

January 28, 2015

REGULAR MEETING OF THE COMMON COUNCIL

JANUARY 28, 2015

Mayor Erin E. Stewart called the Regular Meeting of the Common Council to order at 7:43 p.m. on Wednesday, the 28th day of January 2015 in the Common Council Chambers, City Hall.

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

One member was absent: Ald. Trueworthy who was ill.

The invocation was given by City Clerk, Mark H. Bernacki:

O God, our Heavenly Father, as we gather here this evening, look down on our Champion Junior Canes Football Team. Give their coach, Alex Torres, his coaching staff and volunteers the patience, dedication and ability to teach; to teach these young men the skills needed to perform to their best levels; to teach them that discipline and hard work on the practice field means a winning attitude that results in victory on the field of play; to teach them to dream and have goals in their young lives; to teach them the joys of victory and humbleness of winning; to teach them that even hard work can sometimes lead to defeat and to accept the loss as a learning moment to be better the next game, and to teach them the values of teamwork, pride in representing their community, and sportsmanship through their conduct wearing the New Britain Junior Canes uniform. We ask this Thy name. Amen.

The pledge to the flag was led by the 7th grade Jr. Canes Football Team

Mayor Stewart relinquished the Chair to Mayor Pro Tempore, Suzanne Bielinski in order to recognize Alex Torres, Head Coach and president of the Jr. Canes Team. Certificates were presented to players and coaches. Photos were taken.

Ald. Collins moved to accept and adopt the Minutes of the Regular and Special Meetings of December 10, 2014, seconded by Ald. Bielinski. So voted.

Ald. Collins moved to amend the Agenda by adding Resolutions 32996(9) and 32997(10), seconded by Ald. Bielinski. Roll call vote – all members present voted in favor.

PETITIONS

- 32998 RE: ALD. DEFRONZO FOR HAVING CORPORATION COUNSEL PROVIDE A REPORT TO THE COMMON COUNCIL WITHIN 60 DAYS DETAILING THE COSTS INCURRED FOR OUTSOURCING LEGAL SERVICES. REFERRED TO THE OFFICE OF CORPORATION COUNSEL.**
- 32999 RE: ALD. DEFRONZO FOR THE OFFICE OF CORPORATION COUNSEL TO SUBMIT A MONTHLY REPORT TO THE COMMON COUNCIL AN ACCOUNTING OF ALL MONEY SPENT ON OUTSIDE LEGAL SERVICE. REFERRED TO THE OFFICE OF CORPORATION COUNSEL.**
- 33000 RE: ALD. SALERNO FOR CONDUCTING A TRAFFIC STUDY AT THE INTERSECTION OF BINGHAM ST AND ROCKY HILL AVE. REFERRED TO THE BOARD OF POLICE COMMISSIONERS.**

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33001 RE: ALD. NAPLES FOR INVESTIGATING EXCESSIVE SPEEDING AND THE NEED FOR ADDITIONAL SIGNAGE ON BARBOUR ROAD. REFERRED TO THE BOARD OF POLICE COMMISSIONERS.

33002 RE: ALD. SALVIO FOR GRANTING OF A CERTIFICATE OF LOCATION APPROVAL LICENSE FOR PROPERTY AT 111C CHRISTIAN LANE. REFERRED TO THE ZONING SUBCOMMITTEE AND THE CITY PLAN COMMISSION.

Ald. Collins moved to accept and adopt the Consent Agenda, seconded by Ald. Bielinski. Roll call vote – all members present voted in favor. Approved January 29, 2015 by Mayor Erin E. Stewart.

CONSENT AGENDA

CITY CLERK

32984 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

- Brown, Jaimee by Atty. Jamaal T. Johnson
- DeJesus, Lionel
- Drezek, Frances
- Gaudio, Roger by Atty. Theodore J. Wurz
- Matias, Nelson by Atty. Christopher J. Petter
- Nadolny, Lukasz
- West, Alison M. by Atty. David J. Scully

Mark H. Bernacki
City Clerk

PURCHASING DEPARTMENT

32985 RE: PURCHASE OF A NEW TREADMILL FOR THE NEW BRITAIN SENIOR CENTER

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 New Britain Health Department for the following under the State of Connecticut's Cooperative Plan:

