

June 24, 2015

REGULAR MEETING OF THE COMMON COUNCIL

JUNE 24, 2015

Mayor Erin E. Stewart called the Regular Meeting of the Common Council to order at 8:21 p.m. on Wednesday the 24th day of June 2015 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.

The invocation was given by Pastor Mills from Grace Church in New Britain: Gracious and loving God may we recognize that you bind us together in common life. Help us in the midst of our struggles for justice, truth, and healing to confront the evils of hate, racism, and violence that pervade our communities in the world. Hold us as we remember the lives of the mothers, fathers, sons, daughters, grandchildren, those who were killed. Comfort those whose hearts and souls are broken. We ask at this time that you comfort the people and community of North Charleston who are grappling with the meaning of the police involved shooting death of Walter Scott. We look to you while communities across our Country groan the loss of too many people to gun violence. You remind us of the dignity and humanity of all human beings. Grant us O God that the hearts of those who remain may be moved through your life giving spirit to remove the barriers that divide us so that hatred may cease, divisions may be healed, and we may live in justice and be led through your peace. We ask your blessing upon Mayor Stewart and her administration, the Common Council, this meeting, and the great people of New Britain. Amen.

The pledge to the flag was led by Mayor Stewart.

A moment of silence was observed for those who lost their lives in Charleston, South Carolina.

Mayor Stewart congratulated Ald. DeFronzo and his wife on the birth of their new son, Matthew.

The Mayor acknowledged Fire Fighter Kevin Matteson who saved a lost child who had wandered from home on Glen St.

Mayor Stewart noted that Bill DeMaio, Director of the Parks and Recreation Dept., is officially retiring after 31 years of service to the City. Several aldermen thanked Bill for his dedicated service.

The Mayor read a proclamation honoring Mr. DeMaio.

PROCLAMATION

WHEREAS, Mr. DeMaio was hired in August of 1984 as Superintendent of Recreation and was promoted to Director of Parks and Recreation in January of 2006, and

WHEREAS, William DeMaio, after 31 years of service as the Director of Parks, Recreation and Community Services is retiring, and

WHEREAS, Under his leadership, all recreation programs have prospered, including, but not limited to: the Summer Music Festival, Camp Total Rec, swim lessons, after school programs, piano, guitar, and voice classes, theater, dance, youth basketball, youth and adult tennis, and parent and child start smart programming, and

WHEREAS, Mr. DeMaio took a leading role in improving park facilities in the span of 31 years which has included the following construction projects: Willow Brook Pool, Willow Street Park, New Britain Stadium, Beehive Stadium renovation, Veterans Memorial Stadium Upgrades, Stanley Golf Course

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Driving Range and Red 9 Re-design, Stanley Quarter Skate Park, Walnut Hill Park renovation, numerous handicap accessible playgrounds, and much more, and

WHEREAS, Mr. DeMaio has proven himself to be the king of special events with such tremendous successes as the Great American Boom 4th of July Celebration, Mayor's Pencil Hunt, Timeless Tales of Fairview Cemetery, Rose Garden Festival, Breakfast with the Easter Bunny, Stanley Golf Course Happy Hole-A-Days, Memorial Day Parade and Winterfest, and

WHEREAS, In addition to the above, Mr. DeMaio has successfully lead the following City Commissions: Parks and Recreation, Persons with Disabilities, Youth and Family Services, Fairview Cemetery, Commission on Aging, Humane Commission, and Veterans Affairs, and

WHEREAS, Mr. DeMaio has been honored for these successes by receiving the following awards: the CRPA Outstanding Service Award, CRPA Young Professional Award, CRPA Annual Citation Award, NERC Annual Citation Award, New Britain High School Outstanding Booster Award, Friends of New Britain Board of Education/High School Award, Greater New Britain Arts Alliance Public Servant of the Year Award, Mayor's Golf Course Award, and the Connecticut Olmsted Award by the CT Chapter of The American Society of Landscape Architects, and

In recognition of all these efforts over the course of 31 years of dedicated service to the City of New Britain,

NOW THEREFORE, as Mayor of the City of New Britain, I do hereby proclaim the name of the new "SprinTurf" field at Chesley Park, which is currently under construction, the "William A. DeMaio Field" at Chesley Park.

In witness thereof, I have set my hand and caused the seal of the City of New Britain this 24th day of June, 2015.

ERIN E. STEWART
MAYOR

Ald. Collins moved to accept and adopt the minutes of the Regular Meeting of May 13, 2015, seconded by Bielinski. So voted.

Ald. Collins moved to amend the agenda by adding 33123-2(N), 33137-1(O), 33137-2(8) and by moving 33176(7) to the end of the agenda. Roll call vote – all members voted in favor.

PETITIONS

33177 RE: ALD. PLATOSZ FOR REPLACING FADED AND ILLEGIBLE STREET SIGNS ON AND IN THE VICINITY OF UPTON ST. REFERRED TO THE DEPT. OF PUBLIC WORKS.

33178 RE: ALD. BLACK FOR ADDRESSING THE ISSUE OF ABANDONED CARS, TIRES, REFRIGERATORS AND MISCELLANEOUS DEBRIS IN THE AREA OF 34 THROUGH 37 LEDGECREST AVE. REFERRED TO THE BUILDING AND HEALTH DEPARTMENT.

Ald. Collins moved to accept and adopt the Consent Agenda, seconded by Ald. Bielinski. Roll call vote – all members voted in favor. Approved June 25, 2015 by Mayor Erin E. Stewart.

