

BOARD OF ALDERMEN

Monday, June 25, 2012

Public Hearings at 6:50 & 6:55 P.M.

Regular Meeting at 7:00 P.M.

Aldermanic Chambers - City Hall

235 Grand Street, Waterbury, CT

"AGENDA"

PUBLIC HEARINGS:

6:50 P.M. – For the purpose of soliciting public input with respect to a Bond Authorization for John F. Kennedy H.S. additions and alterations in the amount of **\$25,232,000**, as submitted by Director of Finance Michael LeBlanc.

6:55 P.M. – For the purpose of soliciting public input with respect to a Bond Authorization for Public Safety Radio System Upgrade in the amount of **\$4,500,000**, as submitted by Director of Finance Michael LeBlanc.

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

PRAYER:

ROLL CALL:

OFFICIALLY SCHEDULED PRESENTATION/S:

EXECUTIVE SESSION:

For the purpose of discussing strategy with respect to pending litigation/claims concerning foreclosure of a vacant lot for taxes and acquiring same, as submitted by Atty. Kevin J. Daly, Jr. of the Office of Corporation Counsel.

PUBLIC SPEAKING:

APPROVAL OF MINUTES:

Tuesday, June 05, 2012/Special Budget Public Hearing

Monday, June 11, 2012/Regular Meeting

MAYOR'S REPORT:

RECESS:

1. James A. Murray
Human Resources Assistant
Board of Education

RE: Submission of various job openings within the WTBY Public Schools' Dept. of Education, to wit:

- ▶ **A.** Positions for Summer Enrichment Programs:
3 Teachers needed – Walnut/Orange/Walsh
WOW Community Center
4 Teachers needed – Wallace M.S.
4 Teachers needed – Mattatuck Museum
- ▶ **B.** WTBY Enlightenment School:
Truancy Prevention Specialist
- ▶ **C.** WTBY Bilingual/ESOL Education Dept.:
Compliance Review Specialist/Tech.
Support Personnel

RECEIVE AND PLACE ON FILE.

2. Linda Wihbey
CORPORATION COUNSEL
- RE: Requesting the Board Set a Public Hearing for the purpose of receiving public input regarding a proposed amendment to Chapter 36, entitled "Risk Management Provision," of the Code of Waterbury, in particular §36.55 on "Settlement of Claims."

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

3. Bruce Turbacuski
SENIOR PROGRAM MANAGER
O&G INDUSTRIES, INC.
- RE: Seeking approval of the Agreement between the City of Waterbury and Fuss & O'Neill EnviroScience, LLC for hazardous material inspections, remediation design and remediation monitoring services on the Wallace M.S. Addition and Alterations Project in the amount of **\$54,373.00**. Said Agreement is for services thru 12-31-14. The costs are funded by the project's school construction grant.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

4. Alderman Jerry P. Padula
- RE: Submission to the Board seeking consideration to direct the Corporation Counsel to draft an ordinance adopting a standard of weights and measures for the City of Waterbury.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

5. Bruce Turbacuski
SENIOR PROGRAM MANAGER
O&G INDUSTRIES, INC.
- RE: Seeking approval of the Agreement between the City of Waterbury and Kenneth Boroson Architects for architectural and engineering design services on the Wallace M.S. Addition Alterations Project in the amount of **\$577,500.00**. Said Agreement is for services thru 10-31-15. The costs are funded by the project's school construction grant.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

6. Bruce Turbacuski
SENIOR PROGRAM MANAGER
O&G INDUSTRIES, INC.
- RE: Seeking approval of the Agreement between the City of Waterbury and Mountain View Landscapes & Lawn Care, Inc. for playscapes on the Duggan School Project in the amount of **\$269,625.00**. Said Agreement is for services thru 10-11-12. The costs are funded by the project's school construction grant.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

7. William Quinn
INTERIM HEALTH DIRECTOR
DEPT. OF PUBLIC HEALTH

RE: Requesting review and approval of the Dept. of Public Health's Early Intervention Services contract in the amount of \$94,780.22 for the period of March 2012 thru February 2013.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

8. Paul M. Bellagamba, P.E.
DEPT. OF PUBLIC WORKS

RE: Seeking approval of Amendment No. 3 to the construction contract between the City and J. Iapaluccio, Inc. for Cooke Street Sidewalk Reconstruction in the amount of NO DOLLARS (\$0.00). Total contract amount remains \$2,335,186.00 as previously approved.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

9. Craig Schmidt
PROPERTY MANAGER

RE: Seeking a Public Hearing for the sale of Surplus City Property located at 751 NORTH STREET.

