

January 27, 2010

REGULAR MEETING OF THE COMMON COUNCIL

JANUARY 27, 2010

Mayor Timothy T. Stewart called the Regular Meeting of the Common Council to order on Wednesday, the 27th day of January 2010 at 7:52 p.m. in the Common Council Chambers, City Hall.

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

One member was absent: Ald. Catanzaro.

The invocation was given by City Clerk, Peter J. Denuzze: Oh God, our Heavenly Father, we pray for this Common Council as they deliberate the many issues before them this evening. We especially pray for Ald. Paul Catanzaro whose father passed away today. We ask this in Thy name. Amen.

Randy Brouchu led the pledge to the flag.

A moment of silence was observed in memory of Paul A. Catanzaro who died today, Warren E. Kingsbury, former Mayor of Berlin, CT who died on January 14th, John Karbonic, former Executive Director of the New Britain Boy's Club who died on January 15th, and George A. Tomasso, former Vice President of Finance of the Angelo Tomasso Company.

Ald. Sherwood moved to accept and adopt the minutes of the January 13, 2010 Regular Meeting, seconded by Ald. Trueworthy. So voted.

Ald. Sherwood moved to suspend the rules, seconded by Ald. Salvio. So voted.

Ald. Sherwood moved to reconsider resolution 30830-2 that was defeated at the Jan. 13, 2010 meeting of the Common Council. Motion seconded by Ald. Trueworthy. So voted.

RESOLUTION

30830-2 RE: BUDGET TRANSFER – LOCIP \$183,367.54 LIGHTING AT BEEHIVE FIELD – PARKS AND RECREATION 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:

Resolution Purpose: To reduce the 2008-09 LOCIP appropriation for the Osgood Football lights in the amount of ~~\$17,960~~ \$15,567.54 and the 2009-10 appropriation for the Martha Hart lights project in the amount of \$167,800 in order to transfer it to the newly created 2009-10 Beehive Lights project.

WHEREAS, The 2008-9 LOCIP appropriation for the Osgood Football lighting project is completed and a balance remains in this account, AND

WHEREAS, The Parks and Recreation Department was successful in receiving a Major League Baseball Grant to pay for lights at the newly constructed Martha Hart Park baseball/softball field, and

WHEREAS, a 2009-10 LOCIP Appropriation was set-up for this field but is no longer needed due to the MLB grant, and

WHEREAS, Beehive Field is in desperate need of new poles and fixtures at 6 of the 8 pole locations and re-lamping at two pole locations in addition to a new control link feature, THEREFORE BE IT

RESOLVED, that the remaining 2008-09 LOCIP appropriation for the Osgood Football lights in the amount of ~~\$17,960.00~~ \$15,567.54 and the remaining 2009-10 LOCIP appropriation for the Martha Hart

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lights in the amount of \$167,800.00 be reduced and transferred to a newly approved Beehive lights 2009-10 project, AND BE IT FURTHER

RESOLVED, that the finance Department set up a new account number for this project accordingly.

From:				
213-1800-1865-H79	Martha Hart Baseball lighting	\$167,800.00	167,800.00	
213-1800-1864-768	Osgood Park Football lights	<u>\$17,960.00</u>	<u>15,567.54</u>	
		Total:	<u>\$185,760.00</u>	<u>183,367.54</u>
To:				
213-1800-1865-XXX	Beehive lighting	<u>\$185,760.00</u>	<u>183,367.54</u>	

Alderman Shirley Black
Alderman Eva Magnuszewski
Alderman Louis G. Salvio

Ald. Sherwood moved to accept and adopt, seconded by Ald. Bernacki. Resolution adopted with Ald. Trueworthy opposed. Approved January 28, 2010 by Mayor Timothy T. Stewart.

Ald. Sherwood moved to return to regular order, seconded by Ald. Bernacki. So voted. Meeting returned to regular order at 8:09 p.m.

Ald. Sherwood moved to amend the Agenda by substituting 30878(5), by deleting 9, and by adding 30847-1(J), 30854-1(K), 30877(10), 30847-2(11), and 30854-2(12). Motion seconded by Ald. Bernacki. Roll call vote – all members present voted in favor.

Ald. Sherwood moved to adopt the Consent Agenda, seconded by Ald. Trueworthy. Roll call vote – all members present voted in favor. Approved January 28, 2010 by Timothy T. Stewart, Mayor.

CONSENT AGENDA

CITY CLERK

30862 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

- Misialowski, Tomasz M.
- Pakutka, Judy by Atty. Terence P. Sexton
- Sanders, Patrick W.
- Steadman, Tyshonia by Atty. Wilfred J. Rodie Jr.