<u>Supplier</u>	<u>Item</u>	<u>Price</u>
Total Fitness Equipment South Windsor, CT.	Treadmill	\$3,560.00

The New Britain Health Department requested a purchase order for the purchase of a new Treadmill utilizing the State of Connecticut's Contract Award #13PSX0341. The new Treadmill will be installed at the New Britain Senior Center. The New Britain Senior Center presently has only one (1) piece of exercise equipment, a recumbent bike. The new Treadmill will help to develop an exercise room at the New Britain Senior Center. Regular exercise and physical activity are important to the physical and mental health of older adults. It will produce long term benefits and promote wellness and prevent disease for almost everyone including older adults, a mission of the New Britain Health Department. This new Treadmill is being paid for by grant money received by the New Britain Health Department, therefore no

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cost to the City. Funding is available for this purchase and is within the New Britain Health Department's account number 245522107-5740, H1N1 Vaccines, Other Miscellaneous Equipment.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$3,560.00 to Total Fitness Equipment of South Windsor, CT. for the purchase of a new Treadmill for the New Britain Health Department to be installed at the New Britain Senior Center utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award #13PSX0341.

Jack Pieper
Purchasing Agent

32986 RE: REROOFING AND INSTALLATION OF ROOF SNOW GUARDS AT NEW BRITAIN STADIUM FOR PARKS AND RECREATION 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. 3800 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Reroofing and Related Work at New Britain Stadium. The Reroofing and related work is over the concessions and team room buildings at the stadium. Funding is available for the Reroofing project in the Parks, Recreation and Community Services Department's account numbers, 0083237601-5454, Citywide Park Improvement Construction Contracts for \$242,764.00 and 2131900115-52085, FY 2015 LOCIP New Britain Stadium Roof Replacement for \$100,736.00.

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 thirty-four (34) Roofing Contractors. The Purchasing Agent did not receive any letters from the Roofing Contractors 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 Parks, Recreation and Community Services Department's Administration, the City's On-call Engineering Company associated with this project and the Purchasing Agent. Therefore the Director of the Parks, Recreation and Community Services Department is recommending the bid be awarded to Imperial Company, Inc. of Cromwell, CT who submitted the lowest responsible bid and met all of the bid specifications for the base bid and Alternate Bid #1, the installation of Roof Snow Guards.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a Purchase Order for \$343,500.00 and enter into a contract with Imperial Company, Inc. of Cromwell, CT. for the Reroofing and the installation of Roof Snow Guards at New Britain Stadium for the Parks, Recreation and Community Services Department per the terms and specifications of Public Bid No. 3800.

Jack Pieper
Purchasing Agent

TAX COLLECTOR

32987 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

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NEW BUSINESS

RESOLUTIONS

32988 RE: FEBRUARY 2015 DESIGNATED AS BLACK HISTORY MONTH

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, since 1926, a son of a former slave and coal miner as a child, Dr. Carter G. Woodson, conducted a week-long celebration to commemorate individuals and events which portrayed significant impact on the African-American life and history; and

Whereas, since 1976 Black History Month has been celebrated nationally during the entire month of February; and

Whereas, the City of New Britain is proud to be home of such a diverse and distinguished population and recognizes the accomplishments African-Americans have made; Now, Therefore, Be It

Resolved that the Common Council of the City of New Britain proclaims February 2015 as Black History Month and encourage its residents, public officials and all individuals to observe this month with appropriate ceremonies, programs and activities to celebrate the rich legacy of African-Americans and to honor the remarkable contributions they have made to progress our community.

Alderman Suzanne Bielinski
Alderman Tonilynn Collins
Alderman Shirley Black

Ald. Collins moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved January 29, 2015 by Mayor Erin E. Stewart.

32989 RE: STATE DEPT. OF PUBLIC HEALTH GRANT TO NEW BRITAIN HEALTH DEPT. - \$86,261

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

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

Resolution Purpose: Extension of one year grant funding to a four year grant cycle. Locally adopted budget in 4th year of grant cycle, for calendar years 2012-2015. Total all income and expenditure activity reflecting authorized expenditure budget of \$313,249.

