

BOARD OF ALDERMEN
MONDAY, JULY 17, 2023
(4) PUBLIC HEARINGS STARTING @ 6:40 PM
REGULAR MEETING @ 7:00 PM
ALDERMANIC CHAMBERS - 2ND FLOOR - CITY HALL
235 GRAND STREET, WATERBURY, CT 06702

SUMMARY MINUTES

The Regular Meeting will be broadcasted live on the City of Waterbury's Government Access Channel (Comcast Channel 96; Frontier Channel 6096) and the City of Waterbury's YouTube Channel <https://youtu.be/nAk3tCjburg>.

🌀 PUBLIC HEARINGS 🌀

6:49 PM: *For the purpose of soliciting public input with respect to a Purchase & Sale Agreement to sell a portion of property located at Map #127, Block #863, Lot #1 Brookside to KLS Associates, LLC, as submitted by Michael LeBlanc, Director of Finance.*

1. Martin Spring – 1400 Meriden Road

CLOSED @ 6:52 PM

6:53 PM: *For the purpose of soliciting public input with respect to a Purchase & Sale Agreement to sell a portion of property located at Map #127, Block #863, Lot #1 Brookside to 185 Connecticut, LLC, as submitted by Michael LeBlanc, Director of Finance.*

1. Martin Spring – 1400 Meriden Road

CLOSED @ 6:56 PM

6:47 PM: *For the purpose of soliciting public input with respect to a Lease with the Children's Community School to lease a portion of space in the former St. Joseph School Building, as submitted by Michael LeBlanc, Director of Finance.*

1. Martin Spring – 1400 Meriden Road
2. Pat Stuttman – 31 Wolcott Road
3. Neil O'Leary – Mayor, City of Waterbury

CLOSED @ 7:01 PM

7:02 PM: *For the purpose of soliciting public input with respect to an Amendment to the Code of Ordinances regarding Discharge of Firearms, as submitted by Neil M. O'Leary, Mayor, City of Waterbury.*

1. Faithalee Goclowski – 42 Brookdale Lane
2. Martin Spring – 1400 Meriden Road
3. Gregory Miller ESQ – 545 Farmwood Road
4. Michael Cervellino – 286 Fieldwood Road
5. Ric Nanni – 477 Highland Avenue
6. Adalberto Rodriguez – 88 Starlet Lane
7. Paul Kondash – 413 Harpers Ferry Road
8. William Byrine – 63 Southwick Avenue
9. Frank Garcie – 16 Knob Hill Lane
10. Mark Hanover – 174 Euclid Avenue

CLOSED @ 7:23 PM

CALL TO ORDER: @ 7:24 PM

PLEDGE OF ALLEGIANCE: OBSERVED

PRAYER: OBSERVED

ROLL CALL: OBSERVED

Present: Brunelli Lopez Jr. Zimmermann
 Cavallo Noujaim
 DiGiovancarlo Pernerewski Jr. (**President**)
 D’Orso Salvio
 Hunter Weaver - **(11)**

Absent: Martinez-McCarthy Matthews Jr. - **(2)**

OFFICIALLY SCHEDULED PRESENTATION: N/A

PUBLIC SPEAKING: @ 7:16 PM

- 1. Martin Spring – 1400 Meriden Road
- 2. Paul Kondash – 413 Harpers Ferry Road

EXECUTIVE SESSION: N/A

APPROVAL OF MINUTES:

Monday, June 19, 2023 - Regular Meeting/Summary Minutes

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE the aforementioned minutes.

** MAYOR’S REPORT:**

DISCHARGE OF FIREARM ORDINANCE:

Honorable Mayor O’Leary thanked all who attended and shared their opinions on the Firearm Ordinance. The ordinance was discussed extensively, emphasizing safety as the main concern. He noted that he was a firearm owner and big supporter of the “Second Amendment” along with others on the Board. He reiterated the biggest concern by others in this neighborhood - who were scared to come down and speak in public – was the safety of everyone. He mentioned, in that particular instance, an AR-15 Rifle was used and this was a major problem in a neighborhood of its size. He further stated that this issue would be revisited, taking into consideration comments raised during the meeting.