Peter J. Denuzze
City Clerk

FINANCE DEPARTMENT

30863 RE: LINE ITEM TRANSFERS – 01/06/10 THRU 01/19/2010

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

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In accordance with 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 January 19, 2010

12. Department:	Veterans' Services		
From:	001-1421-4240-210	\$100.00	(Office Supplies)
	001-1421-4240-221	\$500.00	(Operating Material &Supplies)
To:	001-1421-4240-113		(Part Time Salaries)
Amount:	\$600.00		
Brief Description:	Funds needed for part-time salaries for Memorial Day Parade staffing		
13. Department:	Registrar of Voters - Republican		
From:	001-1125-1251-320		(Professional Services)
To:	001-1125-1251-113	\$4,500.00	(Part-Time Salaries)
	001-1125-1251-210	\$ 200.00	(Offices Supplies)
	001-1125-1251-232	\$3,000.00	(Postage)
	001-1125-1251-373	\$ 900.00	(Equip, Furn., Maint. & Repairs)
	001-1125-1251-374	\$ 400.00	(Fees & Memberships-Conf.)
Amount:	\$9,000.00		
Brief Description:	Funds needed for office supplies, postage, part-time salaries for mailings and State mandated voter canvass, equipment maintenance of electronic voter file and purchase of new work table and microphone speaker system for poll worker training		

Robert Curry
Finance Director

PURCHASING DEPARTMENT

30864 RE: PRINTING OF BROCHURES FOR THE PARKS AND RECREATION DEPARTMENT

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. 3512 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Printing of Summer 2010 and the Fall, Winter, and Spring 2010-2011 Brochures for the Parks & Recreation Department. Funding is available for the printing of these brochures within the Park and Recreation's Account Numbers 251-1512-5111-330 After School Grants and 001-1511-5111-310, General Fund, Advertising and Printing.

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 sixty three (63) Printing Companies. The Purchasing Agent did not receive any letters from the Printing 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 bids were reviewed for conformance to specifications by the Parks & Recreation Department's Administration and the Purchasing Agent. As done previously the Parks and Recreation Department's Administration would like a brochure that is appealing so more parents look at the brochure and become aware of the programs offered by the City for their children. The Parks and Recreation Department's Administration is proposing that 10,000 brochures be printed in Newspaper Print per the bid specifications for the Summer 2010, and the Fall, Winter and Spring 2010-2011 Brochures. Therefore the Director of Parks and Recreation is recommending that the bid be awarded to Graphic Image Inc of Milford, CT which was the lowest bidder for the printing of the brochures in Newspaper Print.

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RESOLVED: That the Purchasing Agent is hereby authorized to enter into a contract and issue purchase orders to Graphic Image Inc of Milford, CT in the amount of \$2580.00 for the printing of 10,000 Summer 2010 Brochures and 10,000 Fall, Winter and Spring 2010-2011 Brochures in Newspaper Print per the pricing, terms and specifications of Public Bid No. 3512.

Jack Pieper
Purchasing Agent

**30868 RE: SALE OF SAW TIMBER AND CORDWOOD AT THE WHIGVILLE RESERVOIR
PROPERTY OF THE NEW BRITAIN WATER DEPARTMENT**

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

A Public Bid was solicited by Ferrucci & Walicki, LLC Foresters and received in accordance with the Purchasing Ordinances of the City of New Britain for the sale of Saw Timber and Cordwood on the Property of the New Britain Water Department at two (2) areas of their Whigville Reservoir location in Burlington, CT. Ferrucci & Walicki, LLC Foresters has a contract with the Water Department to provide professional forestry services, which includes the marketing and sale of timber. Ferrucci & Walicki, LLC Foresters through their forest inventory and management planning services determined that 2815 marked trees (containing an estimated 376 mbf) on the Water Department's property at Whigville Reservoir need to be harvested.

Invitations to bid were solicited by Ferrucci & Walicki, LLC Foresters as provided in their contract with the City. The bids received by Ferrucci & Walicki, LLC Foresters were reviewed, and checked for conformance. The responses received are on file in the Town Clerk's Office. The responses were also presented to the Water Commission at their January 12, 2010 meeting. The Water Commission at this meeting voted and approved that the sale of the Saw Timber and Cordwood be awarded to J&J Log and Lumber Corporation of Dover Plains, NY for the area along Cornwall Road and to Carl Clavette Logging of Burlington, CT, for the area along Route 69, the highest bidders.

