

BOARD OF ALDERMEN

Public Hearings/Regular Meeting
Waterbury Arts Magnet School
16 South Elm Street - Atrium
Monday, May 11, 2009 at 6:50 P.M.

“AGENDA”

☞ PUBLIC HEARING:

6:50 p.m. ~ *For the purpose of soliciting public input regarding
A Proposed Amendment to Chapter 31 of the City of Waterbury Code of
Ordinances (“An Omnibus Ordinance Regarding Implementation of Charter
Provisions Pertaining to Appointive Boards and Commissions required by
Section 6C-1 of The Charter”), as submitted by Craig A. Sullivan; Corporation
Counsel, City of Waterbury.*

6:55 p.m. ~ *For the purpose of soliciting public input regarding
A Proposed Amendment of Chapter 31, Section 31.008 of the City’s Code of
Ordinances to amend the section thereof establishing the Board of Directors
of the Waterbury Housing Assistance Program, Inc., as submitted by Craig A.
Sullivan; Corporation Counsel, City of Waterbury.*

6:55 p.m. ~ *For the purpose of soliciting public input regarding
An Amendment to Chapter 97 of the City of Waterbury Code of Ordinances.*

☞ PRAYER

☞ PLEDGE OF ALLEGIANCE

☞ ROLL CALL

☞ OFFICIALLY SCHEDULED PRESENTATION:

☞ EXECUTIVE SESSION/S:

☞ PUBLIC SPEAKING

☞ APPROVAL OF MINUTES

Regular Meeting: Monday, February 9, 2009.

Regular Meeting: Monday, March 23, 2009.

Regular Meeting: Monday, April 6, 2009.

Regular Meeting: Monday, January 6, 2009 *Revised Pages*

 RECESS

- | | |
|-----------------------------------|---|
| 1. Michael Maglione
Fire Chief | Re: The Waterbury Fire Department wishes to extend an invitation to the Board of Aldermen to the 18 th Annual Waterbury Firefighters Memorial Ceremony On Friday, May 8, 2009 at 10:00 a.m. |
|-----------------------------------|---|

RECEIVE AND PLACE ON FILE.

- | | |
|--|--|
| 2. Mayor Michael J. Jarjura
City of Waterbury | Re: Appointment of Denis Cuevas to the position of Water Pollution Control General Manager. |
|--|--|

REFERRED TO PERSONNEL COMMITTEE.

- | | |
|--|---|
| 3. Thomas C. Harman
President, WHNA | Re: Proposed Resolution for the Board of Aldermen to Review and Approve the Final Draft of the Revised Land Use Regulations Prior To Adoption By the Land Use Commissions. |
|--|---|

REFERRED TO CHARTER REVISION ~ ORDINANCE COMMITTEE

- | | |
|--|---|
| 4. Mayor Michael J. Jarjura
City of Waterbury | Re: Respond to Questions and Return within 10 days of receipt. |
|--|---|

REFERRED TO RULES/LAW COMMITTEE.

- | | |
|---------------------------------------|---|
| 5. Ofelia F. Matos
Budget Director | Re: Regarding Budget Transfer FY09 – Water Pollution Control Enterprise Fund – Capital Budget. |
|---------------------------------------|---|

REFERRED TO FINANCE COMMITTEE.

- | | |
|------------------------|--|
| 6. John P. Lawlor, Jr. | Re: Regarding Lease Agreement for 500 CPT Neville |
|------------------------|--|

Director of Public Works

Drive. The Public Works Department requests your approval of a two-year agreement with 500 Connecticut, LLC.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

7. Michael LeBlanc
Director of Finance

Re: Regarding Capital Funds And Special Revenue Funds Status Report as of March 31, 2009.

RECEIVED & PLACED ON FILE.

8. Mayor Michael J. Jarjura
City of Waterbury

Re: Appointment of Glenn Lebrecque to the position of Water Pollution Control Superintendent.

REFERRED TO PERSONNEL COMMITTEE.

9. 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 April 28, 2009:

1) Atty Michael Sohon	(\$3937.06)
2) M Hamzi c/o Mark Ouellette	(\$290.48)
3) John Hychko	(\$3699.76)
4) 607 Properties LLC	(\$2849.83)
5) Micki-Von Y Investor	(\$1493.65)
6) Sal Zenuni	(\$1039.50)
7) Anthony Bruno	(\$811.50)
8) Claudia Lima	(\$1906.10)

TOTAL (\$16,027.88)

REFERRED TO FINANCE COMMITTEE.

