

AGENDA
CITY COUNCIL MEETING

MONDAY, JUNE 1, 2009

7:00 P.M.
CITY COUNCIL CHAMBERS, CITY HALL - 45 LYON TERRACE
BRIDGEPORT, CONNECTICUT

Prayer

Pledge of Allegiance

Roll Call

City Council Citation: To Carmen Colon in recognition of her Community Service Award from the Hispanic Chamber of Commerce of Greater Bridgeport.

City Council Citation: To Ramon Luis Merced in recognition of his Business Man of the Year Award from the Hispanic Chamber of Commerce of Greater Bridgeport.

Approval of City Council Minutes: May 4, 2009; Special Meeting May 11, 2009

COMMUNICATIONS TO BE REFERRED TO COMMITTEES:

- 118-08** Communication from Mayor re Setting of the Mill Rate for Fiscal Year 2009-2010 for **IMMEDIATE CONSIDERATION.**

- 119-08** Communication from Tax Collector re Municipal Suspense Tax Book, referred to Budget and Appropriations Committee.

- 121-08** Communication from Health and Social Services re Grant Submission: 2009-2011 Youth Service Bureau Grant with State Department of Education, referred to Economic and Community Development and Environment Committee.

- 122-08** Communication from City Attorney re Proposed Amendments to the Municipal Code of Ordinances, Chapter 15.12 Housing Code amend various sections: Section 15.12.010 Definitions; Section 15.12.030 Inspections; Section 15.12.050 Enforcement-Notice of Probable Violations; Section 15.12.060 Hearings; Section 15.12.080 Emergency Notice of Hearing, referred to Ordinance Committee.

COMMUNICATIONS TO BE REFERRED TO COMMITTEES CONTINUED:

- 123-08** Communication from City Attorney re Proposed Amendments to the Municipal Code of Ordinances, amend Chapter 8.92 Miscellaneous Health Regulations to add new Section 8.92.130 – Lead Poisoning Prevention and Control Regulations, referred to Ordinance Committee.
- 124-08** Communication from City Attorney re Proposed Suit Settlement for Donald Shannon, PPA et al, referred to Miscellaneous Matters Committee.
- 125-08** Communication from OPED re Disposition of City-Owned Property regarding Former Webster School, 1375 North Avenue; Block 1007 – Lot 13, referred to Economic and Community Development and Environment Committee.
- 126-08** Communication from Central Grants and Community Development re Grant Submission: Bridgeport Coalition to Reduce Alcohol and other Drug Use among Youth to the U.S. Substance Abuse and Mental Health Services Administration, referred to Economic and Community Development and Environment Committee.
- 127-08** Communication from Central Grants and Community Development re Grant Submission: Energy Efficiency and Conservation Formula Block Grant Funding to the U.S. Department of Energy, referred to Economic and Community Development and Environment Committee.
- 128-08** Communication from Central Grants and Community Development re Grant Submission: Urban Areas Security Initiative (UASI) 2009 to the U.S. Department of Homeland Security, referred to Public Safety and Transportation Committee.

RESOLUTIONS TO BE REFERRED TO BOARDS, COMMISSIONS, ETC.:

- 120-08** Resolution presented by Council members Valle, Colon, Lyons, Vizzo-Paniccia, Brannelly, Taylor-Moye and Brantley re Request for weekly report of Anti-Blight actions, referred to Public Safety and Transportation Committee.

MATTERS TO BE ACTED UPON (CONSENT CALENDAR):

- *89-08** Public Safety and Transportation Committee report re Request for Permanent Closure of a portion of Seaview Avenue and relocation of security fence and installation of new security fence east of its present location- Vacating Resolution dated August 10, 1988 (Ref. # 260-87).
- *67-08** Economic and Community Development and Environment Committee report re Grant Submission: Lead Poisoning Prevention and Control Program.
- *96-08PHO** Economic and Community Development and Environment Committee report re Public Hearing Ordered for June 15, 2009 regarding Disposition of City Owned Properties by Auction.
- *99-08** Economic and Community Development and Environment Committee report re Grant Submission: 2009 Neighborhood Assistance Act.
- *100-08** Economic and Community Development and Environment Committee report re Grant Submission: 2009-2010 Dial-A-Ride Transportation Program with the CT Department of Transportation.
- *105-08** Economic and Community Development and Environment Committee report re Agreement with National Development Council (NDC) for professional services.
- *116-08** Economic and Community Development and Environment Committee report re Consolidated Plan 2008-2013 Program Year 34 Annual Action Plan: Substantial Amendment Community Development Block Grant Recovery Act Program 2009 (CDBG-R).

