

BOARD OF ALDERMEN
Regular Meeting
Monday, May 9, 2011 at 7:00 P.M.
235 Grand Street – Aldermanic Chambers

Summary Minutes

CONSENT CALENDAR: New Business: 1, 2, 3, 4, 5, 6, 7, 8, 9, 17, 19, 20, 21, 22, 24
Old Business: 1, 2, 8, 14
HELD: 10, 11, 12, 13, 14, 15, 16, 23

NON-CONSENT:

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to APPROVE the “Consent Calendar” as Read and Modified

PRESENT: Aldermen Piccochi **Petteway Brunelli
 Caiazzo, Jr. Napoli, Jr. Phelan
 Begnal, Jr. Negron Booker, Jr.
 Burgio, Sr. De Pillo *Mulcahy
 Giacomi Padula Pernerewski, Jr.
 * Arrived at 7:56 p.m.
 ** Arrived at 8:05 p.m.

ABSENT: None

Called to Order 7:03 p.m.

Pledge of Allegiance and Silent Prayer observed.

Roll Call by Michael J. Dalton, City Clerk ~ 15

PUBLIC SPEAKING

Speakers: Kimberly Wigglesworth: 26 E. Dover
 Paul Iadarola: 34 Willow Street
 Nick J. Coscia: 46 Gayfield Road
 Mary Alseph: 6 Meriline Avenue – Apt. 2
 Joshua M. Angelus: 67 Hillside Avenue

MAYOR’S REPORT

Mayor Michael J. Jarjura presented his report

- Mayor Jarjura requested that the Executive Session for this evening be cancelled and Agenda Item #23 be Held.
- Mayor Jarjura requested that the Board Hold Agenda Items 12, 13 and 14 indefinitely.

APPROVAL OF MINUTES:

- SPECIAL MEETING, Monday, February 28, 2011
- SPECIAL MEETING, Monday, March 28, 2011

On a motion by Alderman Begnal, Jr., followed by a second by Alderman Brunelli, the Board of Aldermen voted unanimously to APPROVE the aforesaid minutes.

RECESS: 8:43 p.m. – 9:34 p.m.
Finance Committee: 7:42 p.m. – 8:18 p.m.
Intergovernmental Committee: 7:42 p.m. – 8:26 p.m.

The Board of Aldermen reconvened at 8:40 p.m.

NEW BUSINESS

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| 1 Elizabeth Ferrer
Deputy City Clerk
<i>on behalf of</i>
Mayor Michael J. Jarjura | RE: Submitting the name of the following individual
to be appointed to the Board of Public Works
Louis W. Steponaitis, Jr., 368 Lakewood Road
Term: 1-1-10 to 12-31-13 |
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REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously NOT TO DISAPPROVE Item #1

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| 2 Elizabeth Ferrer
Deputy City Clerk
<i>on behalf of</i>
Mayor Michael J. Jarjura | RE: Submitting the name of the following individual
to be appointed to the Board of Public Health
Elaine S. Yurchyk, 492 Chipman Street
Term: 1-1-10 to 12-31-13 |
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REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously NOT TO DISAPPROVE Item #2

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| 3 Elizabeth Ferrer
Deputy City Clerk
<i>on behalf of</i>
Mayor Michael J. Jarjura | RE: Submitting the name of the following individual
to be appointed to the Arts and Tourism
Commission
Lynette Piombo, 64 Westridge Drive
Term: 1-1-09 to 12-31-13 |
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REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously NOT TO DISAPPROVE Item #3

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| 4 Elizabeth Ferrer
Deputy City Clerk
<i>on behalf of</i>
Mayor Michael J. Jarjura | RE: Submitting the name of the following individual
to be appointed to the Board of Public Health
George Jastrzebski-Brinnig, M.D., 268
Robbins Street
Term: 1-1-08 to 12-31-11 |
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REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously NOT TO DISAPPROVE Item #4

