

March 25, 2009

REGULAR MEETING OF THE COMMON COUNCIL

MARCH 25, 2009

Mayor Timothy T. Stewart called the Regular Meeting of the Common Council to order on Wednesday, the 25th day of March 2009 at 7:35 P.M. in the Common Council Chambers, City Hall.

Fourteen members were present at roll call: Ald. Trueworthy, Rocha, Sherwood, Magnuszewski, Platosz, Gerratana, Centeno, Black, Collins, Catanzaro, Hermanowski, Salvio, Bernacki and Bielinski.

Absent was: Ald. Cruz

The invocation was given by City Clerk, Peter J. Denuzze: "O God our Heavenly Father, we thank you for the gift of this day and ask that you assist us so that we may work together, with you and, with one another to further justice and all that is good and right. We ask this in thy name. Amen."

Joan Pina led the pledge to the flag.

A moment of silence was observed in memory of Raymond Joyce, former State Representative who died on March 12, 2009.

Ald. Trueworthy moved to amend the agenda by adding item #30527 (Substitute 5) and #30531 (Substitute 10) and remove item #9. Motion seconded by Ald. Bielinski. Roll call vote: All members present voted in favor.

PETITIONS

30532 ALD. HERMANOWSKI, COLLINS, BLACK, BIELINSKI, PLATOSZ, ROCHA, CATANZARO, SHERWOOD, GERRATANA, MAGNUSZEWSKI, TRUEWORTHY, CENTENO FOR PROVIDING DOCUMENTATION TO THE COMMON COUNCIL CONCERNING THE SALE OF PINNACLE HEIGHTS.

Ald. Trueworthy moved to adopt the CONSENT AGENDA, seconded by Ald. Bielinski. Roll call vote. All members present voted in favor. Approved April 1, 2009 by Timothy T. Stewart, Mayor.

CONSENT AGENDA

CITY CLERK

30513 RE: CLAIMS FOR INJURIES AND/OR PROPERTY DAMAGE.

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

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CLAIMANTS NAME

- Allocca, Franco
- Blaszcak, Alina by Stefan J. Stolarz Esq.
- Harris, Marguerite by John Jay Pavano
- Progressive Casualty Insurance Co.

Peter J. Denuzze
City Clerk

FINANCE DEPARTMENT

30514 RE: LINE ITEM TRANSFERS WITHIN A DEPARTMENT'S BUDGET – PERIOD COVERING MARCH 5, 2009 THROUGH MARCH 17, 2009

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

In accordance with the city of New Britain ordinance of Article VII – Finance, Section 2-494(c), the following departments have transferred monies from one line item to another within their departmental budget (total department budget has not changed). Each transfer will be continuously numbered from month to month throughout the fiscal year. This report represents the transfers executed by the mayor in accordance with the aforementioned ordinance for the period ending March 17, 2009

- | | | | |
|--------------------|---|-------------|--|
| 23. Department: | Property Management | | |
| From: | 001-1123-5512-113 | | (Part Time Salaries) |
| To: | 001-1123-3350-373 | | (Equip., Furn., Maintenance & Repairs) |
| Amount: | \$6,000.00 | | |
| Brief Description: | Funds needed for parking meters and replacement canisters | | |
| 24. Department: | Parks and Recreation – Community Services | | |
| From: | 278-1423-4200-110 | \$6,800.00 | (F.T. Salaries-Direct Service) |
| | 278-1423-1931-110 | \$1,200.00 | (F.T. Salaries-Admin.) |
| To: | 278-1423-1931-113 | | (P.T. Salaries-Admin.) |
| Amount: | \$8,000.00 | | |
| Brief Description: | Funds needed for part time staff during employee absence | | |
| 25. Department: | Fire | | |
| From: | 001-1221-2211-110 | | (Full Time Salaries) |
| To: | 001-1221-2210-222 | | (Vehicle Damage and Equip. Supplies) |
| Amount: | \$25,000.00 | | |
| Brief Description: | Funds for Mechanic's Division repairs and equipment | | |
| 26. Department: | Police | | |
| From: | 001-1600-1803-110 | | (Full Time Salaries) |
| To: | 001-1600-1804-221 | \$10,000.00 | (Oper.Mat. & Supplies-Adm.) |
| | 001-1600-1808-221 | \$ 4,000.00 | (Oper.Mat.&Supplies-Patrol) |
| | 001-1600-1813-206 | \$ 4,400.00 | (Prisoner Meals) |
| | 001-1600-1814-390 | \$ 3,000.00 | (Other Purchase Services) |
| | 001-1600-1827-Z03 | \$ 3,000.00 | (Ammunition & Explosives) |

