

September 27, 2006

REGULAR MEETING OF THE COMMON COUNCIL

SEPTEMBER 27, 2006

Mayor Timothy T. Stewart called the Regular Meeting of the Common Council to order on Wednesday, the 27th day of September 2006 at 7:45 p.m. in the Common Council Chambers, City Hall.

Thirteen members were present at roll call: Ald. Trueworthy, Black, Cruz, Bonola, Catanzaro, Carroll, Hermanowski, Platosz, Wyskiewicz, Salvio, Gostin, Bernacki, and Bielinski

One member was absent: Ald. Collins.

Peter J. Denuzze, City Clerk, gave the invocation: O God, our Heavenly Father, inspire us to understand clearly the basic needs of our city. Motivate us to act accordingly and courageously to these needs. We ask this in Thy name. Amen.

Atty. Nicholas De Nigris led the pledge to the flag.

Ald. Catanzaro was granted a point of personal privilege and congratulated Ald. Wyskiewicz and his wife on the birth of their son, Landon Riley Wyskiewicz, on September 14, 2006.

Ald. Trueworthy moved to accept the minutes of the Special Meeting of June 8, 2006, the Regular Meeting of June 14, 2006 and the Special and Regular Meetings of June 28, 2006. Motion seconded by Ald. Bernacki. So voted.

Ald. Trueworthy moved to amend the agenda by moving 29305(B) and 29326(15) to the end of the agenda, by substituting 29314(P) and by adding 29328 (P-1). Motion seconded by Ald. Bielinski. Roll call vote – all members present voted in favor.

PETITIONS

- 29329 ALD. GOSTIN FOR A CERTIFICATE OF LOCATION APPROVAL TO PAPA'S DODGE, INC. FOR PROPERTY LOCATED AT 724 ALLEN STREET. REFERRED TO ZONING COMMITTEE.**
- 29330 ALD. CATANZARO FOR INSTALLATION OF A STREET LIGHT ON POLE IN FRONT OF 56 LEXINGTON STREET. REFERRED TO DEPT. OF PUBLIC WORKS.**
- 29331 ALD. BERNACKI FOR REPAVING THE ROAD LEADING TO PARKING LOT IN WALNUT HILL PARK NEAR THE OLD WADING POOL. REFERRED TO DEPT. OF PUBLIC WORKS.**

Ald. Trueworthy moved to adopt the Consent Agenda consisting of items A, C thru P-1, seconded by Ald. Bielinski. Roll Call vote – all members present voted in favor.

CONSENT AGENDA

CITY CLERK

29304 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

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- Albino, Jessica - a minor by Atty. David H. Siegel
- Bennett, Matthew
- Mendez, Alvaro
- Navarro, Carmen L.
- St. Laurent, Daniel

Peter J. Denuzze,
City Clerk

OFFICE OF THE CORPORATION COUNSEL

29306 RE: CHARITY MARQUIS V. CITY OF NEW BRITAIN

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

RESOLVED, By the Common Council of the City of New Britain that the sum of SIXTY THOUSAND DOLLARS (\$60,000.00) be paid to CHARITY MARQUIS and APPLETON & APPLETON, LLC, her attorneys, in full settlement of her suit against the City of New Britain, for an amount within the jurisdiction of the Court now pending in Superior Court, Judicial District of New Britain, at New Britain, for personal injuries suffered in a slip and fall on Wallace Street between 5 and 15 feet west of the eastern property line at 10-12 Wallace Street on August 31, 2004, at approximately 6:15 p.m. The plaintiff alleges she fell on a cracked, broken and uneven portion of the sidewalk. As a result of the fall, she suffered a comminuted fracture of her left tibial plateau for which she had surgery, lacerations and bruises. The plaintiff's injuries resulted in a permanent partial disability of fifteen (15) percent and the need for a future total knee replacement. The plaintiff's present medical expenses related to the fall are approximately \$13,987.37.

This recommendation is made upon the advice of Associate City Attorney Mary C. Pokorski, after a pretrial before the Honorable Patty Jenkins Pittman, with the approval and consent of Corporation Counsel Gennaro Bizzarro.

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

Mary C. Pokorski
Associate City Attorney

FINANCE DEPARTMENT

29307 RE: 2006 SURPLUS REPORT

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 Article X, Section 10-5 (a) (2) of the City of New Britain Charter, the projected results from operations for the General Fund, Fiscal 2006, is submitted to the Common Council. Budgetary projects are based on activity through June 30, 2006. Refer to attachments on file with the Town and City Clerk.

The final budget amendment for the fiscal year 2006 will be submitted to the Common Council on October 11, 2006.

Rebecca Salerni
Finance Department

PURCHASING DEPARTMENT

29308 RE: #2 FUEL OIL FOR THE DEPARTMENT OF PROPERTY MANAGEMENT

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. 3289 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the purchase and delivery of #2 Fuel Oil for the period of October 1, 2006 through September 30, 2007. Funding for the purchase and delivery of #2 Fuel Oil has been included in the budget requests of various City Departments who will need this commodity during the 2006-2007 winter season.

Invitations to bid were solicited, and the bid was duly advertised. Responses were stated as total price per gallon which included a differential per gallon above the New Haven Harbor pricing as shown in the Journal of Commerce on August 15, 2006 and other assessments and taxes.

