BOARD OF ALDERMEN
REGULAR MEETING
WATERBURY ARTS MAGNET SCHOOL~ ATRIUM
16 SOUTH ELM STREET
MONDAY, JUNE 22, 2009 AT 7:00 P.M.

"SUMMARY MINUTES"

- **PUBLIC HEARING/S:**
- **PRAYER:**
- **PLEDGE OF ALLEGIANCE:**
- **ROLL CALL:**

PRESENT:	*Vance, Jr.*	*Pernerewski, Jr.*	*Nogueira*	*Petteway*
	Phelan	*Piccochi*	*Negron*	*Ciochetti*
	Booker, Jr.	*Burgio, Sr.*	*Palladino*	*Denze, Sr.*
	Telesca			
ABSENT:	*Russo*			
	Misset			

- **OFFICIALLY SCHEDULED PRESENTATION:**
- **EXECUTIVE SESSION/S:**

Regarding evaluations relative to the potential acquisition of real property known as 1875 Thomaston Avenue, Waterbury, CT, as requested by Corporation Counsel Craig A. Sullivan.

On a motion of Alderman Pernerewski, Jr., duly seconded by Alderman Burgio, Sr. the Board of Aldermen voted unanimously to enter into executive session @ 7:24 p.m.

On a motion of Alderman Pernerewski, Jr., duly seconded by Alderman Nogueira the Board of Aldermen voted unanimously to return to regular order of business @ 7:46 p.m. NO Votes Were Taken While in Executive Session.

- **PUBLIC SPEAKING:**

On a motion of Alderman Telesca, and seconded by Alderman Burgio, Sr., the Board of Aldermen voted unanimously to allow Public Speaking prior to Executive Session.

{1} JoAnn Ray ~ 31 Academy Avenue
{2} Edith Reynolds ~ 158 Grand Street
{3} Lisa Lessard ~ 905 Pearl Lake Road
{4} John W. Davis, Jr. ~ 690 Willow Street
{5} Lawrence V. DePillo ~ 11 Steuben Street
{6} Mary A. Conklin ~ 121 Clough Road

- **APPROVAL OF MINUTES:**
- **RECESS:**

On a motion of Alderman Pernerewski, Jr., followed by a second by Alderman Nogueira, the Board of Aldermen voted unanimously to recess into Standing Committees at 7:47 P.M.

{1} Intergovernmental Committee: 7:49 P.M. to 8:19 P.M.
{2} Finance Committee: 8:19 P.M. to 8:25 P.M.
{3} Land Committee: 8:25 P.M. to 8:31 P.M.
{4} Charter/Revision Committee: 8:35 P.M. to 8:37 P.M.

On a motion of Alderman Phelan, followed by a second by Alderman Pernerewski, Jr., the Board of Aldermen voted unanimously to return to the regular order of business at 8:38 P.M.

Consent Calendar: #1, 2, 4 ~ 17, O. B. #1, 8, 11, 16, 19, 20, 22 & 23.

"Passed by Unanimous Roll Call Vote"

Motion made to "Approve as Read" by Alderman Pernerewski, Jr., and seconded by Alderman Ciochetti.

1. Frank Koshes, Captain
Dept. of Police Services

RE: Notification of the intent of the Police Dept. to apply for the 2009 Edward Byrne Memorial Justice Assistance Grant {JAG}.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Nogueira, followed by a second by Alderman Ciochetti, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #1.

2. Atty. Dawn E. DeSantis
Office of the Corporation Counsel

RE: Right to drain easement over a portion of Lots 134 and 127R, Scott Tedesco, Heritage Builders of Waterbury, LLC.

REFERRED TO THE LAND COMMITTEE.

On a motion of Alderman Piccochi, followed by a second by Alderman Telesca, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #2.

3. Civil Service Commission

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

Collection Systems Maintenance Mechanic
Certified Sign Language Interpreter

RECEIVED & PLACED ON FILE.

4. Hilario Taveras
384 West Main Street

RE: Seeking approval to build a canopy by the side entrance of his restaurant located at 384 West Main Street, *"Via Al Paraiso Restaurant."*

REFERRED TO THE LAND COMMITTEE.

On a motion of Alderman Piccochi, followed by a second by Alderman Telesca, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE a 6' {foot} canopy as opposed to the 13' request and to FORWARD Item #4 to City Plan.