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Amount: \$24,400.00
Brief Description: Funds needed for departmental supplies, Patrol Division supplies, prisoner meals, K-9 Division services and supplies, and training class supplies

27. Department: Police
From: 001-1600-1803-110 (Full Time Salaries)
To: 001-1600-1824-111 \$15,400.00 (Overtime)
001-1600-1843-380 \$ 7,600.00 (Grants & Contributions)
Amount: \$23,000.00
Brief Description: Funds needed for after hours investigations, meetings and for Department's Cash Match Grant

Robert Curry
Finance Director

PURCHASING DEPARTMENT

30516 RE: FINANCIAL SYSTEM SOFTWARE MAINTENANCE CONTRACT - INFORMATION TECHNOLOGIES DEPT.

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-541 a purchase order has been requested by the Information Technologies Department for the Financial System's Software Maintenance Contract.

<u>Vendor</u>	<u>Item</u>	<u>Total Price</u>
Database Systems Corp. Jackson, MS.	Financial System Software Maintenance Contract	\$4,725.00

The Information Technologies Department requested the renewal of the financial system's software maintenance contract. The present financial software being utilized is provided by Database Systems Corporation. They are the only one that can provide support or maintenance of this financial system because it is their software system. There are no local dealers or software companies that can provide the needed maintenance or support. Funding is available in account 001-1151-1536-371.

Resolved: That the Purchasing Agent is hereby authorized to issue a purchase order for \$4,725.00 to Database Systems Corporation of Jackson, MS for the Financial System Software Maintenance Contract for the Information Technologies Department.

Jack Pieper
Purchasing Agent

30517 RE: COOPERATIVE PURCHASING – COMPUTER ANTI-VIRUS PROTECTION FOR THE INFORMATION TECHNOLOGIES DEPARTMENT

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

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In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-538 (a), a purchase order was issued for the following under the National Joint Powers Alliance cooperative purchasing plan:

<u>Supplier</u>	<u>Description</u>	<u>Quantity</u>	<u>Unit Price</u>
CDW-Government Inc. Vernon Hills, IL	Threat Manager Anti-Virus Protection Software License	310	\$14.00
		Total Price	\$4,214.00

The Information Technology Department requested the purchase of Threat Manager Anti-Virus Protection Software License for the office desktop computers utilizing the National Joint Powers Alliance, Contract Award OC110204. The City is a member of the National Joint Powers Alliance. This software will help protect the office desktop computers from viruses. Funding is available for this purchase in Account Number, 001-1151-1536-371.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$4,214.00 to CDW-Government Inc. of Vernon Hills, IL for the purchase of a Threat Manager Anti-Virus Protection Software License for the office desk top computers utilizing the National Joint Powers Alliance, Contract Award OC110204.

Jack Pieper
Purchasing Agent

30518 RE: ON CALL ENGINEERING SERVICES – KENNEL FLOOR RESTORATION AND REPAIRS AT THE DOG POUND

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The following on-call engineering project was requisitioned and approved on February 29, 2009 item # 30491 by the Common Council following the award for on-call engineering contracts, Bid #3440, which was approved at its Regular Meeting of October 22, 2008

Project Name: Kennel Floor Restoration and Repairs at the Dog Pound
Vendor: Walker Restoration Consultants
Amount: \$20,500.00
Requested By: Department of Property Management

The Walker Restoration Consultants was requested by the Superintendent of Property Management because of their expertise in this type of project as well as the long standing business relationship between a particular engineer. This engineer is no longer employed by Walker Restoration Consultants. Therefore the Superintendent of Property Management has decided not to utilize Walker Restoration Consultants for this particular project and will be submitting a new requisition for another engineering firm in the near future.

