REGULAR MEETING OF THE COMMON COUNCIL

FEBRUARY 24, 2010

Mayor Timothy T. Stewart called the Regular Meeting of the Common Council to order on Wednesday, the 24th day of February 2010 at 8:04 p.m. in the Common Council Chambers, City Hall.

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

Two members were absent: Ald. Centeno and Ald. Carlozzi.

Gerry Amodio led the pledge to the flag.

Peter J. Denuzze, City Clerk, gave the invocation: O God, our Heavenly Father, as we start this long meeting, bless this Common Council and especially our Mayor and his family as they mourn the death of his father. Give the Mayor strength to deal with this loss and give this Common Council guidance and wisdom in deciding the many issues before them this evening. We ask this in Thy name. Amen.

A moment of silence was observed in memory of Anne P.Walenticonis Svitra, fire dispatcher for the City of New Britain who died on February 28, 2010.

Ald. Sherwood was granted a point of personal privilege in order to wish a happy birthday to Ald. Eva Magnuszewski.

Ald Trueworthy was granted a point of personal privilege in order to express the Council's condolences to Mayor Stewart and his family on the death of his father, and to also congratulate Ald. Sherwood on the birth of his daughter.

Ald. Sherwood moved to adopt the minutes of the Regular Meeting of January 27, 2010, seconded by Ald. Salvio. So voted.

PETITIONS

30888 **ALD. CATANZARO FOR GRANTING OF A CERTIFICATE OF LOCATION APPROVAL TO ALLOW A MOTOR VEHICLE GENERAL REPAIRER'S AND AUTO DEALER'S LICENSE FOR PROPERTY AT 179 EDGEWOOD AVENUE. REFERRED TO THE ZONING COMMITTEE AND CITY PLAN COMMISSION.**

30904 **ALD. CATANZARO FOR GRANTING OF A CERTIFICATE OF LOCATION APPROVAL TO ALLOW A MOTOR VEHICLE GENERAL REPAIRER'S AND AUTO DEALER'S LICENSE FOR PROPERTY AT 46 WASHINGTON STREET. REFERRED TO THE ZONING COMMITTEE AND CITY PLAN COMMISSION.**

Ald. Sherwood moved to amend the agenda by deleting item 7, moving 30890(9) to the end of the agenda, substituting 30882(F) and 30887(6) and by adding 30895(G1) and 30903(19). Motion seconded by Ald. Trueworthy. Roll call vote – 9 in favor, 4 opposed. In favor: Ald. Trueworthy, Sherwood, Platosz, Magnuszewski, Hermanowski, Cruz, Collins, Catanzaro, and Black.

Ald. Sherwood moved to adopt the Consent Agenda, seconded by Ald. Trueworthy. Roll call vote – all members present voted in favor. Approved February 26, 2010 by Timothy T. Stewart, Mayor.

CONSENT AGENDA

CITY CLERK

30879 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

- Albert, Ronaldo
- Cardoso, Gerardo by Atty. James A. Welcome
- Edwards, Alan by Peter J. Casey, Esq.
- King, Eileen by Atty. David A. Baram
- Mechlinski, Diane
- Navarro, Carmen L.
- Ramirez, Hector M.
- Waldo, Bernard T.

Peter J. Denuzze
City Clerk

FINANCE DEPARTMENT

30893 RE: LINE ITEM TRANSFERS – FEB. 3, 2010 THRU FEB. 16, 2010

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 February 16, 2010

17. Department:	Public Works - Signalization		
From:	001-1333-1831-360		(Light, Power and Telephone)
To:	001-1333-1831-375	$ 269.00	(Recruitment and Training)
	001-1333-1831-111	$5,731.00	(Overtime)
Amount:	$6,000.00		
Brief Description:	Funds needed for increased emergency call-ins and for traffic division personnel training		

18. Department:	Parks and Recreation	
From:	001-1511-5125-110	(Full Time Salaries)
To:	001-1511-5127-222	(Vehicle Damage and Equipment Supplies)
Amount:	$6,000.00	
Brief Description:	Funds needed for Bombadier sidewalk tractor repairs	

Robert Curry
Finance Director

PURCHASING DEPARTMENT

30881 RE: COOPERATIVE PURCHASING, INFLUENZA VIRUS VACCINE – HEALTH DEPT. NURSING DIVISION

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

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-538 (a), a purchase order was requested for the following under the State of Connecticut cooperative purchasing plan:

Supplier	Description	Quantity	Unit Price	Total Price
FFF Enterprises Temecula, CA.	Influenza Vaccines	1500 Doses	$12.75	$19,125.00

The New Britain Health Department, Nursing Division requested the purchase of 1500 Doses of Influenza Virus Vaccine utilizing the State of Connecticut Contract Award, 09PSX0013. The Health Department's primary objective is to promote good health and prevent disease. The Health Department does this by providing influenza vaccinations to all individuals interested in receiving this service. FFF Enterprises requests that an order be placed in the first quarter of this year for the upcoming 2010 -2011 flu season. This will enable FFF Enterprises to produce an adequate supply of influenza vaccinations and have them delivered to the Health Department prior to the commencement of the inoculation program, which runs October through mid-November. Funding is available for this purchase in the Health Department's Account Numbers, 001-1411-4113-450, General Fund, Other Purchasing Services and 245-1427-4110-221, Bio-Terrorist Fund, Operating Material and Supplies.

RESOLVED: That the Purchasing Agent is hereby authorized to issue a purchase order for $19,125.00 to FFF Enterprises of Temecula, CA for the purchase of 1100 Doses of Influenza Vaccines for the Health Department, Nursing Division, utilizing the State of Connecticut's Cooperative Purchasing Plan, Contract Award # 09PSX0013.

