

BOARD OF ALDERMEN
Regular Meeting
Monday, February 9, 2009 at 7:00 P.M.
Waterbury Arts Magnet School
16 South Elm Street - Atrium

“SUMMARY MINUTES”

PLEDGE OF ALLEGIANCE AND SILENT PRAYER @ 7:00 P.M.

ROLL CALL

<u>PRESENT:</u>	Vance, Jr.	Pernerewski, Jr.	Russo
	Misset	Nogueira	Piccochi
	Negron	Booker, Jr.	Burgio, Sr.
	Denze, Sr.	Palladino	Telesca
	Ciochetti		

<u>ABSENT:</u>	Petteway	Phelan
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OFFICIALLY SCHEDULED PRESENTATION:

Presentation by Mr. Gerald Pardis, Partner - Blum Shapiro.

STARTED@ 7:03 P.M./ENDED @ 7:14 P.M.

EXECUTIVE SESSION/S:

For the purpose of discussing the following pending litigation matter that is being handled by Carmody & Torrance LLP on behalf of the City: M Credit, Inc, et al vs. City of Waterbury, Docket No. UWY-CV-05-4007371S, Superior Court, Judicial District of, as submitted by Antony A. Casagrande, Carmody & Torrance LLP.

OPENED @ 7:14 P.M./CLOSED @ 7:31 P.M.

PUBLIC SPEAKING @ 7:32P.M. to 8:40 P.M.

APPROVAL OF MINUTES

Regular Meeting ~ December 8, 2008.

RECESS @ 8:42P.M. to 9:42 P.M.

CONSENT CALENDAR: # 4, 7, 11, 13, 14, 15, 16, 17, 20, & 23.
HELD: # 8

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted unanimously to APPROVE the aforementioned, namely its Consent Calendar.

1. Mohsen Solhjoo DMD
186 Highland Avenue
- Re:** Requesting refund in the amount of \$630.00 for a second application fee.

REFERRED TO FINANCE COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to SEND to the BUILDING OFFICIAL the refund request the aforementioned, namely item #1.

2. Civil Service Commission
- Re:** Notice of open competitive examination for the position of Glazier.

RECEIVED & PLACED ON FILE.

3. Alderman Anthony T. Piccochi
Board of Aldermen
- Re:** Requesting Contract Extension for John Rowland.

REFERRED TO FINANCE COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Receive and Place on File the aforementioned, namely item #3.

4. Antoinette C. Spinelli,
Town Clerk
- Re:** Seeking approval of a resolution empowering the Mayor to enter into a contract with the Connecticut State Library for the 2009 Historical Preservation Grant.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #4.

5. James T. Nemec, Supervisor of Parks
Department of Public Works
- Re:** Submittal of the Monthly Report for the Bureau of Parks and Public Buildings during the reporting period of December 21, 2008 to January 20, 2009.

RECEIVED & PLACED ON FILE.

6. Andre Michaud
- Re:** Request to have a presentation at the next Board of Aldermen Meeting on a proposal for "South End Redevelopment."

RECEIVED & PLACED ON FILE.

7. Raymond C. Spry
WPCF, Project Coordinator
- Re:** Request approval of a Resolution Granting Signatory Responsibility "empowering Glenn

LaBrecque, Temporary Water Pollution Control Superintendent to execute and deliver in the name of the City of Waterbury to the Department of Environmental Protection, State of Connecticut any WPCF plant related permit application, report or certification or any documents associated therewith which must be certified in accordance with section 22a-174-2a (a) of the Regulations of Connecticut State Agencies.”

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #7.

8.

Salvatore D. Porzio
Project Manager, PWD

Re: Request approval of Amendment No. 1 to Agreement for Reconstruction and Widening of Chase Avenue Between the City of Waterbury and Milone and MacBroom, Inc. (Conn DOT Project No. 151-296 and 151-297)

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

HELD IN COMMITTEE.

9.

Craig A. Sullivan
Corporation Counsel

Re: Proposed of Amendment to Chapter 31 of the Code of Ordinances of the City of Waterbury.

REFERRED TO CHARTER REVISION ORDINANCE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to is on consent to schedule a public hearing for March 9, 2009 @ 6:55 p.m. the aforementioned, namely item #9.

10.

John Jedrzejczyk
Director of Finance

Re: Submittal of a Capital Funds and Special Revenue Funds Status Report as of January 25, 2009.

RECEIVED & PLACED ON FILE.

11.

E. Gil Graveline
Building Official

Re: Requesting a refund in the amount of **\$67.50** for CF Electrical Service LLC, Charles Federick Regarding Electrical Permit 841-08-E. As no work was done regarding this permit.

REFERRED TO FINANCE COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #11.

12.

Victor M. Diaz
Assistant City Clerk

Re: Appointment of the following individuals to various boards and commission, to wit:

Teresa O’Day Begnal (D)
Litter Control Beautification Commission

Rachel Sabetta (D)
Retirement Board of Agent

38 Lyman Rd.
Expiration: 12/31/2011

Elaine Yurchyk (I)
Public Health Commission
492 Chipman Street
Expiration: 12/31/2011

265 Jersey Street
Expiration: 12/31/2009

Robert T. Petro III (I)
Litter Control Beautification Commission
22 Lee Street
Expiration: 12/31/2009

REFERRED TO PERSONNEL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Not to Disapprove (approve) the aforementioned, namely Item #12.

