

February 26, 2014

REGULAR MEETING OF THE COMMON COUNCIL

FEBRUARY 26, 2014

Mayor Erin E. Stewart called the Regular Meeting of the Common Council to order at 7:39 p.m. on Wednesday, the 26th day of February 2014 in the Common Council Chambers, City Hall.

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

City Clerk, Mark H. Bernacki, gave the invocation: O God, our Heavenly Father, let us huddle together this evening, our community a place of warmth in our lives as we share the flame of hope and connection. We extend our thoughts to all those who are cold this evening, lacking shelter or love to keep them warm and wish each other a safe journey through the cold. We ask this in Thy name. Amen.

The pledge to the flag was led by Amy Kirby.

Mayor Stewart, on behalf of the City of New Britain, expressed best wishes to former Mayor Timothy E. O'Brien's wife who has been taken ill, wished her a speedy recovery, and asked that we keep her in our prayers.

Rasy Mar, from the U-Conn School of Medicine, gave a photo-voice pilot presentation to the Council.

Ald. Bielinski moved to accept and adopt the minutes of the Regular Meeting of January 8, 2014, and the Special and Regular Meetings of January 22, 2014, seconded by Ald. Trueworthy. So voted.

Ald. Bielinski moved to amend the Agenda by substituting 32472-3(2), seconded by Ald. Trueworthy. Roll call vote – all members voted in favor.

PETITIONS

- 32635 ALD. SMEDLEY FOR INSTALLING “NO PARKING BETWEEN 8 AM AND 8 PM” SIGNS ON HIGHLAND TERRACE AT PARK DRIVE AND IN FRONT OF 72 PARK DRIVE. REFERRED TO THE BOARD OF POLICE COMMISSIONERS.**
- 32636 ALD. SALVIO FOR INVESTIGATING PARKING ORDINANCE VIOLATIONS ON TORKOM DRIVE. REFERRED TO THE BOARD OF POLICE COMMISSIONERS.**
- 32637 ALD. SALERNO FOR TREE TRIMMING AT THE INTERSECTION OF ROOSEVELT STREET AND EDGEWOOD AVE. REFERRED TO THE DEPT. OF PUBLIC WORKS AND PARKS AND RECREATION.**
- 32638 ALD. GIANTONIO FOR A CHANGE OF ZONE ON STANLEY STREET BETWEEN PECK STREET AND NORTH STREET FROM T – B-3. REFERRED TO THE CITY PLAN COMMISSION AND ZONING SUB-COMMITTEE.**

Ald. Bielinski moved to adopt the Consent Agenda, seconded by Ald. Trueworthy. Roll call vote – all members voted in favor. Approved February 27, 2014 by Erin E. Stewart, Mayor.

CONSENT AGENDA

CITY CLERK

32618 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:

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CLAIMANTS NAME

- Albert, Michael
- Casillas, Stephen A.
- Flanagan, Sean
- Horbal, Frank
- Llanos, Michael
- Pabon, Jose by Atty. Richard L. Zayas
- Radzewicz, Wanda
- Ramos, Kevin by Richard L. Zayas
- Rodriguez, Ralph
- Szczygla, Miroslaw
- Tokarzewski, Waldemar by Atty. Timothy Brignole

Mark H. Bernacki
City Clerk

OFFICE OF THE CORPORATION COUNSEL

32620 RE: CELESTE L. RIVERA V. CITY OF NEW BRITAIN

To Her 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 TWENTY FIVE THOUSAND DOLLARS (\$25,000.00) be paid to Celeste L. Rivera and Jared T. Kosky, her attorney, in full settlement of her suit against the City of New Britain, now pending in Superior Court, Judicial District of New Britain, at New Britain, for bodily injuries she sustained when on October 2, 2009 while attempting to enter the passenger side of the vehicle parked along 17 Whitman Street, her right foot stepped into a hole approximately 30 inches wide and 6 inches deep along the edge of the street. Immediately after the incident, she was treated at the hospital for a non-displaced oblique fracture which involved the tuberosity of the metatarsal and was observed to have ecchymosis over the lateral side of the right foot. Also as a result of the incident, it is alleged that plaintiff had to have extensive arthroscopic debridement of the right ankle joint, right ankle anterior talo-fibular and calcaneo-fibular ligament reconstruction. Her medicals total \$39,113.89.