Jack Pieper
Purchasing Agent

30883 RE: EMERGENCY PURCHASE ORDER – PARTS AND LABOR TO REPAIR AND OVERHAUL THE DIESEL ENGINE – ENGINE 8

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 February 2, 2010:

Commercial Diesel Services, LLC Cromwell, CT	$7,773.59	Parts and Labor to repair and overhaul the diesel engine in Fire Engine #8

The Purchasing Agent reports that a formal bid solicitation and advertisement as outlined in the Purchasing Ordinances was not 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 New Britain Fire Department because of a diesel engine failure in Fire Engine #8. Fire Engine #8 is a first line apparatus and is needed by the Fire Department to respond to fires and other emergencies. Commercial Diesel Services, LLC of Cromwell, CT was able to perform the necessary repairs and overhaul of the diesel engine immediately so that the Fire Engine could be put back into service. The funds for the Diesel Engine repairs and overhaul are available in the Fire Department's Account 001-1221-2210-222, General Fund, Vehicle Damage and Equipment Supplies.

Jack Pieper
Purchasing Agent

30882 RE: PARTS FOR REPAIRS TO BOMBARDIER SIDEWALK TRACTOR – 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:

In accordance with City Code of Ordinances, Chapter 2, Article VIII, Division 1, Section 2-541 a purchase order has been requested by the Parks and Recreation Department for the purchase of parts needed to make repairs to a Bombardier Sidewalk Tractor that is utilized to plow snow from City sidewalks. The Parks and Recreation Department's personnel will make the repairs.

Supplier	Services	Price
Chadwick-Baross, Inc West Brook, MA.	Bombardier Parts	$6,000.00

Chadwick-Baross, Inc is the sole source dealer for sales, parts and services in New England for the Bombardier Company. The Purchasing Agent has verified and reviewed documentation sent by Chadwick-Baross, Inc. stating that they are a sole source dealer for the Bombardier Company. Bid solicitation for the purchase of the needed parts to repair the Bombardier Sidewalk Tractor would not be beneficial to the City. Funding for the purchase of the parts is available in the Park and Recreation's account 001-1511-5127-222, General Fund, Vehicle Damage and Equipment Supplies.

Resolved: that the Purchasing Agent is hereby authorized to issue a Purchase Order for $6,000.00 to Chadwick-Baross, Inc of West Brook, MA to purchase the necessary parts to repair the Bombardier Sidewalk Tractor for the Parks and Recreation Department.

Jack Pieper
Purchasing Agent

30894 RE: AMERICAN RECOVERY AND REINVESTMENT ACT PAVING PROGRAM – 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. 3511 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the American Recovery and Reinvestment Act Paving Program, (ARRA), for improvements of City streets at the request of the Public Works Department. The improvements which consists of milling and paving sections of Corbin Ave, Ellis Street and Stanley Street with East Street as an alternate. This project is 100% Federally funded up to $1,734,000.00. This project was endorsed by the Common Council at their December 9, 2009 meeting, Resolution 30831 and 30832. Funding is available for this purchase within the Public Work's Account Number 253-4501-1601-322, Special Revenue, Construction Contracts.

Invitations to bid were solicited and the bid was duly advertised in the New Britain Herald and The Hartford Courant Newspapers, the City and State of Connecticut's Department of Administration Services websites and mailed to thirty-five (35) Construction and Paving Companies. The Purchasing Agent did not receive any letters from the Construction and Paving Companies on the mailing list who indicated they could not provide a response to the bid request. Responses received are on file in the Town Clerk's Office.

The bids were reviewed for conformance to specifications by the Engineering Department and the Purchasing Agent. The Director of Public Works is recommending that only the base bid be awarded to Colossale Concrete, Inc of New Britain, CT who was the lowest responsible bidder and met all of the bid specifications.

RESOLVED: That the Purchasing Agent is hereby authorized to enter into a contract and issue a Purchase Order for $1,549,936.50 to Colossale Concrete, Inc of New Britain for the American Recovery and Reinvestment Act Paving Program of City streets for the Public Works Department per the terms and conditions of Public Bid No. 3511.

Jack Pieper
Purchasing Agent

BOARD OF POLICE COMMISSIONERS

30542-1 RE: TOWN AND COUNTRY AUTO CENTER PROPERTY AT 625 ARCH ST. AND PATROLLLING OF MONROE ST. FOR SPEEDING

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

Members of the Traffic Safety Bureau surveyed this area and found that parking is currently allowed on both sides of Parkmore Street, access to driveways is not blocked and the street has sufficient width to accommodate parked vehicles. Street traffic is minimal and there is no accident history for this area. Speed enforcement at various times of the day will be increased as staffing levels allow. It is recommended that the parking regulation not be changed. Items within this request remain under investigation.

The Board voted to take no action until the investigation into the matter is complete.

Jack W. Ferguson II
Clerk of the Board

30612-1 RE: INSTALLATION "LOCAL TRAFFIC ONLY" SIGNS ALONG ROUTE 372, BLACK ROCK AVE. AND LINCOLN ST

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

Route 372 is a State highway and the local traffic authority has no jurisdiction with respect to traffic regulations or signage. TILCON is located on Black Rock Avenue and a "NO TRUCKS" prohibition would not apply to vehicles originating or terminating at this location. Black Rock Avenue has sufficient width with good sight lines to accommodate trucks on the roadway.

The Board voted to take no action.

Jack W. Ferguson II
Clerk of the Board

30613-1 RE: "25 MPH SPEED LIMIT" SIGN ON VICTORIA ROAD NEAR THE CORNER OF STEELE STREET

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

Placement of the speed limit sign is governed by the Manual of Uniform Control Traffic Devices published by the National Highway Administration. Based on the guidelines in the MUTCD and the relatively short distance covered by Victoria Road, it is an unnecessary expense to install an additional speed limit sign on that street. Any changes to current placement would be contrary to the guidelines. A "RADAR STRICTLY ENFORCED" sign can be added to heighten driver awareness.