REFERRED TO THE FINANCE COMMITTEE.

10. Mayor Neil M. O'Leary

RE: Appointment of the following individuals to various Boards and Commissions, to wit:~

- ▶ A. BRYAN McENTEE [R] – Retirement Board – Expiration: 12-31-13
- ▶ B. RAYMOND WORK [R] – City Plan Comm. – Expiration: 12-31-15
- ▶ C. ALLYN DeMAIDA [R] – Civil Service Comm. – Expiration: 12-31-16
- ▶ D. ANTHONY COPPOLA [R] – Environmental Comm. – Expiration: 12-31-15
- ▶ E. LISA LESSARD [R] – Human Svcs. Comm. – Expiration: 12-31-15
- ▶ F. MARTIN SPRING [R] – Human Rgts. Comm. – Expiration: 12-31-15
- ▶ G. ELIZABETH WESSON [R] – Park Comm. – Expiration: 12-31-15
- ▶ H. PAUL CIOCHETTI [R] – Police Comm. – Expiration: 12-31-15
- ▶ I. WILLIAM KOLO [R] – Public Works – Expiration: 12-31-15
- ▶ J. WILLIAM HARRIS [R] – Retirement Board – Expiration: 12-31-13
- ▶ K. DENNIS ODLE [R] – FARC – Expiration: 12-31-15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

11. Salvatore D. Porzio
Project Manager
DEPT. OF PUBLIC WORKS

RE: Seeking approval of a Construction Contract between the City and Bestech Inc. of CT in the amount of \$9,211,200 for the Chase Brass Brownfield Redevelopment Site.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

12. Salvatore D. Porzio
Project Manager
DEPT. OF PUBLIC WORKS
- RE: Seeking approval of Amendment No. 7 to W.I.C. Phase III Agreement between the City and Woodard & Curran, Inc. in the amount of \$1,437,000.00 increasing the total contract amount to \$5,513,000.00.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

13. Salvatore D. Porzio
Project Manager
DEPT. OF PUBLIC WORKS
- RE: Seeking approval of Amendment No. 3 to an Agreement between the City and Weston & Sampson Engineers, Inc. in the amount of \$339,000.00 increasing the total contract amount to \$3,021,159.00.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

14. Carrie A. Swain, Clerk
BOARD OF EDUCATION
- RE: Requesting review and approval of an Agreement with Kenneth Boroson Architects, in the not to exceed amount of \$577,500.00, to provide complete architectural and engineering services for the Wallace Middle School Addition and Alterations Project **Subject to BOE approval on 06-21.12.**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

15. Carrie A. Swain, Clerk
BOARD OF EDUCATION
- RE: Requesting review and approval of the acquisition of real property lot known as 60 Dikeman Street by foreclosure of municipal liens.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

16. Carrie A. Swain, Clerk
BOARD OF EDUCATION
- RE: Requesting review and approval of Amendment Number One to the Professional Services Agreement with Smarties Tutoring Services, LLC, in the not to exceed amount of \$40,436.00 to provide supplemental educational services as required by the No Child Left Behind Act. **Subject to BOE approval on 06-21.12.**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

17. Carrie A. Swain, Clerk
BOARD OF EDUCATION
- RE: Requesting review and approval of a Construction Contract with Mountain View Landscapes & Lawncare, Inc., in the not to exceed amount of \$269,625.00 for furnishing and installing playscapes on the Duggan School Project. **Subject to BOE approval on 06-21.12.**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

18. Carrie A. Swain, Clerk
BOARD OF EDUCATION

RE: Requesting review and approval of a Professional Services Agreement with **Fuss & O'Neill EnviroScience, LLC**, in the not to exceed amount of **\$54,373.00**, to provide hazardous material inspections, remediation design, and remediation monitoring services for the Wallace Middle School Addition and Alterations Projects. **Subject to BOE approval on 06-21.12.**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

19. Carrie A. Swain, Clerk
BOARD OF EDUCATION

RE: Requesting review and approval of a Memorandum of Understanding with **New Opportunities, Inc.**, to establish working procedures for services for services for preschool children eligible for special education in compliance with Federal and State laws and regulations. **Subject to BOE approval on 06-21.12.**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

20. Carrie A. Swain, Clerk
BOARD OF EDUCATION

RE: Requesting review and approval of a Professional Services Agreement with **Rob Davis d/b/a Summit Support Services**, in the not to exceed amount of **\$120,000.00**, to provide professional services to identified students per their Individual Education Plan (I.E.P.). **Subject to BOE approval on 06-21.12.**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

21. Ofelia F. Matos
BUDGET DIRECTOR

RE: Seeking approval of a budget transfer within the **City's Capital Projects of the Water Enterprise Fund** for the Fiscal Year ending June 30, 2012 in the amount of **\$40,000**.

