

BOARD OF ALDERMEN
Regular Meeting
Monday, March 23, 2009 at 7:00 P.M.
Waterbury Arts Magnet School
16 South Elm Street - Atrium

“AGENDA”

☞ PUBLIC HEARING:

6:45 P.M. ~ For the purpose of seeking public input regarding acquisition & remediation of a blighted property; 167 Maple Street, as submitted by Kevin Taylor, Sr., Project Manager, WDC.

☞ PRAYER

☞ PLEDGE OF ALLEGIANCE

☞ ROLL CALL

☞ OFFICIALLY SCHEDULED PRESENTATION:

☞ EXECUTIVE SESSION/S:

On a proposed settlement agreement of Water/Sewer billing with Fairmount Heights and a separate proposed settlement agreement with Ridgeview Terrace Condominium, as submitted by Atty. Kevin Daly, Jr., Corporation Counsel.

☞ PUBLIC SPEAKING

☞ APPROVAL OF MINUTES

☞ RECESS

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| 1. Timothy C. Moynahan
Moynahan & Minnella, LLC
141 East Main Street | Re: Request review regarding Philip J. Nargi, successful bid of his property as the new location for the City's Department of Health. |
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REFERRED TO INTERGOVERNMENTAL COMMITTEE.

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| 2. Alderman Paul Nogueira
Board of Aldermen | Re: Request that a section of West Main Street be named “YOUNG MARINE WAY.” (The north side of West Main Street from the Intersection of North Main Street going west to Park Place intersection.) |
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REFERRED TO LAND COMMITTEE.

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| 3. Carrie A. Swain, Clerk
Board of Education | Re: Requesting review and approval of a Professional Services Agreement with Special Testing Laboratories, Inc., to provide material testing and inspection services for the New Elementary School #1/Duggan Project and New Elementary School #3/Gilmartin Project. Said Agreement is subject to approval Board of Ed approval on 3-16-09. |
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REFERRED TO INTERGOVERNMENTAL COMMITTEE.

4. Carrie A. Swain, Clerk
Board of Education
- Re:** Requesting review and approval to file a grant application for the purpose of carrying out the “Crosby High School Asbestos Abatement” Project. Said Agreement is subject to Board of Ed on approval 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

5. Carrie A. Swain, Clerk
Board of Education
- Re:** Requesting review and approval of the preparation of schematic drawings and outline specifications for the purpose of carrying out the “Crosby High School Asbestos Abatement” Project. Said Agreement is subject to Board of Ed on approval 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

6. Carrie A. Swain, Clerk
Board of Education
- Re:** Requesting review and approval of the formation of a Building Committee for the purpose of carrying out the “Crosby High School Asbestos Abatement” Project. Such Committee to be made up of Commissioners Paul D’Angelo, Charles Stango, Ann Sweeney, and Mary White. Said Agreement is subject to Board of Ed approval on 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

7. Carrie A. Swain, Clerk
Board of Education
- Re:** Requesting review and approval to file a grant application for the purpose of carrying out the “Generali School Asbestos Abatement” Project. Said Agreement is subject to Board of Ed approval on 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

8. Carrie A. Swain, Clerk
Board of Education
- Re:** Requesting review and approval of the preparation of schematic drawings and outline specifications for the purpose of carrying out the “Generali School Asbestos Abatement” Project. Said Agreement is subject to Board of Ed approval on 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

9. Carrie A. Swain, Clerk
Board of Education
- Re:** Requesting review and approval of the formation of a Building Committee For the purpose of carrying out the “Generali School Asbestos Abatement” Project. Such

Committee to be made up of Commissioners Paul D’Angelo, Charles Stango, Ann Sweeney, And Mary White. Said Agreement is subject to Board of Ed approval on 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

10. Carrie A. Swain, Clerk
Board of Education

Re: Requesting review and approval to file a grant application for the purpose of carrying out the “Barnard School Asbestos Abatement” Project. Said Agreement is subject to Board of Ed approval on 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

11. Carrie A. Swain, Clerk
Board of Education

Re: Requesting review and approval of the preparation of schematic drawings and outline specifications for the purpose of carrying out the “Barnard School Asbestos Abatement” Project. Said Agreement is subject to Board of Ed approval on 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

12. Carrie A. Swain, Clerk
Board of Education

Re: Requesting review and approval of the formation of a Building Committee For the purpose of carrying out the “Barnard School Asbestos Abatement” Project. Such Committee to be made up of Commissioners Paul D’Angelo, Charles Stango, Ann Sweeney, and Mary White. Said Agreement is subject to Board of Ed approval on 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

13. Carrie A. Swain, Clerk
Board of Education

Re: Requesting review and approval of a to file a grant application for the purpose of carrying out the “Wendell Cross School Asbestos Abatement” Project. Said Agreement is subject to Board of Ed approval on 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

14. Carrie A. Swain, Clerk
Board of Education

Re: Requesting review and approval of a of the preparation of schematic drawings and specifications for the purpose of carrying out the “Wendell Cross School Asbestos Abatement” Project. Said Agreement is subject to Board of Ed approval on 3-16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