The Board voted to take no action.

Jack W. Ferguson II
Clerk of the Board

30614-1 RE: THE EXTENSION OF "NO PARKING" ZONE ON THE WEST/ODD NUMBERED SIDE OF VICTORIA ROAD TO AT LEAST #127 OR TO RESERVOIR ROAD

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

This request has been forwarded to the City Engineer for an opinion. This request will be acted upon after the opinion is received.

The Board voted to take no action until the City Engineer's report is received.

Jack W. Ferguson II
Clerk of the Board

30642-1 RE: THE INSTALLATION OF TWO "STOP" SIGNS IN WALNUT HILL PARK

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

The roadway around Walnut Hill Park is a park roadway, not a City street, and thus not subject to the Connecticut Motor Vehicle Code. Neither the posted speed limit nor the stop signs are enforceable by

the Police Department. A speed survey was conducted between the two parking lots, with traffic flowing near the speed limit and the posted limit is exactly appropriate for the roadway. Due to planned changes in Walnut Hill Park in the near future, it is recommended that traffic patterns and controls not be altered until after construction is complete.

The Board voted to take no action at this time.

Jack W. Ferguson II
Clerk of the Board

30651-1 RE: THE INSTALLATION OF "NO PARKING" SIGNS ON ONE SIDE OF GOVERNOR ST. BETWEEN BEACH ST. AND MCKINLEY DRIVE

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

This request has been forwarded to the City Engineer for an opinion. This request will be acted upon after the opinion is received.

The Board voted to take no action until the City Engineer's report is received.

Jack W. Ferguson II
Clerk of the Board

30775-1 RE: THE INSTALLATION OF A "STOP" SIGN AT THE CORNER OF LAWLOR STREET AND EAST LAWLOR STREET

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

The Traffic Safety Bureau surveyed this intersection and found very low traffic volume on East Lawlor Street. A three-year motor vehicle accident history review of the intersection revealed no accidents at this location. Based on the Manual on Uniform Traffic Control Devices (MUTCD), traffic control signage is not warranted.

The Board voted to deny this request to install a stop sign at the corner of Lawlor Street and East Lawlor Street.

Jack W. Ferguson II
Clerk of the Board

30776-1 RE: THE INVESTIGATION OF SPEEDING, LOUD MUSIC AND LOITERING ON LAWLOR STREET

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

The Traffic Safety Bureau will conduct additional speed enforcement at various times of the day/days of the week as police resources allow. Officers will be instructed to pay particular attention to loitering and to enforce loud noise ordinances as part of these patrols.

The Board voted to take no further action at this time.

Jack W. Ferguson II
Clerk of the Board

TAX COLLECTOR

30896 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. Acceptancce and adoption is respectfully recommended.

Cheryl S. Blogoslawski
Tax Collector

LICENSE COMMITTEE

30876-1 RE: COLEMAN BROTHERS CARNIVAL 4/5/10 THRU 4/11/10

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

The Committee on Licenses recommended on February 2, 2010 the adoption of the following:

RESOLVED; by the Common Council of the City of New Britain that the Mayor be and 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 Lawrence J. Hermanowski, Chair
License Committee

COMMITTEE ON PLANNING, ZONING AND HOUSING

30857-1 RE: PROPOSED AMENDMENT TO CHAPTER 19 OF THE ORDINANCES ADDING A NEW ARTICLE IX, LAND USE APPLICATION FEES

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

The Committee on Planning, Zoning and Housing held a regular meeting and public hearing on Tuesday evening, February 2, 2010 at 7:00 p.m. in the Council Chambers to which was referred the matter of Item #30857 – Chapter 19 of the Code of Ordinances be amended by adding new Article IX – Land Use Fees voted to accept as amended and recommend that the following resolution be referred back to the Common Council with a neutral recommendation.

Alderman Roy Centeno
Chair

REPORTS OF LEGISLATIVE COMMITTEES, BOARDS, COMMISSIONS AND DEPARTMENTS

FINANCE DEPARTMENT

30880 RE: LINE ITEM TRANSFERS – JANUARY 20, 2010 THRU FEBRUARY 2, 2010

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 February 2, 2010

14. Department:	Health – Lead Poisoning	
From:	224-1000-5516-288	(Education & Training)
To:	224-1000-5516-221	(Operating Material & Supplies)
Amount:	$300.00	
Brief Description:	Fund reclassification to match state grant award	
15. Department:	Parks and Recreation	
From:	001-1511-5111-330	(Rental/Leases of Property/Equipment)

To:	001-1511-5111-310	(Advertising and Printing)
Amount:	$2,580.00	
Brief Description:	Funds needed for printing Summer/Fall and Winter/Spring brochures	

16. Department	Fire	
From:	001-1221-2211-110	(Full Time Salaries)
To:	001-1221-2210-375	(Recruitment and Training)
Amount:	$10,000.00	
Brief Description:	Funds needed for purchase of departmental fitness and wellness training program and equipment	

Robert Curry
Finance Director

Ald. Platosz moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

Ald. Catanzaro recused himself in regard to 30895 due to a possible conflict of interest – he is employed by the Parks and Recreation Department

PURCHASING DEPARTMENT

30895 RE: LIGHTING IMPROVEMENTS AT BEEHIVE STADIUM – 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. 3517 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for Lighting Improvements at Beehive Stadium for the Parks and Recreation Department. Funding available for this purchase is in Account Number, 213-1800-1865-H88, LOCIP, Beehive Stadium Lights.

