BOARD OF ALDERMEN

MONDAY, DECEMBER 05, 2011
REGULAR MEETING at 7:00 P.M.
ALDERMANIC CHAMBERS ~ CITY HALL
235 GRAND STREET, WATERBURY, CT

"SUMMARY MINUTES"

CALL TO ORDER:
PLEDGE OF ALLEGIANCE
PRAYER:
ROLL CALL:

Present:	BEGNAL, JR.	NAPOLI, JR.	PHELAN	BRUNELLI
	MULCAHY	HADLEY	LUEDKE	BURGIO, SR.
	GIACOMI	PADULA	PALLADINO	NOUJAIM
	MARGIOTTA	PERNEREWSKI, JR.		

Absent: PICCOCHI

PUBLIC SPEAKING:
1]. Kimberly Wigglesworth – 26 East Dover Street, Waterbury, CT
2]. Ivette Jessup – 330 Piedmont Street, Waterbury, CT
3]. Thomas Pelletier – 112 Concord Street, Waterbury, CT

OFFICIALLY SCHEDULED PRESENTATION:
EXECUTIVE SESSION/S:
APPROVAL OF MINUTES:
MAYOR'S REPORT:
LIAISON REPORTS:
RECESS:

TO BE ADDED ITEMS:

On a Motion of Alderman Padula, Followed by a Second from Alderman Napoli, Jr., the Board of Alderman Voted by Unanimous Voice Vote to **ADD** a Budget Transfer in the amount of $28,885 from Budget Director Ofelia F. Matos to its Agenda as Item #6 and Refer Said Item to the Finance Committee.

On a Motion of Alderman Napoli, Jr., Followed by a Second from Alderman Begnal, Jr., the Board of Alderman Voted by Unanimous Voice Vote to **ADD** an EIS Contract Amendment in the amount of $90,307.62 from Director of Public Health Roseann T. Wright to its Agenda as Item #7 and Refer Said Item to the Intergovernmental Committee.

On a Motion of Alderman Padula, Followed by a Second from Alderman Noujaim, the Board of Alderman Voted by Unanimous Voice Vote to **ADD** Proclamation from the Board of Aldermen to the WTBY Public

Schools Culinary Arts Program and the WTBY Public Schools Food Service to its Agenda as Item #8 and Refer Said Item to the Intergovernmental Committee.

RECESSED INTO COMMITTEES AT 7:25 P.M.
RETURNED TO THE REGULAR ORDER OF BUSINESS AT 8:40 P.M.

CONSENT CALENDAR: #2, 3, 4, 6, 7, 8 & O.B. #2.
NON-CONSENT: #5.

ON A MOTION MADE BY ALDERMAN NAPOLI, JR., DULY SECONDED BY ALDERMAN PHELAN, THE BOARD OF ALDERMEN VOTED BY UNANIMOUS ROLL CALL VOTE [14-0] TO APPROVE THE AFOREMENTIONED CONSENT CALENDAR.

1. Human Resources Department
CITY OF WATERBURY

RE: Submittal of the following **Promotional** job openings/vacancies within the City of Waterbury, to wit:

a). WPC Maintenance- #1980
b). Chemist II - #1981
c). School Nurse - #1982

RECEIVED & PLACED ON FILE.

2. Atty. Charles E. Oman III
OFFICE OF CORPORATION COUNSEL

RE: Seeking approval of overpayment of taxes with respect for a judgment and the stipulation for judgment with respect to both **MACY'S RETAIL HOLDINGS, INC. and SEARS, ROEBUCK AND CO.**

REFERRED TO THE FINANCE COMMITTEE.

On a Motion of Alderman Napoli, Jr., Followed by a Second from Alderman Phelan, the Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to APPROVE the Aforementioned Namely Item #2.

3. Craig Schmidt
SURPLUS PROPERTY MANAGER

RE: Seeking a Public Hearing for the sale of surplus city property located at: **17 BREWSTER STREET.**

REFERRED TO THE FINANCE COMMITTEE.

On a Motion of Alderman Napoli, Jr., Followed by a Second from Alderman Phelan, the Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote **TO SET A PUBLIC HEARING** with Respect to the Aforementioned for **JANUARY 10, 2011 AT 6:50 P.M.**

4. Michael T. Gilmore
RE-INVESTMENT MANAGER
WDC

RE: Seeking approval of a contract between the City of Waterbury acting by and through The Waterbury Development Corporation and EnviroMed Services Inc. [the low bidder] for Asbestos/Lead Identification, Testing and Consulting in the amount of **$200,000.00**.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a Motion of Alderman Napoli, Jr., Followed by a Second from Alderman Phelan, the Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to **APPROVE** the Aforementioned Namely Item #4.