10. Carrie Swain, Clerk
Board of Education

Re: Requesting review and approval of Construction Contract with East Coast Haz Mat Removal, Inc. to provide asbestos Abatement services for the Alternative Program's Enlightenment Facility 1 Project, Said Agreement is subject to approval Board of Ed approval on

May 4, 2009.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

- | | |
|---|--|
| 11. Carrie Swain, Clerk
Board of Education | Re: Requesting review and approval of Construction Contract with Montagno Construction, Inc., to provide interior renovations at Crosby High School to comply with the American with Disabilities Act, Said Agreement is subject to approval Board of Ed approval on May 4, 2009. |
|---|--|

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

- | | |
|---|--|
| 12. Carrie Swain, Clerk
Board of Education | Re: Requesting review and approval of a Professional Services Agreement with Campion Ambulance Services, Inc., to provide ambulance services for football games, Said Agreement is subject to approval Board of Ed approval on May 4, 2009. |
|---|--|

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

- | | |
|---|---|
| 13. Carrie Swain, Clerk
Board of Education | Re: Requesting review and approval of a Construction Contract with Ferguson Mechanical Company, Inc., to provide boiler Replacement at Washington School, Said Agreement is subject to approval Board of Ed approval on May 4, 2009. |
|---|---|

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

- | | |
|---|--|
| 14. Carrie Swain, Clerk
Board of Education | Re: Requesting review and approval of a Construction Contract with Steeltech Building Products, Inc. to provide locker replacement at Wallace Middle School, Said Agreement is subject to approval Board of Ed approval on May 4, 2009. |
|---|--|

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

15. Carrie Swain, Clerk
Board of Education
- Re:** Requesting review and approval of a Professional Services Agreement with EnviroMed Services, Inc., to provide on-call environmental consulting services, Said Agreement is subject to approval Board of Ed approval on May 4, 2009.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

16. Barbara M. Tacchi
School Readiness Coordinator
- Re:** Requesting review and approval of the 2009-2011 Waterbury School Readiness Grant.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

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

REFERRED TO FINANCE COMMITTEE.

18. Ofelia F. Matos, Budget Director
- Re:** Regarding Budget Transfers – General Fund Budget FY09 in the amount of \$520,000.

REFERRED TO FINANCE COMMITTEE.

19. Alderman Carlo Palladino
- Re:** Regarding: No parties should be allowed to submit bids or do any type of Business with the City of Waterbury while that party is in litigation with the City of Waterbury, such as Phoenix Soil.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

20. Ofelia F. Matos, Budget Director **Re:** Regarding Budget Transfers – General Fund Budget FY09 in the amount of \$140,000.

REFERRED TO FINANCE COMMITTEE.

21. Ofelia F. Matos, Budget Director **Re:** Regarding City of Waterbury Monthly Financial report for March 2009.

RECEIVED & PLACED ON FILE.

22. Kathleen McNamara
WDC **Re:** Requesting Approval of Substantial Amendment to the City of Waterbury 2008-2009 Annual Action Plan and 2008-2013 Consolidated Plan.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

23. Craig A. Sullivan
Corporation Counsel **Re:** Requesting the Board set a public hearing for June 8, 2009, for the purpose of receiving public input regarding a proposed amendment to The Code Of Ordinances of the City of Waterbury.

CHARTER REVISION ORDINANCE COMMITTEE.

24. E. Gil Graveline
Building Official **Re:** Requesting refund a refund in the amount of ***\$90.00*** for Michael Zaruches, General Manager of Mister Sparky regarding Electrical Permit 208-09-E. As no work was done regarding this permit.

REFERRED TO FINANCE COMMITTEE.

25. Mark D. Capuano
Harlamon Homes, LLC
- Re:** Request approval of proposed Turnaround Easement for Harlamon Homes, LLC/Katherine Estates Subdivision.

REFERRED TO LAND COMMITTEE.

26. Joshua M. Angelus
- Re:** Regarding Resolution \$8.2 million for the Chase Avenue Reconstruction Project.

REFERRED TO CHARTER REVISION ~ ORDINANCE COMMITTEE

27. President J. Paul Vance, Jr.
Board of Aldermen
- Re:** Regarding Corporate ethics ordinance draft language -2.0.

REFERRED TO CHARTER REVISION ~ ORDINANCE COMMITTEE

28. Antony A. Casagrande, *Of-Counsel*
Carmody & Torrance
- Re:** Regarding a Pass-Though Agreement between the WDC and the City for The Neighborhood Stabilization Program.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

29. James T. Nemec, Supervisor of Parks
Department of Public Works
- Re:** Submittal of the Monthly Report for the Parks and Public Buildings during the reporting period of March 21, 2009 to April 20, 2009.

RECEIVED & PLACED ON FILE.

