

BOARD OF ALDERMEN
Regular Meeting
Tuesday, October 12, 2010 at 7:00 P.M.
Waterbury Arts Magnet School
16 South Elm Street - Atrium

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**“Summary Minutes”**  
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CONSENT CALENDAR: New Business: 4, 6 ~ 10, 12, 13, 15 ~ 17, 23
Held: OB #9, OB #10
Non-Consent: 5, 14, 18 ~ 20, OB #1, OB #7, OB #11

On a Motion of Alderman Piccochi, followed by a
second by Alderman Phelan, the Board of Aldermen voted
Unanimously to APPROVE the “Consent Calendar” as Read & Modified

PRESENT: Aldermen:	Petteway (<i>left at 11:18 p.m.</i>)	Piccochi	Brunelli
	Caiazzo, Jr.	Napoli, Jr.	Phelan
	Begnal, Jr.	Negron	Booker, Jr.
	Burgio, Sr.	De Pillo	Mulcahy
	Padula	Pernerewski, Jr.	

☞ **CALLED TO ORDER AT 7:04 P.M.**

☞ **PUBLIC HEARING(S) ~ None**

☞ **PLEDGE OF ALLEGIANCE & SILENT PRAYER OBSERVED**

☞ **ROLL CALL BY MICHAEL J. DALTON, CITY CLERK**

☞ **OFFICIALLY SCHEDULED PRESENTATION(S) ~**

#1 By Mark Pronovost, P.E., City Engineer, Bureau of Engineering, DPW, and Fred Greensberg, Traffic Engineer, BL & Companies, Meriden, CT regarding Traffic Light at Highland, Bradley, and New Haven Avenues

#2 Update on the Wachovia Building renovations by Salvatore Porzio, Project Manager

☞ **PUBLIC SPEAKING ~ 7:43 to 8:36 p.m.**

- #1 Nick Coscia, 46 Gayfield Road**
- #2 Justin Walters, 17 West Farms Street**
- #3 Sidney Cooke, 308 Walnut Street**
- #4 Kimberly Wigglesworth, 26 East Dover Street**
- #5 Edward Bukoski, 370 Windy Drive**
- #6 Edith Reynolds, 158 Grand Street**
- #7 John A. Sarlo, 321 Homestead Avenue**
- #8 Kelly Cronin, 95 North Main Street**
- #9 John DeBiaso, 95 North Main Street**
- #10 Sam Beamon, 245 Moran Street**
- #11 Lisa Lessard, 905 Pearl Lake Road**
- #12 John Egan, 76 Tedesco Drive**
- #13 Thomas Pelletier, 112 Concord Street**
- #14 Joe Savoy, 168 Lucille Street Ext.**

☞ **MAYOR’S REPORT ~ 8:36 p.m. to 8:42 p.m.**

☞ **EXECUTIVE SESSION(S) ~ 8:43 p.m. to 9:10 p.m.**

On a motion of Alderman PADULA, Duly Seconded by Alderman NAPOLI, JR., the Board of Aldermen Voted Unanimously to Break into Executive Session

☞**#1:** *Regarding Commissioner of Transportation v. Olu Adebajo to discuss pending litigation and claims pertaining to strategy and negotiations in regards to resolving a title claim on 315 Chase Avenue, as requested by Craig Sullivan, Corporation Counsel [Relative to Item #14]*

#2: *To discuss strategy and negotiations with respect to pending claims or pending litigation re: Chapter 11 Bankruptcy of Warner Gardens Co-op Apts., Inc., as requested by Craig Sullivan, Corporation Counsel [Relative to Item #23]*

☞ **APPROVAL OF MINUTES ~***Regular Meeting of April 19, 2010*

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman NAPOLI, JR., the Board of Aldermen Voted *Unanimously to APPROVE the Meeting Minutes of April 19, 2010
Padula Abstained

☞ **RECESS ~ 9:25 p.m. to 11:00 p.m.**



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|---|--|
| 1. Peter Abare-Brown
Director of Human Resources | RE: Notification of Promotional Exam #1054;
Detective
Open Competitive Exam #1941; Delinquent Tax Manager
Open Competitive Exam #1942; Certified Sign Language Interpreter |
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RECEIVE AND PLACE ON FILE

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| 2. John P. Lawlor
Director of Public Works | RE: Public Works Department Annual Report for July 1, 2009 ~ June 30, 2010 |
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RECEIVE AND PLACE ON FILE

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| 3. Paul V. Ciochetti
Alderman | RE: Resignation letter from the Board of Aldermen |
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RECEIVE AND PLACE ON FILE

