

August 14, 2013

REGULAR MEETING OF THE COMMON COUNCIL

AUGUST 14, 2013

The Regular Meeting of the Common Council was called to order by Mayor Timothy E. O'Brien on Wednesday, the 14th day of August 2013 at 8:07 p.m. in the Common Council Chambers, City Hall.

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

One member was absent: Ald. Carlozzi who is out of town on business.

The invocation was given by City Clerk, Peter J. Denuzze: O God, our Heavenly Father, as we gather here tonight for this Regular Meeting, we invoke Thy blessings. May all proceedings be in the spirit of brotherhood and in the best interests of our City. We ask this in Thy name. Amen.

The pledge to the flag was led by the City Clerk.

Ald. Bielinski moved to accept and adopt the minutes of the Regular Meetings of June 12, and June 26th, 2013 and the Special Meeting of June 27, 2013, seconded by Ald. Trueworthy. So voted.

Ald. Bielinski moved to amend the Agenda by moving 32428(8) to the front of the agenda, and by substituting 32435(15) and 32438(19). Motion seconded by Ald. Trueworthy. Roll call vote – all members present voted in favor.

PETITIONS

- 32439** ALD. TRUEWORTHY FOR AMENDING THE ZONING MAP TO CHANGE THE ZONING OF PROPERTIES FRONTING ON ARCH STREET FROM A-3 (HIGH RISE) APARTMENTS AND OP (OFFICE AND PUBLIC) TO CBD (CENTRAL BUSINESS DISTRICT). REFERRED TO THE ZONING SUB-COMMITTEE.
- 32440** ALD. TRUEWORTHY FOR AMENDING THE ZONING ORDINANCES SECTION 170-50-90.10 TO CHANGE THE OFF-STREET PARKING REQUIREMENTS IN THE CBD CENTRAL BUSINESS DISTRICT. REFERRED TO THE ZONING SUB-COMMITTEE AND CITY PLAN.
- 32441** ALD. CENTENO FOR REPAIRING THE PAVEMENT ON KENYON CIRCLE AT THE ENTRANCE FROM OSGOOD AVE. REFERRED TO THE BOARD OF POLICE COMMISSIONERS AND DEPT. OF PUBLIC WORKS.
- 32442** ALD. CENTENO FOR INSTALLATION OF CURBING IN FRONT OF 118 STANWOOD DRIVE. REFERRED TO THE BOARD OF POLICE COMMISSIONERS AND DEPT. OF PUBLIC WORKS.

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- 32443 ALD. DEFRONZO FOR INSTALLATION OF "NO PARKING" SIGNS ON BOTH SIDES OF FOXON PLACE. REFERRED TO THE BOARD OF POLICE COMMISSIONERS.
- 32444 ALD. CENTENO FOR REPAIRING A MANHOLE COVER IN FRONT OF 28 MCKINLEY DRIVE. REFERRED TO THE DEPT. OF PUBLIC WORKS.
- 32445 ALD. TRUEWORTHY FOR EXPLORING THE PURCHASE/LEASE OF PINK TRASH CONTAINERS AND ALL PROCEEDS GO TO BREAST CANCER RESEARCH. REFERRED TO THE BOARD OF PUBLIC WORKS AND THE DEPT. OF PUBLIC WORKS.
- 32446 ALD. TRUEWORTHY FOR REPAIRING THE MARINE CORPS IWO JIMA MEMORIAL BY THE TOWN OF NEWINGTON OR THE STATE OF CONNECTICUT. REFERRED TO THE PARKS & RECREATION DEPT., DEPT. OF PUBLIC WORKS AND VETERAN'S COMMISSION.

Ald. Bielinski moved to adopt the Consent Agenda, seconded by Ald. Trueworthy. Roll call vote – all members present voted in favor. Approved August 21, 2013 by Timothy E. O'Brien, Mayor.

CONSENT AGENDA

CITY CLERK

32409 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

- Farmers Insurance Company by Clausen Miller PC
- Lawson, Allen Dexter
- Mauldin, Justin D.
- Melendez, Carmen I.
- Rivera, Melissa
- Semplice, Matthew
- Zick, Kevin

Peter J. Denuzze
City Clerk

CORPORATION COUNSEL

32410 RE: BONNIE CHASE V CITY OF NEW BRITAIN 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:

RESOLVED, By the Common Council of the City of New Britain that the sum of SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) be paid to BONNIE CHASE and DAVID A. ZIPPFEL., her attorney, in full settlement of her suit against the City of New Britain, et al now pending in the Connecticut Superior Court under Docket No. HHB-CV-11-6011641 as the result of an incident which took place on July 10, 2009. Plaintiff allegedly sustained injuries as a result

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of falling on an alleged defective sidewalk on Greenwood Street, New Britain, CT. Plaintiff further alleged she sustained a non-displaced fracture to the left distal radius with fractures of the bases of the ring and middle fingers. She was medically treated by the Hospital of Central Connecticut Emergency Room, Dr. Frank Gerratana and also attended physical therapy for three weeks. Medical bills in the amount of \$4291.93 have been substantiated. There is no lost wage claim.

This recommendation is made upon the advice of City Attorney Irena J. Urbaniak, after a settlement conference before Judge Swenton, with the approval and consent of John C. King, Esq.

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

Irena J. Urbaniak
City Attorney

PURCHASING DEPARTMENT

32411 RE: EMERGENCY PURCHASE ORDER – FIRE DEPARTMENT – PROTECTIVE EQUIPMENT REPAIRS

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, emergency purchase orders were authorized by the Mayor and issued to the vendor listed below on August 7, 2013

<u>Supplier</u>	<u>Item</u>	<u>Total Price</u>
Elliott Enterprises, Inc. Newfield, ME.	Protective Equipment Repairs	\$5,317.01

The Purchasing Agent reports that no formal bid solicitation and advertisement as outlined in the Purchasing Ordinances were made for this item. In accordance with Section 2-606b of the City Code of Ordinances, the Purchasing Agent reports:

A Purchase Order was requested by the New Britain Fire Department for the repairs to protective equipment worn by firefighters during emergencies. Some of the protective equipment had rips that needed to be patched or sewed, and others were missing closer hooks, loops or snaps. The repairs were needed to ensure the health and safety of the firefighters who were wearing them and to make sure that their equipment was functioning in the appropriate manner. Because of the importance and urgency of getting the protective equipment repaired the Mayor under his executive authority approved a purchase order. Funding for these repairs came from the Fire Department's account number 001212002-5659, Fire Operations, Operating Material and Supplies.

Jack Pieper
Purchasing Agent

32412 RE: COOPERATIVE PURCHASING – TORO MULTI PRO 1750 TURF SPRAYER, TORO AERAVATOR WITH RAKE – PARKS AND RECREATION

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 for the following under the State of Connecticut's Cooperative Purchasing Plan for the Public Works Department, Parks and Recreation Division.

