

BOARD OF ALDERMEN
Regular Meeting
Monday, August 20, 2012 at 7:00 P.M.
235 Grand Street – Aldermanic Chambers
“Summary Minutes”

PRESENT: Piccochi Begnal Jr. Napoli, Jr. Phelan Brunelli
 Mulcahy Hadley Luedke Giacomi Margiotta
 Padula Palladino Burgio Sr. Noujaim
 Pernerewski, Jr. (President)

ABSENT: NONE

ALSO PRESENT: Stephen Conway, Sheriff
 Patricia (Pat) M. Daigle, Recording Secretary, Office of the City Clerk

☞ **PUBLIC HEARING(S):**

6:50 P.M. PUBLIC HEARING: 7:17 P.M. ~ 7:22 P.M.

Relative to soliciting public input relative to a proposed amendment to Section 32.16 of the Waterbury Code of Ordinances regarding Tax Abatement, as submitted by Linda T. Wihbey, Corporation Counsel

SPEAKER(S): Lawrence De Pillo 11 Steuben Street

6:55 P.M. PUBLIC HEARING: 7:22 P.M. ~ 7:27 P.M.

Relative to soliciting public input relative to a proposed amendment to the Waterbury Code of Ordinances in order to amend Title XI by adding a Chapter regarding weights & measures, as requested by Gregory T. Nolan, Attorney, Office of the Corporation Counsel

SPEAKER(S): Lawrence De Pillo 11 Steuben Street

☞ **CALLED TO ORDER AT 7:27 P.M.**

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

☞ **ROLL CALL BY ELIZABETH FERRER, DEPUTY CITY CLERK**

☞ **OFFICIALLY SCHEDULED PRESENTATION(S): NONE**

☞ **MAYOR’S REPORT: NONE**

☞ **PUBLIC SPEAKING: 7:28 P.M. ~ 7:45 P.M.**

**SPEAKER(S): Lisa Lessard 905 Pearl Lake Road
 Stephanie Betancourt 456 Prospect Road
 Thomas Pelletier 112 Concord Street
 Lawrence De Pillo 11 Steuben Street**

☞ **MAYOR’S REPORT ~ NONE**

🌀 EXECUTIVE SESSION(S) ~ NONE

🌀 APPROVAL OF MINUTES ~ Summary Minutes of Monday, July 23, 2012

**On the Motion of Alderman PICCOCHI, Seconded by Alderman BRUNELLI
The Board of Aldermen Voted Unanimously to APPROVE the
Summary Minutes of July 23, 2012
(Alderman Padula Abstained)**

🌀 RECESS: 7:48 P.M. ~ 8:54 P.M.

Consent Calendar: New Business #3, 4, 8, 10-12, 14, 16, 17, 20, 22
Old Business #2-4, 6, 7, 10

Off Consent: New Business #18
Old Business #1

Held: New Business #18, 19

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Roll Call Vote to
APPROVE the Consent Calendar as Read / Modified**



1. Antoinette (Chic) Spinelli
Town Clerk

RE: Town Clerk's Office Annual Report for FY2011-12

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2. Scott Morgan
*Human Resource Generalist
Civil Service*

RE: Notification of the following exams to wit: ~

Promotional Exam #1079; Plumber Foreman @
at salary range of **\$24.66 ~ \$28.84/ hr.**
Open Competitive Exam #1997; School Business
Administrator @ salary range of
\$81,574.53 ~ \$104,881.54/yr.
Open Competitive Exam #1995; School Secretary
@ salary range of **\$15.28 ~ \$20.69/ hr.**
Open position of an Office Aide in the Waterbury
School System; Salary **\$9.06/hr.**

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3. E. Gil Graveline
*Building Official
Dept. of Inspections*

RE: Requesting a refund in the amount of **\$22.50** for
Theresa Marinacci, Connecticut Propane &
Petroleum (CPP), 21 Austin Drive, Marlborough,
CT, for cancelled permit #PR20120001768 for
974 Meriden Rd. due to no works was performed