	East River Energy Guilford, CT.	Plainville Petroleum Plainville, CT.	Dime Oil Co. Waterbury, CT.	Buckley Energy Bridgeport, CT.
Price Per Gallon	\$1.9835	\$1.9835	\$1.9835	\$1.9835
New Haven Harbor Posted Price 8/15/2006				
Differential	\$0.0356	\$0.0825	\$0.0430	\$0.0478
Nora Assessment	\$0.0042	\$0.0020	\$0.0020	\$0.0020
Total Price	\$2.0233	\$2.0680	\$2.0307	\$2.0333

The bids were reviewed for conformance to specifications by the Purchasing Administrator and Department of Property Management Administration. East River Energy was not only the lowest bidder overall per gallon for the #2 Fuel Oil but they were also the only bidder to include within their Nora Assessment (National Oil Research Alliance ACT of 2000) charges the Lust (Leaking Underground Storage Tank) and Oil Spill Liability Trust Fund Fees imposed by Federal Laws that the other bidders did not include within this assessment price. Therefore the following is recommended by the Director of the Department of Property Management that the bid be awarded to East River Energy of Guilford, CT. who was the lowest bidder.

Resolved: That the Purchasing Administrator or his designee be and is hereby authorized to enter into a requirements contract with East River Energy of Guilford, CT. for the purchase of #2 Fuel Oil for the period beginning on or about October 1, 2006 through September 30, 2007 per the specifications of Public Bid No. 3289.

Jack Pieper
Purchasing Administrator

29309 RE: SAND FOR SNOW AND ICE CONTROL PUBLIC WORKS 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. 3292 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the Purchase of Sand for Snow and Ice Control for the Public Works Department. Funding is available for this purchase is from Account Numbers 001-1330-3116-221 and 219-1300-3116-S75.

Invitations to bid were solicited, and the bid was duly advertised. Responses, stated in per cubic yard units were received as follows:

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Vendor	Delivered Price Per Cubic Yard
JV III Construction, Inc. Rocky Hill, CT.	\$23.75
D.W. Transport & Leasing Co. Uncasville, CT.	\$23.74
Elite Transport Durham, CT.	\$19.25
American Industries Jewett City, CT.	\$19.00
Herb Holden Trucking, Inc. Broad Brook, CT.	\$18.97
DRVN Enterprises, Inc. W. Granby, CT.	\$18.25

The bid was reviewed for conformance to specifications by the Public Works Department Administration and the Purchasing Administrator. Therefore the following is recommended by the Director of the Public Works Department that the bid be awarded to DRVN Enterprises Inc. of W. Granby, CT. who was the lowest bidder.

RESOLVED: That the Purchasing Administrator or his designee be and is hereby authorized to enter to a requirements contract with DRVN Enterprises, Inc. of W. Granby, CT. for the provision of sand at the quoted price for a period from October 1, 2006 to May 15, 2007, per the specifications of Public Bid No. 3292.

Jack Pieper
Purchasing Administrator

29310 RE: NEW HOLLAND 4 X 4 TRACTOR 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:

Public Bid No. 3295 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for the purchase of a New Holland 4x4 Tractor for the Water Department. Funding is available for this purchase from Account Number 931-0100-1010-X36.

Invitations to bid were solicited, and the bid was duly advertised. Responses were received as shown below:

Acorn-Thompson Newington, CT.	\$38,686.00 (Base Model – New Holland 4x4 Tractor) \$1,028.00 (With specified bid options) \$39,714.00 (Total Price)
Stanton Equipment, Inc. E. Windsor, CT.	\$33,500.00 (Base Model – John Deere 4x4 Tractor)

The bids were reviewed for conformance to specifications by the Water Department Administration and the Purchasing Administrator. Stanton Equipment, Inc. did not provide a bid per the specification of Bid #3295. Stanton Equipment, Inc. provided a bid for a John Deere 4x4 Tractor that was not specified as an alternate 4x4 Tractor to the New Holland 4x4 Tractor. The John Deere 4x4 Tractor was tested by the Water Department last year and did not have the options as well as meet performance and safety needs of the Water Department to cut grass on the steep slopes of the reservoir dams. Therefore, the following is recommended by the Director of the Water Department to award the bid to Acorn-Thompson.

RESOLVED: That the Purchasing Administrator be and is hereby authorized to issue a standing purchase order in the amount of \$39,714.00 to Acorn-Thompson of Newington, CT for the purchase of a

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New Holland 4x4 Tractor per the specifications of Public Bid No. 3295.

Jack Pieper
Purchasing Administrator

29311 RE: REPAIR TO TRUCK MOUNTED VAC-CON VACUUM SYSTEM – PUBLIC WORKS 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 Public Works Department for the repairs and renovations to a Truck Mounted Vac-con Vacuum System that is inoperative now. The vacuum system is needed to clean storm drain and catch basins. The vendor that can make the requested repairs and renovations to this piece of equipment is a sole source vendor.

New England Municipal Equipment Co. \$19,677.34 (Quoted Cost Of Repairs)

The Purchasing Administrator has reviewed documentation sent by the vendor, New England Municipal Equipment Company stating that they are a sole source, authorized Vac-con supplier and repair facility of this truck mounted vacuum system in the state. Further review of a listing of all authorized dealers on the manufacture's web-site, Vac-con of Green Cove Springs, FL. indicates that New England Municipal Equipment Co. of Bristol, CT. is the only authorized dealer and repair facility of this product in Connecticut and also in all of the New England area. Bid solicitation for the repairs and renovations to this truck mounted vacuum system would not be beneficial to the City. Funding for the repairs and renovations for this truck mounted vacuum system is available from account 208-0003-1515-222.

Resolved: that the Purchasing Administrator or his designee be and hereby authorized to issue a purchase order to New England Municipal Equipment Company of Bristol CT. for the repairs and renovations of the Vac-con Truck Mounted Vacuum System at the quoted price of \$19,677.34.

Jack Pieper
Purchasing Administrator

29312 RE: LOW POTENTIAL MANHOLE ROOF REMOVAL AND REPLACEMENT – PUBLIC WORKS 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. 3265 was solicited and received in accordance with the Purchasing Ordinances of the City of New Britain for Low Potential Manhole Roof Removal and Replacement for the Public Works Department. Funding for this purchase has been reserved in designated fund balances for this purpose. The funding is contingent upon the Common Council approving a budget amendment at its September 27, 2006 meeting to reflect a transfer from the designated fund balance to account 501-0020-2120-372.