RISE IN MURDERS AND GUN CRIME:

Mayor O’Leary noted that he was perplexed about the uptick in murders and gun crime. In 2019 the City had the lowest crime rate in decades, however 2020 everything went crazy! He stressed the need to address the issue of people shooting and possessing illegal weapons, possessing guns with expanded magazines was crucial. Police don’t have the fire power to keep up; they do not have a chance. He highlighted the need for accountability and measures to combat this situation effectively, as it was not going to get better but worse! There needs to be a collaborative effort, by all parties, in finding solutions to these issues which are crucial in improving public safety and reducing crime.

QUADS OUT OF CONTROL ACTIVITY:

Unfortunately, chasing and arresting individuals operating Quads is not an option due to State law, and some of the Quad Operators are aware of this. He stated that finding ways to address the ongoing annoyance caused by Quads is a work in progress. And the City will continue to explore other approaches to handle this situation effectively while staying within legal boundaries.

** TO BE ADDED:**

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to ADD ITEMS 31- 34 UNDER NEW BUSINESS.

⌘ RECESS INTO COMMITTEES:

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to RESOLVE INTO COMMITTEE OF THE WHOLE @ 7:40 PM.

⌘ NEW BUSINESS:

**ALL COMMITTEE ITEMS ARE REFERRED TO
THE COMMITTEE OF THE WHOLE**

- 1. PAUL BUZZELLI, *Chairman***
Finance & Audit Review Commission

RE: Submittal of the City of Waterbury Follow-up Review of Waterbury Public School System Information Technology Equipment Audit.

RECEIVE & PLACE ON FILE.

- 2. FRANCIS FORD**
Program Manager
Health Department

RE: Requesting review and approval of the Lead and Healthy Homes Professional Services contract for Waterbury Lead & Healthy Homes between the City of Waterbury and 40 44 East Liberty ST LLC, Regina Laing, Allen Ritter Managing Members of 40 - 42 East Liberty Street, in the amount of \$130,500.00.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 2.

- 3. ROBERT LANGENAUER**
Superintendent of Water

RE: Requesting review and approval of Amendment #1 – Agreement between the City of Waterbury and C.H. Nickerson for an Owner Controlled Contingency Amendment (OCCA) to RFP #7343 Pumping & Mixing Improvements Water Treatment Plant, in the amount of \$200,000 or 2.7% of total amount of the project \$7,443,525.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 3.

- 4. ROY E CAVANAUGH, P.E.**
City Engineer
Engineering Department

RE: Requesting review and approval of a Project Authorization Letter for Traffic Signal Revisions at East Main Street and Brass Mill Drive [State Project No. 151-338].

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 4.

5. ROY E CAVANAUGH, P.E. **RE:** Requesting review and approval of a
City Engineer
Engineering Department Construction Contract for Adams, Linden
and Grove Street Sidewalk Rehabilitation
between the City of Waterbury and Complete,
LLC, in the amount of **\$402,000.00.**

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to **APPROVE** Item 5.

6. MICHAEL LeBLANC **RE:** Requesting review and approval of the WPC
Director of Finance & WPC Collections Building Roof Replacement
Primary Representative Contract with New England Masonry and
Roofing Company, in the amount of
STEPHEN KASLE **\$944,930.00.**
Resident Engineer, JACOBS

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to **APPROVE** Item 6.

7. CHRISTOPHER D. BANDECCHI **RE:** Requesting review and approval of CD YR 49
Director (2023-2024) Annual Action Plan.
Office of Community Development

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to **APPROVE** Item 7.