<u>Supplier</u>	<u>Item</u>	<u>Price</u>
Turf Products Corporation Enfield, CT.	Toro Multi Pro 1750 Turf Sprayer with Marking and Hose Reel Kits	\$31,862.75
	Toro Aeravator with Rake, Roller, Seed Box and Brush Attachments	<u>\$20,722.00</u>
	Total	\$52,584.75

The Public Works Department, Parks and Recreation Division requested the purchase of one (1) new Toro Multi Pro 1250 Turf Sprayer with Marking and Hose Reel Kits and one (1) new Toro Aeravator with Rake, Roller, Seed Box and Brush Attachments utilizing the State of Connecticut's Contract Award #10PSX0307. The new Toro Multi Pro 1250 Turf Sprayer will replace a Turf Sprayer that has been utilizing since 1999 and the new Toro Aeravator will replace an Aeravator that has been utilized since 1981. Because the Turf Sprayer and Aeravator are old, parts are becoming obsolete and hard to obtain. The Turf Sprayer and Aeravator are needed for the maintenance of all of the athletic fields the Park and Recreation Division has. Turf Products Corporation is also the sole source distributor of these Toro Grounds Equipment in the states of Connecticut, Massachusetts and Rhode Island according to the Toro Corporation. This fact has been verified by the Purchasing Agent. Bid solicitation for the purchase of these Toro Grounds Equipment would not be beneficial to the City. Turf Products is also giving the City a 20% discount off of the list price for this equipment per the State contract. Funding for this purchase was approved by the Common Council at their October 13, 2010 meeting, Resolution #31127-2 Appropriation and Bond Authorization for the purchase of various Capital Equipment and is available in the Public Works, Parks and Recreation Division's account numbers, JL#0041900111-56126, Turf Sprayer and JL#0041900111-56119, Turf Aeravator.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for a total of \$52,584.75 to Turf Products Corporation of Enfield, CT for the purchase of a new Toro Multi Pro 1250 Turf Sprayer for \$31,862.75 and a Toro Aeravator for \$20,722.00 for the Public Works Department, Parks and Recreation Division utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award #10PSX0307.

Jack Pieper
Purchasing Agent

32413 RE: COOPERATIVE PURCHASING – 2014 FORD INTERCEPTOR – NEW BRITAIN EMS

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 Plans for a new non-transporting response unit for the New Britain EMS:

<u>Supplier</u>	<u>Item</u>	<u>Price</u>
MHQ Middletown, CT.	2014 Ford Interceptor	\$24,960.00
	Emergency Lighting, and Equipment	\$14,295.75
	CMED Radio System	<u>\$ 2,356.63</u>
	Total Price	\$41,612.38

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The New Britain EMS requested the purchase of a new 2014 Ford Interceptor with Emergency Lighting and Equipment from MHQ utilizing their State of Connecticut Contract Awards, #12PSX0194 for the Ford Interceptor, #11PSX0134, for the Emergency Lighting and Equipment and 11PSX0117 for the CMED Radio System. The funding for the purchase for this new EMS Vehicle as approved by the Common Council at their October 27, 2010 meeting, Resolution # 31209. Funds are available within the EMS's 2010 Capital Equipment Bond, account numbers, JL#0048100311-56140, Non Transporting EMS Response Vehicle.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order to MHQ of Middletown, CT for \$41,612.38 for the purchase of a new 2014 Ford Interceptor with Emergency Lighting and Equipment and a CMED Radio System for the New Britain EMS utilizing the State of Connecticut's Cooperative Purchasing Plans, Contract Award #12PSX0194, 11PSX0134 and 11PSX0117.

Jack Pieper
Purchasing Agent

32414 RE: EMERGENCY PURCHASE ORDER – STEEL STAIRWAY AND RAILING – 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 V, Section 2-606a, an emergency purchase order was authorized by the Mayor and issued to the vendor listed below on July 22, 2013

<u>Supplier</u>	<u>Services</u>	<u>Price</u>
Paul Welding Company, Inc Newington, CT.	Fabricate and Install a new Steel Stairway and Railing	\$6,253.00

The Purchasing Agent reports that no formal bid solicitation and advertisement as outlined in the Purchasing Ordinances were made for this item. In accordance with Section 2-606b of the City Code of Ordinances, the Purchasing Agent reports:

A Purchase order was requested by the Public Works Department, Park and Recreation Division for the fabrication and installation of a new stairway and railing system at the Stanley Golf Course. The Stanley Golf Course needed a new stairway and railing system installed at the loading dock area of its restaurant. The stairway is utilized by delivery companies to bring food and other items to the restaurant. The existing stairway is made out of wood, it is old and is falling apart. This has caused an unsafe situation for the people utilizing the stairway. They could fall and get injured. The City would then become liable for their injuries. The new metal stairway and railing system will be safer, will not fall apart and last longer than the present wood stairway has. Funding for this purchase was available in the Public Works Department, Park and Recreation Division, Stanly Golf Course, account number, 201420101-5659, Golf Course Operating Material and Supplies.

Jack Pieper
Purchasing Agent

32415 RE: EMERGENCY PURCHASE ORDER – RENOVATIONS TO BEEHIVE BASEBALL FIELD – PARKS AND RECREATION

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 V, Section 2-606a, an emergency purchase order was authorized by the Mayor and issued to the vendor listed below on July 29, 2013

<u>Supplier</u>	<u>Services</u>	<u>Price</u>
Sport Turf Specialties Wrentham, MA.	Renovations to Beehive Baseball Field at Willow Brook Park	\$50,000.00

The Purchasing Agent reports that no formal bid solicitation and advertisement as outlined in the Purchasing Ordinances were made for this item. In accordance with Section 2-606b of the City Code of Ordinances, the Purchasing Agent reports:

A purchase order was requested by the Public Works Department, Parks and Recreation Division for the renovation to the Beehive Baseball Field at Willow Brook Park. This is a time sensitive emergency as work must be done for a small window of a growing season that begins the second week of August until the fall. Renovations to the Beehive Baseball Field are vital due to the extraordinary amount of play and usage that takes place on the baseball field, the significant amount of drainage issues, and the numerous worn spots on the infield. The overall condition of the field has become unsafe for the high school teams, American Legion, TD Bank team, and CIAC playoff teams to play on. The field is in use three seasons a year, therefore, providing no time for the repairs. The Parks and Recreation Division plans to take the field offline for the months of September, October, and November. The renovation of the project done by Sports Turf Specialties will include the remove and cap irrigation heads and swing joints prior to commencement of project, removing existing vegetation off the outfield using a Koro Field Topper; till existing infield soil to the depth of 6" using an Blecavator soil processor, rough grade existing soil to proper slope and elevation using laser equipped machine, install 242 ton of 50/50 sandy loam over the entire remediation area, installing 176 tons of clay, use of a fully automated laser grader for final grading of the grass, rebuilding the pitcher's mound and home plate to Senior league regulation, installing a new pitcher's mound, rubber, and home plate, furnish and install lime and fertilize, installation of 19,500 sq. ft of 100% Kentucky Blue Grass sod grown in 70% sand, furnish and install 2 tons of Heritage Red Soil conditioner over the entire infield skin and irrigation heads will be reinstalled at the proper elevation and location. Funding for this purchase was available in the Public Works Department, Park and Recreation Division, account number, 0083237601-5454, Citywide Park Improvements, Construction Contract.

Jack Pieper
Purchasing Agent

32416 RE: ULTRA LOW SULFUR DIESEL FUEL FOR PUBLIC WORKS DEPT.

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

Public Bid No. 3737 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the purchase of Low Sulfur Diesel Fuel for the Public Works Department. Funding is available for the purchase of Low Sulfur Diesel Fuel from the Public Works Department's account, 001315006-5624, Fleet Services, Gas, Oil and Grease.

Invitations to bid were solicited and the bid was duly advertised in the New Britain Herald Newspaper, the City and State of Connecticut's Department of Administration Services websites and mailed to twenty-two (22) Suppliers of Ultra Low Sulfur Diesel Fuel. The Purchasing Agent did not receive any letters from suppliers of the Ultra Low Sulfur Diesel Fuel on the mailing list who indicated that they could not respond to the bid request. The responses received are on file in the Town Clerks Office.

