

October 24, 2012

REGULAR MEETING OF THE COMMON COUNCIL

OCTOBER 24, 2012

Mayor Timothy E. O'Brien called the Regular Meeting of the Common Council to order on Wednesday, the 24th day of October 2012 at 7:45 p.m. in the Common Council Chambers, City Hall.

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

City Clerk, Peter J. Denuzze, gave the invocation: O God, our Heavenly Father, bless this Common Council during this political season. Bless the voters and give them the wisdom to elect the best candidates so that state and country will be the ultimate winners. We ask this in Thy name. Amen.

Mayor O'Brien relinquished the Chair to Mayor Pro Tem, Michel Trueworthy, in order to administer the oath to newly promoted Lieutenants in the New Britain Police Department: Christopher Chute, Darren Pearson, and Chet Giersz

Mayor O'Brien returned to the Chair.

Ald. Bielinski moved to amend the agenda by substituting 32068(C), adding 32069(C1) and moving it to the end, moving 32075(9) to the end, substituting 31885-3(10), adding 32077(11) and moving it to the front of Resolutions, and by adding 32078(12). Motion seconded by Ald. Trueworthy. Roll call vote – all members voted in favor.

PETITONS

- 32076 ALD. HERMANOWSKI FOR GRANTING AN APPLICATION FOR GAS STATION LOCATION APPROVAL AT 405 HARTFORD ROAD-COSTCO WHOLESALE CORPORATION. REFERRED TO THE ZONING BOARD OF APPEALS.**
- 32079 ALD. HERMANOWSKI FOR GRANTING A CERTIFICATE OF LOCATION APPROVAL TO ALLOW A MOTOR VEHICLE REPAIR LICENSE-CORBIN CARBURETOR AND ELECTRIC SERVICE AT 1170 STANLEY STREET. REFERRED TO CITY PLAN COMMISSION AND ZONING SUB-COMMITTEE.**

Ald. Bielinski moved to adopt the Consent Agenda, seconded by Ald. Trueworthy. Roll call vote – all members voted in favor. Approved October 30, 2012 by Mayor Timothy O'Brien.

CONSENT AGENDA

CITY CLERK

32066 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

- Heidenis, Barbara by her Attorney A. Jeffrey Somers
- Valdiviezo, Ivan by his Atty. Isaias T. Diaz

Peter J. Denuzze
City Clerk

CORPORATION COUNSEL

32067 GIUSEPPINA SANSEVERINO V. JERRY CHROSTOWSKI, ET AL

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

On October 15, 2012, the Honorable Vanessa L. Bryant, of the United States District Court entered judgment in favor of the City Police Officer Defendants, Jerry Chrostowski, Joseph Lopa, Gerald Hicks, Michael Farrell, Officer Chmura and Detective Anderson. The plaintiff had brought an action pursuant to 42 U.S.C. Section 1983 for illegally entering and searching her home and causing damage as a result, in possession of a search warrant that contained false information, in violation of the Fourth and Fourteenth Amendments to the United States Constitution. The Defendants moved for summary judgment arguing that the search warrant was supported by probable cause and that they are entitled to qualified immunity. The Court ruled that even where the evidence is viewed in the light most favorable to the Plaintiff, there was no genuine dispute that a magistrate would have issued a warrant on the basis of the corrected affidavit as a reasonable officer would believe that probable cause existed. Consequently, the Defendant Officers were entitled to qualified immunity under the Corrected-affidavit doctrine.