Invitations to bid were solicited and the bid was duly advertised in the Hardware City Journal, the City and State of Connecticut's Department of Administration Services websites and mailed to fifty-six (56) area electrical contractors. The Purchasing Agent did not receive any letters from electrical contractors on the mailing list who indicated they could not provide a response to the bid request. Responses received are on file in the Town Clerk's Office.

The bids were reviewed for conformance to specifications by the Parks and Recreation Department Administration and the Purchasing Agent. Therefore the Director of Parks and Recreation is recommending that the bid be awarded to Shock Electric of Danbury, CT who was the lowest bidder.

RESOLVED: That the Purchasing Agent is hereby authorized to enter into a contract and issue a Purchase Order to Shock Electric of Danbury, CT for Lighting Improvements at Beehive Stadium for the Parks and Recreation Department for a total price of $141,858.00 per the terms and specifications of Public Bid No. 3517.

Jack Pieper
Purchasing Agent

Ald. Sherwood moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

Ald. Catanzaro returned to the Chambers.

BOARD OF POLICE COMMISSIONERS

30652-1 RE: THE INSTALLATION OF A "STOP" SIGN AT LONG AND LEDGECREST AVE. FOR TRAFFIC TRAVELING WEST

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

Members of the Traffic Safety Bureau surveyed this area and found that Ledgecrest Avenue is not controlled at its intersection with Long Street. Based on the Manual of Traffic Uniform Control Devices, published by the National Highway Administration, clear sightlines exist on Ledgecrest Avenue and a STOP sign is not warranted. The City Engineer concurs with this recommendation.

The Board voted to deny this request to install a STOP sign at the intersection of Long Street and Ledgecrest Street for traffic traveling west.

Jack W. Ferguson II
Clerk of the Board

Ald. Trueworthy moved to accept and refer back to the Board of Police Commissioners for further consideration, seconded by Ald. Bernacki. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

RESOLUTIONS BACK FROM COMMITTEE

30876-2 RE: COLEMAN BROTHERS CARNIVAL 4/5/2010 THRU 4/11/2010

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 adopt, seconded by Ald. Sherwood. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart

30857-2 RE: AMENDMENT TO CHAPTER 19 OF THE ORDINANCES ADDING A NEW ARTICLE IX, SEC. 19-130 LAND USE APPLICATION FEES

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 consolidate all land use application and related fees into one ordinance, which will serve to streamline and simplify the process for location of fees, as well as, for amendment and revision of fees as required. The new fees also reflect an increase from $30.00 to $60.00 in payment due to the State of Connecticut and collected by the City of New Britain as part of each applicable fee, per Section 22a-27j of the Connecticut General Statues.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW BRITAIN, that Chapter 19 of the Code of Ordinances be amended by adding a new Article IX to read as follows (inserted text appears in underline; deleted text appears in strikethrough; new sections begin with the word [new]):

[new]
Secs. 19-108 through 19-129. Reserved.

[new] **ARTICLE IX. SCHEDULE OF FEES**

[new]
Sec. 19-130 Land Use Application Fees

In accordance with the authority provided under Section 8-1c of the Connecticut General Statues, the following land uses fees shall apply:

Zoning Petitions

Amendments to the Zoning Ordinance	$380
Changes to the Zoning Map	$380

Zoning Board of Appeals Applications	
Appeal of the Decision of Building Official	$230
Variances	$230
Special Exceptions	$230
Alcohol Permit (whether by variance or special exception)	$380
Motor Vehicle Sales and/or Repairs (whether by Variance or Special Exception, and including variances to site requirements)	$380
Request for Postponement*	$230

(*No additional fee assessed if postponement is due to attendance of fewer than 7 members of the ZBA. No additional fee assessed if postponement is requested more than 15 days prior to a scheduled hearing date.)

City Plan Commission	
Subdivision fees	$155 base fee, plus $25 per lot
Conservation Commission	
Inland Wetlands Permit, basic (no hearing required)	$130
Inland Wetlands Permit, Significant impact determined (public hearing required)	plus $100
Amendment to Inland Wetlands Map	$190

NOTE: All fees above are inclusive of the $60 State land use fees, mandated under Section 22a-27j of the Connecticut General Statues.

Alderman Roy Centeno

Ald. Sherwood moved to accept and adopt, seconded by Ald. Collins. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

NEW BUSINESS

RESOLUTIONS

30884 RE: BUDGET TRANSFER AND BUDGET AMENDMENT – NEW BRITAIN FIRE 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:

Where As, the New Britain Fire Department has applied for firefighter fitness and wellness equipment under the 2009 Assistance to Firefighters Grant (AFG) program to improve the level of firefighter fitness , wellness, safety and:

Where As, the National Fire Protection Association (NFPA) has shown that cardiac issues is a leading cause of firefighter deaths within the United States. The United States Fire Administration's (USFA) report titled "Fire in the United States", also explains that an underlying factor of many firefighter deaths was related to poor fitness and undiagnosed health problems also that these risks increased substantially in individuals aged over age 40 and,

Where As, the New Britain Fire Department has never purchased any fitness equipment or materials to support the health and wellness of its firefighters, this program benefits the department's employees by ensuring a fitness component as part of a health and wellness program and,

Where As, the implementation of a fitness and wellness program is a cost-effective way for the City to minimize the risk of injuries and sickness and associated costs while improving firefighter safety. Within the last fiscal year, the department lost approximately one thousand, five hundred and twenty (1,520) working days to sickness and injuries. The cost to the department exceeds four hundred eighty thousand dollars ($480,000). The cost benefits of a health and wellness program will reduce firefighter injuries, sickness, associated costs and improvements in firefighter's quality of life and,

