

BOARD OF ALDERMEN
REGULAR MEETING
MONDAY, MAY 10, 2010 AT 7:00 P.M.
WATERBURY ARTS MAGNET SCHOOL
16 SOUTH ELM STREET - ATRIUM

“SUMMARY MINUTES”

PUBLIC HEARING:

PLEDGE OF ALLEGIANCE:

PRAYER:

ROLL CALL:

<u>Present:</u>	<i>*Pernerewski, Jr.</i>	<i>Piccochi</i>	<i>Petteway</i>	<i>Brunelli</i>
	<i>Caiazzo, Jr.</i>	<i>Napoli, Jr.</i>	<i>Phelan</i>	<i>Begna, Jr.</i>
	<i>Negron</i>	<i>Booker, Jr.</i>	<i>Burgio, Sr.</i>	<i>De Pillo</i>
	<i>Mulcahy</i>	<i>Ciochetti</i>	<i>Padula</i>	

Absent: **Arrived @ 7:11 p.m.*

OFFICIALLY SCHEDULED PRESENTATION:

EXECUTIVE SESSION/S:

PUBLIC SPEAKING:

- 1]. *Athena Wagner ~ 1558 Highland Avenue*
- 2]. *Joe Perugini ~ 900 N. Main Street*
- 3]. *Antoinette D’Almeida ~ 177 Allen Street*
- 4]. *Lisa Lessard ~ 905 Pearl Lake Road*
- 5]. *Karen Mulcahy ~ 119 Birchfield Avenue*
- 6]. *Francisco Abreu ~ 48 Lyric Avenue*
- 7]. *Ric Cruz ~ 138 Macauley Avenue*
- 8]. *Shelia Ann Lee Calhoun ~ 359 Tudor Street*
- 9]. *Joseph Faryniarz ~ 750 Chase Parkway*
- 10]. *Thomas C. Harmon ~ 351 Park Road*
- 11]. *Jimmie Griffin ~ 40 Dikeman Street*
- 12]. *Joshua Angelus ~ 67 Hillside Avenue*
- 13]. *Karen Mulcahy ~ 119 Birchfield Avenue*
- 14]. *Mayor Michael J. Jarjura*

APPROVAL OF MINUTES:

RECESS:

Recessed into Committees @ 8:30 P.M.

Returned to Regular Ordered @ 9:54 P.M.

**CONSENT CALENDAR: #2, 5, 6, 8, 9, 13,
14, 18 ~ 25 and O. B. #3.
HELD IN COMM.: #12 and 25.
NON-CONSENT: #16, 17, O.B. 5, 7 and 10.**

On a motion made by Alderman Piccochi, duly seconded by Napoli, Jr., the Board voted unanimously to approve the aforementioned Consent Calendar.

1. Gary B. O'Connor
Pepe & Hazard LLP
500 Chase Parkway
- RE:** Correspondence to the board regarding the Pearl Lake Road property rights acquisitions, as requested at its regular meeting held on 4/05/10.

RECEIVED & PLACED ON FILE.

2. Gary S. Roosa, Legal Advisor
Department of Police Service
- RE:** Seeking approval of the Operations and Maintenance Agreement between the Amano McGann, Inc. and the City of Waterbury for the purpose of installing and maintaining a parking access and revenue control system at the Scovill Street Garage.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #2.

3. James A. Murray
Grants Human Resources Assistant
Board of Education
- RE:** Submission of job posting for the position of an **Accountant II - Educational Grants** - School Business Office.

RECEIVED & PLACED ON FILE.

4. James A. Murray
Grants Human Resources Assistant
Board of Education
- RE:** Submission of job posting for the position of **Instructional Tutors (2)** - Rotella Interdistrict Magnet School.

RECEIVED & PLACED ON FILE.

5. Atty. Dawn E. DeSantis
Office of Corporation Counsel
- RE:** Response to the board relative to the acceptance of the public improvements associated with Whispering Knolls Subdivision.

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #5 **CONTINGENT** on maintenance deficiency bonds as per subdivision regulations.