Invitations to bid were solicited, and the bid was duly advertised. Responses were received as shown below:

LTC Construction New Britain, CT.	\$117,150.00
Arborio Corporation Cromwell, CT.	\$159,300.00

The bids were reviewed for conformance to specifications by the Engineering and Public Works Department as well as the Purchasing Administrator. Therefore, the following is recommended by the Director of the Public Works Department to award the bid to LTC Construction of New Britain, CT who was the lowest bidder.

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RESOLVED: That the Purchasing Administrator be and is hereby authorized to enter into a contract with LTC Construction of New Britain, CT in the amount of \$117,150.00 for the purpose of Low Potential Manhole Roof Removal and Replacement per bid specifications of Public Bid No. 3265.

Jack Pieper
Purchasing Administrator

PARKS AND RECREATION DEPARTMENT

29214-1 RE: TREE TRIMMING – 23 BEDFORD 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 Parks and Recreation Commission requested that this tree at 23 Bedford Street be placed on the work list to be trimmed. The trimming of the tree was completed 8/10/06.

William DeMaio

29215-1 RE: TREE – 37 OLIVE STREET AND TREE ON WINTER 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 Parks and Recreation Commission has requested that the tree at 37 Olive Street and a tree on Winter Street at the corner of Clark Street be removed or trimmed and were referred to the City Arborist. The tree at 37 Olive Street was cut down and removed 9/5/06, the butt remains and will be removed during the winter. The tree at Winter Street was trimmed 8/22/06.

William DeMaio

29216-1 RE: GRASS GROWING ONTO SIDEWALK – WILLOW 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 Parks and Recreation Commission referred the request to the Parks Superintendent. The grass growing onto the sidewalk located on Willow Street in the vicinity of the new homes has been trimmed twice — 7/11/06 and 8/17/06.

William DeMaio

29217-1 RE: OVERGROWN GRASS AND BRUSH – WILLOW STREET 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 Parks and Recreation Commission referred the request to the Parks Superintendent. The overgrown grass and brush located at the Willow Street Park is on the trim and cut maintenance list and is trimmed as often as the maintenance schedule allows.

William DeMaio

29218-1 RE: SIGNAGE IN CENTRAL 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 Parks and Recreation Commission has referred this signage request to the Mayor to be added for consideration with the downtown master plan project. Signage is one of the issues to be addressed by the consultant.

William DeMaio

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TAX DEPARTMENT

29313 RE: TAX ABATEMENTS, CORRECTIONS AND REFUNDS

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

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

Fred Menditto
Tax Collector

PURCHASING DEPARTMENT

29314 RE: COOPERATIVE PURCHASING

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), purchase orders were requested by the Public Works Department or the following under the State of Connecticut cooperative purchasing plan:

<u>Item #1</u>	<u>Description</u>	<u>Rate</u>	<u>Total Price</u>
Tilcon Connecticut, Newington, CT.	1377 Tons Class 1, Bituminous Pavement	\$53.57/Ton	\$73,765.89
	5307 Tons Class 2, Bituminous Pavement	\$54.07/Ton	\$286,949.49
	3342 Tons Leveling Course	\$55.07/Ton	\$184,043.94
	3876 Gallons of Tack Coat	\$4.15/Gal	\$16,085.40
	2685 Feet of Machined Bituminous Curb	\$2.41/LF	\$ 6,470.85
		Total	\$567,315.57

<u>Item #2</u>	<u>Description</u>	<u>Rate</u>	<u>Total Price</u>
Costello Industries Newington, CT.	73,840 Square Yards of Milling of Bituminous Pavement	\$1,238.00/SY	\$91,413.92
	2 Relocation: 501' to 2640'	\$650.00	\$1,300.00
	3 Relocation: 264' to 5280'	\$1,300.00	\$3,900.00
		Total	\$96,613.92

Item #1. The Public Works Department requested that a purchase order be issued to Tilcon Connecticut, Inc of Newington Ct. for the Purchase of Bituminous Asphalt and other Asphalt Products for the paving of Washington ST., East Main ST., Eddy Glover Blvd., Chestnut ST., Ella Grasso Blvd., and Corbin Ave. per Resolutions #28540, #29047, and #29271 utilizing the State of Connecticut's Contract Award #006PSX0102. Funding is available for this purchase from Account Numbers, 008-3025-1601-322, 213-1800-1861G27, 213-1800-1860-K13, 213-1800-1861-G63, 213-1800-1861-G64, 213-1800-1860-K12, and 001-1330-3112-221,

Item #2. The Public works Department requested that a Purchase Order be issued to Costello Industries of Newington, Ct. for the Milling of Bituminous Pavement of Washington ST., East Main ST., Eddy Glover Blvd., Chestnut ST., Ella Grasso Blvd. and Corbin Ave. per Resolutions #28540, #29047 and #29271 utilizing the State of Connecticut's Contract Award #06PSX0145. Funding is available for this work from Account Numbers, 008-3025-1601-322, 213-1800-1861-G27, 213-1800-1860-K13, 213-1800-1861-G63, 213-1800-1860-K12 and 001-1330-3112-221.

Jack Pieper
Purchasing Administrator

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CAPITAL EQUIPMENT COMMITTEE

29328 RE: BOBCAT SKID STEER S185 AND BOBCAT 5600 TURBO WORK MACHINE WITH ATTACHMENTS

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

The Capital Equipment Committee of the Consolidated Sub-Committee held a special meeting on Wednesday evening, September 27, 2006 at 6:15 p.m. in the Council Chambers to discuss the change within the Parks & Recreation division of the Capital Equipment Listing originally approved by Council with Resolution #28576-3 on August 10, 2005. The following was discussed:

Remove the "snow removal utility vehicle with attachments"

Add a "Bobcat Skid Steer S185" and "Bobcat 5600 Turbo Work Machine"

No additional money needed. It was the committee's recommendation to send the listing back to the Common Council with a _____ recommendation.