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The bids were reviewed for conformance to specifications by the Public Works Administration and the Purchasing Agent. Responses were stated as a differential price per gallon above the New Haven Harbor price on July 17, 2013 and a fixed price for both Ultra Low Sulfur and Ultra Low Sulfur Premium Diesel Fuel. Because of the volatility of the energy market there was been a substantial increase in pricing over the past few weeks. The pricing is once again decreasing and could go back down to the price that the City was paying for Ultra Low Sulfur Premium Diesel Fuel which was at \$2.8321 per gallon per the expired contract. East River Energy who submitted the lowest differential price per gallon above the New Haven Harbor price at the time of delivery has provided the City with an option to switch to a fixed rate at any time during the contract period to lock in to the lowest possible price. East River Energy will review the market rates daily and indicate to the City when it is time to lock in the price at a fixed rate. Therefore the Director of the Public Works Department is recommending that the bid be awarded at a variable rate with the option to fix it at any time during the contract period for Ultra Low Premium Sulfur Diesel Fuel to East River Energy of Guilford, CT who submitted the lowest differential over the New Haven Harbor Price at time of delivery. Because of the volatility of the energy market, per Resolution 31880, the Purchasing Agent was able awarded the bid to East River Energy of Guilford CT at a variable rate of \$0.0124 per gallon for Ultra Low Premium Sulfur Diesel Fuel over the New Haven Harbor Price at the time of delivery with the option to fix the price at any time during the contract period from July 26, 2013 to July 25, 2014.

Jack Pieper
Purchasing Agent

**32417 RE: ON CALL ENGINEERING SERVICES – NEW BRITAIN STREETScape
PHASE 4**

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

The following on-call engineering project has been requisitioned following the award by the Common Council for on-call engineering contracts, Bid #3620, approved at its Regular Meeting of October 26, 2011

Project Name: New Britain Streetscape Phase 4, Bus Livability
Vendor: Urban Engineers, Inc.
Amount: \$29,000.00
Line Items: 0083238401-5331 Street Scape Improvement Projects,
Professional Services
Requested By: Public Works Department, Engineering Division
Scope: Urban Engineers, Inc will provide streetscape planning and design services. They will prepare concept plans for the Main Street/Route 72 overpass area adjacent to the CT Fastrack that will include the Roundabout, Columbus Boulevard and Bank Streets intersections. The concept plans will also include an art park, covered walkway, wall treatments, kinetic art with lighting, a green and landscaping for this area. Urban Engineers, Inc will meet with City and the Project Team to review the preliminary concepts. Once a concept plan is approved by the City and Project Team, Urban Engineering, Inc will then meet with Connecticut DOT about the feasibility of the approved City concept plan for the Route 72 overpass. If any changes to the concept plan are made by the Connecticut DOT, Urban Engineering, Inc will present them to the City and Project Team. Once approvals have been obtained for the concept plan that will be utilized in this area, Urban Engineering, Inc will develop the needed engineering prints and bid specifications so the project can be put out to bid.

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RESOLVED: That the Purchasing Agent be and is hereby authorized to issue a Purchase Order for \$29,000.00 to Urban Engineers, Inc for planning and design services for the Street Scape Project, Phase 4, Bus Livability.

Jack Pieper
Purchasing Agent

32418 RE: RUBBER TRACKS FOR A TAKEUCHI EXCAVATOR – PUBLIC WORKS 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 2-541 a purchase order has been requested by the Public Works Department, for the purchase of Rubber Tracks for their Takeuchi Excavator.

<u>Vendor</u>	<u>Service</u>	<u>Price</u>
Kaz Equipment, LLC South Windsor, CT.	Rubber Tracks	\$3,550.00

The Public Works department has requested the purchase of new rubber tracks for their Takeuchi Excavator. The present rubber tracks on the Excavator are worn out. They are deteriorated and starting to split. The Excavator can no longer be utilized by the Public Works Department when making needed repairs to City streets. Kaz Equipment, LLC is the sole source dealer and supplier of parts for Takeuchi equipment in the greater Hartford, CT and Springfield, MA area. This fact has been verified by the Purchasing Agent. Bid solicitation for the purchase of the needed Rubber Tracks would not be beneficial to the City. Funding for the purchase of the Rubber Tracks is available in the Public Works Department's account number 001315006-5660, Street Fleet, Vehicle Damage and Equipment Supplies.

Resolved: that the Purchasing Agent be and hereby authorized to issue a purchase order for \$3,550.00 to Kaz Equipment, LLC of South Windsor, CT for the purchase of new Rubber Tracks for the Public Works Department's Takeuchi Excavator.

Jack Pieper
Purchasing Agent

32419 RE: DIAGNOSTIC REPAIR SERVICE FOR AN OZONE GENERATOR AT WATER FILTRATION PLANT

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 2-541 a purchase order has been requested by the New Britain Public Works Department, Utilities Division for Repair Diagnostic Services for one (1) of their Fuji Ozone Generators at the Water Filtration Plant.

<u>Supplier</u>	<u>Services</u>	<u>Price</u>
Fuji Electric Corp of America Saddlebrook, NJ.	Diagnostic Repair Services for an Ozone Generator	\$9,000.00

The Water Department is in need of repairs and maintenance to one (1) of their Ozone Generators at the Filtration Plant. The Filtration Plant utilizes Ozone Generators to create Ozone which is the primary disinfectant and best treatment available for the removal of pathogenic organisms in the water in addition to the use of chlorine. One of the Ozone Generators is not

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operating properly and needs to be checked. If the Ozone Generator fails then the Utility Division will no longer be able to utilize it to treat the water for pathogenic organisms. They will then have only one (1) operational Ozone Generator with no backup units. Fuji Electric Corp of America has no dealers and they are the only one who provides repairs and maintenance services for their Ozone Generators. The Purchasing Agent has verified that a Bid solicitation for the purchase for the needed Diagnostic Repair Services of the Ozone Generator would not be beneficial to the City. This purchase request has also been presented to the Water Commission at their August 13, 2013 meeting. At this meeting they approved the Deputy Director of the Public Works Department's recommendation to purchase the needed Diagnostic Repair Services from Fuji Electric Corp of America. Funding for this purchase is available in the Public Works Department, Utility Division's account number, 9303500103-5659, Water Operating Expense, Treatment Materials and Supplies.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a Purchase Order for \$9,000.00 to Fuji Electric Corp of America of Saddlebrook, NJ for the Diagnostic Repair Services for one (1) of the Ozone Generators at the Filtration Plant for the New Britain Public Works Department, Utilities Division.

Jack Pieper
Purchasing Agent

BOARD OF POLICE COMMISSIONERS

32211-1 RE: "NO PARKING" SIGNS ON BOTH SIDES OF SOUTH BURRITT 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 Traffic Safety Bureau supervisor did an assessment of this area and found that parking is currently allowed on the both sides of the street, the street is wide enough to accommodate parked vehicles. There have been no accidents in the area in the past three years related to parked vehicles. Eliminating parking may make the street appear wider increasing the potential for speeding in this residential neighborhood. The Traffic Supervisor recommended denying this petition.

The Police Board voted to deny this petition for the installation of "No Parking" signs on both sides of South Burritt Street.

