

November 12, 2009

## **REGULAR MEETING OF THE COMMON COUNCIL**

**THURSDAY, NOVEMBER 12, 2009**

Mayor Timothy T. Stewart called the Regular Meeting of the Common Council to order on Thursday, the 12th day of November 2009 at 7:35 p.m. in the Common Council Chambers, City Hall.

Fourteen members were present at roll call: Ald. Bernacki, Black, Carlozzi, Catanzaro, Centeno, Collins, Cruz, Hermanowski, Magnuszewski, Pabon, Platosz, Salvio, Sherwood and Trueworthy.

One member was absent: Ald. Marrocco.

City Clerk, Peter J. Denuzze, gave the invocation: O God, our Heavenly Father, as we start this first meeting of a new administration, bless our Mayor and the old and new Common Council members. Grant that this is a new beginning with cooperation, harmony and the strong desire to do what's best for our city so that New Britain will be a better place to live. We ask this in Thy name. Amen.

Jamie A. Giantonio led the pledge to the flag.

Ald. Salvio nominated Ald. Mark H. Bernacki to the office of Mayor Pro Tempore, seconded by Ald. Pabon.

Ald. Catanzaro nominated Ald. Michael W. Trueworthy to the office of Mayor Pro Tempore, seconded by Ald. Hermanowski.

There being no further nominations, Mayor Stewart called for a vote for Ald. Bernacki which was lost by voice vote.

Mayor Stewart then called for a vote for Ald. Trueworthy, which was passed, by voice vote.

City Clerk, Peter J. Denuzze, administered the oath of office to Mayor Pro Tempore Michael W. Trueworthy.

Ald. Hermanowski announced the Democratic Caucus' selection of Ald. Sherwood as Majority Leader; Ald. Catanzaro, Ald. Platosz, and Ald. Magnuszewski as Asst. Majority Leaders, and Ald. Collins as Majority Whip.

Ald. Salvio announced the Republican Caucus' selection of himself as Minority Leader, and Ald. Bernacki as Asst. Minority Leader.

Ald. Sherwood moved that John B. Melecsinsky be appointed Clerk of Committees, seconded by Ald. Salvio. So voted.

Mr. Melecsinsky was administered the oath of office by City Clerk, Peter J. Denuzze.

Ald. Sherwood moved to adopt the Standing Rules of the Common Council, seconded by Ald. Salvio. So voted.

## **RESOLUTIONS**

### **30817 RE: APPOINTMENT OF COMMITTEE MEMBERS AND CHAIRPERSONS**

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:

5. Council Subject Matter Committees

SECTION 2-41 Code of City ordinances: Each such committee shall have up to nine (9) members

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~~Democratic Appointments~~

COMMITTEE ON ADMINISTRATION, FINANCE AND LAW

**Paul Catanzaro, Chair**  
**Tonilynn Collins, Vice Chair**  
**Lawrence J. Hermanowski**

Michael Trueworthy  
Phil Sherwood  
Carlo Carlozzi, Jr.  
*Louis G. Salvio*  
*Mary A. Marrocco*  
*Wilfredo Pabon*

Names in bold are also members of the Claims Sub-Committee (any council member may be appointed as necessary via appointment of the Chairperson of the Claims Committee, acting or otherwise).

All members of the committee are also members of the Capital Equipment Reserve Sub-Committee. All members are also members of the Bonding sub-committee along with two members of the Board of Finance appointed by the BOF.

COMMITTEE ON PLANNING, ZONING AND HOUSING

Roy Centeno, Chair  
Silvia J. Cruz, Vice Chair  
Michael Trueworthy  
Shirley Black  
Paul D. Catanzaro  
Phil Sherwood  
*Louis G. Salvio*  
*Mark H. Bernacki*  
*Mary A. Marrocco*

All 15 members of the Common Council are members of the Zoning Sub-Committee and will be notified of meetings where zoning matters will be discussed.

CONSOLIDATED COMMITTEE

Shirley Black, Chair  
Lawrence Hermanowski, Vice Chair  
Adam Platosz  
Silvia Cruz  
Roy Centeno  
Eva Magnuszewski  
*Mark H. Bernacki*  
*Wilfredo Pabon*  
*Mary A. Marrocco*

**Ad Hoc Council Committees**

Audit

Adam Platosz, Larry Hermanowski

School Building Committee

Adam Platosz

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Telecommunications

Paul D. Catanzaro  
Adam Platosz

License

Lawrence J. Hermanowski – Chair  
Tonilynn Collins  
Shirley Black

Police Building Committee

Lawrence J. Hermanowski  
Silvia Cruz  
Paul D. Catanzaro  
Eva Magnuszewski

Alderman Michael W. Trueworthy  
Alderman Phil Sherwood

Ald. Sherwood moved to accept and adopt, seconded by Ald. Trueworthy. Ald. Salvio moved to amend by adding Louis G. Salvio, Mary A. Marrocco and Wilfredo Pabon to the Committee on Administration, Finance and Law, by adding Louis G. Salvio, Mark H. Bernacki and Mary A. Marrocco to the Committee on Planning, Zoning and Housing and by adding Mark H. Bernacki, Wilfredo Pabon and Mary A. Marrocco to the Consolidated Committee, seconded by Ald. Bernacki. Amendment carried.