4. Geoffrey M. Green
Community Planning & Development
Program Manager
Waterbury Development Corporation

RE: Neighborhood Stabilization Program (NSP)
Budget Amendment #3

REFERRED TO THE FINANCE COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the
Board of Aldermen Voted Unanimously to **APPROVE** the
Aforementioned, Namely Item #4*

5. Lawrence V. De Pillo
Alderman

RE: PROPOSAL ~ to review, approve and or
disapprove amendments to collective bargaining
Agreements more commonly known as "Side
Agreements" executed between various union
representatives and the City Administration

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PHELAN, Duly Seconded by Alderman NAPOLI, JR. the
Board of Aldermen Voted by Unanimous Voice Vote to *HOLD
***Ask Peter Abare-Brown, Director of Human Resources to come to the next BOA meeting
& answer with corresponding documentation on the following:**
#1 If there is any Collective Bargaining Language regarding working in a higher class?
**#2 If there is any Civil Service rule and / or Regulation regarding working in higher class
and what are the ramifications of such**
#3 How monetary increase is determined
Relative to the Aforementioned, Namely Item #5*

6. Paul M. Bellagamba
P.E., PWD

RE: Construction contract for Division Street roadway
& sidewalk reconstruction by and between the
City of Waterbury and Waterbury Development
Corporation and GEG Construction, Inc. (CO78),
in the amount of, **\$380,622.50** [City Portion ~
\$180,622.50; CDBG Portion ~ **\$200,000**]

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the
Board of Aldermen Voted Unanimously to **APPROVE** the
Aforementioned, Namely Item #6*

7. Kevin Taylor
Senior Project Manager; WDC

RE: Department of Commerce's Economic
Development Administration (EDA) Public Works
Program Grant, in the amount of, **\$1,140,000**;
[Includes matching funds from the City in the
amount of, **\$110,000**]

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the
Board of Aldermen Voted Unanimously to **APPROVE** the
Aforementioned, Namely Item #7*

8. Carrie A. Swain, Clerk
Board of Education
- RE:** Subject to the Board of Education's approval at their regular meeting of October 4, 2010, of preparation of schematic drawings & outline specifications for the purpose of carrying out the "Sprague School Roof Replacement Project"

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the Board of Aldermen Voted Unanimously to **APPROVE** the Aforementioned, Namely Item #8*

9. Carrie A. Swain, Clerk
Board of Education
- RE:** Subject to the Board of Education's approval at their regular meeting of October 4, 2010, to file a grant application for the purpose of carrying out the "Sprague School Roof Replacement Project"

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the Board of Aldermen Voted Unanimously to **APPROVE** the Aforementioned, Namely Item #9*

10. Carrie A. Swain, Clerk
Board of Education
- RE:** Subject to the Board of Education's approval at their regular meeting of October 4, 2010, of the formation of a Building Committee, made up of Mary White, Paul D'Angelo, Jose Morales, Neil O'Leary, and Ann Sweeney, for the purpose of carrying out the "Sprague School Roof Replacement Project"

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the Board of Aldermen Voted Unanimously to **APPROVE** the Aforementioned, Namely Item #10*

11. Ofelia F. Matos
Budget Director
- RE:** City of Waterbury Financial Report for Fiscal Year-Ending June 30, 2010

RECEIVE AND PLACED ON FILE

12. Michael LeBlanc
Director of Finance
- RE:** Water and WPC Suspended Account Balances for Fiscal Year 2010

REFERRED TO THE FINANCE COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the Board of Aldermen Voted Unanimously to **RECEIVE AND PLACE ON FILE** the Aforementioned, Namely Item #12*

13. Roseann Wright, RN, RS, MPH
Director of Public Health

RE: Request for review & approval of the attached
Lead Poisoning Prevention Contract, in the
amount of, **\$66,658**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the
Board of Aldermen Voted Unanimously to **APPROVE** the
Aforementioned, Namely Item #13*

14. Craig Sullivan
Corporation Counsel

RE: Request to approve a release of Mortgage for 315
Chase Avenue from the City of Waterbury, acting
by and through the Waterbury Development
Corporation to Olu Adebajo

REFERRED TO THE FINANCE COMMITTEE

*On a motion of Alderman NEGRON, Duly Seconded by Alderman PICCOCHI, the
Board of Aldermen Voted by *Unanimous Voice Vote to
APPROVE the Aforementioned, Namely Item #14*

**Pernerewski Abstained*

15. Mark J. Pronovost, City Engineer
Bureau of Engineering

RE: Construction contract for underground storage
tank removals/replacement, and the replacement
of a boiler and hot water heater [CO17-10], in
the amount of, **\$193,652.00**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the
Board of Aldermen Voted Unanimously to **APPROVE** the
Aforementioned, Namely Item #15*