Where As, the New Britain Fire Department has requested funding to obtain cardio and strength exercise equipment which consists of treadmills, elliptical machines, jacobs ladders, stationery bicycles,

rowing machines, free weights, weight apparatus and the costs to certify several firefighters as department fitness instructors and health and wellness literature and,

Where As, the New Britain Fire Department fitness and wellness program will allow firefighters in each fire department premises to maintain and develop their fitness and wellness levels in accordance with firefighter health guidelines stipulated by the International Association of Fire Chiefs,(IAFC) the International Association of Fire Fighters(IAFF) and the National Fire Protection Association (NFPA) and,

Where As, the New Britain Fire Department has been awarded a total of $105,600.00

Where As, in order for the New Britain Fire Department to meet its responsibilities of funding 20% of the total grant award ($21,120.00). Monies are available within the Fire Department Operations Recruitment and Training Account and a transfer of $21,120.00 is needed to meet the acceptance of the Year 2010 Federal Emergency Management Agency (FEMA) and Department of Homeland Security (DHS) Assistance to Firefighters Grant.

Therefore, Be It Resolved, that monies be transferred within the General Fund budget as follows:

From:		
001-1221-2210-375	NBFD Operations – Recruitment and Training	$ 21,120
To:		
001-1910-9001-387	Transfer to Other Funds	$ 21,120

And Be It Further Resolved, that a budget amendment within the Fire Department Grants special revenue fund be made as follows:

Increase:		
226-1221-2205-442	Department Equipment	$105,600
Increase:		
226-0500-0505-074	Transfer from General Fund	$ 21,120
226-0500-0505-959	U.S. Government	$ 84,480

Alderman Louis G. Salvio
Alderman Roy Centeno
Alderman Paul D. Catanzaro

Ald. Salvio moved to accept and adopt, seconded by Ald. Catanzaro. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30885 RE: HISTORIC PRESERVATION ACTION PLAN – THOMASON AND ASSOCIATES TO PROVIDE NECESSARY SERVICES

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 has a rich array of historic and architectural assets in and around our downtown, which are valuable resources and important components for encouraging revitalization; and

WHEREAS; The City of New Britain Department of Municipal Development has applied for and been awarded a grant of $21,000 from the Connecticut Trust for Historic Preservation to aid in the development of a historic preservation action plan targeting the downtown area; and

WHEREAS; A consultant selection committee was formed, formulated a Request for Proposals and advertised in local newspapers and various professional publications and websites for the hiring of a qualified consulting firm with proven experience and success in historic preservation planning projects, with special emphasis relating to downtown revitalization; and

WHEREAS; The selection committee received and evaluated a total of ten (10) proposals from highly qualified historic preservation consulting firms, conducted interviews with the four (4) firms found to be most qualified and responsive to the City's needs; and determined the firm of Thomason and Associates to be best suited to perform the work.

NOW, THEREFORE, BE IT RESOLVED; that the Common Council of the City of New Britain does hereby authorize the Mayor to engage the consulting firm of Thomason and Associates to provide necessary services in preparing a historic preservation plan for the downtown, at a cost not-to-exceed $21,000, paid entirely through the Connecticut Trust for Historic Preservation grant program.

Alderman Louis G. Salvio

Ald. Salvio moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30886 RE: BUDGET AMENDMENT – FIRE DEPT. $500.00 CONNECTICUT FAIR PLAN AWARD

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 Connecticut Fair Plan has awarded the City of New Britain Fire Department a grant in the amount of $500 for the purchase of a high resolution professional digital camera and,

WHEREAS, this equipment will be used to record photographic evidence required as part of Fire Code enforcement and fire investigation duties and,

WHEREAS, the New Britain Fire Department will be able to reduce the costs of 35mm film development and processing fees, while enabling a more resilient media stowage solution for the Fire Marshall's Office.

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

Increase:

226-0500-0503-301	CT Fair Plan Grant - Miscellaneous	$500

Increase:

226-1221-2206-221	Connecticut Fair Plan Grant – Operating Materials	$500

Alderman Paul D. Catanzaro
Alderman Lou G. Salvio
Alderman Roy Centeno

Ald. Catanzaro moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30887 RE: BUDGET TRANSFER - $85,000 PUBLIC WORKS DEPT.

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

WHEREAS, among other duties, the Public Works Department is charged with the responsibility of maintaining the City fleet which includes approximately 400 vehicles and pieces of equipment from several city departments including the Police Department. The Public Works garage provides major repair operations and routine maintenance, as well as distribution of gasoline.

WHEREAS, it is difficult to predict the total cost to the City for the maintenance of its aging fleet during the fiscal year, the Public Works department would like to transfer $85,000 to the vehicle damage and equipment supplies account.

WHEREAS, the FY 2009-2010 budget includes monies within the Public Works Department for Gas/Oil/Grease.

THEREFORE, BE IT RESOLVED, that a budgetary transfer be made from the Public Works Fleet - Gas/Oil/Grease to Fleet– Vehicle Damage & Equipment Supplies.

FROM:

001-1330-3113-233	Public Works Fleet-Gas/Oil/Grease	$85,000

TO:

001-1330-3113-222	Public Works Fleet-Vehicle Damage & Equipment Supplies	$85,000
	TOTAL	$85,000

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

Ald. Sherwood moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30889 RE: BUDGET TRANSFER – LOCIP FUNDS FOR PUBLIC WORKS

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 is under consent order from the Connecticut Department of Environmental Protection to cease it's landfill filling by December of 2013 and move its transfer station operations at the Deming Road Facility to Christian Lane by December of 2010;

Whereas, the City needs to plan and prepare for the future handling of waste streams currently handled at the existing landfill and recycling center located on Deming Road;

Whereas, the city received a $400,000 Regional Performance Grant (RPI) for the design and permitting services for this site, and the larger Transfer Station project;