Alderman Paul Catanzaro
Chair

Ald. Trueworthy moved to adopt a second Consent Agenda consisting of items Q thru V, seconded by Ald. Bielinski. Ald. Salvio and Ald. Wyskiewicz recused themselves since they did not attend the meeting of the Committee on Planning, Zoning and Housing. Roll call vote – all other members voted in favor.

CONSENT AGENDA #2

COMMITTEE ON PLANNING, ZONING AND HOUSING

29285-1 RE: PROPOSED SALE OF 160 MAIN STREET (THE RAO BUILDING) TO JASKO DEVELOPMENT LLC

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 at a special meeting held on Tuesday evening, September 19, 2006 at 7:30 p.m. in the Council Chambers to which was referred the matter of Item #29285 – Purchase and Sale Agreement with Jasko Development LLC for 160 Main Street voted to accept and recommend that the following resolution be referred back to the Common Council with a favorable recommendation.

Alderwoman Silvia J. Cruz
Chair

29277-1 RE: LNR ENTERPRISES, LLC (MIDAS AUTO SERVICE EXPERTS) CERT. OF LOCATION - 770 WEST MAIN 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 Committee on Planning, Zoning and Housing at a special meeting held on Tuesday evening, September 19, 2006 at 7:30 p.m. in the Council Chambers to which was referred the matter of Petition #29277 – LNR Enterprises, LLC seeks granting of certificate of location approval to allow transfer of state general repairer's license from current licensee (Midas Auto Service Experts) voted to accept and recommend that the following petition be referred back to the Common Council with a neutral recommendation.

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Alderwoman Silvia J. Cruz
Chair

29298-1 RE: PRESTIGE AUTO MOTORS, LLC – CERT. OF LOCATION - 111-C CHRISTIAN LANE

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 at a special meeting held on Tuesday evening, September 19, 2006 at 7:30 p.m. in the Council Chambers to which was referred the matter of Petition #29298 – Prestige Auto Motors, LLC seeks granting of certificate of location approval to allow motor vehicle general repairer's and auto dealer's license for property at 111-C Christian Lane voted to accept and recommend that the following petition be referred back to the Common Council with a neutral recommendation.

Alderwoman Silvia J. Cruz
Chair

29299-1 RE: T & S INDUSTRY, INC. CERT OF LOCATION - 60 WHITING 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 Committee on Planning, Zoning and Housing at a special meeting held on Tuesday evening, September 19, 2006 at 7:30 p.m. in the Council Chambers to which was referred the matter of Petition #29299 – T&S Industry, Inc. seeks granting of certificate of location approval to allow a motor vehicle general repairer's and auto dealer's license for property at 60 Whiting Street voted to accept and recommend that the following petition be referred back to the Common Council with a neutral recommendation.

Alderwoman Silvia J. Cruz
Chair

29300-1 RE: PAULS AUTOMOTIVE – CERT. OF LOCATION - 812 STANLEY 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 Committee on Planning, Zoning and Housing at a special meeting held on Tuesday evening, September 19, 2006 at 7:30 p.m. in the Council Chambers to which was referred the matter of Petition 29300 – Paul's Automotive seeks granting of certificate of location approval to allow motor vehicle general repairer's and auto dealer's license for property at 812 Stanley Street voted to accept and recommend that the following petition be referred back to the Common Council with a neutral recommendation.

Alderwoman Silvia J. Cruz
Chair

29301-1 RE: PETER SALZA – CERT. OF LOCATION - 2056 STANLEY 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 Committee on Planning, Zoning and Housing at a special meeting held on Tuesday evening, September 19, 2006 at 7:30 p.m. in the Council Chambers to which was referred the matter of Petition #29301 – Peter Salza seeks granting of certificate of location approval to allow transfer of motor vehicle general repairer's license for property at 2056 Stanley Street voted to accept and recommend that the following petition be referred back to the Common Council with a neutral recommendation.

Alderwoman Silvia J. Cruz
Chair

REPORTS OF LEGISLATIVE COMMITTEES BOARDS, COMMISSIONS AND DEPARTMENTS

COMMITTEE ON PLANNING, ZONING AND HOUSING

29302-1 RE: MUKHTAR AHMED – CERT. OF LOCATION - 788 WEST MAIN 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 Committee on Planning, Zoning and Housing at a special meeting held on Tuesday evening, September 19, 2006 at 7:30 p.m. in the Council Chambers to which was referred the matter of Petition #29302 – Mukhtar Ahmed seeks granting of certificate of location approval which allows a motor vehicle general repairer's and auto dealer's license for property at 788 West Main Street voted to accept and recommend that the following petition be referred back to the Common Council with a neutral recommendation, and that the license be issued contingent upon the restriction that there be no more than six (6) cars for sale on the property at any one time.

Alderswoman Silvia J. Cruz
Chair

To His Honor, the Mayor, and the Common Council of the City of New Britain: the undersigned beg leave to petition your Honorable body:

In accordance with CGS Section 14-54, Mukhtar Ahmed seeks the granting of a certificate of location approval from the Common Council, acting in its capacity as Zoning Commission of the City of New Britain, in order to allow a motor vehicle general repairer's and auto dealer's license for property at 788 West Main Street.

Said property is zoned B-3, secondary business, which allows auto repair and auto dealers by right. The property has been a Gulf service station for many years and was issued a certificate of location approval for an auto repairs license in December 1980. It has not been previously licensed for auto sales. Said license is hereby granted with the contingency that there be no more than six (6) cars for sale at any one time.

