

May 14, 2008

REGULAR MEETING OF THE COMMON COUNCIL

MAY 14, 2008

Mayor Timothy T. Stewart called the Regular Meeting of the Common Council to order on Wednesday, the 14th day of May 2008 at 7:46 p.m. in the Common Council Chambers, City Hall.

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

Two members were absent: Ald. Cruz and Ald. Catanzaro.

Audrey Malkemus, Asst. City Clerk, gave the invocation.

The pledge to the flag was led by Roger Coyle.

Ald. Trueworthy moved to amend the agenda by substituting 30098-3(R), 30099-3(S), 30098-4(1), 30099-4(2), and 30124(5), seconded by Ald. Bielinski. Roll call vote – all members present voted in favor.

PETITIONS

- 30132 ALD. GERRATANA FOR ADDING AN EXTENSION ONTO THE PIPE CURRENTLY DISCHARGING WATER INTO THE WEST CANAL IN THE VICINITY OF POND VIEW ROAD. REFERRED TO THE BOARD OF WATER COMMISSIONERS.**
- 30133 ALD. HERMANOWSKI FOR SIDEWALK REPAIR IN FRONT OF 44 EDDY GLOVER BLVD. AND ADJACENT AREAS. REFERRED TO THE DEPT. OF PUBLIC WORKS.**
- 30134 ALD. SHERWOOD FOR REPAIRING A “NO PARKING” SIGN KNOCKED OVER ON THE CORNER OF HIGHLAND TERRACE AND PARK DRIVE. REFERRED TO THE DEPT. OF PUBLIC WORKS.**
- 30135 ALD. SHERWOOD FOR TREE TRIMMING AT THE CORNER OF CARLTON STREET AND COMMONWEALTH AVENUE. REFERRED TO THE PARKS AND RECREATION COMMISSION.**

Ald. Trueworthy moved to adopt the Consent Agenda, seconded by Ald. Bielinski. Roll call vote – all members present voted in favor. Approved May 19, 2008 by Timothy T. Stewart, Mayor.

CONSENT AGENDA

CITY CLERK

30113 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

- Emidio Woodworking & Sons Inc
- Joseph, Sharon L. by Atty. Alan Wein
- Ramos, Jose
- Santa-Grondin, Noraliz

Peter J. Denuzze,
City Clerk

FINANCE DEPARTMENT

**30114 RE: LINE ITEM TRANSFERS WITHIN A DEPARTMENT'S BUDGET FOR THE PERIOD OF
4/15/08 THRU 5/6/08**

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 May 6, 2008.

25. Department: Civil Service
From: 001-1410-4101-374 (Fees & Memberships-Conferences)
To: 001-1410-4101-390 (Other Purchase Services)
Amount: \$1,400.00
Brief Explanation: Funds needed for Other Purchase Services
26. Department: Department of Property Management
From: 001-1122-5114-M65 (Mandated Fluorescent Lamp Recycling)
To: 001-1122-5112-375 (Recruitment & Training)
Amount: \$115.00
Brief Explanation: Funds for registration fees for electrical continuing education
27. Department Fairview Cemetery
From: 204-0010-2120-110 (Full Time Salaries)
To: 204-0010-2120-113 (Part Time Salaries)
Amount: \$16,000.00
Brief Explanation: Funds needed for part time seasonal employees
28. Department: Fairview Cemetery
From: 204-0010-2120-310 (Advertising & Printing)
To: 204-0010-2120-233 (Gasoline, Oil & Grease)
Amount: \$2,500.00
Brief Explanation: Funds needed for gasoline

Robert Curry
Finance Director

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PURCHASING DEPARTMENT

30115 RE: ANNUAL MAINTENANCE OF THE GIS SOFTWARE FOR THE PUBLIC WORKS DEPARTMENT

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 Public Works Department, for the Annual Maintenance of their GIS Software. Cadcorp, Inc is the sole source supplier of this GIS Software. Because it is their software that the Public works Department is presently utilizing, Cadcorp is the only one in the country that can supply this needed annual software maintenance.

<u>Supplier</u>	<u>Items</u>	<u>Price</u>
Cadcorp, Inc. Norwood, MA.	GIS Software Annual Maintenance	\$4,380.00

The Purchasing Agent has verified that Cadcorp, Inc. of Norwood, MA are the providers of the present GIS software being utilized by the Public Works Department and are the only ones who can supply this needed annual maintenance of this software. Bid solicitation for this needed annual maintenance of the existing GIS software would not be beneficial to the City since the present software is that of Cadcorp and they are the sole source supplier. Funding for the annual maintenance of this GIS software is available from account 001-1311-3110-373.

Resolved: that the Purchasing Agent be and hereby authorized to issue a Purchase Order for \$4,380.00 to Cadcorp, Inc of Norwood, MA to provide annual maintenance for the existing GIS Software for the Public Works Department.

Jack Pieper
Purchasing Agent

30116 RE: COOPERATIVE PURCHASING – FORD TAURUS SEDANS – POLICE DEPARTMENT, DETECTIVE DIVISION

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 2-538 (a), a purchase order was requested for the following under the State of Connecticut's cooperative purchasing plan:

<u>Supplier</u>	<u>Model</u>	<u>Qty</u>	<u>Unit Price</u>	<u>Total Price</u>
Crowley Ford, Inc. Plainville, CT.	2008 Ford Taurus Sedans	3	\$20,140.00	\$60,420.00

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The New Britain Police Department, Detective Division, requested the purchase of three(3) Ford Taurus Sedans utilizing the State of Connecticut's Contract Award #06PSX0067. Funding is available for this purchase from Account Number 215-2294-0513-177.

Jack Pieper
Purchasing Agent

30117 RE: EMERGENCY PURCHASE ORDER – VAPOR RECOVERY SYSTEM – CITY YARD'S FUELING STATION

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 V, Section 2-606a, an emergency purchase order was authorized by the Mayor to be issued to the below listed vendor for the purpose specified on April 23, 2008.

Lemelin Environmental Services, Inc. Chicopee, MA.	\$4,363.00	Vapor Recovery System
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The Purchasing Agent reports that no formal bid solicitation and advertisement as outlined in the Purchasing Ordinances was made for this item. In accordance with Section 2-606b of the City Code of Ordinances, the Purchasing Agent reports:

The State of Connecticut DEP inspected and tested the gasoline dispensing system and storage tanks at the City Yard. The inspections and tests determined that a Vapor Recovery System was needed to be installed at the City Yard's fueling station. The Vapor Recovery System is needed to control the release of any vapors when gasoline is being dispensed. The State of Connecticut DEP indicated that the Vapor Recovery System was needed to be installed immediately to make sure that no gasoline vapors were being released into the atmosphere and also to be within compliance of their regulations. Funding for the services to install this Vapor Recovery System was available in 208-0003-1515-222, 001-1330-3113-222 and 001-1330-3112-372.

Jack Pieper
Purchasing Agent

DEPARTMENT OF PUBLIC WORKS

30088-1 RE: POTHoles ON NORTON ROAD

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

The potholes on Norton Road have been repaired.

Mark E. Moriarty, Director
Public Works

30089-1 RE: STREET LIGHT ON ELAM STREET

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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A visual inspection by Public Works staff on April 29, 2008 confirmed CL&P internet tracking system report that the repair of a streetlight on Elam Street, pole # 4469, has been completed.