Jack W. Ferguson II
Clerk of the Board

32235-1 RE: "NO PARKING THIS SIDE OF STREET" SIGN ON ODD NUMBERED SIDE OF ELLIS ST., BETWEEN 700-772 ELLIS ST

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

The Traffic Safety Bureau supervisor did an assessment of this area and found that parking is currently allowed on the south side of the street and the street is wide enough to accommodate parked vehicles. Two (2) accidents were reported in this area in the last three years. One accident was in a parking lot and the other was the result of a vehicle pulling into the street and colliding with oncoming traffic. The Traffic Supervisor recommended denying this petition. \

The Police Board voted to deny this petition for the installation of "NO PARKING THIS SIDE OF STREET" signs on the odd numbered side of 700-772 Ellis Street.

Jack W. Ferguson II
Clerk of the Board

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32252-1 RE: LIMITING VEHICULAR TRAFFIC ON THE WALKING CIRCLE AT WALNUT HILL PARK

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

The road within Walnut Hill Park is not a City street. It is under the sole jurisdiction of the Parks Department. No accident history exists for this road. No excessive dangers are known to exist with the current usage of the road. No formal action by the Police Board is required at this time.

The Police Board took no action on this petition.

Jack W. Ferguson II
Clerk of the Board

32295-1 RE: TRAFFIC STUDY AT INTERSECTION OF MAIN AND LAFAYETTE STREETS

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

The intersection of Main Street and Lafayette Street is a three-way intersection with an entrance/exit for New Brite Plaza Shopping Center. A comprehensive engineering study needs to be conducted to provide adequate information about current use and conditions. This petition has been forwarded to the Acting City Engineer for his review as the Police Department does not possess the resources to accomplish this type of study. No Police Board action is warranted at this time.

The Police Board passed this petition to Public Works.

Jack W. Ferguson II
Clerk of the Board

32297-1 RE: PARKING SITUATION ON PULASKI 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 Traffic Safety Bureau supervisor reviewed the current parking restrictions on Pulaski Street. Currently, parking is allowed on the south side of Pulaski Street. He recommends removing the parking restrictions, thus allowing parking on both sides of Pulaski Street.

The Police Board voted to allow parking on both sides of Pulaski Street.

Jack W. Ferguson II
Clerk of the Board

32317-1 RE: "STOP" SIGN AT THE CORNER OF RHODES AND CHAPMAN STREETS

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

The Traffic Safety Bureau supervisor reviewed the intersection of Rhodes Street and Chapman Street and the current signage. Traffic on Rhodes Street is governed by two-way STOP signs for eastbound and westbound traffic. Chapman Street is not controlled at this intersection. Chapman Street is the major roadway and clear sightlines exist in both directions. A three year accident history shows five accidents in this intersection since June 2010. Four

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were caused by operators failing to obey the existing STOP signs and the remaining accident due to loss of control of a scooter by an unlicensed driver. It is recommended that this petition be denied, but a sign advising "Crossing Traffic Does Not Stop" be added below the existing STOP signs. Motion by Commissioner Dyson to deny this request to install a "STOP" sign at the corner of Rhodes Street and Chapman Street.

The Police Board voted to deny this request to install a "STOP" sign at the corner of Rhodes Street and Chapman Street.

Jack W. Ferguson II
Clerk of the Board

**32318-1 RE: TRAFFIC STUDY – CORNER OF WILLOW STREET AND PUTNAM STREET –
“STOP” SIGN AT SAID INTERSECTION**

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

The Traffic Safety Bureau supervisor reviewed the intersection of Willow Street and Putnam Street and the current signage. Traffic on Willow Street is governed by a STOP sign. Putnam Street is not controlled at this intersection. Putnam and Willow Streets are low volume roads. However, the park and the splash pad attract families and small children from the neighborhood. Therefore, it is recommended to approve the request.

The Police Board voted to approve this request for a STOP sign at the intersection of Willow Street and Putnam Street.

Jack W. Ferguson II
Clerk of the Board

DEPARTMENT OF PUBLIC WORKS

32298-1 RE: STREETLIGHT INSTALLATION ON BIRCHWOOD DRIVE

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

Public Works confirmed the installation of a streetlight on Pole # 7795 on Birchwood Drive on June 28, 2013.

Mark E. Moriarty,
Director Public Works

TAX COLLECTOR

32421 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

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CLAIMS COMMITTEE

32422 RE: SETTLEMENT OF CLAIMS – JASMINE ALLEN, LEILA BRADLEY, JOSE NUNEZ

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 Administration, Finance and Law and the standing claims sub-committee of the Committee on Administration, Finance and Law at a regular meeting held on Wednesday evening, August 7, 2013 at 6:00 p.m. in Room 201, City Hall having held public hearings and made investigations of said claims, respectfully begs leave to recommend the following:

- A. RESOLVED; that the sum of \$100.00 be paid to Jasmine Allen, 13 Vine Street, Apt. 303, New Britain, Conn. in full settlement of her claim for property damage sustained in an accident on March 6, 2013; and be it further
- B. RESOLVED; that Leila Bradley, 188 Vance Street, New Britain, Conn. be given leave to withdraw her claim for property damage sustained in an accident on May 16, 2012; and be it further
- C. RESOLVED; that the sum of \$14,738.00 be paid to Jose Nunez, 151 Fairfield Street, New Britain, Conn. and Richard Zayas, Esquire in full settlement of his claim for personal injuries sustained in an accident on December 24, 2011.

Alderman Carlo Carlozzi, Jr.
Chair

COMMITTEE ON PLANNING, ZONING AND HOUSING

32210-3 RE: THE SALE OF 24 WASHINGTON 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 regular meeting and public hearing held on Tuesday evening, August 7, 2013 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #32210 – 2 Purchase and Sale Agreement with Diverse Realty LLC for 24 Washington Street voted to accept as amended and recommend that the following resolution be referred back to the Common Council with a neutral recommendation.

Alderman Roy Centeno
Chair

32339-1 RE: NOMINATING ALBEMARIE BERKOWITZ, LLC AS TENTATIVE DEVELOPER FOR 608,634,666,676 AND 686 MAIN STREET AND 49 AND 53 BEAVER 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 regular meeting and public hearing held on Tuesday evening, August 6, 2013 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #32339 – Nominating Albemarle Berkowitz, LLC as tentative developer for 608, 634, 666, 676 and 686 Main Street and 49 and 53 Beaver Street voted to accept and recommend that the following resolution be referred back to the Common Council with a favorable recommendation.

Alderman Roy Centeno
Chair

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REPORTS OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS AND DEPARTMENTS

PURCHASING DEPARTMENT

32420 RE: EMERGENCY PURCHASE ORDER – TRAPPING AND RELEASING OF GROUND HOGS AT THE FAIRVIEW CEMETERY

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, emergency purchase orders were authorized by the Mayor and issued to the vendor listed below on July 17, 2013

<u>Supplier</u>	<u>Item</u>	<u>Total Price</u>
Wildlife Control Supplies East Granby, CT.	Trapping and Releasing of Ground Hogs	\$12,000.00

The Purchasing Agent reports that no formal bid solicitation and advertisement as outlined in the Purchasing Ordinances were made for this item. In accordance with Section 2-606b of the City Code of Ordinances, the Purchasing Agent reports:

A Purchase Order was requested by the New Britain Public Works Department, Park and Recreation Division for the Trapping and Releasing of Ground Hogs at the Fairview Cemetery. The natural habitat in the area of the Fairview Cemetery has been disturbed by the construction of the new bus way. This has caused an unusual amount of Ground Hogs to move to the Fairview Cemetery. The Ground Hogs have caused considerable amount of damage to the cemetery grounds and has caused concerns from visitors of the cemetery. After negotiations with the State of Connecticut about this situation and the concerns of the public, the State agreed to reimburse the City for the Trapping and then Releasing of the Ground Hogs in other parts of the State where they will be safe and once again in a natural habitat area. Because of the importance and urgency of Trapping and Releasing the Ground Hogs, the Mayor under his executive authority approved a purchase order. Funding for these services came from the Public Works Department, Park and Recreation Division, Fairview Cemetery's account number 204419102-5336, Cemetery Fund, Other Purchase Services.