Jack Pieper
Purchasing Agent

30519 RE: ON-CALL ENGINEERING SERVICES – NEW POLICE HEADQUARTERS

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The following on-call engineering project has been requisitioned following the award by the Common Council for on-call engineering contracts, Bid #3440, approved at its Regular Meeting of October 22, 2008

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Project Name: New Police Headquarters
Vendor: Kaestle Boos Associates, Inc.
Amount: \$17,500.00
Line Items: 008-2408-05213-324
Requested By: Police Department

Scope: Kaestle Boos Associates, Inc will conduct a study of the present police headquarters and the location of the new headquarters to be built. The study will also include the parking requirements of the department. When complete, Kaestle Boos Associates, Inc will meet with the Police Chief to discuss the results and the future requirements of the Police Department. This will allow Kaestle Boos Associates, Inc to design and develop the floor plan for the new police headquarters. When approved by the Police Chief, Kaestle Boos Associates, Inc will be able to develop specifications and engineering prints for this project so it can be put out to bid.

Jack Pieper
Purchasing Agent

30520 RE: FIREWORKS DISPLAY – JULY 4, 2009 – PARKS & RECREATION DEPT.

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

Public Bid No. 3469 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the July 4, 2009 Fireworks Display for the Parks and Recreation Department. Funding will be available for this purchase from Account Number 001-1525-5135-325.

Invitations to bid were solicited and the bid was duly advertised in the New Britain Herald Newspaper, the City and State of Connecticut's Department of Administration Services websites and mailed to nine (9) Fireworks Display Companies. The Purchasing Agent did not receive any letters from the Fireworks Display Companies on the mailing list indicating they could not provide a response to the bid request because of scheduling conflicts. Only one response was received as follows:

<u>Bidder</u>	<u>Price</u>
TelStar Display Fireworks, Inc. Jaffrey, NH.	\$20,000.00

The bid was reviewed for conformance to specifications by the Parks and Recreation Department Administration and the Purchasing Agent. The bid was reviewed to determine the shell size, shell type, number of shells, music provided during the display, the length of the fireworks display, and a complete description of the finale included in the \$20,000.00 price. TelStar Display Fireworks, Inc provided the Fireworks Display for the City of New Britain on July 4, 2008. Therefore the Director of Parks and Recreation is recommending that the bid be awarded to the TelStar Display Fireworks, Inc of Jaffrey NH. per the specifications of Bid No. 3469.

RESOLVED: That the Purchasing Agent is hereby authorized to enter into a contract with TelStar Display Fireworks, Inc and issue a purchase order for \$20,000.00 for the July 4, 2009 Fireworks Display for the Parks and Recreation Department per pricing, terms and specifications of Public Bid No. 3469.

Jack Pieper
Purchasing Agent

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30521 RE: SALE OF SCRAP METAL FOR THE PUBLIC WORKS DEPT – NEW BRITAIN LANDFILL

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

Public Bid No. 3471 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Sale of Scrap Metal from the New Britain Landfill for the Public Works Department. Funds received from the sale of this scrap metal will be placed in the General Fund Revenue Account.

Invitations to bid were solicited and the bid was duly advertised in the New Britain Herald Newspaper, the City and State of Connecticut's Department of Administration Services websites and mailed to eighteen (18) Scrap Metal Recycling Companies. The Purchasing Agent did not receive any letters from Scrap Metal Recycling Companies who were on the mailing list indicating they could not provide a response to the bid request. The responses received are on file in the Town Clerk's Office.

The bids were reviewed for conformance with specifications by the Public Works Administration and Purchasing Agent. A City based company, Feigenbaum and Nair submitted a bid and they were the highest bidder for option 1, requiring the City to deliver the scrap metal to their facility. They were not the highest bidder for option 2, to pick up the scrap metal at our City's Landfill, but were within 10% of the highest bidder. Per City Ordinance, 2-578, item 10. Feigenbaum and Nair has agreed to accept the price of the highest bidder at \$110.00 per ton. Therefore the Public Works Director has recommended awarding the bid for the Sale of Scrap Metal to Feigenbaum and Nair of New Britain, CT. They will provide to the City with the most revenue, under option 2, per container of recycled scrap metal.