6. Alderman Lawrence V. De Pillo
- RE:** Resolution regarding Giordano documents returned to Waterbury by the FBI;
- BE IT RESOLVED** that the Mayor be directed not to destroy the five [5] boxes of evidence the FBI returned in February in connection with the 2003 conviction of Mayor Philip A. Giordano.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to RECEIVE & PLACE ON FILE Item #6.

7. Alderman Lawrence V. De Pillo

RE: Resolution regarding budget breakdown for proposed salary increases;
- BE IT RESOLVED** that the BOA directs the Budget Director to provide for each employee position listed in the Mayor’s Proposed Budget for the FY ending 6/30/11, the percent increase or decrease in the FY11 Mayor’s Proposed Salary as compared to the FY10 Adopted Budget.

REFERRED TO THE BUDGET SUBCOMMITTEE.

NO ACTION - Remains on the Agenda until the aforementioned committee takes action.

8. Salvatore D. Porzio, Project Manager
Public Works Department

RE: Seeking approval of a construction contract for rehabilitation of the East Main Street Bridge over the Mad River between the City of WTBY and NJR Construction LLC.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to APPROVE Item #8.

9. Joe Perugini
[203] 233-1328

RE: Requesting the BOA research any ordinances laws that would help in his neighborhood’s struggle to enhance a better quality of life. Said neighborhood - Brewster and North Main Street.

~~RECEIVED & PLACED ON FILE.~~

ON A MOTION OF ALDERMAN BOOKER, JR., FOLLOWED BY A SECOND BY ALDERWOMAN PICCOCHI, THE BOARD VOTED UNANIMOUSLY TO REMOVE NEW BUSINESS ITEM #3 FROM BEING A RECEIVE & PLACE ON FILE, TO IT BEING ASSIGNED TO THE INTERGOVERNMENTAL COMMITTEE.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote that Alderman Ciochetti [Also Chairman of the Police Board] would REPORT BACK to the BOA regarding the Police Department’s activities relative to this issue.

10. Alderman Frank A. Burgio, Sr.

RE: Submittal of Board of Education Cmsr. D’Angelo’s 2010-2011 Dept. of Education Budget Reduction Plan.

REFERRED TO THE BUDGET SUBCOMMITTEE.

NO ACTION - Remains on the Agenda until the aforementioned committee takes action.

11. Civil Service Commission

RE: Promotional Examination for the position of Chemist II.

RECEIVED & PLACED ON FILE.

12. Board of Public Works

RE: Submittal of the following **Refund** by Billing Supervisor Helene Fitch for BOA approval. Said refund was approved by Public Works **04.28.2010**, to wit:~

1). Lynn Flotte, Trustee (\$2,671.32)
TOTAL (\$2,671.32)

REFERRED TO THE FINANCE COMMITTEE.

HELD IN COMMITTEE - request the attendance of Helene Fitch at the next meeting for an explanation of Item #12.

13. James A. Sequin, AICP
City Planner

RE: Notice of City Plan’s decision on 4.21.2010 to approve a resolution concerning the acquisition of the property known as 1875 Thomaston Avenue.

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #13.

14. Salvatore D. Porzio
Project Manager
Public Works Dept.

RE: Seeking approval of Amendment No. 1 in the amount of **\$36,000** to Architect/Engineering Services Agreement for One Jefferson Square between the City of Waterbury and Amenta/ Emma Architects, P.C.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #14.

15. Ofelia F. Matos
Budget Director

RE: City of Waterbury’s Monthly Financial Report for March 2010.

RECEIVED & PLACED ON FILE.

16. Ofelia F. Matos
***NC** Budget Director

RE: Requesting approval of budget transfers within the City’s Capital Improvement Fund for the FY ending June 30, 2010, in the amount of **\$115,000.**

***DENOTES NON CONSENT.**
REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Negrón, duly seconded by Alderman Piccochi, the Board of Aldermen voted by a 10 Yea ~ 5 Nay Roll Call Vote to **APPROVE** Item #16.

YEAS: Aldermen Piccochi, Petteway, Brunelli, Napoli, Jr., Phelan, Begnal, Jr., Negrón, Ciochetti, Padula and Pernerewski, Jr.
NAYS: Aldermen Caiazzo, Jr., Booker, Jr., Burgio, Sr., De Pillo and Mulcahy.