Mark E. Moriarty, Director
Public Works

CLAIMS COMMITTEE

30121 RE: SETTLEMENT OF CLAIMS

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

The Committee on Administration, Finance and Law and the standing claims sub-committee of the Committee on Administration, Finance and Law at a regular meeting held on Wednesday evening, May 7, 2008 at 6:30 p.m. in Room 201, City Hall having held public hearings and made investigations of said claims, respectfully begs leave to recommend the following:

- A. RESOLVED; that Akwete Hammond of 116 Shuttle Meadow Avenue, New Britain, Connecticut be given leave to withdraw his claim for property damage sustained in an accident on March 14, 2008; and be it further
- B. RESOLVED; that the sum of \$11,212.00 be paid to Mildred Willis of 14 Yew Place, New Britain, Connecticut in full settlement of her claim for property damage conditioned upon her providing a copy of the letter from her homeowners insurance denying her claim sustained in an accident on December 4, 2007; and be it further
- C. RESOLVED; that the sum of \$250.00 be paid to Asuncion Harris of 33 Pendleton Road, New Britain, Connecticut in full settlement of her claim for property damage upon release from her insurance company sustained in an accident on March 8, 2008; and be it further
- D. RESOLVED; that the sum of \$412.50 be paid to A. Michael Jones of 19 Vibberts Avenue, New Britain, Connecticut in full settlement of his claim for property damage sustained in an accident on February 25, 2008.

Alderwoman Tonilynn Collins
Chair

COMMITTEE ON PLANNING, ZONING AND HOUSING

30098-2 RE: 2008 NEIGHBORHOOD ASSISTANCE ACT PROGRAM

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

The Committee on Planning, Zoning and Housing at a regular meeting held on Tuesday evening, May 6, 2008 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #30098 – 2008 Neighborhood Assistance Act Program voted to accept and recommend that the report be referred back to the Common Council with a favorable recommendation.

Alderman Michael Trueworthy
Acting Chair

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30099-2 RE: 2008 CONSOLIDATED PLAN FOR HUD PROGRAMS – COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, HOME PROGRAM, AND THE EMERGENCY SHELTER GRANTS PROGRAM

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

The Committee on Planning, Zoning and Housing at a regular meeting held on Tuesday evening, May 6, 2008 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #30099 – 2008 Consolidated Plan for HUD Programs voted to accept and recommend that the report be referred back to the Common Council with a favorable recommendation.

Alderman Michael Trueworthy
Acting Chair

30098-3 RE: 2008 NEIGHBORHOOD ASSISTANCE ACT PROGRAM

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

The Committee on Planning, Zoning and Housing at a special meeting held on Monday evening, May 12, 2008 at 8:30 p.m. in the Council Chambers to which was referred Resolution #30098-1 – 2008 Neighborhood Assistance Act Program 2008 Proposal List voted to divide the question into two parts as follows: 1) Approval of Item 9; 2) Approve all other items of the Neighborhood Assistance Act Program 2008 Proposal List as amended to include the Polish American Foundation of Connecticut, Inc. and that the resolution be referred back to the Common Council with a favorable recommendation.

Alderman Michael Trueworthy
Acting Chair

30099-3 RE: CONSOLIDATED PLAN FOR HUD PROGRAMS – COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, HOME PROGRAM, AND THE EMERGENCY SHELTER GRANTS PROGRAM

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

The Committee on Planning, Zoning and Housing at a special meeting held on Monday evening, May 12, 2008 at 8:30 p.m. in the Council Chambers to which was referred the Resolution #30099-1 – 2008 Consolidated Plan for HUD Programs voted to divide the question into three parts as follows;

1. Approval of Items PS-7, PS-32, 5, 6, ESG-3, HOME –6 and amended to add Item 18 with a \$18,000 allocation and amend PS-32 to increase the allocation of \$26,500;
2. Approval of PS-20;
3. Approval of the remainder of the items setforth in the City of New Britain 2008 Consolidated Plan amended as follows:
 - a.) HOME-5 Daughters of Mary increased to \$100,000
 - b.) HOME-3 Home Ownership Program decreased to \$100,000
 - c.) 4 Chamberlain School (playground) increased to \$50,000
 - d.) PS-5 American Red Cross Program increased to \$5,000
 - e.) 12 Neighborhood Preservation Program decreased to \$315,000
 - f.) 15 DMD Business Assistance Program decreased to \$200,000
 - g.) 16 Urban Oaks Organic Farm Neighborhood Expansion increased to \$46,000

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- h.) 19 NRZ Capacity Building/General Management & Admin. decreased to \$82,000
- i.) PS-2 Catholic Charities Elderly Outreach Counseling decreased to \$0
- j.) PS-11 Boys & Girls Club Education Enhancement decreased to \$15,000
- k.) PS-12 Boys & Girls Club Project VIP decreased to \$15,000
- l.) PS-24 Prudence Crandall Center Intervention Program decreased to \$10,000
- m.) PS-27 ULA Workers Community Services increased to \$40,000
- n.) PS-31 Literacy Volunteers Community Tutoring decreased to \$16,000
- o.) PS-33 Spanish Speaking Center Case Mgmt. & Social Serv. Increased to \$22,500; and

Furthermore, that the resolution be referred back to the Common Council with a neutral recommendation.

Alderman Michael Trueworthy
Acting Chair

REPORTS OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS AND DEPARTMENTS

CITY PLAN COMMISSION

30064-1 RE: PROPOSED CHANGE OF ZONE OF PROPERTIES NOW VARIOUSLY ZONED B-3, A-3, T, I-2 AND OP IN ORDER TO EXPAND THE BOUNDARY OF THE B-4 ZONING DISTRICT

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 May 5, 2008 voted 5 to 1 to recommend that this proposed zone change be approved, with minor modification based upon the following:

BACKGROUND: This proposed change to the Official City Zoning Map is a result of the recently completed Downtown Plan and Strategy, and is intended to aid in the implementation of development policies established in this plan. Specifically it will serve to create a consistent and uniform zone for the entire area identified in the plan as the "downtown". This serves to change land areas now zoned B-3, Secondary Business; A-3, High-Rise Apartments; T, Two-Family, I-2, General Industry; and OP, Office and Public, to the same zone currently called the B-4, Central Business District zone. As a recommendation of the accompanying zoning amendments, (Petition #30065), it is being suggested that the B-4 designation be changed to CBD (Central Business District) Zone to more clearly mark as distinct from the old B-4 zoning and from the other business zones (B-1, B-2 and B-3).

This proposed change to the Zoning Map will facilitate and encourage higher-density, mixed-use development consistent with the Downtown Plan, helping to create a "critical mass", a viable sustainable residential population in and around the downtown core, and helping to revitalize the central portion of the city. By expanding the B-4 or CBD zone to areas currently under different zoning it will serve to bring in additional, blighted and underutilized areas, allowing for greater development opportunity that would ultimately be consistent in character with the traditional urban center and subject to the same new design criteria and guidelines.

This plan and proposed zoning is also consistent with, and incorporates the principles of Transit Oriented Development "TOD" and "Smart Growth" which is supportive of the New Britain-Hartford Busway and with state and federal Smart Growth initiatives, meaning that there is a good likelihood of state and federal funding being available to complement the public and private investments committed to the downtown.