Jack Pieper
Purchasing Agent

TAX COLLECTOR

30869 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 recommend the adoption of the following:

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

Cheryl S. Blogoslawski
Tax Collector

CONSOLIDATED COMMITTEE

**30847-1 RE: PROPOSED AMENDMENT TO 10-14, 10-37, 13-194 AND 14-256 OF THE
ORDINANCES INCREASING FEES FOR FOOD ESTABLISHMENTS SITE PLAN
REVIEWS ET AL**

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 Consolidated Committee at a regular meeting and public hearing held on Thursday evening, January 21, 2010 at 7:00 p.m. in the Council Chambers to which was referred the matter of item #30847 – Revise Sections 10-14, 10-37, 13-194 and 14-256 of the Code of Ordinances to provide for increase in

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fees for food establishments and site plans reviews, increase license fees for public swimming pools and school inspection fees voted to accept and recommend that the following resolution be referred back to the Common Council with a favorable recommendation.

Alderwoman Shirley Black
Chair

30854-1 RE: PROPOSED AMENDMENT TO SEC. 2-267 OF THE ORDINANCES DECREASING THE NUMBER OF MEMBERS ON THE COMMUNITY AND NEIGHBORHOOD DEVELOPMENT COMMISSION FROM FIFTEEN (15) TO ELEVEN (11)

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 Consolidated Committee held a regular meeting and public hearing on Thursday evening, January 21, 2010 at 7:00 p.m. in the Council Chambers to which was referred the matter of item #30854 – Section 2-267 of the Code of Ordinances be amended regarding the Commission on Community and Neighborhood Development to decrease number of members on the Commission on Community and Neighborhood Development from fifteen (15) to eleven (11) members voted to accept and recommend that the following resolution be referred back to the Common Council with a favorable recommendation.

Alderwoman Shirley Black
Chair

REPORTS OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS AND DEPARTMENTS

PURCHASING DEPARTMENT

30865 RE: EMERGENCY PURCHASE ORDER EXHAUST FAN SYSTEM AND DUCT WORK – STANLEY GOLF COURSE RESTAURANT

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 and issued to the below listed vendor for the purpose specified on January 19, 2010:

Central Mechanical Services, Inc Cromwell, CT.	\$25,869.00	Exhaust Fan System and Duct Work Stanley Golf Course Restaurant
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The Purchasing Agent reports that a 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:

An emergency purchase order was requested by the Park and Recreation Department because of a recently identified fire hazard within the Exhaust Fan System and Duct Work of the kitchen at the Stanley Golf Course Restaurant. A bid for the replacement for the Exhaust Fan System and Duct Work was put out to bid, Bid 3503, in October 2009. 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 ten (10) ventilation companies. The bid results are on file in the Town clerk's Office. Funding for this project was not in place at the time of the bid opening however funds were approved at the January 13, 2010 Common Council meeting, Resolution 30856, copy on file in the Town Clerk's Office. Because of the fire hazard, the system needed to be replaced immediately. An emergency purchase order was issued to Central Mechanical Services Inc of Cromwell, CT which submitted the lowest responsible bid for Bid 3503. Funding for this emergency purchase for the installation of the new

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Exhaust Fan System and Ductwork will be available in the Park and Recreation Department's Account 213-1800-1865-H87, LOCIP, Stanley Golf Course Clubhouse Improvements.

Jack Pieper
Purchasing Agent

Ald. Sherwood moved to accept and adopt, seconded by Ald. Collins. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30866 RE: COOPERATIVE PURCHASING – LAPTOP COMPUTERS, ACCESSORIES AND SOFTWARE FOR THE PUBLIC SAFETY 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 New Britain Fire Department, for the following under the State of Connecticut's Cooperative Purchasing Plan:

<u>Supplier</u>	<u>Description</u>	<u>Quantity</u>	<u>Total Price</u>
Telrepc Wallingford, CT.	Panasonic Toughbook Laptops, Vehicle Docking Mounts, Software and Accessories	5	\$21,565.00

The Public Safety Department, requested a purchase order for the purchase of five (5) Panasonic Toughbook Laptops and accessories utilizing the Federal Government's GSA Contract Award #70-GS-35F-0143R. The Police and Fire Departments are presently utilizing these Panasonic Toughbook Laptops in their vehicles for public safety operations. Funding is available for this purchase from the Public Safety's Account Number 257-1220-2209-442, Department Equipment.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for \$21,565.00 to Telrepc of Wallingford, CT for the purchase of five (5) Panasonic Toughbook Laptops, Accessories and Software utilizing the Federal Government's Cooperative Purchasing Plan, Contract Award #70-GS-35F-0143R.