8. ROBERT LANGENAUER **RE:** Requesting review and approval of an
Superintendent of Water Agreement between the City of Waterbury,
Bureau of Water Clavette Logging LLC and Connwood Foresters,
Inc for the purpose of harvesting sawtimber and
firewood in the watershed lands with Connwood
acting as the agent for the City. Clavette Logging
will pay the City **\$47,101.00** for 222,710 board
feet of sawtimber and 90 cords of firewood based
on RFP#7269.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to **APPROVE** Item 8.

9 SARAH R. GEARY **RE:** Requesting approval of an American Rescue
Manager of Budget Development Plan Act Budget Transfer – Capital Improve-
and Oversight ment Fund for the Fiscal Year ending June
30, 2024 in the total amount of **\$1,500,000.**

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to **APPROVE** Item 9.

10. SARAH R. GEARY
Manager of Budget Development
and Oversight

RE: Requesting approval of a City of Waterbury’s
Financial Status Report – May 2023.

RECEIVE & PLACE ON FILE.

11. SARAH R. GEARY
Manager of Budget Development
and Oversight

RE: Requesting approval of a Capital Vehicle
Replacement Fund for the Fiscal Year ending
June 30, 2024 in the total amount of
\$100,000.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 11.

12. CARRIE A. SWAIN
Clerk
Waterbury Board of Education

RE: Review and approval a Professional Services
Agreement with The Greater Waterbury
YMCA, in the not to exceed amount of
\$217,328.08, for the YMCA Summer Youth
Employment Program, subject to any non-
substantive changes approved by the
Corporation Counsel’s office. (Subject to BOE
approval at a special meeting on July 06, 2023).

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 12.

13. CARRIE A. SWAIN
Clerk
Waterbury Board of Education

RE: Requesting review and approval of Amend-
ment Two (2) to the Construction
Contract with Pro-Mech Inc. for boiler
replacement at Rotella Magnet School, 0
subject to any non-substantive changes
approved by the Corporation Counsel’s office.
(Subject to BOE approval at a special meeting on July 06,
2023).

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 13.

14. CARRIE A. SWAIN
Clerk
Waterbury Board of Education

RE: Requesting review and approval of
Amendment One (1) to Professional Services
Agreement with Committee for Children for
Social Emotional Learning Curriculum
and Professional Development, subject to any
non-substantive changes approved by the
Corporation Counsel’s office. (Subject to BOE
approval at a special meeting on July 06, 2023).

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 14.

15. CARRIE A. SWAIN
Clerk
Waterbury Board of Education

RE: Requesting review and approval of a Professional Services Agreement with Northeast Scoreboards, LLC in the not to exceed amount of \$84,081.00, for indoor multi-sport scoreboards with shot clocks, subject to any non-substantive changes approved by the Corporation Counsel’s office. *(Subject to BOE approval at a special meeting on July 06, 2023).*

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 15.

16. SALVATORE D. PORZIO
Project Manager
Dept. of Public Works

RE: RAISE Grant Agreement between the City of Waterbury, Connecticut and the United States Department of Transportation for the Waterbury Active Transportation and Economic Resurgence (W.A.T.E.R.) Project, Phase II.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 16.

17. SALVATORE D. PORZIO
Project Manager
Dept. of Public Works

RE: Engineer Agreement for RAISE Project Component 1 Engineering Services between the City of Waterbury, Connecticut and AI Engineers, Inc., in the not-to-exceed amount of \$1,379,202.49.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 17.

18. SALVATORE D. PORZIO
Project Manager
Dept. of Public Works

RE: Engineer Agreement for RAISE Project Component 2 Engineering Services between the City of Waterbury, Connecticut and Luchs Consulting Engineers, Inc., in the not-to-exceed amount of \$1,192,135.00.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 18.

19. SALVATORE D. PORZIO
Project Manager
Dept. of Public Works

RE: Engineer Agreement for RAISE Project Component 3 Engineering Services between the City of Waterbury, Connecticut and Luchs Consulting Engineers, Inc., in the not-to-exceed amount of \$24,420.00.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 19.