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RECOMMENDATION: The City Plan Commission is of the opinion that this change is consistent with the Downtown Plan and with long-standing planning policies espoused in the City's Master Plan, in regards to encouraging a viable population in and around the downtown area. The Commission, therefore, recommends adoption of this change to the zoning map with the minor modification that the new expanded Central Business District zone be labeled "CBD" rather than "B-4" on the map, to reflect the proposed changes to the zoning ordinance text.

G. Geoffrey Bray, Chairman
City Plan Commission

Ald. Trueworthy moved to accept and refer back to the Zoning Committee, seconded by Ald. Bielinski. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30065-1 RE: PROPOSED AMENDMENT TO SECTION 170: B-4 CENTRAL BUSINESS DISTRICT ZONE AND RELATED SECTIONS OF THE ZONING ORDINANCES

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 May 5, 2008 voted 5 to 1 to recommend that these proposed zoning amendments be approved, with minor modification, based upon the following:

BACKGROUND: These proposed changes to the City Zoning Ordinances come as a result of the recently completed Downtown Plan and Strategy. They include a substantive re-working of Section 170 of the ordinances, the sections affecting the current B-4 zoning district, the area encompassing most of the City's traditional downtown area. They will serve to facilitate the types of high-quality, higher density, mixed-use development that is desirable for a traditional downtown area and that is consistent with current planning and development theory and practices relative to creating a healthy, vibrant and sustainable urban environment.

A number of the changes simply incorporate the other regulations of the zoning ordinance affecting development in the B-4 or Central Business District into Section 170. The purpose of this to make the ordinances more "user friendly" by placing all applicable zoning guidelines and restrictions on downtown development in one section of the ordinance, including all use, dimensional, parking, supplemental and design requirements. The more substantive changes proposed are to make residential use in the downtown permissible by right, rather than by special exception; to eliminate the one unit per 850 square feet of floor area density restriction; and to loosen the parking requirement for residential units in the downtown from two parking spaces per unit to one parking space per unit. There are also modifications that would restrict development on certain primary streets in the downtown to require business use at the first floor, street level. (It is recommended that the suggested areas for this restriction be more specifically defined as presented later in the recommendation.)

Other modifications are proposed to lessen the parking requirement for office and commercial uses in the downtown, typically on the order of from the current one parking space per 150 square feet of floor area to a standard of one space per 250 or 350 square feet of floor area, depending on the type of business, more in keeping with the typically urban downtown parking restrictions, though in much of New Britain's downtown this will be inconsequential since the Municipal Parking District exempts businesses from needing off-street parking.

Also included is a new Section 170-100, that puts forth some general design guidelines related to development in the downtown, including the requirement that new buildings be architecturally compatible with neighboring buildings that are historically significant and complementary to the overall character of the downtown; that pedestrian linkages are encouraged with appropriate design elements; and that street level facades be attractive and designed in accordance with principles to encourage pedestrian activity.

RECOMMENDATION: These amendments are designed to facilitate residential development, expand the tax base, bolster downtown businesses. They target the various goals of the Downtown Plan and Strategy which are essentially identical to the goals and policies of the City's Master Plan. To that end, it is

recommended that the amendments be adopted with several minor refinements, intended to better address some of these goals and objectives.

The recommended modifications to the proposed amendments are as follows:

1. In order to more clearly mark the change from the old B-4 zoning, the district should be renamed CBD, Central Business District, rather than B-4, with the sections of the ordinance referencing the B-4 to either have the "B-4" removed or revised to CBD as appropriate, and as needed in the supplemental regulations section 230, parking section 240, sign section 250, etc., as appropriate either delete such restrictions that are either redundant or in contradiction to newly adopted restrictions in section 170.
2. To refine proposed subsection 170-10-220 that prohibits first floor residential uses on "Main Street and Chestnut Street" to prohibit first floor residential on "Main Street-Franklin Square to Beaver Street; Chestnut Street-Columbus Boulevard to Arch Street; West Main Street-Main Street to High Street; Columbus Boulevard-Washington Street to Bank Street; Bank Street-Main Street to Columbus Boulevard; and Arch Street-Main Street to West Pearl Street".
3. To correct the discrepancy between proposed subsection 170-50-90, parking and 170-50-90.10, residential parking in the Municipal Parking District, to make the parking requirement for residential uses in the downtown 1.5 parking spaces per dwelling unit in both subsections.
4. Under new section 170-100 Design Guidelines, three new subsections are recommended:
 - "170-100-50 Development Parcel Layout and Enclosure - Within those areas of the project area designated for new development, the layout should through the location and design of pedestrian and vehicular access ways create pedestrian friendly attractive environments."
 - "170-100-60 Street Facing Building Wall - The minimum height of building facing the street shall be three stories in order to create downtown environment of an appropriate urban scale."
 - "170-100-70 Location of Parking Areas - Within new development areas, no surface parking shall be in an area defined as the front yard."

G. Geoffrey Bray, Chairman
City Plan Commission

Ald. Trueworthy moved to accept and refer back to the Zoning Committee, seconded by Ald. Bielinski. So voted. Approved by Mayor Timothy T. Stewart May 20, 2008.

PURCHASING DEPARTMENT

30118 RE: COOPERATIVE PURCHASING – CHEVROLET IMPALA ALTERNATIVE FUEL SEDANS – FIRE 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 2-538 (a), a purchase order was requested for the following under the State of Connecticut's cooperative purchasing plan:

<u>Supplier</u>	<u>Model</u>	<u>Qty</u>	<u>Unit Price</u>	<u>Total Price</u>
Northwest Hills Torrington, CT.	2008 Chevrolet Impala Alternate Fuel Sedans	3	\$17,570.00	\$52,710.00

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The New Britain Fire Department requested the purchase of three (3) Chevrolet Impala Alternate Fuel Sedans for their Fire Marshals utilizing the State of Connecticut's Contract Award #06PSX0067. Funding is available for this purchase from Account Number 215-2294-2206-484.

Jack Pieper
Purchasing Agent

Ald. Gerratana moved to accept and refer to the Consolidated Committee, seconded by Ald. Bielinski. Accepted and referred with Ald. Salvio opposed. Approved by Mayor Timothy T. Stewart May 19, 2008.

30119 RE: PRINTING OF TAX BILLS FOR THE TAX COLLECTOR

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. 3411 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Printing of all types of Tax Bills for the Tax Collector. Funding will be available for this purchase from Account Number 001-1151-1514-320.

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 twenty-six (26) Printing Companies. The Purchasing Agent did not receive any letters from the Printing Companies on the mailing list who indicated they could not provide a response to the bid request. Responses received are on file in Town Clerk's Office.

The bids were reviewed for conformance to specifications by the Tax Collector and the Purchasing Agent. The lowest bidder is not located within the City or State of Connecticut. The City and State bidders were not within the allowed differentials indicated in the City Ordances, Section 2-578. The Purchasing Agent called the lowest bidder's references, which were other City Tax Collectors, to verify their work, performance and reliability. The results of the reference checks were given to the Tax Collector. Therefore the Tax Collector is recommending that the bid be awarded to Triangle Systems of Pittsburgh, PA who was the lowest bidder for this service.

