

April 9, 2014

REGULAR MEETING OF THE COMMON COUNCIL

APRIL 9, 2014

Mayor Erin E. Stewart called the Regular Meeting of the Common Council to order at 7:51 p.m. on Wednesday, the 9th day of April 2014 in the Common Council Chambers, City Hall.

Thirteen members were present at roll call: Ald. Trueworthy, Magnuszewski, Black, Collins, Platosz, Carlozzi, Salvio, Pabon, Giantonio, Smedley, Salerno, Naples, and Bielinski.

Ald. Sanchez and Ald. DeFronzo arrived immediately after roll call.

The invocation was given by City Clerk, Mark H. Bernacki: O God, our Heavenly Father, the City is facing numerous and difficult decisions. As Mayor Stewart mentioned in her State of the City Address, we have reached a fork in the road. Give our elected leaders the intelligence and freedom to choose wisely. Inspire them to make the right decisions for the people of New Britain. Let them carefully weigh the needs of all and rely on your good graces for divine guidance. When these decisions are made, give them the strength to move forward in the knowledge and confidence that they have done their part and have taken the correct fork in the road. We ask this in Thy name. Amen.

The pledge to the flag was led by Christopher Polkowski.

Ald. Carlozzi was granted a point of personal privilege and discussed the difficult decisions to be made regarding the budget. He said he would like to see the City and the Board of Education consolidated, and would like to have all city employees on the same health care plan. He suggested that no one should be able to take a city car home with the exception of the Mayor, the Police Chief and the Fire Chief. He encouraged everyone to get on board and think of what is best for the City.

Ald. Magnuszewski was granted a point of personal privilege and thanked Bill DiMaio and his staff for a very nice "Breakfast with the Easter Bunny" on Saturday and recommended that everyone with small children attend the event next year.

Ald. Bielinski moved to amend the agenda by substituting 32684(K), and 32655-2(2), and by adding 32677(B1), 32613-2(M), 32613-3(N), 32613-4(O), 32654-1(P), 32671-1(Q), 32573-1(R), 32654-2(4A), 32671-2(4B), 32573-2(4C), and 32689(9). Motion seconded by Ald. Trueworthy. Roll call vote – all members voted in favor.

Ald. Bielinski moved to adopt the Consent Agenda, seconded by Ald. Trueworthy. Roll call vote – all members voted in favor. Approved April 11, 2014 by Mayor Stewart.

CONSENT AGENDA

CITY CLERK

32676 RE: CLAIMS FOR INJURIES AND/OR PROPERTY DAMAGE

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

CLAIMANTS NAME

- Casillas, Steve A. by his Atty. Terrence M. Wynne

April 9, 2014

- Colino, Oreste by Atty. Angelo Cicciello
- Concepcion Jr., Nelson

Mark H. Bernacki
City Clerk

FINANCE DEPARTMENT

32677 RE: ESTIMATION OF FISCAL YEAR 2014 OPERATING RESULTS AS OF 4/1/2014

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

Attached is an estimation of the FY14 operating results as of 4/1/2014.

(Attachment is on file in the Town Clerk's Office)

Rebecca Salerni
Finance Department

PURCHASING DEPARTMENT

32678 RE: COOPERATIVE PURCHASING, COPIER LEASE FOR THE DEPT. OF MUNICIPAL DEVELOPMENT

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

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-538 (a), a purchase order was requested by the Department of Municipal Development for the following under the State of Connecticut's Cooperative Purchasing Plan, Contract Award #012PSX0026:

<u>Supplier</u>	<u>Description</u>	<u>Pricing</u>
A&A Office Systems Middletown, CT.	Lease of a Savin MP6002SP Copier	\$398.25/Month and \$0.004 per copy over 540,000 copies annually

The Department of Municipal Development requested a five (5) year lease of a multifunctional copier that can copy, print, scan, collate, e-mail, staple and three (3) hole punch. The pricing includes all maintenance, repairs, service, toner and supplies excluding paper for 540,000 copies per year. The Department of Municipal Development's existing copier lease has expired and the copier is not working properly to make copies. Parts to make the needed repairs to the copier are becoming hard to obtain and some are no longer available. The price submitted by A&A Office Systems for the lease of the new copier is the same as the State of Connecticut's Contract, 012PSX0026 that A&A Office Systems has with them. The copier lease was presented to the Commission on Community and Neighborhood Development at their March 13, 2014 meeting. At this meeting they approved entering into a five (5) year lease for a new copier for the Department of Municipal Development. Funding is available for the Copier Lease in the Department of Municipal Development's account number 3027100139-5610, Community Development Block Grant, General Administration Costs.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a Purchase Order and to enter into a five (5) year lease agreement with A&A Office Systems of Middletown, CT for the

April 9, 2014

lease of a new copier for the Department of Municipal Development at \$398.25 per month utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award #012PSX0026.