Irena J. Urbaniak
City Attorney

PURCHASING DEPARTMENT

32068 RE: COOPERATIVE PURCHASING-COMMERCIAL MOWER FOR THE 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.

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<u>Supplier</u>	<u>Item</u>	<u>Quantity</u>	<u>Price</u>
Farmington Valley Equipment Farmington, CT.	John Deere Commercial Mower	1	\$21,773.60

The Parks and Recreation Department, Stanley Golf Course, requested the purchase of one (1) new John Deere Commercial Mower utilizing the State of Connecticut's Contract Award #10PSX0307. The new John Deere Mower will replace an existing Toro Commercial Mower that the Stanley Golf Course has been utilizing for ten (10) years. The existing mower has been breaking down a lot during the golfing season and could not be utilized to cut the grass at the golf course. The parts to make the needed repairs are becoming harder to find and some are no longer available. 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 \$21,773.60 to Farmington Valley Equipment of Farmington, CT for the purchase of a new John Deere Commercial 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

TAX COLLECTOR

32070 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. Blogoslowski
Tax Collector

CONSOLIDATED COMMITTEE

32046-1 RE: PROPOSED AMENDMENT TO SEC. 2-872 OF THE ORDINANCES REGARDING PAY SCHEDULE FOR POSITION OF 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 regular meeting and public hearing held on Thursday evening, October 18, 2012 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #32046 – 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 favorable recommendation.

Alderswoman Suzanne Bielinski
Acting Chair

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**32063-1 RE: PROPOSED AMENDMENT TO SEC. 15-76 OF THE ORDINANCES
REGARDING TOWING AND IMMOBILIZATION OF MOTOR VEHICLES**

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 regular meeting and public hearing held on Thursday evening, October 18, 2012 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #32063 - Section 15-76 of the Code of Ordinances be amended regarding Towing and immobilization of motor vehicles against which there are outstanding parking citations voted to accept and recommend that the following resolution be referred back to the Common Council with a favorable recommendation.

Alderwoman Suzanne Bielinski
Acting Chair

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

BOARD OF POLICE COMMISSIONERS

31957-1 RE: "NO PARKING" SIGNS ON RICHARD 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 Acting City Engineer and Traffic Safety Bureau personnel reviewed this request to install "No Parking" signs on Richard Street. Parking is currently allowed on both sides of the street. Access to private driveways is not blocked by parked vehicles, roadway width is sufficient to allow parking, vehicle traffic on this street is minimal and there is no accident history for the area. The Acting City Engineer and Traffic Supervisor recommended this request be denied.

The Board voted to deny this petition to install "No Parking" signs on Richard Street.

Jack W. Ferguson II
Clerk of the Board

Ald. Black moved to accept and refer back to the Board of Police Commissioners. Seconded by Ald. Bielinski. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

CONSOLIDATED COMMITTEE

**32043-1 RE: POTENTIAL AUTHORIZATION FOR SITING/LEASING OF A
COMMUNICATIONS TOWER ADJACENT TO STANLEY GOLF COURSE
MAINTENANCE**

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 regular meeting and public hearing held on Tuesday evening, October 18, 2012 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #32043 – Authorization for siting/leasing of a communications tower

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adjacent to Stanley Golf Course Maintenance Facility voted to accept and recommend that the following resolution be referred back to the Common Council with a favorable recommendation.

Alderman Suzanne Bielinski
Acting Chair

Ald. Trueworthy, Carozzi, Collins, Brown, Sanchez, Freeman and DeFronzo recused themselves, they did not attend the meeting nor did they listen to the tape. Ald. Bielinski moved to accept, seconded by Ald. Hermanowski. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

Ald. Trueworthy, Carozzi, Collins, Brown, Sanchez, Freeman and DeFronzo returned to the Chambers.

RESOLUTION

NEW BUSINESS

**32077 RE: PROPOSED AMENDMENT TO THE ORDINANCES ADDING SEC. 14-450
THRU 14-458 REGARDING NIGHTCLUB BUSINESS LICENSE**

Proposed Amendment on File in Town Clerk's Office.