RESOLVED: That the Purchasing Agent is hereby authorized to enter into a contract and issue a purchase order to Triangle Systems of Pittsburgh, PA for the Printing of all Types of Tax Bills for the Tax Collector for a period commencing on May 15, 2008 and terminating on December 21, 2010 with an extension of two (2) one year extensions if mutually agreed upon by the City and Triangle Systems at a unit price of \$.189 for each Tax Bill, per the terms and specifications of Public Bid No. 3411.

Jack Pieper
Purchasing Agent

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30120 RE: TWO (2) FLASH CAM DIGITAL VANDALISM DETERRENT SYSTEMS FOR THE 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:

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-541 a purchase order has been requested by the Parks and Recreation Department for the purchase of two (2) FlashCam Digital Vandalism Deterrent Systems. Q-Star Technologies is the sole source manufacturer and provider of

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this system. The FlashCam Digital Vandalism Deterrent System will enable the Parks and Recreation Department to monitor and photograph the Stanley Quarter Park Hiking Trails. This system will help to prevent and stop vandalism on the Park's Hiking Trails by photographing any individuals responsible for it.

Q-Star Industries Chatsworth, CA.	FlashCAM –800 Digital Vandalism Deterrent Systems	\$13,348.00
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The Purchasing Agent has verified and reviewed documentation sent by Q-Star Industries stating that they are a sole source of this FlashCam Digital Vandalism Deterrent System. Bid solicitation for the purchase of this unique commodity would not be beneficial to the City. Funding for the purchase of these two (2) FlashCAM Digital Vandalism Deterrent Systems is available from accounts 203-1000-0512-221 and 240-1511-5111-221.

Resolved: that the Purchasing Agent be and here by authorized to issue a purchase order to Q-Star Industries of Chatsworth, CA for the purchase of two (2) FlashCam Digital Vandalism Deterrent Systems at the quoted price of \$13,348.00.

Jack Pieper
Purchasing Agent

Ald. Centeno moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

COMMITTEE ON PLANNING, ZONING AND HOUSING

30064-2 RE: CHANGE OF ZONE EXPANDING THE B-4 ZONE (CENTRAL BUSINESS)

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

The Common Council as the Zoning Authority of the City of New Britain and the Planning, Zoning and Housing Committee of the Common Council, gave due and legal notice of a time and place for a public hearing in reference to Item #30064 – To amend the Zoning Map to expand the B-4 Zone (Central Business), as presented in the attached zone change map. Said hearing was held on Tuesday evening, May 6, 2008 at 7:00 p.m. in the Council Chambers of City Hall, 27 West Main Street, New Britain, Connecticut.

The City Plan Commission, at its regular meeting held on May 5, 2008 voted 5 to 1 to recommend the approval of the proposed zone change.

The Common Council as the Zoning Authority of the City of New Britain and the Planning, Zoning & Housing Committee of the Common Council voted to accept the following proposed zone change to the Zoning Map and refer back to the Common Council with a neutral recommendation.

To amend the Zoning Map to expand the B-4 Zone (Central Business), as presented in the attached zone change map.

Alderman Michael Trueworthy
Acting Chair

Ald. Trueworthy moved to accept and refer back to the Zoning Committee, seconded by Ald. Bielinski. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30065-2 RE: AMENDMENT TO SEC. 170: B-4 DISTRICT (CENTRAL BUSINESS) OF THE ZONING ORDINANCES AND RELATED SUBSECTIONS

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

The Common Council as the Zoning Authority of the City of New Britain and the Planning, Zoning & Housing Committee of the Common Council, gave due and legal notice of a time and place for a public hearing in reference to Item #30065 – To amend the Zoning Ordinances by adopting the attached revisions to Section 170: B-4 District (Central Business) and related subsections, as presented in the attached pages. Said hearing was held on Tuesday evening, May 6, 2008 at 7:00 p.m. in the Council Chambers of City Hall, 27 West Main Street, New Britain, Conn.

The City Plan Commission, at its regular meeting held on Monday evening, May 5, 2008 voted 5 to 1 to recommend the approval of the amendment.

The Common Council as the Zoning Authority of the City of New Britain and the Planning, Zoning and Housing Committee of the Common Council voted to accept the following amendment to the Zoning Ordinances and refer back to the Common Council with a neutral recommendation.

To amend the Zoning Ordinances by adopting the attached revisions to Section 170:B-4 District (Central Business) and related subsections, as presented in the attached pages.

Alderman Michael Trueworthy
Acting Chair

Ald. Trueworthy moved to accept and refer back to the Zoning Committee, seconded by Ald. Bielinski. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

RESOLUTIONS RETURNED FROM COMMITTEE

30098-4 RE: 2008 NEIGHBORHOOD ASSISTANCE ACT PROGRAM

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, under authorization of Chapter 228a of the Connecticut Statutes, the Neighborhood Assistance Act provides tax credits for business firms that contribute financially to community programs that have received both municipal and State of Connecticut Department of Revenue Services approval, and

WHEREAS, any municipality wanting to obtain benefits under the provisions of this Act must hold a Public Hearing and submit to the State of Connecticut Department of Revenue Services a list of community programs, approved by the local legislative body, which are eligible for investment by business firms, and

WHEREAS, a Public Hearing of the Common Council of the City of New Britain is scheduled to be held on May 14, 2008, on the subject of the Neighborhood Assistance Act Program;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of New Britain hereby approves the Neighborhood Assistance Act Program 2008 Proposal List, and

BE IT FURTHER RESOLVED, that the Common Council authorizes the Mayor to submit the approved program proposals to the State of Connecticut Department of Revenue Services and the Department of Municipal Development to administer the Neighborhood Assistance Act Program in accordance with the statutory requirements.

Neighborhood Assistance Act Program City of New Britain 2008 Proposal List			
ORGANIZATION	NO.	PROGRAM TITLE	PROGRAM COST
Young Women's Christian Association of New Britain, Inc.	1	YWCA Family Support Network	\$50,000
	2	YWCA STRIVE Middle School Program	\$50,000
	3	YWCA Employment Training to the Educationally and Economically Disadvantaged	\$50,000
Rebuilding Together New Britain, Inc.	4	Rebuilding Together New Britain	\$50,000
Hospital of Central Connecticut	5	Annual Fund and Capital Drives for Support	\$150,000
Hartford Area Habitat for Humanity	6	New Britain Home-Ownership Program	\$150,000
CCARC, Inc.	7	Endowment Fund Development	\$150,000
The Future Basketball Program	8	The Future Basketball Program	\$18,500
Human Resources Agency of New Britain, Inc.	9	HVAC Renovations Project	\$150,000
Trinity-On-Main, Ltd.	10	Replacement of storm windows	\$52,000
	11	Boiler Replacement	\$22,000
Friendship Service Center of New Britain, Inc.	12	Arch Street Housing Project	\$150,000
Polish American Foundation of Connecticut, Inc.	13	Opening Doors Employment Assistance Program	\$30,000
		TOTAL	\$1,072,500

Alderman Lawrence J. Hermanowski

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Bernacki. Ald. Trueworthy moved to divide the question into 2 parts, seconded by Ald. Salvio. So voted.

Question #1: Ald. Trueworthy recused himself due to a possible conflict of interest. Ald. Bielinski moved to accept and adopt #9, seconded by Ald. Salvio. So voted.