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CITY CLERK

33159 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

- Eaton, James D.
- Mobley, Lawrence by Atty. Patrick J. Kennedy
- Navarro-Taha, Josiah - ppa Cassandra Navarro by Atty. Beltram McDowell
- Santos, Angelisse M.

Mark H. Bernacki
City Clerk

CITY PLAN COMMISSION

33123-1 RE: PROPOSED AMENDMENT TO THE ZONING MAP TO APPLY THE ARUD (ADAPTIVE REUSE OF NON-USED OR UNDER-UTILIZED INDUSTRIAL BUILDINGS DISTRICT) FLOATING ZONE TO PROPERTY AT 321 ELLIS STREET CURRENTLY ZONED I-2

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

The City Plan Commission, at a special meeting held on June 22, 2015, voted 6 to 0 to recommend that this proposed zone change be approved.

BACKGROUND: The ARUD is a zoning classification recently added to the zoning ordinance by Petition #32840, adopted in October 2014. The purpose of the ARUD zoning is to allow and encourage rehabilitation and adaptive re-use of vacant and under-utilized industrial buildings. The ARUD "floating zone" designation establishes a unique type of zoning process under which the zoning text lays out the general parameters of development, including types of permissible uses, residential densities, yard setbacks, height restrictions, etc., but the zoning is not put into effect until such time as the property owner or prospective developer puts together a detailed "Master Plan" for the zone change area, showing all proposed uses, building locations, number and types of residential units, parking arrangements, etc. The adoption of the ARUD floating zone designation is similar to a conventional zone change, except that it requires the Council, acting in its capacity as zoning authority, to review and approve the Master Plan as being consistent with the stated goals and general parameters of the ARUD district zoning. The Master Plan, then, in effect, becomes the zoning regulations for the site.

The property that is the subject of this zone change is the southern portion of the former General Electric plant located on Ellis Street between Stanley Street and Route 9, which has been commonly referred to as the "Harris Building" in recent years. The total land area of this parcel is approximately 10.21 acres, and it is the site of a five-story, brick and masonry factory building, originally built around 1920 with a total of approximately 250,000 square feet of floor area and identified as 321 Ellis Street. The northern portion of the former factory complex, 322 Ellis Street, is not part of this zoning action and will remain in compliant I-2 zoning use, with primarily warehouse and manufacturing operations.

As required, the petitioner has presented a detailed Master Plan for the proposed rehabilitation and adaptive re-use of the property, proposing to convert the former manufacturing building into residential apartments. The plans show a two-phase project, with phase I converting the existing factory building into 169 apartment units, consisting of a total of 45 studio apartments, 106 one-bedroom apartments and 16 two-bedroom apartments. Phase II is planned to be new construction of a 20-story, 140-unit building with 72 one-bedroom units and 68 two-bedroom units, situated towards the southwestern corner of the property. Also included as part of the phase I work is a 14,000 square foot community space situated in

an existing single-story building near the front of the lot. The specific use of this space is, undetermined at this time, but possible uses include some combination of a gallery, theater, meeting space or similar purpose. A total of 331 parking spaces will ultimately be provided for the residential use, based on the ARUD parking requirements of one parking space per unit for studio apartments, 1.25 spaces per unit for one-bedroom units and 1.5 spaces for two-bedroom units and taking into consideration reductions for available off-site parking, transit availability and bicycle accommodations. Parking for general public visitors to the community space will be made available nearby at 322 Ellis Street, shared off-hours with the business tenants of 322 Ellis Street.

The property would also have a substantial amount of landscaped area and open space. Total building coverage of the site would be just under 15%; over 25% of the site would be lawn and landscaping and another 20% would be hardscape pedestrian space (patio's, walkways, etc.) and there would be a fenced, wooded and landscaped buffer along the adjoining residential neighbors on Stanley Street.

PLANNING AND CONSIDERATIONS: The neighborhood surrounding the proposed zone change area consists of mostly residential properties, with the exception of the business tenants on the north side of the street at 322 Ellis Street, the Downes Construction Company offices and storage yard at 200 Stanley Street, and the former Sign Pro facility at 172 Stanley Street, to the south.

The ARUD overlay zoning was developed on the premise that many of the city's older, mill-style buildings, constructed nearly 100 years ago, are now obsolete and no longer suited for modern manufacturing purposes. The buildings are, however, structurally sound, architecturally and historically important to the character of the community and adaptable to other valuable uses. This building has been substantially unused for many years, despite efforts to market it for conforming I-2 business uses. This proposal to create a total of 309 market-rate, residential rental units, (169 units in the existing building, in phase I, and an additional 140 units in the phase II new construction of the high-rise tower), is perhaps the most economically viable use of the site, at this time.

It is also consistent with the city's 2010-2020 Plan of Conservation and Development recommended policies which suggest a need for newer, higher quality, market-rate, workforce housing. The housing section of the Plan of Conservation and Development recommends that this be in the form of compact, higher-density, rental housing situated in strategic locations, accessible to transit, and serving the needs of a younger, more mobile labor force. This housing would also meet the needs of the aging, "empty nester" portion of the population, who is looking to downsize and dispense with the yard work and upkeep associated with owning a single-family house.