Ald. Hermanowski moved to accept and refer to the Committee on Administration, Finance and Law, seconded by Ald. Bielinski. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

RESOLUTIONS RETURNED FROM COMMITTEE

**32043-2 RE: AUTHORIZATION FOR THE SITING OF COMMUNICATIONS TOWERS AT
THREE SITES: HOSP. OF CENTRAL CT AT GRAND ST. WATER TANK ON
ELAM ST. AN AREA ADJACENT TO STANLEY GOLF COURSE**

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, That 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, These sites were the best available sites for radio coverage in the City based on sophisticated engineering studies conducted by both Motorola Solutions and Harris, Inc; and

Whereas, The ability of the system to meet its performance objectives is based on these specific locations for transmitter and receiver sites; and

Whereas, The City previously selected Global Towers Partners, Inc. as the developer of these sites at no direct cost; 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

Whereas, Section 40-10-50 of the Zoning Ordinances provides that municipal property shall not be subject to Use Regulations but requires the City to submit a report to the City Plan Commission which shall then report its actions to the Common Council which shall have the power to overrule the action of the City Plan Commission by a vote of not less than two-thirds (2/3) of the entire membership of the Common Council; NOW, THEREFORE, BE IT

Resolved That this request be referred to the City Plan commission in accordance with Section 40-10-50 of the Zoning Ordinances; and be it further

Resolved That authorization is granted to construct and operate communications facilities at all three facilities on behalf of the City of New Britain.

Alderman Suzanne Bielinski

Ald. Trueworthy, Carlozzi, Collins, Brown, Sanchez, Freeman and DeFronzo recused themselves – they did not attend the meeting, nor did they listen to the tape. Ald. Bielinski moved to accept, adopt and refer to the Parks and Recreation Commission, seconded by Ald. Hermanowski. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

Ald. Trueworthy, Carlozzi Collins, Brown, Sanchez, Freeman and DeFronzo returned to the Chambers.

32046-2 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	<u>\$114,852</u>
Step 2	\$80,694	<u>\$119,446</u>
Step 3	\$83,921	<u>\$124,224</u>
Step 4	\$87,278	<u>\$129,193</u>
Step 5	\$90,769	<u>\$134,361</u>

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Step 6	\$94,400	\$139,735
Step 7	\$98,176	\$145,325
Step 8	\$102,103	\$151,138

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

Alderwoman Suzanne Bielienski
Alderman Carlo Carozzi Jr.

Ald. Bielienski moved to accept and refer back to the Consolidated Committee, seconded by Ald. Black. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

**32063-2 RE: AMENDMENT TO SEC. 15-76 OF THE ORDINANCES – TOWING AND
IMMOBILIZATION OF MOTOR VEHICLES AGAINST WHICH THERE ARE
OUTSTANDING PARKING CITATIONS**

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: PURPOSE. To decrease the number of outstanding traffic tickets from five to three before a vehicle is subject to immobilization and towing.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Section 15-76 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. 15-76. Towing and immobilization of motor vehicles against which there are outstanding parking citations.

(a) Whenever any vehicle shall be found parked in violation of any provision of this Code, in addition to the issuance of a parking citation, such vehicle may be removed under the direction of the police department to an authorized garage in the city, and such removal shall be at the risk of the owner.

(b) Whenever any vehicle is found parked upon the streets and public grounds of the city and where there are three (3) ~~five (5)~~ or more municipal parking citations issued for a violation of any municipal traffic ordinance, rule or regulation upon such vehicle or against the owner of such vehicle, which are delinquent, unpaid, otherwise unsettled and uncontested, then a member of the police department may place or direct a person or persons so authorized by the chief of police to place an immobilization device upon such vehicle or, in the alternative, the member of the police department may remove and convey such vehicle by means of towing or otherwise, to a city lot, or he may order such person or persons so authorized by the chief of police to remove and convey such vehicle by means of towing, or otherwise, to an authorized garage.

(c) Once an immobilization device has been placed upon a parked vehicle, said device may not be removed or otherwise tampered with by anyone who has not been authorized to do so.

(d) The owner of any vehicle impounded or otherwise rendered immobile by application of a mechanical device shall have the right to contest impoundment or immobilization by application to the parking ticket appeals board in accordance with section 15-144 by application on forms prescribed by the commissioner of motor vehicles within ten (10) days from the date of the notice provided the owner in accordance with section 15-77.