Question #2: Ald. Trueworthy returned to the chambers. Ald. Trueworthy moved to accept and adopt all the remaining items, seconded by Ald. Salvio. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30099-4 RE: 2008 CONSOLIDATED PLAN FOR HUD PROGRAMS – COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, HOME PROGRAM, AND THE EMERGENCY SHELTER GRANT PROGRAM

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 City of New Britain is scheduled to receive funds from the U. S. Department of Housing & Urban Development for Fiscal Year 2008 under the following programs: \$1,860,498 for the Community Development Block Grant (CDBG) Program, \$82,994 for the Emergency Shelter Grant (ESG) Program and \$691,299 for the HOME Program, and the City anticipates receiving program income during Fiscal Year 2008 of approximately \$148,000 from the CDBG Revolving Funds and \$81,000 from the HOME Revolving Funds, and

WHEREAS, in order to receive these funds, the City is required to prepare a Consolidated Plan for Fiscal Year 2008 that is consistent with the 2005-2009 Consolidated Plan for HUD Programs in the City of New Britain which was adopted by the Common Council, and

WHEREAS, the Common Council has reviewed requests for funding consideration under the CDBG, HOME and ESG Programs, and

WHEREAS, a Public Hearing of the Common Council was held on April 30, 2008, in order to obtain the views of citizens on housing and community development needs and priorities, and to provide citizens an opportunity to comment on the Proposed FY 2008 Consolidated Plan that was prepared by the Commission on Community and Neighborhood Development;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of New Britain hereby adopts the 2008 Consolidated Plan for the City of New Britain's CDBG, ESG and HOME Programs, and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to submit to the U. S. Department of Housing & Urban Development the 2008 Consolidated Plan for HUD Programs, including certifications and descriptions as required by HUD, said submission to serve as the City's application for CDBG Program funds, ESG Program funds and HOME Program funds, and to execute any agreements, revisions, rescissions or amendments thereto, as necessary for the City's receipt of CDBG, ESG and HOME funds.

2008 Consolidated Plan

<u>Proposal No.</u>	<u>Activity</u>	<u>Allocation</u>	<u>Amended</u>
COMMUNITY DEVELOPMENT BLOCK GRANT			
PS-1	VNA Senior Outreach Program	\$	20,000
PS-3	NB Senior Center Community Support Worker	\$	11,800
PS-4	RSVP Senior Volunteer Services	\$	10,000
PS-5	American Red Cross Wheels	\$	5,000
PS-6	Citizens for Quality Sickle Cell Care	\$	20,000
PS-7	HRA Special Needs Recreation	\$	15,000
PS-8	NB Housing Authority Options and Choices	\$	6,000
PS-9	NB High School Marching Band Uniforms	\$	10,000
PS-11	Boys & Girls Club Educational Enhancement	\$	15,000
PS-12	Boys & Girls Club Project VIP	\$	15,000
PS-13	Boys & Girls Club Camp Schade	\$	25,000
PS-14	Parks & Rec Dept. Every Kid Counts	\$	30,000
PS-16	Gr. NB Teen Pregnancy Prevention	\$	20,000
PS-17	YWCA STRIVE Program	\$	10,000
PS-18	PAL Football & Cheerleading	\$	20,000

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PS-19	PAL Summer Youth Program	\$	20,000	
PS-20	Warm the Children	\$	15,000	
PS-21	Washington Park Hoops Tournament	\$	4,000	
PS-24	Prudence Crandall Center Intervention Program	\$	10,000	
PS-25	Polish American Foundation Opening Doors	\$	20,000	
PS-26	OIC Advocacy Program	\$	10,000	
PS-27	ULA Workers Community Services	\$	40,000	
PS-29	YWCA Sexual Assault Crisis Service	\$	18,932	
PS-30	Human Rights & Opportunities Fair Housing & EO	\$	10,000	
PS-31	Literacy Volunteers Community Tutoring	\$	16,000	
PS-32	HRA Polish Outreach	\$	26,500	
PS-33	Spanish Speaking Center Case Mgmt. & Social Serv.	\$	22,500	
4	Chamberlain School PTA Play Yard Renovations	\$	50,000	
5	HRA Food Security Collaborative Facility	\$	25,948	
6	HRA Ben Franklin Renovation	\$	66,000	
9	Licenses, Permits & Insp. Dept. Housing Code Enf.	\$	101,218	
10	Fire Department Code Enforcement	\$	40,000	
12	Neighborhood Preservation Program	\$	315,000	\$ 325,000
13	Rebuilding Together New Britain	\$	40,000	
15	DMD Business Assistance Program	\$	200,000	\$ 190,000
16	Urban Oaks Organic Farm Neighborhood Expansion	\$	46,000	
17	Trinity on Main Accessible Bathrooms	\$	58,500	
18	East Side Community Action/NRZ Support	\$	18,000	
19	NRZ Capacity Building	\$	82,000	
	General Management & Admin.	\$	372,100	
	Total	\$	1,860,498	

HOME PROGRAM

HOME-1	HOME Rehabilitation Program	\$	100,674	
HOME-3	Home Ownership Program	\$	100,000	\$ 200,000
HOME-4	YMCA Resident Room Renovations	\$	100,000	
HOME-5	Daughters of Mary - Marian Heights	\$	100,000	0
HOME-6	HRA Supportive Housing for People with AIDS	\$	72,800	
HOME-7	Habitat for Humanity	\$	45,000	
	Community Housing Development Org.	\$	103,695	
	HOME Administration	\$	69,130	
	Total	\$	691,299	

EMERGENCY SHELTER GRANT

ESG-1	Friendship Service Center	\$	30,000	
ESG-2	Prudence Crandall Center for Women	\$	22,276	
ESG-3	HRA Eviction and Foreclosure Mediation	\$	30,718	
	Total	\$	82,994	

Alderman Lawrence J. Hermanowski

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Bielinski. Ald. Trueworthy moved to divide the question into 4 parts, seconded by Ald. Bielinski. So voted.

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Question #1: Ald. Trueworthy recused himself due to a possible conflict of interest.

Ald. Bielinski moved to accept and adopt PS-7, PS-32, #5, #6, #18, HOME -6, and ESG-3, seconded by Ald. Collins. So voted.

Question #2: Ald. Trueworthy returned to the chambers. Ald. Collins recused herself due to a possible conflict of interest.

Ald. Trueworthy moved to accept and adopt PS-27, seconded by Ald. Bielinski. So voted.

Question #3: Ald. Collins returned to the chambers.

Ald. Trueworthy moved to accept and adopt the remaining items, with the exception of PS-20, seconded by Ald. Bielinski.

Ald. Trueworthy moved to amend #15, from \$200,000 to \$190,000, and to add the \$10,000 to #12, making it \$325,000, seconded by Ald. Bernacki. Amendment carried.

Ald. Hermanowski moved to amend HOME-5, from \$100,000 to 0, seconded by Ald. Gerratana. Amendment carried with Ald. Salvio, Magnuszewski and Bernacki opposed.

Ald. Hermanowski moved to amend Home-3, from \$100,000 to \$200,000, seconded by Ald. Gerratana. Amendment carried with Ald. Salvio, Magnuszewski and Bernacki opposed.

Question, as amended twice, carried with Ald. Salvio and Ald. Bernacki opposed.