REFERRED TO THE FINANCE COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
APPROVE the Aforementioned, Namely Item #3**

4. Board of Public Works **RE:** Requesting a refund of **\$124.62** for Joan T. Bowyer, 804 Chase Parkway for overpayment of water bill

REFERRED TO THE FINANCE COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
APPROVE the Aforementioned, Namely Item #4**

5. Mayor Neil O'Leary **RE:** Letter of Resignation from Giuseppe (Joe) Pisani, Chairman of the Zoning Commission

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6. Mayor Neil O'Leary **RE:** City of Waterbury's Adopted Budget for FY Ending June 30, 2013

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7. Lisa Lessard
905 Pearl Lake Road
Waterbury 06706 **RE:** Requesting that both Parties of the Board of Aldermen discuss for public clarification the appointments made for the boards & commissions set on June 25, 2012 [Item #10], such as "*Where the appointments made, and put forth, as the City of Waterbury Charter is written?*"

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8. Kevin Taylor
Senior Project Manager
WDC **RE:** Contract between the City of Waterbury, WDC, & RBA Group of Connecticut, LLC for Engineering Services in the amount of **\$209,316.00** for the infrastructure & streetscape improvements for the Cherry Street Industrial Park, a Public Works Program funded by the U.S. Department of Commerce.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
APPROVE the Aforementioned, Namely Item #8**

9. Mayor Neil O'Leary **RE:** Letter of resignation from Coleen Flaherty-Merritt, member of the Board of Education

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10. Mayor Neil O'Leary **RE:** Requesting Board approval of the following reappointments to the *Finance and Review Commission (FARC)*; term: 8/20/12 to 12/31/15 to wit: ~
Frank Longo (D), 856 Cooke Street;
Paul Buzzelli (D), 47 Kenmore Avenue
Mary Gretchen Iorio (D), 100 Avalon Cir.

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote
NOT TO DISAPPROVE the Aforementioned, Namely Item #10**

11. Mayor Neil O'Leary

RE: Requesting Board approval of the reappointment of Joseph Ubaldi (D), 94 Clough Road to the *Civil Service Commission*; term: 8/20/12 to 12/31/16

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote
NOT TO DISAPPROVE the Aforementioned, Namely Item #11**

12. Mayor Neil O'Leary

RE: Requesting Board approval of the reappointment of Victoria Dichiara (D), 21 Prattfield Road to the *Arts and Tourism Commission*; term: 8/20/12 to 12/31/15

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote
NOT TO DISAPPROVE the Aforementioned, Namely Item #12**

13. Mark J. Pronovost
City Engineer

RE: Tentative 2012 List of Street Milling & Paving Program

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14. Ofelia F. Matos
Budget Director

RE: Budget Transfers within the City's Capital Improvement Budget for FY Ending 06/30/13 in the amount of **\$32,987**

REFERRED TO THE FINANCE COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
APPROVE the Aforementioned, Namely Item #14**

15. Ofelia F. Matos
Budget Director

RE: City's Financial Status Report for June 2012

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16. Francis Ford
Program Manager
Healthy Homes Program
Dept. of Public Health
- RE:** Requesting approval of a contract with Eagle Environment, Inc. for Lead Base Paint Inspection Services from Sept. 2012 ~ Sept. 2014 in the not to exceed amount of **\$110,000.00**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
APPROVE the Aforementioned, Namely Item #16**

17. Carrie A. Swain, Clerk
Board of Education
- RE:** Approval of a Professional Services Agreement with Advanced Physical Therapy to provide athletic trainer services for interscholastic athletics for the period of 01/01/2013 ~ 12/31/2013, in the not to exceed amount of **\$8,250.00**; and second option period at a cost not to exceed **\$9,000.00**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
APPROVE the Aforementioned, Namely Item #17**