Jack Pieper
Purchasing Agent

**32679 RE: PROFESSIONAL SERVICES - SOFTWARE USE AND PRINTING OF A
CONSUMER CONFIDENCE REPORT FOR PUBLIC WORKS DEPARTMENT**

To Her 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 2-531 a purchase order was requested by the Public Works Department, Utilities Division, for the creation and printing of their annual Consumer Confidence Report.

<u>Supplier</u>	<u>Services</u>	<u>Price</u>
Gemini Group LLC Natick, MA.	Software Use and Printing of a Consumer Confidence Report	\$3,800.00

The Public Works Department, Utilities Division, has for the past eleven (11) years created a federally mandated Consumer Confidence Report. The report is required to be sent by July 1 of every year to all customers who purchase water from the Utilities Division. The Utilities Division has always utilized the Gemini Group LLC software system to enter the required data into the system so that the reports can create and then be printed by them. The Gemini Group LLC software meets all of the federal requirements regarding content and specific wording required by the federal and state governments. The software system will also enable the Utilities Division to post the Consumer Confidence Report onto the City's website. Once all of the required information has been entered into the software system, edited and approved by the Utilities Division, Gemini Group LLC will print 17,500 copies of the Consumer Confidence Report that will be sent out. This Purchase was presented to the Water Commission at their April 08, 2014 meeting. At this meeting they approved the Deputy Director of the Public Works Department recommendation to issue a purchase order to the Gemini Group, LLC for the utilization of their Software System and Printing of the annual Consumer Confidence Reports for the Utilities Division. Funding for the use of the software system and printing of the Consumer Confidence Reports is available in the Utilities Division's account 9303500103-5659, Water Treatment Expense, Operating Material and Supplies.

Resolved: that the Purchasing Agent be and hereby authorized to issue a Purchase Order for \$3,800.00 to Gemini Group, LLC of Natick, MA for the utilization of their Software System and Printing of the annual Consumer Confidence Reports for the Public Works Department, Utilities Division.

Jack Pieper
Purchasing Agent

32681 RE: DUCTILE IRON PIPES FOR PUBLIC WORKS DEPARTMENT

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

Public Bid No. 3776 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for Ductile Iron Pipes of various sizes for the Public Works Department/Utilities Division. Funding is available for this purchase within the Public Works Department/Utilities Division's Account Number, 9303500204-5659, Water Maintenance Expense, Operating Material and Supplies.

April 9, 2014

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 eighteen (18) Pipe Companies. The Purchasing Agent did not receive any letters from the Pipe Companies on the mailing list who indicated that they could not respond to the bid request. The responses received are on file in the Town Clerk's Office.

The bids were reviewed for conformance to specifications by the Public Works Department/Utilities Division's Administration and the Purchasing Agent. HD Supply Waterworks which is a New Britain based company has submitted a bid that met all the bid specifications and was the lowest bidder for all of the Ductile Iron Pipe. HD Supply Waterworks has been supplying Iron Pipe to the Public Works Department, Utilities Division. They were awarded the bid for Iron Pipe last year. Therefore the Deputy Director of the Public Works Department is recommending that the bid be awarded to HD Supply Waterworks of New Britain, CT. The bid results were presented to the Water Commission at their April 08, 2014 meeting. At this meeting they approved the Deputy Director of the Public Works Department recommendation for the purchase of the Ductile Iron Pipes from HD Supply Waterworks of New Britain, CT.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a standing purchase order to HD Supply Waterworks of New Britain, CT for the purchase of Ductile Iron Pipes as per the attached prices, specifications and terms of Public Bid No 3776.

Jack Pieper
Purchasing Agent

32682 RE: WATER METERS FOR THE PUBLIC WORKS DEPT.

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

Public Bid No. 3777 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for various size Water Meters for the Public Works Department, Utilities Division. Funding is available for this purchase within the Public Works Department, Utilities Division's account number 9303500204-5659, Water Maintenance Expense, Operating Material and Supplies.