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

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

Irena J. Urbaniak
City Attorney

FINANCE DEPARTMENT

32621 RE: LINE ITEM TRANSFERS- JAN. 16, 2014 THROUGH FEB. 4, 2014

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 the city of New Britain ordinance of Article VII – Finance, Section 2-494(3), the following departments have transferred monies from one line item to another within their departmental budget (total department budget has not changed). Each transfer will be continuously numbered from month to month throughout the fiscal year. This report represents the transfers executed by the mayor in accordance with the aforementioned ordinance for the period ending February 4, 2014

4. Department: Town Clerk
From: 001108001-5663 (Election Supplies)

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To: 001108001-5436 (Equipment Maintenance & Repairs)
Amount: \$1,000.00
Brief Description: Funds needed to purchase office shredder and Town Clerk signature time stamp

Rebecca Salerni
Acting Finance Director

PURCHSING DEPARTMENT

32622 RE: ON-CALL ENGINEERING SERVICES CORBIN AVE. AND ELAM STREET PUMP STATION IMPROVEMENTS

To Her 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. This project was presented and approved by the Water Commission at their February 11, 2014 meeting.

Project Name: Corbin Avenue and Elam Street Pump Station Improvements
Vendor: Tata & Howard
Amount: \$49,500.00
Line Items: 9303501100-5331 Water Capital Improvements, Professional Services
Requested By: Public Works Department/Utilities Division

Scope: Tata & Howard will perform engineering services for the replacement of existing controls and communication equipment at the Corbin Avenue and Elam Street Pump Stations, installation of new chlorine and PH water quality analyzers at the Elam Street Pump Station and replacement of an existing generator at the Corbin Avenue Pumping Station. They will conduct on site visits of the Pump Stations to determine the configurations, operations and layout of the existing controls, equipment, analyzers and generation systems. Tata & Howard will be able to prepare schematic plans depicting the proposed improvements and their costs. They will meet with the Utilities Division to discuss their site inspections results. Tata & Howard will then develop specifications and engineering prints for these improvement projects so they can be put out to bid. Tata & Howard will conduct a pre-bid meeting at the sites and answer any questions from the bidders during the bidding process. Once the bids are received Tata & Howard will review the bids submitted to ensure compliance with the bid specifications. Once the projects have been awarded, Tata & Howard will conduct meetings with the contractors awarded the bid in addition to on-site visits of the Pump Stations to assure that the improvements being made meet specifications. This On-call Engineering Service was presented to the Water Commission at their February 11, 2014 meeting. At this meeting they approved the Public Works Deputy Director's recommendation to hire Tata & Howard to provide this On-call Engineering Service to the Utilities Division for the Corbin Avenue and Elam Street Pump Station Improvements.

Resolved: That the Purchasing Agent is hereby authorized to issue a Purchase Order for \$49,500.00 to Tata & Howard to provide Engineering Services for the Corbin Avenue and Elam Street Pump Station Improvements for the Public Works Department, Utility Division.

Jack Pieper
Purchasing Agent

32623 RE: PROFESSIONAL SERVICES – FOREST MANAGEMENT SERVICES FOR 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:

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In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-531 purchase orders were requested by the New Britain Public Works Department, Utilities Division for Forest Management Services

<u>Supplier</u>	<u>Services</u>	<u>Service Cost</u>	<u>Wood Sale Income</u>
Connwood Foresters Rockfall, CT.	Professional Watershed Forestry Management Services	\$56,500.00	\$91,000.00
Ferrucci & Walicki Middlefield, CT		\$45,000.00	\$62,000.00
	Total:	\$101,500.00	\$153,000.00