Jack Pieper
Purchasing Agent

Ald. Centeno moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30867 RE: ON-CALL ENGINEERING SERVICES – DEVELOPMENT OF A QUALITY WEB MAPPING SITE FOR THE GEOGRAPHIC INFORMATION SYSTEM (GIS)

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

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

Project Name: Development of a quality web mapping site for the Geographic Information System (GIS)
Vendor: Fuss and O'Neill, Inc.
Amount: \$15,000.00
Line Items: 257-1220-2209-320 Public Safety, Digital 911 System, Professional Services
Requested By: Public Safety Telecommunications Center

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Scope: Fuss and O'Neill has been working since April 2007 with the Information Technology, Public Works and Public Safety Telecommunications Departments on the implementation of the City's Geographic Information System (GIS). The Public Safety Departments have a specific need for information to be organized on a neighborhood basis that also meets census tract and block group boundaries. This data will be used for conversion of the current police records management system and for assistance on any resource allocation for the Police and Fire Departments. The services of the City's GIS support contractor, Fuss and O'Neill, are required to enable this functionality. In addition, there are other linkages necessary to support the integration of the GIS with the new computer assisted dispatch system under development. Fuss and O'Neill will provide development support and some limited training in support of the neighborhood and resource allocation issues.

Jack Pieper
Purchasing Agent

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

NEW BUSINESS

RESOLUTIONS

30870 RE: ACCEPTANCE OF GRANT AWARD FROM DEPARTMENT OF EMERGENCY MANAGEMENT AND HOMELAND SECURITY TO EMERGENCY OPERATIONS CENTER - \$2,000

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

WHEREAS, The Department of Emergency Management and Homeland Security has awarded the City of New Britain a grant in the amount of \$2,000 for the purchase of Community Emergency Response Team (CERT) shirts and coats and,

WHEREAS, this equipment will be used to readily identify CERT team members when they are carrying out their duties as duly authorized by the Department of Emergency Management and Homeland Security,

WHEREAS, the New Britain Fire Department has been awarded a total of \$2,000 for this purpose and is on a reimbursement basis.

THEREFORE, BE IT RESOLVED, that the funding for this grant be approved as follows:

Increase:		
226-0500-0504-959	Intergovernmental Revenue	\$2,000

Increase:		
226-1221-2220-221	Fire Grant – Operating Materials and Supplies	\$ 2,000

Alderman Paul Catanzaro
Alderman Lou G. Salvio
Alderman Roy Centeno

Ald. Centeno moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30871 RE: CONTRACT FOR PROFESSIONAL SERVICES BETWEEN THE HOSPITAL OF CENTRAL CONNECTICUT AND THE NEW BRITAIN HEALTH DEPARTMENT – DETECTION, TREATMENT AND PREVENTION OF ASTHMA

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 Hospital of Central Connecticut New Britain Asthma Initiative case Management Program ("NBAI") has agreed to contract with the City of New Britain Health Department ("NBHD") for a period of one year from January 1, 2010, through December 31, 2010; and

WHEREAS; NBHD will be responsible for providing educational services in the detection, treatment and prevention of asthma as well as interacting with clients, program filings and NBAI reporting requirements; and

WHEREAS; NBAI has agreed to provide compensation to NBHD in the total amount of \$7,000.00 to be paid in four quarterly payments of \$1,750.00 each; now, THEREFORE BE IT

RESOLVED, that Timothy T. Stewart, Mayor, be and is hereby authorized to enter into a contract for professional services between the Hospital of Central Connecticut and the New Britain Health Department for the period January 1, 2010, to December 31, 2010.

RESOLVED, that the monies in the amount of \$7,000 be appropriated within a special revenue fund as follows:

Revenues:		
223-0500-0505-HSP	Hospital of Central CT Grant	\$7,000
	Total Revenue	\$7,000
Expenditures:		
223-1411-4109-110	Full Time Salaries	\$ 5,000
223-1411-4109-111	Overtime	<u>\$ 2,000</u>
	Total Expenditures	\$ 7,000

Alderman Adam Platosz
Aldерwoman Mary Marrocco
Alderman Phil Sherwood
Liaisons

Ald. Platosz moved to accept and adopt, seconded by Ald. Sherwood. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30872 RE: BUDGET AMENDMENT – TOWN CLERK’S OFFICE – DOCUMENTS PRESERVATION \$20,000

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

WHEREAS, the State of Connecticut passed into law, Public Act 00-146, an "Act Concerning Real Estate Filings and Preservation of Historical Documents" which took effect July 1, 2000; and,