17. Ofelia F. Matos
***NC** Budget Director

RE: Requesting approval of budget transfers within the City’s Water Enterprise Fund for the FY ending June 30, 2010, in the amount of **\$35,000.**

***DENOTES NON CONSENT.**
REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Negrón, duly seconded by Alderman Piccochi, the Board of Aldermen voted by an 11 Yea ~ 4 Nay Roll Call Vote to **APPROVE** Item #17.

YEAS: Aldermen Piccochi, Petteway, Brunelli, Caiazzo, Jr., Napoli, Jr., Phelan, Begnal, Jr., Negrón, Ciochetti, Padula and Pernerewski, Jr.
NAYS: Aldermen Booker, Jr., Burgio, Sr., De Pillo and Mulcahy.

18. Kathleen McNamara
Grants Administrator

RE: Seeking approval of the City of Waterbury’s application for DEP Open Space and Watershed Land Acquisition Grant Program - Seeking approval of a Resolution Authorizing the Expenditure of Matching Funds.

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #18.

19. Tina Lubus, HOME Manager
WTBY Development Corporation

RE: Seeking approval of the following two [2] HOME Investment Partnership Program Assistance Agreements:

Pacale Abousaada & Houda Abousaada
71 Hartley Drive - deferred loan in an amount not to exceed fifty thousand dollars **[\$50,000].**

LeeAnn Schoenmehl - **66 Brewster Street** - deferred loan in an amount not to exceed seventy-five thousand **[\$75,000].**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #19.

20.

Tina Lubus, HOME Manager
WTBY Development Corporation
- RE:

Request for subordination of mortgage -
Thomas M. and Dori Salvador ~ 27 Edgewater
Street.

~~REFERRED TO THE FINANCE COMMITTEE.~~

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #20.

21.

Tina Lubus, HOME Manager
WTBY Development Corporation
- RE:

Request for Subordination of Mortgage -
Emelia Mensa ~ 337 Grandview Avenue.

~~REFERRED TO THE FINANCE COMMITTEE.~~

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #21.

22.

Antony A. Casagrande
of Counsel
Carmody & Torrance LLP
- RE:

Seeking approval of a proposed Amendment
No. 1 to a Professional Service Agreement
between the City of Waterbury, acting by and
through the Waterbury Development
Corporation, and Bruno Property Maintenance,
LLC.

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #22.

23.

Antony A. Casagrande
of Counsel
Carmody & Torrance LLP
- RE:

Seeking approval of a proposed Amendment
No. 1 to a Professional Service Agreement
between the City of Waterbury, acting by and
through the Waterbury Development
Corporation, and I. Wagner & Associates, Inc.

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #23.

24.

Paul K. Pernerewski, Jr., President
Board of Aldermen
- RE:

Adjustment of agenda submission dates.

REFERRED TO THE FINANCE COMMITTEE.

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to **APPROVE** Item #24.

➤ **TO BE ADDED:**

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted unanimously to ADD the Following to the Agenda, as Item #25.

25. Charter Revision Commission

RE: Submittal of the 2010 Charter Revision Commission of the City of Waterbury Draft Report dated May 7, 2010.

NO COMMITTEE REFERRAL ~ Aforementioned requires a joint meeting between the BOA and the Charter Rev. Comm. - President Pernerewski, Jr. will contact the members by email - all aldermen were in agreement to this method.

☞ **STANDING COMMITTEES:**
NONE.