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 thirteen (13) Water Meter Companies. The Purchasing Agent did not receive any letters from the Water Meter Companies on the mailing list who indicated that they could not provide a response to the bid request. Only one (1) bid response was received as per attached again this year.

The bid was reviewed for conformance to specifications by the Public Works Department, Utilities Division's, Administration and the Purchasing Agent. Ti-Sales of Sudbury, MA has been supplying Water Meters to the Public Works Department, Utilities Division. They were awarded the bid for the Water Meters last year. The Water Meters that they have been supplying the Public Works Department, Utilities Division, has met all of the bid specifications. Therefore the Deputy Director of the Public Works Department is recommending that the bid be awarded again to Ti-Sales of Sudbury, MA. who met all of the bid specifications for the Water Meters. The bid results have also been presented to the Water Commission at their April 08, 2014 meeting. At this meeting they approved the Deputy Director of the Public Works Department's recommendation and the purchase of the Water Meters from Ti-Sales of Sudbury, MA

April 9, 2014

RESOLVED: That the Purchasing Agent is authorized to issue a standing purchase order to Ti-Sales of Sudbury, MA for the purchase of various size Water Meters on and as need basis per the attached pricing, terms and specifications of Public Bid No. 3777.

Jack Pieper
Purchasing Agent

32683 RE: JULY 4, 2014 FIREWORKS FOR THE PUBLIC WORKS DEPARTMENT

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

Public Bid No. 3782 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the July 4, 2014 Fireworks for the Public Works Department, Parks & Recreation Division. Funding will be available for the July 4, 2014 Fireworks within the July 4th Fireworks Fund 25417004-5807.

Invitations to bid were solicited and the bid was duly advertised in the New Britain Herald, the City and State of Connecticut's Department of Administration Services websites and mailed to eleven (11) Fireworks Display Companies. The Purchasing Agent did not receive any letters from the Fireworks Display Companies on the mailing list who indicated that they could not respond to the bid request. The responses received are on file in the Town Clerk's Office.

The bids were reviewed for conformance to specifications by the Public Works Department, Parks & Recreation Division's Administration and the Purchasing Agent. The bids were reviewed to determine the shell size, shell type, number of shells and a complete description of the finale included in the bid submittals. Pyrotecnico of New Castle, PA bid proposal had more firework shells than the other bidder. Pyrotecnico was awarded the bid last year for the July 4, 2013 Fireworks Display. Their firework display, last year, was good and enjoyed by the public who watched it. Therefore the Deputy Director of the Public Works Department is recommending that the bid be awarded to Pyrotecnico of New Castle, PA per the specifications of Bid 3782.

RESOLVED: That the Purchasing Agent is hereby authorized to enter into a contract and issue a purchase order to Pyrotecnico of New Castle, PA in the amount of \$25,000.00 for the July 4, 2014 Fireworks Display per the pricing, terms and specifications of Public Bid No. 3782.

Jack Pieper
Purchasing Agent

DEPARTMENT OF PUBLIC WORKS

32602-2 RE: ROAD CONDITIONS IN THE AREA OF HIGH STREET AND MYRTLE STREET

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

New catch basins were installed at the requested location and additional catch basins were installed as well.

Kenneth Marzi
Superintendent of Water & Sewer

COMMITTEE ON ADMINISTRATION, FINANCE AND LAW

32658-1 RE: PROPOSED AMENDMENT TO ORDINANCES PROVIDING THAT ALL REVENUE GENERATED FROM LEASES WITH CELLULAR COMPANIES BE DEPOSITED INTO A SPECIAL REVENUE ACCOUNT

April 9, 2014

To Her 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, at a regular meeting and public hearing held on Wednesday evening, April 2, 2014, at 7:00 pm in the Council Chambers, to which was referred the matter of resolution #32658 – Amend Code of Ordinances to provide that all revenue generated from leases with cellular companies be deposited into a special revenue account, voted to amend, accept as amended and refer back to the Common Council with a favorable recommendation.

Alderman David DeFronzo
Chair

32655-1 RE: INCREASING MINIMUM WAGE TO \$10.10 BY FISCAL YEAR 2015-2016

To Her 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, at a regular meeting held on Wednesday evening, April 2, 2014, at 7:00 pm in the Council Chambers, to which was referred the matter of resolution #32655 – Increase minimum wage to employees and independent contractors of the City to \$10.10 by fiscal year 2015-2016, voted to amend, accept as amended and refer back to the Common Council with a favorable recommendation.