13. Carrie A Swain, Clerk
Board of Education

Re: Requesting review and approval of a Professional Services Agreement with Comer & Swarts, Inc., d/b/a Sylvan Learning Center, to provide Supplemental Educational Services pursuant to the Federal No Child Left Behind Act. Said Agreement is subject to Board of Ed approval on 2-02-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #13.

14. Carrie A Swain, Clerk
Board of Education

Re: Requesting review and approval of a Professional Services Agreement with Smarties Tutoring Services, to provide Supplemental Educational Services pursuant to the Federal No Child Left Behind Act. Said Agreement is subject to Board of Ed approval on 2-02-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #14.

15. Carrie A Swain, Clerk
Board of Education

Re: Requesting review and approval of a Professional Services Agreement with Horizon Software International, LLC to provide a Point of Sale System for Food Services. Said Agreement is subject to Board of Ed approval on 2-02-09.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #15.

16. Carrie A Swain, Clerk

Re: Requesting review and approval of a

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #16.

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| 17. Carrie A Swain, Clerk
Board of Education | Re: Requesting review and approval of a Professional Services Agreement with A+ Learning Headquarters, to provide Supplemental Educational Services pursuant to the Federal No Child Left Behind Act. Said Agreement is subject To Board of Ed approval on 2-02-2009. |
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REFERRED TO INTERGOVERNMENTAL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #17.

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| 18. Ofelia F. Matos
Budget Director | Re: City of Waterbury Monthly Financial Report for December 2008. |
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RECEIVED & PLACED ON FILE.

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| 19. John Jedrzejczyk
Director of Finance | Re: Submittal of the Independent Financial Audit Report – Fy 2008 Included Are:

Management Letter
Audit Communication Letter (SAS 114) |
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REFERRED TO FINANCE COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Receive and Place on File the aforementioned namely item #19.

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| 20. Ofelia F. Matos,
Budget Director | Re: Submittal of Timeline for Adoption of Budget – FY10 |
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REFERRED TO FINANCE COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #20.

21 Alderman J. Paul Vance, Jr. Re: Seeking approval of a Vehicle Purchase Opportunity Resolution.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Consent to Refer the matter to the Director of Public Works to report back to the Board of Aldermen regarding our fleet, the aforementioned namely item #21.

22. Joshua M. Angelus Re: Seeking approval of a Resolution to support Education funding titled the American Recovery And Reinvestment Act of 2009.

REFERRED TO INTERGOVERNMENTAL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Refer that Resolution to Paul Guidone in the Education Department.

23. Antony A. Casagrande Carmody & Torrance LLP 50 Leavenworth Street Re: Seeking approval of the pending litigation: M Credit, Inc., et al vs. City of Waterbury, Docket No. UWY-CV – 05-4007371 S, Superior Court, Judicial District of Waterbury.

REFERRED TO FINANCE COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Approve the aforementioned, namely Item #23.

24. Mayor Michael J. Jarjura Re: Appointment of Michael LeBlanc to be the City of Waterbury, Director of Finance.

REFERRED TO PERSONNEL COMMITTEE.

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote TO ADD the aforementioned, namely item #24 to the agenda.

On a motion Alderman Telesca, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Receive and Place on File the aforementioned, namely item #24.

STANDING COMMITTEES:

Mary E. Nardini Revenue Collection Manager Re: Seeking approval of vouchers representing overpayments by the taxpayers for tax bills, in the amount of \$6,152.04

On a motion Alderman Piccochi, followed by a second by Alderman Russo, the Board of Aldermen voted to APPROVE the aforementioned Standing Committee for Tax Overpayments.

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. J. Paul Vance, Jr., President
Board of Aldermen

Re: Seeking approval of a Dog Park. [Received on 1-7-08 and referred to the Intergovernmental Committee.]

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Receive and Place on File the aforementioned, namely old business item #3.

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. John Jedrzejczyk
Director of Finance

Re: Submittal to the Board of the following Year End Reports:

❖ The City’s June 30, 2008 Comprehensive Annual Financial Report

❖ 2008 Report on State Financial Assistance Programs

❖ 2008 Report on Federal Awards

❖ June 30, 2008 Actuarial Valuation Report of the City’s Retirement Plan

❖ Actuarial Valuation, Other Post Employment Benefits {OPEB}

[Received on 01-20-09 and referred to

On a motion Alderman Misset, followed by a second by Alderman Russo, the Board of Aldermen voted by a unanimous consent calendar roll call vote to Receive and Place on File the aforementioned, namely old business item #6.

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| 7. | Edward G. Fitzpatrick
Fitzpatrick, Mariano & Santos, P.C.
Attorneys at Law
203 Church Street | Re: Seeking a temporary turnaround easement by and between Joao Marques and Marco Marques and the City of Waterbury for property located on Carmen Street, Waterbury. [Received on 01-20-09 and referred to the Land Committee.] |
| 8. | Craig A. Sullivan
Corporation Couns | 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. | 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.]**
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. Pernerewski, 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. Antony A. Casagrande
Carmondy & Torrance LLP
50 Leavenworth Street
- Re:** Seeking approval of the partial settlement of the following litigation: M Credit, Inc., et al vs. City of Waterbury, Docket No. UWY-CY – 05-4007371 S, Superior Court, Judicial District of Waterbury. **[Received on 1-20-09 and referred to the Finance Committee.]**

NEW BUSINESS

ADJOURNMENT

On a motion Alderman Pernerewski, Jr., followed by a second by Alderman Burgio the Board of Aldermen voted unanimously to adjourn at 9:54 p.m.

MJD/rf

C: Rose.Aldermen.Summary Minutes.doc