16. Theresa A. Caladrone
Mayor's Counsel

RE: DECD's proposal to provide assistance in the
amount of, **\$600,000** for remediation of the
Waterbury Industrial Commons Site, and
Resolution in support thereof

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the
Board of Aldermen Voted Unanimously to **APPROVE, subject to Corporation Counsel's
additions/deletions,** the Aforementioned, Namely Item #16*

17. Ofelia F. Matos
Budget Director

RE: Budget Transfer within the City's Capital Water
Enterprise Fund for FY Ending June 30, 2011, in
the amount of, **\$60,000**

REFERRED TO THE FINANCE COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the
Board of Aldermen Voted Unanimously to **APPROVE** the
Aforementioned, Namely Item #17*

18. Ofelia F. Matos
Budget Director
- RE:** Budget Transfers from the City's General Fund to the Capital Improvement & Special Revenue Funds for FY Ending June 30, 2010 in the amount of, **\$1.31 million**

REFERRED TO THE FINANCE COMMITTEE

*On a motion of Alderman NEGRON, Duly Seconded by Alderman PICCOCHI, the Board of Aldermen Voted 12 ~ *1 to **APPROVE as +AMENDED** the Aforementioned, Namely Item #18*

** De Pillo
(Alderman Petteway Absent)*

+Amendments:

Waterbury Youth Services: *The \$100,000 to be used strictly for the purchase of the building or the money will be returned to the City of Waterbury*

Parochial Books: *The \$50,000 to be used strictly for Parochial Grammar Schools or the money will be returned to the City of Waterbury and the BOA be provided a list as appropriated of which schools received certain books*

19. James A. Sequin, AICP
City Planner
- RE:** Request for the discontinuance of Porter Street [Old Business #11 on Sept. 20, 2010 Agenda]

REFERRED TO THE FINANCE COMMITTEE

*On a motion of Alderman NEGRON, Duly Seconded by Alderman PICCOCHI, the Board of Aldermen Voted By *Unanimous Voice Vote to **RECEIVE AND PLACE ON FILE** the Aforementioned, Namely Item #19*

** Padula Abstained
(Alderman Petteway Absent)*

20. Lawrence V. De Pillo
Alderman
- RE:** Proposal to have the Board of Aldermen as a Committee of the Whole, meet regularly over the next few months to consider systemic or long-term changes to government that will save money

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman NAPOLI, JR. the Board of Aldermen Voted by a 11 ~ *2 Roll Call Vote **APPROVING** the Amendment to Appoint non-BOA members to the ADHOC Committee*

** De Pillo, Mulcahy*

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman NAPOLI, JR. the Board of Aldermen Voted by a 11 ~ *2 Roll Call Vote **APPROVING** the Appointment of James Gatling, Paul Buzzelli, & Fred Ludke on the ADHOC Committee*

** De Pillo, Mulcahy*

(Alderman Petteway Absent)

21. Ofelia F. Mastos
Budget Director
- RE:** City of Waterbury Monthly Financial Report July and August 2010

RECEIVED AND PLACE ON FILE

22. Paul K. Pernerewski, Jr.
President of the Board of Aldermen

RE: Letter from Louis Carosella, 77 East Dover Street, re: Loyola Development, Corporation volunteer clean-up

RECEIVED AND PLACE ON FILE

23. Craig A. Sullivan
Corporation Counsel

RE: Request to approve a proposed stipulation, as presented to the Board by the Corporation Counsel in Executive Session re: proofs of claims filed by the City of Waterbury relative to the Chapter 11 Bankruptcy of Warner Gardens Co-op Apts., Inc.

REFERRED TO THE FINANCE COMMITTEE

*On a motion of Alderman PICCOCHI, Duly Seconded by Alderman PHELAN, the Board of Aldermen Voted Unanimously to **APPROVE** the Aforementioned, Namely Item #23 (Alderman Petteway Absent)*

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, **\$77,369.46**

*On a motion of Alderman NEGRON, Duly Seconded by Alderman PICCOCHI, the Board of Aldermen Voted Unanimously by Voice Vote to **APPROVE** Refunds to Taxpayers in the Amount of, **\$77,369.46** (Alderman Petteway Absent)*

OLD BUSINESS:

1. James A. Sequin, AICP
City Planner

Re: Request approval from Thomas Devino of Mercury Fuel for the abandonment and discountenance of the dead end of Porter Street **[Received on 07-19-10 and referred to the Finance Committee]**

