department's account number, 9303501100-5331, Water Capital Improvements, Professional Services.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a Purchase Order for \$50,000.00 and enter into a contract with New England Shrinkwrap, of Warwick, RI for the temporary roof repairs to the Elam Street Water Tank for the Public Works Department/Utilities Division.

Jack Pieper
Purchasing Agent

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

CONSOLIDATED COMMITTEE

32046-3 RE: PROPOSED AMENDMENT TO SEC. 2-872 OF THE ORDINANCES: QUALIFICATIONS; SALARY: CHIEF OF POLICE

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

The Consolidated Committee of the Common Council at a special meeting held on Thursday evening, November 8, 2012 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #32046-2 – Code of Ordinances, Article XV, Division 7, Section 2-872 "Qualifications; salary; Chief of Police" be amended regarding Update pay schedule for position of Chief of Police voted to accept as amended and recommend that the following resolution be referred back to the Common Council with a neutral recommendation.

Alderwoman Shirley Black
Chair

Ald. Bielinski moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

COMMITTEE ON PLANNING, ZONING AND HOUSING

32064-2 RE: CHANGE OF ZONE – 100 RICHARD STREET – FROM T (TWO FAMILY) TO A-1 (GARDEN APARTMENTS)

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

The Common Council as the Zoning Authority of the City of New Britain and the Planning, Zoning and Housing Committee of the Common Council, gave due and legal notice of a time and place for a public hearing in reference to Item #32064 – Amendment to the zoning map to change the zone of a parcel of land identified as 100 Richard Street from T (Two-Family to A-1 Garden Apartments. Said hearing was held on November 13, 2012 at 7:00 p.m. in the Council Chambers of City Hall, 27 West Main Street, New Britain, Conn.

The City Plan Commission, at its regular meeting held on November 5, 2012, voted 5 to 0 to recommend that this proposed zone change be approved.

The Common Council as the Zoning Authority of the City of New Britain and the Planning, Zoning and Housing Committee of the Common Council voted to accept the following amendment to the Zoning map and refer back to the Common Council with a favorable recommendation.

Alderman Roy Centeno
Chair

Ald. Trueworthy moved to accept and adopt, to become effective ten days following the signature of the Mayor. Motion seconded by Ald. Centeno. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

32076-2 RE: LOCATION APPROVAL ALLOWING A PROPOSED GAS STATION FOR PROPERTY AT 405 HARTFORD RD. FOR COSTCO WHOLESALE CORPORATION

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

The Committee on Planning, Zoning and Housing at a special meeting and public hearing held on Tuesday evening, November 13, 2012 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #32076 – Costco Wholesale Corporation seeks granting of Application for Gas Station location approval to allow a proposed Gasoline Station Location Approval for property at 405 Hartford Road, New Britain, Conn. Voted to accept and recommend that the Petition #32076 be referred back to the Common Council with a favorable recommendation.

Alderman Roy Centeno
Chair

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Hermanowski. ROLL CALL VOTE – 10 in favor, 4 opposed. IN FAVOR: Ald. Centeno, Sanchez, Black, Carlozzi, Hermanowski, Platosz, Brown, Freeman, Pabon and Giantonio. OPPOSED: Ald. Trueworthy, Magnuszewski, DeFronzo and Bielinski. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

32079-2 RE: CERTIFICATE OF LOCATION – CORBIN CARBURETOR AND ELECTRIC SERVICE – 1170 STANLEY STREET

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

The Committee on Planning, Zoning and Housing at a special meeting and public hearing held on Tuesday evening, November 13, 2012 at 7:00 p.m. in the Council Chambers to which was referred the

matter of Item #32079 – Corbin Carburetor and Electric Service seeks granting of certificate of location approval to allow a motor vehicle repair license for property at 1170 Stanley Street voted to accept and recommend that the following petition be referred back to the Common Council with a favorable recommendation.