The developer has submitted a traffic impact study that indicates that full development would add approximately 97 vehicles to the AM peak hour traffic and 120 vehicles to the PM peak, which could be accommodated on the existing street network, with minimal impact, maintaining acceptable levels of service at all surrounding intersections. More than half of the traffic generated would be westward of the site on Ellis Street, accessing the Route 9 on and off-ramps. The peak hour traffic increase of this proposal would be substantially less than full occupancy of the building for some office or manufacturing use which would potentially have more than 600 or more employees entering or exiting the site at peak hours. The property is also served by a local bus route with a nearby stop on Stanley Street and it is within a one mile walking or biking distance of the downtown and to both the Main Street and East Main Street CTfastrak stations.

RECOMMENDATION: The City Plan Commission is of the opinion that the submitted Master Plan and the adoption of the ARUD zoning designation would be consistent with the goals and policies of the city's 2010-2020 Plan of Conservation and Development; that it would meet an identified need for new, market-rate, workforce housing; it would expand the city's tax base; and would be consistent with the surrounding residential neighborhood. It would improve the visual appearance of the property and help to preserve a historical and architecturally significant building. Full development, as proposed, would have negligible impact on area traffic and would provide an added population base with disposable income to help support restaurants and businesses in the downtown and elsewhere in the city.

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For these reasons, the City Plan Commission recommends the adoption of the ARUD zoning designation for this property and implementation of the ARUD zoning in accordance with the Master Plan for this site.

Louis G. Amodio, Chairman
City Plan Commission

FINANCE DEPARTMENT

33160 RE: FISCAL YEAR 2015 OPERATING RESULTS

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

While the additional \$4m appropriation to the Board of Education still remains unfunded at this time, due to various cost savings and revenue generation initiatives, it is anticipated that this issue will be resolved and the City will end the fiscal year on a positive note.

Rebecca Salerni
Finance Department

PURCHASING DEPARTMENT

33161 RE: PURCHASING REPORT FOR BID THRESHOLD ITEMS

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 New Britain Code of Ordinances, Section 2-566, a monthly report of purchases between \$500 and \$7,500 shall be provided to the Common Council. The report shall include a detailed description of items or services purchased, name of vendor, owner of business and dollar amount spent on each individual purchase as well as the aggregate total of spend to date for the fiscal year.

The Finance Department, Purchasing Division has provided an electronic list of purchases for the Month of May 2015. This document is available in the Council office for review by Council members.

Acceptance and adoption is respectfully requested.

Jack Pieper
Purchasing Agent

33162 RE: TRENCH REPAIR PROGRAM OF VARIOUS CITY STREETS 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. 3838 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the 2015 Trench Repair Program of Various City Streets for the Public Works Department. Funding is available for this purchase within the Public Works Department's account number 0082950302-5454, Capital Projects, Street Infrastructure Rehab.

Invitations to bid were solicited and the bid was duly advertised in the New Britain Herald Newspaper, the City and State of Connecticut's Department of Administration Services websites and mailed to twenty-two (22) Road Construction Companies. The Purchasing Agent did not receive any letters from the Road Construction Companies on the mailing list indicating they could not provide a response to the bid request. The responses received are on file in the Town Clerk's Office.

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The bid was reviewed for conformance to specifications by the Public Works Administration and the Purchasing Agent. Therefore the Director of the Public Works Department is recommending that the bid be awarded to Laydon Industries, LLC of New Haven, CT who submitted the lowest responsible bid and met all of the Bid Specifications.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$167,845.60 and enter into a contract with Laydon Industries, LLC of New Haven, CT for the 2015 Trench Repair Program of Various City Streets for the Public Works Department per the terms and specifications of Public Bid No. 3838.

Jack Pieper
Purchasing Agent

33163 RE: CRACK SEALING OF BITUMINOUS PAVEMENT OF VARIOUS CITY STREETS 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. 3841 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Crack Sealing of Bituminous Pavement of Various City Streets for the Public Works Department. Funding is available for this purchase within the Public Works Department's account number 0082950302-5454, Capital Projects, Street Infrastructure Rehabilitation, Construction Contracts.

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 sixteen (16) Pavement Sealing Companies. The Purchasing Agent did not receive any letters from the Pavement Sealing Companies on the mailing list indicating they could not provide a response 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 Administration and the Purchasing Agent. The lowest bidder, Connecticut Sealcoating LLC, of Bethlehem, CT was awarded the bid in 2014 for the Crack Sealing of Bituminous Pavement of Various City Streets. The Crack Sealing that they conducted of various City Streets in 2014 met all of the bid specifications. Therefore the Public Works Director is recommending that the bid be awarded again to Connecticut Sealcoating LLC for the Crack Sealing of Bituminous Pavement of Various City Streets.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$109,556.56 and enter into a contract and with Connecticut Sealcoating LLC of Bethlehem, CT for the Crack Sealing of Bituminous Pavement of Various City Streets for the Public Works Department per the terms and specifications of Public Bid No. 3841

Jack Pieper
Purchasing Agent

33165 RE: SUMMER BUS TRANSPORTATION FOR THE PARKS AND RECREATION 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. 3844 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the 2015 Summer Bus Transportation for the Parks, Recreation and Community Services Department. Funding will be available for this purchase in the Park, Recreation and Community Services Department's Account Numbers 001420001-5440, Recreational Programs, Rental Supplies and Equipment.