Ald. Trueworthy moved to further amend by deleting the words "Democratic Appointments" from the resolution, seconded by Ald. Sherwood. So voted. Resolution as amended twice adopted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

**30818 RE: LIAISON APPOINTMENTS TO BOARDS COMMISSIONS AND DEPARTMENTS**

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 of the City of New Britain are hereby appointed liaisons to the Boards and Commissions as follows:

**COUNCIL APPOINTMENTS**  
**~~DEMOCRATIC APPOINTMENTS~~**

**LIAISONS TO BOARDS AND COMMISSIONS**

**Board of Education**

Eva Magnuszewski, Carlo Carlozzi, Jr.

**Building Commission**

Phil Sherwood, *Wilfredo Pabon*

**City Plan**

Roy Centeno, Paul Catanzaro

**Civil Service**

Carlo Carlozzi, Jr.

**Finance**

Eva Magnuszewski, Adam Platosz, Phil Sherwood, Louis G. Salvio

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**Dept. of Licenses, Permits & Inspections**

Phil Sherwood, Michael Trueworthy

**Police**

Silvia Cruz, Lawrence J. Hermanowski, Roy Centeno, Carlo Carlozzi, Jr., Wilfredo Pabon

**Fire**

Paul Catanzaro, Roy Centeno, *Louis G. Salvio*

**Parks and Recreation**

Shirley Black, Eva Magnuszewski, *Louis G. Salvio*

**Municipal Development**

Lawrence J. Hermanowski, Eva Magnuszewski, *Mark H. Bernacki*

**Water**

Lawrence J. Hermanowski, Adam Platosz

**Mattabassett District**

Paul D. Catanzaro

**Senior Citizens**

Tonilynn Collins, Shirley Black

**Public Works**

Phil Sherwood, Tonilynn Collins, *Wilfredo Pabon, Louis G. Salvio*

**Commission on Persons with Disabilities**

Phil Sherwood

**Health**

Adam Platosz, Phil Sherwood, *Mary A. Marrocco*

**Human Rights**

Tonilynn Collins

**Department of Property Management**

Michael Trueworthy, Silvia Cruz

**Youth Services**

Silvia Cruz

**Emergency Medical Services**

Adam Platosz, Roy Centeno, Paul Catanzaro, *Mary A. Marrocco*

**Housing Authority**

Roy Centeno, Tonilynn Collins, Silvia Cruz

**Library/New Britain Institute**

Tonilynn Collins

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**Hospital of Central Connecticut**

Adam Platosz, *Mary A. Marrocco*

**New Britain Chamber of Commerce**

Eva Magnuszewski, Carlo Carlozzi, Jr., Phil Sherwood

**CCSU**

Adam Platosz, Eva Magnuszewski, Phil Sherwood, *Mark H. Bernacki*

**Parking Commission**

Tonilynn Collins

**Veterans Commission**

Paul D. Catanzaro, Michael Trueworthy

Alderman Michael W. Trueworthy

Alderman Phil Sherwood

Ald. Sherwood moved to accept and adopt, seconded by Ald. Collins. Ald. Salvio moved to amend by adding Republican appointments, seconded by Ald. Bernacki. So voted. Ald. Trueworthy moved to further amend by changing the words "Democratic Appointments" to "Council Appointments", seconded by Ald. Sherwood. So voted. Resolution as amended twice adopted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

**PETITION**

**30816 ALD. CATANZARO FOR A CERTIFICATE OF LOCATION APPROVAL FOR PROPERTY AT 549 SOUTH STREET. REFERRED TO THE ZONING COMMITTEE AND THE CITY PLAN COMMISSION**

Ald. Trueworthy moved to suspend the rules in order to establish the order of the roll call, seconded by Ald. Sherwood. Roll call vote – all members present voted in favor.

Ald. Trueworthy moved the roll call be established as follows: Ald. Sherwood, Black, Centeno, Carlozzi, Magnuszewski, Cruz, Platosz, Collins, Hermanowski, Catanzaro, Salvio, Bernacki, Pabon, Marrocco, and Trueworthy, seconded by Ald. Sherwood.

Ald. Salvio amended that the roll call be established alphabetically, seconded by Ald. Bernacki.

After some discussion Ald. Trueworthy moved to withdraw his motion and Ald. Salvio withdrew his amendment.

Ald. Trueworthy then moved the roll call be established alphabetically backwards, seconded by Ald. Sherwood. So voted.

Ald. Sherwood moved to accept and adopt the minutes of the Regular Meetings of October 14 and October 28, 2009. Motion seconded by Ald. Bernacki. So voted.

Ald. Sherwood moved to amend the agenda by substituting 30802(D) and 30811(5), and by adding 30814(8) and 30815(9). Motion seconded by Ald. Trueworthy. Roll call vote – all members present voted in favor.