Alderman Roy Centeno
Chair

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

RESOLUTIONS RETURNED FROM COMMITTEE

32046-4 RE: AMENDMENT TO SEC.2-872 OF THE ORDINANCES – QUALIFICATIONS: SALARY; CHIEF OF POLICE

To His 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: To update the pay schedule for the position of Chief of Police in anticipation of recruitment in accordance with Article VIII, Section 2 (f) of the City of New Britain Charter.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that the Code of Ordinances, Article XV, Division 7, Section 2-872 "Qualifications; salary; Chief of Police" be amended to read as follows (inserted text appears in underline; deleted text appears with a ~~strikethrough~~; and new sections begin with the word {New}):

Section 2-872. Qualifications; salary; Chief of Police

- a.) The qualifications for the position of Chief of Police shall be the following: A bachelor's degree from an accredited institution in criminal justice, police science, public administration or a related academic field and ten (10) or more years of progressive, responsible, law enforcement administration experience, preferably in an urban community. A master's degree in a related field will substitute for one (1) year of experience.
- b.) {New} The salary for Chief of Police shall be according to the following compensation schedule:

Step 1	\$77,590	\$114,852	<u>\$106,107</u>
Step 2	\$80,694	\$119,446	<u>\$110,435</u>
Step 3	\$83,921	\$124,224	<u>\$114,852</u>
Step 4	\$87,278	\$129,193	<u>\$119,446</u>
Step 5	\$90,769	\$134,361	<u>\$124,224</u>
Step 6	\$94,400	\$139,735	<u>\$129,193</u>
Step 7	\$98,176	\$145,325	<u>\$134,361</u>
Step 8	\$102,103	\$151,138	<u>\$139,735</u>

An annual cost of living increase, if applicable, shall be adopted in the final, approved budget of a given fiscal year.

Alderman Suzanne Bielinski
Alderman Carlo Carozzi Jr.

Ald. Bielinski moved to accept and adopt, seconded by Ald. Carozzi. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

NEW BUSINESS

RESOLUTIONS

32091 RE: AGREEMENT AUTHORIZATION – WATER RESOURCES INVESTIGATIONS

To His 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 New Britain Board of Water Commissioners has participated for a number of years with the U.S. Department of the Interior in the water resources investigations, including collection and analysis of surface water data at the stream-gaging station located in Burlington; and,

Whereas, the project is jointly funded from Water Dept. and federal funds; for the period October 1, 2012 through September 30, 2013, funding for the program will be as follows:

New Britain Water Department	\$5,000
U.S. Department of the Interior	\$3,750

and,

Whereas, the Board of Water Commissioners at its November 13, 2012 meeting approved the program agreement; therefore, be it

Resolved, that the Board of Water Commissioners is hereby authorized to enter into a joint funding agreement with the U.S. Department of the Interior for the above-stated purpose.

Ald. Lawrence Hermanowski
Common Council Liaison-
Water Dept.

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Black. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

32092 RE: AUTHORIZING THE MAYOR TO EXECUTE ACCESS AGREEMENT WITH TILCON CONNECTICUT, INC. – OUT-DOOR FIRING RANGE FOR THE POLICE DEPT.

To His 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, Tilcon Connecticut Inc. has granted the Police Department of the City of New Britain the use of its property located in Plainville, Connecticut for an out-door firing range; and

WHEREAS, The Police Department has used this property as an out-door firing range since 1986; and

WHEREAS, The Police Department has allowed members of sister law enforcement agencies to utilize this property as a firing range in accordance with Policy Number 1.16; and

WHEREAS, The City of New Britain has agreed to indemnify and hold harmless Tilcon any loss or claim in connection with its use of the firing range; and

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WHEREAS, Tilcon Connecticut Inc. has informed the City that it needs to remove materials immediately from the property that has been utilized by the City but will allow the City to access the property on weekends until the end of this year; and

WHEREAS, Tilcon Connecticut Inc. has requested that the City of New Britain execute an Access Agreement in connection with the utilization of their property; Now, Therefore, Be It

RESOLVED, That Timothy O'Brien, Mayor, be and is hereby authorized to execute the Access Agreement with Tilcon Connecticut Inc.