REFERRED TO THE FINANCE COMMITTEE.

22. Tina Lubus
HOME MANAGER
WTBY DEVELOPMENT CORPORATION

RE: Requesting approval to enter into the following HOME Investment Partnership Program Commitment between the City of Waterbury, WDC and **Mia – Joe, LLC** for a deferred loan in an amount not to exceed **\$75,000.00** for the 51 Edson Avenue project.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

**23. Tina Lubus
HOME MANAGER
WTBY DEVELOPMENT CORPORATION**

RE: Requesting approval to enter into the following HOME Investment Partnership Program Commitment Agreements between the City of Waterbury, WDC and **Francis Xavier Plaza, Inc.** for a deferred loan in an amount not to exceed **\$1,000,000.00** for the Francis Xavier Plaza project.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

**24. Tina Lubus
HOME MANAGER
WTBY DEVELOPMENT CORPORATION**

RE: Requesting approval to enter into the following HOME Investment Partnership Program Commitment between the City of Waterbury, WDC and the **Housing Authority of the City of Waterbury (WHA)** for a deferred loan in an amount not to exceed **\$600,000.00** for the Begg Commons project.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

**25. Diane C. Toolan
WDC HOUSING & COMMUNITY
PLANNING DIRECTOR
WTBY DEVELOPMENT CORPORATION**

RE: Requesting approval of **2012 – 2013 Annual Action Plan** and authorize Mayor Neil M. O’Leary to submit the application and execute any and documentation related to the Annual Action Plan.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE.

STANDING COMMITTEES:

OLD BUSINESS:

**1. Carrie A. Swain, Clerk
BOARD OF EDUCATION**

RE: Requesting approval of the formation of a Building Committee for the proposed Kennedy High School Additions and Alterations Project. *Approved by the BOE on 05-17-12.* **[Received on 06-11-12 and referred to the Intergovernmental Committee.]**

**2. Carrie A. Swain, Clerk
BOARD OF EDUCATION**

RE: Requesting approval of schematic drawings & outline specifications for the proposed Kennedy H.S. additions and alterations. *Approved by the BOE on 05-17-12.* **[Received on 06-11-12 and referred to the Intergovernmental Committee.]**

3. Peter Abare-Brown
DIRECTOR OF HUMAN RESOURCES
RE: Requesting approval of a new job specification & classification for Human Resources Generalist ~ Education; salary range of **\$50,110 - \$61,763**. [Received on 03-05-12 and referred to the Intergovernmental Committee.]

4. 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.]

5. Carrie A. Swain, Clerk
BOARD OF EDUCATION
RE: Requesting approval to file a grant application (ED049) for the proposed Kennedy H.S. Additions and Alterations Project. *Approved by the BOE on 05-17-12.* [Received on 06-11-12 and referred to the Intergovernmental Committee.]

6. **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.]

7. **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.]

8. Craig A. Sullivan
STAFF ATTORNEY
OFFICE OF CORPORATION COUNSEL
RE: Requesting a public hearing relative to adopting an ordinance requiring that violators of federal, state and local work-place health and safety and general environmental laws and regulations disclose all past violations when applying for or receiving public resources. [Received on 04-23-12 and referred to the Intergovernmental Committee.]

9. Paul K. Pernerevski, 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 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.]**
10. Craig A. Sullivan
STAFF ATTORNEY
OFFICE OF 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.]**
11. Attorney Charles E. Oman III
FORMERLY OF THE OFFICE OF 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 substituting “may” for “shall.” **[Received on 01-10-12 and referred to the Intergovernmental Committee.]**
12. 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.]**

**13. Michael LeBlanc
DIRECTOR OF FINANCE**

RE: \$25,232,000 Bond Authorization for John F. Kennedy H.S. Additions and Alterations Project. [Received on 06-11-12 and referred to the Intergovernmental Committee.]

**14. Michael LeBlanc
DIRECTOR OF FINANCE**

RE: \$4,500,000 Bond Authorization for Public Safety Radio System Upgrade. [Received on 06-11-12 and referred to the Intergovernmental Committee.]

NEW BUSINESS:

ADJOURNMENT:

Mjd: Amb