

BOARD OF ALDERMEN
TUESDAY, FEBRUARY 21, 2012
PUBLIC HEARINGS AT 6:45 P.M., 6:50 P.M. and 6:55 P.M.
REGULAR MEETING AT 7:00 P.M.
ALDERMANIC CHAMBERS
235 GRAND STREET, WATERBURY CT

AGENDA

PUBLIC HEARINGS:

6:45 P.M.: For the purpose of soliciting public input with respect to a proposed amendment to the Code of Waterbury §34.15 thru §34.99 entitled "Hiring of Waterbury Residents on Certain Publicly-Funded Construction Projects"

6:50 P.M.: For the purpose of soliciting public input with respect to a proposed amendment to the Code of Waterbury, Chapter 38, entitled "Centralized Procurement System" thereof, more specifically to modify §38.003, entitled "Requisition" and to add a new section, §38.087, entitled "Contract Provisions Pertaining to an Ordinance Regarding the Hiring of Waterbury Residents on Certain Publicly-Funded Construction Projects".

6:55 P.M.: For the purpose of soliciting public input with respect to a proposed amendment to the Code of Waterbury, Chapter 38, entitled "Centralized Procurement System" thereof, more specifically to modify §38.002, entitled "Definitions" in order to add three (3) new definitions and to add a new section, §38.033, in order 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 on June 20, 2011; and to modify §38.085 entitled "Legal Clauses for Contracts or Purchase Orders and Their Administration" in order to add a new sub-section "D" thereof regarding clauses to be included in contracts.

PRAYER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

OFFICIALLY SCHEDULED PRESENTATION:

PUBLIC SPEAKING:

MAYOR'S REPORT:

EXECUTIVE SESSION:

Regarding possible negotiations with respect to the purchase of Western Woods, Park Road, Waterbury.

APPROVAL OF MINUTES:

RECESS:

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| 1. Civil Service Commission | RE: Submittal of the following open competitive examination within the City of Waterbury, to wit: |
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PARAPROFESSIONAL

RECEIVE AND PLACE ON FILE

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| 2. James A. Murray
Department of Human Resources | RE: Submittal of the following job opening within the City of Waterbury, to wit: |
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SECRETARY II

RECEIVE AND PLACE ON FILE

3. Eugene Fortier
80 Rockaway Avenue

RE: Requesting a two-way stop sign be installed at the intersection of Hillcrest Avenue and Rockaway Avenue.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

4. Geoffrey M. Green
Community Planning & Development
Program Manager
Neighborhood Re-Investment Group
WDC

RE: Submitting for review and approval a Window and Door Replacement Contract for Willow Street Fire House #6 between the City of Waterbury and NorthEast Contractor Services, LLC in the not to exceed amount of \$99,710.00

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

5. Mayor Neil M. O’Leary

RE: Submitting the name of the following individual to be appointed to the Inland Wetlands and Watercourses Commission:
Samuel Leisring
43 Howland Avenue
Term: 1-1-12 to 12-31-15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

6. Mayor Neil M. O’Leary

RE: Submitting the name of the following individual to be appointed to the Board of Police Commissioners:
Christian D’orso
42 Rosemount Avenue
Term: 1-1-12 to 12-31-15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

7. Mayor Neil M. O’Leary

RE: Submitting the name of the following individual to be appointed to the Arts and Tourism Commission:
Maxine Watts
180 Prospect Street
Term: 1-1-12 to 12-31-15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

8. Mayor Neil M. O’Leary

RE: Submitting the names of the following individuals to be appointed to the Zoning Board of Appeals:
Avery Gaddis
111 Taft Pointe, Unit #6
Term: 1-1-12 to 12-31-15
Manuel A. Jesus
44 Burr Street
Term: 1-1-12 to 12-31-15
Joseph M. Caiazzo
70 Phyllis Avenue
Term: 1-1-12 to 12-31-15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

9. Mayor Neil M. O’Leary RE: Submitting the name of the following individual to be appointed to the Waterbury Housing Authority:
Carl Ianantuoni
39 Country Club Woods Circle
Term: 1-1-12 to 12-31-16

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

10. Mayor Neil M. O’Leary RE: Submitting the names of the following individuals to be appointed to the Silas Bronson Library Board:
Rosalie M. Bowler
153 Fiske Street
Term: 1-1-12 to 12-31-17
Nina B. Cherubino
198 Ardsley Road
Term: 1-1-12 to 12-31-17
Barbara J. Ranando
199 Nichols Drive
Term: 1-1-12 to 12-31-17

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

11. Mayor Neil M. O’Leary RE: Submitting the name of the following individual to be appointed to the Board of Park Commissioners:
John Piccochi
376 Congress Avenue
Term: 1-1-12 to 12-31-15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