Alderman Michael Trueworthy

Ald. Bielienski moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

RESOLUTIONS

NEW BUSINESS

32071 RE: RECEIPT OF GRANT FUNDING TO THE HEALTH DEPT. - \$56,954

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 upgrade New Britain’s preparedness for response to Bioterrorism (BT), other outbreaks of infectious disease and other public health emergencies. To have the infrastructure in place to perform mass vaccinations/dispensing for the entire population of the city. To prevent or minimize the effects of a public health emergency on the people of the City of New Britain.

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

Resolution Purpose: To approve the receipt of grant funding from the State of Connecticut for period 8/10/12 through 06/30/13.

WHEREAS; the State Department of Public Health has notified the City that funding has been awarded in the amount of \$56,954 for the period 8/10/12 through 6/30/13. THEREFORE, BE IT

RESOLVED, that The Mayor is authorized to sign any necessary and appropriate agreements in order to secure the use of such funds for said program. This approval may be so indicated by the Town Clerk signing and attesting to this resolution; and BE IT FURTHER

RESOLVED, that the amount of \$56,954 be appropriated into Special Revenue Fund #245, Bioterrorism Planning Program as follows:

Public Health Preparedness (1)

Revenue:

245522130-4222	State of CT – BT	\$56,954
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Expenditures:

245522130-5121	Salaries	\$ 13,455
245522130-5231	Medicare	\$ 4,709
245522130-5876	Administration	\$ 1,400
245522130-5611	Office Supplies	\$ 500
245522130-5337	Training & Education /Drills	\$ 750
245522130-5331	Professional Services	<u>\$ 36,140</u>

Total Expenditures	\$ 56,954
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Alderman Adam Platosz
Alderman David DeFronzo

Ald. Platosz moved to accept and adopt, seconded by Ald. DeFronzo. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

32072 RE: AMENDMENT TO 2012 CONSOLIDATED PLAN TRANSFER OF FUNDS TO THE BADOLATO GARAGE SECURITY CAMERAS PROJECT - \$100,000

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:

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WHEREAS, it has been proposed that a video surveillance system be installed in the Badolato Garage on the first three parking levels and at the exit/entrance areas to improve safety and security for the benefit of the residents of the Anvil Commons, and

Whereas, at its meeting of September 13, 2012, the Commission on Community and Neighborhood Development approved a Substantial Amendment to the 2012 Annual Consolidated Plan to transfer Community Development Block Grant Contingency funds in the amount of \$100,000 to the Badolato Garage Security Cameras Project, and

WHEREAS, public notice of the amendment was issued on September 17, 2012, to allow for public review and comment;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of New Britain adopts a Substantial Amendment to the City of New Britain's 2012 Annual Consolidated Plan for the transfer of Community Development Block Grant Contingency funds in the amount of \$100,000 to the Badolato Garage Security Cameras Project.

Alderman Carlo Carozzi, Jr.
Alderman Lawrence J. Hermanowski
Alderwoman Eva Magnuszewski

Ald. Magnuszewski moved to accept and adopt, seconded by Ald. Hermanowski. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

**32073 RE: BUDGET AMENDMENT: SPECIAL REVENUE FUND #287 - \$5,000 –
ADOLESCENT SYSTEM CAPACITY ASSESSMENT TOOL 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: Through this capacity building opportunity, the Association of Maternal & Child Health Programs (AMCHP) and the National Association of County & City Health Officials (NACCHO) aim to work with a cohort of local public health agencies and their partners to use a collective impact framework to improve adolescent health efforts in their communities. The funds are to be used by local health departments (LHDs) for implementation expenses related to piloting the tool.

BACKGROUND

Adolescence is a crucial developmental period characterized by marked physical, emotional and intellectual changes, as well as by changes in social roles, relationships and expectations, all of which are important for the development of the individual and provide the foundation for functioning as an adult.