18. Carrie A. Swain, Clerk
Board of Education
- RE:** Approval of a Professional Services Agreement with EnviroMed Services, Inc., to provide on-call environmental services & consulting for the period of 09/01/2012 ~ 08/31/2015, in the not to exceed amount of **\$225,000.00 (\$75,000 per yr.)**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman MULCAHY
The Board of Aldermen Voted by Unanimous Voice Vote to
TABLE the Aforementioned, Namely Item #18**

19. Carrie A. Swain, Clerk
Board of Education
- RE:** Approval, subject to the Board of Education's approval at their meeting on September 6, 2012, of Amendment #2 to the Agreement with Ikon Office Solutions, Inc., to provide copy machine lease, installation, supplies, & maintenance, for a total cost of Amendment #2 not to exceed **\$1,117.90**

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

NO ACTION TAKEN

20. Carrie A. Swain, Clerk
Board of Education

RE: Approval of a Maintenance Services Agreement with Trane U.S., Inc., to provide services maintenance for education district chillers for the period of 09/01/2012~06/30/2015, in the not to exceed amount of **\$102,828.00** as follows:
Year One: \$29,082.00
Year Two: \$20,809.00
Year Three: \$30,857.00
& One Year Extension Option: \$22,080.00

REFERRED TO THE INTERGOVERNMENTAL COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
APPROVE the Aforementioned, Namely Item #20**

21. E. Gil Graveline
Building Official
Department of Inspections

RE: Department of Inspections Annual Report for Fiscal Year 2011-2012

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22. James Sequin
City Planner

RE: Requesting approval of four Permanent Access Easements across three City properties, requested by CL&P for their line structure replacement project to upgrade transmission facilities

REFERRED TO THE FINANCE COMMITTEE

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
APPROVE the Aforementioned, Namely Item #22**

23. Frank A. Caruso, C.C.M.C.
Revenue Collection Manager

RE: Office of the Tax Collector Annual Report Fiscal Year 2011~2012

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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 **\$6,721.53**

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Voice Vote to APPROVE the
Aforementioned, Refunds Totaling \$6,721.53**

OLD BUSINESS:

1. Gregory T. Nolan
Staff Attorney
Office of the Corporation Counsel
- RE:** Consideration of a proposed amendment to the the Code of Waterbury in order to amend Title XI by adding a chapter re: Weights & Measures **[Received on 7/23/12 and referred to the Intergovernmental Committee ~ Public Hearing set for 08/20/12]**

**On the Motion of Alderman PHELAN, Seconded by Alderman MULCAHY
The Board of Aldermen Voted by a 8 YES ~ 7 NO Roll Call Vote to
DISAPPROVE the Aforementioned, Namely Old Business #1**

YES: Piccochi, Bengal Jr., Napoli Jr., Phelan, Brunelli, Mulcahy, Hadley
NO: Luedke, Burgio Sr., Giacomi, Margiotta, Padula, Palladino, Noujaim, Pernerewski Jr.

2. Eliot F. Morrison
Five Field Road
Danbury, CT 06811
- RE:** Correspondence with respect to property at 8 Glenridge Street **[Received on 05/07/12 & referred to the Finance Committee]**

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
RECEIVE AND PLACE ON FILE the Aforementioned, Namely Old Business #2**

3. Linda T. Wihbey
Corporation Counsel
- RE:** Proposed amendment to Section 32.16 of the Waterbury Code of Ordinances re: *Tax Abatements* **[Received on 07/23/12 and referred to Intergovernmental Committee ~Public Hearing set for 08/20/12]**

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
APPROVE the Aforementioned, Namely Old Business #3**

4. Linda T. Wihbey
Corporation Counsel
- RE:** Repeal of §112.02 of the City's Code of Ordinances re: the hours of the sale of alcoholic beverages **[Received on 05/21/12 & referred to the Intergovernmental Committee]**

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
REPEAL the Aforementioned, Namely Old Business #4**