MATTERS TO BE ACTED UPON:

- 24-08** Economic and Community Development and Environment Committee report re Disposition of City Owned Properties - United Cerebral Palsy Association (UCPA).
- 94-08** Economic and Community Development and Environment Committee report re Disposition of Barnum School (529 Noble Avenue) and Garfield School (655 Stillman Street) to Achievement First.

MATTERS TO BE ACTED UPON CONTINUED:

- 79-08** Miscellaneous Matters Committee report re Appointment of Thomas Lyons (D) to the Board of Assessment Appeals **DENIED.**
- 117-08(A)** Miscellaneous Matters Committee report re Suit Settlement for Mark Simonetti

UNFINISHED BUSINESS:

- 109-08** Special Committee report re (Ref. # 19-02) Abandonment of a portion of Cedar Street that was approved on March 3, 2003.
- 110-08** Special Committee report re (Ref. # 19-02) Abandonment of a portion of Nichols Street that was approved on March 3, 2003.

CITY COUNCIL MEETING

Monday, June 1, 2009

7:00 p.m.

**City Council Chambers, City Hall - 45 Lyon Terrace
Bridgeport, Connecticut**

ATTENDANCE: Council members: Brannelly, Crowe, Colon, Taylor-Moye, Brantley, Walsh, McCarthy, Austin, Vizzo-Paniccia, Bonney, dePara, Valle, Martinez, Paoletto, Baker, Holloway

ABSENT: Council members: Lyons, Blunt, Silva, Curwen

RECEIVED
CITY CLERKS OFFICE
09 JUN -5 AM 9:21
CITY CLERK

Mayor Finch called the meeting to order at 7:26 p.m.

- Prayer - the prayer was offered by Council member Brannelly.
- Pledge of Allegiance - the pledge was led by Council member Paoletto.
- Roll Call - the Assistant City Clerk took the roll and announced there was a quorum.

**Council member Holloway requested to be excused at 7:29. p.m. to leave to attend another meeting.*

**Mayor Finch announced that a few of the council members not present were in attendance at a meeting in Hartford.*

- ❖ City Council Citation: To Carmen Colon in recognition of her Community Service Award from the Hispanic Chamber of Commerce of Greater Bridgeport.
- ❖ City Council Citation: To Ramon Luis Merced in recognition of his Business Man of the Year Award from the Hispanic Chamber of Commerce of Greater Bridgeport.

Council President McCarthy stated that it was common to give out citations at the beginning of a meeting. He invited the Latino council members and to join him and Mayor Finch in the front of council chambers. He expressed that it was nice to recognize members of the community for their contributions to the city.

Council member Martinez read the citation for Business Man of the Year, Ramon Luis Merced. He stated that he has been in business for 25 years and has experience excellent success. And he has been and inspiration to everyone – *to applause.*

- ❖ Council member Martinez read the citation for the Community Service Award to Carmen Colon. Her son Eric accepted the citation on behalf of his mother.

Council member Martinez thanked all his colleagues for their support.

Sentiments were offered to both recipients for their contributions to the city, on behalf of the Latino Chamber of Commerce.

Approval of City Council Minutes: May 4, 2009; Special Meeting May 11, 2009
** **COUNCIL MEMBER PAOLETTO MOVED TO ACCEPT THE MINUTES**
** **COUNCIL MEMBER AUSTIN SECONDED**
** **MOTION PASSED UNANIMOUSLY**

COMMUNICATIONS TO BE REFERRED TO COMMITTEES:

118-08 Communication from Mayor re Setting of the Mill Rate for Fiscal Year 2009-2010 for **IMMEDIATE CONSIDERATION.**

Council President McCarthy mentioned that this item was automatic by charter. He noted that the current mill rate was 44.58 and the new mill rate was 38.74.

** **COUNCIL MEMBER McCARTHY MOVED TO SUSPEND THE RULES FOR THE PURPOSE OF TAKING UP THE ITEM FOR IMMEDIATE CONSIDERATION AND TO WAIVE REFERRAL TO COMMITTEE**
** **COUNCIL MEMBER COLON SECONDED**

Council member Walsh said he was opposed to setting the mill rate in this manner. He thought the minimum 2.5% surtax would provide additional tax relief to homeowners. He also stated that they should refer the matter to committee for further discussion.

** **MOTION PASSED WITH FOURTEEN VOTES IN FAVOR AND ONE VOTE IN OPPOSITION (COUNCIL MEMBER WALSH)**

Council member McCarthy stated that there was a time constraint and that was the reason for acting on the item tonight.