12. Mayor Neil M. O’Leary RE: Submitting the name of the following individual to be appointed to the Human Rights Commission:
Thomas Mallory, Jr.
39 Hawkins Street
Term: 1-1-12 to 12-31-15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

13. Mayor Neil M. O’Leary RE: Submitting the names of the following individuals to be appointed to the Litter Control and Beautification Commission:
Bernadine Orintas
246 Westmount Drive
Term: 1-1-12 to 12-31-15
Sean Mosley
66 Redcoat Road
Term: 1-1-12 to 12-31-15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

14. Mayor Neil M. O’Leary RE: Submitting the name of the following individual to be appointed to the Retirement Board:
Rachel Sabetta
265 Jersey Street
Term: 1-1-12 to 12-31-15
REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

15. Mayor Neil M. O’Leary RE: Submitting the names of the following individuals to be appointed to the Board of Public Health:
Michelle Godin
68 Woodcrest Drive
Term: 1-1-12 to 12-31-15
Patricia Russell
131 Kenmore Avenue
Term: 1-1-12 to 12-31-15
REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

16. Fire Chief David J. Martin RE: Requesting a budget transfer in the amount of
Waterbury Fire Department **\$50,000** from the Contingency Account to the Fire Department Budget for the purpose of apparatus maintenance.
REFERRED TO THE FINANCE COMMITTEE

17. Mayor Neil M. O’Leary RE: Submitting the name of the following individual to be appointed to the Greater Waterbury Transit District:
Rose Ellen Theriault
2221 East Main Street, Apt. 3J
Term: 1-1-12 to 12-31-15
REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

18. Mayor Neil M. O’Leary RE: Submitting the names of the following individuals to be appointed to the Environmental Control Commission:
Steven Schrag (D)
14 Quentin Street
Term: 1-1-12 to 12-31-15
Gail Girch (D)
84 Revere Street
Term: 1-1-12 to 12-31-15
REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

19. Mayor Neil M. O’Leary

RE: Submitting the names of the following individuals to be appointed to the Board of Fire Commissioners:
Kevin Russell
131 Kenmore Avenue
Term: 1-1-12 to 12-31-15
Christopher Casey
35 Gorman Circle
Term: 1-1-12 to 12-31-15
John Battaglia
144 Francis Street
Term: 1-1-12 to 12-31-15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

20. Ofelia Matos
BUDGET DIRECTOR

RE: Seeking approval of budget transfer within the General Fund for FY12 in the amount of **\$50,000** from the Contingency Account to the Fire Department Budget line #569022 for the purpose of apparatus maintenance.

REFERRED TO THE FINANCE COMMITTEE

21. Luis Espinal
121 BISHOP STREET

RE: Requesting something be done to mitigate speeding on Bishop Street.

REFERRED TO THE FINANCE COMMITTEE

22. Paul Pernerewski, Jr.
Board of Alderman President
NO ITEM

RE: Possible negotiations with respect to the purchase of Western Woods, Park Road, Waterbury.

REFERRED TO THE FINANCE COMMITTEE

STANDING COMMITTEES:

- Frank A. Caruso, CCMC
Deputy Tax Collector

RE: Seeking approval of vouchers representing Overpayments by the taxpayers for tax bills, in the amount of **\$309,947.71**.

OLD BUSINESS:

1. Lisa Lessard
905 PEARL LAKE ROAD

RE: Correspondence to the Board with respect to establishing a City Board for people who are disabled in the City whereby they could attend and discuss issues. [Received on 02-06-12 and referred to the Intergovernmental Committee]
2. Frederick L. Luedke
ALDERMAN

RE: Submitting for consideration proposed changes to Blight Ordinance [Received on 01-10-12 and referred to the future Ad Hoc Blight Committee]

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 and referred to the Finance Committee~~ further referred to the Good Jobs Ad Hoc Committee on 06/20/11]
4. Paul K. Pernerewski, Jr.
Board of Alderman President
VERBAL SUBMISSION

RE: Discussion and possible action regarding 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. Steven Schrag
14 QUENTIN STREET

RE: Submitting for consideration a draft of the Corporate Ethics Ordinance [Received on 01-10-12 and referred to the Intergovernmental Committee.]
8. Paul K. Pernerewski, Jr., President
BOARD OF ALDERMEN