WHEREAS; the State of Connecticut, Department of Public Health, has notified the City of New Britain that it is continuing the grant in the amount of \$86,261 for the calendar year 2015; and

THEREFORE, BE IT RESOLVED; that the Special Revenue budget for fund #241, be \$86,261 for the one year period of 1/1/15 through 12/31/15 for the purpose of reflecting the State funding as follows:

<u>Revenues</u>	<u>Line Item</u>	<u>Budget Amount</u>
Immunization Grant - State of CT, Dept. of Public Health	241522147-4222	86,261

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<u>Expenditures</u>	<u>Line Item</u>	<u>Amount</u>
Full Time Salaries	241522147-5121	50,871
Medicare	241522147-5231	1,033
MERF	241522147-5220	6,613
Workers Comp	241522147-5227	385
Medical	241522147-5228	3,700
Part-Time Salaries	241522147-5124	20,356
Overtime (IAP promotional events)	241522147-5122	1,000
Office Supplies	241522147-5611	570
Administrative Overhead	241522147-5876	500
Travel	241522147-5580	1,000
Training	241522147-5337	233
Total		<u>\$86,261</u>

Alderman Adam Platosz

Ald. Platosz moved to accept and adopt, seconded by Ald. Magnuszewski. So voted. Approved January 29, 2015 by Mayor Erin E. Stewart.

32990 RE: PROPOSED AMENDMENT TO SEC. 7-14 OF THE ORDINANCES REVISING FEE SCHEDULE – ZONING PERMITS

Proposed amendment on file in the Town Clerk's Office.

Ald. Pabon moved to accept and refer to the Committee on Planning, Zoning and Housing, seconded by Ald. Giantonio. So voted. Approved January 29, 2015 by Mayor Erin E. Stewart.

32991 RE: PROPOSED AMENDMENT TO THE ORDINANCES REVISING SEC. 10-37, 13-194, 14-256, AND 14-407 TO PROVIDE FOR AN INCREASE IN FEES

Proposed amendment on file in the Town Clerk's Office.

Ald. Platosz moved to accept and refer to the Consolidated Committee, seconded by Ald. Bielinski. So voted. Approved January 29, 2015 by Mayor Erin E. Stewart.

32992 RE: THE APPOINTMENT OF A COMPENSATION COMMITTEE TO UNDERTAKE A STUDY IN ORDER TO MAKE A RECOMMENDATION WITH RESPECT TO A SALARY ADJUSTMENT FOR ELECTED AND APPOINTED OFFICIALS

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, according to Section 2-338 of the City of New Britain Code of Ordinances, in January of each odd-numbered year, the Common Council shall appoint a Compensation Committee consisting of three (3) members, two (2) of which shall be nominated by the majority leader of the Common Council, and one of which shall be nominated by the minority leader of the Common Council. The nominations shall be approved by a majority of the Common Council present and voting. In the absence of a minority party on the Common Council, the Common Council shall, by majority vote, nominate and approve the appointment of the committee members which was designated as that of the minority leader; and

WHEREAS, the Compensation Committee shall undertake a study in order to make a recommendation with respect to a salary adjustment for elected and appointed officials whose salaries are to be established by ordinance, including, but not limited to the mayor, the town clerk, the tax collector, the treasurer, the registrars of voters, the corporation counsel and the clerk of committees. The Compensation Committee shall take into consideration the salaries of comparable officials in other cities

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and towns and the adjustments in compensation granted to employees of the City. The committee may utilize, as necessary, appropriate City personnel to assist in its study committee and shall report its recommendation to the full Common Council in a timely manner; NOW, THEREFORE, BE IT

RESOLVED; that the following members of the Common Council of the City of New Britain be hereby appointed to the Compensation Committee:

1. Alderman Carlo Carlozzi, Jr.
2. Alderman Wilfredo Pabon
3. Alderman Emmanuel Sanchez

Alderman Wilfredo Pabon
Alderman Carlo Carlozzi Jr.

Ald. Carlozzi moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved January 29, 2015 by Mayor Erin E. Stewart.

32993 RE: PERSONAL SERVICES AGREEMENT WITH THE STATE OF CONNECTICUT FOR FINANCIAL ASSISTANCE TO COMPLETE VARIOUS IMPROVEMENTS AT BEEHIVE STADIUM AND BUDGET TRANSFER - \$850,000

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: Authorize the Mayor to execute all documentation between the State of Connecticut Department of Energy and Environmental Protection and the City of New Britain to receive grant funding for the rehabilitation of Beehive Stadium.