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Ald. Sherwood moved to adopt the Consent Agenda, seconded by Ald. Trueworthy. Roll call vote – all members present voted in favor.

## **CONSENT AGENDA**

### **CITY CLERK**

#### **30799 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**

- Brady, Melanie by Atty. James A. Mongillo
- Colon, Katherine
- Martinez-Rodriguez, Maria by her Atty. Frank J. McCoy
- McNamara, Joanne
- McNamara, Sandra
- Rivera, Celeste by her Atty. Jared T. Kosky
- Villanueva, Amada by her Atty. A. Paul Spinella

Peter J. Denuzze  
City Clerk

### **OFFICE OF THE CORPORATION COUNSEL**

#### **30800 RE: NATIONWIDE PROPERTY AND CASUALTY INSURANCE COMPANY AS SUBROGEE OF TALEB ISMAIL AND LUZ ISMAIL V. PETER J. DENUZZE, IN HIS CAPACITY AS CITY CLERK**

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

RESOLVED; By the Common Council of the City of New Britain that the sum of FOUR THOUSAND FOUR HUNDRED TWENTY-THREE DOLLARS and NINETY-SEVEN CENTS (\$4,423.97) be paid to NATIONWIDE PROPERTY AND CASUALTY INSURANCE COMPANY AS SUBROGEE OF TALEB ISMAIL AND LUZ ISMAIL and JEFFREY C. ANKROM, ESQ., its attorney, in full settlement of its suit against the City of New Britain, for an amount within the jurisdiction of the Court now pending in Superior Court, Judicial District of New Britain, at New Britain, for property damage sustained by its subrogee Taleb Ismail and Luz Ismail as the result of a sewer backup which occurred on Mitchell Street on January 9, 2007. Nationwide has paid its insured \$8,347.94.

This recommendation is made upon the advice of City Attorney Irena J. Urbaniak, after a pretrial before the Honorable Judge William M. Shaughnessy, Jr., with the approval and consent of Corporation Counsel Gennaro Bizzarro.

This suit is to be withdrawn by the plaintiff without costs to the City of New Britain and settlement is to be made without admission of any liability.

Irena J. Urbaniak  
City Attorney

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**30801 RE: NATIONWIDE PROPERTY AND CASUALTY INSURANCE COMPANY AS  
SUBROGEE OF ALLEN COURT APARTMENTS, LLC V. PETER J. DENUZZE, IN HIS  
CAPACITY AS CITY CLERK**

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

RESOLVED, By the Common Council of the City of New Britain that the sum of ELEVEN THOUSAND EIGHT HUNDRED THIRTEEN DOLLARS and THIRTY-THREE CENTS (\$11,813.33) be paid to NATIONWIDE PROPERTY AND CASUALTY INSURANCE COMPANY AS SUBROGEE OF ALLEN COURT APARTMENTS, LLC and JEFFREY C. ANKROM, ESQ., its attorney, in full settlement of its suit against the City of New Britain, for an amount within the jurisdiction of the Court now pending in Superior Court, Judicial District of New Britain, at New Britain, for property damage sustained by its subrogee Allen Court Apartments, LLC as the result of a sewer backup which had occurred on October 15, 2005, on Allen Street, Allen Court Apartments, LLC alleged \$33,297.95 in damages.

This recommendation is made upon the advice of City Attorney Irena J. Urbaniak, after a pretrial before the Honorable Judge William M. Shaughnessy, Jr., with the approval and consent of Corporation Counsel Gennaro Bizzarro.

This suit is to be withdrawn by the plaintiff without costs to the City of New Britain and settlement is to be made without admission of any liability.

Irena J. Urbaniak  
City Attorney

**PURCHASING DEPARTMENT**

**30804 RE: RECOVERY OF CHLOROFLUOROCARBONS AT THE NEW BRITAIN LANDFILL  
AND RECYCLING CENTER – PUBLIC WORKS**

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. 3505 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Recovery of Chlorofluorocarbons at the New Britain Landfill and Recycling Center for the Public Works Department. It is estimated that \$2,490.00 will be spent for the recovery of four hundred and fifteen (415) CFCs during the next year. Funding is available for this purchase from the Public Works Department's account, 001-1338-3240-389, General Fund, Disposal Tipping Fees.

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 fifteen (15) Chlorofluorocarbon Recovery Companies. The Purchasing Agent did not receive any letters from the Chlorofluorocarbon Recovery Companies on the mailing list who indicated that they could not respond to the bid request. The responses received are on file in the Town Clerk's Office.

The bid was reviewed for conformance to specifications by the Public Works Department Administration and the Purchasing Agent. Therefore the Director of the Public Works Department is recommending that the bid be awarded to Interstate Refrigerant Recovery, Inc of Foxboro, MA which was the only bidder for this service.

RESOLVED: That the Purchasing Agent is authorized to enter into a contract and issue a standing purchase order to Interstate Refrigerant Recovery, Inc of Foxboro, MA for the recovery of Chlorofluorocarbons at the City's Landfill and Recycling Center for a price of \$6.00 per CFCs for a period of one (1) year beginning November 15, 2009 to November 14, 2010 per the terms and specifications of Public Bid No. 3505.