5. Frederick L. Luedke
Alderman
- RE:** Submitting for consideration proposed changes to Blight Ordinance **[Received on 01/10/12 and referred to the Ad Hoc Blight Committee]**

6. Alderman Anne P. Phelan
Alderman Lawrence V. De Pillo
Alderman Jerry P. Padula
- RE:** Proposed Ordinance Change regarding
"Part-time/Temporary/Seasonal Employees"
[Received on 07/25/11 and referred to
Intergovernmental Committee]

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
INVITE CORPORATION COUNSEL TO THE SEPTEMBER 11, 2012 MEETING TO
PRESENT THEIR FINDINGS Relative to the Aforementioned, Namely Old Business #6**

7. Alderman Anne P. Phelan
Alderman Lawrence V. De Pillo
Alderman Jerry P. Padula
- RE:** Proposed Ordinance Change regarding
"Nepotism: Employment of Relatives"
[Received on 07/25/11 and referred to
Intergovernmental Committee]

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
INVITE CORPORATION COUNSEL TO THE SEPTEMBER 11, 2012 MEETING TO
PRESENT THEIR FINDINGS Relative to the Aforementioned, Namely Old Business #7**

8. Jerry P. Padula
Alderman
- RE:** Seeking consideration to direct Corporation
Counsel to draft an ordinance adopting a
standard of weights and measures for the City of
Waterbury [Received on 06/25/12 & referred
to the Intergovernmental Committee]

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
RECEIVE AND PLACE ON FILE the Aforementioned, Namely Old Business #8**

9. Paul 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 Dept. 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 Open Space Advisory
Committee makes its report to the Board
[Received on 09/19/11 and referred to the
Intergovernmental Committee]

10. Craig A. Sullivan
Attorney
Office of the Corporation Counsel (formerly)
- RE:** Proposed amendment change 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]**

**On the Motion of Alderman PICCOCHI, Seconded by Alderman NAPOLI, JR.
The Board of Aldermen Voted by Unanimous Consent Calendar Roll Call Vote to
INVITE CORPORATION COUNSEL TO THE SEPTEMBER 11, 2012 MEETING TO
PRESENT THEIR FINDINGS Relative to the Aforementioned, Namely Old Business #10**

11. Steve Schrag
14 Quentin Street
Waterbury 06706
- RE:** Proposed resolution regarding hospitals in Waterbury **[Received on 07/23/12 & referred Intergovernmental Committee]**
12. Ronald Napoli Jr.
Alderman
- RE:** Resolution granting approval by the Board that the City of Waterbury hire a consultant to conduct a Disparity Study relative to City residents being employed by contractors performing on public-funded construction projects in the City **[Received on 11/21/11 and referred to the Intergovernmental Committee]**
13. Ernest M. Brunelli
Alderman
- RE:** Proposed changes to the current City ordinances re: dogs. The proposed changes that are subject to revision are "Legal Definitions, Enclosures, Leash Law & Penalties." In addition, "Dog Licensing & License Fees" were added for review. **[Received on 05/07/12 & referred to the Intergovernmental Committee ~ Public Hearing held on 6/11/12 @ 6:30 p.m.]**

 NEW BUSINESS: *Point of Personal Privilege*

PHELAN: Read into the record the list of City streets tentatively scheduled for milling & paving

PERNEREWSKI, JR.: Due to St. Mary's Hospital Champion Dinner taking place where Mayor O'Leary is being honored, the Board will reschedule their Monday, September 10th Regular Meeting to a Special Meeting on Tuesday, September 11, 2012

City Clerk Michael J. Dalton is being honored by the Young Marines on September 22 at 7:00 p.m. at the Portuguese Club

 ADJOURNMENT @ 9:20 P.M.

**On the Motion of Alderman BURGIO SR, Seconded by Alderman BEGNAL, JR,
The Board of Aldermen Voted by Unanimous Voice Vote to ADJOURN**

MJD/pmd