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| 5 Elizabeth Ferrer
Deputy City Clerk
<i>on behalf of</i>
Mayor Michael J. Jarjura | RE: Submitting the name of the following individual
to be appointed to the Human Rights
Commission
Bryan Baker
275 Peach Orchard Road
Term: 1-1-06 to 12-31-11 |
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REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously NOT TO DISAPPROVE Item #5

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| 6 Elizabeth Ferrer
Deputy City Clerk
<i>on behalf of</i>
Mayor Michael J. Jarjura | RE: Submitting the name of the following individual
to be appointed to the Silas Bronson Library
Board of Agents
Jane Cooney, 90 Roberts Street
Term: 7-4-06 to 7-3-12 |
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REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously NOT TO DISAPPROVE Item #6

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| 7 Elizabeth Ferrer
Deputy City Clerk
<i>on behalf of</i>
Mayor Michael J. Jarjura | RE: Submitting the name of the following individual
to be appointed to the Board of Ethics
Lois Koss, 300 Ardsley Road
Term: 8-1-10 to 7-31-14 |
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REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously NOT TO DISAPPROVE Item #7

- 8 Paul M. Bellagamba, P.E.
Public Works Department
Bureau of Engineering
- RE:** Seeking approval of the Construction Contract for Gilmartin School Neighborhood Sidewalk Construction by and between the City of Waterbury and Waterbury Development Corporation and Birm-1 Construction Company, LLC, in the amount of **\$224,290.00**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to APPROVE Item #8

- 9 Paul M. Bellagamba, P.E.
Public Works Department
Bureau of Engineering
- RE:** Seeking approval of the Construction Contract for North Main Street School Neighborhood Sidewalk Construction by and between the City of Waterbury and Waterbury Development Corporation and Birm-1 Construction Company, LLC, in the amount of **\$345,445.50**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to APPROVE Item #9

- 10 Carrie A. Swain
Board of Education
- RE:** Request review and approval of the formation of a Building Committee for the purpose of carrying out the proposed Wallace Middle School Media Center Alterations and Addition Project.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to HOLD Item #10

- 11 Carrie A. Swain
Board of Education
- RE:** Request review and approval of the preparation of schematic drawing and outline specifications for the purpose of carrying out the proposed Wallace Middle School Media Center Alterations and Addition Project.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to HOLD Item #11

- 12 Carrie A. Swain
Board of Education
- RE:** Request review and approval of the formation of a Building Committee for the purpose of carrying out the proposed East End Pre-k through 8 Elementary School Project.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to HOLD Item #12

- 13 Carrie A. Swain
Board of Education
- RE:** Request review and approval of the preparation of schematic drawing and outline specifications for the purpose of carrying out the proposed East End Pre-k through 8 Elementary School Project

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to HOLD Item #13

14 Carrie A. Swain
Board of Education

RE: Request review and approval to file a grant application (ED049) in the amount of \$30,717,113 with matching funds from the city in the amount of \$9,182,887 for the proposed East End Pre-k through 8 Elementary School Project

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to HOLD Item #14

15 Carrie A. Swain
Board of Education

RE: Request review and approval to file a grant application (ED049) in the amount of \$12,143,882 with matching funds from the city in the amount of \$3,614,118 for the proposed Wallace Middle School Media Center Alterations and Addition Project.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to HOLD Item #15

16 Carrie A. Swain
Board of Education

RE: Request review and approval, subject to the Board of Education's approval at their regular meeting of May 2, 2011 of an Agreement with Gilbane Building Company, in the not to exceed amount of \$56,229,437.00, to provide construction manager at risk services for the Waterbury Career Academy Project.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to HOLD Item #16.

17 Ofelia Matos
Budget Director

RE: Seeking approval of a budget transfer within the City's General Fund for the Fiscal Year ending June 30, 2011 in the amount of \$370,000.00.