RESOLVED: That the Purchasing Agent is hereby authorized to enter into a contract with Feigenbaum and Nair of New Britain, CT, for the sale of Scrap Metal to be picked up at the City's Landfill, option 2, for a price of \$110.00 per ton effective from April 1, 2009 to March 31, 2010 with an option to extend the contract for one (1) additional year if pricing is approved and agreed upon by the Public Works Administration per the terms and specifications of Public Bid No. 3471.

Jack Pieper
Purchasing Agent

TAX COLLECTOR

30522 RE: TAX ABATEMENTS, CORRECTIONS AND REFUNDS

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The Collector of Taxes has referred a list of tax abatements, corrections and refunds. Acceptance and adoption is respectfully recommended.

Cheryl S. Blogoslowski
Tax Collector

REPORTS OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS AND DEPARTMENTS

CITY PLAN

30445-1 RE: PROPOSED CHANGE OF ZONE FROM OP AND I-2 TO B-1 FOR VARIOUS PROPERTIES ALL BORDERING ON EAST ST. ON THE WEST SIDE BETWEEN PAUL J. MANAFORT DR. AND WELLS ST. AND ON THE EAST SIDE NORTH FROM 1316 EAST ST TO THE END

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The City Plan Commission, at its regular meeting held on March 9, 2009 voted 6 to 1 to recommend that this proposed zone change be approved:

BACKGROUND: This proposed change to the Official City Zoning Map was filed on behalf of owners of a property at 1454 East Street, a 1.15 acre parcel which lies between Paul J. Manafort Drive and Wells Street that is currently zoned OP, Office and Public. Also included in the proposed zone change area are several neighboring properties, all lying along the Newington town boundary and currently zoned I-2 general industry.

FINDINGS: The OP zoning district is primarily an office and institutional district. It allows hospitals, colleges, professional and medical offices, as well as medium density residential uses. The property at 1454 East Street is vacant and presumably this zone change is intended by the petitioner to make the site better suited for commercial development. No specific developer, store or development concept has been presented at this point. The property is abutted to the west by Central Connecticut State University and, historically, this particular piece was zoned OP under the presumption that it would eventually become part of the CCSU campus.

The I-2 zoned properties proposed to be changed to B-1 encompass approximately 23 acres. They include State of Connecticut Department of Transportation right-of-way properties, the state commuter parking lot at the northern end of East Street and various small, state-owned parcels that are mostly small unusable remnants from the several Route 9 interchange and East Street intersection projects. More significantly, the zone change area covers several privately owned parcels that vary in use, including at least two or three active industrial properties, two social clubs and a small retail plaza including a small package store and Elmer's Restaurant/ Bar, as well as a separate property containing a Subway sandwich shop with auto dealers parking and small auto repairer's location at the rear.

The I-2 zoning district is primarily an industrial zone, intended to encourage manufacturing and prohibiting retail businesses. This portion of East Street has some older, small industrial uses, including City Alignment at 1351 East Street, Carey Wiping Products at 1365 East Street and also the former Gradon Screw Corporation at 1411 East Street, most recently used for auto recycling operation.

Despite the I-2 zoning and the presence of these I-2 zone type buildings and businesses, the area has evolved into more of a commercial retail and a higher density residential area.

CONCLUSION: There are a number of planning considerations related to assessing this proposed zone change. First, is the principle, most recently reiterated in the 2004 Route 9 and 72 Corridor Study, that the City is limited in industrial space and that no land currently zoned for industrial use should be allowed to be changed to a non-industrial zone or use without good reason, particularly in cases where there are I-2 zone uses currently active that would become nonconforming with the change in zoning. Second, is the fact that the City is in the process of undertaking a major planning effort likely to have significant implications for this particular area.

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As part of a new Plan of Conservation and Development (Master Plan), a planning consultant will be developing planning strategies for major corridors such as this portion of East Street, and will also be working to develop the Intensive Housing Zones (IHZ) which will focus on creating more intensive residential and mixed-use development in the vicinity of the three proposed busway stations, including the nearby East Street Station. The proposed B-1 zoning would not be conducive to the type of intensive residential mixed-use development that would likely result from the IHZ planning work.