Jack Pieper  
Purchasing Agent

**30805 RE: PURCHASE OF SAND FOR SNOW AND ICE CONTROL FOR THE PUBLIC WORKS 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. 3506 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Purchase of Sand for Snow and Ice Control for the Public Works Department. It is estimated that \$9,007.50 will be spent for the purchase of seven hundred and fifty (750) Cubic Yards of Sand during the 2009-2010 winter season. Funding is available for this purchase from the Public Works Department's account, 001-1330-3116-221, General Fund, Snow Removal, Operations Material and Supplies.

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 thirty-three (33) Sand Companies. The Purchasing Agent did not receive any letters from the Sand Companies on the mailing list who indicated that they could not respond to the bid request. The responses are on file in the Town Clerk's Office.

The bid was reviewed for conformance to specifications by the Public Works Department Administration and the Purchasing Agent. Therefore the Director of the Public Works Department is recommending that the bid be awarded to Capital Heavy Hauling, LLC of Naugatuck, CT who was the lowest bidder.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a standing purchase order for \$12.01 per Cubic Yard of Sand delivered to the City Yard or \$9.75 per Cubic Yard of Sand if picked up by the Public Works Department for Snow and Ice Control for the 2009-2010 winter season to Capital Heavy Hauling LLC of Naugatuck, CT per the terms and specifications of Public Bid No. 3506.

Jack Pieper  
Purchasing Agent

**DEPARTMENT OF PUBLIC WORKS**

**30527-3 RE: BUILDING OF NEW BRIDGE ON TEN ACRE ROAD PROGRESS REPORT**

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

Pursuant to RESOLUTION 30527, the City of New Britain Department of Public Works (DPW) has undertaken the construction of this bridge performing nearly all of the work with its own forces. In addition, the Public Works Dept. has been working closely with the purchasing department to obtain competitive quotes for the required materials and equipment.

Material, Equipment Rentals and Public Works Labor and Equipment thru November 1, 2009 are as follows:

**Material**

Concrete	\$4,743.00
Rebar	\$2,885.00
Concrete Form Liner	\$6,044.00
Precast Concrete Culvert	\$26,950.00
Membrane Waterproofing	\$3,556.00
By-Pass Piping System	\$9,538.00
"River Jack" Stone	\$494.00

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Crushed Stone	\$2,730.00
Storm Drainage Piping	\$414.00
Sand Bags	\$390.00
Block, Brick, Cement	\$1,650.00
Misc. Concrete Materials	\$2,650.00
Concrete Formwork Contractor	\$1,295.00
Processed Aggregate Base	<u>\$2,150.00</u>

**Sub-Total Materials** **\$65,489.00**

**Equipment**

DPW rented, after numerous vendor negotiations, the following pieces of equipment:

Komatzu PC-220 Excavator with excavating bucket:	\$12,520.00
6" trailer mounted pump with intake and discharge hoses:	\$9,000.00
180 Ton Crane with operation crew	\$8,045.00
Temporary Construction Fence	<u>\$5,509.00</u>

**Sub-Total Equipment** **\$35,074.00**

**Sub-Total Labor** **\$44,141.76**

TEN ACRE ROAD BRIDGE

<u>Item</u>	<u>Budget</u>	<u>Amount spent thru November 1, 2009</u>
Materials	\$250,000.00	\$65,489.00
Equipment Rentals	\$ 75,000.00	\$35,074.00
Public Works Labor	<u>\$125,000.00</u>	<u>\$44,141.76</u>
 TOTAL	 \$450,000.00	 \$144,704.76

As previously stated the Department of Public Works will report to the Council, at each Council meeting, updates on the progress of the project.

Mark E. Moriarty,  
Director Public Works

**TAX COLLECTOR**

**30806 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**

**FINANCE DEPARTMENT**

**30802 RE: LINE ITEM TRANSFERS – 10/21/09 THRU 11/03/2009**

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 November 3, 2009

6. Department:	Parks & Recreation – Donations Fund		
From:	283-1000-1985-221	<u>\$5,000.00</u>	(Operating Material & Supplies)
	283-1000-1985-310	<u>\$1,000.00</u>	(Advertising & Printing)
	283-1000-1985-330	<u>\$3,000.00</u>	(Rental/Leases-Property/Equip)
	283-1000-1985-373	<u>\$1,000.00</u>	(Equip, Furn, Maint & Repairs)
To:	283-1000-1985-113		(Part Time Salaries)
Amount:	\$10,000.00		
Brief Description:	Funds needed for past and future programs in FY 09/10 such as Timeless Tales, Willow Street Park Opening, etc.		

