

July 8, 2009

REGULAR MEETING OF THE COMMON COUNCIL

JULY 8, 2009

Mayor Timothy T. Stewart called the Regular Meeting of the Common Council to order on Wednesday, the 8th day of July 2009 at 7:37 p.m. in the Common Council Chambers, City Hall.

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

Four members were absent: Ald. Rocha, Cruz, Collins, and Hermanowski.

The invocation was given by City Clerk, Peter J. Denuzze: O God, our Heavenly Father, bless each participant in tonight's meeting with love of neighbor and wisdom to conduct themselves in such a manner that the people of New Britain will benefit by their actions. We ask this in Thy name. Amen.

Rick Guinness led the pledge to the flag.

Mayor Stewart asked that a moment of silence be observed in honor of all servicemen and women who continue to fight for our American way of life.

Ald. Trueworthy moved to amend the agenda by substituting 30633-1(F), by adding 30689(D2), and by deleting 6 and 7. Motion seconded by Ald. Bielinski. Roll call vote – all members present voted in favor.

PETITION

30694 ALD. ROCHA FOR REPAIRING OF POTHOLES AT THE INTERSECTION OF MILL STREET AND GLEN STREET. REFERRED TO THE DEPT. OF PUBLIC WORKS

Ald. Trueworthy moved to adopt the Consent Agenda, seconded by Ald. Bielinski. Roll call vote – all members present voted in favor. Approved July 13, 2009 by Timothy T. Stewart, Mayor.

CONSENT AGENDA

CITY CLERK

30684 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:

CLAIMANTS NAME

- Chrapowitzky, Arthur
- Guinness, Rick
- Hooks, Anthony Jr. by Atty Gerard McEnergy

Peter J. Denuzze
City Clerk

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FINANCE DEPARTMENT

30685 RE: LINE ITEM TRANSFERS – 6/18/09 THRU 6/30/09

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 June 30, 2009

49. Department:	Registrar of Voters - Republican
From:	001-1125-1251-110 (Full Time Salaries)
To:	001-1125-1251-210 (Office Supplies)
Amount:	\$2,000.00
Brief Description:	Funds needed to replace office equipment and upgrade transport carriers

Robert Curry
Finance Director

PURCHASING DEPARTMENT

30686 RE: COOPERATIVE PURCHASING – TORO GROUNDSMASTER 5900 ROTARY MOWER – PARKS & RECREATION DEPT., STANLEY GOLF COURSE

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 by the Parks and Recreation Department, Stanley Golf Course, for the following under the State of Connecticut's Cooperative Purchasing Plan:

<u>Supplier</u>	<u>Item</u>	<u>Total Price</u>
Turf Products Corporation Enfield, CT	Toro Groundsmaster 5900 Rotary Mower with leaf mulching kit	\$74,980.22

The Parks and Recreation Department, Stanley Golf Course, requested the purchase of a Toro Groundsmaster 5900 Rotary Mower with a leaf mulching kit utilizing the State of Connecticut's Contract Award #04PSX0211. The list price of this rotary mower with the leaf mulching kit is \$91,662.86. The Turf Products Corporation is giving an 18.2% discount off of the list price as well as a 5 year or 3,500 hour Toro protection plan on the drive train of this rotary mower and a labor allowance of \$550.00 that can be applied to the repairs of other Toro products that the Stanley Golf Course has. Turf Products Corporation is also the sole source distributor of this rotary mower in the states of Connecticut, Massachusetts Vermont, Maine and Rhode Island according to the Toro Corporation. This fact has been verified by the Purchasing Agent. Bid solicitation for the purchase of this rotary mower would not be beneficial to the City because of this. Funding is available for this purchase from Account Number 201-1335-2120-442, Stanley Golf Course Operating Fund, Department Equipment.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$74,980.22 to Turf Products Corporation of Enfield, CT for the purchase of a Toro Groundsmaster 5900

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Rotary Mower with leaf mulching kit for the Parks and Recreation Department, Stanley Golf Course, utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award #04SX0211

Jack Pieper
Purchasing Agent

30687 RE: PROFESSIONAL SERVICES – COMPUTER SYSTEM SUPPORT – 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:

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-531 a purchase order was requested by the Information Technologies Department for data center operations and desktop support of the information technology infrastructure for a three month period through September 2009.