*On a motion of Alderman NEGRON, Duly Seconded by Alderman PICCOCHI, the Board of Aldermen Voted *Unanimously to **RECEIVE AND PLACE ON FILE** the Aforementioned, Namely Old Business Item #1*

**Padula Abstained (Alderman Petteway Absent)*

2. Michael LeBlanc
Director of Finance

Re: Seeking approval of a budget transfer within the City’s Water Enterprise Fund for Fiscal Year-Ending June 30, 2011 in the amount of, **\$61,500 [Received on 09/07/10 and referred to the Finance Committee]**

3. Antoinette D’Almeida
President of the 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 the City’s Engineer, Mark Pronovost attend the BOA meeting. **[Received on 04/05/10 and referred to the Intergovernmental Committee]**

4.

James Monroe
250 Wood Street

Re: Proposal regarding Good Jobs Ordinance
[Received on 07-19-10 and referred to the Intergovernmental Committee]
5.

Kevin J. Daly, Jr.
Corporation Counsel

Re: Seeking approval of proposed amendments to Chapter 51 of the Code of Ordinances of the City of Waterbury. Refer to Old Business #8
[Received on 08-23-10 and referred to the Intergovernmental Committee]
6.

Alderman Paul Pernerewski, Jr.
President of the BOA

Re: Submittal of concerns about a parking ticket received by Jeffrey Samoska [Received on 07-19-10 and referred to the Intergovernmental Committee]

7.

Mary E. Nardini, CCMC
Revenue Collections Manager

Re: Annual Report for Fiscal Year 2009~2010
[Received on 08-23-10 and referred to the Finance Committee]

REMOVE FROM AGENDA
ACTED ON PREVIOUSLY

8.

Craig A. Sullivan
Corporation Counsel

Re: Submittal of a proposed Amendment to Chapter 51 of the Code of Ordinances of the City of Waterbury to incorporate into said Chapter, pursuant to statutory and regulatory mandate, new provisions governing wastewater pre-treatment requirements for facilities that discharge fats, oils, and grease in their wastewater [Received on 07-19-10 and referred to the Intergovernmental Committee]
9.

James A. Sequin, AICP
City Planner

Re: Requesting approval from Atty. Ken Pocius on behalf of Jean V. Dillon to accept the dedication of a drainage easement on a property located on Crest Street and Lakeside Blvd. West [Received on 07-19-10 and referred to the Finance Committee]
10.

James A. Sequin, AICP
City Planner

Re: Requesting approval from Attorney Ken Pocius on behalf of Jean V. Dillon to accept the dedication of a sanitary sewer easement on a property located on Crest Street and Lakeside Blvd. West. [Received on 07-19-10 and referred to the Finance Committee]

11.

James A. Sequin, AICP
City Planner

Re: Requesting approval of the discontinuance of the portion of Porter Street, east of Lafayette Street; Approved by the City Plan Commission on 08-11-2010 [Received on 08-23-10 and referred to the Finance Committee]

On a motion of Alderman NEGRON, Duly Seconded by Alderman PICCOCHI, the Board of Aldermen Voted *Unanimously to
Refer to the Bureau of Assessment for a Public Hearing & a Report Back to the Board
relative to the Aforementioned, Namely Old Business Item #11

*Padula Abstained
(Alderman Petteway Absent)

12. James A. Sequin, AICP
City Planner

Re: Requesting acceptance of public improvements associated with the subdivision entitled, "Westbury Homes, Section Three"; Approved by the City Plan Commission on 05/10/2010
[Received on 08-23-10 and referred to the Finance Committee]

🌀 **NEW BUSINESS:**

Alderman Burgio, Sr., suggested a time limit on the Aldermanic meetings if they run past a certain hour and reconvened the following week.

President Pernerewski informed Alderman Burgio that as an amendment to the rules of the Board of Aldermen, a 2/3's vote is required to pass. Recommended the Alderman submit a written proposal for the next BOA meeting for discussion.

Alderman Mulcahy spoke of the situation of Ms. Wigglesworth who spoke during the public speaking portion regarding losing her son throughout a State process. Alderman Mulcahy asked for action from the Board in helping her.

President Pernerewski suggested that the Alderman submit a recommendation on what action the Board should take, some background on the issue, and what the "hoped for" resolution, on the agenda for their next meeting for discussion by the Board.

🌀 **ADJOURNMENT**

*On a motion of Alderman BURGIO SR., Duly Seconded by Alderman PICCOCHI, the Board of Aldermen Voted Unanimously to **ADJOURN** at 12:25 P.M.*

MJD/pmd