5. Carrie A. Swain
*NC **BOARD OF EDUCATION CLERK**

RE: Seeking approval of a Maintenance Services Agreement with AFB Construction Management to provide school facilities management services for the Department of Education, the Fee Schedule is as follows:

Initial twelve-month term contract amount is **184,000.00**. Base Fee for the initial twelve-month term is **$160,000.00** reimbursable allowance not to exceed **$2,000.00** per month not to exceed **$24,000.00** for the initial one-year term.

Payment for First Option Period 12.12.2012 through 12.11.2013 fee shall not exceed **$187,088.00**r. Base Fee **$163,088.00**. reimbursable allowance not to exceed **$2,000.00** per month not to exceed **$24,000.00**.

Second Option Period 12.12.2013 through 12.11.2014 fee shall not exceed **$190,904.00** . Base Fee **$166,904.00** reimbursable allowance not to exceed **$2,000.00** per month not to exceed **$24,000.00**.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a Motion of Alderman Phelan, Followed by a Second by Alderman Mulcahy, to **REJECT** the Aforementioned Namely Item #5, the Board of Aldermen Voted by an 8 Yea – 6 Nay Roll Call Vote to Uphold the Motion; Motion Carries - Item Denied.

YEAS: Begnal, Jr. Napoli, Jr., Phelan, Brunelli, Mulcahy, Hadley, Palladino and Pernerewski ~ 8.
NAYS: Luedke, Burgio, Sr., Giacomi, Padula, Noujaim and Margiotta ~ 6.

*DENOTES NON-CONSENT CALENDAR VOTE.

6. Ofelia F. Matos **RE:** Seeking approval of budget transfer within the City's Capital Budget for the Fiscal Year ending June 30, 2012 in the amount of **$28,885**.
BUDGET DIRECTOR

REFERRED TO THE FINANCE COMMITTEE.

On a Motion of Alderman Napoli, Jr., Followed by a Second from Alderman Phelan, the Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to **APPROVE** the Aforementioned Namely Item #6.

7. Roseann T. Wright, Director **RE:** Seeking approval of an EIS Contract Amendment in the amount of **$90,307.62** (increase of $47,755.47) contract period 03/01/2011 through 02/29/2012,
DEPT. OF PUBLIC HEALTH

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a Motion of Alderman Napoli, Jr., Followed by a Second from Alderman Phelan, the Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to **APPROVE** the Aforementioned Namely Item #7.

8. Board of Aldermen **RE:** Proclamation to the WTBY Public Schools Culinary Arts Program and the WTBY Public Schools Food Service for their services at the Inauguration of 12-02.2011.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

On a Motion of Alderman Napoli, Jr., Followed by a Second from Alderman Phelan, the Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to **APPROVE** the Aforementioned Namely Item #8.

STANDING COMMITTEES:

On a Motion of Alderman Begnal, Jr., followed by a Second by Alderman Napoli, Jr., the Board of Aldermen Voted by Unanimous Voice Vote to **APPROVE** and Authorize the Director of Finance to Make Refunds to Taxpayers Representing Overpayments of Tax Bills, in the Amount of **$8,063.45**.

OLD BUSINESS:

1. Michael Le Blanc **RE:** Requesting approval of an appropriation of **$1,850,000** and **$1,200,000** Bond Authorization for acquisition of a parcel of approximately 133.68 acres of undeveloped land located on Park Road to be preserved as open space. [**Received on 08-22-11 and referred to the Finance Committee.**]
DIRECTOR OF FINANCE

2. Antony A. Casagrande
Of Counsel
CARMODY & TORRANCE LLP

RE: Submittal of proposed Amendments to the City's Procurement Ordinance regarding integration of a Section 3 Policy into the City's Procurement process. Requesting of the Board to set a public hearing for the purpose of receiving public input regarding a proposed amendment to Chapter 38 of The Code of Waterbury to incorporate into said chapter required compliance with a Section 3 Policy pursuant to a Voluntary Compliance Agreement recently entered into between HUD and the City as approved by the Board of Aldermen on 06.20.11. **[Received on 10-11-11 and referred to the Intergovernmental Committee.]**

On a Motion of Alderman Napoli, Jr., Followed by a Second from Alderman Phelan, the Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to **APPROVE** the Aforementioned Namely Old Business Item #2.