Alderman David DeFronzo
Chair

AUDIT COMMITTEE

**32684 RE: RECOMMENDING BLUM SHAPIRO BE APPOINTED THE CITY'S
INDEPENDENT AUDITOR FOR FISCAL YEAR ENDING JUNE 30, 2014**

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

The Audit Committee, held a meeting on Wednesday, April 9, 2014, voted to accept and to refer back to the Common Council with a favorable recommendation the following:

RESOLVED, that Blum Shapiro, the lowest bidder at \$110,000, be recommended as the City's Independent Auditor for the Fiscal Year ending June 30, 2014.

Alderman Michael Trueworthy
Chairman, Audit Committee

COMMITTEE ON LICENSES

**32670-1 RE: POPE JOHN PAUL II CATHOLIC SCHOOL BAZAAR/CARNIVAL 6/19/2014
THRU 6/21/2014**

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

The Committee on Licenses, held a meeting on Monday, April 7, 2014, at 7:00 pm in the Council Chambers, voted to adopt and to refer back to the Common Council with a favorable recommendation the following:

April 9, 2014

RESOLVED; by the Common Council of the City of New Britain, that the Mayor be hereby authorized to issue to the Pope John Paul II Catholic School said licenses as may be issued under Chapter 5, Section 5-15 through 5-22, of the Code of Ordinances for Thursday, June 19, 2014, Friday, June 20, 2014 and Saturday, June 21, 2014, for the purpose of conducting a Bazaar/Carnival on the Pope John Paul II Catholic School grounds, 221 Farmington Avenue, New Britain, Connecticut.

Alderman Adam Platosz
Chair

COMMITTEE ON PLANNING, ZONING AND HOUSING

**32613-2 RE: MOTOR VEHICLE GENERAL REPAIRER'S LICENSE FOR PROPERTY AT
62C ST. CLAIR AVE**

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

The Zoning Subcommittee of the Committee on Planning, Zoning and Housing gave due and legal notice of a time and place for a public hearing in reference to Item #32613 – Artur and Joanna Knyps of Art Auto Services, LLC. seek granting of a certificate of location approval to allow a motor vehicle general repairer's license for property at 62C St. Clair Avenue. Said hearing was held on Tuesday evening, April 8, 2014 at 7:00 p.m. in the Council Chambers of City Hall, 27 West Main Street, New Britain, Connecticut.

The City Plan Commission, at a regular meeting held on March 3, 2014, voted 7 to 0 to recommend the certificate of location approval be granted.

The Zoning Subcommittee of the Committee on Planning, Zoning and Housing voted to accept the report from the City Plan Commission and refer back to the Common Council with a favorable recommendation.

Alderman Carlo Carozzi, Jr.
Chair

**32613-3 RE: CERTIFICATE OF LOCATION - MOTOR VEHICLE GENERAL REPAIRER'S
LICENSE AT 62C ST. CLAIR AVENUE**

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

Applicant:	Art Auto Services, LLC.
Address:	62C St. Clair Avenue
Zone:	District I-2

The Zoning Subcommittee of the Committee on Planning, Zoning and Housing held a regular meeting and public hearing on Tuesday, April 8, 2014, at 7:00 pm in the Council Chambers, to which was referred the matter of item #32613, Artur and Joanna Knyps of Art Auto Services, LLC. seek granting of a certificate of location approval to allow a motor vehicle general repairer's license for property at 62C St. Clair Avenue, voted to accept and recommend that the following petition be referred back to the Common Council with a favorable recommendation.

Alderman Carlo Carozzi, Jr.
Chair

April 9, 2014

**32654-1 RE: THE PROPOSED ACQUISITION OF A PORTION OF EVERETT STREET
FROM THE STATE DEPARTMENT OF TRANSPORTATION**

To Her 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 held a regular meeting and public hearing on Tuesday, April 8, 2014, at 7:00 pm in the Council Chambers, to which was referred the matter of item #32654, Acquisition of Everett Street from the State of Connecticut Department of Transportation, voted to accept and refer back to the Common Council with a favorable recommendation.

Alderman Carlo Carozzi, Jr.
Chair

**32671-1 RE: PROPOSED AMENDMENT TO ORDINANCES INCREASING LAND USE
APPLICATION FEES**

To Her 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 held a regular meeting and public hearing on Tuesday, April 8, 2014, at 7:00 pm in the Council Chambers, to which was referred the matter of item #32671, Amend Code of Ordinances to increase land use application fees and add fees related to aquifer protection regulations, voted to accept and refer back to the Common Council with a favorable recommendation.