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 seven (7) Bus Transportation Companies. The Purchasing Agent did not receive any letters from the Bus

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Transportation Companies on the mailing list who indicated that 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 Parks, Recreation and Community Services Department's Administration and the Purchasing Agent. The Capital Regional Educational Council who submitted the lowest bid for the hourly rate for any additional buses needed is not a bus company and does not have any buses. They coordinate transportation for many local municipalities and hire bus companies to provide bus services to school districts during the school year. Dattco, Inc. a New Britain based company submitted the lowest bid for the Daily Rate per Bus. Dattco, Inc. was awarded the bid last year and provided the Summer Bus Transportation to the Parks, Recreation and Community Services Department. They are a reputable Bus Company and also provide bus services during the school year to the New Britain Board of Education. Therefore the Director of the Parks, Recreation and Community Services Department is recommending that the bid be awarded again to Dattco, Inc. of New Britain CT to provide Summer Bus Transportation to the Parks, Recreation and Community Services Department.

RESOLVED: That the Purchasing Agent is hereby authorized to enter into a contract and issue a Purchase Order to Dattco, Inc. of New Britain, CT for the 2015 Summer Bus Transportation for the Parks, Recreation and Community Services Department at a daily rate of \$185.00 per bus and at a rate of \$50.00 per hour for any additional buses needed, per the terms and specifications of Public Bid No. 3844.

Jack Pieper
Purchasing Agent

33166 RE: COOPERATIVE PURCHASING, NEW COMMERCIAL MOWER FOR THE PARKS AND RECREATION DEPT. – FAIRVIEW CEMETERY

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 for the following under the State of Connecticut's Cooperative Purchasing Plan for the Parks, Recreation and Community Services Department, Fairview Cemetery.

<u>Supplier</u>	<u>Item</u>	<u>Quantity</u>	<u>Price</u>
Bacher Corporation East Windsor, CT.	Hustler X -One "0" Turn Mower	1	\$10,251.65

The Parks, Recreation and Community Services Department requested the purchase of a new Hustler X-One "0" Turn Mower utilizing the State of Connecticut's Contract Award #13PSX0321. The new Hustler X-One "0" Turn Mower is an additional mower that is needed at the Fairview Cemetery. Funds for this purchase are available within the Parks, Recreation and Community Services Department's account number, 204419102-5740 Cemetery Fund, Other Miscellaneous Equipment.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$10,251.65 to the Bacher Corporation of East Windsor, CT for the purchase of one (1) new Hustler X-One "0" Turn Mower for the Parks, Recreation and Community Services Department, Fairview Cemetery, utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award #13PSX0321.

Jack Pieper
Purchasing Agent

33167 RE: EMERGENCY PURCHASE ORDER – REPLACEMENT MOTORS FOR FIRE ENGINES 4 AND 8

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 V, Section 2-606a, two (2) emergency purchase orders were authorized by the Mayor and issued to the vendor listed below on June 16, 2015

<u>Supplier</u>	<u>Item</u>	<u>Unit Price</u>	<u>Total Price</u>
Stewart & Stevenson Power Products, LLC. Lodi, NJ.	Replacement Motors for Fire Engine 4 and 8	\$46,513.00	\$93,026.00

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:

An emergency purchase order was requested by the New Britain Fire Department for a motor replacement for Fire Engines 4, and 8. These Fire Engines have been in services since 1982. The motor in Fire Engine 4 is thirty (33) years old and has completely failed and is in need of replacement. Stewart & Stevenson Power Products, LLC will be providing a refurbished motor because new replacement motors are no longer manufactured. Fire Engine 4 is out of service and can no longer respond to fires. This has created an emergency situation and has reduced the Fire Department's number of Reserve Fire Apparatus from two (2) to One (1). Because of this emergency situation the East Hartford Fire Department has loaned the City a Reserve Fire Apparatus until Fire Engine 4 is repaired and back in service. Fire Engine 8's motor is the same age and has mechanical issues also. The engine in this Fire Engine also needs to be replaced before it critically fails. It will be approximately three (3) months after the order is placed for the refurbished replacement motors to be available and installed in the Fire Engines. The City recently sold the Fire Department's 2007 Rescue 1 Fire Truck. The sale was approved by the Common Council at their March 11, 2015 meeting, Resolution 33030. Proceeds of \$100,000.00 from this sale were directed to fund the new motors for Fire Engine 4 and 8. Funding for the motor replacement for the Fire Engines is available within the Fire Department's account numbers 001212002-5660 Fire Operations, Vehicle Damage and Equipment.

Jack Pieper
Purchasing Agent

**33168 RE: EMERGENCY PURCHASE ORDER REPLACEMENT AND REPAIRS OF AIR
CONDITIONING UNITS – 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 V, Section 2-606a, an emergency purchase order was authorized by the Mayor and issued to the vendor listed below on June 10, 2015.

<u>Supplier</u>	<u>Item</u>	<u>Unit Price</u>
Trane Company Rocky Hill, CT.	Replacement and Repairs of Air Conditioning Units	\$11,176.97

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:

An emergency purchase order was requested by the Public Works Department, Property Management Division, for the replacement and repairs to the Air Conditioning Split System at the Senior Center. The Air Conditioning System became inoperative. With the warm weather upon us, the Air Conditioning system needed to be operational so daily activities at the Senior Center could be conducted. The Senior Center also serves as a public cooling center in extreme hot weather. The replacement and repairs needed to be done as soon as possible. The Air Conditioning Replacement and Repairs were presented to the Conservation Commission at their June 11, 2015 meeting. At this meeting they approved

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the Director of Municipal Development's recommendations for this purchase. Funding for these repairs came from a Community Development Block Grant, CDBG Grant, account number 3027203036-5855, Senior Center Exterior Improvements, Contractor Expenditures.