Question #4: Alderman Bernacki recused himself due to a possible conflict of interest.

Ald. Trueworthy moved to accept and adopt PS-20, seconded by Ald. Bielinski. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

Ald. Bernacki returned to the chambers.

NEW BUSINESS

RESOLUTIONS

30122 RE: TAX LEVY OF 3.1 MILLS FOR THE NEW BRITAIN DOWNTOWN DISTRICT FOR THE FISCAL YEAR BEGINNING JULY 1, 2008

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 New Britain Downtown District was created in 1983 by majority vote of the property owners within the district in accordance with a resolution of the Common Council of the City of New Britain, and as amended by a resolution; and

WHEREAS; by requirement of Chapter of the Connecticut General Statutes and of Section VI, paragraph 1 (a) of the Ordinances establishing the district, the district budget as approved by a general meeting of property owners in the district is to be submitted to the City Treasurer, and a levy upon taxable interests in real property in the district is to be recommended to the Common Council; and

WHEREAS; at a general meeting of district property owners held on April 8, 2008, the budget on file in Town Clerk's Office was approved for submission to the City Treasurer; and

WHEREAS; the property owners approved a levy upon taxable interests of 3.1 mills for the municipal fiscal year beginning July 1, 2008, NOW, THEREFORE, BE IT

RESOLVED; that the Common Council of the City of New Britain acknowledges receipt of the budget for the New Britain Downtown District for the fiscal year beginning July 1, 2008 and ending on June 30, 2009, as

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approved by a majority of the property owners of this municipal special services district established within the boundaries of the City of New Britain; and BE IT FURTHER

RESOLVED; that in accordance with Section 7-339r(d) of the Connecticut General Statutes, the Common Council shall impose the recommended levy of 3.1 mills for the municipal fiscal year beginning July 1, 2008, on the taxable interest in real property in such district, as described in Section III, paragraph 1 of the ordinance establishing the district, and such levy shall be in addition to the regular municipal levy for the benefit of the district.

Alderman Mark H. Bernacki
Asst. Minority Leader

Ald. Bernacki moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30123 RE: CONTRACT WITH CHARLES B. FELDMAN & ASSOCIATES, LLC FOR THE PERFORMANCE OF PERSONAL PROPERTY AUDITS – ASSESSORS OFFICE

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, Section 12-53 (3) of the State of Connecticut General Statutes states that a municipal assessor may designate a State-qualified firm to perform an audit of personal property taxpayer records.

WHEREAS, The City of New Britain has maintained an audit program for more than ten (10) years to insure accuracy of personal property declarations supplied by the taxpayers.

WHEREAS, a proposal has been received by the City's Tax Assessor's office from Charles B. Feldman and Associates, LLC for the performance of personal property audits at a cost of \$10,000.00 for audits selected by the City Assessor. The Charles B. Feldman and Associates, LLC is certified by the State of Connecticut to conduct audits of personal property and has conducted personal property audits for forty-seven (47) other municipalities in this State. This professional service is very unique. This company performed personal property audits in 2006/2007 for the City, which generated over \$209,000 in additional tax revenue.

WHEREAS, Charles B. Feldman and Associates, LLC meets City Standard Insurance requirements with the exception of professional liability coverage, which provides for damages sustained as the result of consultant errors and omissions, the City's risk management consultant has offered the opinion that due to the nature and small amount of the proposed contract exposure to the City is minimal;

WHEREAS, The City Tax Assessor requests authorization for the City to enter into a contract with the Charles B. Feldman and Associates, LLC for the performance of personal property audits.

RESOLVED, that the City's standard insurance requirements for professional liability coverage is hereby waived for the Charles B. Feldman and Associates, LLC.

RESOLVED, that ~~the Purchasing Agent~~ ^{Mayor Timothy T. Stewart} is hereby authorized to execute a contract for the amount of \$10,000.00 with the Charles B. Feldman and Associates, LLC for the performance of personal property audits.

Alderman Michael Trueworthy

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Ald. Trueworthy moved to accept and adopt, seconded by Ald. Salvio. Ald. Trueworthy moved to amend the second RESOLVED paragraph by changing the words "Purchasing Agent" to "Mayor Timothy T. Stewart", seconded by Ald. Bielinski. Amendment carried. Resolution as amended accepted and adopted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30124 RE: PROPOSED AMENDMENT TO THE ORDINANCES, SECTION 20.5-28 MUNICIPAL OBLIGATIONS

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 amend Article II. Downtown Special Services District to include an exemption for personal property tax. Section 7-339t of the Connecticut General Statutes states that an ordinance establishing a special services district may provide that personal property owned by the district is not subject to the municipal property tax.

WHEREAS, On October 19, 1983, the New Britain Common Council created the New Britain Downtown Special Services District; and

WHEREAS, The New Britain Downtown Special Services District is a body politic which collects property taxes from approximately 100 building owners; and

WHEREAS, The New Britain Common Council sets the mill rate for the New Britain Downtown Special Services District through a Council resolution; and

WHEREAS, Taxes collected by the District are used exclusively to market and promote downtown New Britain activities. The District purchases assets such as planters and flags to beautify the downtown area; and

WHEREAS, The New Britain Downtown Special Services District is the only self taxing district of eight (8) Downtown Districts in the State of Connecticut to be further taxed by the local municipality. Section 7-339t(g) of the Connecticut General Statutes entitled "Provisions of ordinance creating special services district" allows a municipality to by ordinance exempt the District from the payment of personal property tax; now, therefore,

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Article II, Section 20.5-28 of the Code of Ordinances, City of New Britain, be amended to read as follows (inserted text appears in underline; deleted text appears in ~~strike through~~; new sections begin with the word [new]):

Sec. 20.5-28. Municipal obligations.

(1) Maintenance of effort and services. Notwithstanding the powers of the district defined in subsection 20.5-23(2) of this article, the city shall continue to be obligated to provide existing municipal services within the district. Further, in keeping with the intent of this article, which is to improve the district through a cooperative effort of the city and the property owners of the district, the city agrees to maintain the existing level of municipal services provided within the district.

(2) Municipal regulations. The district shall be subject to such articles of the city as apply to private organizations conducting business with the municipality (e.g., zoning, inland wetland regulation, etc.). The city may waive local fees which may apply to activities conducted by the district.

(3) Taxation. All personal property owned by the district shall not be subject to the municipal property tax.