Alderwoman Suzanne Bielinski
Alderman Carlo Carlozzi, Jr.
Alderman Roy Centeno
Alderman Lawrence Hermanowski
Alderman Wilfredo Pabon
Alderman Emmanuel Sanchez

Ald. Bielinski moved to accept and adopt, seconded by Ald. Sanchez. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

32093 RE: APPROVAL OF RECEIPT OF ADDITIONAL FUNDING FROM STATE DEPT. OF PUBLIC HEALTH - \$52,280 – LEAD POISONING PREVENTION

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

Program Objective: To accommodate changes to the CT General Statutes related to lead poisoning and prevention that went into effect on January 1, 2009. In response, the Legislature made changes to Public Act 07-02 that include allocated funds for use by local health departments to assist in responding to an anticipated increase in case numbers and to support new lead activities. The new lead activities will include: referrals to medical providers for blood lead screening of children who are at risk for lead, environmental health case-management services for such children, and education for parents of these children.

Local Program Operation Department: Health, under the supervision of the Director.

Resolution Purpose: To approve the receipt of additional funding from the State of Connecticut Department of Public Health through this subcontract with the New Britain Health Department.

WHEREAS; the State Department of Public Health, through this subcontract, has notified the City that funding in the amount of \$52,280 has been awarded to the New Britain Health Department for fiscal year 7/1/12 through 6/30/13.

WHEREAS; the New Britain Health Department will utilize these funds to provide blood lead screening of children who are at risk for lead poisoning and provide public health case-management services for such children and education to parents of such children, THEREFORE BE IT,

RESOLVED, that the amount of \$52,280 be appropriated into the Health Per Capita Fund, Lead Poisoning Prevention and Control Program as follows:

Revenue:		
287522132-4222	State of CT – CADH	\$ 52,280
Expenditure:		
287522132-5121	Full Time Salaries	\$ 17,458
287522132-5124	Part Time Salaries	\$ 27,614
287522132-5220	MERF	\$ 1,423

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287522132-5231	Medicare	\$ 577
287522132-5337	Training	\$ 350
287522132-5412	Telecommunications	\$ 200
287522132-5540	Advertising	\$ 300
287522132-5611	Office Supplies	\$ 558
287522132-5657	Educational Materials	\$ 500
287522132-5659	Operating Materials & Supplies	\$ 3,300
	Total	\$ 52,280

Alderman Adam Platosz
Alderman David DeFronzo

Ald. DeFronzo moved to accept and adopt, seconded by Ald. Platosz. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

32094 RE: SPECIAL REVENUE FUND: IMMUNIZATION ACTION PLAN GRANT

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

Program Objective: Patient, parent, and medical staff vaccine education; tracking of infants born at area hospitals; assessment of medical practices; surveillance for communicable diseases; and public education for prevention of communicable diseases such as polio and measles to avoid the serious consequences of these diseases and to extend and improve the quality of New Britain residents lives through immunizations. The initial year of grant funding, 1995.

Local Program Operation Department: Health, under the supervision of the director

Resolution Purpose: Extension of one year grant funding to a four year grant cycle. Locally adopted budget in 2nd year of grant cycle, for calendar years 2012-2015. Total all income and expenditure activity reflecting authorized expenditure budget of \$345,044.

