

**BOARD OF ALDERMEN  
SPECIAL MEETING  
WEDNESDAY, JULY 24, 2013 AT 7:00 P.M.  
ALDERMANIC CHAMBERS ~ CITY HALL  
235 GRAND STREET, 2<sup>ND</sup> FLOOR, WATERBURY, CT 06702**

**AGENDA**

**PUBLIC HEARINGS:  
CALL TO ORDER:  
PLEDGE OF ALLEGIANCE:  
PRAYER:  
ROLL CALL:  
OFFICIALLY SCHEDULED PRESENTATION:  
PUBLIC SPEAKING:  
EXECUTIVE SESSION:  
APPROVAL OF MINUTES:  
Tuesday, June 25, 2013/Special Meeting**

**MAYOR'S REPORT:  
RECESS:**

**1. James A. Welcome  
80 CENTRAL AVENUE**

**RE:** Resignation as Commissioner from the  
Ethics Commission.

**Received & placed on file.**

**2. Civil Service Commission**

**RE:** Submittal of **OPEN** Competitive Exam No.  
2019; for the position of **SCHOOL NURSE**.

**Received & placed on file.**

**3. Civil Service Commission**

**RE:** Submittal of **PROMOTIONAL** Exam No.  
1102; for the position of **DIRECTOR OF  
PUBLIC WORKS**.

**Received & placed on file.**

**4. Edward Beauchemin  
WCEA PRESIDENT**

**RE:** Submittal of the WCEA's (WTBY City Employees Association) Executive Board Delegates, Union Stewards and Union Officers.

Received & placed on file.

**5. James A. Sequin, AICP  
CITY PLANNER**

**RE:** Seeking approval of a resolution regarding the proposed acquisition of certain land and improvements for the purpose of providing a location for a City Public Works Facility.

Referred to the Finance Committee.

**6. James A. Sequin, AICP  
CITY PLANNER**

**RE:** A). Seeking approval of the drainage easement necessary to complete the public improvements associated with the Amber Manor Subdivision granted by the Chelsea Square Condominium Association, Inc. dated 12-06-12.  
  
B). Seeking approval of the drainage easement necessary to complete public improvements associated with the Amber Manor Subdivision granted by Ruby N. Nonez and Gerald E. Nonez of 41 Amber Place and dated 03-15-13.

Referred to the Finance Committee.

**7. Brian J. Mays  
47 WALL STREET  
TORRINGTON, CT 06790**

**RE:** Resignation as Commissioner from the Public Works Commission; effective immediately.

Received & placed on file.

**8. Guy Riddick, Sr.  
15 SOCIETY HILL ROAD**

**RE:** Requesting a correction to Society Hill; should be Society Hill Road.

Referred to the Intergovernmental Committee.

9. Liz Ferrer  
DEPUTY CITY CLERK

**RE:** Submittal of the Annual Report for the Office of the City Clerk for FY 2012 - 13.

Referred to the Intergovernmental Committee.

10. Donald Carver, Acting Supt.  
BUREAU OF WATER

**RE:** Seeking approval of a contract between the City and Black & Warner in the amount of **\$284,965.00** for the repair of the spillway channel at the Shepaug Reservoir.

Referred to the Intergovernmental Committee.

11. Lisa Lessard  
905 PEARL LAKE ROAD

**RE:** Proposal to the Board for City General Funding with separate funding for Public Educational Funding and Special Educational Funding with line item control; three (3) Funds.

Received & placed on file.

12. Jean Guisto, Collections Supervisor  
BUREAU OF WATER

**RE:** Submittal of the Suspense of Aged Account Balances for 2013.

Referred to the Finance Committee.

13. Civil Service Commission

**RE:** Submittal of **OPEN** Competitive Exam No. 2022 for the position of **CARPENTER**.

Received & placed on file.

14. Civil Service Commission

**RE:** Submittal of **PROMOTIONAL** Exam No. 1103; for the position of **CARPENTER FOREMAN**.

Received & placed on file.

**15.** Steven R. Giacomi  
**ALDERMAN**

**RE:** Seeking approval of the following  
Resolution, to wit:~

**BE IT RESOLVED** that the Director of Human Resources shall come before the Board of Aldermen every thirty (30) days, at the least, but at a shorter interval if necessary, in order to provide the Board with information and updates regarding the timely and efficient filling of all employment vacancies currently enumerated in the city's FY14 budget, and a list of all Acting, Emergency, Temporary, Provisional, and Limited-Term appointments including the current duration of individuals in said positions, as well as steps being taken and/or updates concerning the efforts to fill said positions in a timely and efficient manner.

Referred to the Intergovernmental Committee.

**16.** Ofelia F. Matos  
**BUDGET DIRECTOR**

**RE:** Seeking approval of a budget transfer within the City's WPC Capital Budget Fund for the Fiscal Year ending June 30, 2014 in the amount of **\$539,471.29**.