Jack Pieper
Purchasing Agent

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

NEW BUSINESS

RESOLUTION

32428 RE: THE APPOINTMENT OF NICOLE RODRIGUEZ TO THE BOARD OF EDUCATION TO FILL THE VACANCY CREATED BY THE RESIGNATION OF NICOLE D. SANDERS

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 Common Council is vested with the authority to fill the vacancy of a member on the Board of Education; NOW, THEREFORE, BE IT

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RESOLVED; that the following individual be appointed to fill vacancy on the Board of Education as follows:

<u>NAME</u>	<u>ADDRESS</u>	<u>TERM</u>
Nicole Rodriguez (D) (replacing Nicole D. Sanders)	15 Acorn Street	8/14/2013 – 11/10/2015

Alderman Michael Trueworthy
President to the Common Council

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Black. So voted. Approved August 14, 2013 by Mayor Timothy E. O'Brien.

RESOLUTIONS RETURNED FROM COMMITTEE

32210-4 RE: THE SALE OF 24 WASHINGTON STREET

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 convey a City of New Britain owned property for economic development.

WHEREAS, The City of New Britain is committed to business development and the economic revitalization of downtown New Britain; and

WHEREAS, The City of New Britain currently owns property known as the Hatch Building located at 24 Washington Street which has been vacant for a number of years; and

WHEREAS, _____ has offered to purchase the property for _____ for economic development; and

WHEREAS, _____ will agree to a clause that the property will automatically revert back to the City of New Britain if it does not obtain a Certificate of Occupancy within one year of the date of purchase; and

WHEREAS, it is in the best interests of the City of New Britain to have this property developed and added to the grand list; now, therefore, be it

RESOLVED, That Timothy E. O'Brien, Jr., Mayor, be and is hereby authorized to negotiate and execute on behalf of the City of New Britain a Purchase and Sales Agreement with _____ for property known as 24 Washington 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 _____.

Alderman Michael Trueworthy

Ald. Trueworthy moved to accept, seconded by Ald. Collins. Ald. Trueworthy moved to table, seconded by Ald. Bielinski. So voted. TABLED

32339-2 RE: NOMINATING ALBEMARIE BERKOWITZ, LLC AS TENTATIVE DEVELOPER FOR 608,634,666,676 AND 686 Main Street and 49 and 53 Beaver Street

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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, Albemarle Berkowitz and the city have been in discussions for the sale and development 608, 634, 666, 676, and 686 Main Street and 49 and 53 Beaver Street (the "Property"); and

WHEREAS, The City of New Britain is committed to improving the housing stock and quality of life of its residents and, in particular, in revitalizing the important location, connecting Broad Street and Main Street, that the Berkowitz building occupies; and

WHEREAS, Albemarle Berkowitz proposes to develop this site into a combination of street-level retail and 31 unit residential development with parking; and

WHEREAS, The City of New Britain currently owns property known as 608, 634, 666, 676, and 686 Main Street and 49 and 53 Beaver Street; and

WHEREAS, The Albemarle organization has had past experience in new construction, rehabilitating buildings, historic renovation and improving the appearance and condition of residential and commercial property; and

WHEREAS, Albemarle Berkowitz will agree to a clause that the property will automatically revert back to the City of New Britain if it does not obtain a Certificate of Occupancy within 18 months of the date construction commences; and

WHEREAS, it is in the best interests of the City of New Britain to have this property rehabilitated and restored to the Grand List; now, therefore, be it

RESOLVED, That Timothy E. O'Brien, Jr., Mayor, be and is hereby authorized to negotiate and execute on behalf of the City of New Britain a Tentative Developer Agreement with Albemarle Berkowitz, LLC for the property known as 608, 634, 666, 676, and 686 Main Street and 49 and 53 Beaver Street, under the following terms

1. The Tentative Developer shall provide the City with monthly reports as to the performance and progress of the proposed development, to include, but not limited to conceptual designs, site plan and financing of the development;

2. The Tentative Developer is hereby given a 120-day Tentative Developer due diligence period, along with two thirty (30) day extensions;

3. In no event shall the due diligence period extend beyond 180 days after the designation. In the event the City determines that there is a lack of performance or inadequate progress on the part of the Tentative Developer at any time during the due diligence period, the City at its discretion, may terminate the Tentative Developer Agreement;

4. The Tentative Developer reserves the right to withdraw this designation during the 120 day due diligence period and any extensions without penalty;

5. Any substantial change in the Proposal will require approval by the City.

Alderman Micheal Trueworthy
President Pro-Tempore

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Collins. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

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GL 003039101-5882 CNR Miscellaneous – Vibrant Communities \$ 50,000
JL 0030600113-54100 Initiative Grant

Alderman Eva Magnuszewski
Alderman Carlo Carozzi Jr.

Ald. Magnuszewski moved to accept and adopt, seconded by Ald. Bielinski. So voted.
Approved August 21, 2013 by Mayor Timothy E. O'Brien.

**32425 RE: GRANT - \$13,092 TO THE NEW BRITAIN HEALTH DEPT. – SEXUALLY
TRANSMITTED DISEASES**

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: minimizing the risk of spreading sexually transmitted diseases through awareness, identification, treatment and intervention. Grant funded personnel perform services within the Health Department and throughout the City of New Britain in order to promulgate the program plan. The initial year of grant funding was July 1980.

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

Resolution Purpose: to provide notification that the grant has been continued through June 30, 2017, and to approve receipt of funding.

WHEREAS, the control of sexually transmitted diseases remains a core public health function in the City of New Britain and

WHEREAS; the New Britain Board of Health runs a Sexual Health Center which has conducted prevention and control programs for sexually transmitted diseases (STDs) for many years, and

WHEREAS; the State Department of Public Health has notified the City that funding comprised of State and Federal funds, is being provided at \$13,092 for fiscal year 2013-2014 due to this new arrangement; THEREFORE BE IT

RESOLVED, that The Mayor be authorized to sign any necessary and appropriate agreements in order to secure the use of such funds for said program and; BE IT FURTHER

RESOLVED, that the Special Revenue Fund, STD Control Program #2014-0004, be amended at this time for the purpose of recording all income and expenditure activity and reflect an authorized expenditure budget of \$13,092 and an anticipated income from the State of Connecticut of \$13,092 for fiscal year 07/01/13 through 06/30/14.