\*Underlined items have been added for clarification

7. Department:	Health Department – Bioterrorism		
From:	245-1429-4109-113		(Part Time Salaries)
To:	245-1429-4109-111		(Overtime)
Amount:	\$3,971.00		
Brief Description:	Breakout of salaries and overtime accounts which were initially combined		

Robert Curry  
Finance Director

Ald. Sherwood moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

**PURCHASING DEPARTMENT**

**30803 RE: TOYOTA VENZA FOR THE SENIOR CENTER**

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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Public Bid No. 3502 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the purchase of a new Toyota Venza for the Senior Center's Dial-A Ride program. The Common Council at their May 13, 2009 meeting adapted a 2009 Consolidated Plan for HUD Programs which included an award from a Community Development Grant fund. A Dial-A-Ride replacement vehicle was part of this Community Development Grant fund. Funding is available for the purchase of this new Toyota Venza in the Department of Municipal Development's account, 302-4035-9799-P30 General Fund, Dial-A-Ride Vehicle Purchase for the New Britain Senior Center.

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 fourteen (14) Toyota Dealerships. The Purchasing Agent did not receive any letters from the Toyota Dealerships mailing list who indicated that they could not respond to the bid request. The response received is on file in the Town Clerk's Office.

The bid was reviewed for conformance to specifications by the Director of the Senior Center and the Purchasing Agent. The Director of the Senior Center is recommending that the bid for a 2009 Toyota Venza be awarded to Stephen Toyota of Bristol, CT which met all bid specifications and was the lowest bidder.

RESOLVED: That the Purchasing Agent is authorized to issue a purchase order to Stephen Toyota of Bristol, CT for a new 2009 Toyota Venza for a price of \$26,094.00 per the terms, and specifications of Public Bid No. 3502

Jack Pieper  
Purchasing Agent

Ald. Platosz moved to accept and adopt, seconded by Ald. Bernacki. Accepted and adopted with Ald. Platosz opposed. Approved November 17, 2009 by Mayor Timothy T. Stewart.

## **DEPARTMENT OF PUBLIC WORKS**

### **30609-1 RE: WALNUT HILL PARK LOOP**

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

Request for repairs to Walnut Hill Park Loop will be completed as part of the Walnut Hill Park Reconstruction Project. Pavement repairs will occur near at the completion of the project in 2010.

Mark E. Moriarty  
Director Public Works

Ald. Sherwood moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

## **NEW BUSINESS**

### **RESOLUTIONS**

### **30807 RE: ADDITIONAL FUNDING FROM THE STATE DEPT. OF PUBLIC HEALTH – BIOTERRORISM PREPAREDNESS**

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:

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Program Objective: to upgrade New Britain's preparedness for response to Bioterrorism (BT), other outbreaks of infectious disease and other public health emergencies. To have the infrastructure in place to perform mass vaccinations/dispensing for the entire population of the city. To prevent or minimize the effects of a (BT) event on the people of the City of New Britain.

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

Resolution Purpose: To approve the receipt of additional grant funding from the State of Connecticut for period 8/10/09 through 08/09/10.

WHEREAS, since the events of September 11th, it has become increasingly clear that Bioterrorism is a serious threat to public health in the United States. Also, over the past few years, the pandemic flu has become a threat as well,

WHEREAS; the State Department of Public Health has notified the City that additional funding has been awarded in the amount of \$63,282 for the period 8/31/09 through 08/09/10. The State Department of Public Health had previously awarded us \$30,258 for Phase 1 of H1N1 planning activities under the Public Health Preparedness Grant and passed by Council on 09/09/09, (Resolution # 30731). This brings the total award of the Public Health Emergency Planning Grant to \$93,540. THEREFORE, BE IT

RESOLVED, that The Mayor is authorized to sign any necessary and appropriate agreements in order to secure the use of such funds for said program. This approval may be so indicated by the Town Clerk signing and attesting to this resolution; and BE IT FURTHER

RESOLVED, that the amount of \$93,540 be appropriated into Special Revenue Fund #245, Bioterrorism Planning Program as follows:

**Public Health Preparedness**

Revenue:

245-0505-0505-023	State of CT – BT	\$63,282
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Expenditures:

245-1429-4110-113	Salaries	\$42,972
245-1429-4110-119	Fringe	\$ 623
245-1429-4110-129	Administration	\$ 6,000
245-1429-4110-208	Education Supplies	\$ 787
245-1429-4110-210	Office Supplies	\$ 1,500
245-1429-4110-288	Training & Education /Drills	\$ 4,000
245-1429-4110-286	Telephone	\$ 1,000
245-1429-4110-373	Repair and Maintenance	\$ 350
245-1429-4110-370	Fit Testing/Medical Evaluations	\$ 750
245-1429-4110-407	Internet Fees	\$ 1,500
245-1429-4110-221	Equipment/Medical Materials	\$ 3,500
245-1429-4110-379	Travel	\$ 300
	Total BT Expenditures	\$63,282

**Pandemic Flu Preparedness**

Revenue:

245-0500-0505-023	State of CT	\$30,258
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Expenditures:

