BOARD OF ALDERMEN
REGULAR MEETING
WATERBURY ARTS MAGNET SCHOOL~ ATRIUM
16 SOUTH ELM STREET
MONDAY, DECEMBER 07, 2009 AT 7:00 P.M.

"SUMMARY MINUTES"

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

Present:	Pernerewski, Jr.	Piccochi	Petteway	Brunelli
	Caiazzo, Jr.	Napoli, Jr.	Phelan	Begnal, Jr.
	Negron	Booker, Jr.	Burgio, Sr.	Mulcahy
	Ciochetti	Padula		

Absent: Alderman De Pillo.

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

On a motion of Alderman Booker, Jr., duly seconded by Alderman Caiazzo, Jr., the Board of Aldermen voted unanimously to Enter into Executive Session @ 7:05 p.m.

On a motion of Alderman Booker, Jr., duly seconded by Alderman Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted unanimously to Return to the Regular Order of business @ 7:20 p.m.

- **PUBLIC SPEAKING:**

1). Rev. Ollie Gray III ~ 2929 East Main Street
2). Pat Cooney ~ 486 Wilson Street
3). Len Margiotta ~ 115 Anderson Avenue
4). Paul Thomas ~ 34 Oliver Avenue
5). Kevin Caffrey ~ 272 Hauser Street
6). Leo Frank ~ 24 Leavenworth Street
7). Jimmie Griffin ~ 40 Dikeman Street
8). Monroe Webster ~ 25 Crown Street
9). Sheila Ann Lee Calhoun ~ 353 Tudor Street

- **APPROVAL OF MINUTES:**

APPOINTMENT OF THE FOLLOWING TWO (2) COMMITTEES UNDER NEW RULES:

FINANCE:	INTERGOVERNMENTAL
Negron {Chairman}	Phelan {Chairman}
Piccochi {Vice Chairman}	Napoli, Jr. {Vice Chairman}
Petteway	Brunelli
Begnal, Jr.	Caiazzo, Jr.
Burgio, Sr.	Booker, Jr.

De Pillo **Mulcahy**
Padula **Ciochetti**

RECESS:

On a motion of Alderman Booker, Jr., duly seconded by Alderman Ciochetti, the Board of Aldermen voted unanimously to Recess into Committees@ 7:50 p.m.

CONSENT CALENDAR ITEMS: #2, 4, 7, 9 ~ 12, 14. Old Business: #1 ~ 3, 6 and 10 ~ 12.
NON CONSENT: ITEM #13.
On a motion of Alderman Piccochi, duly seconded by Alderman Booker, Jr. and Alderwoman Phelan, the aforementioned Consent Calendar was passed by unanimous roll call vote.

1. Leonard Mecca, President
Loyola Development Corporation

RE: Notification of the hiring of Craig Russell as the Executive Director for the Loyola Development Corporation, as of 11.30.2009.

RECEIVED & PLACED ON FILE.

2. James A. Sequin, AICP
City Planner

RE: Seeking acceptance of the extension of Rosengarten Drive and other public improvements associated with the Gateway Estates Subdivision, pending review by the Office of Corporation Counsel.

~~**REFERRED TO THE LAND COMMITTEE.**~~

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to Refer Item #2 to Corporation Counsel.

3. James A. Sequin, AICP
City Planner

RE: Submittal of various decisions by the City Plan Commission at its meeting held on 11.10.2009.

RECEIVED & PLACED ON FILE.

4. James Griffin
40 Dikeman Street

RE: Requesting the establishment of a Charter Revision Commission under the Board's authority per §7-187 of the City Charter being inclusive of §7-188 to 7-193 - with s special charge to prepare a Ballot Question to be placed on the voting machine during the next election cycle of 2010 to elect Alderman By District.

~~**REFERRED TO THE CHARTER REVISION~ORDINANCE COMMITTEE.**~~

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to <u>Receive & Place on File Item #4</u>.