Finally, some consideration must be given to the fact that with the completion of Route 9 and the Cedar Street interchange, East Street has become a "gateway" both to the City and for CCSU. In addition to safely and effectively accommodating traffic flow, this area should also have an orderly and attractive appearance. The current I-2 zoning is probably incompatible with the desired "gateway" appearance and the types of restaurant and retail uses that are permitted in the B-1 zone are both better in appearance than I-2 uses, and more likely to attract new development and re-use of these properties.

This property at the corner of Manafort Drive would appear to be a prime location for commercial development from the standpoint of visibility and traffic count. There are some limitations to the site relative to a large portion of the East Street frontage being state-owned non-access and East Street being a heavily traveled arterial road. But with proper design and traffic planning, probably including access driveways limited to the

Manafort Drive side and possibly the Wells Street frontage, it appears that a commercial development can be accommodated. East Street is a State Route and any future development bordering it will be subject to review and restrictions of the State Traffic Commission.

RECOMMENDATION: The City Plan Commission has some reservations over acting on a significant re-zoning action just before an intensive planning study of the area is made. There are also reservations over rezoning active I-2 zoned properties making at least two I-2 business nonconforming. However, it appears to be unfair to delay prospective sales and development of the involved properties for a study that will not be completed for several months. The proposed rezoning would appear to better reflect the character of the business that has developed in the area and the commercial development or re-development, done correctly, would potentially be more appropriate visually as a gateway to the City than the I-2 zoned portions of the street. Finally, adopting this zoning change now would not preclude future changes in zoning or refinements that may arise from the upcoming planning studies.

For these reasons, the City Plan Commission recommends that this zone change be adopted.

G. Geoffrey Bray, Chairman
City Plan Commission

Ald. Trueworthy moved to accept and refer to the Committee on Planning, Zoning & Housing, seconded by Ald. Bielinski. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

FINANCE DEPARTMENT

30515 RE: PROJECTED SURPLUS – GENERAL FUND FISCAL YEAR 2008-2009

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to report the following:

The projected results from operations for the General Fund, Fiscal Year 2009 are on file in the Town Clerk's Office. Projections are based on revenue and expenditure activity through March 1, 2009.

Rebecca Salerni
Finance Department

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Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

OFFICE OF THE MAYOR

30355-1 RE: CONTRACT WITH NEW BRITAIN EMS INC FOR BUILDING LEASE

To the Common Council of the City of New Britain: the undersigned beg leave to report the following:

At its October 22, 2008 meeting, the Common Council adopted Resolution #30355 entitled "Financial Assistance to New Britain EMS Inc.". The resolve of that resolution stated that before the agreement between the City of New Britain and New Britain EMS Inc. (NBEMS) was executed, that a completed agreement would come before the Council for their final approval.

This report conveys that proposed agreement as negotiated by the Mayor in consultation with the Corporation Counsel, and representatives of NBEMS along with applicable schedules and attachments.

Mayor Timothy T. Stewart

Ald. Bielinski moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

NEW BUSINESS

RESOLUTIONS

30523 RE: WOMEN'S HISTORY MONTH – MARCH 2009

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, women of every race, class and ethnic background have made historic contributions to the growth and strength of our nation in countless ways;

WHEREAS, women have played and continue to play a critical economic, cultural, and social role in every facet of life by constituting a significant portion of the labor force working inside and outside of the home;

WHEREAS, women have played a unique role throughout history by providing the majority of the volunteer labor force;

WHEREAS, women were particularly important in the establishment of early charitable, philanthropic, and cultural institutions;

WHEREAS, women of every race, class, and ethnic background served as early leaders in the forefront of every major progressive social change movement;

WHEREAS, women have been leaders in not only securing rights of suffrage, equal opportunity, but also in the abolitionist movement, the emancipation movement, the industrial labor movement, the civil rights movement, and other movements, especially the peace movement, which create a more fair and just society for all; and

WHEREAS, despite these contributions, the role of women in history has been consistently overlooked and undervalued, in the literature, teaching and study of history; NOW, THEREFORE, BE IT

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RESOLVED, that the Common Council and Mayor of the City of New Britain recognize that March, 2009 is designated as "Women's History Month".