Whereas, on January 29, 2010 the City has received "Municipal Transfer Station General Permit" approval from the Connecticut Department of Environmental Proectection to operate a municipal transfer station at 642 Christian Lane in Berlin;

Whereas, the City will be bidding the residential recycling center project for contractor services by the end of February, 2010, and construction is expected to occur until the fall of 2010;

Whereas, funding for this project in excess of the LoCIP funds transferred under this resolution will utilize the existing Transfer Station Bond;

Whereas, a review of existing appropriations, certain line items/projects were determined to be complete or obsolete;

Therefore be it resolved, that the monies within LOCIP Fund be transferred as follows;

TRANSFER FROM:

Entitlement 20 (2007-2008)

From:

213-1800-1863-731	Municipal Garage Lift	$120,000
	Sub-Total	$120,000

Entitlement 19 (2006-2007)

213-1800-1861-G26	Dennis Dr. (2006)	$ 3,406.00
213-1800-1861-G27	East Main St (2006)	$15,802.00
213-1800-1861-G28	Cherry St (2006)	$ 4,449.00
213-1800-1861-G29	Ash St (2006)	$ 1,576.00
213-1800-1861-G33	Sexton St (2006)	$ 5,900.00
213-1800-1861-G34	Gladden St (2006)	$ 301.00
213-1800-1861-G35	Fern St (2008)	$ 8,837.00
213-1800-1861-G38	Crescent Ave (2006)	$ 8,540.00
213-1800-1861-G63	Chestnut (overlay 06/07)	$30,751.00

213-1800-1861-G64	Eddy Glover-Seneca-Stanley (2006)	$ 8,903.00
	Sub-Total	$88,465.00
Entitlement 18 (2005-2006)		
213-1800-1860-K13	Eddy Glover (Overlay 06) Farmington to Commonwealth	$15,856.00
	Sub-Total	$15,856.00
TOTAL TRANSFERS FROM		$224,321
TRANSFER TO:		
213-1800-1865-XXX	Recycling Center	$224,321
	TOTAL TRANSFERS TO	$224,321

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

Ald. Sherwood moved to accept and adopt, seconded by Ald. Trueworthy. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30812-1 RE: APPOINTMENTS TO THE ENVIRONMENTAL TASK FORCE

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; on November 12, 2009 the Common Council passed a resolution establishing an Environmental Impact Task Force on City-Wide Waste and Chemicals; NOW, THEREFORE, BE IT

RESOLVED; that the following are hereby appointed to the Environmental Impact Task Force on City-Wide Waste and Chemicals:

NAME	ADDRESS
Laura Woodie	26 Logan Street, New Britain, Conn.
Appointed by Council President (or designee)	
*Jaclyn Falkowski	183 Broad Street 06053
Appointed by Majority Leader (or designee)	
Sharon Baretta-Rodrigue	50 Mill Street, New Britain, Conn.
Appointed by Minority Leader (or designee)	
*Arthur S. Helfgott	12 Brady Ave. 06052
Appointee of Mayor	
*James P. Griffin	17 Uncas Rd. 06053
*Denis Pelegrino, Director	City of New Britain Property Management
*Joseph S. Veneziano	42 Roosevelt St. 06051
*Timothy E. O'Brien, Jr.	25 South High St. 06051
Appointed by State Representative (or designee)	
*Christopher S. Murphy	114 West Main St. Suite 206 06051
Appointed by Congressperson (or designee)	

*Appointees added by amendment

Alderman Michael J. Trueworthy

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Collins. Ald. Salvio moved to amend by adding the names of the appointees, seconded by Ald. Sherwood. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30891 RE: BUDGET TRANSFER – CIVIL SERVICE - $12,000 – FIRE ARBITRATION PLUS OTHER PROFESSIONAL SERVICES

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 Civil Service Department is in need of additional monies to cover the costs associated with legal services provided for Fire Arbitration as well as other professional services which are provided by the Department; and

WHEREAS, monies are available within the department's full time salary account; NOW, THEREFORE, BE IT

RESOLVED, that monies be transferred within the Civil Service Department's budget as follows:

From:

001-1410-4101-110	Full-time Salaries	$12,000

To:

001-1410-4101-320	Professional Services	$12,000

Alderman Phil Sherwood
Majority Leader

Ald. Sherwood moved to accept and adopt, seconded by Ald. Bernacki. So voted. Resolution as amended adopted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30897 RE: BUDGET AMENDMENT – WATER DEPARTMENT

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:

At a meeting of the Board of Water Commissioners held on February 10, 2010, the following resolution was approved and referred to the Common Council for adoption:

WHEREAS, the Water Department is an Enterprise fund of the City of New Britain; and,

WHEREAS, the fiscal year 2009 Water Operating Fund results from operations concluded with a surplus summarized as follows:

	Budget	Actual	Variance
Revenue	$12,486,742	$12,999,899	$ 513,157
Expenditures	$12,486,742	$11,402,971	$1,083,771
Surplus from Operations (FY09)			$1,596,928

WHEREAS, the Water Department has realized a surplus of funds from the fiscal year 2008-09 available for appropriation ; and,

WHEREAS, $500,000 of the 2008-09 surplus will remain in fund balance and has already been anticipated and is included in the 2009-10 Budget ; and

WHEREAS, $258,892, transferred from Fiscal Year 2007-08 for the anticipated Burlington tax increase, will remain in Fund Balance; and

WHEREAS, the Board of Water Commissioners recommends that $200,000 be allocated to our Capital Equipment account in the 2009-10 budget, and

WHEREAS, the Board of Water Commissioners recommends that $638,036 be allocated to our Capital Improvement account in the 2009-10 budget, therefore, be it

RESOLVED, that the following budget amendment be approved as follows:

Increase:

930-0500-9141-301	Capital Improvement Revenue/Miscellaneous – from Surplus	$638,036
930-0500-9140-301	Capital Equipment Revenue/Miscellaneous – from Surplus	$200,000
Increase:		
930-1000-9136-XEK	Capital Improvements	$638,036
930-1000-9135-XFC	Capital Equipment	$200,000

RESOLVED, as of June 30, 2009 appropriation line items within the Water Operating Fund , as outlined for the fiscal year ending June 30, 2009 be transferred as shown on the attachment with summary outlined below:

FUND 930
Budget Transfer Summary

Total Transfers TO Fund 930 Expenditures	$569,487
Total Transfers FROM Fund 930 Expenditures	$569,487

Ald. Lawrence J. Hermanowski
Ald. Adam Platosz
Common Council Liaisons - Water Dept.