☞ **OLD BUSINESS:**

1. Mark Pronovost, P.E.
Bureau of Engineering
Dept. of Public Works

RE: Response to Antoinette D’Almedia - President Mohawk Park Civic Club - regarding Pearl Lake Road Reconstruction. **[Received on 04-19-10 referred to the Intergovernmental Committee.]**

2. James A. Sequin, AICP
City Planner

RE: ATT requesting an easement to install communications equipment at the intersection of East Main Street and Wolcott Street \$0 cost to the City. **[Received on 03-02-10 and referred to the Finance Committee.]**

3. Antoinette D’Almeida, President
Mohawk Park Civic Club

RE: Pearl Lake Road Project Phase I, new dam & Phase II, complete the reconstruction of Pearl Lake Road from Pritchard’s Pond to the intersection of Hamilton Avenue and also, requesting that City Engineer Mark Pronovost attend BOA meeting. **[Received on 04-05-10 and referred to the Finance Committee.]**

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to APPROVE Old Business Item #3 and further;

**1) Send a letter from BOA to DEP urging issuance of necessary permits ASAP,
2) Send a letter directing Corporation Counsel to begin process of contacting @ least 3 property owners re: Pritchard Pond easement within the next 30 days and report back to BOA.**

4. Paul Skinner
19 Sunset Avenue

RE: Requesting that accrued interest from 2004 motor vehicle taxes be removed in addition to removing two [2] vehicles from the tax list that were never in WTBY. **[Received on 04-19-10 and referred to the Finance Committee.]**

5. J. Paul Vance, Jr.
***NC** 827 Oronoke Road ~ Unit 4 - 5

RE: Requesting of the BOA to direct the mayor and each city department to institute a military pay differential policy. This matter is relative to a resolution/policy that was invoked by the BOA on 3.12.2002 insuring that active members of the US Military were paid at least the difference between their WTBY wages and their military pay. **[Received on 03-22-10 referred to the Intergovernmental Committee.]**

***DENOTES NON-CONSENT.**

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by an 11 Yea ~ 4 Nay Roll Call Vote to RECEIVE & PLACE ON FILE Old Business Item #5.

YEAS: Aldermen Piccochi, Petteway, Brunelli, Napoli, Jr., Phelan, Begnal, Jr., Negron, Burgio, Sr., Ciochetti, Padula and Pernerewski, Jr.

NAYS: Aldermen Caiazzo, Jr., Booker, Jr., De Pillo and Mulcahy.

6. James A. Sequin, AICP
City Planner

RE: Notice of City Plan decision on 3.10.2010 to approve an easement to ATT on city owned property located at the intersection of East Main and Wolcott Street. **[Received on 03-22-10 referred to the Finance Committee.]**

7. James A. Sequin, AICP
City Planner

RE: Notice of City Plan decision on 3.10.2010 to approve public improvements associated with the Whispering Knolls Subdivision located on Bucks Hill & Grassy Hill Roads. **[Received on 03-22-10 referred to the Finance Committee.]**

On a motion of Alderman Piccochi, duly seconded by Alderman Napoli, Jr., the Board of Aldermen voted by unanimous roll call vote to APPROVE Old Business Item #7.

8. Ofelia F. Matos
Budget Director

RE: City of Waterbury's Capital Improvement Plan for Fiscal Years 2011 ~ 2015. **[Received on 04-05-10 referred to the Budget Subcommittee.]**

9. Michael J. Jarjura
Mayor, City of Waterbury

RE: City of Waterbury's Proposed Budget for Fiscal Year 2010 ~ 2011. **[Received on 03-31-10 referred to the Budget Subcommittee.]**

10. Frank A. Caruso, Jr.
***NC** Deputy Tax Collector

RE: 2009 ~ 2010 Suspense Lists & request to transfer accounts to the Suspense Tax Book.
[Received on 04-19-10 referred to the Finance Committee.]

*DENOTES NON-CONSENT.

On a motion of Alderman Negron, duly seconded by Alderman Piccochi, the Board of Aldermen voted by an 11 Yea ~ 4 Nay Roll Call Vote to **APPROVE** Old Business Item #10.

YEAS: Aldermen Piccochi, Petteway, Brunelli, Caiazzo, Jr., Napoli, Jr., Phelan, Begnal, Jr., Negron, Ciochetti, Padula and Pernerewski, Jr.

NAYS: Aldermen Booker, Jr., Burgio, Sr., De Pillo and Mulcahy.

NEW BUSINESS:

ADJOURNMENT:

On a motion of Alderman Burgio, Sr., duly seconded by Alderman Mulcahy, the Board of Aldermen voted unanimously to Adjourn @ 10:50 p.m.

Mjd:Amc