Jack Pieper
Purchasing Agent

HEALTH AND BUILDING SERVICES DEPT.

33144-1 RE: INVESTIGATION OF 251 WHITING STREET FOR VIOLATIONS

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

At the request of Alderman Daniel M. Salerno, an inspection was conducted at 251 Whiting Street. The property contains an accumulation of trash, litter, and a considerable amount of abandoned appliances. Several unregistered automobiles were noted on the property. The tenant was issued a citation and has been ordered to abate nuisance with a deadline of June 12th, 2015. To this date, the tenant has not complied with the terms of the order issued by the Director of Health and Building Services. Therefore, further legal action will be required. Inspector Brian Falkner will move forward with a request to Superior Court that a warrant be issued for the arrest of the accused.

Sergio Lupo, MPH, RS
Director of Health & Building Services

TAX DEPARTMENT

33169 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

COMMITTEE ON PLANNING, ZONING AND HOUSING

33137-1 RE: PROPOSED AMENDMENT TO THE ORDINANCES REGARDING SIGNS ON PUBLIC PROPERTY

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 special meeting and public hearing on Tuesday, June 23, 2015, at 7:00 pm in the Council Chambers, to which was referred the matter of item #33137, proposed amendment to the Code of Ordinances regarding signs on public property, voted to accept as amended and refer back to the Common Council as amended with a favorable recommendation.

Alderman Carlo Carozzi, Jr.
Chair

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REPORTS OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS AND DEPARTMENTS

PURCHASING DEPARTMENT

33164 RE: ARTIFICIAL CHRISTMAS TREE FOR CENTRAL PARK – 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. 3842 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for required purchases of a thirty – four (34) Foot Tall Artificial Christmas Tree with lights for Central Park during the Christmas Holiday for the Parks, Recreation and Community Services Department. The Public Works Department is going to be paying for this Artificial Christmas Tree. Funding is available for the purchase of the Artificial Christmas Tree in the Public Works Department's account number 0083238401-5454, Streetscape Improvement Project, Construction Contracts.

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 fifteen (15) Artificial Christmas Tree Dealers. The Purchasing Agent did not receive any letters from the Artificial Christmas Tree Dealers 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 Parks, Recreation and Community Services Department's Administration and the Purchasing Agent. All American Christmas Tree Company submitted a low bid, Option one (1) for an Imported Christmas Tree that did not meet bid specifications. Their bid for the Christmas Tree, Option two (2), met bid specifications, but was not the lowest bid price. Therefore, the Director of the Parks, Recreation and Community Services Department is recommending that the bid be awarded to John Thomas Design, Inc. of Allentown, PA who submitted the lowest bid and met all of the bid specifications for the thirty – four (34) Foot Tall Artificial Christmas Tree with lights.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a Purchase Order to John Thomas Design, Inc. of Allentown, PA for the purchase of an Artificial Christmas Tree with lights for \$36,148.00 for the Parks, Recreation and Community Services Department per the terms and specifications of Public Bid No 3842.

Jack Pieper
Purchasing Agent

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved June 25, 2015 by Mayor Erin E. Stewart.

ZONING COMMITTEE

33123-2 RE: AMENDMENT TO THE ZONING MAP CREATING AN ADAPTIVE REUSE OF NON-USED OR UNDER-UTILIZED INDUSTRIAL BUILDING DISTRICT (ARUD) FOR PROPERTY AT 321 ELLIS 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 Zoning Subcommittee of the Committee on Planning, Zoning and Housing held a special meeting and public hearing on Tuesday, June 23, 2015, at 7:00 pm in the Council Chambers, to which was referred the matter of item #33123, an amendment to the zoning map to create an Adaptive Reuse of Non-Used or Under-Utilized Industrial Buildings District ("ARUD") for property known as 321 Ellis Street, voted to accept and refer back to the Common Council with a favorable recommendation.

Alderman Carlo Carlozzi, Jr., Chair

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Ald. Collins moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved June 24, 2015 by Mayor Erin E. Stewart.

**NEW BUSINESS
RESOLUTIONS**

33170 RE: BUDGET AMENDMENT – POLICE DEPT. \$9,981 GRANT FROM STATE OF CONNECTICUT

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 State of Connecticut Office of Policy and Management’s (OPM), Criminal Justice Policy and Planning Division, in accordance with the federal Juvenile Justice and Delinquency Prevention Act, has made funding available under a police and youth program, and

WHEREAS, these funds will be used to increase or enhance opportunities for troubled youths, 12 - 18 years of age, and police, to build trust in each other through positive affirming interaction, thereby benefitting the community, and

WHEREAS, these funds, in the amount of \$9,981 will be used to fund the “Become Pals” project, as set forth in the budget developed by the Supervisor of the New Britain Police Department’s Police Athletic League (PAL) listed below, and requires no cash match from the City. The period of the grant is from July 1, 2015 through June 30, 2016, and

WHEREAS, that Chief James Wardwell is authorized to execute all grant documents with the State of Connecticut OPM on behalf of the City of New Britain for the “Become Pals” project in the sum of \$9,981, THEREFORE BE IT

RESOLVED, that a sum of \$9,981 be appropriated within the special revenue account structure as follows:

Revenue:		
211211104-4222	Revenue – State	\$9,981
Expenditures:		
211211104-5122	Police Overtime	\$6,882
211211104-5659	Supplies	\$512
211211104-5897	Trust Building Activities	<u>\$2,587</u>
	Total Expenditures	<u>\$9,981</u>

- Ald. Suzanne Bielinski - Police Liaison
- Ald. Carlo Carlozzi, Jr. - Police Liaison
- Ald. Wilfredo Pabon - Police Liaison
- Ald. Emmanuel Sanchez - Police Liaison
- Ald. Robert Smedley - Police Liaison

Ald. Bielinski moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved June 24, 2015 by Mayor Erin E. Stewart.