20. THOMAS HYDE
Interim Director
WDC

RE: Requesting approval of a Demolition and Hazardous Building Material Abatement Contract for Project between the City of

Waterbury and Manafort Brothers, Inc., in the not-to-exceed amount of **\$3,596,460.**

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to **APPROVE** Item 20.

21. ANGELA R. JULIANI
Corporation Counsel, Interim
Office of the Corporation Counsel

RE: Seeking consideration and approval of a proposed ordinance amending §70.03 of the City of Waterbury Code of Ordinances concerning Truck Parking. The proposed amended ordinance would prohibit the parking of vehicles having a load-carrying capacity in excess of one ton, or semitrailers, on all City streets, except when in the conduct of a service being simultaneously performed. Under the current ordinance, this prohibition applies only in residential zones, and does not apply to semitrailers.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to set a **PUBLIC HEARING FOR AUGUST 14, 2023 @ 6:45 PM** regarding Item 21.

22. CHRISTOPHER D. BANDECCHI
Director
Office of Community Development

RE: Requesting review and approval of \$4 million FY2023 Economic Development Initiative - Community Project Funding (CPF) Grant Agreement; and Authorization for Mayor Neil M. O’Leary to sign, execute, and submit the FY2023 CPF Grant Agreement and all related documents necessary to receive CPF grant funding.

On a motion of Alderman Brunelli, Seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to **APPROVE** Item #22.

23. MICHAEL LeBLANC
Director of Finance
Office of the Director of Finance

RE: Requesting approval of a Contract for Renovation of City-Owned Office Space with J.A. Rosa, LLC, in the amount of **\$1,289,704.**

On a motion of Alderman Brunelli, Seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to **APPROVE** Item #23.

24. MICHAEL LeBLANC
Director of Finance
Office of the Director of Finance

RE: Requesting approval of a Contract for Purchase of Properties at 55 Cole Street and 320 East Main Street (St. Mary’s School Buildings (3), Covenant & Storage Building) for the purchase price of **\$1,000,000** from the Corporation of the Church of the Immaculate Conception. (Received on 07/17/2023 – PH set for 08/14/2023 – 6:50 PM).

On a motion of Alderman Brunelli, Seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to set a **PUBLIC HEARING FOR AUGUST 14, 2023 @ 6:50 PM** regarding Item #24.

25. MICHAEL LeBLANC
Director of Finance
Office of the Director of Finance

RE: Submittal of the Independent Auditor’s Audit Planning Communication with those charged with Governance dated July 6, 2023.

RECEIVE & PLACE ON FILE.

26. ROY E. CAVANAUGH, P.E.
City Engineer
Engineering Department

RE: Requesting review and approval of a Construction Contract for 2023 Milling and Paving Project between the City of Waterbury and Tilcon Connecticut Inc. \$3,990,979.00.

On a motion of Alderman Brunelli, Seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 26.

27. MICHAEL LeBLANC
Director of Finance
Office of the Director of Finance

RE: Submittal of the Capital Project & NC Special Programs – Quarterly Budget Status Report for the period ending 06/30/23.

RECEIVE & PLACE ON FILE.

28. ROBERT LANGENAUER
Superintendent of Water
Bureau of Water

RE: Requesting review and approval of a Agreement between the City of Waterbury, and Laydon Industries LLC for On-Call Permanent Paving and Surface Restoration Services based on RFP #7691.

On a motion of Alderman Brunelli, Seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 28.

29. MICHAEL LeBLANC
Director of Finance
Office of the Director of Finance

RE: Seeking approval of the Tax Assessment Agreement with MCG Waterbury Wolcott Street, LLC (MCG), a prospective purchaser of property at 1200 Wolcott Street, Waterbury, CT.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 29.

30. ROY E. CAVANAUGH, P.E.
City Engineer
Engineering Department

RE: Requesting review and approval for the submission of a Community Connectivity Grant from the CT DOT for the Baldwin Street Sidewalk Rehabilitation Program (Phase I) in the amount not to exceed \$800,000.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 30.