WHEREAS, Grant funds were applied for by the City of New Britain for the Rehabilitation of Beehive Stadium, AND

WHEREAS, at its meeting on January 12, 2015, the State of Connecticut Bond Commission approved an award of \$850,000.00 for the Beehive Project, AND

WHEREAS, the use of this grant award will offset \$850,000 that was originally planned on coming from proceeds from sale of bond revenue. The expenditures for this grant will be paid out of 0083237701-5454 Beehive Stadium Construction Contracts, AND

WHEREAS, Erin E. Stewart was elected Mayor and her term of office began on November 12, 2013 and will continue until November 10, 2015. As the Mayor, Erin E. Stewart serves as the Chief Executive Officer for City of New Britain, and is hereby authorized to sign on behalf of the City of New Britain a Personal Services Agreement for financial assistance to complete various improvements to the athletic complex known as Beehive Stadium, NOW THEREFORE BE IT

RESOLVED, that Erin E. Stewart, Mayor of the City of New Britain be and hereby is authorized to execute on behalf of this municipal corporation a Personal Services Agreement with the State of Connecticut for financial assistance to complete various improvements to the athletic complex known as Beehive Stadium, project agreement number CUAP 2015-11. AND BE IT FURTHER

RESOLVED, a budget transfer in the amount of \$850,000 be appropriated within the Beehive Stadium Improvement project, which is in the City's Capital Projects fund in accordance with the requirements of the grantor agency as outlined below:

<u>Increase Revenue:</u>		
0083237700-4222	Beehive Stadium State Grant	\$850,000
<u>Decrease Revenue:</u>		
0083237700-4999	Beehive Stadium Proceeds from Sale of Bond	\$850,000

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

Ald. Giantonio moved to accept and adopt, seconded by Ald. DeFronzo. So voted. Approved January 29, 2015 by Mayor Erin E. Stewart.

32994 RE: CLOSING AND RE-APPROPRIATING TWO EXISTING LOCIP ACCOUNTS INTO A NEW 2015 LOCIP PROJECT ENTITLED NEW BRITAIN STADIUM ROOF REPLACEMENT AND BUDGET TRANSFER - \$100,736

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 Purpose: To close and re-appropriate two existing LOCIP accounts into a new 2015 LOCIP project entitled New Britain Stadium roof replacement. The New Britain Stadium roof is 19 years old, currently leaking in several areas, and is in desperate need of repair.

WHEREAS, the New Britain Stadium roof is leaking in several areas, AND

WHEREAS, LOCIP account number 2131500113-52073 Washington Park Soccer Field is not a viable project given that the park will not support a full size soccer field nor provide adequate parking and spectator areas, AND

WHEREAS, a soccer field at the Washington Park location would require extensive netting to be constructed to keep the soccer balls out of residents yards as well as require significant funding to provide ADA accessibility , AND

WHEREAS, LOCIP project number 2131200112-52077 Fire Station 7 roof replacement is complete with the remaining funds available for re-allocation, AND

WHEREAS, Bid #3800 New Britain Stadium Re-roofing was solicited and received through the City's Purchasing Agent with the low bid plus alternate number 1 coming in at a total of \$343,500.00, AND

WHEREAS, this additional LOCIP money will supplement the existing funding located in bond account number 0083237601-5454 City wide park improvements, NOW THEREFORE BE IT

RESOLVED, that the State of CT close out the following projects and open a new LOCIP project for New Britain Stadium Roof Replacement, and in conjunction the Finance Department, perform the following LOCIP transfers:

From:		
2131500113-52073 Washington Park Soccer Field		\$ 75,000
2131200112-52077 Station 7 Roof Replacement		\$ 25,736
	Total:	\$100,736
To:		
2131900115-52085 New Britain Roof Replacement		\$100,736

AND BE IT FURTHER RESOLVED, the City of New Britain approves the New Britain Stadium Roof Replacement as a CIP project and authorizes the Mayor and Finance Department to request the proper approvals from the State of Connecticut for this new LOCIP Project to ensure the project is eligible for LOCIP reimbursement.