33171 RE: BUDGET TRANSFERS – FIRE DEPT.

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 New Britain Fire Department provides fire, rescue and EMS First Responder services to the citizens of New Britain, and

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WHEREAS, the Fire Department has had, and continues to have, retirements in this fiscal year with vacation and sick time payouts that will total \$ 271,579 by June 30, 2015, and

WHEREAS, all of the retirement payouts are unbudgeted, contractually required expenditures and are paid from the salary line item accounts, and

WHEREAS, the Fire Department has had numerous members out on long-term sick leave, some for over six months, and

WHEREAS, these retirements and members on long term sick leave, have dramatically reduced the salary and overtime account budget lines, and

WHEREAS, five personnel alone on long-term sick leave were out of work for a total of 24 months, and

WHEREAS, the Fire Department has made every effort to reduce expenditures, including not filling the Deputy Chief of Training, also out on long term leave, which saved over \$ 50,000, and

WHEREAS, there is a need to compensate oral exam panelists for the entry level firefighter hiring process, and

WHEREAS, the City sold the Rescue 1 fire apparatus per Common Council resolution #33087 on April 22, 2015 for \$ 361,001 of which \$ 250,000 was directed into the City's Contingency Fund, and

WHEREAS, there are sufficient funds to transfer within the Fire Department's budget to cover the current salary shortfall; however, there are not sufficient funds in the Fire Department budget to cover the projected shortfall in the operational overtime line item, now

THEREFORE, BE IT RESOLVED, by the Common Council of the City of New Britain, that a budget transfer in the amount of \$ 81,000, be made within the Fire Department budget as follows and that a budget transfer of \$ 270,000 be made from the City's Contingency Fund into the Fire Department budget as follows.

Transfer from the following accounts:

001212001-5127	Fire Administration-Uniforms & Clothing	\$232
001212001-5337	Fire Administration-Training/Conferences	\$1000
001212001-5810	Fire Administration-Dues/Fees/Membership	\$26
001212002-5123	Fire Operations-Longevity	\$4559
001212002-5127	Fire Operations-Uniforms & Clothing	\$16706
001212002-5337	Fire Operations-Training/Conferences	\$1956
001212002-5412	Fire Operations-Telecommunications	\$1000
001212002-5436	Fire Operations-Equipment Maint. & Repair	\$1309
001212003-5127	Fire Ops Support-Uniforms & Clothing	\$1473
001212004-5123	Fire Marshal-Longevity	\$113
001212004-5127	Fire Marshal-Uniforms & Clothing	\$1440
001212004-5337	Fire Marshal-Training/Conferences	\$1010
001212004-5825	Fire Marshal-Fire Prevention	\$1280
001212005-5122	Emergency Management-Overtime	\$410
001212005-5123	Emergency Management-Longevity	\$95
001212005-5127	Emergency Management-Uniforms & Clothing	\$836
001212005-5337	Emergency Management-Training/Conferences	\$500
001212005-5436	Emergency Management-Equipment Maint. & Repair	\$4969
001212005-5610	Emergency Management-Postage, Copies, Scans	\$10
001212003-5121	Fire Ops Support-Full Time Salaries	\$30000

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001212004-5121	Fire Marshal-Full Time Salaries		\$12076
		Total	\$81000
<u>Transfer to the following account:</u>			
001212002-5121	Fire Operations-Full Time Salaries		\$81000
<u>Transfer from following account:</u>			
001625101-5871	City Contingency Fund		\$ 270,000
<u>Transfer to the following account:</u>			
001212002-5121	Fire Operations-Overtime		\$ 245,000
001212004-5122	Fire Marshal-Overtime		\$ 5,000
001212002-5659	Operating Materials and Supplies		\$20,000

Alderman Suzanne Bielinski
Alderman Jamie Giantonio

Ald. Bielinski moved to accept and adopt, seconded by Ald. Pabon. Roll call vote – all members voted in favor. Approved June 24, 2015 by Mayor Erin E. Stewart.

33172 RE: FIREWORKS – JULY 4, 2015 BUDGET AMENDMENT

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:

PURPOSE: To authorize the Mayor to sign a contract, all permits, and firework documents related to the firework show on July 4, 2015. In addition the City has a fiscal year that ends at June 30th and a new fiscal year begins on July 1st. The Finance Department needs time to process the payment for July 4th, but the July 4th Fireworks budget money is not available until July 1st of FY 16. Due to the timing of this transaction happening at fiscal year end, the cost of the July 4, 2015 fireworks celebration will come out of Fund 256, the on-going Fireworks Fund.