Alderman Carlo Carozzi, Jr.
Chair

32573-1 RE: DONATION AGREEMENT OF 481 EAST STREET

To Her 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 held a regular meeting and public hearing on Tuesday, April 8, 2014, at 7:00 pm in the Council Chambers, to which was referred the matter of item #32573, donation agreement of 481 East Street, voted to accept and refer back to the Common Council with a favorable recommendation.

Alderman Carlo Carozzi, Jr.
Chair

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

PURCHSING DEPARTMENT

32680 RE: FIRE HYDRANTS - PUBLIC WORKS DEPT

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

Public Bid No. 3775 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for Fire Hydrants for the Public Works Department, Utilities Division. Funding is available for this purchase within the Public Works Department, Utilities

April 9, 2014

Division's account number, 9303500204-5659, Water Maintenance Expense, Operating Material and Supplies.

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-one (21) Fire Hydrant Companies. The Purchasing Agent did not receive any letters from the Fire Hydrant Companies on the mailing list who indicated they could not provide a response to the bid request. The responses received are on file in the Town Clerk's Office.

The bid was reviewed for conformance to specifications by the Public Works Department, Utilities Division's Administration and the Purchasing Agent. HD Supply Waterworks which is a New Britain based company has submitted a bid that met all bid specifications and was within 10% of the lowest bid submitted by a company located within the state. Per City Ordinance Section 2-578 item 10, HD Supply Waterworks agreed to lower their bid to match the price submitted by the lowest bidder. HD Supply Waterworks has been supplying Fire Hydrants to the Public Works Department, Utilities Division. They were awarded the bid for Fire Hydrants last year. Therefore the Deputy Public Works Director is recommending that the bid be awarded again to HD Supply Waterworks of New Britain, CT who met all of the bid specifications for the Fire Hydrants. The bid results were presented to the Water Commission at their April 08, 2014 meeting. At this meeting they approved the Deputy Public Works Director's recommendations for the purchase of the Fire Hydrants from HD Supply Waterworks of New Britain, CT.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a standing purchase order to HD Supply Waterworks of New Britain, CT at the unit price of \$1,945.35 per Fire Hydrant per the terms and specifications of Public Bid No. 3775.

Jack Pieper
Purchasing Agent

Ald. Smedley moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

COMMITTEE ON PLANNING, ZONING AND HOUSING

32613-4 RE: APPROVAL OF A CERTIFICATE OF LOCATION FOR A MOTOR VEHICLE GENERAL REPAIRER'S LICENSE AT 62C ST. CLAIRE AVENUE

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

Applicant:	Art Auto Services, LLC.
Address:	62C St. Clair Avenue
Zone:	District I-2

The Zoning Subcommittee of the Committee on Planning, Zoning and Housing held a regular meeting and public hearing on April 8, 2014, to which was referred the matter of item #32613, Artur and Joanna Knyps of Art Auto Services, LLC. seek granting of a certificate of location approval to allow a motor vehicle general repairer's license for property at 62C St. Clair Avenue.

The Zoning Subcommittee of the Committee on Planning, Zoning and Housing referred the attached item back to the Common Council of the City of New Britain with a favorable recommendation.

April 9, 2014

Resolved; that the Common Council of the City of New Britain be and hereby authorized to issue the granting of certificate of location for a motor vehicle general repairer's license, limited exclusively to auto repairs, to Art Auto Servies, LLC. for the property at 62C St. Clair Avenue.

Alderman Carlo Carlozzi, Jr.
Chair

Ald. Giantonio and Ald. Sanchez recused themselves – they did not attend the meeting, nor did they listen to the tape. Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

Ald. Giantonio and Ald. Sanchez returned to the Chambers.

RESOLUTIONS RETURNED FROM COMMITTEE

32658-2 RE: AMENDMENT TO THE ORDINANCES ADDING DIV. 4, SEC. 2-523 REVENUE FOR CELLULAR TOWER LEASES

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

Resolution Summary: INTENT AND PURPOSE: To provide that all revenue generated from leases with cellular companies be deposited in a Special Revenue Account.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Article VII, Division 4 of Chapter 2 of the Code of Ordinances, City of New Britain, be amended as follows (inserted text appears in underline; deleted text appears in ~~strike through~~; new sections begin with the word [new])

[NEW] DIVISION 4. REVENUE

Sec. 2-523 Revenue for cellular tower leases.