3. Lawrence V. De Pillo
ALDERMAN

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 Finance Committee~~ further referred on 06-20-11 to the Good Jobs Ad Hoc Committee.]**

4. Paul K. Pernerewski, Jr.
BOARD OF ALDERMEN PRESIDENT
****VERBAL SUBMISSION****

RE: Discussion and possible action regarding the the position of City Auditor. **[Received on 11.21.11 and referred to the Intergovernmental Committee.]**

5. **ALDERWOMAN** Anne P. Phelan
ALDERMEN Lawrence V. De Pillo and Jerry P. Padula

RE: Proposed Ordinance change regarding Part-time/Temporary/Seasonal Employees. **[Received on 07-25-11 and referred to Intergovernmental Committee.]**

6. **ALDERWOMAN** Anne P. Phelan
ALDERMEN Lawrence V. De Pillo and Jerry P. Padula

RE: Proposed Ordinance change regarding "Nepotism: Employment of Relatives" **[Received on 07-25-11 and referred to Intergovernmental Committee.]**

7. Craig Schmidt
SURPLUS MANAGER

RE: Requesting review and possible vote with respect to the disposition of City surplus property located at 787 North Main Street. [**Received on 09-19-11 and referred to the Finance Committee.]**

8. Paul K. Pernerewski, Jr.
BOARD OF ALDERMEN PRESIDENT

RE: Seeking approval of the following resolution:

BE IT RESOLVED That an ad hoc open space advisory committee appointed by the president to analyze and quantify the need for open space in Waterbury, to catalogue available land in Waterbury which may be suitable for acquisition for open space, including their opinion of the desirability of such land for open space, and to report their findings to the Board of Aldermen within _________ months (members to be appointed)

BE IT FURTHER RESOLVED that the president is authorized, on behalf of the Board, to request the Department of Energy and Environment Protection extend the **$650,000** grant related to the purchase of 134 acres known as Western Woods on Park Road, be extended until three months after the ad hoc space advisory committee makes its report to the board. **[Received on 09-19-11 and referred to the Intergovernmental Committee.]**

9. Joshua M. Angelus, President
WTBY Neighborhood Council
67 Hillside Avenue

RE: Submittal of the following Resolution, to wit:

BE IT SO RESOLVED, should the Board of Aldermen vote favorably to approve **$1,850,000** for Capital Authorization for the acquisition of the Western Woods Park Road property and a **$1,200,000** Bond Authorization and should the owner of said property convey a letter of intent to sell said property to the City of Waterbury for **$1,750,000** within 40 days of approval of said resolution, that the City of Waterbury shall enter into a purchase agreement with the seller of said property contingent on the availability of the DEEP open space grant of **$650,000**. **[Received on 10-11-11 and referred to the Finance Committee.]**

10. Paul K. Pernerewski, Jr.
BOARD OF ALDERMEN PRESIDENT

RE: Report and possible action respect to the property taken associated with the Career Academy construction. **[Received on 11.21.11 and referred to the Intergovernmental Committee.]**

11. Ronald Napoli, Jr.
ALDERMAN

RE: Seeking approval of the following resolution:

BE IT RESOLVED That with respect to the City of Waterbury's public-funded construction projects a consultant be hired to conduct a Disparity Study and upon completion forward said report to the Board. **[Received on 11.21.11 and referred to the Intergovernmental Comm.]**

2011/13 BOA SUBCOMMITTEE MEMBERS:

FINANCE	INTERGOVERNMENTAL
Joseph Begnal, Jr. [Chairman]	Anne Phelan [Chairman]
Gregory Hadley	Ryan Mulcahy
Anthony Piccochi	Ernest Brunelli
Frank Burgio, Sr.	Ronald Napoli, Jr.
Frederick Luedke	Jerry Padula
Carlo Palladino	Steve Giacomi
Lysa Margiotta	George Noujaim

NEW BUSINESS:

APPOINTMENT of ERNEST BRUNELLI as Aldermanic Liaison to the Board of Education – BOE Currently in Negotiations with S.A.W. (School Administrators of Waterbury).

APPOINTMENT of JERRY PADULA to the Waterbury Development Corporation as its Aldermanic Liaison – he replaces Former Alderman Cicero B. Booker, Jr.

ADJOURNMENT:

ON A MOTION OF ALDERMAN BURGIO, SR., FOLLOWED BY A SECOND BY ALDERMAN PHELAN, THE BOARD OF ALDERMEN VOTED UNANIMOUSLY TO **ADJOURN** AT **9:45 P.M.**

Mjd:Amb