WHEREAS, this legislation established a "Historic Document Preservation Account" for the "Preservation and Management of Historic Documents"; and,

WHEREAS, the City Clerk’s Office requests a budget amendment to increase the document preservation revenue fund in order to defray a deficit in the professional services account due to the 5% reduction requested in this budget and to meet the needs of the department for mandatory document preservation; Now, Therefore Be It

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RESOLVED; that a budget amendment in the amount of \$20,000 be appropriated within the city's Special Revenue Fund entitled "Historical Records Retention" established for this purpose and amend the existing budget to meet the needs of the department as follows:

INCREASE REVENUE		
249-0500-0505-025	Document Preservation (Town)	\$20,000
INCREASE EXPENDITURE BUDGET		
249-1154-1540-320	Professional Services	\$20,000

Alderman Louis G. Salvio

Ald. Salvio moved to accept and adopt, seconded by Ald. Pabon. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30873 RE: BUDGET TRANSFER – INFORMATION TECHNOLOGY - \$25,960

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 still 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. 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	\$25,960
TO:		
001-1151-1536-371	Information Technology – Maintenance Contracts	\$25,960

Alderman Louis Salvio, Liaison
Alderwoman Eva Magnuszewski, Liaison
Alderman Adam Platosz, Liaison
Alderman Phil Sherwood, Liaison

Ald. Salvio moved to accept and adopt, seconded by Ald. Magnuszewski. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30878 RE: THE SENDING OF MEDICAL PROFESSIONALS, MEDICAL SUPPLIES AND STAFF TO THE COUNTRY OF HAITI

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:

^(NEW) Resolution Summary: The Mayor and the New Britain Common Council will collaborate with the Chamber of Commerce and its member businesses, The Hospital of Central Connecticut, and many other entities to sponsor sending New Britain medical professional(s) and medical supplies to Haiti.

WHEREAS; The City of New Britain is a caring community and with New Britain's significant infrastructure in the medical field, Haiti will benefit from our help; AND

WHEREAS; With the numbers of those having perished or displaced being measured in the millions, Haiti will continue to need help for months and years to come; AND

WHEREAS; In the 16th Century the Island of Hispaniola was the wealthiest location in the World. Even before the earthquake, the Country of Haiti was the most impoverished nation in the Western Hemisphere with a national average income of approximately \$2,000 per year; AND

WHEREAS; The Hospital of Central Connecticut will work with the City of New Britain, other healthcare agencies and community organizations to raise money to cover this healthcare worker's travel to Haiti and living expenses while there; and

WHEREAS; The Hospital of Central Connecticut will pay that healthcare worker's salary while he or she is there; NOW, THEREFORE, BE IT

RESOLVED; The New Britain Common Council will work with the Hospital of Central Connecticut to help identify which type of healthcare professional(s) most needed in Haiti and will work with The New Britain Chamber of Commerce and its members, and other medical organizations to raise funds to sponsor the sending of medical professionals, medical supplies and staff to the country of Haiti; and BE IT FURTHER

RESOLVED; The Mayor and the New Britain Common Council encourage businesses, medical supply companies, elected and appointed officials, residents of the city, employees of the City of New Britain, employees of the New Britain School Board, and employees of The Hospital of Central Connecticut to contribute in a variety of fashions to be determined in further discussion at the Committee on Administration Finance and Law on February 3rd, 2009.

Alderman Michael Trueworthy
Council President
Alderman Phil Sherwood
Alderman Roy Centeno
Alderman Tonilynn Collins
Alderman Lawrence J. Hermanowski
Alderman Eva Magnuszewski
Alderman Silvia J. Cruz
Alderman Adam Platosz
Alderman Shirley A. Black
Alderman Carlo Carlozzi

Ald. Trueworthy moved to accept and refer to the Committee on Administration, Finance and Law, seconded by Ald. Collins. Ald. Trueworthy moved to amend by adding the word "(NEW)" directly preceding the words "Resolution Summary", seconded by Ald. Hermanowski. So voted. Resolution as amended adopted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

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30874 RE: CROSSING GUARD WAGES

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; crossing guards play an integral role in the safety of students and citizens in the City of New Britain; and

WHEREAS; best practice procedures should allow the City of New Britain to continually examine how programs and employment are administered; NOW, THEREFORE, BE IT

RESOLVED; that a study and report analyzing crossing guard wages, benefits, unemployment benefit status and any other applicable consideration to other Cities and Towns of similarity to the City of New Britain; and BE IT FURTHER

RESOLVED; that the Finance Department shall call upon the Board of Education and the Police Department as necessary to determine comparable wages and report back to the Common Council no later than the February 10, 24, 2010 council meeting.