Notwithstanding any other provision of the Code of Ordinances to the contrary, all revenue, excluding reimbursed expenses, generated from leases or rental to cellular, common carriers or Federal Communications Commission licensees on property owned by the City of New Britain shall be deposited in a Special Revenue Account as designated by the Director of Finance. No expenditure of any funds in this account shall be authorized except by majority vote of the Common Council.

Alderwoman Suzanne Bielinski
Alderman Adam Platosz

Ald. Bielinski moved to accept and adopt, seconded by Ald. Platosz. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

32655-2 RE: INCREASING MINIMUM WAGE TO \$10.10 BY THE END OF FISCAL YEAR 2015-2016

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

WHEREAS, Leaders across the Country and State of Connecticut, including the President of the United States and Governor Malloy have called for an increase to the minimum wage; AND

April 9, 2014

WHEREAS, The City of New Britain has a commitment to its residents to offer the opportunity to afford a livable wage; AND

WHEREAS, Other municipalities in the State of Connecticut have passed such measures; THEREFORE BE IT

RESOLVED; By the end of the Fiscal Year 2015-2016, The City of New Britain shall pay all employees, independent contractors regardless of full time or part-time status, no less than \$10.10 per hour; ~~AND BE IT FURTHER.~~

~~RESOLVED; By the end of the Fiscal Year 2015-2016, The City of New Britain shall not enter into contracts with contractors whose employees, independent contractors, regardless of full time or part-time status, receive payments of less than \$10.10 per hour.~~

Michael Trueworthy, Alderman

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. Roll call vote – 10 in favor, 5 opposed. IN FAVOR: Ald. Trueworthy, Magnuszewski, Black, Collins, Platosz, Sanchez, Carlozzi, DeFronzo, Naples and Bielinski. OPPOSED: Ald. Salvio, Pabon, Giantonio, Smedley and Salerno. RESOLUTION ADOPTED. Returned April 17, 2014 without the approval or disapproval of Mayor Stewart.

32684-1 RE: AGREEMENT WITH BLUM SHAPIRO FOR THE FY 2014 INDEPENDENT FINANCIAL AUDIT ENGAGEMENT

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

The Audit Committee of the Common Council held a special meeting on April 9, 2014, to discuss the appointment of an independent auditor for the fiscal year ending June 30, 2014. It is the recommendation of the committee that the City will be best served with the appointment of Blum Shapiro. At a first year fee of \$110,000, the firm is the lowest bidder.

Whereas: The Common Council is the appointing authority for the independent auditor; and,

Whereas: The City must notify the State of Connecticut, Office of Policy and Management, of the appointment by June 1 annually; and,

Whereas: It is the recommendation of the Audit Committee of the Common Council that the City will be best served with the appointment of Blum Shapiro for the examination of City financial records for the fiscal year ending June 30, 2014, therefore, be it

Resolved, that the firm of Blum Shapiro, is appointed City of New Britain independent financial auditor, fiscal year ending June 30, 2014 and be it further

Resolved, that Mayor Erin E. Stewart is authorized to execute an agreement with Blum Shapiro on behalf of the City for the FY 2014 independent financial audit engagement.

Alderman Michael Trueworthy
Chairman, Audit Committee

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. Resolution adopted with Ald. DeFronzo opposed. Approved April 11, 2014 by Mayor Erin E. Stewart.

April 9, 2014

32670-2 RE: POPE JOHN PAUL II CATHOLIC SCHOOL BAZAAR/CARNIVAL 06/19/14-06/21/14

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

RESOLVED; by the Common Council of the City of New Britain that the Mayor be and is hereby authorized to issue to the Pope John Paul II Catholic School, said licenses as may be issued under Chapter 5, Section 5-15 through 5-22, of the Code of Ordinances for the period of June 19-21, 2014, for the purpose of conducting a bazaar/carnival on the Pope John Paul II Catholic School grounds, 221 Farmington Avenue, New Britain, Connecticut.