Alderwoman Suzanne Bielinski
Alderwoman Shirley Black
Alderwoman Tonilynn Collins
Alderwoman Eva Magnuszewski
Alderwoman Lori A. Rocha
Alderwoman Silvia Cruz

Ald. Bielinski moved to accept and adopt, seconded by Ald. Collins. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

30524 RE: FAIR HOUSING MONTH – APRIL 2009

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

Resolution Summary: Proclaiming the month of April 2009 as "Fair Housing Month" in the City of New Britain

WHEREAS; April 2009 marks the 41st anniversary of the passage of the national Fair Housing Act, which prohibits discrimination on the sale, rental, and financing of dwellings, and in other housing related transactions, based on race, color, national origin, religion, sex, familial status and disability; and

WHEREAS;the City of New Britain joins the Federal Government in its mission by promoting and educating the community concerning the housing laws and their rights to equal housing opportunities and to participate in efforts with other organizations to assure every person their right to fair housing; and

WHEREAS;it is the policy of the City of New Britain to support equal housing opportunity in the administration of programs and services that provide equal housing opportunities and seek to affirmatively further fair housing not only in the month of April, but throughout the year; and

WHEREAS;the City of New Britain is honored to join the Federal Government, the State of Connecticut, and local jurisdictions across America in celebrating the rich diversity of our people and the right of all citizens to live where they choose without fear of discrimination; and

WHEREAS;the City of New Britain in pursuit of the goal and responsibility of providing equal housing opportunities encourages all New Britain residents, organizations, public and private to join and work together in this observance for equal housing treatment and opportunity for all;
NOW, THEREFORE, BE IT

RESOLVED; that Mayor Timothy T. Stewart and the Common Council of the City of New Britain do hereby declare April 2009 as a month to celebrate and honor all efforts which guarantee the right to live free of discriminatory housing practices and proclaim this month as: " Fair Housing Month in the City of New Britain".

Alderwoman Tonilynn Collins

Ald. Collins moved to accept and adopt, seconded by Ald. Rocha. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

30525 RE: BUDGET AMENDMENT – POLICE DEPARTMENT - \$7,000

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, the Drug Investigation Fund is an existing special revenue fund to which most revenue is credited as the result of the State of Connecticut drug asset forfeiture program, the greatest share of the proceeds from which are returned to Police Departments for use in drug control strategy; and

WHEREAS, State statutes prescribe that funds received are to be spent: 85% to enhance drug investigation and enforcement ,15% for drug education, And

WHEREAS, the two trained polygraph operators in the Police Department’s Polygraph Unit have assumed supervisory duties in the Investigations Bureau and find their availability to perform their polygraph function competing with other equally important leadership duties, and,

WHEREAS, the purpose of this Resolution is to formally allocate funds that have accumulated in the Drug Investigation fund to appropriate \$7,000.00 to send a Detective to a ten week Polygraph Operator’s Course in Austin, Texas as requested by the Police Department, THEREFORE BE IT

RESOLVED, that travel authorization be granted and a budget amendment in the Drug Investigation Fund to formally appropriate funds accumulated in that fund be made as follows:

Revenue:		
289-0500-0505-077	Fund Balance	\$ 7,000.00
Expenditures:		
289-1431-4039-375	Department Training	\$ 7,000.00

- Ald. Suzanne Bielinski - Police Liaison
- Ald. Roy Centeno - Police Liaison
- Ald. Lawrence Hermanowski- Police Liaison
- Ald. Silvia Cruz – Police Liaison

Ald. Bielinski moved to accept and adopt, seconded by Ald. Centeno. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

30526 RE: FIVE YEAR CONTRACT WITH BRIDGE ENERGY SERVICES, LLC TO OBTAIN THE LOWEST ENERGY PRICES FOR THE CITY

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, Bridge Energy Services, LLC of East Haddam, CT is an Energy Procurement and Contract Management Services Company.

WHEREAS, Bridge Energy Services, LLC of East Haddam, CT will enter into an auction or negotiate a favorable rate with national energy companies to obtain the lowest energy prices for the City. This will enable the City to save money on its monthly energy costs and also purchase green energy at the City’s option to reduce global warming.

WHEREAS, This Energy Procurement and Contract Management Services is unique in nature.

RESOLVED, that the Mayor Timothy T. Stewart is hereby authorized to enter into a contract for a period of three (3) years with Bridge Energy Services, LLC of East Haddam, CT for the procurement and contract management services to obtain the lowest energy prices for the City.