Alderman Mark H. Bernacki
Assistant Minority Leader

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Ald. Bernacki moved to accept and refer to the Consolidated Committee, seconded by Ald. Trueworthy. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30125 RE: GRANT FROM AMERICAN SAVINGS FOUNDATION FOR THE POLICE EXPLORERS SUMMER EXPLORER POLICE ACADEMY - \$12,240.00

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 American Savings Foundation is an independent charitable foundation, headquartered in New Britain, dedicated to strengthening the community by supporting education, human services, and the arts, with a special emphasis on the needs of children, youth and families, through grants to community organizations, and

WHEREAS, Police Explorer Post 25 is designed to help young men and women decide if law enforcement is a career for them and if so, helps them prepare for it, and

WHEREAS, an Explorer Police Academy that provides a one week "mini police academy", is being held July 27 to August 2, 2008, at Eastern Connecticut State University, to provide personal and professional development for Explorers and adult advisors, and

WHEREAS, Police Explorer Post 25 needs supplemental funds, in the amount of \$12,240, to send thirty (30) Explorers and six (6) advisors to the Explorer Police Academy, ~~and~~^{THEREFORE BE IT}

~~WHEREAS~~^{RESOLVED}, that Mayor Timothy Stewart be authorized to execute all grant documents with the American Savings Foundation on behalf of the City of New Britain for the Police Explorers' summer Explorer Police Academy in the sum of \$12,240, ~~THEREFORE BE IT~~^{and ALSO BE IT}

RESOLVED, that a sum of \$12,240 be appropriated within the special revenue account structure as follows:

Revenue:

230-0500-0505-380 Grants and Contributions \$ 12,240

Expenditures:

230-1600-1824-374 Fees and Conferences \$ 12,240

Alderwoman Suzanne Bielinski,
Alderwoman Silvia Cruz
Alderman Roy Centeno
Alderman Lawrence J. Hermanowski

Ald. Bielinski moved to accept and adopt, seconded by Ald. Salvio. Ald. Bielinski moved to amend the fifth WHEREAS paragraph by making it a RESOLVED paragraph, seconded by Ald. Salvio. So voted. Resolution as amended adopted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30126 RE: DEPARTMENT OF JUSTICE GRANT IN THE AMOUNT OF \$8,307.00 – BULLET-PROOF VEST PARTNERSHIP – POLICE DEPT.

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 Bulletproof Vest Partnership (BVP), created by the Bulletproof Vest Partnership Act of 1998 is a unique U.S. Department of Justice (DOJ) initiative designed to provide a critical resource to state and local law enforcement, and

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WHEREAS, applications are currently being accepted for FY 2008, whereby the DOJ will pay half the cost of an approved bullet proof vest for police officers, and

WHEREAS, twelve (12) police officers from the New Britain Police Department have expressed a desire to participate in this BVP initiative by purchasing vests totaling \$8,307, half to be paid for by the BVP and the cost of the other half borne by the individual officer, with no cost to the City, ~~and~~ ^{THEREFORE BE IT}

~~WHEREAS,~~ ^{RESOLVED}, that Mayor Timothy Stewart be authorized to execute all grant documents with the U.S. Department of Justice on behalf of the City of New Britain for the Bulletproof Vest Partnership in the sum of \$8,307, ~~THEREFORE BE IT~~ ^{and THEREFORE BE IT ALSO}

RESOLVED, that a sum of \$8,307 be appropriated within the special revenue account structure as follows:

Revenue:

242-0500-0504-959	Grants and Contributions	\$4,153.50
242-0500-0505-943	General Fund (Officers Uniform Allowance)	\$4,153.50
	Total Revenues	<u>\$8,307.00</u>

Expenditures:

242-1600-1849-223	Uniforms	\$8,307.00
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Alderman Suzanne Bielinski – Police Liaison
Alderman Silvia Cruz – Police Liaison
Alderman Roy Centeno – Police Liaison
Alderman Lawrence J. Hermanowski – Police Liaison

Ald. Bielinski moved to accept and adopt, seconded by Ald. Centeno. Ald. Bielinski moved to amend the fourth WHEREAS paragraph, by making it a RESOLVED paragraph, seconded by Ald. Salvio. So voted. Resolution as amended adopted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30127 RE: BUDGET TRANSFER – POLICE DEPT. \$15,000.00

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 purpose of this resolution is to effect a budget transfer within the Police Drug Investigation Fund from the Equipment Account to the Rental Equipment Account to provide rental equipment funds for the remainder of the fiscal year, NOW, THEREFORE BE IT

RESOLVED, by the Common Council of the City of New Britain, that a budget transfer of \$15,000 be made within the Police Department’s Drug Investigation Fund to fund rental equipment as outlined below:

Drug Investigation Fund

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Transfer from the following account:

289-1431-4039-442	Equipment	\$ 15,000
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Transfer to the following account:

289-1431-4039-330	Rental Equipment	\$ 15,000
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Alderman Suzanne Bielinski - Police Liaison
Alderman Roy Centeno - Police Liaison
Ald. Silvia Cruz - Police Liaison
Alderman Lawrence J. Hermanowski- Police Liaison

Ald. Bielinski moved to accept and adopt, seconded by Ald. Centeno. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30128 RE: BUDGET TRANSFER – POLICE DEPT. - \$50,700.00

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 New Britain Police Department is charged to protect and preserve life, safeguard property, enforce laws, and provide public safety services in a lawful, professional and humane manner, with respect for the dignity of all citizens, and

WHEREAS, a budget transfer within the Police budget is requested to cover current shortages in Traffic, Special Services and School Resource Officer Overtime, K-9 Services, Issue Supplies and Police Academy Instructors, and

WHEREAS, there are sufficient budgeted funds available for transfer in the Police Department's annual budget, NOW, THEREFORE, BE IT

RESOLVED, by the Common Council of the City of New Britain, that a budget transfer of \$50,700 be made within the Police Department budget to provide for overtime, supplies and Police Academy expenses as outlined below:

Transfer from the following accounts:

001-1600-1807-111	Abandoned Motor Vehicles	\$ 7,700
001-1600-1843-390	Grants & Contributions	\$25,000
001-1600-5203-113	Part Time Salaries	\$18,000
	Total	<hr/> \$50,700

Transfer to the following accounts:

001-1600-1807-111	Traffic Overtime	\$7,000
001-1600-1814-390	K-9 Services	\$2,000
001-1600-1819-111	Special Services Overtime	\$10,000
001-1600-1827-G94	Issue Supplies	\$1,700
001-1600-1862-111	School Resource Officer Overtime	\$2,000
001-1600-5203-375	Police Academy Instructors	\$28,000
	Total	<hr/> \$50,700

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Alderman Suzanne Bielinski - Police Liaison
Alderman Roy Centeno - Police Liaison
Alderman Silvia Cruz - Police Liaison
Alderman Lawrence J. Hermanowski - Police Liaison

Ald. Bielinski moved to accept and adopt, seconded by Ald. Centeno. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

30129 RE: BUDGET TRANSFER – PUBLIC WORKS DEPT. - \$411,000.00

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:

The Public Works Department has estimated funding shortages (budget overruns) in the following line items: Fleet Full Time Salaries, Signalization and Control Full Time Salaries, Signalization and Control Overtime, Sanitation Overtime, Temporary Salaries - Administrative, Temporary Salaries Engineering, Administration Training, Heating Fuel and Gas/Oil.

On the other hand, it is estimated that there will be excess funding (budget underruns) in the following line items: Administrative Full Time Salaries, Sidewalk Repair Full Time Salaries, Streets Full Time Salaries, Sanitation Full Time Salaries, Engineering Full Time Salaries, Sidewalk Repair Overtime, Sidewalk Installation Supplies, Streets Operating Materials and Supplies, Administration Data Processing and Sanitation Operating Materials and Supplies.

The full-time salary budget over/underruns are primarily due to the movement of individuals within the department as well as the numerous acting assignments that have come about due to position vacancies. In some cases, temporary employees have been hired to fill position vacancies. These vacancies as well as the temporary employees were unanticipated at the time the budget was implemented. Thus, no provisions were made in the budget for temporary positions. These projected overruns can be funded from other line items within the Public Works budget.