31. MICHAEL LeBLANC
Director of Finance

RE: Requesting review and approval of a Lease Agreement with Children Community School, Inc.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item #31.

32. IVAN ROMAN
Board of Alderman

RE: Resignation letter from the BOA effective July 17, 2023.

RECEIVE & PLACE ON FILE.

33. NEIL M. O’LEARY
Mayor, City of Waterbury

RE: Notification of intent to fill all City Board and Commission vacancies, of both Restricted and Unrestricted Appointments, including those vacancies created by the resignation or removal of a member during his or her term (unexpired), on the date of the Board of Aldermen meeting thirty (30) days next from the date of this written notice.

RECEIVE & PLACE ON FILE.

34. NICHOLAS J. ALBINI
*Chief Operating Officer
WTBY Public Schools*

RE: Requesting review and approval a contract with Duct & Vent Cleaning of America, Inc. for HVAC air duct cleaning at Maloney and Rotella Interdistrict Magnet Schools and Waterbury Arts Magnet School, in the amount of **\$255,465.09**, subject to any non-substantive changes approved by the Office of the Corporation Counsel.

On a motion of Alderman Brunelli, Seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE Item 34.

🌀 STANDING COMMITTEE:

FRANK A. CARUSO, JR., CCMC
Revenue Collection Manager

RE: Request for refunds for Tax Overpayment in the amount of **\$22,945.37.**

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE and AUTHORIZE the Director of Finance to make refunds to taxpayers representing overpayment of tax bills in the aforementioned amount.

🌀 OLD BUSINESS:

1. MICHAEL LeBLANC
*Director of Finance
Office of the Director of Finance*

RE: Requesting for Public Hearing and Approval to Sell Part of Map#127, Block#863, Lot #1 Brookside Road to KLS Associates, LLC.
(Received on 06/19/2023 – PH set for 07/17/2023 - 6:40 PM).

On a motion of Alderman Brunelli, Seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE OB Item #1.

2. MICHAEL LeBLANC
Director of Finance
Office of the Director of Finance

RE: Requesting for Public Hearing and Approval to Sell Part of Map#127, Block#863, Lot #1 Brookside Road to 185 Connecticut, LLC.
(Received on 06/19/2023 – PH set for 07/17/2023 – 6:40 PM).

On a motion of Alderman Brunelli, Seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE OB Item #2.

3. MICHAEL LeBLANC
Director of Finance
Office of the Director of Finance

RE: Requesting approval of a Lease with Children’s Community School to lease an portion of space in the former St. Joseph School Building.

On a motion of Alderman Brunelli, Seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to RECEIVE & PLACE ON FILE OB Item #3.

4. NEIL M. O’LEARY
Mayor
City of Waterbury

RE: Requesting approval of an Amendment to the Code of Ordinances regarding Discharge of Firearms.

On a motion of Alderman Brunelli, seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to RETURN TO THE REGULAR ORDER OF BUSINESS @ 8:10 PM.

 CONSENT CALENDAR 

Items #2-9, 11-20, 22-23, 26, 28-31, 34, OB 1 & 2
APPROVED

Items #1, 10, 25, 27, 32, 33 & O.B 3
RECEIVED AND PLACED ON FILE

OB # 4
TABLED

Item #21
PUBLIC HEARING - 08 14, 2023 @ 6:45 P.M.

Item #24
PUBLIC HEARING - 08 14, 2023 @ 6:50 P.M.

Standing Committee
APPROVED

On a motion of Alderman Brunelli, duly seconded by Alderman Lopez Jr., the Board of Aldermen voted unanimously to APPROVE the Consent Calendar of the Committee of the Whole.

 ADJOURNMENT:

On the Motion of Alderman Brunelli, duly seconded by Alderman Lopez, Jr., the Board of Aldermen voted unanimously to ADJOURN at 8:15 PM.

MJD:tc