5.	Attorney James E. Weir Office of Corporation Counsel & John P. Lawlor, Jr. Director of Public Works	**RE:**	Requesting approval of an Agreement between the City of Waterbury and Woodard & Curran, Inc., for the Waterbury Industrial Commons - Phase III Project.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Nogueira, followed by a second by Alderman Ciochetti, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #5.

6.	Michael T. Gilmore Re-Investment Specialist Waterbury Development Corporation	**RE:**	Seeking approval of the Guideform Residential Antidisplacment and Relocation Assistance Plan and the Community Development Block Grant/Home program Optional Relocation Assistance Policy Resolution.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Nogueira, followed by a second by Alderman Phelan, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #6.

7.	Kenneth R. Skov Superintendent of Water	**RE:**	Requesting, on behalf of the Bureau of Water, that {1} a public hearing be set for July 20, 2009 at 6:45 p.m. for purposes of providing information related to the implementation of a Water User Charge, {"Rate Schedule"} by the Bureau of Water for FY 2009-2010, and {2} after said public hearing, the Board of Aldermen approve of said Rate Schedule.

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Pernerewski, Jr., followed by a second by Alderman Palladino, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #7 & Set the aforementioned Public Hearing as stated on July 20, 2009 @ 6:45 P.M.

8.	Carrie A. Swain, Clerk Board of Education	**RE:**	Requesting review and approval of a Professional Services Agreement with CBIA Education Foundation to provide consultation services as required by the Smaller Learning Communities Cohort 6 Federal Grant.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Burgio, Sr., followed by a second by Alderman Ciochetti, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #8.

9. Carrie A. Swain, Clerk
Board of Education

RE: Requesting review and approval of a Professional Services Agreement with Solution Tree, Inc., to provide customized professional development for Waterbury Public Schools and School Improvement Team.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Nogueira, followed by a second by Alderman Ciochetti, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #9.

10. Kathleen McNamara, WDC
Community Planning & Development Coordinator

RE: Requesting approval of the 2009 ~ 2010 Annual Action Plan to the 2008 ~ 2013 Consolidated Housing and Community Development Plan.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Phelan, followed by a second by Alderman Ciochetti, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #10.

11. Karen Lang
Pension and Benefits Manager

RE: Requesting review and approval of a contract between the City of Waterbury and E.A.P., Inc. (ESI) to continue employee assistance services for all City employees and their family members.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

*On a motion of Alderman Ciochetti, followed by a second by Alderman Phelan, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #11 as *Amended.*

**AMENDMENT:*
The substitution of Pages 5 & 6 which reflect changes.

12. Ofelia F. Matos
Budget Director

RE: Requesting approval of budget transfers within the City's General Fund for the FY ending June 30, 2009, in the amount of **$110,000.**

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Palladino, followed by a second by Alderman Pernerewski, Jr., the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #12.

13. Ofelia F. Matos
Budget Director

RE: Requesting approval of budget transfers within the City's Water Fund for the FY ending June 30, 2009, in the amount of **$22,000.**

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Palladino, followed by a second by Alderman Pernerewski, Jr., the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #12.

14. Craig A. Sullivan, Corporation Counsel

RE: Requesting the of scheduling of a public hearing prior to the commencement of the Board's next regular meeting on July 20, 2009, for the purpose of receiving public input regarding a proposed amendment to The Code of Ordinance of the City of Waterbury to establish a smoke-free zone on public properties and rights-of-way in the vicinity of Saint Mary's Hospital.

REFERRED TO THE CHARTER REVISION~ORDINANCE COMMITTEE.

On a motion of Alderman Pernerewski, Jr., followed by a second by Alderman Burgio, Sr., the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to Set a Public Hearing on July 20, 2009 @ 6:55 P.M. relative to Item #14.

15. Michael LeBlanc, Director of Finance

RE: Seeking authorization to submit a comprehensive application to the U.S. Department of Energy by 6.25.2009 for allotted funds for the Energy Efficiency and Conservation Block Grant.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Ciochetti, followed by a second by Alderman Nogueira, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #15.

16. Michael LeBlanc, Director of Finance

RE: Seeking approval of a Professional Service contract between the City of Waterbury and Webster Bank for the "On-line Payment Processing Web-based Solution" Program, for online payments made by credit card, debit card or electronic check (ACH) for taxes, water and sewer fees and other revenues.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Burgio, Sr., followed by a second by Aldermen Ciochetti and Nogueira, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #16.