REFERRED TO THE FINANCE COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to APPROVE Item #17

18 Ofelia Matos
Budget Director

RE: Submittal of the City of Waterbury's monthly Financial Report for March 2011.
RPF

RECEIVE AND PLACE ON FILE

19 Carrie A. Swain
Board of Education

RE: Requesting review and approval, subject to the Board of Education's approval at their regular meeting of May 2, 2011, of a Contract with M.J. Fahy & Sons, Inc. not to exceed amount of \$83,000.00 to provide HVAC Coil Replacement at the Bergin Complex

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to APPROVE Item #19

20 Board of Public Works

RE: Requesting approval of a refund in the amount of \$385.74 to SBA Properties [approved by the Board of Public Works on 04-26-11].

REFERRED TO THE FINANCE COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to APPROVE Item #20

21 Barbara M. Tacchi
Waterbury School Readiness
Coordinator

RE: Submitting the Waterbury School
Readiness Priority School District Grant
for FY 2012 \$9,456,244 and 2013
\$9,456,244.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to APPROVE Item #21

On a motion by Alderman Brunelli, followed by a second by Alderman Booker, Jr., the Board of Aldermen voted unanimously to REFER Item #22 TO THE INTERGOVERNMENTAL COMMITTEE [originally RECEIVE AND PLACE ON FILE]

22 Nick Coscia
46 Gayfield Road

RE: Requesting that CL&P be invited to the Board of Aldermen with their representatives to explain the future plans for the South End of Waterbury for Gas Fired Electrical Generating System.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to REFER to the Economic Development Director of the Chamber of Commerce to ascertain what interest CL&P would have in this request request the Economic Development Director contact CL&P to ascertain and report back to the Board of Aldermen CL&P's possible interest in building a Fired Electrical Generating System

23 Antony A. Casagrande Of
Counsel CARMODY &
TORRANCE LLC.

RE: M. Credit, Inc., et al vs. the City of Waterbury possible settlement.

REFERRED TO THE FINANCE COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to HOLD Item #23

On a motion by Alderman Piccochi, followed by a second by Alderman Napoli, Jr., the Board of Aldermen voted unanimously to add as Agenda Item #24 a Contract for Deconstruction and Demolition at 16 Cherry Ave. and 167 Maple St. between the City of Waterbury and C&D Services, LLC in the amount of \$551,248.00 as submitted by Kevin Taylor, Waterbury Development Corporation

24 Kevin Taylor
Senior Project Manager
Waterbury Development
Corporation

RE: Contract for Deconstruction and Demolition at 16 Cherry Ave. and 167 Maple St. between the City of Waterbury and C&D Services, LLC in the amount of \$551,248.00

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to APPROVE Item #24

OLD BUSINESS

1 Patrick E. Maloney
Maloney & Atkins LLC
Attorneys at Law
558-560 Chase Avenue

RE: Request for abatement on interest for property located on Ashley Street (a vacant lot) on behalf of Leonard J. Nicoletti. [Received on 04-25-11 and referred to the FINANCE Committee]

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to REFER Old Business Item #1 to the Corporation Counsel to research possibility of abating interest (Non-Profit). Corporation Counsel to attend next meeting.

2 James Monroe
250 Wood Street

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

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to REFER Old Business Item #2 to the Good Jobs Ad Hoc Committee

3. Alderman Lawrence V. De Pillo

RE: PROPOSAL - To refer said proposal to modify the City of Waterbury Code of Ordinances, specifically §38.049 Preference for Bidders and Offerors located in the city to the City Corporation Counsel for review and engrossment of the ordinance. [Received on 01-11-11 referred to the Intergovernmental Comm.]

4. Peter Abare-Brown
Director of Human Resources

RE: Seeking approval of the new job specification for the position of WPC INSPECTOR with a salary range of \$45,239.66 to \$60,209.58. [Received on 10-25-10 referred to the Intergovernmental. Committee.]