15. Carrie A. Swain, Clerk
Board of Education

Re: Requesting review and approval of a
of the formation of a Building Committee for the
Purpose of carrying out the “Wendell Cross
School Asbestos Abatement” Project. Said
Agreement is subject to Board of Ed approval on 3-
16-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

16. Dominic D. Rinaldi
Executive Director
Waterbury Parks Beautification Program

Re: Request to have a presentation at the next Board
Meeting on “Beautification of the Parks in
Waterbury” with a feature on Fulton Park.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

17. Civil Service Commission

Re: Submittal of various job openings with the
City of Waterbury, to wit:

Deputy Fire Marshal (Promotional)
Battalion Chief (Promotional)
Police Sergeant (Promotional)
Fire Captain (Promotional)

RECEIVED & PLACED ON FILE.

18. James Sequin, AICP
City Planner

Re: Resolution from the City Plan Commission,
in accordance with CGS 8-24, recommends
approval of the discontinuance of a right of
across land owned by LARS Realty, LLC located
on Watertown Avenue with the condition that
the City be granted a general “Right to Drain”
across the property.

REFERRED TO THE LAND COMMITTEE.

19. James Sequin, AICP
City Planner

Re: Resolution from the City Plan Commission,
in accordance with CGS 8-24, recommends
Approval to construct a municipal sanitary
Sewer extension with an associated easement
Across land owned by LARS Realty, LLC
Located on Watertown Avenue.

REFERRED TO THE LAND COMMITTEE.

20. James T. Nemec
Supervisor of Parks and Public Buildings

Re: Request Approval of additional greens
fee option for the 2009 golf season.

Thru: John P. Lawlor, Director of Public Works

REFERRED TO FINANCE COMMITTEE.

21. Roseann Wright
Director of Health
- Re:** Seeking favorable consideration to Waterbury Eliminates Lead Hazards to the Grant award of \$3,000,000.00 through the Office of Healthy Homes Lead Hazard Control, which is provided by Housing and Urban Development.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

22. Cicero B. Booker, Jr.
Board of Aldermen
- Re:** Regarding incident on March 9, 2009 Charter/Ordinance Sub-Committee meeting.

RECEIVED & PLACED ON FILE.

23. Salvatore D. Porzio, Project Manager, PWD
Board of Public Works
- Re:** Regarding a Construction Contract for Swimming Pool Filter Renovations at Washington Park between the City of Waterbury and Construction of New England, Inc, (P013).

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

24. Ofelia F. Matos, Budget Director
- Re:** Regarding Budget Transfers-Water Bureau Operating & Capital Budget FY09. There are 2 requests as follows:
1. Budget transfer of \$52,900 in Operating Budget mainly for fuel and computer equipment accounts.
2. Budget transfer if \$45,000 in Capital Budget for continued work related to Shepaug Dam Repairs.

REFERRED TO FINANCE COMMITTEE.

25. Ofelia F. Matos, Budget Director
- Re:** Regarding Budget Transfer FY08 – Water Pollution Control Enterprise Fund, in the amount of \$15,000.

REFERRED TO FINANCE COMMITTEE.

26. Ofelia F. Matos, Budget Director
- Re:** Regarding Budget Transfers – LOCIP FY09, in the amount of \$115,000.

REFERRED TO FINANCE COMMITTEE.

27. Alderman Cicero B. Booker, Jr.
Alderman Frank A. Burgio
Alderman Arthur Denze, Sr.
Alderman Carlo Palladino
Alderman Michael J. Telesca

Re: Whereas: The Board of Aldermen of the City of Waterbury has entered in a 5 year Lease for the Location of the Health Department of the City of Waterbury by over ruling the Veto of said lease by Mayor Michael Jarjura by a Vote of 10 to 3.

Therefore let it be Resolved: That the Board of Aldermen do hereby seek legal advice independent Of the Corporation Counsel of the City of Waterbury and the funds to pay for said advice.

REFERRED TO RULES/LAW COMMITTEE.

28. Board of Public Works

Re: Submittal of the following Refund for BOA approval, as submitted by Helene Fitch, Billing & Collection Supervisor, WPC to the Board of Public Works on 7-22-2008:

1). Fairmount Heights	(\$231,528.81)
2). Ridgeview Condo	(\$52,966.56)
3). Ridgeview Condo	(\$554,519.42)
TOTAL	(\$839,014.79)

REFERRED TO FINANCE COMMITTEE.

29. Ofelia F. Matos, Budget Director

Re: Regarding Budget Transfers- General Fund Budget FY08., in the amount of \$58,000.

REFERRED TO FINANCE COMMITTEE.

30. Salvatore D. Porzio, Project Manager, PWD

Re: Request approval of a Construction Contract for East Mountain Park Pump Station between the City of Waterbury and DAF Services, Inc. (P021).