<u>Supplier</u>	<u>Services</u>	<u>Hours</u>	<u>Unit Price</u>	<u>Amount</u>
Computer Systems Integration New Britain, CT.	SR Technical Support Level II System Engineer	32	\$85.00	\$2,720.00
	JR Technical Support Level I Technician	256	\$45.00	\$11,520.00
	Escalated Support Level III Principle Consultant	30	\$150.00	\$4,500.00
Total Price				\$18,740.00

The Information Technology Department had its technical support employee leave the City to pursue other computer employment opportunities. The Information Technology Department is now without the necessary technical support for its computer operations. Computer Systems Integration's personnel helped with the installation of new computer hardware and assisted in the recovery process of lost data when the City's computer system failed in January 2009. Their personnel are very knowledgeable of the operations of the City's computer system are able to provide the needed support until a new technical support employee is hired. It would be very difficult to find another area computer support company to provide the needed maintenance and software support. Bid solicitation for the purchase of these unique professional services would not be beneficial to the City. Funding for this unique professional service is available in account 001-1151-1536-320, General Fund, Professional Services.

Jack Pieper
Purchasing Agent

30688 RE: COOPERATIVE PURCHASING - ROAD SALT FOR THE PUBLIC WORKS DEPARTMENT 2009-10 WINTER SEASON

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 Road Salt by the Public Works Department for the 2009-2010 Winter Season under the Capital Region Council of Governments (CGCOG) cooperative pricing.

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<u>Supplier</u>	<u>Needed Supplies</u>	<u>Total Price</u>
Cargill Deicing Technologies Bridgeport, CT.	Road Salt for 2009-2010 Winter Season	\$200,000.00

The City is a member of CRCOG and was included again in their Bid for road salt for this commodity during the 2009-2010 Winter Season. CRCOG is a Purchasing Cooperative serving seventy-two (72) Municipalities, Board of Education and Government Agencies within the State of Connecticut. This enabled CRCOG to get the same pricing as last year from Cargill Deicing Technologies for the road salt, at \$75.20 per ton, for the City. The Public Works Department was happy with the road salt provided by Cargill Deicing Technologies last winter season. Funding is available for this purchase from Account Number, 001-1330-3116-221, General Fund, Public Works Operating Material and Supplies, Ice and Snow Removal.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a standing purchase order for \$200,000.00 to Cargill Deicing Technologies of Bridgeport, CT for the purchase of road salt for the 2009-2010 Winter utilizing the CRCOG's Cooperative Purchasing Plan.

Jack Pieper
Purchasing Agent

REPORTS OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS AND DEPARTMENTS

PURCHASING DEPARTMENT

30689 RE: COOPERATIVE PURCHASING – HARLEY-DAVIDSON POLICE MOTORCYCLES FOR THE POLICE 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 2-538 (a), a purchase order was requested by the Police Department for the following under the State of Connecticut's Cooperative Purchasing Plan:

<u>Supplier</u>	<u>Item</u>	<u>Quantity</u>	<u>Unit Price</u>
Gengras Harley-Davidson/Buell East Hartford, CT.	Harley-Davidson Motorcycle	2	\$17,200.00
		Total Price	\$34,400.00

The Police Department requested the purchase of two (2) Harley-Davidson Police Motorcycles utilizing the State of Connecticut's Contract Award #08PSX0009. A Resolution to obtain approval to apply for a Justice Assistance Grant in the sum of \$354,563.00 to purchase these police motorcycles and other equipment and services was approved at the April 22, 2009 Common Council Meeting, Resolution #30574. The grant was then applied for and received by the City. Therefore there is no cost to the City to purchase these police motorcycles. Funding is available for this purchase from Account Number 269-1035-2263-442, Federal Omnibus Appropriation Fund, Police Department Equipment.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$34,400.00 to Gengras Harley-Davidson/Buell of East Hartford, CT for the purchase of two (2) Harley-Davidson Police Motorcycles for the Police Department utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award #08SX0009.