5. Alderman Lawrence V. De Pillo

RE: Seeking approval of the following:

PROPOSAL - requesting that Mayor Jarjura and/or his designee(s) provide the Board of Aldermen Budget Subcommittee the booklet and/or document(s) that identify the distribution to and from accounts, for the more than 455 grant funded city employees receiving in excess of 100 million dollars and not identified in the general fund budget. [Received on 01-24-11 and referred to the Budget Subcommittee.]

6. 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 referred to the Finance Committee.]

7. Deacon Paul Iadarola
Executive Director
St. Vincent DePaul Mission

RE: Requesting that the existing twenty [20] year "Tax Abatement Agreement" between the City of Waterbury and St. Vincent DePaul Mission – approved by the Board of Aldermen in February 1990 – for "Liberty Hall Apartments" or to enter into a new Tax Abatement Agreement for that property. [Received on 04-11-11 referred to the Finance Committee.]

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| 8. | Carrie A. Swain
Board of Education | RE: Requesting approval of an Agreement with Gilbane Building Company, in the not to exceed amount of, <u>\$56,229,437.00</u> to provide construction manager at risk services for the Waterbury Career Academy Project. [Received on 04-11-11 referred to the Intergovernmental Committee] |
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On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to RECEIVE AND PLACE ON FILE Old Business Item #8

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| 9. | Antony A. Casagrande
Of Counsel
CARMODY & TORRANCE LLP | RE: Seeking referral to the City Plan Commission of the proposed buy/sell agreement between Mr. David Pires [Seller] and the City of WTBY [Buyer] regarding real property located at 750 Baldwin Street. [Received on 02-07-11 referred to the Intergovernmental Committee.] |
| 10. | Board of Public Works | RE: Recommendation to this honorable Board to accept and subsequently approve the completed portion of Traverse Street upon the completion of those outstanding minor improvements; subject to the establishment of a performance bond for the complete construction of Arlington Avenue to current City of Waterbury standards, between Traverse and Transit Streets. The completion of Arlington Avenue must occur before September 30th of 2011, otherwise the bond shall be called and the work shall be completed by the City. [Received on 02-07-11 referred to the Finance Committee.] |
| 11. | Ofelia F. Matos
Budget Director | RE: City of Waterbury's 5-Year Capital Improvement Plan for Fiscal Years 2012 ~ 2016. [Received on 04-11-11 referred to the Budget Subcommittee Committee.] |
| 12. | Michael J. Jarjura, Mayor
CITY OF WATERBURY | RE: City of Waterbury's Proposed Budget for the Fiscal Year ending June 30, 2012.
[Received on 04-11-11 referred to the Budget Subcommittee Committee.] |
| 13. | William L. Stevens
Slavin, Stauffacher & Scott, LLC
Attorneys at Law
27 Siemon Company Drive
Watertown, CT | RE: On behalf of Alan Behan, requesting the acceptance of Traverse Street.
[Received on 04-11-11 referred to the Budget Subcommittee Committee.] |

14 Alderman Lawrence V. De Pillo

RE: Seeking consideration of the following proposal:

PROPOSAL – To have the Board of Aldermen request that Corporation Counsel appear at the next regularly scheduled meeting to explain how the Charter of the City of Waterbury revised on November 2, 2010 and submitted to the Board of Aldermen has Sec. 4-10: Hydroelectric production language from the Charter Revision draft proposal and not the amended language passed by the voters on November 2, 2010. .

[Received on 04-25-11 and referred to the Intergovernmental Committee.]

On a Motion of Alderman Petteway followed by a second by Alderman Padula the Board of Aldermen voted Unanimously to RECEIVE AND PLACE ON FILE Old Business Item #14

ADJOURNMENT.

On a motion by Alderman Burgio, Sr., followed by a second by Alderman Begnal, Jr., the Board of Aldermen voted unanimously to adjourn at 8:49 p.m.

MJD/cjg