STANDING COMMITTEES:

OLD BUSINESS:

1. Michael J. Jarjura
Mayor, City of Waterbury

Re: Submittal of the City of Waterbury's Capital Improvement Plan for Fiscal Years 2010 – 2014. **Received on 4-20-09 and referred to the Finance 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. Craig A. Sullivan

Re: Proposed Amendment to Chapter 31 of the City

Corporation Counsel

of Waterbury Code of Ordinances.
**[Received on 04-06-09 and referred to
the Charter Revision~Ordinance 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
Corporation Counsel

Re: November 25, 2008 referral of City Projects
Resolution & Ordinance proposal. **[Received on
01-12-09 and referred to the Charter~Revision
Ordinance Committee.]**
9. Craig A. Sullivan
Corporation Counsel

Re: Seeking approval of an amendment to Chapter 97
of the City of Waterbury Code of Ordinances.
**[Received on 04-20-09 and referred to the
Charter Revision~Ordinance 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.] |
| 17. John P. Lawlor, Jr. | Re: Lease Agreement Extension; Waterbury Commons LLC (Sovereign Bank Bldg.) [Received on 01-12-09 and referred to the Intergovernmental Committee.] |
| 18. Alderman Paul K. Pernierewski, Jr. | Re: Seeking adoption of an amendment to Chapter 31 of the Code of Ordinances of the City of Waterbury, entitled "An Omnibus Ordinance relative to the implementation of Charter Provisions pertaining to Appointive Boards and Commission required by Section 6C-1 of the Charter." |

**[Received on 11-24-08 and referred to the
Charter Revision~Ordinance Committee.]**

- | | | |
|-----|---|---|
| 19. | Mayor Michael J. Jarjura | Re: Recommendation from the Mayor's Economic Development Task Force relative to the proposed Reconstruction of Interstate 84 and Route 8. [Received on 11-10-08 and referred to the Land Committee.] |
| 20. | Michael J. Jarjura
Mayor | Re: Mayor's Proposed Budget for Fiscal Year ending June 30, 2009. [Received on 4-06-09 and referred to the Finance Committee.] |
| 21. | Michael J. Jarjura
Mayor | Re: Capital Budget Resolution regarding the implementation of the Capital Budget of the City of Waterbury for Fiscal Year July 1, 2009 to June 30, 2010. [Received on 4-06-09 and referred to the Finance Committee.] |
| 22. | Craig A. Sullivan
Corporation Counsel | Re: Proposed Amendment to Chapter 31 of the City of Waterbury Code of Ordinances. (<i>"An Omnibus Ordinance regarding implementation of Charter Provisions Pertaining to Appointive Boards and Commissions required by Section 6c-1 of The Charter"</i>). [Received on 4-06-09 Referred to the Charter Revision~Ordinance Committee.] |
| 23. | 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.] |

- | | | |
|-----|---|--|
| 24. | J. Paul Vance, Jr., President
Board of Aldermen | Re: Seeking approval of a Vehicle Purchase Opportunity Resolution. [Received on 2-09-09 and referred to the Land Committee.] |
| 25. | Joshua M. Angelus
Waterbury Neighborhood Council
67 Hillside Avenue | Re: A Resolution to support Education funding titled, <i>The American Recovery and Reinvestment Act of 2009</i> . [Received on 2-09-09 and referred to the Intergovernmental Committee.] |
| 26. | J. Paul Vance, Jr., President
Board of Aldermen | Re: City Plan Ordinance Enforcement. [Received on 03- 23-09 and referred to the Rules/Law Committee.] |
| 27. | Alderman Cicero B. Booker, Jr.
Alderman Frank A. Burgio
Alderman Arthur Denze, Sr.
Alderman Carlo Palladino
Alderman Michael J. Telesca | <p>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.</p> <p>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.</p> <p>[Received on 3-23-09 and referred to the Rules/Law Committee.]</p> |
| 28. | Alderman Arthur J. Denze, Sr. | <p>Re: Requesting that the BOA invite a DPUC senior representative to the Board of Aldermen's next meeting to advise relative to the Class I approval and where the Chestnut Hill BioEnergy LLC proposal regarding the DPUC permitting process and whether the city or the DPUC will act first to review, approve or deny a formal application.</p> <p>[Received on 4-20-09 and referred to the Public Safety Committee.]</p> |
| 29. | Alderman Frank A. Burgio, Sr. | <p>Re: Requesting that the BOA request that the Board of Education forward all reports by and/or for the Board of Education regarding a twenty-eight [28]</p> |

page document addressed to John Theriault and Paul F. Guidone regarding payroll and overtime Information as soon as they become available.
[Received on 4-20-09 and referred to the Rules/Law Committee.]

NEW BUSINESS

ADJOURNMENT

MJD/rf

C: Rose,Alderman,Agenda1.doc