Ald. Hermanowski moved to accept and refer to the Consolidated Committee, seconded by Ald. Platosz. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30898 RE: BAZAAR/CARNIVAL – POPE JOHN PAUL II CATHOLIC SCHOOL GROUNDS 6/16/2010 THRU 6/19/2010

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 Pope John Paul II Catholic School, said licenses as may be issued under Chapter 5, Section 5-15 through 5-22 of the Code of Ordinances for the period of June 16, 2010 through June 19, 2010 for the purpose of conducting a bazaar/carnival on the Pope John Paul II Catholic School grounds, 221 Farmington Avenue, New Britain, Conn.

Alderman Mark H. Bernacki
Assistant Minority Leader

Ald. Bernacki moved to accept and refer to the License Committee, seconded by Ald. Sherwood. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30899 RE: BUDGET AMENDMENT – PARKS AND RECREATION – SPECIAL PROGRAMS ACCOUNT

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 increase the Parks and Recreation Departments Special Programs revenue and expenditure accounts in like amounts in order to provide more community programs and special events.

WHEREAS, The Parks and Recreation Department sponsors a number of community special events, program classes and trips for which revenue is realized in amounts paralleling expenditures, including:

*Children's Dance Lessons	*Tennis Lessons	*Vacation Camp
*Piano & Voice Lessons	*Basketball League	*Bronx Zoo
*Sports Camp	*Tae Kwon Do Classes	*Cardio Kickboxing
*Theatre/Dance Camp	*Youth Sports N Games Club	*Pool N' Fit
*Camp TotalRec Bus Trips	*Golf Lessons	*Big E Tickets
*Camp Care Club	*Riverside "Six Flags" Tickets	*Specialty Aquatic Programs
*Explore The Arts	*Lake Compounce Tickets	*Start Smart Sports Camps

AND WHEREAS, Thus far in fiscal year 2009-2010 revenue is projected to exceed the budgeted amount and will also exceed expenditures in a like amount, AND

WHEREAS, the Parks and Recreation Department requests authorization to increase the revenue and expenditure budgets by $10,000 so that the revenue may be used for additional community programs and activities, NOW THEREFORE BE IT

RESOLVED, That a General Fund budget amendment be made as follows:

Line Item	Amount	Parks & Recreation
Increase: 001-1511-5111-S30	10,000.00	Special Programs and Activity Exp.
Increase: 001-0500-0512-S30	10,000.00	Special Programs and Activity Rev.

Alderwomen Shirley Black
Alderwomen Eva Magnuszewski
Alderman Louis G. Salvio

Ald. Black moved to accept and adopt, seconded by Ald. Magnuszewski. So voted. Approved Februry 26, 2010 by Mayor Timothy T. Stewart.

30900 RE: BUDGET AMENDMENT – ARRA PAVING PROGRAM BUDGET

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:

Where As, the City of New Britain has been awarded a total of $1,734,000 for the American Recovery and Reinvestment Act (ARRA) Paving Program, further identified as State Project #88-175, which is located on portions of Corbin Avenue, Ellis Street, Stanley Street and East Street;

Where As, the project is located on municipally owned roads, the design was performed in-house by the City of New Britain Engineering Department and the construction phase will utilize the allotted ARRA funding, supplemented with City funds if needed;

Where As, the total ARRA grant award of $1,734,000 minus approximately $144,000 the State of CT Department of Transportation Engineering is charging for administration and engineering fees leaves the City of New Britain with a total net grant award of $1,590,000;

Therefore, Be It Resolved, that the budget amendment within the Special Revenue Fund be made as follows:

Increase Expenditures:		
253-4501-1601-073	Contingency	$ 40,000
253-4501-1601-322	Construction Contracts	1,550,000
Increase Revenues:		
226-0500-4501-023	State of Connecticut	$1,590,000

Alderman Louis G. Salvio
Alderman Phil Sherwood
Alderwoman Tonilynn Collins
Alderman Wilfredo Pabon

Ald. Salvio moved to accept and adopt, seconded by Ald. Sherwood. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30901 RE: BUDGET TRANSFER – PUBLIC WORKS NON-RECURRING SNOW REMOVAL

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 Public Works Department is charged by ordinances of the City of New Britain with the construction, maintenance, alteration, repair, and supervision of the City's infrastructure. Under the category of maintenance, the Public Works Department is responsible for the removal of snow from the

City streets to minimize the hazards caused by slippery road conditions for motorists, especially emergency vehicles.

WHEREAS, treated salt and sand purchased and supplied for the City by the Public Works Department and are used by all City Departments for their snow and ice operations.

WHEREAS, it is impossible to predict the number of snow storms or their severity that occur during the winter season.

WHEREAS, having CNR funds available in the event of a severe winter allows the Public Works Department to budget for a typical winter season with general funds.