Whereas, the Purchasing Agent for the City of New Britain went out to bid for a \$25,000 firework show, and

Whereas, over 30,000 people viewed last year's firework show at Stanley Quarter Park, and

Whereas, the Parks and Recreation administration has analyzed the bids that were received and interviewed the most responsible bidder and is recommending Pyrotecnico out of New Castle, Pennsylvania, and

Whereas, Pyrotecnico offered the largest number of shells and sizes as desired by the Parks & Recreation Division, and

Whereas, there is \$25,000 set aside for this purpose in the FY 16 General Fund Budget in 001625101-7010 Transfer Out to Other Funds,

Therefore, Be It Resolved, that the Fireworks Fund budget be amended for this purpose as follows:

Increase Revenues:			
256417005-4512	Fireworks Fund – Donations	\$	15,000
256417005-6001	Fireworks Fund - Transfer from General Fund	\$	<u>25,000</u>
		\$	40,000
Increase Expenditures:			
256417005-5122	Fireworks Fund – Overtime	\$	12,000
256417005-5807	Fireworks Fund – July 4 th Fireworks	\$	25,000
256417005-5897	Fireworks Fund – Miscellaneous	\$	<u>3,000</u>
		\$	40,000

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

Ald. Giantonio moved to accept and adopt, seconded by Ald. Pabon. Roll call vote – all members voted in favor. Approved June 24, 2015 by Mayor Erin E. Stewart.

33173 RE: JULY IS RECREATION AND PARKS 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:

Resolution Summary: It's July—the kickoff of the summer season. It's time to enjoy what our New Britain Parks, Recreation, and Community Services Department offers. Play your favorite sport, visit the outdoors, spend time with family and friends, or just kick back and relax in your favorite park. That's why the National Recreation and Park Association has designated July as Recreation and Parks Month.

WHEREAS, the New Britain Parks, Recreation, and Community Services Department brings visibility to parks and recreation, and quality sports programs, and

WHEREAS, parks, recreation activities, community services programs, and leisure experiences provide opportunities for young people to live, grow, and develop into contributing members of society, and

WHEREAS, parks and recreation creates lifelines and grows life experiences for people of all ages in our community, and

WHEREAS, the New Britain Parks, Recreation, and Community Services Department generates opportunities for people to come together and experience a sense of community through fun recreational pursuits, and special events, and

WHEREAS, with the help of the Mayor and Common Council, the Department has been able to celebrate various park improvements such as: the installation of state of the art synthetic turf for Chesley Park fields and Veterans Stadium, the grand opening of Go Ape at AW Stanley Park, brand new summer events like Pets-A-Palooza and the 50th Anniversary ADA Celebration, and the bringing back of a New Britain favorite Main Street USA event in September, and

WHEREAS, parks, recreation, and community services agencies provide outlets for physical activities, socialization and stress reducing experiences, and

WHEREAS, parks, playgrounds, pools, camp totalrec, stadiums, sports fields, golf courses, after school programs, concerts, schools, Major League sporting events, open spaces, and historic sites make a community attractive and desirable place to live, work, play, and visit to contribute to our ongoing economic vitality, and

WHEREAS, parks, greenways, and open space provide a welcome respite from our fast paced, high tech lifestyles while protecting and preserving our natural environment, and

WHEREAS, the New Britain Parks, Recreation and Community Services initiative of "The Benefits are Endless" is demonstrated in four major areas: benefits to the individual, community, environment and economy, NOW, THEREFORE BE IT

RESOLVED, that we announce that July is Recreation and Parks Month and encourage all citizens to celebrate by participating in one or more of the thousands of activities offered by the New Britain Parks, Recreation, and Community Services Department.

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

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Ald. Giantonio moved to accept and adopt, seconded by Ald. DeFronzo. So voted. Approved June 24, 2015 by Mayor Erin E. Stewart.

33174 RE: LICENSE AND SERVICES AGREEMENT BETWEEN THE CITY AND MOBILE PAYMENT PROCESSING SYSTEMS, INC.

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: To enter into a license and services agreement between the City of New Britain and Mobile Payment Processing Systems, Inc. (MPay)

WHEREAS, the parking industry has expanded and grown in recent years and, with it, state of the art parking technology; and

WHEREAS, MPay (Mobile Payment Processing Systems, Inc.) offers simplified parking options with efficient and safe payment methods on mobile devices; and

WHEREAS, MPay benefits include: parking facility locator on a mobile device; credit card availability; text message reminders; ability to add time from anywhere; pay from your own vehicle; Mobile App (pay-by-cell) and web access availability; and

WHEREAS, this payment service will be provided at no cost to the City; and

WHEREAS, the City wishes to enter into an agreement with Mobile Payment Processing Systems, Inc.; now therefore be it

RESOLVED, that Erin E. Stewart, Mayor, be and is hereby authorized to enter into a License and Services Agreement between the City of New Britain and Mobile Payment Processing Systems, Inc. for a term of three (3) years.

Alderman Tonilynn Collins

Ald. Collins moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved June 24, 2015 by Mayor Erin E. Stewart.

33175 RE: CIVIL SERVICE BUDGET AMENDMENT \$22,353

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:

Overview: The purpose of this resolution is to increase the budget for the Civil Service division due to the fact that the sheer volume of police officer applicants was greater than originally projected and budgeted for. As part of the normal application process: test fees, employee physicals, drug tests, background checks and other purchase services are required by the City as an employer. This resolution is to amend the FY 15 General Fund by the increase in the test fees collected as well as transfer money to cover the costs associated with the on-going hiring process of new police officers.