Alderman Peter J. Gostin

Ald. Bielinski moved to accept and adopt with the restriction that there be no more than six (6) cars for sale at any one time. Motion seconded by Ald. Trueworthy. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

RESOLUTIONS RETURNED FROM COMMITTEE

29285-2 RE: THE SALE OF 160 MAIN STREET (THE RAO BUILDING) TO JASKO DEVELOPMENT LLC

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

WHEREAS, The City of New Britain is committed to the revitalization of its downtown area and the preservation of historical buildings where at all possible; and

WHEREAS, The City of New Britain owns an historic building located at the heart of the downtown district known as the Sovereigns Trading Company (STC) building located at 160 Main Street (commonly known as the Rao Building) which has been vacant for many years; and

WHEREAS, two previous offers to enter into a purchase and sale agreement on this property have been withdrawn by the purchaser; and

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WHEREAS, Jasko Development LLC, a real estate development firm with experience in multi-story residential and commercial projects in the tri-state region, most recently the property adjacent to the Rao Building at 132 Main Street (the Andrews Building), desires to purchase this property at 160 Main Street for a \$1.2 million renovation into 3,000 square feet of retail space on the ground floor with 14 residential market rate units on the upper floors; and

WHEREAS, The City of New Britain has received a request for transfer of this property from Jasko Development LLC for a total of One Dollar (\$1.00) and other valuable consideration; and

RESOLVED, That Timothy T. Stewart, Mayor, be and is hereby authorized to execute on behalf of the City of New Britain a purchase and sales agreement with Jasko Development LLC for the property known as 160 Main Street and to execute any and all documents necessary for the conveyance of said property in accordance with the terms of said agreement at a sale price of not less than \$1.00.

Alderman Louis G. Salvio
Minority Leader

Ald. Salvio moved to accept and adopt, seconded by Ald. Gostin. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

RESOLUTIONS

NEW BUSINESS

29315 RE: JOINT FUNDING AGREEMENT – BOARD OF WATER COMMISSIONERS AND THE U.S. DEPARTMENT OF THE INTERIOR – WATER RESOURCES INVESTIGATIONS

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 New Britain Board of Water Commissioners has participated for a number of years with the U.S. Department of the Interior in the water resources investigations, including collection and analysis of surface water data at the stream-gaging station located in Burlington; and,

Whereas, the project is jointly funded from Water Dept. and federal funds; for the period October 1, 2006 through September 30, 2007, funding for the program will be as follows:

New Britain Water Department	3,900
U.S. Department of the Interior	1,000

And,

Whereas, the Board of Water Commissioners at its September 12, 2006 meeting approved the program agreement; therefore, be it

Resolved, that the Board of Water Commissioners is hereby authorized to enter into a joint funding agreement with the U.S. Department of the Interior for the above-stated purpose.

Ald. Lawrence J. Hermanowski
Common Council Liaison - Water Dept.

Ald. Hermanowski moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29316 RE: PROPOSED AMENDMENT TO SEC. 15-73, 15-106, 15-117, 15-118 AND 15-122 OF THE ORDINANCES UPDATING THE FEES FOR PARKING VIOLATIONS

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

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Proposed Ordinance on file in the Town Clerk's Office.

Ald. Bernacki moved to accept and refer to the Consolidated Sub-Committee, seconded by Ald. Gostin. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29317 RE: PROPOSED AMENDMENT TO THE ORDINANCES ADDING SEC. 1-17 PROVIDING AN APPEAL PROCEDURE REGARDING A CITATION FOR A VIOLATION OF CITY ORDINANCE AND ASSESSED FINE OR OTHER PENALTY

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:

Proposed Ordinance on file in the Town Clerk's Office.

Ald. Salvio moved to accept and refer to the Committee on Administration, Finance and Law, seconded by Ald. Bielinski. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29318 RE: AGREEMENT WITH KYLE T. HEDSTROM AS GOLF PROFESSIONAL OF STANLEY GOLF COURSE – TERM: 01/01/2007 THRU 12/31/2011

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, Kyle T. Hedstrom is the Golf Professional at Stanley Golf Course pursuant to an agreement with the City of New Britain which is scheduled to expire on December 31, 2006; and

WHEREAS, Paragraph 3 of the Agreement provides that "The City of New Britain, upon approval by the Parks and Recreation Commission, and the Professional by mutual agreement shall have the option to renew this Agreement for a term of five (5) years"; and

WHEREAS, On September 14, 2006, the Parks and Recreation Commission approved the renewal of the Agreement for a term of five (5) years from January 1, 2007, through December 31, 2011; and

WHEREAS, The same terms and conditions of the current Agreement will be incorporated into a new five (5) year Agreement; and

WHEREAS, Mr. Hedstrom shall be paid a professional services fee of \$73,197.49 in the first year of the Agreement with increases of one and one-half percent for each additional year; and

WHEREAS, Mr. Hedstrom will also be entitled to fees on a graduated scale based on revenue from golf course play, cart and range fees; and

WHEREAS, Mr. Hedstrom is required to employ a sufficient number of employees at his expense to maintain the efficient operation of the golf course; now, therefore, be it

RESOLVED, That Timothy T. Stewart, Mayor, be and is hereby authorized to execute on behalf of the City of New Britain the attached agreement with Kyle T. Hedstrom as Golf Professional of Stanley Golf Course for the term January 1, 2007, through December 31, 2011.