Alderman David DeFronzo
Alderman Don Naples
Alderman Robert Smedley

Ald. DeFronzo moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

32654-2 RE: THE ACQUISITION OF A PORTION OF EVERETT STREET FROM THE CONNECTICUT STATE DEPARTMENT OF TRANSPORTATION

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

WHEREAS, The State of Connecticut Department of Transportation has prepared a Quit-Claim Deed to convey a portion of Everett Street which was created as a result of the construction of Route 72 to the City of New Britain for highway purposes; and

WHEREAS, this conveyance should have occurred years ago once the Route 72 project was completed; and

WHEREAS, the State of Connecticut Department of Transportation is prepared to convey said portion of Everett Street at this time; and

WHEREAS, the property consists of approximately 3,953 square feet of vacant land; and

WHEREAS, the executed Quit-Claim Deed to the City of New Britain prepared by the State of Connecticut Department of Transportation is attached as Exhibit A (attachment on file in Town Clerk's Office); now therefore, be it

RESOLVED, That Erin E. Stewart, Mayor, be and is hereby authorized to execute all documents related to the acquisition of Everett Street from the State of Connecticut Department of Transportation.

Alderman Wilfredo Pabon
Alderman Jamie Giantonio

Ald. Giantonio moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

32671-2 RE: AMENDMENT TO SEC. 19-130 OF THE ORDINANCES - LAND USE APPLICATION FEES

April 9, 2014

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

Resolution Summary and Purpose: To increase the land use application and related fees to be consistent with other municipalities and to add fees related to Aquifer Protection regulations.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN, that Section 19-130 of the Code of Ordinances be amended to read as follows (inserted text appears in underline; deleted text appears in ~~strike through~~; new sections begin with the word [new]):

ARTICLE IX. SCHEDULE OF FEES

Sec. 19-130 Land Use Application Fees

In accordance with the authority provided under Section 8-1c of the Connecticut General Statutes, the following land uses fees shall apply:

Zoning Petitions	
Amendments to the Zoning Ordinance	\$380 <u>\$400.00</u>
Changes to the Zoning Map	\$380 <u>\$400.00</u>
Zoning Board of Appeals Applications	
Appeal of the Decision of Building Official	\$230 <u>\$260.00</u>
Variances	\$230 <u>\$260.00</u>
Special Exceptions	\$230 <u>\$260.00</u>
Alcohol Permit (whether by variance or special exception)	\$380 <u>\$400.00</u>
Motor Vehicle Sales and/or Repairs (whether by variance or special exception, and including variances to site requirements)	\$380 <u>\$400.00</u>
Request for postponement*	\$230 <u>\$260.00</u>

(*No fee assessed if postponement is due to attendance of fewer than 7 members of the ZBA. No fee assessed if postponement is requested more than 15 days prior to a scheduled hearing date.)

City Plan Commission	
Subdivision fees	\$155 <u>\$225.00</u> base fee, plus \$25 <u>\$50.00</u> per lot

Conservation Commission	
Inland Wetlands Permit, basic (no hearing required)	\$130 <u>\$250.00</u>
Inland Wetlands Permit, Significant impact determined (public hearing required)	plus \$100 <u>\$250.00</u>
Amendment to Inland Wetlands Map	\$190 <u>\$400.00</u>

Aquifer Protection Agency (Conservation Commission)

<u>Initial Registration:</u>	
<u>Commercial</u>	No Charge
<u>Industrial</u>	No Charge
<u>Other</u>	No Charge
<u>Registration Renewal:</u>	
<u>Commercial</u>	<u>\$200.00</u>
<u>Industrial</u>	<u>\$200.00</u>
<u>Other</u>	<u>\$200.00</u>
<u>Permit Applications:</u>	
<u>Commercial</u>	<u>\$300.00</u>
<u>Industrial</u>	<u>\$300.00</u>
<u>Other</u>	<u>\$300.00</u>

April 9, 2014

<u>Permit or Registration Modification:</u>	<u>\$200.00</u>
<u>Public Hearing Required</u>	<u>plus \$200.00</u>
<u>Stormwater Management Plan Review</u>	<u>\$300.00</u>
<u>Materials Management Plan Review</u>	<u>\$300.00</u>
<u>Additional Expenses (including but not limited to outside consultants, experts, or legal advisors, etc.)</u>	<u>Actual Cost</u>

NOTE: All fees above are inclusive of the sixty dollars (\$60.00) State land use fees, mandated under Section 22a-27j of the Connecticut General Statutes.