Supporting the health and development of adolescents is a role taken on by state and local public health agencies. Assessment is one of the three core public health functions. From a public health perspective, strategic assessment leads to action and action leads to quality improvement. In 2003, AMCHP created the System Capacity Assessment Tool for Adolescent Health: A Public Health Improvement Tool as a tool and resource for state public health programs interested in assessing their current capacity to address adolescent health in six capacity areas. Working in partnership with NACCHO and a small group of local public health stakeholders, in 2011 AMCHP undertook a revision of the tool for use with local public health entities. The revised tool, renamed the ASC Tool, is ready to be piloted.

Recognizing that an adolescent health system capacity assessment is a dynamic, ongoing process undertaken to identify the strengths and needs of the public health system to address adolescent health, enable the establishment of mutual priorities and facilitate collaborative action planning to improve adolescent health status and quality of life, each of the pilot sites will have up to one year to pilot three of the ASC Capacity Areas.

EXPECTATIONS OF THE PILOT SITES

The goals of this initiative are to:

- Invest funds to support the piloting of an adolescent capacity assessment tool by local public health practitioners;
- Nurture current or develop new adolescent health partnerships, particularly between state and local practitioners;
- Provide feedback and recommendations to support the final revision of the tool;
- Develop and implement quality improvement plans with the pilot sites, based on the assessment results; and, ultimately
- Build organizational capacity to address adolescent health.

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

Resolution Purpose: Accept funding for a new one year grant cycle. Total all income and expenditure activity reflecting authorized expenditure budget of \$5,000.

WHEREAS; the Association of Maternal & Child Health Programs (AMCHP) and the National Association of County & City Health Officials (NACCHO), has notified the City of New Britain that it has been awarded a grant in the amount of \$5,000 to pilot the Adolescent System Capacity Assessment Tool (ASC),

SO, THEREFORE BE IT RESOLVED; that the Special Revenue budget be amended for fund #287, by \$5,000 for the one year period of 7/01/12 through 6/30/13 for the purpose of reflecting the grant funding as follows:

Revenues	Line Item	Budget Amount
Adolescent System Capacity Assessment Tool Grant	287522131-4232	5,000.00

Expenditures	Line Item	Amount
<u>Description</u>	<u>Account #</u>	
Meeting facilitation fees - Overtime	287522131-5122	800.00
Meeting facilitation fees – Misc.	287522131-5897	1,000.00
Meeting room rental	287522131-5440	250.00
Food & beverage for meeting participants (\$20/per x 25 participants = \$500)	287522131-5654	500.00
Paper/Copying Supplies: (Ink, Paper)	287522131-5659	500.00
Flip charts (\$25/per x 2 = \$50)	287522131-5348	50.00
Postage	287522131-5610	200.00
TOP Facilitator's Tool Kit and Resources	287522131-5652	200.00
Tool printing charges	287522131-5550	500.00
Travel: (mileage)	287522131-5580	250.00
Incentives	287522131-5336	500.00
Office Supplies	287522131-5611	<u>250.00</u>
Total		5,000.00

Alderman Adam Platosz
Alderman David DeFronzo

Ald. Defronzo moved to accept and adopt, seconded by Ald. Platosz. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

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**31010-5 RE: AUTHORIZATION TO SIGN PROJECT GRANT AGREEMENT FOR
BROOKSIDE ROAD BRIDGE, BRIDGE NO. 088012**

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 existing bridge on Brookside Road was structurally deficient and in need of replacement;

WHEREAS, the Public Works Department, using its own forces, completed the bridge replacement in July, 2011 at a substantial savings over hiring a private contractor;

WHEREAS, the City of New Britain has received the Project Grant Agreement from the State of Connecticut which is for 32.97% (\$95,548.83) of the total project cost of \$286,772.32;

Be it RESOLVED, that Timothy O'Brien, Mayor, of the City of New Britain is authorized to sign the agreement "PROJECT GRANT AGREEMENT BETWEEN THE STATE OF CONNECTICUT AND THE CITY OF NEW BRITAIN UNDER THE LOCAL BRIDGE PROGRAM For Brookside Road over Willow Brook, Bridge No. 088012 State Project No. 9088-0012"

Alderman Tonilynn Collins
Alderman Eva Magnuszewski
Alderman Carlo Carozzi, Jr.
Alderman Wilfredo Pabon
Alderman Emmanuel Sanchez

Ald. Collins moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

Ald. Bielinski was excused from the Chambers.