Alderwoman Shirley G. Black
Alderwoman Tonilynn Collins
Alderman Louis G. Salvio

Ald. Black moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29319 RE: LHS OPTICAL SCAN VOTING MACHINES

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 help America Vote Act of 2002 has developed a uniform set of requirements for each voting system used in an election for federal office;

September 27, 2006

WHEREAS, the Election Assistance Commission has determined that lever voting machines are not compliant with the requirements of the Help America Vote Act;

WHEREAS, the office of the Secretary of the State of Connecticut has used federal funds advanced through the Help America Vote Act to purchase voting machines in compliance with this law, these being the "LHS optical scan voting machines";

WHEREAS, the City of New Britain is a municipality in the State of Connecticut;

WHEREAS, the City of New Britain, through its elected officials and the employees thereof, is responsible for conducting primaries and elections, federal and otherwise, within its own borders;

WHEREAS, the City of New Britain, through its legislative body is responsible for providing suitable voting machines for use within its own municipality;

THEREFORE, BE IT RESOLVED: The legislative body of the City of New Britain hereby accepts ownership of the said "LHS optical scan voting machines" and will begin to use said voting machines with the first election of November, 2007.

Michael W. Trueworthy, Majority Leader

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29320 RE: ELECTRONIC VOTING EQUIPMENT "IVS" VOTING SYSTEM – VOTING CAPABILITIES FOR PERSONS WITH DISABILITIES

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 Help America Vote Act of 2002 has developed a uniform set of requirements for each voting system used in an election for federal office;

WHEREAS, included among the requirements of the Help America Vote Act is a provision that every polling place must maintain at least one voting machine created to ensure private and independent voting capabilities for persons with disabilities;

WHEREAS, the "IVS voting system" has been recognized to be in compliance with the requirements of the Help America Vote Act, including the provision of accessibility for persons with disabilities;

WHEREAS, the office of the Secretary of the State of Connecticut has used federal funds advanced through the Help America Vote Act to purchase voting machines in compliance with this said accessibility provision of the Help America Vote Act, these being the "IVS voting system";

WHEREAS, the City of New Britain is a municipality in the State of Connecticut;

WHEREAS, the City of New Britain, through its elected officials and the employees thereof, is responsible for conducting primaries and elections, federal and otherwise, within its borders;

WHEREAS, the City of New Britain, through its legislative body is responsible for providing suitable voting machines for use within its own municipality;

THEREFORE, BE IT RESOLVED: The legislative body of the City of New Britain hereby accepts ownership of the said "IVS voting system" and will begin to use said voting machines with the election to be held on November 7, 2006.

Michael W. Trueworthy, Majority Leader

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Salvio. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29321 RE: BUS SHELTER REPLACEMENTS AND BUS SIGNAGE – AGREEMENT WITH GREATER HARTFORD TRANSIT DISTRICT

September 27, 2006

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

Whereas, the City of New Britain is an urban community with well established bus stops and bus routes used by residents and visitors for inter- and intra-city transportation, and;

Whereas, the City of New Britain estimates that 2300 riders utilize bus transportation on a daily basis, and;

Whereas, the City of New Britain is committed to mass transit transportation expansion, particularly bus ridership, through its involvement in the New Britain Bus Way Project, and;

Whereas, Mayor Stewart and the Common Council have repeatedly expressed concern regarding the condition of existing bus stop facilities, and;

Whereas, the City of New Britain Public Works Department has conducted an inventory of existing bus shelters to determine their condition, and;

Whereas, a determination has been made that bus shelters are over 25 years old and beyond their useful life and present a potential safety hazard, and;

Whereas, Public Works identified the availability of Federal Transit Enhancement Funds through the Greater Hartford Transit District, and;

Whereas, Public Works developed a proposal to 1) install bus route signs along all current transit routes, 2) replace existing bus shelters, and 3) offer bike racks near bus stops to promote bus use and to offer safe and attractive bus stop facilities, and;

Whereas, the proposed project budget is \$199,328 to cover bus shelter and signage purchases as well as to fund construction/installation costs, and;

Whereas, Federal Transit Enhancement Funds require a 20% local match (\$39,900) that Public Works will achieve, in part, through in-kind services to be provided by Public Works Traffic Division employees who will dismantle existing structures and install all bus route and bus stop signs on existing traffic poles, and;

Whereas, the City of New Britain will also provide for on-call engineering services under Bid #3185, utilizing TO Design Landscaping Architects (TO Design), to develop bus shelter specifications, develop scope of work for shelter installations, supervise all installations and inspections for a "not-to-exceed" fee of \$16,000, and;

Whereas, there are funds available within the FYE 2006 surplus (final budget amendment to be submitted to Council on October 11, 2006) to allow the City of New Britain to underwrite the on-call engineering fee for TO Design that will be considered a contribution to the local 20% share, and;

Whereas, the City of New Britain has received funding approval from the Greater Hartford Transit District for the requested budget amount for bus shelter replacements and bus signage and issued Agreement Number 07-GHTD-415 for municipal acceptance;

Therefore Be It Resolved that:

1. Mayor Timothy T. Stewart is authorized to execute Agreement Number 07-GHTD-415 with the Greater Hartford Transit District on behalf of the City of New Britain, and
2. An appropriation, in the amount of \$16,000, is approved under Engineering On-Call Bid #3185 to TO Design for design and bid specification development and construction oversight.

Alderman Salvatore Bonola

Alderman John Carroll

Ald. Bonola moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29144-1 RE: CONTRACT AMENDMENT WITH DIME OIL COMPANY – FOR THE PROVISION OF THE NEW FEDERAL MANDATED ULTRA LOW SULFUR DIESEL FUEL

September 27, 2006

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, At is Regular Meeting of May 24, 2006, the Common Council authorized, via Resolution 29144 a contract to be entered into between the City of New Britain and Dime Oil Company to provide per Public Bid #3276 for Diesel Fuel to the Public Works Department. The bid specifications were solicited for a period of One (1) year, July 1, 2006 to June 30, 2007. The contract was made to be only in effect from July 1, 2006 to October 1, 2006 because of a new Federal Mandates requiring that Ultra Low Sulfur Diesel Fuel be utilized after October 1, 2006 date. The new Federal Mandate was made known after the bid specifications were dully advertised and price quotes received from the bidders.