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Jack Pieper
Purchasing Agent

Ald. Bielinski moved to accept and adopt seconded by Ald. Bernacki. So voted. Approved July 13, 2009 by Mayor Timothy T. Stewart.

POLICE DEPARTMENT

30547-1 RE: NOISE ORDINANCE REVIEW

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

This is a report that the Police Department has conducted a review of our City Ordinances for ways to improve our existing Noise Ordinance. We have forwarded our recommendations to the Corporation Counsel's Office for review and legal language construction.

The review suggests two options to allow the police to better enforce noise complaints particularly complaints between neighbors as we do get these calls and it is difficult for us to enforce using our current ordinance language. Our suggestion is that we use a reasonableness standard coupled with a distance estimate to determine if music or noise is excessive. Also we suggest issuing C.O. violation fines rather than making referrals to Court.

Once the Corporation Counsel Office provides us with suitable language we will submit it to the Council for consideration.

Chief William Gagliardi

Ald. Sherwood moved to accept, seconded by Ald. Bielinski. So voted. Approved July 13, 2009 by Mayor Timothy T. Stewart.

DEPARTMENT OF PUBLIC WORKS

30633-1 RE: 2009-2010 SEWER USER FEES DECREASE OF \$.28 FROM PREVIOUSLY RECOMMENDED RATE

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

On June 29, 2009 the Board of Public Works, acting as the Water Pollution Control Authority, held a required Public Hearing on the 2009-2010 Sewer User Fee rates.

At its meeting immediately following the Public Hearing, the Board of Public Works approved the following sewer user rate of \$2.49/ceft hcf. This is a decrease of (\$.28) from the previously recommended rate.

Mark E. Moriarty,
Director of Public Works

Ald. Sherwood moved to accept, seconded by Ald. Gerratana. Ald. Sherwood moved to withdraw his motion to accept and Ald. Gerratana moved to withdraw his second. Ald. Sherwood moved to refer back to the Board of Public Works with an unfavorable recommendation, seconded by Ald. Gerratana. So voted. REPORT REFERRED BACK TO THE BOARD OF PUBLIC WORKS WITH ALD. SALVIO AND ALD. BERNACKI OPPOSED. Approved July 13, 2009 by Mayor Timothy T. Stewart.

**NEW BUSINESS
RESOLUTIONS**

30690 RE: COOPERATIVE PROCUREMENT OF PERSONAL COMPUTERS FOR FIRE STATION ALERTING SYSTEM THROUGH CAPITAL REGION COUNCIL OF GOVERNMENTS

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

WHEREAS, the cities of Bridgeport, Hartford and New Britain entered into an interlocal agreement for the purposes of developing and implement a series of advanced public safety software systems; and

WHEREAS, one component of that new system was a replacement fire station alerting system; and

WHEREAS, the Capitol Region Council of Governments ("CRCOG") on behalf of the three cities has concluded a procurement process for acquiring the fire station alerting system and the related personal computers which will be operated in conjunction with the HEARTBEAT computer assisted dispatch system; and

WHEREAS, the CRCOG has developed a contract with Locution Systems, Inc. of Golden, Colorado for the furnishing and installation of the fire station alerting system which was previously approved by the Council, and

WHEREAS, the personal computers for this system are being acquired through the Capitol Region Council of Governments via a cooperative purchasing contract; and

WHEREAS, the cost for these personal computers for each fire station, the headquarters of New Britain Emergency Medical Services, Inc., and the Public Safety Telecommunications Center is \$866.03 each for a total of \$8,660.30 and is available in account number 291-1600-1837-350, Mobile Data Communications Fund, Data Processing; NOW, THEREFORE, BE IT

RESOLVED, that the Court of Common Council supports the procurement of these personal computers for the new fire station alerting system using grant dollars provided by the State of Connecticut.