The Public Works Department, Utilities Division needs to effectively manage the thousands of acres of watershed property at the City's Reservoirs that it owns which is located in several Connecticut Municipalities. Watershed Forestry Management plans require long term plans, usually in five (5) year increments to provide optimum results to protect and enhance water quality. The harvest and sale of the cut wood from the watershed properties will help to pay for the Professional Watershed Forestry Management Services. The Public Works Department, Utilities Division, will be receiving a net income of \$51,500.00 after paying for the Professional Watershed Forestry Management Services over the next five (5) years. Connwood Foresters and Ferrucci & Walicki have been providing this Professional Watershed Forestry Services to the City for the past twenty-two (22) years. There are very few Connecticut Companies that can provide these Professional Watershed Forestry Services. It would be very difficult to find other companies to submit a bid. This was presented to the Water Commission at their February 11, 2014 meeting. At this meeting they approved the Deputy Director of the Public Works Department's recommendation to enter into a five (5) year agreement with Connwood Foresters, Inc of Rockfall, CT and Ferrucci & Walicki of Middlefield, CT to provide Professional Watershed Forestry Management Services to the Public Works Department, Utilities Division. Funding is available for this purchase from the Public Works Department, Utilities Division's account number, 9303501200-5331, Water Forestry Services, Professional Services.

Resolved: that the Purchasing Agent be and hereby authorized to issue a Purchase Order to and enter into a five (5) year agreement with Connwood Foresters Inc of Rockfall, CT and Ferrucci & Walicki of Middlefield, CT to provide Professional Watershed Forestry Management Services to the Public Works Department, Utilities Division.

Jack Pieper
Purchasing Agent

32624 RE: COOPERATIVE PURCHASING – ANNUAL FIRE ALARM SYSTEM TESTING, INSPECTION AND FULL SERVICE CONTRACT – 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:

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

<u>Supplier</u>	<u>Description</u>	<u>Price</u>
SimplexGrinnell East Berlin, CT.	Annual Fire Alarm System Testing Inspection and Full Service Contract	\$16,524.62

The Public Works Department, Utilities Division requested a purchase order for the Annual Fire Alarm System Testing, Inspection and Full Service Contract for their Filter Plant, Administration Building and Pump Station. The Full Services Contract includes component, parts, battery replacement and service calls. SimplexGrinnell has been providing maintenance on this system for the Public Works Department, Utilities Division in the past. SimplexGrinnell is the manufacturer of the Fire Alarm System and has one hundred and eighty-five (185) offices that make up one of the largest service networks in the Fire Alarm and Sprinkler Industry. SimplexGrinnell has no dealers and to go out to bid for these services would not be beneficial to the City. SimplexGrinnell also has a State of Connecticut Contract, 11PSX0055, for these Services. SimplexGrinnell has once again agreed to charge the Public Works Department, Utilities

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Division the State of Connecticut Contract pricing for these services. The price that SimplexGrinnell is charging the Public Works Department, Utilities Division is at a discounted rate of 6% below their normal pricing for these services. This expense was also presented to the Water Commission at their February 11, 2014 meeting in which they approved this expenditure. Funding for this purchase of the Annual Fire Alarm System Testing, Inspection and Full Services Contract is available within the Public Works Department, Utilities Division's account number 9303500103-5659, Water Operating Expenses, Treatment, Operating Material and Supplies.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$16,524.62 to SimplexGrinnell of East Berlin, CT for the Annual Fire Alarm System Testing, Inspection and Full Services Contract for the Public Works Department, Utilities Division at their Filter Plant, Administration Building and Pump Station utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award # 11PSX0055.

Jack Pieper
Purchasing Agent

32625 RE: ANIMAL CONTROL TRANSPORTATION SYSTEM – POLICE DEPT. ANIMAL CONTROL DIVISION

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 New Britain Police Department for the purchase of a new Animal Control Transportation System.

<u>Supplier</u>	<u>Item</u>	<u>Price</u>
Mavron, Inc Warsaw, IN.	Animal Control Transportation System	\$12,210.00

The New Britain Police Department has requested for their Animal Control Division the purchase of an Animal Control Transportation System to be installed inside their new Chevy Tahoe that they will be taking delivery of soon. Mavron, Inc is the leading manufacturer of Animal Control Transportation Systems and meets the Police Department, Animal Control Division's, requirements and specifications. Mavron, Inc.'s Animal Control Transportation Vehicles are also utilized by other cities within the State of Connecticut. They manufacture and then install the Animal Control Transportation Systems into Vans, SUVs and onto Pickup Trucks. They have no dealers and are the sole source supplier of their Animal Control Transportation Systems in the United States. This fact has been verified by the Purchasing Agent who has been in direct phone contact with Mavron, Inc. Bid solicitation for the purchase of the new Animal Control Transportation System would not be beneficial to the City. Funding for this purchase was approved by the Common Council at their June 27, 2013 meeting, Resolution #32387-1 Appropriation and Bond Authorization for the purchase of various Capital Equipment and is available in the Police Department's account, JL#0041100214-57025, Police Capital Equipment, Animal Control Vehicle.