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 Environmental Protection extend the **\$650,000** grant related to the purchase of 133.68 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. David Green, Managing Member
PHOENIX SOIL LLC
130 FREIGHT STREET
- RE: Request for extension of permit or authority to operate a low temperature thermal desorption unit at 130 Freight Street, for ten (10) years, up to and including March 2, 2022. **[Received on 01-10-12 and referred to the Intergovernmental Committee.]**
- 10 Attorney Charles E. Oman III
FORMERLY OF THE OFFICE OF THE CORPORATION COUNSEL
- RE: Amend Section 32.16 of the Code of Ordinances so that it is no longer mandatory, but only discretionary that Waterbury enter into a contract with the State for reimbursement of property tax abatements. This may be accomplished by substitution “may” for “shall”. **[Received on 01-10-12 and referred to the Intergovernmental Committee]**
- 11 Ron 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 Committee]**
- 12 Miriam Torruella (Rodriguez)
106 WOLCOTT STREET
- RE: Requesting a full refund of **\$1,222.75** that was withdrawn from Ms. Torruella’s checking account for a State Tax Levy on 45/47 Williams Street in the amount of **\$18,243.94**. Ms. Torrulella filed Chapter 13 Bankruptcy in 1995, and Chapter 7 Bankruptcy in 2000 **[Received on 01-10-12 and referred to the Finance Committee.]**
- 13 Attorney Craig A. Sullivan
OFFICE OF THE CORPORATION COUNSEL
- RE: To set a public hearing relative to a proposed amendment to the Code of Waterbury §34.15 thru §34.99 entitled “Hiring of Waterbury Residents on Certain Publicly-Funded Construction Projects” **[Received on 01-10-12 and referred to the Intergovernmental Committee.]**

- 14 Attorney Craig A. Sullivan
**OFFICE OF THE
CORPORATION COUNSEL**
- RE: To set a public hearing relative to a proposed amendment to the Code of Waterbury, Chapter 38, entitled “Centralized Procurement System” thereof, more specifically to modify §38.003, entitled “Requisition” and to add a new section, §38.087, entitled “Contract Provisions Pertaining to an Ordinance Regarding the Hiring of Waterbury Residents on Certain Publicly-Funded Construction Projects”.
[Received on 01-10-12 and referred to the Intergovernmental Committee.]
- 15 Attorney Craig A. Sullivan
**OFFICE OF THE
CORPORATION COUNSEL**
- RE: To set a public hearing relative to a proposed amendment to the Code of Waterbury, entitled “Human Resources, Merit Selection and Civil Service” thereof, more specifically to add a new section, §37.103, entitled “Nepotism Policy, Hiring of Seasonal Employees.”
[Received on 01-10-12 and referred to the Intergovernmental Committee.]
- 16 Attorney Craig A. Sullivan
**OFFICE OF THE
CORPORATION COUNSEL**
- RE: To set a public hearing relative to a proposed amendment to the Code of Waterbury, Chapter 38, entitled “Centralized Procurement System” thereof, more specifically to modify §38.002, entitled “Definitions” in order to add three (3) new definitions and to add a new section, §38.033, in order 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 on June 20, 2011; and to modify §38.085 entitled “Legal Clauses for Contracts or Purchase Orders and Their Administration” in order to add a new sub-section “D” thereof regarding clauses to be included in contracts. **[Received on 01-10-12 and referred to the Intergovernmental Committee.]**
- 17 John P. Lawlor
**FORMER DIRECTOR OF PUBLIC
WORKS**
- RE: Submitting for approval a lease agreement for East Mountain Golf Course Concession, known as the 19th Hole Café Ltd., in the (initial term) amount of **\$27,600.** **[Received on 01-10-12 and referred to the Finance Committee.]**
- 18 Salvatore D. Porzio
**PROJECT MANAGER
PUBLIC WORKS DEPARTMENT**
- RE: Lease agreement between the 19th Hole Café Ltd. and the City of Waterbury for East Mountain Golf Course Concession, in the (initial term) amount of **\$27,600.** **[Received on 01-10-12 and referred to the Finance Committee.]**

- 19

James A. Sequin, AICP
CITY PLANNER

RE: Requesting on behalf of Atty. Thomas Porzio that the City grant a “***Slope of Rights and Access Easement***” to Giuseppe and Rosa Geloso on land owned by the City’s Water Department located on Route 69, Prospect, CT. [Received on 02-06-12 and referred to the Intergovernmental Committee.]
- 20

James A. Sequin, AICP
CITY PLANNER

RE: Requesting on behalf of Atty. Thomas Porzio that the City grant a “***Temporary Access Easement***” to Giuseppe and Rosa Geloso on land owned by the City’s Water Department located on Route 69, Prospect, CT. [Received on 02-06-12 and referred to the Intergovernmental Committee.]

NEW BUSINESS:

ADJOURNMENT:

MJD:cjg