Alderman Michael W. Trueworthy
Alderman Adam Platosz

Ald. Black recused herself due to a possible conflict of interest. Ald. Trueworthy moved to accept and refer to the Consolidated Committee, seconded by Ald. Platosz. Ald. Trueworthy moved to amend the second RESOLVED paragraph by changing the date from February 10 to February 24, seconded by Ald. Bernacki. So voted. Resolution as amended accepted and referred with Ald. Salvio opposed. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30875 RE: RECONSTRUCTION OF BEAVER STREET – AGREEMENT BETWEEN THE STATE OF CONNECTICUT, DEPARTMENT OF TRANSPORTATION AND THE CITY OF NEW BRITAIN

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 Public Works Department has developed contract plans, specifications and estimates for the Reconstruction of Beaver Street, State Project No. 88-174; and,

WHEREAS, it has been determined that acquisition of property is necessary to complete the Project, and said property has been identified on the plans prepared for the Project; and,

WHEREAS, the Municipality has requested that the State undertake all rights of way activities, which include, but are not limited to, appraisal, title search, and negotiation for the acquisition of all permanent and temporary rights and land acquisitions for the Project; and,

Whereas, the Department of Public Works has received an Agreement from the Connecticut Department of Transportation for said Right of Way Activities stating all conditions, municipal requirements and estimated costs; and,

WHEREAS, the projected cost breakdown for participation in Rights of Way costs is as follows: Federal Highway Administration 80%, State of Connecticut 10% and the City of New Britain 10%; and,

Whereas, the State of Connecticut Department of Transportation requires the City of New Britain to enter into said Agreement; and,

Therefore Be It Resolved, that Timothy T. Stewart, Mayor, be, and hereby authorized to sign the agreement entitled:

“AGREEMENT BETWEEN THE STATE OF CONNECTICUT AND THE CITY OF BRITAIN FOR RIGHTS OF WAY ACTIVITIES IN CONJUNCTION WITH URBAN SYSTEMS FOR THE RECONSTRUCTION OF BEAVER STREET, State Project No. 88-174, Federal Project No. 1705(005)”

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Alderman Phil Sherwood
Alderman Tonilynn Collins
Alderman Louis G. Salvio
Alderman Wilfred Pabon

Ald. Sherwood moved to accept and adopt, seconded by Ald. Collins. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30876 RE: COLEMAN BROTHERS CARNIVAL – APRIL 5, 2010 THRU APRIL 11, 2010

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; by the Common Council of the City of New Britain that the Mayor be and he is hereby authorized to issue to the Italian American War Veterans of the U.S. Bernardino-Badolato Post #2, Inc. together with the 169th Infantry Association such license to hold the Coleman Bros. Carnival as may be issued under Article II – Amusement Activities - Section 5-16. License – Required of the Ordinances of the Common Council for the period of April 5-11, 2010. Permission to use the former Greenfields lot at 327 Main Street for this event has been given by the State of Connecticut Department of Transportation.

Alderman Mark H. Bernacki

Ald. Bernacki moved to accept and refer to the License Committee, seconded by Ald. Salvio. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30877 RE: CONTRACT WITH MALONE AND MCBROOM IN ASSOCIATION WITH COMPREHENSIVE ENVIRONMENTAL, INC. FOR THE DESIGN AND ENGINEERING SERVICES NECESSARY FOR THE PINNACLE HEIGHTS 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 City of New Britain applied for assistance from the U. S. Department of Commerce Economic Development Administration (EDA) for the construction of the Pinnacle Heights Project, and

WHEREAS, on September 21, 2009, the City was awarded \$1,250,000 from EDA, and

WHEREAS, the City of New Britain has a need to procure the services of a team of experienced consultants and engineers to further the development of Pinnacle Heights, and

WHEREAS, on November 30, 2009, a Request for Qualifications (RFQ) was published in The Herald, and

WHEREAS, the City received four (4) responses which have been vetted and reviewed;

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of New Britain hereby authorizes Mayor Timothy T. Stewart to enter into a contract with the consulting team of Malone and McBroom in association with Comprehensive Environmental, Inc. for the design and engineering services necessary for the Pinnacle Heights Project, and

BE IT FURTHER RESOLVED, that the Common Council authorizes Mayor Timothy T. Stewart to negotiate the scope and cost which will then be returned to the Common Council for further review.