Alderwoman Suzanne Bielinski
Mayor Pro Tem

Ald. Bielinski moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved July 13, 2009 by Mayor Timothy T. Stewart.

30691 RE: BUDGET ADOPTION – POLICE DEPT. \$26,395.00 – ASSISTANCE OF CCSU POLICE DEPARTMENT

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

WHEREAS, the State of Connecticut, has previously given the New Britain Police Department funding in FY 2009 to assist Central Connecticut State University (CCSU), to address problems off campus, and

WHEREAS, these funds are to be used to work in collaboration with the CCSU Police Department to conduct Driving Under the Influence (DUI) checkpoints and increase police patrols and law enforcement in the Belvidere Neighborhood, and

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WHEREAS, the original grant funds, in the amount of \$11,454, are to be augmented with a second allocation of \$14,941, for a total of \$26,395. These funds continue to be used for officer overtime as set forth in the budget listed below, and require no cash match from the City. The period of the grant remains from November 15, 2008 through September 30, 2009, and

WHEREAS, that Mayor Timothy Stewart be authorized to execute all grant documents with the State of Connecticut on behalf of the City of New Britain for the assistance of the CCSU Police Department in the Belvidere Neighborhood, in the sum of \$26,395. THEREFORE BE IT

RESOLVED, that an additional sum of \$14,941 be appropriated within the special revenue account structure as follows:

<u>Revenue:</u>		<u>Original</u>	<u>Added</u>	<u>Total</u>
217-0500-0505-023	Revenue – State	\$11,454	\$14,941	\$26,395

<u>Expenditures:</u>				
217-1600-1808-111	Police Overtime	\$11,454	\$14,941	\$26,395

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

Ald. Bielinski moved to accept and adopt, seconded by Ald. Centeno. So voted. Approved July 13, 2009 by Mayor Timothy T. Stewart.

30256-2 RE: BEAVER STREET RECONSTRUCTION PROJECT

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 Engineering Division of Public Works has completed the Preliminary Design stage of a project known as Beaver Street Reconstruction, further identified as State Project No. 88-174, which is located on Beaver Street from a point 300 feet north of Broad Street northerly to the intersection of Ward Street; and

Whereas, the Common Council previously approved Resolution 30256 on August 13th 2008, which fully supported the proposed project at its conceptual stage; and

Whereas, the City of New Britain has published a legal notice display advertisement, mailed a news release to a number of officials and agencies, and mailed a formal letter to abutting property owners, announcing a public hearing on the proposed STP Urban Transportation project known as Beaver Street Reconstruction; and

Whereas, a public hearing was held on Monday June 8th, 2009, at the City Hall Council Chambers located at 27 West Main Street New Britain, CT 06051, at 7:00 pm, at which hearing residents had an opportunity to voice their concerns; and

Whereas, the Central Connecticut Regional Planning Agency has selected this project as a regional priority and has agreed to utilize federal funds for Preliminary Engineering, right-of-way, and construction activities; and

Whereas, the project is located on a municipally owned road, the Preliminary Engineering phase was performed in house by the City of New Britain Engineering Department, and the Preliminary Engineering, Rights-of-Way, and Construction Phases will utilize 10% City of New Britain funds; and

Whereas, the Common Council has considered the concerns of the residents from the public hearing and finds that the proposed Beaver Street Reconstruction is in the best interest of the City of New Britain, and will promote the health, safety and general welfare of its residents and provide for convenience and safety of the motoring public, and;

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Therefore be It Resolved, that the City of New Britain, based on the above information, and by virtue of this resolution, hereby fully supports the proposed project.

Alderman Lori Rocha
Alderman Phil Sherwood

Ald. Sherwood moved to accept and adopt, seconded by Ald. Gerratana. So voted. Approved July 13, 2009 by Mayor Timothy T. Stewart.