Whereas, the Civil Service Division of the Corporation Counsel Department is in need of additional monies to cover the costs associated with the hiring of certified and entry-level police officers as well as other professional services which are provided by this division,

Whereas, there are monies available through the collection of written test fees,

Therefore, Be it Resolved, that the FY 2014-2015 General Fund Budget be amended for this purpose as follows:

<u>Increase Revenue:</u>		
001521002-4475	Civil Service – Test Fees	\$ 22,353

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Increase Expenditure:

001521002-5331	Civil Service – Professional Services	\$	5,668
001521002-5336	Civil Service – Other Purchase Services	\$	1,341
001521002-5338	Civil Service – Test Fees	\$	14,261
001521002-5610	Civil Service – Postage, Copies & Scans	\$	1,013
001521002-5810	Civil Service – Dues/Fees/Memberships	\$	<u>70</u>
	Total	\$	22,353

Alderwoman Suzanne Bielinski
Civil Service Commission Liaison

Ald. Bielinski moved to accept and adopt, seconded by Ald. Collins. So voted. Approved June 24, 2015 by Mayor Erin E. Stewart.

33137-2 RE: AMENDMENT TO SEC. 3-8 AND 3-11 OF THE ORDINANCES REGARDING SIGNS ON PUBLIC PROPERTY

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: INTENT AND PURPOSE. To amend Sections 3-8 and 3-11 of the Code of Ordinances regarding signs on public property.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Chapter 3, Sections 3-8 and 3-11 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]):

Sec. 3-8. Posting notices prohibited.

No person shall post or affix any notice, poster or other paper or device, calculated to attract the attention of the public, to any lamp post, public utility pole or shade tree, or upon any public structure or building, except as may be authorized or required by law. ~~The only exception is that a~~ A notice of tag sale or similar event is permitted provided that the notice is free standing, shall not exceed four square feet of area in size and cannot be posted prior to forty-eight (48) hours before the sale and must be removed no later than forty-eight (48) hours after the sale. Failure to comply with this section shall subject the holder of the tag sale or similar event to the penalties set forth in Section 3-11.

Sec. 3-11. Signs on public property.

- (a) No person shall paint, mark or write on, or post or otherwise affix, any hand-bill or sign to or upon any public property, public right-of-way, park, sidewalk, crosswalk, curb, curbstone, street lamp post, hydrant, tree, shrub, tree stake or guard, railroad trestle, electric light or power or telephone or telegraph or trolley, wire pole, or wire appurtenance thereof or upon any fixture of the fire alarm or police telegraph system or upon any lighting system, public bridge, drinking fountain, street sign or traffic sign. Exceptions to the above shall be limited to the following: 1) Political signs advertising an individual for elective office or a question/referendum on the ballot may be placed at polling places only on the day of an election, primary or special election. Such political signs must be held or placed in the ground, no larger than 3 feet by 3 feet and placed beyond the 75 foot marker as placed by the Registrar of Voters or election poll moderators. Such signs shall be permitted to stay for the duration of that day's voting.
- (b) Any hand-bill or sign found posted, or otherwise affixed contrary to the provisions of this section may be removed by the New Britain ~~d~~Department of ~~p~~Public ~~w~~Works or the New Britain Police Department, or ~~its~~ their designee. ~~The person, entity, organization or company identified in the contact information on the hand-bill or sign posting responsible for any such illegal posting shall be liable for the cost incurred in the removal thereof and the department of public works, or its designee, is authorized to effect the collection of said cost.~~ is liable for payment of a fine of

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ninety-nine dollars (\$99.00) for each hand-bill or sign posting.

- (c) Nothing in this section shall apply to the installation of a metal plaque or plate or individual letters or figures in a sidewalk commemorating an historical, cultural, or artistic event, location or personality for which the department of public works has granted a written permit.
- (d) Nothing in this section shall apply to the painting of house numbers upon curbs for purposes of identification.

Alderman Don Naples
Alderman Carlo Carlozzi, Jr.

Ald. Naples moved to accept and adopt, seconded by Ald. Carlozzi. So voted. Approved June 25, 2015 by Mayor Erin E. Stewart.

33176 RE: APPROVAL OF AGREEMENT BETWEEN THE CITY AND LOCAL 1303 – PROFESSIONAL BARGAINING UNIT

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 Local 1303 have concluded negotiations and reached a tentative agreement for a collective bargaining agreement covering the period July 1, 2014 to June 30, 2018; and

WHEREAS, Local 1303 members have ratified the tentative agreement; and

WHEREAS, action is required by the Common Council of the City of New Britain in accordance with Ordinances of the City of New Britain and Connecticut General Statutes; now therefore be it

RESOLVED, that the proposed agreement between the City of New Britain and Local 1303 be and hereby is approved by the Common Council of the City of New Britain.

Alderwoman Suzanne Bielinski

Ald. Bielinski moved to accept and adopt, seconded by Ald. Collins.

Ald. Bielinski moved the Council enter into Executive Session to discuss the collective bargaining agreement and that they be accompanied by the Mayor, Chief of Staff John Healey, Corporation Counsel Gennaro Bizzaro, Personnel Director Karen Levine, and Atty. Mary Pokorski. Motion seconded by Ald. Collins. Roll call vote – all members voted in favor. Executive Session began at 9:38 p.m.

The Council voted to return to order at 9:52 p.m. on motion of Ald. Bielinski, seconded by Ald Smedley.

Resolution accepted and adopted by voice vote. Approved June 24, 2015 by Erin E. Stewart, Mayor.

There being no further business to come before the Council, Ald. Bielinski moved to adjourn, seconded by Ald. Salvio. So voted. Meeting adjourned at 9:53 p.m.

ATTEST: Mark H. Bernacki, City Clerk