Referred to the Finance Committee.

**17.** Salvatore D. Porzio  
Project Manager  
**DPW**

**RE:** Seeking approval of Amendment No. 1 to an agreement between the City and the RBA Group of CT, LLC for consulting engineering services for the Waterbury Naugatuck River Greenway in the amount of **\$260,000** which increases the total contract amount to **\$1,120,568**.

Referred to the Intergovernmental Committee.

**18.** Salvatore D. Porzio  
Project Manager  
**DPW**

**RE:** Seeking approval of CT DEEP Grant Agreement in the amount of **\$139,000** between the City of Waterbury and the State of CT.

Referred to the Intergovernmental Committee.

- 19.** Mark J. Pronovost  
City Engineer  
**PWD**
- RE:** Seeking approval of a construction contract between the City and Black and Boucher, LLC for 2013 Pavement Milling in the amount of **\$202,976.00**.

Referred to the Intergovernmental Committee.

- 20.** Mark J. Pronovost  
City Engineer  
**PWD**
- RE:** Seeking approval of a construction contract between the City and Tilcon CT Inc. for 2013 Bituminous Concrete Paving in the amount of **\$2,077,087.90**.

Referred to the Intergovernmental Committee.

- 21.** Michael LeBlanc  
**DIRECTOR OF FINANCE**
- RE:** Seeking favorable consideration to increase the Greenway total appropriation for design costs from **\$1,150,150** to **\$1,410,150** and approving an additional local funding commitment of **\$135,000** from the city's accounting unit #55005 (Town Clerk Public Act 05-228, recording fees designated for local capital improvement projects) to the Project.

Referred to the Finance Committee.

- 22.** Michael LeBlanc  
**DIRECTOR OF FINANCE**
- RE:** Submittal of the Pension Plan Actuarial Valuation Report prepared by Hooker & Holcombe, Inc. and issued July 01, 2012.

Referred to the Finance Committee.

- 23.** James Mullen  
**WIC PROJECT MANAGER**  
**WDC**  
Andrew Martelli  
**PROJECT MANAGER**  
**WDC**
- RE:** Seeking approval of Amendment 4 to the original contract between the City and Weston & Sampson Engineers, Inc. in the amount **\$72,000.00**. This amendment will allow for resident engineering services for the reconstruction of Commons Court and a new railroad crossing.

Referred to the Intergovernmental Committee.

- 24.** James Mullen  
**WIC PROJECT MANAGER**  
WDC  
Andrew Martelli  
**PROJECT MANAGER**  
WDC
- RE:** Seeking approval of a contract between the City and Standard Demolition Services in the amount of **\$5,357,211.18**. The contract is a result of the City's issuance of Invitation to Bid Number 4742 and subsequent review of received bids.

Referred to the Intergovernmental Committee.

- 25.** Carrie A. Swain, Clerk  
**BOARD OF EDUCATION**
- RE:** Seeking review and approval of an Agreement Amendment – Fourth Renewal Term to the Agreement with O & G Industries, Inc., for the additional period of September 1, 2013 through August 31, 2014, to provide program management Services for school building construction projects.

Referred to the Intergovernmental Committee.

- 26.** Carrie A. Swain, Clerk  
**BOARD OF EDUCATION**
- RE:** Seeking review and approval of Amendment No. 1 to the Agreement with Megan, LLC (Fairfield Testing Laboratory), in the not to Exceed amount of **\$70,000.00**, to provided material testing services for the Carrington Elementary School and Waterbury Career Academy High School projects.

Referred to the Intergovernmental Committee.

- 27.** Carrie A. Swain, Clerk  
**BOARD OF EDUCATION**
- RE:** Seeking review and approval of Amendment No. 3 to contract with Ricoh USA, Inc. (formerly known as Ikon Office Solutions, Inc.), in the not to exceed monthly amount of **\$5,508.00**, to provide copy machine lease, installation, supplies, and maintenance for 10 additional copiers.

Referred to the Intergovernmental Committee.

- 28.** Carrie A. Swain, Clerk  
**BOARD OF EDUCATION**
- RE:** Seeking review and approval of a Maintenance Services Agreement with SNE Building Systems, Inc., for a period of three (3) years and in the not to exceed amount of **\$202,200.00**, for maintenance services for facilities management system, system support services, and temperature control at various schools.

Referred to the Intergovernmental Committee.

- 29.** Linda T. Wihbey  
**CORPORATION COUNSEL**
- RE:** Requesting approval of the following Resolution, to wit:~
- To acknowledge and assent to the proposed transfer of properties acquired by the City pursuant to the federal Neighborhood Stabilization Program III to the Waterbury Development Corporation Limited Liability Company for purposes of holding and development, pursuant to federal regulations.

Referred to the Intergovernmental Committee.