WHEREAS, the Purchasing Administrator requests authorization for a contract amendment to provide for an extension of the contract with Dime Oil Company to provide the City with the new Federal Mandated Ultra Low Sulfur Diesel Fuel until June 2007. Dime Oil Company has indicated that they are willing to:

- Provide the New Federal Mandated Ultra Low Diesel Fuel after October 1, 2006 to the City.
- Honor the same quoted price of \$.0194 above the New Haven Tank Car low price per gallon, in their Bid #3276, for the New Federal Mandated Ultra Low Sulfur Diesel Fuel which is the same price as for Diesel Fuel that they have provided since entering in to the agreement with the City on July 1, 2006.

RESOLVED, that the Purchasing Administrator is hereby authorized to execute a contract amendment for a nine (9) month period which will end on June 30, 2007 with Dime Oil Company for the provision of the New Federal Mandated Ultra Low Sulfur Diesel Fuel at the price described above.

Alderman Michael Treworthy
Majority Leader

Ald. Treworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

27621-1 RE: CONTRACT AMENDMENT WITH ALLIANCE OCCUPATIONAL HEALTH OF PLAINVILLE, CT FOR PROFESSIONAL MEDICAL SERVICES FOR THE POLICE 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:

WHEREAS, At is Regular Meeting of August 13, 2003, the Common Council authorized, via Resolution 27621 a contract to be entered into between the City of New Britain and Alliance Occupational Health of Plainville, CT. to provide per Public Bid #3047 Professional Medical Services to the Police Department. The bid specifications were solicited for a period of Three (3) years, with the options of providing these services with extensions of the contract for one (1) year periods of up to four (4) years. The contract extension was omitted in the resolution therefore it was never approved. Alliance Occupational Health presently has existing contracts in effect to provide Drug Testing Services for the Police Department and Professional Medical Services for the Fire Department. These existing contracts will expire in 2007.

WHEREAS, the Purchasing Administrator requests authorization for a contract amendment to provide for an extension of the contract to provide Professional Medical Services to the Police Department until October 7, 2007. At that time a bid will be solicited to provide Professional Medical Services and Drug testing for both the Police and Fire Departments enabling the City to get better pricing for these services and combined these services into one contract.

Alliance Occupational Health has indicated that they are very willing to:

- Agree to extend the contract with the City to provide Professional Medical Services to the Police Department.

September 27, 2006

- Agreed to honor the same quoted price in their Bid #3047 for Professional Medical Services to the Police Department if the contract is extended.

RESOLVED, that the Purchasing Administrator is hereby authorized to execute a contract amendment until October 7, 2007 with Alliance Occupational Health of Plainville, CT for Professional Medical Services for the Police Department per the pricing and specifications of Bid #3047.

Alderman Michael Trueworthy
Majority Leader

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bielinski. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29322 RE: THE SALE OF A PORTION OF PROPERTY KNOWN AS 505 SOUTH MAIN STREET TO JOHN STEPENSKY AND JOHN STEPENSKY, JR. DBA STEPENSKY OPTICIANS

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

WHEREAS, The City of New Britain is committed to supporting its local business community; and

WHEREAS, The City of New Britain owns property on 505 South Main Street which was purchased for the Alternative Behavior Center and High School addition, a portion of which is not necessary for those school projects ; and

WHEREAS, John Stepensky and John Stepensky, Jr, dba Stepensky Opticians, are a family owned business that has a long tradition of service to New Britain residents and are desirous of continuing that tradition by staying in the City and expanding parking for their customers; and

WHEREAS, The City of New Britain has received a request for transfer of the portion of 505 South Main Street adjacent to the rear and side of the Stepensky property at 513 South Main Street (see attached map on file in the Town Clerk's Office) for a total of Twenty Six Thousand Dollars (\$26,000.00) and other valuable consideration, including a sight line easement on the easterly side of the Stepensky property for the access road to the ABC and High School; and

WHEREAS, The City of New Britain is interested in encouraging business and economic development as well as retaining local business ownership such as Stepensky Opticians; now, therefore, be it

RESOLVED, That Timothy T. Stewart, Mayor, be and is hereby authorized to execute on behalf of the City of New Britain a purchase and sales agreement with John Stepensky and John Stepensky, Jr, dba Stepensky Opticians for a portion of the property known as 505 South Main Street and to execute any and all documents necessary for the conveyance of said property in accordance with the terms of said agreement at a sale price of not less than \$26,000.00 and the negotiation of a sight line easement.

Alderman Louis G. Salvio
Minority Leader

Ald. Salvio moved to accept and adopt, seconded by Ald. Wyskiewicz. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29323 RE: PROPOSED SALE OF 261 WASHINGTON STREET AND 213, 221 AND 227 GLEN STREET TO THE NEW BRITAIN REDEVELOPMENT COMMISSION

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

WHEREAS, The City of New Britain is committed to providing opportunities for affordable housing and home ownership for its citizens through its programs and projects administered by the Commission on Community and Neighborhood Development (CCND); and

WHEREAS, The City of New Britain owns the land and building at 261 Washington Street and three vacant lots at 213, 221 and 227 Glen Street; and

September 27, 2006

WHEREAS, the New Britain Redevelopment Commission wishes to undertake the renovation of 261 Washington Street into six condominium units and the building of two family units on each of the Glen Street lots for a total of twelve units of affordable housing as well as revitalization of neighborhoods ; and

WHEREAS, the CCND has requested transfer of said properties for a total of One Hundred Thousand Dollars (\$100,000.00) for 261 Washington Street and Ten Thousand Dollars (\$10,000) for each lot on Glen Street and other valuable consideration; now, therefore, be it

RESOLVED, That Timothy T. Stewart, Mayor, be and is hereby authorized to execute on behalf of the City of New Britain a purchase and sales agreement with the Redevelopment Commission for the properties known as 261 Washington Street and 213, 221 and 227 Glen Street and to execute any and all documents necessary for the conveyance of said property in accordance with the terms of said agreement at a sale price of not less than One Hundred Thirty Thousand Dollars (\$130,000).