Revenues:	<u>FY 2013/14</u>	
280522129-4222	St of CT	\$ 13,092.00
Expenditures:		
280522129-5124	P/T Salaries	\$ 12,298.00
280522129-5231	Medicare	\$ 174.00
280522129-5876	Administration	\$ 500.00
280522129-5810	Fees & Membership	\$ 120.00
	Total Expenditures	\$ 13,092.00

Alderman Adam Platosz
Alderman David DeFronzo

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Ald. DeFronzo moved to accept and adopt, seconded by Ald. Platosz. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

32426 RE: RECEIPT OF ADDITIONAL GRANT FUNDING FROM THE STATE OF CONNECTICUT, BIOTERRORISM PLANNING PROGRAM - \$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 additional grant funding from the State of Connecticut for period 7/1/13 through 06/30/14

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 7/1/13 through 6/30/14. 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:		
245522137-4222	State of CT – BT	\$ 56,954
Expenditures:		
245522137-5121	Full Time Salaries	\$ 13,455
245522137-5231	Medicare	\$ 4,709
245522137-5876	Administration	\$ 1,400
245522137-5611	Office Supplies	\$ 500
245522137-5337	Training & Education /Drills	\$ 750
245522137-5331	Professional Services	<u>\$ 36,140</u>
	Total Expenditures	\$ 56,954

Alderman Adam Platosz
Alderman David DeFronzo

Ald. Platosz moved to accept and adopt, seconded by Ald. DeFronzo. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

32427 RE: AGREEMENT WITH PAINTCARE FOR COLLECTION AND RECYCLING OF OIL BASED AND LATEX PAINT

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, The EPA estimates about 10% of paint purchased in U.S. becomes left over, approx. 64 million gallons, and costs municipalities thousands of dollars in trash disposal; and

WHEREAS, Legislation was signed into law in 2011 requiring paint manufacturers to safely manage leftover latex and oil-based paint from households and painting contractors. The program is funded by a fee paid by the Consumer at the point of purchases. The CT paint stewardship law, Public Act 11-24, provides collection and disposal of unwanted paint containers; and

WHEREAS, On July 1, 2013, PaintCare, a non-profit Association of paint and coating manufacturers, rolled out a program in Connecticut designed to collect and recycle unwanted paint and coatings; and

WHEREAS, A PaintCare service provider will provide approved containers for collection and pick up at the Recycling Center as needed at their expense and Public Works will be responsible for supervising the collection, handling, identifying all paint inspection and maintaining of records;

WHEREAS, the term of the initial agreement is two (2) years, with the option to renew for additional successive one (1) years terms. Therefore Be It

RESOLVED, the Common Council authorizes the Purchasing Agent to enter into an agreement with PaintCare on behalf of the City of New Britain for collection and recycling of oil based and latex paint disposed of by City residents at the New Britain Recycle Center.

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

Ald. Collins moved to accept and adopt, seconded by Ald. Sanchez. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

32429 RE: AUTHORIZING THE MAYOR TO WAIVE THE BID PROCEDURE AND ISSUE CONTRACT TO GEESE RELIEF – TO REDUCE POPULATION OF CANADA GEESE IN CITY PARKS AND BUDGET TRANSFER - \$58,240.00

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 Purpose: To reduce the populations of resident Canada geese so that they can be maintained at a level that prevents future environmental impacts, lowers maintenance costs associated with geese, and allows affected public recreation areas to be enjoyed by all.

WHEREAS, The City of New Britain is well known throughout the state for both the quantity and quality of its park land which is used by residents young and old for diverse sporting and recreational activities; AND

WHEREAS, In recent years, the rapid escalation of the population of geese along with their associated waste products within New Britain's parks, particularly A.W. Stanley Park, Stanley Quarter Park, Walnut Hill Park, Martha Hart Park, Willow Brook Park, Chesley Park, and Stanley Golf Course has created a health and safety hazard as well as a hindrance to the enjoyment of these parks; AND

WHEREAS, This is particularly true of these parks with their heavy usages by young children for little league, soccer and other activities; AND

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WHEREAS, The Parks and Recreation Department has received many verbal and written complaints from coaches and parents regarding the hazards of geese droppings to the children who use the parks; AND

WHEREAS, The newly established Humane Commission has recommended using the services of Geese Relief which has dogs to chase the geese away twice per day, six days per week, and once on Sundays, AND

WHEREAS, The staff of Geese Relief would utilize a kayak and dogs to chase the geese and make them uncomfortable, AND

WHEREAS, The Parks and Recreation Department wishes to move quickly to address the problem prior to the start of the fall little league and fall soccer league season, AND

WHEREAS, The Humane Commission has investigated other forms of humane geese population control but have determined that Geese Relief can provide the services needed for the entire City, AND

WHEREAS, The contract is for \$58,240.00 for a period of one year, and will include the following parks: A. W. Stanley Park, Stanley Quarter Park, Walnut Hill Park, Martha Hart Park, Willow Brook Park, Chesley Park, and Stanley Golf Course, THEREFORE BE IT

RESOLVED, The Common Council shall grant the Mayor the authority to waive the bid procedure due to the qualifications and due to the time restrictions needed to get started; AND BE IT FURTHER

RESOLVED, That the Mayor is authorized to sign any documents pertinent to the execution of this contract and task and that the sum of \$58,240.00 be transferred between two line items as outlined below:

FROM:		
001625101-5871	Contingency	\$58,240.00
TO:		
001419004-5440	Park Maintenance Rental/Supplies	\$58,240.00

Alderman Shirley A. Black
Alderman Rha-Sheen Brown
Alderman David DeFronzo
Alderman Jamie Giantonio
Alderman Eva Magnuszewski
Alderman Emmanuel Sanchez

Ald. Magnuszewski moved to accept and adopt, seconded by Ald. DeFronzo. So voted. Approved August 15, 2013 by Mayor Timothy E. O'Brien.

32430 RE: CONTRACT WITH SMRT, INC. – TURF INSTALLATION AND TRACK REPLACEMENT AT VETERAN’S MEMORIAL STADIUM

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: The Parks and Recreation Division of Public Works is seeking approval to enter into a contract with SMRT, Inc for architectural/engineering services at Chesley Park and Veteran’s Stadium in Willow Brook Park, artificial turf installation and track replacement. Richard Webb, Project Manager for SMRT, has coordinated numerous installations of this kind and is regarded as one of the foremost experts in our region for this work. The services to be included

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are site survey and geotechnical analysis, project design, preparation of bid documents, bidding services and construction administration.

Whereas, The recent bond package has allocated funding to install artificial turf at Chesley Park as well as an artificial turf and new track surface installation at Veteran's Memorial Stadium, AND

Whereas, Parks and Recreation Division staff have thoroughly researched many architectural and engineering firms for their expertise in this type of project design and management. The staff has also consulted with other towns and municipalities who have had similar projects performed. This research has shown that Richard Webb of SMRT, Inc. has worked on over 50 projects of this nature over the last twenty years and has an expertise in this type of work, AND

Whereas, In order for this project to be completed by July of 2014 for the Nutmeg state games and Fall football seasons, it is mandatory that SMRT begin work right away, AND

Whereas, the professional services fee for the work described is \$185,000.00 with funding for this work available in account numbers:

0083237401-5331 Willow Brook Park Improvements	85,000.00
0083237901-5331 Chesley Park Improvements	100,000.00

NOW THEREFORE BE IT,

RESOLVED, Mayor Timothy E O'Brien is authorized to enter into a contract with SMRT, Inc of Andover, Massachusetts in the amount of \$185,000.00 for architectural/engineering services for the Chesley Park and Veteran's Stadium artificial turf installation as well as the track replacement at Veteran's Stadium.

Alderman Shirley Black
Alderman Rha-Sheen D. Brown
Alderman David DeFronzo
Alderman Jamie Giantonio
Alderman Eva Magnuszewski
Alderman Emmanuel R. Sanchez

Ald. Brown moved to accept and adopt, seconded by Ald. DeFronzo. Resolution adopted with Ald. Pabon and Giantonio opposed. Approved August 15, 2013 by Mayor Timothy E. O'Brien.