RESOLVED: The Purchasing Agent is hereby authorized to issue a purchase order for \$12,210.00 to Mavron, Inc of Warsaw, IN for the purchase of a New Animal Control Transportation System for the New Britain Police Department's Animal Control Division.

Jack Pieper
Purchasing Agent

32626 RE: ON-CALL ENGINEERING SERVICES FEE FOR DISPOSAL OF CONTAMINATED SOIL FROM UNKNOWN UNDERGROUND STORAGE TANK AT 347 WASHINGTON ST. AND PROJECT COMPLETION REPORT FOR ENVIRONMENTAL REMEDIATION – BEAVER ST. RECONSTRUCTION

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

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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: Fee for disposal of contaminated soil from unknown underground storage tank at 347 Washington Street and project completion report for environmental remediation at 246 Beaver Street, Beaver Street Reconstruction, State Project 88-174

Vendor: CMG Environmental, Inc.

Amount: \$8,135.52 This fee is reimbursable per the terms of the Agreement for State Project 88-174

Line Items: 0083058101-5331 Capital Projects, Beaver Street Reconstruction, Professional Services

Requested By: Public Works Department, Engineering Division

Scope: CMG Environmental, coordinated the removal and proper disposal of one hundred and thirty one (131) tons of contaminated soil impacted by an underground tank that was leaking No 2 fuel oil found at 347 Washington Street during the Road Construction activities on State Project 88-174. CMG Environmental will prepare a summary report documenting the history and remaining steps to be followed in order to obtain final site closure from DEEP for the environmental remediation work at 246 Beaver Street.

RESOLVED: That the Purchasing Agent be and is hereby authorized to issue a Purchase Order for \$8,135.52 to CMG Environmental, Inc for the Contaminated Soil Disposal and Reporting Preparation for the Beaver Street Reconstruction Project, State Project 88-174

Jack Pieper
Purchasing Agent

32627 RE: EMERGENCY PURCHASE ORDER 500 TONS OF ROAD SALT – 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:

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 February 11, 2014

<u>Supplier</u>	<u>Item</u>	<u>Total Price</u>
International Salt Company, LLC Pittsburgh, PA.	500 Tons of Road Salt	\$40,000.00

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 for the purchase of Road Salt. With the past inclement weather that we have had, the Public Works Department was almost out of their supply of Road Salt. The Public Works Department wants to have enough Road Salt in stock to be able to melt the snow and ice from City's streets to make them safe. The City, a member of the Capital Region Council of Governments (CRCOG) was included in their bidding process again this year for the Road Salt for the 2013-2014 winter season. CRCOG awarded the bid for each of their six (6) districts depending on what company submitted the lowest responsible bid for the Road Salt. The bids were awarded to Cargill

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Deicing Technologies and to International Salt Company, LLC. The City's purchase for the Road Salt for the 2013-2014 winter season from Cargill Deicing Technologies was approved by the Common Council at their July 10, 2013 meeting, Resolution 32391. The inclement weather that we have had this year has caused Cargill Deicing Technologies' supplies to diminish and they are having problems obtaining more Road Salt from the manufacturers. At present, they cannot supply the Connecticut Municipalities, which they were awarded the CRCOG Bid for, with the quantities of Road Salt that they need. CRCOG was informed of this and was in contact with International Salt Company, LLC to find out what their Road Salt supplies were and if they could supply the Municipalities that Cargill Deicing Technologies could not. International Salt Company, LLC informed CRCOG that they at the present time had enough Road Salt in stock and was willing to supply the Connecticut Municipalities with it that Cargill Deicing Technologies could not. Funding for this purchase came from the Public Works Department's account number 001315007-5659, Street/Snow Removal, operating material and supplies.