Alderman Louis G. Salvio
Minority Leader

Ald. Salvio moved to accept and refer to the Committee on Planning, Zoning and Housing, seconded by Ald. Bernacki. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29324 RE: BUDGET AMENDMENT – SUBWAY FUND \$117,150

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 roofs of several manholes within the low potential subway system are in need of replacement. Under the lease agreement with SBC (now AT&T), the City is required to replace these prior to the leasee assuming responsibility for the manholes,

WHEREAS, the bid specs were released in August 2006 and the low bid amounts to \$117,150 (the purchasing report recommending the low bidder will also be submitted to Council on September 27, 2006),

WHEREAS, as a result of the high potential subway sale, monies have been reserved in designated fund balance for this purpose, THEREFORE BE IT

RESOLVED, that the 2006 Subway budget be amended to reflect a transfer from fund balance as follows:

Increase:

501-0500-0571-077	Revenue – From Fund Balance	\$ 117,150
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Increase:

501-0020-2120-372	Maintenance and Repairs	\$ 117,150
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Alderman Salvatore Bonola
Alderman John Carroll

Ald. Bonola moved to accept and adopt, seconded by Ald. Carroll. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

29325 RE: PROPOSED AMENDMENT TO THE ORDINANCES ADDING SEC. 14-393, 14-394 AND 14-395 REGARDING CERTIFICATES OF LOCATION FOR DEALING IN OR REPAIRING MOTOR VEHICLES

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:

Proposed Ordinance on file in the Town Clerk's Office.

Ald. Gostin moved to accept and refer to the Committee on Planning, Zoning and Housing, seconded by Ald. Salvio. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

September 27, 2006

29327 RE: PARCEL OF CITY PARK LAND AT THE INTERSECTION OF PENDELTON ROAD AND SUNNYSLOPE DRIVE KNOWN AS 127 SUNNYSLOPE DRIVE BE NAMED CAPTAIN BRIAN LETENDRE MEMORIAL PARK

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 was honored to have as a resident Captain Brian Letendre U.S.M.C, and his family when they resided at 131 Pendleton Road, and

Whereas; Captain Letendre gave up his life in the service of the United States of America during the conflict in Iraq on May 3, 2006, and

Whereas; there exists a parcel of City park land at the intersection of Pendleton Road and Sunnyslope Drive known as 127 Sunnyslope Drive, and

Whereas; a petition signed by a vast majority of the neighborhood residents are in favor of the following, Now Therefore, Be It

Resolved; that the park land be named Captain Brian Letendre Memorial Park in honor of one of America's fallen Hero's.

Alderman Lawrence J. Hermanowski
Alderman Michael Trueworthy
Alderman Mark H. Bernacki
Alderman Peter J. Gostin
Alderman Sal Bonola

Alderwoman Suzanne Bielinski
Alderman Adam Platosz
Alderman James A. Wyskiewicz
Alderman Louis G. Salvio
Alderman John Carroll

Ald. Hermanowski moved to accept, adopt and refer back to the Parks and Recreation Department and to the Veterans' Commission, seconded by Ald. Bielinski. So voted. Approved October 27, 2006 by Mayor Timothy T. Stewart.

Ald. Trueworthy moved the Council enter into Executive Session to discuss 29305(B)- Report of the Corporation Counsel and Resolution 29326(15) and that they be accompanied by Mayor Stewart, and the Corporation Counsel, and in regard to resolution 29326 – appointment of Finance Director – that they also be accompanied by the Personnel Director. Motion seconded by Ald. Bielinski. Roll call vote – all members present voted in favor. Executive Session began at 8:11 p.m.

The Council voted to return to order at 8:35 p.m. on motion of Ald. Trueworthy, seconded by Ald. Salvio.

OFFICE OF THE CORPORTION COUNSEL

29305 RE: JAMES LEONARD, JR ET AL V. JERRY CHROSTOWSKI, ET AL

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

A report on the status of the above-referenced lawsuit will be presented to the Common Council at its meeting on Wednesday, September 27, 2006.

Irena J. Urbaniak
City Attorney

Ald. Trueworthy moved to accept and adopt, seconded by Ald. Bernacki. So voted. Approved October 2, 2006 by Mayor Timothy T. Stewart.

RESOLUTION

29326 RE: THE APPOINTMENT OF ROBERT CURRY AS FINANCE DIRECTOR

September 27, 2006

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, According to the New Britain City Charter, Article VIII, 8-2 (B), "Appointment of Department Heads": "...all department heads shall be appointed by and subject to the authority of the Mayor, following the consent of the Common Council..."; and

WHEREAS, The position of Finance Director is presently vacant; and

WHEREAS, An open competitive examination was administered for the position of Finance Director; and

WHEREAS, After conducting an interview panel, the Mayor has selected his choice from that search and testing process for the position of Finance Director; and

WHEREAS, The Common Council has considered the Mayor's candidate for the position of Finance Director in executive session; NOW THEREFORE BE IT

RESOLVED, That the Common Council consents to the Mayor's selection of Robert Curry as Finance Director for the City of New Britain.

Alderman Louis G. Salvio
Minority Leader

Ald. Salvio moved to accept and adopt, seconded by Ald. Gostin. Ald. Salvio moved to amend by inserting the name ROBERT CURRY to the RESOLVED paragraph, seconded by Ald. Bernacki. So voted. Resolution as amended adopted. Approved October 2, 2006 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 8:39 p.m.

ATTEST: Peter J. Denuzze, City Clerk