245-1429-4109-113	Salaries	\$ 8,599
245-1429-4109-119	Fringe	\$ 126
245-1429-4109-208	Education Supplies	\$ 2,375
245-1419-4109-210	Office Supplies	\$ 4,867
245-1429-4109-221	Medical Materials	\$ 9,000
245-1429-4109-288	Training & Education	\$ 500
245-1429-4109-310	Advertising & Printing	\$ 4,791
	Total Flu Expenditures	\$30,258

Alderman Adam Platosz

Ald. Platosz moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

**30808 RE: STATE DEPARTMENT OF PUBLIC HEALTH TO REIMBURSE NEW BRITAIN HEALTH DEPT. \$15.00 PER VACCINE – H1N1**

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 Centers for Disease Control have declared novel H1N1 influenza to be of Pandemic proportion in the United States, and

WHEREAS; The State of Connecticut Department of Public Health has notified the New Britain Health Department that it will be reimbursed \$15.00 per vaccine delivered to the public to assist in defraying the cost associated with implementing this public health intervention. NOW THEREFORE BE IT

RESOLVED, that special revenue account #245-0501-0505-023 be created to appropriate the funds on ongoing basis as follows:

H1N1 Influenza Vaccine Program		
Revenue:		
245-0501-0505-023	State of CT	\$15,000
Expenditures:		
245-1427-4110-111	Salaries	\$ 10,000
245-1427-4110-119	Fringe	\$ 200
245-1427-4110-221	Supplies	<u>\$ 4,800</u>
	Total	\$15,000

Alderman Adam Platosz

Ald. Platosz moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

**30809 RE: GRANT FROM THE STATE OFFICE OF POLICY AND MANAGEMENT TO THE NEW BRITAIN POLICE DEPT. \$150,000-DOMESTIC VIOLENCE**

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 State Office of Policy and Management (OPM) has awarded the New Britain Police Department a \$150,000 grant to work with victims of domestic violence, and

WHEREAS, this grant requires no cash match by the City with the funding provided by federal funding at a rate of 75% and the remaining 25% paid by the State of Connecticut, and

WHEREAS, the purpose of this resolution is to formally allocate these funds in a budget amendment for the period January 1, 2010 to December 31, 2010, and THEREFORE BE IT

RESOLVED, that Mayor Timothy Stewart is authorized to execute all grant documents with the State Office of Policy and Management on behalf of the City of New Britain, and

RESOLVED, that a budget amendment be made for the Domestic Violence Grant to formally appropriate \$150,000 of the funds accumulated in that fund as follows:

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Revenue:		
267-XXXX-0505-023	Revenue – State of CT	\$ 37,500
267-XXXX-0505-818	Revenue – Federal Government	<u>\$112,500</u>
	Total Revenue	\$150,000
Expenditures:		
267-XXXX-1826-111	Overtime (Service domestic violence related arrest warrants)	\$ 102,000
267-XXXX-1826-221	Office Supplies	\$ 2,000
267-XXXX-1826-320	Contractual (Prudence Crandall)	\$ 44,000
267-XXXX-1826-375	Training	<u>\$ 2,000</u>
	Total Expenditures	\$150,000

Ald. Roy Centeno - Police Liaison  
Ald. Silvia Cruz - Police Liaison  
Ald. Lawrence J. Hermanowski - Police Liaison

Ald. Centeno moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

**30810 RE: STATE OF CONNECTICUT DOT GRANT TO THE NEW BRITAIN POLICE DEPARTMENT SPEED ENFORCEMENT - \$33,168**

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 Federal Highway Safety Program, has funding available for highway safety projects through the State of Connecticut Department of Transportation, and,

WHEREAS, these funds can be used to increase traffic enforcement and give added attention to citing drivers whose bad driving habits cause accidents with the intent to reduce speeding, accidents, and aggressive driving, and,

WHEREAS, in accordance with Federal requirements, all initial allowable expenses will be provided for by the City and reimbursable on a 75% basis. The City's 25% matching funds are available from the Matching Funds account in the police budget, and, THEREFORE, BE IT

RESOLVED, that the Police Department has permission to apply for a State of Connecticut DOT Speed Enforcement Program grant in the sum of \$33,168 to provide Federal dollars for overtime to target both aggressive drivers and drivers with bad driving habits that cause accidents, and to reduce aggressive driving and accidents, thus making safer City streets, and

RESOLVED, that Mayor Timothy Stewart is authorized to execute all grant documents with the State of Connecticut DOT on behalf of the City of New Britain, and

RESOLVED, that the sum of \$8,292 be transferred from the Matching Funds account to provide City matching funds as follows:

REVENUES		
288-0500-XXXX-023	State Department of Transportation	\$24,876
288-0500-XXXX-074	General Fund	\$8,292

EXPENDITURES		
288-1600-XXXX-111	Overtime	\$33,168

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

Ald. Centeno moved to accept and adopt, seconded by Ald. Cruz. So voted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

**30811 RE: AMERICAN SAVINGS FOUNDATION GRANT YEAR 4 – TO ORGANIZE AND RUN AFTER SCHOOL PROGRAMS**

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: Authorize the Mayor to execute all documentation between the American Savings Foundation and the City of New Britain to receive grant monies to organize and run after school programs.