**32074 RE: ALLOWING THE COMMISSION ON HUMAN RIGHTS AND OPPORTUNITIES
TO SOLICIT AND RECEIVE CONTRIBUTIONS – MARTIN LUTHER KING, JR.
BREAKFAST**

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: This resolution allows the Commission on Human Rights & Opportunities to solicit and receive contributions to sponsor the annual Breakfast/Assembly to commemorate the life and legacy of Dr. Martin Luther King Jr. on Monday, January 21, 2013, sponsored by Mayor Timothy O'Brien and the New Britain Commission on Human Rights and Opportunities.

WHEREAS; Dr. Martin Luther King, Jr. dedicated his life to equality, social justices and opportunities for all and through his legacy he continues to challenge us in becoming better citizens in the never-ending work he so strongly strived for; and

WHEREAS;this is a day to pay tribute to this great champion who through his teachings continues to guide and inspire us today remembering the ideals for which he fought calling our nation to live up to its founding principles of life, liberty, and the pursuit of happiness for all its people; and

WHEREAS;this is a peoples holiday and we are called on this holiday, not merely to honor Dr. King, but to come together in a vibrant spirit and solidarity, whether you are African-American, Hispanic or Native American, whether you are Caucasian or Asian-American you are part of the great dream King had for all America; and

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WHEREAS;the Commission on Human Rights and Opportunities solicits and receives donations from the community and its businesses to defray the associated expenses to sponsor the annual Breakfast/Assembly in commemoration of the Dr. Martin Luther King Jr. National Holiday on Monday, January 21, 2013 NOW, THEREFORE, BE IT

RESOLVED: that the Common Council hereby authorizes Mayor Timothy O'Brien, through the Commission on Human Rights & Opportunities, to solicit the necessary financial support to defray the breakfast/program expenses, and that upon receipt, be placed in an appropriate revenue and expenditure account established by the Finance Department under the administrative power of the Commission on Human Rights and Opportunities, as outlined below:

Revenues: #265521101-4476
\$2,000

Expenditures: #265521101-5336
\$2,000

Alderman Tonilynn Collins
Alderman Rha-Sheen Brown

Ald. Collins moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

31885-3 RE: PROVIDING A PARTIAL ABATEMENT OF REAL ESTATE PROPERTY TAXES FOR POLAMER PRECISION BY FIXING THE ASSESSMENT

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: PURPOSE. To provide a partial abatement of real estate property taxes by fixing the assessment.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN

WHEREAS, Section 12-65b of the Connecticut General Statutes permits a municipality and property owner to by agreement modify the percentage of assessment for calculation of the payment of taxes for a period of not more than seven (7) years if the cost of improvements constructed on the property is in excess of three million dollars; and

WHEREAS, Resolution No. 31885-2 authorized the Mayor on behalf of the City of New Britain to execute a Purchase and Sales Agreement with Polamer Precision for the purchase of ~~forty-four~~ eight acres at Pinnacle Business Park to construct an advanced aerospace manufacturing facility; and

WHEREAS, Once the Project is completed, a building in excess of 150,000 square feet will have been constructed; and

WHEREAS, The cost of real property improvements related to said construction exceeds \$3,000,000.00 and will meet all the eligibility criteria for fixing of assessments under the provisions of Section 12-65b of the Connecticut General Statutes; and

WHEREAS, This construction will expand the economic base of the City and result in a number of high wage manufacturing positions; and

WHEREAS, Polamer Precision and the City of New Britain have proposed entering into a Tax Assessment Modification Agreement for a period not to exceed six (6) years; and

WHEREAS, the Common Council of the City of New Britain deems a Tax Modification Agreement to be in the best interests of the City of New Britain; now, therefore, be it

RESOLVED, That Timothy E. O'Brien, Jr., Mayor, be and is hereby authorized to execute a Tax Assessment Modification Agreement on behalf of the City of New Britain with Polamer Precision; and be it further

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RESOLVED, that the Common Council finds that the creation of high-wage manufacturing jobs in the city, of the kind to be at the Polamer Precision factory in the city, meets the requirement of the cost-benefit standards of the city Living Wage ordinance, and that, therefore, the Common Council waives applicability of the Living Wage ordinance for the economic development assistance provided in this resolution.