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

STANDING COMMITTEES:

OLD BUSINESS:

1. Hazel O'Neill, President
Hillside Historic District Neighborhood

Re: Submittal to the Board of an Agreement between the City of Waterbury and the Waterbury Talmudic Institute regarding the Yeshiva located in the Overlook and Hillside Districts of Waterbury. **Received on 9-08-08 and referred to the Intergovernmental Committee.]**
2. Ric Livingston
PHR. Sr. H.R. Generalist
Human Resources

Re: Seeking approval of a new job specification of the position of Permit Center Coordinator. **[Received on 6-25-07 and referred to the Personnel Committee.]**
3. George C. Tzepos
444 Middlebury Road
Middlebury, CT 06762

Re: Requesting the layout and discontinuare of Warren Street, Waterbury. **[Received on 3-9-09 and referred to the Land Committee.]**
4. Alderman Dennis Odle
Alderman Frank Burgio, Sr.
Alderman Cicero Booker, Jr.
Alderman Art Denze

Re: Request approval of a resolution to establish and fund top quality senior centers. **[Received on 9-24-07 and referred to the Committee of the Whole.]**
5. Joyce Petteway
J. Paul Vance, Jr.
Board of Aldermen

Re: Requesting consideration of a concept regarding blight and the use of eminent domain for properties having been cited multiple times for blight violations and being used for drug trafficking. **[Received on 9-08-08 and referred to the Intergovernmental Committee.]**
6. Kevin Taylor, Sr., Project Manager
Waterbury Development Corporation

Re: Acquisition & Remediation of a blighted property; 167 Maple Street by WDC & if approved by the Board and requesting a public hearing relative to such at the Board's next regularly scheduled meeting on March 9, 2009. **[Received on 02-23-09 and referred to the Land Committee.]**
7. William J. St. John, Jr.
St. John, Scappini, Lombard &
Stevens; Attorneys at Law
13 First Avenue, Waterbury

Re: Notice of the sell of property on Dube Lane by Columbus Home Association, Inc., a tax paying corporation, to Waterbury Christian Fellowship Inc., a tax-exempt corporation. **[Received on 02-23-09 and referred to the Land Committee.]**
8. Craig A. Sullivan

Re: November 25, 2008 referral of City Projects

Corporation Counsel

Resolution & Ordinance proposal. **[Received on 01-12-09 and referred to the Charter~Revision Ordinance Committee.]**

9. Peter Abare Brown
Director of Human Resources

Re: Request for salary range adjustments for Assistant Corporation Counsel and Attorneys. **[Received on 01-20-09 and referred to the Personnel Committee.]**
10. Michael J. Dalton
City Clerk

Re: Resolution from the Land Use Regulatory Revision Project Advisory Committee {LURRPAC} regarding establishing a Conservation Commission for the city **[Received on 11-10-08 and referred to the Charter Revision ~ Ordinance Committee.]**
11. Alderman Paul Nogueira
Alderman J. Paul Vance, Jr.

Re: Seeking approval of a Resolution entitled “Loyola Development Corporation/City of Waterbury Funding Partnership Resolution.” **[Received on 1-20-09 and referred to the Charter Revision~Ordinance Committee.]**
12. Alderman Paul K. Pernerewski, Jr.

Re: Seeking approval of a Resolution authorizing the Mayor and Budget Director to transfer **\$200,000** to WDC to be dispersed to the Loyola Development Corporation for the South End Redevelopment Project. **[Received on 1-20-09 and referred to the Charter Revision~Ordinance Committee.]**
13. John M. Wabiszczewicz
Attorney at Law
150 Prospect Street

Re: Requesting approval of an easement by St. James Associates, LLC to the City of Waterbury **[Received on 9-22-08 and referred to the Land Committee.]**
14. John Jedrzejczyk
Director of Finance

Re: Bond Authorization for acquisition of the Wachovia Building on South Main Street in the amount of **\$5,000,000**. **[Received on 10-06-08 and referred to the Finance Committee.]**
15. John Jedrzejczyk
Director of Finance

Re: Bond Authorization for: Water Department Office expansion and renovation in the amount of **\$750,000**. **[Received on 9-08-08 and referred to the Finance Committee.]**
16. Peter Abare Brown
Director of Human Resources

Re: Seeking approval of the resubmission of a new job specification for Water Distribution foreperson. **[Received on 1-20-09 and referred to the Personnel Committee.]**

19 Terrell Farm Road
Bethlehem, CT

Board. **[Received on 2-23-09 and referred to the
Land Committee.]**

25. Steve Gambini
Mayoral Aide
Office of Mayor

Re: Update on the status of current repairs, inspection and conformance to the lease terms and conditions regarding the agreement between the City of Waterbury and the Waterbury Talmudic Institute, as requested by the Board of Aldermen on 1-20-2009. **[Received on 2-23-09 and referred to the Intergovernmental Committee.]**

26. David Simpson
Deputy Director of Operation
Bureau of Public Works

Re: Submitting to the Board on behalf of John P. Lawlor; Director of Public Works, relative to the “Usage, Needs and Contractual Requirements” as it relates to the Vehicle Purchase Opportunity Resolution as requested by the Board at its 02-09-2009 regular meeting. **[Received on 2-23-09 and referred to the Intergovernmental Committee.]**

NEW BUSINESS

ADJOURNMENT

MJD/rf

C: Rose.Alderman.Agenda.doc