In addition, due to the numerous emergency call-ins after regular business hours, there are not enough funds in both the Signalization and Control line item as well as the sanitation line item to last throughout the fiscal year. These projected overruns can be funded from other line items within the Public Works budget.

Finally, the Gasoline/oil account within the Fleet Budget is anticipated to be over budget by \$200,000. This is due to rising gas and oil prices coupled with a budget cut from the departmental request. Of this \$200,000, only \$52,472 can be funded from the budget underruns listed above (Public Works line items). The remaining \$147,528 must come from salary surplus within other departments. THEREFORE, BE IT

RESOLVED, that a budget transfer be made as follows:

From:

001-1311-3110-110	Admin FT Salaries	\$ 77,000
001-1330-3115-110	Sidewalk Repair FT Salaries	30,000
001-1330-3115-111	Sidewalk Repair OT	747
001-1330-3115-323	Sidewalk Repair – Installation	12,225
001-1330-3112-221	Streets – Operating Materials	58,000
001-1311-3110-350	Admin Data Processing	8,000
001-1330-3112-110	Streets FT Salaries	59,000
001-1312-3117-110	Engineering FT Salaries	11,000
001-1338-3240-221	Sanitation – Operating Materials	5,000

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001-1338-3240-110	Sanitation FT Salaries	2,500
001-1230-2400-110	Building FT Salaries	50,000
001-1411-4110-110	Health Admin FT Salaries	5,000
001-1411-4113-110	Health Nursing FT Salaries	20,000
001-1411-4114-110	Health Environmental FT Sal	10,000
001-1151-1533-110	Purchasing FT Salaries	16,000
001-1511-5125-110	Park Maint FT Salaries	34,000
001-1122-5116-110	Prop Mgmt Police Hdqtrs FT Sal	12,528
	TOTAL TRANSFERS OUT	<hr/> 411,000

To:

001-1330-3113-110	Fleet FT Salaries	82,000
001-1311-3110-375	Administration Training	5,000
001-1333-1831-110	Signalization & Cont FT Sal	12,000
001-1333-1831-111	Signalization & Cont OT	10,000
001-1338-3240-111	Sanitation OT	1,500
001-1330-3113-384	Heating Fuel	8,000
001-1330-3113-233	Gasoline/Oil	200,000
001-1311-3110-114	Administration Temp Salaries	27,500
001-1312-3117-114	Engineering Temp Salaries	65,000
	TOTAL TRANSFERS IN	<hr/> 411,000

Alderwoman Lori A. Rocha
Alderman Phil Sherwood

Ald. Rocha moved to accept and adopt, seconded by Ald. Sherwood. Resolution adopted with Ald. Trueworthy opposed. Approved by Mayor Timothy T. Stewart May 19, 2008.

30130 RE: BUDGET TRANSFER – FIRE DEPT. \$500,000.00

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:

Summary:

On April 23, 2008 via resolution #30073, the Council approved a budget transfer in the amount of \$1,050,000 to cover the Fire Department Operations Overtime through March 31, 2008. It was not the intention of the resolution to fund the budget overrun through the entire fiscal year as we did not have an adequate estimate. At this time, it is estimated that the Department will need an additional \$500,000 to fund overtime through the rest of the year.

Details and Clarification:

Due to the sensitivity of the subject of fire department overtime (OT), the Finance and Fire Departments together, have been monitoring the budgetary status of this account as well as the regular full time salary accounts on a regular basis. Since there are many variables affecting overtime usage, it is always difficult to estimate the actual amount required to fully fund this account throughout the end of the fiscal year. At this point in time, however, we have exceeded the budgetary appropriation within this account and immediate action must be taken. The reasons are due mainly to the following circumstances:

Retirement payouts are not budgeted. Furthermore, the department cannot anticipate how many retirements there could be in a given year. The payout comes directly from the full time salary line item while the vacant position is funding through "OT".

Increased departmental use of sick time (3 days per employee, per incident; with no contractual limits on the number of incidents allowable).

Unanticipated long term sick usage (FMLA). The introduction of FMLA allows personnel to further extend the use of their sick leave usage which has a direct financial impact on assigned duty payouts (must fill the vacant spot with "OT").

FLSA payouts during the first half of fiscal year due to the new recruits. A new firefighter spends his/her first four (4) months in the academy while receiving full time pay yet not contributing to the reduction of OT.

Cost of OT for established employees to complete new training initiatives.

Use of union leave for firefighters to attend conferences, grievances, meetings etc as allowable under the current bargaining unit contract.

Consequently, it is estimated that the department will need an additional \$500,000 to fund these additional overtime expenditures.

It is important to consider that, in spite of this large budget overrun, the department would have reduced FLSA and assigned duty (OT) costs as a result of the new hires this fiscal year.

Funding in the amount of \$300,000 is available within other departmental full time salary line items (due to position vacancies). The additional \$200,000 must be taken from General Fund Fund Balance.

Therefore, be it RESOLVED, that a budget transfer be made as follows:

To:

Fire Operations Overtime	001-1221-2210-111	\$ 500,000
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From:

Prop Mgmt (City Hall) FT Sal	001-1122-5114-110	\$ 50,000
Prop Mgmt (Police Dept) FT Sal	001-1122-5116-110	\$ 15,000
Bank St Garage Temp Salaries	001-1123-5512-113	\$ 15,000
Parking Ticket Office FT Sal	001-1123-3350-110	\$ 12,000
Finance FT Salaries	001-1151-1532-110	\$ 43,000
Tax Department FT Salaries	001-1151-1514-110	\$ 2,000
P&R FT Salaries	001-1511-5111-110	\$ 3,000
P&R Concessions FT Salaries	001-1511-5300-110	\$ 6,000
Public Safety FT Salaries	001-1220-2209-110	\$ 35,000
Police Uniform Traffic FT Sal	001-1600-1807-110	\$ 100,000
Police Comm Svc FT Sal	001-1600-1824-110	\$ 19,000

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Fund Balance	001-1270-0253-077	\$ 200,000
	TOTAL	<hr/> \$ 500,000

Alderman Louis G. Salvio
Alderwoman Suzanne Bielinski
Alderwoman Tonilynn Collins

Ald. Salvio moved to accept and adopt, seconded by Ald. Bielinski. Ald. Trueworthy moved to amend the fund balance from \$200,000 to 0, and to change the total transfer from \$500,000 to \$300,000, seconded by Ald. Sherwood. Amendment defeated by show of hands – 5 in favor, 6 opposed. RESOLUTION ADOPTED. Approved by Mayor Timothy T. Stewart May 19, 2008.

30131 RE: ALD. SALVIO APPOINTED LIAISON TO THE FIRE COMMISSION AND THE BOARD OF FINANCE AND TAXATION

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:

RESOLVED: That Alderman Louis G. Salvio be appointed liaison to the following boards and commissions:

Fire Commission
Board of Finance and Taxation

Alderman Louis G. Salvio
Minority Leader

Ald. Salvio moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved by Mayor Timothy T. Stewart May 19, 2008.

There being no further business to come before the Council, Ald. Bernacki moved to adjourn, seconded by Ald. Bielinski. So voted. Meeting adjourned at 10:16 p.m.

ATTEST: Audrey Malkemus, Asst. City Clerk