TO BE ADDED:

17. Anne Marie Cullinan, Asst. Supt., Special Education and Pupil Services

RE: Seeking approval of an agreement between the City of Waterbury and Waterbury Youth Services System Inc.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Pernerewski, Jr., followed by a second by Alderman Ciochetti, the Board of Aldermen voted by unanimously to ADD the aforementioned to said agenda as Item #17 and to refer to Intergovernmental Committee

On a motion of Alderman Ciochetti, followed by a second by Alderman Nogueira, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE Item #17.

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 04-20-09 and referred to the Finance Committee.]**

On a motion of Alderman Pernerewski, Jr., followed by a second by Alderman Piccochi, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to APPROVE OB Item #1.

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.	Leo J. Frank, CEO Waterbury Development Corp.	**RE:**	Request for a change in policy that allows submittal of documents in electronic format to be posted on the City's website. **[Received on 06-08-09 and referred to the Rules/Law Committee.]**
4.	Alderman Dennis Odle Alderman Frank Burgio, Sr. Alderman Cicero Booker, Jr. Alderman Art Denze, Sr.	**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 9-09-08 and referred to the Intergovernmental Committee.]**
6.	Thomas C. Harman President, WHNA	**RE:**	Proposed Resolution for the Board of Aldermen to approve the Final Draft of the Revised Land Use Regulations prior to adoption by the Land Use Commissions. **[Received on 5-11-09 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 2-23-09 and referred to the Finance Committee.]**

8. James T. Nemec
Supervisor of Parks
Dept. of Public Works

RE: Explanation per BOA request of April 20, 2009 to provide a punch list of items relative to work to be done at Town Plot Park. **[Received on 05-26-09 and referred to the Intergovernmental Committee.]**

On a motion of Alderman Ciochetti, followed by a second by Alderman Nogueira, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to RECEIVE & PLACE ON FILE OB Item #8.

9. Alderman Arthur J. Denze, Sr.

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. **[Received on 4-20-09 and referred to the Public Safety 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 Frank A. Burgio, Sr.

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] page document addressed to John Theriault and Paul F. Guidone regarding payroll and overtime information as soon as they become available. **[Received on 04-20-09 and referred to the Rules/Law Committee.]**

REMOVED FROM THE AGENDA.

12. Mayor Michael J. Jarjura
City of Waterbury

RE: Respond to questions and return with ten {10} days of receipt. **[Received on 05-11-09 and referred to the Rules/Law 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. Aldermen Cicero B. Booker, Jr.
Frank A. Burgio, Sr.
Arthur Denze, Sr.
Carlo Palladino
Michael J. Telesca

RE: Whereas: The Board of Aldermen of the City of Waterbury has entered into a 5-year lease for the location of the Health Department of the City of Waterbury by overruling the veto of said lease by Mayor Michael J. Jarjura by a vote of 10-3;

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. **[Received on 3-23-09 and referred to the Rules/Law 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. 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. **Received on 05-11-09 and referred to Intergovernmental Committee.]**

REMOVED OR RPF'D.

17. John P. Lawlor, Jr.
Director of Public Works

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
City of Waterbury

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.]**

On a motion of Alderman {Piccochi, followed by a second by Alderman Telesca, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to RECEIVE & PLACE ON FILE OB Item #19.

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

RE: City Plan Ordinance Enforcement. **[Received on 3-23-09 and referred to the Rules/Law Committee.]**

REMOVED FROM THE AGENDA.

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

RE: Regarding Corporate Ethics Ordinance draft language - 2.0. **[Received on 05-11-09 and referred to the Charter Revision/Ordinance Committee.]**

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

RE: Seeking approval of a vehicle purchase opportunity Resolution. **[Received on 02-09-09 and referred to the Intergovernmental Committee.]**

On a motion of Alderman Ciochetti, followed by a second by Alderman Nogueira, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to RECEIVE & PLACE ON FILE OB Item #22.

23. David Simpson
Deputy Director of Operations
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 2.09.2009 regular meeting. **[Received on 2-23-09 and referred to the Intergovernmental Committee.]**

On a motion of Alderman Ciochetti, followed by a second by Alderman Nogueira, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to RECEIVE & PLACE ON FILE OB Item #23.

NEW BUSINESS

ADJOURNMENT

On a motion of Alderman Burgio, Sr., followed by a second by Alderman Telesca, the Board of Aldermen voted unanimously to ADJOURN @ 8:45 P.M.

MJD/Amb

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