Alderman Lawrence J. Hermanowski

Ald. Hermanowski moved to accept, adopt and refer to the Mayor, seconded by Ald. Bernacki. So voted. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30847-2 RE: AMENDMENT TO SEC. 10-14, 10-37, 13-194 AND 14-256 OF THE ORDINANCES INCREASING FEES FOR FOOD ESTABLISHMENTS, SITE PLAN REVIEWS ET AL

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: To revise Sections 10-14, 10-37, 13-194, and 14-256 of the Code of Ordinances to provide for an increase in fees for ~~temporary~~ food establishments and site plans reviews, ~~and to add a late charge for delinquent fees.~~ In addition, increase in license fees for public swimming pools and school inspection fees. The City of New Britain Board of Health approved the increased fees and to add a permit fee for wells on January 8, 2009.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Section 10-37 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. 10-14. License to deal in, manufacture or process food or drink required; duration; nontransferable; fees for issuance.

- (a) No person shall conduct, operate or maintain any establishment dealing in or manufacturing and/or processing any food or drink used or intended to be used for human consumption or to be offered for sale either at retail or wholesale without first obtaining a license therefore from the health department.
- (b) All such licenses shall be issued for a period of one (1) year and shall run from July first to June thirtieth of the following year.
- (c) Licenses issued for any such establishment shall not be transferred or assigned.
- (d) Every applicant for any such license shall pay a fee or fees for each such establishment in accordance with the following schedule:
Retail establishments, including bakeries, annually . . . ~~\$75.00~~ \$100.00
Wholesale establishments, annually . . . ~~400.00~~ 125.00
Meat processing establishments, annually . . . ~~400.00~~ 125.00

In addition to such annual license, new establishments shall pay a plan review fee of fifty dollars (\$50.00).

(Ord. of 11-95)

Editor's note: An ordinance adopted in Sept., 1995, repealed former § 10-14, relative to a license to deal in, manufacture or process food or drink, which derived from Code 1970, § 11-6; § 1 of an Ord. of 9-86 and § 2 of an Ord. of 4-90. An ordinance adopted in Nov. 1995, adopted a new § 10-14 to read as herein set out.

Sec. 10-37. Classifications of food establishments; fees for issuance of licenses; duration; inspection intervals; re-inspection fees; late charge.

- (a) All licenses to conduct, operate or maintain any food establishment shall be issued for a period of one (1) year beginning July 1 and ending June 30 of the following year, except that any license issued after July 1 of any year shall expire as of the June 30 following the date of issuance of such license.

(b) Food establishments shall be classified as follows:

- (1) Class I establishment -- Food service establishment with commercially prepackaged food and/or hot or cold beverages only. No preparation, cooking or hot holding of potentially hazardous foods is included, except that commercially packaged precooked foods may be heated and served in the original package within four (4) hours; e.g., cold commercially packaged sandwiches and sandwich meat and cheeses, pastries, confectioneries, snacks, popcorn, pretzels, donuts, coffee, tea, soft drinks, etc.
- (2) Class II establishment -- Food service establishment using cold or ready to eat commercially processed food requiring no further heat treatment and/or hot or cold beverages. No cooking, heating or hot holding of potentially hazardous foods is included, except that commercially packaged precooked foods may be heated and served in the original package within four (4) hours, and commercially precooked hot dogs, kielbasa and soup may be heated if transferred directly out of the original package and served within four (4) hours; e.g., cold deli sandwiches, salads, commercially prepared, processed and packaged sandwiches, hot dogs, kielbasa, soups, coffee, tea, soft drinks, etc.
- (3) Class III establishment -- Food service establishment having on the premises exposed potentially hazardous foods that are prepared by hot processes and consumed by the public within four (4) hours of preparation; e.g., hot meat sandwiches, pizza, soups, seafood, etc.
- (4) Class IV establishment -- Food service establishment having on the premises exposed potentially hazardous foods that are prepared by hot processes and held for more than four (4) hours prior to consumption by the public; e.g., meats, poultry, eggs, seafood, dairy, etc.

(c) Food establishments shall be inspected at the following intervals:

- (1) Class I establishment -- 360 days;
- (2) Class II establishment -- 180 days;
- (3) Class III establishment -- 120 days;
- (4) Class IV establishment -- 90 days;
- (5) Temporary food service establishment -- At intervals based on the applicable class of the establishment.

(d) Every applicant for a license to conduct, operate or maintain a food establishment shall pay a fee or fees for such establishment in accordance with the following schedule:

- (1) Class I establishment:
 - a. Fixed establishment -- ~~\$75.00~~ \$85.00 per year, or part thereof.
 - b. Mobile establishment -- ~~\$35.00~~ \$50.00 per year, or part thereof.
- (2) Class II establishment:
 - a. Fixed establishment -- ~~\$100.00~~ \$115.00 per year, or part thereof.
 - b. Mobile establishment -- ~~\$75.00~~ \$85.00 per year, or part thereof.