Jack Pieper
Purchasing Agent

TAX COLLECTOR

32628 RE: TAX ABATEMENTS, CORRECTIONS AND REFUNDS

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

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

Cheryl S. Blogoslawski
Tax Collector

REPORTS OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS AND DEPARTMENTS

OFFICE OF THE CORPORATION COUNSEL

32619 RE: JAMES SCALISE, JR. V. CITY OF NEW BRITAIN

To Her 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 THIRTY THOUSAND DOLLARS (\$30,000.00) be paid to JAMES SCALISE, JR. and his attorneys, Petroski & Rizzi, and in full settlement of his suit against the City of New Britain now pending in Superior Court, Judicial District of New Britain, at New Britain, under Docket No. HHB-CV-10-6007304 as a result of an incident which took place on September 9, 2008 when Plaintiff fell due to an open manhole in the crosswalk at the intersection of Grand Street and Prospect Street. Plaintiff sustained significant injuries to his lumbar spine and right leg, underwent a lumbar fusion which resulted in a thirteen (13) percent permanent partial disability to the whole person and surgery to his right knee. Plaintiff has incurred medical bills in the amount of \$192,727.21.

This recommendation is made upon the advice of Assistant Corporation Counsel, Joseph E. Skelly, Jr., after settlement discussions with Judge William M. Shaughnessy, Jr., with the approval and consent of Corporation Counsel, Gennaro Bizzarro.

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

Joseph E. Skelly, Jr.
Assistant Corporation Counsel

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Ald. Salvio moved to accept and adopt, seconded by Ald. Platosz. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

DEPARTMENT OF PROPERTY MANAGEMENT

32617-1 RE: WASHINGTON STREET METERS

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

Parking meters, including the meters on Washington Street, are checked and audited on a regular basis. Upon receipt of the above mentioned petition, the Parking Maintainer was sent to check all of the meters on Washington Street and they are all functioning properly.

Denis J. Pelegriano
Director of Fleet & Facilities

Ald. Sanchez moved to accept and adopt, seconded by Ald. Collins. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

NEW BUSINESS

RESOLUTIONS

32629 RE: CONTRACT WITH DONALD S. LUKOWSKI DBA DONALD S. LUKOWSKI & ASSOCIATES TO EXAMINE THE LAND RECORDS THRU JUNE 30, 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, Connecticut State Statutes require the appointment of a person to examine municipal indexes of land records and to provide a detailed report in writing to the Town and City Clerk all errors and omissions; and

WHEREAS, these professional services have been performed by Donald S. Lukowski & Associates; and

WHEREAS, the scope of services includes a general review and verification of all documents recorded in the published volumes against a book and page listing furnished by the City of New Britain; verifiable items include names, volume, page, description, type of document and date of recordation; and

WHEREAS, the audit is performed for each of the twelve months of the year and a correction sheet is submitted to the Town and City Clerk monthly listing all corrections; following the completion calendar year audit, a state examination and inspection certificate is issued for subsequent submission to the State of Connecticut Public Records Administrator; and

WHEREAS, authorization is requested to extend the current contractual agreement for an additional term through June 30, 2016; and

WHEREAS, the annual cost of such services is not to exceed \$11,550 contingent upon annual funding made by the Common Council for this purpose; therefore be it

RESOLVED that the Purchasing Agent is hereby authorized to execute a contract amendment with Donald S. Lukowski dba Donald S. Lukowski & Associates for the proposed services and cost stated above through June 30, 2016.

Alderman Carlo Carlozzi Jr.

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Ald. Carlozzi moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

32472-3 RE: PROPOSED AMENDMENT TO SEC. 2-22 OF THE ORDINANCES REGARDING PUBLIC PARTICIPATION PRIOR TO COUNCIL MEETINGS

Resolution on file in Town Clerk's Office.

Ald. Giantonio moved to accept and refer to the Committee on Administration, Finance and Law, seconded by Ald. Carlozzi. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

32630 RE: AGREEMENT FOR PURCHASING OF EMERGENCY SEWER SERVICES – BETWEEN CITY OF NEW BRITAIN AND KENSINGTON FIRE DISTRICT

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 City of New Britain and the Kensington Fire District propose to enter into an Agreement for emergency sewer repair services and services for the pumping out of the District's sewage pumping stations and catch basins; and,

WHEREAS, the District and the City wish to memorialize their understandings concerning their respective duties, rights, liabilities and obligations whenever the District requests these Services; and,

WHEREAS, the District agrees to pay the City for these Services at the hourly billing rate of \$155.83 per hour during normal working hours; and,

WHEREAS, the District agrees to pay the City for these Services at the hourly billing rate of \$192.74 per hour during "after hours" including a 4 hour minimum charge of \$770.96; and,