32431 RE: CONTRACT WITH TLB ARCHITECTURE FOR ARCHITECTURAL /ENGINEERING SERVICES FOR CHESLEY PARK AND WASHINGTON PARK POOL PROJECTS

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: The Parks and Recreation Division of Public Works is seeking approval to enter into a contract with TLB Architecture for architectural/engineering services for the rehabilitation of the Chesley and Washington park pools. Michael Fortuna, Principal for TLB Architecture, has coordinated numerous installations of this kind for the City and all over New England. He is regarded as one of the foremost experts in aquatic facility design. The services to be included are site survey and structural analysis, project design, preparation of bid documents, bidding services and construction administration.

Whereas, The recent bond package has allocated funding to renovate the aquatic facilities at both Chesley and Washington Park, AND

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Whereas, Parks and Recreation Division staff have thoroughly researched many architectural and engineering firms for their expertise in this type of project design and management. The staff has also consulted with other towns and municipalities who have had similar projects performed. This research has shown that Michael Fortuna of TLB Architecture has worked on numerous projects of this nature over the last twenty years including New Britain's own AW Stanley Pool and Willow Brook Park pool and has an expertise in this type of work, AND

Whereas, In order for this project to be completed for any part of the 2014 swim season, it is mandatory that TLBA begin work right away, AND

Whereas, the professional services fee for the work described is \$273,000.00 with funding for this work available in account numbers 008323380-5331 Chesley Park Pool Project (\$136,500.00) and 008323381-5331 Washington Park Pool Project(\$136,500.00), NOW THEREFORE BE IT

RESOLVED, Mayor Timothy E O'Brien is authorized to enter into a contract with TLB Architecture of Chester, CT in the amount of \$273,000.00 for architectural/engineering services for the Chesley Park and Washington Park Pool Projects.

Alderman Shirley Black
Alderman Rha-Sheen D. Brown
Alderman David DeFronzo
Alderman Jamie Giantonio
Alderman Eva Magnuszewski
Alderman Emmanuel R. Sanchez

Ald. Black moved to accept and adopt, seconded by Ald. Trueworthy. Resolution adopted with Ald. Pabon and Ald. Giantonio opposed. Approved August 15, 2013 by Mayor Timothy E. O'Brien.

32432 RE: SYSTEMS OF CARE BUDGET AMENDMENT-WHEELER CLINIC, INC

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:

Via Wheeler Clinic, pass-through monies originating from the state of Connecticut Department of Children and Families have been received to continue the New Britain Youth & Family Services' Systems of Care Program which provides care coordination services for 48 children with severe psychiatric and/or behavioral diagnoses. New Britain Youth & Family Services has been providing this service for several years and has documented cost savings to the City by keeping these children at home and within the community rather than being placed out of district or hospitalized elsewhere. In receipt of a contract from Wheeler Clinic, dated 07/01/13, funding in the amount of \$105,484 has been provided and signature by the Mayor is necessary for contract approval. Additionally, as the budget for this program has been delayed due to state fiscal issues, a budget for said funds is created by this resolution.

Resolution Purpose:

This resolution authorizes a budget amendment as detailed below and for Mayor Timothy E. O'Brien to execute a contract with Wheeler Clinic, Inc. of Plainville, CT for the acceptance of \$105,484 by New Britain Youth & Family Services to administer the Systems of Care program. This contract mandates the services of two Care Coordinator positions.

Whereas, The state of Connecticut Department of Children and Families via Wheeler Clinic has initiated another year of funding in the amount of \$105,484. The contract for receipt of such

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funds calls for signature by the individual responsible for execution of such contracts on the City's behalf. Therefore, be it now

Resolved, that Mayor Timothy E. O'Brien is hereby empowered to execute said contract with Wheeler Clinic, Inc. for the provision of Care Coordination Services by New Britain Youth Services; and be it further

Resolved, that both the grant award and balance be placed within the City's accounting structure and transfer of funds from the Youth Service Bureau Council appropriation, thereby amending the current fiscal year budget for this program as follows :

<u>Budget</u>		
Revenues:		
248523105-4514	Wheeler Clinic Grant	\$ 105,484
248523105-6001	General Fund Appropriation	<u>\$ 47,588</u>
	Total Revenues	\$ 153,072
Expenditures:		
248523105-5121	Full Time Salaries	\$ 119,118
248523105-5220	MERF	\$ 15,666
248523105-5227	Worker's Comp	\$ 500
248523105-5228	Fringe Benefits (health/life ins.)	\$ 15,507
248523105-5231	Medicare	\$ 1,781
248523105-5876	Admin Overhead	<u>\$ 500</u>
	Total Expenditures	\$ 153,072

Alderman Emmanuel Sanchez

Ald. Sanchez moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

32433 RE: SUBSTANCE-FREE FAMILY DAY – 8/25/2013 AT WALNUT HILL PARK

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 recognizes the importance of a substance-free lifestyle, without abuse of alcohol, tobacco, and other harmful drugs. In doing so, the resolution highlights the upcoming Substance-Free Family Day to be held on Saturday, August 24th, noon to 5PM at Walnut Hill Park, inclusive of prevention activities, information booths, inflatable activities and rides, music, giant cookout, healthy activity demonstrations, coloring contests, and more.

WHEREAS;the City of New Britain is committed to prevention of Alcohol, Tobacco, and Other Drug Abuse by its residents, and particularly its children; and

WHEREAS;there is a Local Prevention Council appointed under jurisdiction of the Commission on Youth & Family Services that oversees prevention activities; and

WHEREAS;prevention funding from the Substance Abuse Action Council has been made available for activities to support the prevention of alcohol, tobacco, and other drug abuse. NOW THEREFORE BE IT

RESOLVED; that the Mayor and the Common Council of the City of New Britain do hereby agree and affirm the importance of a community without substance abuse, inclusive of alcohol, tobacco, and other drugs. AND BE IT FURTHER

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RESOLVED; that Substance-Free Family Day will be held in Walnut Hill Park on Saturday, August 24, 2013 (rain date Sunday August 25) to celebrate a substance-free lifestyle with educational activities, prevention and health related booths, dunk tank, water slide, moon bounce, train rides, coloring contests, State Police seat belt "Convincer", New Britain Police "DARE" vehicle, New Britian Fire Department "Smoke House" and Ladder Truck, health related activities, music by New Britain's own "Sharades", clowns, face painting, giant cook out, and fun for all ages.

Alderman Emmanuel Sanchez

Ald. Sanchez moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

32434 RE: BUDGET TRANSFER - \$8,000 –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 tracks 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, the City remains committed to continuing its aggressive anti-blight efforts leading to improved quality of life for residents City-wide and improved economic growth opportunities for our community.