5.	Civil Service Commission	**RE:**	Submittal of various job openings with the City of Waterbury, to wit: **SANITARIAN II (Open Competitive)** **NURSE PRACTITIONER SUPERVISOR (Open Competitive)**

<u>RECEIVED & PLACED ON FILE.</u>

6.	John P. Lawlor, Jr., Director Dept. of Public Works	**RE:**	Submittal of the Annual Report for the Dept. of Public Works for FY 2008/09.

<u>RECEIVED & PLACED ON FILE.</u>

7.	Salvatore D. Porzio Project Manager Public Works Dept.	**RE:**	Seeking approval of the Professional Services Agreement between the City of Waterbury and the Palace Theater Group Inc. for the City's 2009~2010 & 2010~2011 Dance Recreation Program.

<u>REFERRED TO THE INTERGOVERNMENTAL COMMITTEE</u>.

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to <u>Receive & Place on File</u> Item #7.

8.	Thomas W. Calkins Law Offices of Nicholas W. Rosa Thomas W. Calkins 35 Field Street	**RE:**	Requesting the acceptance of Hampton Road as a paper street.

~~REFERRED TO THE LAND COMMITTEE.~~

<u>REFERRED TO THE FINANCE COMMITTEE.</u>

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to <u>Refer Item #8 to the Office of City Plan.</u>

9.	Board of Public Works	**RE:**	Seeking approval of a Settlement Agreement and Release of Claims regarding sewer use adjustment by the City of Waterbury with Cly-Del Manufacturing, Co. Approved by the Public Works Board on 11.24.2009.

<u>REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.</u>

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to Approve Item #9.

10. Board of Public Works **RE:** Seeking approval of the following **Refunds in the amount of $925.65**, as approved by the Public Works Board on 11.24.2009:

Kenneth Lee ~15 Midvale Avenue ~ $374.00
Thomaston WTBY LLC ~ 95 Thomaston Ave. ~ $551.65

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to Approve Item #10.

11. Ofelia F. Matos, Budget Director **RE:** Requesting approval of a budget transfer within the City's General Fund operations for the FY ending June 30, 2010, in the amount of **$30,000.**

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to Approve Item #11.

12. Ofelia F. Matos, Budget Director **RE:** Requesting approval of a budget transfer within the City's Water Enterprise Fund for the FY ending June 30, 2010, in the amount of **$160,000.**

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to Approve Item #12.

THE FOLLOWING WAS ADDED TO THE AGENDA:

13. Victor M. Diaz, Assistant City Clerk **RE:** Submittal of the Board's Schedule for the 2010 Calendar Year.

SCHEDULE - NO COMMITTEE NEEDED.

On a motion of Alderman Piccochi, duly seconded by Alderwoman Phelan, the Board voted unanimously to Approve the aforementioned Schedule for 2010 with the following 2 changes: 1) 1st meeting being Tues., January 12th and the cutoff day will be before the close of business on the day before - Thurs. unless otherwise specified.

14. Michael T. Gilmore
Re-Investment Manager

RE: Seeking authorization which would enable the Mayor to execute any and all documentation related to the application for the FY 2009 Neighborhood Initiative Grant Fund.

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to Approve Item #14.

STANDING COMMITTEES:

On a motion of Alderman Negron, followed by a second by Alderman Piccochi, the Board of Aldermen voted by unanimous consent calendar Roll Call Vote to Approve and authorize the Director of Finance to make refunds to taxpayers representing overpayments of tax bills, in the amount Tax Overpayments in the amount of $29,862.04.

OLD BUSINESS:

1. Craig Schmidt
Property Manager

RE: Request public hearing and approval for the Sale of surplus city property at 110-118 East Main Street (also referred to as The Rectory Building) **[Received on 11-09-09 and referred to the Intergovernmental Committee.]**

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to Withdraw Old Business Item #1.

2. James A. Sequin; AICP
City Planner

RE: Disposition of city owned property, known as the "Rectory Building" located at 110-118 East Main Street (Approved by the City Plan Commission on October 14, 2009). **[Received on 11-23-09 and referred to the *~~Land~~ Personnel Committee.]**

***DISBANDED AS OF 12.07.2009.**

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to Withdraw Old Business Item #2.