- 30.** Linda T. Wihbey  
**CORPORATION COUNSEL**
- RE:** Requesting the Board set a Public Hearing for the purpose of receiving public input regarding a proposed amendment to the WTBY Code of ordinance in order to amend Title XV by amending sub-chapters 150.60 to 150.66 regarding urban blight.

Referred to the Intergovernmental Committee.

- 31.** Michael Dalton  
**CITY CLERK**
- RE:** Verbal request to the Board to reschedule two (2) Public Hearings with respect to the following from Corporation Counsel Linda T. Wihbey, to wit:~
- OLD BUSINESS ITEM #3:** Amendment to the Code of Ordinances proposed by Vinnie Valente, Program Manager, Office of Apprenticeship Training of the CT Department of Labor for the definition of "Apprentice" to comply with CT General Statutes § 31-22(m) **AND**,
- OLD BUSINESS ITEM #6:** Amendment to the Code of Ordinances regarding "Fees, Charges, Penalties and Rewards.

Referred to the Intergovernmental Committee.

- 32.** Andrew Martelli  
PROJECT MANAGER  
WDC
- RE:** Informational Purposes Only: Project Authorization Letter - 333 Meadow Street Building Demolition - the State DOT and the City of Waterbury.

Referred to the Intergovernmental Committee.

- 33.** Alderman Frederick Luedke
- RE:** Submittal of a proposed ordinance with respect to the sale of marijuana within the City of Waterbury; proposed ordinance would limit the sale of marijuana through the use of its municipal powers.

Referred to the Intergovernmental Committee.

- 34.** Daniel Grasso  
COMMUNITY DEVELOPMENT  
PROJECTS MANAGER  
WDC
- RE:** Seeking review and approval of Amendment #2 a Construction Contract for modular home construction, Burton and Walnut Streets between the City of Waterbury acting by and through the Waterbury Development Corporation and Ashe Construction, LLC.

Referred to the Intergovernmental Committee.

**STANDING COMMITTEE:**

- Frank A. Caruso, CCMC  
Revenue Collection Manager
- RE:** Tax Overpayments in the amount of \$30,291.03.

**OLD BUSINESS:**

- 1.** Gregory T. Nolan, Esq.  
STAFF ATTORNEY  
OFFICE OF CORPORATION COUNSEL
- RE:** Public Hearing for the purpose of receiving public input regarding a proposed amendment to the Code of Waterbury in order to amend Title XV by amending Chapter 160 to create a position for a Property Use Compliance Officer. [Received on 09-11-12 and referred to the Intergovernmental Committee.]



2. Denis A. Cuevas, P.E.  
WATER POLLUTION CONTROL

**RE:** Engineer Agreement with Wright-Pierce, Inc. for Fats, Oils & Grease (FOG) receiving facility engineering services in an amount not to exceed **\$87,500** for final design & bidding services regarding FOG receiving facility to be constructed at WPC. [Received on 05-20-13 and referred to the Intergovernmental Committee.]

3. Linda T. Wihbey  
CORPORATION COUNSEL

**RE:** Amendment to the Code of Ordinances proposed by Vinnie Valente, Program Manager, Office of Apprenticeship Training of the CT Department of Labor for the definition of "Apprentice" to comply with CT General Statutes § 31-22(m). [Received on 06-25-13 and referred to the Intergovernmental Committee.]

4. Paul K. Pernerewski, Jr., President  
BOARD OF ALDERMEN

**RE:** Requesting approval of the following resolution:

"Be it resolved by the Board of Aldermen that Section 38.049 of the Waterbury Code of Ordinances is hereby repealed and replaced with the following: §38,049 PREFERENCE FOR BIDDERS AND OFFERORS LOCATED IN THE CITY.

A preference shall be given to a qualified bidder or offeror whose business is located in the city and whose bid falls within 2% 10% of the lowest bid or the preferred proposal, provided that said bidder or offeror shall meet the lowest bid or preferred proposal.

~~Notwithstanding the foregoing, the preference shall not apply when the bid or proposal exceeds \$20,000 over the lowest qualified bid or preferred proposal.~~ This provision shall apply to commodities or services that are funded entirely by the city general or capital funds.

[Received on 02-25-13 and referred to the Intergovernmental Committee.]

5. Ronald Napoli, Jr.  
ALDERMAN

**RE:** Seeking approval of the following resolution:

**BE IT RESOLVED** That with respect to the City of Waterbury's public-funded construction projects a consultant be hired to conduct a Disparity Study and upon completion forward said report to the Board. [Received on 11-21-11 and referred to the Minority Business Enterprise Committee on 11-19-12.]

**6.** Linda T. Wihbey  
**CORPORATION COUNSEL**

**RE:** Amendment to the Code of Ordinances regarding "Fees, Charges, Penalties and Rewards. [Received on 06-25-13 and referred to the Intergovernmental Committee.]

**NEW BUSINESS:**

**ADJOURNMENT:**

Mjd:Amb