30692 RE: AMENDMENT TO THE STD CONTROL PROGRAM - \$13,092 FROM STATE OF CONNECTICUT FOR FISCAL YEAR 07/01/09 THRU 06/30/10

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:

Program Objective: minimizing the risk of spreading sexually transmitted diseases through awareness, identification, treatment and intervention. Grant funded personnel perform services within the Health Department and throughout the City of New Britain in order to promulgate the program plan. The initial year of grant funding was July 1980.

Local Program Operation Department: Health, under the supervision of the Director.

Resolution Purpose: to provide notification that the grant has been continued through June 30, 2010, and to approve receipt of funding.

WHEREAS, the control of sexually transmitted diseases remains a core public health function in the City of New Britain and

WHEREAS; the New Britain Board of Health runs a Sexual Health Center which has conducted prevention and control programs for sexually transmitted diseases (STDs) for many years, and

WHEREAS; the State Department of Public Health has notified the City that funding comprised of State and Federal funds, is being provided at \$13,092 for fiscal year 2009-2010 due to this new arrangement THEREFORE BE IT

RESOLVED, that The Mayor be authorized to sign any necessary and appropriate agreements in order to secure the use of such funds for said program and BE IT FURTHER

RESOLVED, that the Special Revenue Fund, STD Control Program #2010-0121, be amended at this time for the purpose of recording all income and expenditure activity and reflect an authorized expenditure budget of \$13,092 and an anticipated income from the State of Connecticut of \$13,092 for fiscal year 07/01/09 through 06/30/10.

Revenues:	FY 2009/10	
280-0500-0505-023	St of CT	\$ 13,092.00
Expenditures:		
280-1427-4202-113	P/T Salaries	\$ 11,791.00
280-1427-4202-119	Fringes	\$ 181.00
280-1427-4202-113	Administration	\$ 1,000.00
280-1427-4202-374	Fees & Membership	\$ 120.00
	Total Expenditures	\$ 13,092.00

Alderman Adam Platosz
Liaison – Health Department

Ald. Platosz moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved July 13, 2009 by Mayor Timothy T. Stewart.

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30693 RE: BUDGET TRANSFER - \$18,740 INFORMATION TECHNOLOGY

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 Information Technology Department is responsible for the management and operation of the City's information systems and supports computer based systems of City departments. Under the supervision of the Director of Finance, the Information Technology department analyzes application requirements, develops detailed strategic and tactical information service plans, implements complex information systems; enforces approved municipal information policies, and proactively reports policy and practice exceptions. The Information Technology department also recommends the selection of equipment and services to process data and tests the operation of software, hardware, and networks. This department works closely with City-wide users and participates in progressive and collaborative ventures with peers in regional and state agencies.

WHEREAS, the Information Technology Department had its technical support employee leave the City to pursue other computer employment opportunities. The Information Technology Department is now without the necessary technical support for its computer operations. Computer Systems Integration's personnel helped with the installation of new computer hardware and assisted in the recovery process of lost data when the City's computer system failed in January 2009. Their personnel are very knowledgeable of the operations of the City's computer system and are able to provide the needed support until a new technical support employee is hired. We estimate that this service would be for a three month period. It would be very difficult to find another area computer support company to provide the needed maintenance and software support.

WHEREAS, the FY 2009-2010 budget includes monies within the Information Technology Full Time Salaries Account, THEREFORE, BE IT,

RESOLVED, that monies be transferred within the FY 2009-2010 General Fund budget for this purpose as follows:

FROM:		
001-1151-1536-110	Information Technology – Full Time Salaries	\$18,740
TO:		
001-1151-1536-320	Information Technology – Professional Services	\$18,740

Alderman Louis G. Salvio, Liaison
Alderman Mark H. Bernacki, Liaison
Alderman Adam Platosz, Liaison
Alderman Gregory Gerratana, Liaison

Ald. Salvio moved to accept and adopt, seconded by Ald. Gerratana. So voted. Approved July 13, 2009 by Mayor Timothy T. Stewart.

There being no further business to come before the Council, Ald. Bernacki moved to adjourn, seconded by Ald. Bielinski. So voted. Meeting adjourned at 9:20 p.m.

ATTEST: Peter J. Denuzze, City Clerk