3. Michael LeBlanc
Director of Finance

RE: Seeking approval of a resolution authorizing an appropriation of **$2,000,000** for the acquisition of the Drubner parcel of land authorizing the issuance of city general obligation bonds in the amount not to exceed **$2,000,000** to finance the appropriation. **[Received on 09-08-09 and referred to the Finance Committee.]**

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to <u>Receive & Place on File</u> Old Business Item #3.

4. Celia Davis; Treasurer
The Cherry Street Co-operative, Inc.
115 ~ 117 Cherry Street

RE: Requesting the Board of Aldermen review lien fees & penalties assessed to their water & sewer account at 121 Cherry Street. **[Received on 11-23-09 and referred to the Finance Committee.]**

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to <u>Invite Paul Rizzo of the Water Dept. to the next meeting</u> relative to the aforementioned.

5. Edward P. Bushka
American Millwork & Lumber LLC
625 Wolcott Street

RE: Requesting the acceptance of Highland Hill (off of Highland Avenue) as a new cul-de-sac road to access Highland Hill Condominium Complex & the release of the bond in the amount of **$90,100.00**. **[Received on 08-24-09 and referred to the Finance Committee.]**

6. Monroe Webster, President
Greater WTBY Branch of NAACP

RE: Requesting that a committee be formed for the express purpose of rewriting the good jobs Ordinance. **[Received on 10-09-09 and referred to the *~~Charter Revision–Ordinance~~ Intergovernmental Committee.]**

***DISBANDED AS OF 12.07.2009.**

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to <u>Receive & Place on File</u> Old Business Item #6.

7. 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.]**

8. Peter L. Ressler, Esq.
Law Office of Groob, Ressler, & Mulqueen, P.C.
New Haven, CT 06511

RE: Requesting to appear before the Board of Aldermen for consideration of an abatement of interest accrued on real estate taxes currently claimed by the Warner Gardens Co-op Inc. **[Received on and referred to the Finance Committee.]**

9. 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~~ Finance Committee.]**

***DISBANDED AS OF 12.07.2009.**

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~~ Inter-governmental Committee.]**

***DISBANDED AS OF 12.07.2009.**

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

RE: Bonding request of up to **$3,250,000.00** for the reconstruction and renovation of Huntington Field. **[Received on 11-23-09 and referred to the Finance Committee.]**

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to <u>Receive & Place on File</u> And further to Invite James Nemec of the Dept. of Public Works to the next meeting to talk about funds and what can be done with the funds and answer concerns to make fields viable.

12. 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~~ Intergovernmental Committee.]**

***DISBANDED AS OF 12.07.2009.**

On a motion of Alderman Piccochi, duly seconded by Aldermen Booker, Jr. and Alderwoman Phelan, the Board of Aldermen voted by unanimous Roll Call Consent Calendar Vote to <u>Receive & Place on File</u> Old Business Item #12.

<u>NEW BUSINESS:</u>

Establishment of the Two {2} Ad Hoc Committees:

1st: <u>Good Jobs Committee</u>:

<u>Members:</u> Aldermen Piccochi {Chairman}, Brunelli, Booker, Jr. and Ciochetti and to coordinate with Jack Cronin as a liaison from the Mayor's Office. Report back to the Board in January 2010 if possible.

2nd: <u>Community Outreach Committee</u>:

<u>Members:</u> Aldermen Burgio, Sr. {Chairman}, Petteway and Padula. Come back to the Board in January 2010 with an outline of what the commission's thinking is as to how to get into those community groups during the course of the year.

- **Replacement of Alderman Vance, Jr. by Alderman Piccochi to serve as the aldermanic liaison to the Waterbury Development Corporation {WDC}. It is the tradition of the BOA that the Majority & Minority Leader serve as liaisons to the WDC therefore Alderman Booker, Jr.'s term will continue on until the annual meeting in the springtime.**

<u>ADJOURNMENT:</u>

On a motion of Alderman Burgio, Sr., duly seconded by Alderman Padula and Alderwoman Petteway, the Board of Aldermen voted unanimously to <u>Adjourn</u> @ 8:46 p.m.

Mjd:Amb