WHEREAS, the District agrees to pay the City for these Services at the hourly billing rate of \$229.66 per hour during Sunday and Holiday calls including a 4 hour minimum charge of \$918.64; and,

WHEREAS, these rates are subject to change as dictated by subsequent union contracts; therefore, be it

RESOLVED, that Gilbert Bligh, Deputy Director of Public Works Water/Sewer Division, be, and is hereby authorized to sign the agreement entitled:

"Agreement For Purchasing Of Emergency Sewer Services"

Alderman Carlo Carlozzi, Jr.
Alderman Eva Magnuszewski
Alderman Emmanuel Sanchez
Common Council Liaisons
Public Works Department

Ald. Carlozzi moved to accept and adopt, seconded by Ald. Sanchez. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

31989-6 RE: PROPOSED AMENDMENT TO THE ORDINANCES DELETING ARTICLE XIX, SECTIONS 14-400 THRU 14-406 REGARDING LICENSE FOR RESIDENTIAL RENTAL REAL PROPERTY

Resolution on file in Town Clerk's Office.

Ald. Carlozzi moved to accept and refer to the Committee on Planning, Zoning and Housing, seconded by Ald. Pabon. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

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32631 RE: THE ACQUISITION OF 246 BEAVER ST. FROM THE STATE OF CONNECTICUT 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 under the terms of the Beaver Street Reconstruction Project No. 88-174 is required to convey 246 Beaver Street to the City of New Britain for Highway Purposes for no monetary consideration; and

WHEREAS, the property consists of approximately 18,939 square feet; and

WHEREAS, it is the intention of the City of New Britain to seriously consider any proposal or application filed by a third party to erect a monument on this property to honor the 65th Infantry known as The Borinqueneers; 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; (Exhibit is on file in the 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 246 Beaver Street from the State of Connecticut Department of Transportation.

Alderman Michael Treworthy
Alderman Wilfredo Pabon
Alderman Emmanuel Sanchez

Ald. Sanchez moved to accept and refer to the Committee on Planning, Zoning and Housing, seconded by Ald. Pabon. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

32632 RE: TAX MODIFICATION AGREEMENT WITH SCHOOL HOUSING MANAGEMENT, LLC TO ASSIST IN THE COMPLETE RENOVATION OF SCHOOL 1 AND SCHOOL 11 APARTMENTS

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

Resolution Summary: PURPOSE. To provide a partial abatement of real estate property taxes to assist in the complete renovation of 226 housing units for low and moderate income residents at the School I and School II apartments.

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

WHEREAS, Section 8-215 of the Connecticut General Statutes authorizes a municipality to by ordinance provide for the abatement of real estate property taxes in whole or in part for housing solely used for low and moderate income residents; and

WHEREAS, Section 22-9 of the Code of Ordinances was enacted pursuant to Section 8-215 of the Connecticut General Statutes and provides for the abatement of real estate property taxes for a term not to exceed thirty nine (39) years; and

WHEREAS, School Housing Management, LLC has proposed to purchase and renovate 226 housing units for low and moderate income residents on premises known as the School I and School II Apartments on 50 Bassett Street and 161 South Main Street at a cost of approximately \$35,000 per residential unit; and

WHEREAS, the tax bill for the subject property for the October 1, 2012 grand list was \$296,650.08; and

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WHEREAS, School Housing Management, LLC has proposed entering into a Tax Modification Agreement with the City of New Britain effective October 1, 2013 for a term of twenty (20) years unless extended at the sole option of the City; and

WHEREAS, the proposal is for School Housing Management, LLC to pay, by way of modification, a real estate tax for the payments due on July 1, 2014, July 1, 2015, July 1, 2016, July 1, 2017 and July 1, 2018 in the amount of \$296,650.08 per year and for the payments due on July 1, 2019 through July 1, 2033 an amount equal to the tax payment due the prior July 1st, multiplied by the same percentage that HUD increases its payments to the property owner under the Housing Assistance Payment Contract; and WHEREAS, the Common Council of the City of New Britain deems such a Tax Modification Agreement to be in the best interests of the City of New Britain; now, therefore, be it

RESOLVED, that Erin E. Stewart, Mayor, be and is hereby authorized to execute a Tax Modification Agreement on behalf of the City of New Britain with School Housing Management, LLC, effective October 1, 2013 for a term of twenty (20) years.