Alderman Daniel M. Salerno

Ald. Salerno moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

**32573-2 RE: DONATION AGREEMENT WITH ONABALA, LLC FOR THE CONVEYANCE
OF 481 EAST STREET TO THE CITY OF NEW BRITAIN**

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

Resolution Summary: PURPOSE. Donation Agreement for 481 East Street, New Britain

WHEREAS, ONABALA, LLC is the owner of 481 East Street with a parcel total land area of .4 Acres; and

WHEREAS, ONABALA, LLC has contacted the City of New Britain and offered to donate the real property for future development; and

WHEREAS, The structure on the property has been the subject of a serious fire and there have been several blight violations and a mechanics lien; and

WHEREAS, The Municipal taxes are current; and

WHEREAS, The City of New Britain is committed to new development projects and expanding its Grand List; and

WHEREAS, The City of New Britain wishes to enter into a Donation Agreement;

NOW THEREFORE, be it

RESOLVED, That ERIN E. STEWART, Mayor, be and is hereby authorized to execute on behalf of the City of New Britain, a Donation Agreement with ONABALA, LLC for the real property known as 481 East Street and to execute all documents necessary for the conveyance of said property in accordance with the terms of said Agreement for the one dollar and other valuable consideration and one half of J.P. Maguire Associates, Inc. mechanics lien for emergency fencing, not to exceed the sum of Three Thousand Dollars.

Alderman Adam Platosz
Alderman Tonilynn Collins
Alderman Daniel Salerno

Ald. Platosz moved to accept and adopt, seconded by Ald. Collins. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

April 9, 2014

NEW BUSINESS

RESOLUTIONS

32685 RE: APPROVAL OF THE NAME CHANGE OF HERALD DRIVE TO "ROBERT J. LOUGHERY WAY" CONTINGENT UPON THE ABANDONMENT OF THE CURRENT STREET OF SAME NAME

Proposed Amendment on File in Town Clerk's Office.

Ald. Bielinski moved to accept and refer to Public Works, City Plan and the Zoning Sub-Committee, seconded by Ald. Pabon. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

32686 RE: PROPOSED AMENDMENT TO THE ORDINANCES AMENDING SEC. 6-18, AND ADDING SEC. 6-22 THRU 6-27 REGARDING LICENSING OF DOGS, VACCINATIONS, PERMITS ET AL

Proposed Amendment on File in Town Clerk's Office

Ald. Magnuszewski moved to accept and refer to the Consolidated Committee, seconded by Ald. Pabon. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

32687 RE: PROPOSED AMENDMENT TO SEC. 2-21 OF THE ORDINANCES REDUCING THE NUMBER OF COMMON COUNCIL MEETINGS TO ONE PER MONTH

Proposed Amendment on File in Town Clerk's Office.

Ald. Salvio moved to accept and refer to the Committee on Administration, Finance and Law, seconded by Ald. Giantonio. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

32688 RE: PROPOSED AMENDMENT TO SEC. 7-1 OF THE ORDINANCES REQUIRING A \$25.00 FEE FOR A CERTIFICATE OF APPROVAL

Proposed Amendment on File in Town Clerk's Office.

Ald. Pabon moved to accept and refer to the Committee on Planning, Zoning and Housing, seconded by Ald. Collins. So voted. Approved April 11, 2014 by Mayor Erin E. Stewart.

32689 RE: NEW BRITAIN MEMBERSHIP ON THE MATTABASSETT DISTRICT COMMISSION

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

WHEREAS, the Mattabassett District Board of Directors has expanded to include Middletown as a fourth member town of the Regional Water Authority; and

WHEREAS, due to this expansion, New Britain membership was reduced from six (6) voting members to five (5) voting members; THEREFORE, BE IT

April 9, 2014

RESOLVED, that the following five (5) voting members be acknowledged as the New Britain members and fulfill the remainder of their term as appointed on the Mattabasset District Commission:

<u>Name</u>	<u>Address</u>	<u>Term</u>
William P. Candelori (D)	25 Pierremount Avenue	11/1/12 – 10/31/15
Louis G. Amodio, Jr. (R)	500 Shuttle Meadow Avenue	11/1/12 – 10/31/15
Angelo D'Alfonso (D)	16 Jones Drive	11/1/11 – 10/31/14
John P. Valengavich (D)	15 Parkmore Street	11/1/11 – 10/31/14
Peter Centurelli (D)	81 Eastwick Road	11/1/13 – 10/31/16

Alderman Adam Platosz

Ald. Platosz moved to accept and adopt, seconded by Ald. Trueworthy. Resolution adopted with Ald. DeFronzo opposed. Approved April 11, 2014 by Mayor Erin E. Stewart.

There being no further business to come before the Council, Ald. Salvio moved to adjourn, seconded by Ald. DeFronzo. So voted. Meeting adjourned at 9:01 p.m.

ATTEST: Mark H. Bernacki, City Clerk