WHEREAS, the New Britain Parks and Recreation Department is always seeking new and alternative funding to run programs and improve facilities, and

WHEREAS, the American Savings Foundation has committed to expanding and improving middle school after school programs in the City of New Britain, and

WHEREAS, the American Savings Foundation awarded the Parks and Recreation Department a \$100,000.00 grant for the 2009-2010 school year to supervise middle school after school programs, and

WHEREAS, the American Savings Foundation monies will pay for personnel and administrative cost associated with the proposed programming strategy for the period of October 13, 2009 through May 13, 2010, therefore, be it

RESOLVED, that the amount of \$100,000 be appropriated in the City's special revenue fund account structure in accordance with the requirements of the grantor agency. The account number is to be established by the Finance Director, then it be further

RESOLVED, that the Finance Department is authorized to enter into agreement with required consultants specified by the American Savings Foundation for evaluation, computerization, and training purposes, fully funded by the grant money, then it be further

NOW, THEREFORE BE IT RESOLVED, that the Common Council authorizes Mayor Timothy Stewart to sign appropriate documents required for this grant.

	Original
225-0500-0505-385 Revenue – American Savings Foundation	<u>\$ 100,000</u>
Total Revenue	\$ 100,000
225-1511-5111-110 Full-time Salaries	\$ 42,120
225-1511-5111-119 Health and Life Insurance	\$ 7,150
225-1511-5111-120 MERF	\$ 3,159
225-1511-5111-142 Medicare	\$ 611
225-1511-5111-113 Part-time Salaries	\$ 42,032
225-1511-5111-221 Supplies	\$ 1,560
225-1511-5111-310 Advertising and Printing	\$ 100
225-1511-5111-330 Rental and Leasing of Property	<u>\$ 3,268</u>
Total Expenditures	\$ 100,000

Alderwoman Shirley Black

Ald. Collins recused herself – her daughter is employed by the After School Program.

Ald. Black moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

Ald. Collins returned to the Chambers.

**30812 RE: ESTABLISHMENT OF AN ENVIRONMENTAL IMPACT TASK FORCE ON CITY-WIDE WASTE AND CHEMICALS**

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 looking to determine what can be done, at the local level, to reduce waste, increase participation in recycling programs, advertise the rubbish/recycling program that has been implemented by the City of New Britain, and decrease the amount of waste both within City/BOE government but also as a community; and

WHEREAS; Internationally, certain countries have banned the use of petroleum based plastic bags at shopping markets, and many communities in the United States have done so, starting with communities as large as San Francisco, CA and many other communities in Connecticut are either considering or have passed the matter; and

WHEREAS; Pesticides, cleaning chemicals/solutions, and any other such materials in use at our city parks, city properties, and school buildings should be investigated and alternatives should be found, where possible, that are potentially less destructive to our community; and

WHEREAS; The City of New Britain began a new rubbish and recycling program that has affected every resident of the city; and

WHEREAS; Many state and federal laws and regulations will likely impact the decision making and recommendation of the taskforce; NOW, THEREFORE, BE IT

RESOLVED; that the Mayor and the Common Council of the City of New Britain hereby establish an environmental impact task force on "Waste, Recycling and Pesticides", which shall investigate how the City of New Britain, its citizens and companies can reduce waste, increase recycling participation rates, eliminate the use of materials that pose health and safety risks and/or excessive waste, such as, but not limited to, petroleum based plastic bags, chemicals, cleaning solutions, pesticides or any other such materials at school buildings, city parks and governmental buildings or properties; and BE IT FURTHER

RESOLVED; that the Task Force consist of 9 (two of which shall be ex-officio) members and shall be appointed as follows:

1. Council President (or designee)
  2. Majority Leader (or designee)
  3. Minority Leader (or designee)
  4. Appointee of Mayor
  5. Appointee of Mayor
  6. Appointee of Mayor
  7. Appointee of Mayor
- Ex-officio
8. (1) New Britain State Representative (or designee)
  9. (1) New Britain Congressperson (or designee)

AND BE IT FURTHER

RESOLVED; that appointees of Mayor Timothy T. Stewart shall be considered appointed upon acceptance of their appointment; and BE IT FURTHER

RESOLVED; that the committee shall determine on its own, meeting times, locations, and the committee shall select on its own a chairperson, who shall be an appointee of Mayor Timothy T. Stewart. The committee may call upon any city department head or employee or outside resource as necessary to gather information as long as no funds are expended; and BE IT FURTHER

RESOLVED; that this Task Force shall issue a written report of its recommendations to the Mayor and all members of the Common Council no later than August 31, 2010.

Alderman Michael W. Trueworthy

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Ald. Trueworthy moved to accept and adopt, seconded by Ald. Catanzaro. So voted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

**30813 RE: WILLOW STREET PARK PROJECT PURCHASE ORDER INCREASE IN THE AMOUNT OF \$2,346,883.26**

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: The Parks and Recreation Department is respectfully requesting an increase to purchase order # 63689 for LTC Construction. These additional funds are required for the remediation of unanticipated contaminated soils and related design architects and environmental consultants.