- (3) Class III establishment:
- a. Fixed establishment -- ~~\$125.00~~ \$145.00 per year, or part thereof, plus \$2.00 per seat for each seat in excess of 35.
 - b. Mobile establishment -- ~~\$100.00~~ \$115.00 per year, or part thereof.
- (4) Class IV establishment -- ~~\$150.00~~ \$170.00 per year, or part thereof, plus \$2.00 per seat for each seat in excess of 35.
- (5) Temporary food service establishment -- \$20.00 per day up to a maximum of \$100.00 per year.
- (e) Late charge for food establishment licensing fee. There shall be a thirty dollar (\$30.00) late charge for any food establishment licensing fee not received by June 30. In addition, there shall be an additional thirty dollar (\$30.00) charge for each additional thirty (30) day period that the fee remains delinquent.
- (f) Re-inspection fee. In the event that a food establishment shall require a re-inspection as a result of having failed to attain a passing grade on the initial inspection (4 pt. item(s) not corrected or previous grade below 80), such food establishment shall be required to pay a re-inspection fee of one hundred dollars (\$100.00) for each required re-inspection.
- (g) All new or extensively remodeled food establishments must undergo a plan review before beginning operation. A fee of ~~one hundred dollars (\$100.00)~~ one hundred twenty-five dollars (\$125.00) is to be paid for each plan review.

(Code 1970, § 11-3; Ord. of 9-95; Ord. No. 27823, 4-28-04; Res. No. 28693-2, 8-18-05)

Sec. 13-194. Same--Issuance; fees.

No permit to operate a rooming house shall be issued unless the rooming house for which the permit is sought is found after inspection to meet the applicable requirements of this article and any rules and regulations adopted pursuant thereto. The annual fee for any such permit shall be a minimum of ~~fifty dollars (\$50.00)~~ seventy-five dollars (\$75.00) or two dollars (\$2.00) per year per room.

(Code 1970, § 13-9.05; Ord. of 4-82; Ord. of 4-90, § 6)

ARTICLE XIV. PUBLIC SWIMMING POOLS, WADING POOLS, WHIRLPOOLS, SPAS, DAYCARE CENTERS AND NONPUBLIC SCHOOLS

Sec. 14-256. License required; fee.

- (a) No person shall operate a public swimming pool, a public wading pool or a public whirlpool or spa as defined in section 10-B-33b of the Regulations of the State of Connecticut Department of Health Services without first obtaining a license therefore issued by the director of health. Such license shall remain in effect for one (1) year from the date of issuance. The fee for such license shall be ~~fifty dollars (\$50.00)~~ sixty dollars (\$60.00) for each such pool or spa.
- (b) The health department shall charge a fee for the following inspections:
- (1) Day care centers -- \$60.00;
 - (2) Nonpublic schools inspections -- ~~\$10.00~~ \$15.00 per structure.

[new] (3) Well permits – A \$50 fee shall accompany each application.

January 27, 2010

(Ord of 4-90 § 10; Res. No. 28693-2, 8-18-05)
Secs. 14-257--14-259. Reserved.

Alderman Adam Platosz
Alderman Phil Sherwood
Alderman Mary Marrocco

Alderman Platosz moved to accept and adopt, seconded by Ald. Marrocco. Resolution adopted with Ald. Trueworthy opposed. Approved January 28, 2010 by Mayor Timothy T. Stewart.

30854-2 RE: AMENDMENT TO SEC. 2-267 OF THE ORDINANCES DECREASING THE NUMBER OF MEMBERS ON THE COMMUNITY AND NEIGHBORHOOD DEVELOPMENT COMMISSION FROM FIFTEEN (15) TO ELEVEN (11)

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 decrease the number of members on the Commission on Community and Neighborhood Development from fifteen (15) to eleven (11) because the present number has made it difficult to get quorums on a regular basis.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN that Section-2-267 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. 2-267 Establishment and composition.

There shall be created a commission on community and neighborhood development in the city, which shall be composed of ~~fifteen (15)~~ eleven (11) members appointed by the mayor and approved by the common council. The members shall serve without compensation but may be reimbursed for necessary expenses.

(Ord. Of 12-90; No. 26897-1, 12-11-02)

Alderman Lawrence J. Hermanowski

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Bernacki. Resolution adopted with Ald. Trueworthy opposed. Approved January 28, 2010 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 8:55 p.m.

ATTEST: Peter J. Denuzze, City Clerk

January 27, 2010