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Alderman Louis G. Salvio
Minority Leader

Ald. Salvio moved to accept and refer to the Committee on Administration, Finance & Law, seconded by Ald. Bielinski. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

30527 RE: BUILDING OF A NEW BRIDGE ON TEN ACRE ROAD

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, The existing bridge on Ten Acre Road is structurally deficient and in need of replacement.

WHEREAS, with the passage of this resolution, The Public Works Department will be performing nearly all of this work with their own staff.

WHEREAS, our engineering consultant's cost estimate for the bridge reconstruction, if it were bid for contractor services, is estimated at \$900,000.

WHEREAS, The Public Works Department will need to purchase materials, rent equipment, and hire a bridge construction manager to assist Public Works with this project.

WHEREAS, where applicable, the Public Works Department will purchase the materials needed from State of Connecticut cooperative contracts. For all materials, equipment and services needed that cannot be obtained from State contracts or other contracts in place the Public Works Department will work with the City's Purchasing Agent to obtain competitive quotes.

WHEREAS, The Public Works Department will report to the Common Council the expenses incurred to build this bridge at each meeting.

WHEREAS, funding for the building of the Ten Acre Bridge are in account number 008-3618-1240-322, therefore, be it

RESOLVED, that the Public Works Department is hereby authorized to construct a bridge on Ten Acre Road utilizing State of Connecticut's Cooperative Programs to purchase needed materials, rent equipment and hire consultant services or by obtaining competitive quotes for an amount of up to \$450,000

Alderman Phil Sherwood

Ald. Sherwood moved to accept and adopt, seconded by Ald. Rocha. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

30528 RE: BITUMINOUS PAVING AND MILLING OF CITY STREETS

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

WHEREAS, State of Connecticut's Contract #08PSX0106 for the Bituminous Paving of City Streets has expired in February, 2009 for this service.

WHEREAS, State of Connecticut's Contract #08PSX0042 for Bituminous Material for the Paving of City Streets has expired in February, 2009 for this service.

WHEREAS, State of Connecticut's Contract #08PSX0020 for the Milling of City Streets has expired in February, 2009 for this service.

WHEREAS, The State of Connecticut is out for public bid for these services and is expected to be awarding the contracts to the lowest bidders in May 2009.

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WHEREAS, The Public Works Department has historically used the State of Connecticut's contracts in accordance with the City's Code of Ordinances, Chapter 2, Article VIII, Division 1 Section 2-538 (a), taking advantage of the low bid prices associated with these contracts.

WHEREAS, The Public Works Department would like to schedule their street paving projects with the companies who submit the lowest bids and will be awarded the State of Connecticut's Bituminous Paving, Bituminous Material, and Milling Contracts,

WHEREAS, By the Public Works Department scheduling their street paving projects with the companies who submit the lowest bids to the State of Connecticut it will assure that the City's street paving projects will begin early in the season,

WHEREAS, the Purchasing Agent will submit a Cooperative Purchasing Report to the Common Council once the contracts for Bituminous Paving, Bituminous Material, and Milling are awarded by the State of Connecticut prior to this work being performed.

WHEREAS, funding for the milling and paving of City Streets is in account number 008-2910-2615-322, therefore, be it

RESOLVED, that the Public Works Department is hereby authorized to utilize the Bituminous Paving, Bituminous Material, and Milling Contracts for the milling and paving of City streets for 2009 under the State of Connecticut's Cooperative Program.

Alderwoman Lori Rocha
Alderman Phil Sherwood

Ald. Rocha moved to accept and adopt, seconded by Ald. Sherwood. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

30529 RE: BUDGET TRANSFER – PARKS DEPT. WITHIN THE EXERCISE THE RIGHT CHOICE PROGRAM - \$15,500

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

Resolution Summary

Program Objective: The Exercise the Right Choice After School Program provides comprehensive after school programming at three middle schools, Pulaski, Roosevelt, and Slade. Students in grades six through eight are targeted to attend the after school program from 3:00 to 6:00 p.m. The three major components of the after school program are education, recreation, and cultural arts.