Alderman Shirley Black
Alderman David DeFronzo

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Alderman Jamie Giantonio
Alderwoman Eva Magnuszewski
Alderman Daniel Salerno

Ald. Giantonio moved to accept and adopt, seconded by Ald. DeFronzo. Roll Call vote – all members present voted in favor. Approved January 29, 2015 by Mayor Erin E. Stewart.

32995 RE: STATE ASSISTANCE AGREEMENT – COLD WEATHER HOMELESSNESS RESPONSE

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, pursuant to Connecticut General Statutes Sections 4-66aa, 4-8 and 8-206, the Connecticut Department of Housing is authorized to extend financial assistance for economic and community development projects; and

WHEREAS, it is desirable and in the public interest that the City of New Britain make an application to the State for \$50,000 in order to undertake a cold-weather homelessness response and to execute an Assistance Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of New Britain:

- 1) That it is cognizant of the conditions and prerequisites for the State financial assistance imposed by Connecticut General Statutes Sections 4-66aa, 4-8 and 8-206;
- 2) That the filing of an application for State financial assistance by the City of New Britain in an amount not to exceed \$50,000 is hereby approved; and
- 3) That Erin E. Stewart, Mayor of the City of New Britain, is directed to execute and file such application with the Connecticut Department of Housing, to provide such additional information, to execute such other documents as may be required, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an agreement is offered, to execute any amendments, decisions, and revisions thereto, and to act as the authorized representative of the City of New Britain.

Alderwoman Suzanne Bielinski
Alderwoman Tonilynn Collins
Alderman Wilfredo Pabon
Alderman Jamie Giantonio

Ald. Bielinski moved to accept and adopt, seconded by Ald. Collins. So voted. Approved January 29, 2015 by Mayor Erin E. Stewart.

32996 RE: THE APPROVAL OF THE APPOINTMENTS OF PAUL CATANZARO, RICHARD JUDD, JOHN STOUT, DARLENE CLARK AND TOBIAS FREEMAN AS TRUSTEES OF THE STANLEY PARK TRUST FUND

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: Appointment of Individuals as Trustees to manage the Stanley Park Trust Fund.

WHEREAS, Sec. 17-56 of the Code of Ordinances created the Stanley Park Trust Fund to manage the proceeds from the sale of park property to Costco Wholesale Corporation; and

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WHEREAS, the Stanley Park Trust Fund shall be managed by a Committee of the Treasurer and Five Trustees appointed by the Mayor subject to approval by the Common Council; and

WHEREAS, in accordance with Sec. 17-56, Mayor Erin E. Stewart has appointed the following individuals as Trustees to manage the Stanley Park Trust Fund:

1. Mr. Paul Catanzaro of 250 Hillhurst Avenue, New Britain, CT
2. Mr. Richard Judd of 119 Ten Acre Road, New Britain, CT
3. Mr. John Stout of West Hartford, CT (Stanley heir)
4. Ms. Darlene Clark of 131 Green Street, New Britain, CT
5. Mr. Tobias Freeman of 124 Farmington Avenue, New Britain, CT

Now, therefore, be it

RESOLVED, That the Common Council approves the appointments of Paul Catanzaro, Richard Judd, John Stout, Darlene Clark and Tobias Freeman as Trustees of the Stanley Park Trust Fund.

Alderman Tonilynn Collins
Alderman Jamie Giantonio

Ald. Collins moved to accept and adopt, seconded by Ald. Giantonio. Resolution adopted with Ald. DeFronzo opposed. Approved January 29, 2015 by Mayor Erin E. Stewart.

32997 RE: PROPOSED AMENDMENT TO SEC. 2-566 (a) OF THE ORDINANCES TO INCREASE THE CITY'S BID THRESHOLD

Proposed amendment on file in the Town Clerk's Office.

Ald. Smedley moved to accept and refer to the Committee on Administration, Finance and Law, Seconded by Ald. Carlozzi. So voted. Approved January 29, 2015 by Mayor Erin E. Stewart.

There being no further business to come before the Council, Ald. Giantonio moved to adjourn, seconded by Ald. Bielinski. So voted. Meeting adjourned at 8:07 p.m.

ATTEST: Mark H. Bernacki, City Clerk