WHEREAS, bond authorizations were approved via resolution numbers 24238-7, 24238-9 and 24238-11 for the rehabilitation and remediation of the Willow Street Park for \$5,350,000.00, and

WHEREAS, The City received a phase II Environmental Report from the United States Department of Housing and Urban Development upon transferring the Willow Street property stating that it did not have contamination levels exceeding residential direct exposure criteria, and

WHEREAS, Upon commencement of soil excavation, a visual examination of the soil led to the suspicion of potential contamination, and

WHEREAS, an environmental consulting firm, CMG Environmental, Inc., was hired to test said soils for any potential contamination, and

WHEREAS, the results of these tests did confirm the existence of contaminants requiring cleanup and 3 years of monitoring, and

WHEREAS, the cost to this remediation and related architectural services was \$2,691,809.75 and

WHEREAS, the City plans to seek approximately \$800,000.00 worth of reimbursement from the Underground Storage Tank(UST) Board of the State Department of Environmental Protection, and

WHEREAS, the City also plans to pursue additional State and Federal reimbursable remediation funds, and

WHEREAS, The City is also seeking reimbursement through litigation from the Environmental Firm that submitted the phase II report stating the site was clean, and

WHEREAS, the City has completed this remediation effort since the bond authorization approvals, NOW, THEREFORE BE IT

RESOLVED, that purchase order # 63689 for LTC Construction be increased in the amount of \$2,346,883.26.

Alderman Shirley Black  
Alderman Tonilynn Collins

Ald. Pabon recused himself due to a possible conflict of interest – he was a subcontractor for the project.

Ald. Black moved to accept and adopt, seconded by Ald. Collins. So voted. Approved November 17, 2009 by Mayor Timothy T. Stewart.

Ald. Pabon returned to the Chambers.

**30814 RE: TIME LIMITS FOR PETITIONS AND RESOLUTIONS PRESENTED TO 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:

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WHEREAS; to keep the flow of business moving in city government in an efficient and transparent process; THEREFORE, BE IT

RESOLVED; that all reports and resolutions submitted for the Common Council must be transmitted to the Council Secretary, in full form, no later than 2:00 p.m. on the Wednesday immediately preceding the Council meeting for which action is to take place; and BE IT FURTHER

RESOLVED; that petitions must be submitted to the Town and City Clerk not later than the beginning of any Regularly Scheduled Council Meeting; and BE IT FURTHER

RESOLVED; that all Department Heads shall notify their Common Council liaisons of any item they wish to have considered on the agenda by 2:00 p.m. of the Wednesday immediately preceding the Regularly Scheduled Council meeting; and BE IT FURTHER

RESOLVED; that the Common Council may take action on items not submitted in the format as outlined above, and will do so in accordance with the Council Rules and Roberts Rules.

Alderman Michael Trueworthy  
Alderman Phil Sherwood  
Alderman Tonilynn Collins  
Alderman Paul D. Catanzaro  
Alderman Adam Platosz

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Collins. Resolution adopted with Ald. Salvio, Pabon and Bernacki opposed. Approved November 17, 2009 by Mayor Timothy T. Stewart.

**30815 RE: THREE REAPPOINTMENTS TO THE MATTABASSETT DISTRICT COMMISSION:  
WILLIAM P. CANDELORI, LOUIS G. AMODIO, JR., EDWARD SASSO**

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 the following individuals be re-appointed to the Mattabasset District Commission as follows:

<u>NAME</u>	<u>ADDRESS</u>	<u>TERM</u>
1) William P. Candelori (D) (Re-appointed) – Term expires October 31, 2009	25 Pierremount Avenue	11/ 1/09 – 10/31/2012
2) Louis G. Amodio, Jr. (R) (Re-appointed) – Term expires October 31, 2009	500 Shuttle Meadow Ave.	11/ 1/09 – 10/31/2012
3) Edward Sasso (D) (Re-appointed) – Term expires October 31, 2009	50 Knollwood Drive	11/ 1/09 – 10/31/2012

Alderman Paul D. Catanzaro,  
Assistant Majority Leader-  
Liaison Mattabasset District

Ald. Catanzaro moved to accept and adopt, seconded by Ald. Collins. Ald. Salvio moved to amend by replacing William P. Candelori with James A. Adams, 324 Hart St., and by replacing Edward Sasso with John R. D’Onofrio, Sr., 38 Brookside Rd., seconded by Ald. Bernacki. Amendment lost by voice vote. Ald. Bernacki moved to refer to the Consolidated Committee to have the five candidates

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interviewed, seconded by Ald. Salvio. Motion lost by voice vote. Resolution adopted with Ald. Bernacki, Salvio and Pabon opposed.

Resolution vetoed November 17, 2009 by Mayor Timothy T. Stewart.

There being no further business to come before the Council, Ald. Bernacki moved to adjourn, seconded by Ald. Salvio. So voted. Meeting adjourned at 9:44 p.m.

ATTEST: Peter J. Denuzze, City Clerk