WHEREAS; the State of Connecticut, Department of Public Health, has notified the City of New Britain that it is continuing the grant in the amount of \$86,261 for the calendar year 2013; and

THEREFORE, BE IT RESOLVED; that the Special Revenue budget for fund #241, be \$86,261 for the one year period of 1/1/13 through 12/31/13 for the purpose of reflecting the State funding as follows:

<u>Revenues</u>	<u>Line Item</u>	<u>Budget Amount</u>
Immunization Grant - State of CT, Dept. of Public Health	241522124-4222	86,261

<u>Expenditures</u>	<u>Line Item</u>	<u>Amount</u>
Full Time Salaries	241522124-5121	53,478
MERF	241522124-5220	6,300
Workers Compensation	241522124-5227	225
Overtime (IAP promotional events)	241522124-5122	255
Major Medical/Life Insurance	241522124-5228	22,309
Medicare	241522124-5231	776
Longevity	241522124-5123	525
Administrative Overhead	241522124-5876	250
Operating Materials & Supplies (Indirect General Costs)	241522124-5659	250
Office Supplies	241522124-5611	403
Program Supplies	241522124-5652	260

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Training/Conferences	241522124-5337	505
Telecommunications	241522124-5412	220
Travel and Meetings	241522124-5580	<u>505</u>
		86,261

Alderman Adam Platosz
Alderman David DeFronzo

Ald. Platosz moved to accept and adopt, seconded by Ald. DeFronzo. So voted. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

32095 RE: COUNCIL RESPONSE TO THE RECOMMENDATION OF THE CITY PLAN COMMISSION REGARDING THE SITING OF A COMMUNICATIONS TOWER ADJACENT TO THE STANLEY GOLF COURSE MAINTENANCE FACILITY

To His 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 City recently acquired a new state of the art radio system for its workforce at a cost in excess of five million dollars; and

Whereas, This new radio system is designed to improve communications and eliminate "dead spots" at various areas in the city with particular emphasis on the Jefferson Heights, North Stanley, and Belvedere/CCSU neighborhoods; and

Whereas, This radio system requires three sites for transmit and receive purposes; and

Whereas, The three sites include the The Hospital of Central Connecticut at 50 Grand Street, the Water Tank on Elam Street, and an area adjacent to the Stanley Golf Course maintenance facility off Hartford Road; and

Whereas, Based on sophisticated engineering studies conducted by both Motorola Solutions and Harris, Inc, these three sites were the best available sites for radio coverage in the City; and

Whereas, The City Plan Commission approved the siting of two of the sites (Elam Street and 50 Grand Street) but recommended against the Stanley Golf Course siting for aesthetic reasons, with the caveat that they would consider the sites if more investigation of alternative sites was conducted; However, the City Plan Commission was unaware of previous investigations of alternate locations in the area or the comprehensive analysis of the competing radio vendors in selecting the sites; and

Whereas, The City's public safety workers, outside workforce, and residents are at increased risk without the benefits of the new radio system; and

Whereas, The construction of these sites are critical to the safety of the City's workforce with particular emphasis on the police officers, firefighters and emergency medical personnel; and NOW THEREFORE, BE IT

Resolved, That the recommendation of the City Plan Commission regarding the Stanley Golf Course site has been given due consideration by the City Council, but given the extensive investigation already done to locate an alternative site, it is hereby overridden and authorization is granted to construct and operate communications facilities at all three facilities on behalf of the City of New Britain.

Alderman Suzanne Bielinski
Majority Leader

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Ald. Bielinski moved to accept and adopt, seconded by Ald. Carlozzi. ROLL CALL VOTE – 14 in favor, 0 opposed. IN FAVOR: Ald. Trueworthy, Magnuszewski, Centeno, DeFronzo, Sanchez, Black, Carlozzi, Hermanowski, Platosz, Brown, Freeman, Pabon, Giantonio and Bielinski. RESOLUTION ADOPTED. Approved November 21, 2012 by Mayor Timothy E. O'Brien.

There being no further business to come before the Council, Ald. Trueworthy moved to adjourn, seconded by Ald. Carlozzi. So voted. Meeting adjourned at 8:35 p.m.

ATTEST: Peter J. Denuzze, City Clerk