Alderman Michael Trueworthy
President ProTem

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Collins. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

32078 RE: BUDGET TRANSFER - \$4,000 – CLEAN AND LIEN CITY PROPERTIES

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 conducts "Clean and Lien's" on certain blighted properties which the owners have refused to clean on their own. Much of these "Cleans" have been, and can continue to be funded with HUD money. However, a small percentage of the properties fall outside of low-to moderate Census tracts thereby prohibiting the city from using those federal funds.

WHEREAS, once the blighted property has been cleaned, the owner is billed for the cost plus a \$250 fine. If the invoice is paid, it will go into the General Fund revenue. If it is not paid, a lien is placed on the property for revenue to be recognized at some future date.

WHEREAS, currently there are no funds budgeted for this type of expenditure, THEREFORE, BE IT,

RESOLVED, that monies be transferred within the FY 2012-2013 General Fund budget for this purpose as follows:

TO:		
001106001-5855	City Plan Contractor Expenditures	\$ 4,000
FROM:		
001625101-5871	Contingency	\$4,000

Alderman Michael Trueworthy
President ProTem

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Collins. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

Ald. Bielinski returned to the Chambers.

Ald. Trueworthy moved the Council enter into Executive Session to discuss contract negotiations regarding item 32069, and labor negotiations regarding 32075, and that they be accompanied by the Mayor, the Corporation Counsel, the Parks and Recreation Director, and the Chairman of the Parks and Recreation Commission in regard to 32069, and the Mayor, the Corporation Counsel and the Personnel Director in regard to 32075. Motion seconded by Ald. Bielinski. Roll call vote – all members voted in favor.

Executive Session began at 8:29 p.m.

October 24, 2012

The Council voted to return to regular order at 9:26 p.m. on motion of Ald. Trueworthy, seconded by Ald. Pabon.

REPORT OF THE MAYOR

32069 RE: COSTCO WHOLESALE CORPORATION

To the Common Council of the City of New Britain: the undersigned beg leave to report the following:

A report updating the status of the proposed Costco Wholesale Corporation to be located at 405 Hartford Road, New Britain, Conn.

This report will be presented in Executive Session.

Mayor Timothy O'Brien

Ald. Trueworthy moved to accept, seconded by Ald. Bielinski. So voted. Approved October 30, 2012 by Mayor Timothy E. O'Brien.

RESOLUTION

32075 RE: APPROVAL OF AGREEMENT BETWEEN THE CITY AND UE LOCAL 222 – TELECOMMUNICATORS

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:

APPROVAL OF AGREEMENT BETWEEN THE CITY OF NEW BRITAIN AND UE LOCAL 222, CILU/CIPU, CILU#25 - TELECOMMUNICATORS

WHEREAS, The City of New Britain and Local 222 have concluded negotiations and reached a tentative agreement for a collective bargaining agreement covering the period July 1, 2010 to December 31, 2013; and

WHEREAS, Local 222 members have ratified the tentative agreement; and

WHEREAS, Action is required by the Common Council of the City of New Britain in accordance with Ordinances of the City of New Britain and Connecticut General Statutes; Now, Therefore Be It

RESOLVED, That the proposed agreement between the City of New Britain and Local 222 be and hereby is approved by the Common Council of the City of New Britain.

Alderwoman Suzanne Bielinski

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved October 30, 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. Giantonio. So voted. Meeting adjourned at 9:29 p.m.

ATTEST: Peter J. Denuzze, City Clerk

October 24, 2012