WHEREAS, the Clean and Lien program has been exceedingly successful in improving the quality of life for residents in New Britain and reducing blight, additional funding is required to continue this effective program, THEREFORE, BE IT,

RESOLVED, that monies be transferred within the FY 2013-2014 General Fund budget for this purpose as follows:

TO:

Account Number	Description	Amount
001214002-5855	License & Inspections Contractor Expenditures	\$ 8,000

FROM:

001625101-5871	Contingency	\$ 8,000
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Alderman Michael Trueworthy

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

32435 RE: TWELVE APPOINTMENTS TO THE COMMUNITY DEVELOPMENT CABINET

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; there is a Community Development Cabinet; and

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WHEREAS; the cabinet must be approved by September, 2013; NOW, THEREFORE, BE IT

RESOLVED; that the appointments are as follows:

- | | |
|---|-----------------------------|
| 1. Mayor | Timothy O'Brien |
| 2. President of Common Council or designee | Alderman Michael Trueworthy |
| 3. Majority Leader or designee | Alderman Suzanne Bielinski |
| 4. Minority Leader or designee | Alderman Wilfredo Pabon |
| 5. Member of HRA Board | Francisco Santiago |
| 6. Housing Authority or resident | Sophia Rice |
| 7. New Britain non-profit board member | Geraldine Brown- Springer |
| 8. President, Board of Education | Sharon Beloin-Saavedra |
| 9. Supt. of Schools or designee (non-voting) | Dr. Kelt Cooper |
| 10. Director of HRA or designee (non-voting) | Rocco Tricarico |
| 11. Dir. of N.B. Housing Authority (non-voting) | Lisa Royce |
| 12. Director of the City of New Britain
Community Services Department (non-voting) | Christopher Montes |

Alderman Michael Trueworthy
President of the Common Council

Ald. Defronzo recused himself due to a possible conflict of interest. Ald. Trueworthy moved to accept and adopt, seconded by Ald. Collins. So voted. Approved August 15, 2013 by Mayor Timothy E. O'Brien.

32436 RE: WILLOW STREET FESTIVAL 9/14/2013

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:

RESOLVED; by the Common Council of the City of New Britain that the Mayor be and is hereby authorized to issue to the Friends of Willow Street Park, said license as may be issued under Chapter 5, Section 5-15 through 5-22 of the Code of Ordinances for Saturday, September 14, 2013 from 2:00 p.m. – 5:00 p.m. for the purpose of conducting the Willow Street Festival located at the Willow Street Park, New Britain, Conn.

Alderman Michael Trueworthy
President to the Common Council

Ald. Trueworthy moved to accept and refer to the License Committee, seconded by Ald. Collins. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

**32190-4 RE: THE SALE OF A PORTION OF REAL PROPERTY LOCATED AT 10
FRANKLIN SQUARE TO NEW BRITAIN AVENUE LAND, LLC**

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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Resolution Summary:

WHEREAS, The City of New Britain is acquiring a portion of real property located at 10 Franklin Square in accordance with Sec. 143 of Public Act 12-2, State of Connecticut; and

WHEREAS, New Britain Avenue Land, LLC is seeking to purchase said real property from the City of New Britain for the development of a five story mixed-use building for office space and commercial use; and

WHEREAS, New Britain Avenue Land, LLC has developed and presented project plans to the Common Council sub-committee; and

WHEREAS, The City of New Britain is looking for new opportunities to expand economic development in the downtown geographical area; and

WHEREAS, The State of Connecticut has agreed to convey to the City of New Britain 10 Franklin Square consisting of .89 acres for the sum of Sixty Thousand Dollars plus an administrative fee of One Thousand Dollars; and

WHEREAS, Public Act 12-2 Sec. 143 further provides that the City of New Britain is required to use said property for economic development purposes not later than two years after the date of conveyance; and

WHEREAS, New Britain Avenue Land, LLC has offered to purchase from the City of New Britain .89 acres on the Franklin Square site once it is acquired by the City of New Britain; now, therefore, be it

RESOLVED, That Timothy O'Brien, Mayor, be and is hereby authorized to execute on behalf of the City of New Britain, a Purchase and Sale Agreement with New Britain Avenue Land, LLC for the purchase of approximately .89 acres located at 10 Franklin Square, subject to an economic development reverter from the City of New Britain and to execute any and all documents necessary for the conveyance of said real property in accordance with the terms of said Agreement at the sale price of not less than one Hundred Thousand Dollars, (\$100,000.00).

Alderman Michael Trueworthy

Ald. Trueworthy moved to accept and refer to the Committee on Planning, Zoning and Housing, seconded by Ald. Collins. So voted. Approved August 15, 2013 by Mayor Timothy E. O'Brien.

32437 RE: ECONOMIC DEVELOPMENT BUDGET TRANSFER

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 of New Britain has maintained a positive and effective collaborative mission with the Greater New Britain Chamber of Commerce, which represents local business and assists with economic development in the City of New Britain, and

Whereas, the Greater New Britain Chamber of Commerce has partnered with other agencies including Capital Workforce Partners in order to support an effective workforce development system that strategically connects economic development and training resources for the purposes of building and maintaining a strong and vibrant workforce in the North Central Region of Connecticut, and

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Whereas, the City of New Britain would like to continue its relationship with the Chamber of Commerce in order to combat the City's unemployment rate while helping to attract more employers to New Britain, and

Whereas, the Greater New Britain Chamber of Commerce recognizes the challenges of economic and financial resources, and

Whereas, both parties agree to a reduction in administrative oversight and rental costs in exchange for a \$12,000 transfer to the full time salaries, and

Therefore, be it resolved, that a budget transfer occur within the FY 2013-2014 General Fund budget for the purpose as follows:

<u>Decrease Expenditure:</u>	<u>Account #</u>	<u>Original Budget</u>	<u>(Decrease) / Increase</u>	<u>Amended Budget</u>
Economic Development Administrative Overhead	001105002-5876	\$23,000	(\$12,000)	\$11,000
<u>Increase Expenditure</u>				
Economic Development Full time Salaries	001105002-5121	\$282,587	\$12,000	\$294,587

Alderman Michael Trueworthy

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Hermanowski. So voted. Approved August 15, 2013 by Mayor Timothy E. O'Brien.

32438 RE: SALE OF LAND LOCATED IN BRISTOL, TO THE CITY OF BRISTOL WATER 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, a certain parcel of land, 5.68 acres, located in the City of Bristol at the intersection of Mix and Maltby Streets, known as Lot 145-2, has been verified to be Class I Water Company Land by the Connecticut Department of Public Health, Water Supplies Section ; and

WHEREAS the riparian water rights to Lot 145-2 shall be retained by City of New Britain Board of Water Commissioners with the approval of the Connecticut Department of Public Health, Water Supplies Section ; and

WHEREAS, the Connecticut Department of Public Health, Water Supplies Section has informed us that section 25-32(d) of the Connecticut General Statutes allow New Britain to sell this Class 1 water company land to the Bristol Water Department; and

WHEREAS, the City of New Britain Board of Water Commissioners voted at its Regular Meeting of March 12, 2013 to sell the parcel to the City of Bristol Water Department, and to forward the sale to the Mayor and the Common Council with a favorable recommendation for their approval.; and

WHEREAS, the Mayor has approved the sale of Lot 145-2 and recommends it to the Common Council of the City of New Britain in accordance with Section 15-4(x) of the Charter of the City of New Britain; therefore, be it

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RESOLVED, that the Common Council of the City of New Britain hereby approves sale of Lot 145-2 by the City of New Britain Board of Water Commissioners to the City of Bristol Water Department, for a total purchase price of fifty thousand dollars (\$50,000.00) and the Mayor and the Chairman of the City of New Britain Board of Water Commissioners are hereby authorized to execute any and all documents necessary for the conveyance of said property.

Alderman Lawrence Hermanowski
Common Council Liaison
Water Dept

Ald. Hermanowski moved to accept and refer to the Committee on Planning, Zoning and Housing, seconded by Ald. Trueworthy. So voted. Approved August 21, 2013 by Mayor Timothy E. O'Brien.

There being no further business to come before the Council, Ald. Trueworthy moved to adjourn, seconded by Ald. Bielinski. So voted. Meeting adjourned at 9:15 p.m.

ATTEST: Peter J. Denuzze, City Clerk.

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