Alderman Jaime Giantonio

Ald. Giantonio moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

32530-1 RE: BUDGETARY AMENDMENT – EVERY KID COUNTS AFTER SCHOOL PROGRAM AND INTRAMURAL SPORTS

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:

Program Objective: The Parks and Recreation Department will provide comprehensive after school programming at Lincoln Elementary School. The students in grades three through five are targeted to attend the after school program from 3:35 to 5:45 p.m. The three major components of the after school program are education, recreation and cultural arts.

The Parks and Recreation Department will administer an Afterschool Intramural Sports Program at Chamberlain, DiLoreto, Holmes, Northend, Smith and Vance Elementary Schools. The program will be held on Monday, Tuesday, and Thursday, beginning at school dismissal until 5 p.m. Participants will work on skills to engage in the following sports: basketball, soccer, and kickball. Tournaments against other New Britain Intramural Sports Programs will take place as a culmination to each sport.

Initial Year of Grant Funding: July 1, 2013.

Local Program Operation Department: Recreation Division, Public Works.

Resolution Purpose: To do a budgetary amendment to Resolution #32530 that created the budget for this After School Program for \$33,000. The Recreation Division is respectfully requesting that the Finance Department amend the line item expenditures and revenue account budgets so that the new budget total is \$45,500, and,

WHEREAS, the City, through its Recreation Division, has received a HUD Grant for an elementary after school program in the amount of \$29,000. Funding has been granted for this program that will provide services such as recreational activities, homework help, and mentoring to City youth in an after-school environment, and,

WHEREAS, the HUD Grant monies will pay for personnel and program supply costs associated with the proposed programming strategy for the period of July 1, 2013, through June 30, 2014, and,

WHEREAS, the Consolidated School District of New Britain granted money for an Extended School Hours Program at Lincoln Elementary School in the amount of \$4,000 for additional students to attend the after school program on Mondays, Tuesdays, and Thursdays throughout the year, and,

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WHEREAS, the Consolidated School District of New Britain has collaborated with the Recreation Division to administer an Afterschool Intramural Sports Program at six elementary school sites, and,

WHEREAS, the Recreation Division will hire staff and provide sporting equipment in the amount of \$12,500 for the program, therefore, be it

RESOLVED, that the budget amount of \$33,000 be amended to \$45,500 to include the additional \$12,500 and that amount be appropriated in the City's special revenue fund account structure in accordance with the requirements of the grantor agency. The account number has been established by the Finance Director, then it be further

RESOLVED, that the Common Council authorizes Mayor Erin E. Stewart to sign appropriate documents required for this grant.

		<u>Original</u>
238420132-4223	HUD	\$ 29,000
238420132-4479	Consolidated School District	\$ 4,000
<u>238420132-4479</u>	<u>Consolidated School District</u>	<u>\$ 12,500</u>
	TOTAL:	\$ 45,500

HUD		
238420132-5124	Part-time Salaries	\$ 21,018
238420132-5231	Medicare	\$ 305
238420132-5412	Telecommunications	\$ 450
238420132-5440	Rental and Leasing of Property	\$ 3,027
238420132-5540	Advertising and Printing	\$ 200
238420132-5611	Office Supplies	\$ 1,000
238420132-5659	Supplies	<u>\$ 3,000</u>
	Total Expenditures:	\$ 29,000

CSDNB		
238420132-5124	Part-time Salaries	<u>\$ 4,000</u>
	Total Expenditures:	\$ 4,000

CSDNB		
238420132-5124	Part-time salaries	\$ 9,765
238420132-5659	Supplies	<u>\$ 2,735</u>
	Total Expenditures:	\$ 12,500

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

Ald. DeFronzo recused himself due to a possible conflict of interest – he works for the School Department. Ald. Black moved to accept and adopt, seconded by Ald. Giantonio. Ald. Trueworthy moved to amend by striking Ald. DeFronzo's signature from the resolution, seconded by Ald. Bielinski. So voted. Roll call vote on resolution, as amended: 14 in Favor, 0 Opposed. IN FAVOR: Ald. Trueworthy, Magnuszewski, Black, Collins, Platosz, Sanchez, Carlozzi, Salvio, Pabon, Giantonio, Smedley, Naples, Salerno and Bielinski. Approved February 27, 2014 by Mayor Erin E. Stewart.