Initial Year of Grant Funding: September 1, 2008

Local Program Operation Department: Parks and Recreation, under the supervision of the Director.

Resolution Purpose: On October 22, 2008 Resolution #30352 in the amount of \$199,772 was approved for the grant. The Parks and Recreation Department respectfully requests a transfer within the program of \$15,500 to provide monies for operational and programmatic expenses from under-expended part-time wages.

WHEREAS, less monies in part-time salaries were required, and

WHEREAS, a budget is developed as a plan and adjustments have to be made due to unforeseen circumstances such as a low number of staff availability (including maternity leave and sick days), change in school schedules (including snow days and Kaizen Half-Day Thursdays),

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and an adjustment to the Leaders in Training Camp due to the Board of Education extending the school year resulting in a loss of a week of camp, and

WHEREAS, additional monies are needed in the supplies account (arts and crafts, sports equipment, etc) and the contractual services account (educational and recreational sub-contractors for after school programming) due to an increase in student enrollment and participation, therefore, be it

RESOLVED, that the sum of \$15,500 be transferred within the grant program accounts of the Office of Policy and Management Exercise the Right Choice program as outlined below:

From:		
237-1511-5111-113	Part-time salaries	\$15,500
To:		
237-1511-5111-221	Operating Material & Supplies	\$5,000
237-1511-5111-330	Rental/Leases of Property/Equipment	<u>\$10,500</u>
	Total	\$15,500

Alderman Shirley Black
Alderman Tonilynn Collins

Ald. Black moved to accept and adopt, seconded by Ald. Collins. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

30530 RE: PROPOSED AMENDMENT TO THE CODE OF ORDINANCES TO REQUIRE A FISCAL IMPACT STATEMENT ON ALL RESOLUTIONS COMING BEFORE THE COMMON COUNCIL

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

Resolution Summary: PURPOSE. To require a fiscal impact statement to all resolutions showing the estimated revenue and expenditures expected annually to allow for more informative debate on proposals before the Common Council.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that the following sections of the Code of Ordinances, City of New Britain, be amended to read as follows (inserted text appears in underline; deleted text appears in strikethrough; new sections begin with the word [new]):

Sec. 2-31 [new]:

(d) Each resolution or report presented before the Common Council proposing changes to the Code of Ordinances or other action shall include a fiscal impact statement which shall include the following:

1. An estimation of any revenue or other benefit accruing to the City if said proposal is adopted.
2. An estimation of any financial or other cost accruing to the City if said proposal is adopted.
3. A notation whether the cost is recurring, and if so for what time period, or a one time only occurrence.
4. If cost and revenue cannot be reasonably estimated a statement so stating and reason for inability to estimate.
5. For items that have no cost or revenue, the fiscal impact statement should read "No anticipated fiscal impact".

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6. For items whose cost or benefit is \$1000 or less annually, fiscal impact statement should read "Fiscal impact is \$1000 or less".

Alderman Louis G. Salvio, Minority Leader

Ald. Salvio moved to accept and refer to the Committee on Administration, Finance & Law, seconded by Ald. Bernacki. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

30531 RE: APPOINTMENTS OF VICE-CHAIRPERSON FOR THE COMMITTEE ON ADMINISTRATION, FINANCE AND LAW AND THE COMMITTEE ON PLANNING, ZONING AND HOUSING

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to recommend the adoption of the following:

BE IT RESOLVED; that the following members of the Common Council are hereby appointed Vice-Chairman to the following sub-committees of which they are currently members:

Planning, Zoning & Housing

Alderman Roy Centeno, Vice-Chairman

Administration, Finance and Law

Alderman Gregory J. Gerratana, Vice-Chairman

Alderman Suzanne Bielinski
Mayor Pro Tempore

Alderman Michael Trueworthy
Majority Leader

Alderman Silvia Cruz
Chairwoman – Planning, Zoning & Housing sub-Committee

Alderman Tonilyn Collins
Chairwoman-Administration, Finance & Law sub Committee

Ald. Bielinski moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved April 1, 2009 by Mayor Timothy T. Stewart.

Ald. Bernacki moved to adjourn, seconded by Ald. Salvio. So voted. Meeting adjourned at 8:29 P.M.

Attest: Peter J. Denuzze, City Clerk