WHEREAS, the Capital Non-Recurring Fund includes monies within the Fund that can be transferred to the Snow Removal account. THEREFORE, BE IT,

RESOLVED, that a transfer be made from various CNR accounts to the CNR Snow Removal Account as indicated below:

FROM:		
219-1300-0517-320	Professional Services	$515.00
219-1300-0517-386	Transfer Station	2,000.00
219-1300-0517-G59	Traffic Slater & Hillhurst	1,000.00
219-1300-0517-L65	Line Painting	71.00
219-1300-0517-P72	Parking Meter-Glen St	39.00
001-1910-9001-073	Contingency	19,897.00
~~219-1300-0517-S11~~	~~Signal-Pleasant & East ST~~	
219-1300-0517-S12	Signal-Konstin & Stanley	15,000.00
219-1300-0517-S62	E Main & Myrtle	25,843.00
219-1300-0517-T09	East/Pleasant Traffic Study	3,650.00
TO:		
219-1300-3116-S75	Snow Removal	$68,015.00

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

Ald. Collins moved to accept and adopt, seconded by Ald. Sherwood. Ald. Trueworthy moved to amend by changing "219-1300-0517-S11 Signal-Pleasant & East St" to "001-1910-9001-073 Contingency". Amendment seconded by Ald. Sherwood. Amendment carried with Ald. Salvio opposed. Resolution as amended carried with Ald. Salvio Opposed. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30902 RE: CONTRACT WITH UNDERGROUND CONSTRUCTION SERVICES OF NEWINGTON, CT – TEST HOLE SERVICES

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 Department Transportation needs to get ten (10) test pit holes dug for their State Project 171-305, Busway.

WHEREAS, The State of Connecticut Department of Transportation has issued a Purchase order to the City, DOTM1-0000069755 for a price of $650.00 a test hole or $6,500.00 to get these test pits dug. The State of Connecticut Department of Transportation will reimburse the City for the expenses incurred to dig the test pits.

WHEREAS, These services are unique and can not be performed by many companies. It would not be beneficial to the City to put this out to bid. Underground Construction Services of Newington, CT can preform this unique service and has provided the Water Department with a quote of $495.00 per test hole or $4,950.00.

RESOLVED, that the Purchasing Agent is hereby authorized to execute a purchase order and enter into a contract with Underground Construction Services of Newington, CT to dig ten (10) test pit holes at a price of $495.00 per test pit hole for a total price of $4,950.00.

Alderman Lawrence J. Hermanowski

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved February 26, 2010 by Mayor Timothy T. Stewart.

30903 RE: DIRECTING THE CORPORATION COUNSEL TO PROVIDE RICHARD MARZI WITH LEGAL COUNSEL

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 North-Oak Neighborhood Revitalization Zone is officially established by Section 2-324 of the Code of Ordinances of the City of New Britain, and

Whereas, Sections 2-318, to 2-321, inclusive, of the Code of Ordinances of the City of New Britain provide for the establishment, role and powers of neighborhood revitalization zones in New Britain, and

Whereas, Section 2-319 of the Code of Ordinances of the City of New Britain expressly provides that it is the role and power of neighborhood revitalization zones to "serve in an advisory capacity to the city in an effort to revitalize deteriorated neighborhoods," and

Whereas, Richard Marzi, President of the North-Oak Neighborhood Revitalization Zone, has been very active in his role on behalf of the North-Oak neighborhood by advising the city of deteriorated and blighted conditions needing attention, and

Whereas, Mr. Marzi is presently being sued by Benjamin Ancona for words Mr. Marzi spoke, and is currently serving in an official capacity as the President of the North-Oak Neighborhood Revitalization Zone,

Now, therefore, be it Resolved by the Common Council of the City of New Britain that city Corporation Counsel is directed to provide Richard Marzi with legal counsel of his choosing to represent him in the suit presently against him by Benjamin Ancona .

Alderman Phil Sherwood
Majority Leader

Ald. Sherwood moved to accept and adopt, seconded by Ald. Trueworthy. Ald. Sherwood moved to talbe, seconded by Ald. Collins. Resolution tabled with Ald. Salvio, Bernacki, Pabon and Marocco opposed.

30890 RE: AGREEMENT BETWEEN THE CITY OF NEW BRITAIN AND LOCAL 992 (FIRE)

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 and Local 992 have concluded negotiations and reached a tentative agreement for a collective bargaining agreement covering the period July 1, 2008 to June 30, 2012; and

WHEREAS, Local 992 members have ratified the tentative agreement; and

WHEREAS, Action is required by the Common Council of the City of New Britain in accordance with Ordinances of the City of New Britain and Connecticut General Statutes; now therefore be it

RESOLVED, That the proposed agreement between the City of New Britain and Local 992 be and hereby is approved by the Common Council of the City of New Britain.

Alderman Carlo Carlozzi, Jr.

Ald. Salvio moved to accept and adopt, seconded by Ald. Bernacki.

Ald. Salvio moved the Council enter into Executive Session to discuss the proposed agreement between the City and Local 992 (Firefighters) and that they be accompanied by the Corporation Counsel, the Mayor, the Personnel Director, the Fire Chief and Atty. Ciccarcillo. Motion seconded by Ald. Bernacki. Roll call vote – all members present voted in favor. Executive Session began at 9:56 p.m.

The Council voted to return to regular order at 10:31 p.m. on motion of Ald. Salvio, seconded by Ald. Sherwood.

Ald. Pabon recused himself due to a possible conflict of interest – his son is employed by the New Britain Fire Department. Resolution adopted with Ald. Bernacki and Ald. Sherwood opposed. Resolution returned March 1, 2010 without the approval or disapproval of Mayor Stewart.

There being no further business to come before the Council, Ald. Bernacki moved to adjourn, seconded by Ald. Trueworthy. So voted. Meeting adjourned at 10:47 p.m.

ATTEST: Peter J. Denuzze, City Clerk