Ald. DeFronzo returned to the Chambers.

32633 RE: AUTHORIZATION TO SIGN STATE AGREEMENT FOR THE DEVELOPMENT OF CONTRACT PLANS, SPECIFICATIONS AND ESTIMATES FOR RECONSTRUCTION OF HART STREET STATE PROJECT NO. 88-185 FEDERAL-AID PROJECT NO 1088(110)

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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 Public Works Department has requested that design activities be undertaken in conjunction with Reconstruction of Hart Street for approximately 3,110 feet, hereinafter referred to as "improvements," and

WHEREAS, said improvements include, but are not limited to, full-depth reconstruction of Hart Street including concrete curbing, concrete sidewalks, upgrading the existing drainage system and installation of new signage, and

WHEREAS, the Project design will be prepared in-house by Public Works Department Staff, and

WHEREAS, the estimated cost for the preliminary engineering phase of the Project is \$380,000, with a Maximum Amount of Reimbursement to Municipality of \$342,000. The Project's funding breakdown is 80% Federal, 10% State of Connecticut and the remaining 10% from the City of New Britain, and

WHEREAS, the Moving Ahead for Progress in the 21st Century Act (P.L. 112-141) (MAP 21) provides funding authorization "for Federal-aid highways, highway safety programs, and transit programs, and for other purposes," and

WHEREAS, the Public Works Department has requested that federal funding be obligated so that Project related design activities can be authorized.

RESOLVED, that Erin E. Stewart, Mayor, is authorized to sign the Agreement entitled "Agreement between the State of Connecticut and the City of New Britain for the Development of Contract Plans, Specifications and Estimates for Reconstruction of Hart Street Utilizing Federal Funds under the Urban component of the Surface Transportation Program".

Alderman Carlo Carlozzi, Jr.
Alderman Eva Magnuszewski
Alderman Emmanuel Sanchez

Ald. Magnuszewski moved to accept and adopt, seconded by Ald. Carlozzi. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

32634 RE: RECEIPT OF \$30,000 FROM THE STATE OF CT OFFICE OF POLICY AND MANAGEMENT TO OPERATE "RIGHT RESPONSE CT"

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: This resolution allows for Mayor Erin E. Stewart to sign an agreement for the City's receipt of funding in the amount of \$30,000 from the State of Connecticut Office of Policy and Management and to place such funds in revenue and expenditure accounts to operate the "Right Response CT" program as set forth by a memorandum of agreement between the Consolidated School District of New Britain, the New Britain Police Department, and New Britain Youth and Family Services. Funds will be used to hire three part time School Collaborative Team Interventionists for Slade Middle School, Pulaski Middle School, and New Britain High School. The Right Response CT program is a model designed to reduce school based arrests. New Britain currently has the highest percentage of school based arrests in the State of Connecticut per capita.

WHEREAS; the City of New Britain is committed to its children and youth, and desires to make the schools and community the best place possible to educate and raise children; and

WHEREAS; the City of New Britain has received funding to operate the Right Response CT program to reduce the incidence of school based arrests; and

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WHEREAS; there is a memorandum of agreement between the Consolidated School District of New Britain, the New Britain Police Department, and New Britain Youth & Family Services to utilize the "Right Response CT" model; NOW THEREFORE BE IT

RESOLVED; that Mayor Erin E. Stewart receive full authority to execute all contracts in receipt of Right Response CT funding in the amount of \$30,000 from the State of Connecticut Office of Policy and Management; AND BE IT FURTHER

RESOLVED; that such funding, upon receipt, be placed in appropriate revenue and expenditure accounts as defined below.

Rev. Account: 298536102-4476	Local Revenue/Contributions	\$30,000
Exp. Account: 298536102-5124	Part Time Salaries	\$30,000

Alderman Emmanuel Sanchez

Ald. Sanchez moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved February 27, 2014 by Mayor Erin E. Stewart.

There being no further business to come before the Council, Ald. Trueworthy moved to adjourn, seconded by Ald. Giantonio. So voted. Meeting adjourned at 8:52 p.m.

ATTEST: Mark H. Bernacki, City Clerk

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