** **COUNCIL MEMBER McCARTHY MOVED TO APPROVE**
** **COUNCIL MEMBER AUSTIN SECONDED**

Council member Walsh stated that if there was a time constraint, it was because the city let it happen. He repeated that it was important to provide the best mill rate to residents and he didn't think the item received a fair hearing. He commented that it was a question of airing out the city's business to accept public input, or just accept what the city wants to do. He also noted that it was a major disservice to the resident of Bridgeport. He disagreed with the process of deciding to give commercial owners bigger tax breaks, while putting the burden on the homeowner.

** **MOTION PASSED WITH FOURTEEN VOTES IN FAVOR AND ONE VOTE IN OPPOSITION (COUNCIL MEMBER WALSH)**

Council member McCarthy requested to remove the following item from the agenda:

** **COUNCIL MEMBER McCARTHY MADE A MOTION TO REMOVE 124-08** Communication from City Attorney re Proposed Suit Settlement for Donald Shannon, PPA et al, referred to Miscellaneous Matters Committee.
** **COUNCIL MEMBER dePARA SECONDED**

**

MOTION PASSED UNANIMOUSLY

Council member Valle announced that if there were any other council members to sign on to the resolution below they should see the city clerk.

120-08 Resolution presented by Council members Valle, Colon, Lyons, Vizzo-Paniccia, Brannelly, Taylor-Moye and Brantley re Request for weekly report of Anti-Blight actions, referred to Public Safety and Transportation Committee.

Council member McCarthy stated he would add his name to the resolution.

119-08 Communication from Tax Collector re Municipal Suspense Tax Book, referred to Budget and Appropriations Committee.

121-08 Communication from Health and Social Services re Grant Submission: 2009-2011 Youth Service Bureau Grant with State Department of Education, referred to Economic and Community Development and Environment Committee.

122-08 Communication from City Attorney re Proposed Amendments to the Municipal Code of Ordinances, Chapter 15.12 Housing Code amend various sections: Section 15.12.010 Definitions; Section 15.12.030 Inspections; Section 15.12.050 Enforcement-Notice of Probable Violations; Section 15.12.060 Hearings; Section 15.12.080 Emergency Notice of Hearing, referred to Ordinance Committee.

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124-08 Communication from City Attorney re Proposed Suit Settlement for Donald Shannon, PPA et al, referred to Miscellaneous Matters Committee. - **removed from agenda.**

125-08 Communication from OPED re Disposition of City-Owned Property regarding Former Webster School, 1375 North Avenue; Block 1007 – Lot 13, referred to Economic and Community Development and Environment Committee.

126-08 Communication from Central Grants and Community Development re Grant Submission: Bridgeport Coalition to Reduce Alcohol and other Drug Use among Youth to the U.S. Substance Abuse and Mental Health Services Administration, referred to Economic and Community Development and Environment Committee.

127-08 Communication from Central Grants and Community Development re Grant Submission: Energy Efficiency and Conservation Formula Block Grant Funding to the U.S. Department of Energy, referred to Economic and Community Development and Environment Committee.

128-08 Communication from Central Grants and Community Development re Grant Submission: Urban Areas Security Initiative (UASI) 2009 to the U.S. Department of Homeland Security, referred to Public Safety and Transportation Committee.

RESOLUTIONS TO BE REFERRED TO BOARDS, COMMISSIONS, ETC.:

120-08 Resolution presented by Council members Valle, Colon, Lyons, Vizzo-Paniccia, Brannelly, Taylor-Moye and Brantley re Request for weekly report of Anti-Blight actions, referred to Public Safety and Transportation Committee. – ***It was noted that Council member McCarthy would sign on to the resolution.***

**** COUNCIL MEMBER VALLE MOVED TO APPROVE
** COUNCIL MEMBER PAOLETTO SECONDED
** MOTION PASSED UNANIMOUSLY**

MATTERS TO BE ACTED UPON (CONSENT CALENDAR):

Council member Walsh requested to remove the following items from the consent calendar:

- *105-08** Economic and Community Development and Environment Committee report re Agreement with National Development Council (NDC) for professional services.
- *116-08** Economic and Community Development and Environment Committee report re Consolidated Plan 2008-2013 Program Year 34 Annual Action Plan: Substantial Amendment Community Development Block Grant Recovery Act Program 2009 (CDBG-R).

The Assistant City Clerk read the remaining items into the record:

- *89-08** Public Safety and Transportation Committee report re Request for Permanent Closure of a portion of Seaview Avenue and relocation of security fence and installation of new security fence east of its present location– Vacating Resolution dated August 10, 1988 (Ref. # 260-87).
- *67-08** Economic and Community Development and Environment Committee report re Grant Submission: Lead Poisoning Prevention and Control Program.
- *96-08PHO** Economic and Community Development and Environment Committee report re Public Hearing Ordered for June 15, 2009 regarding Disposition of City Owned Properties by Auction.
- *99-08** Economic and Community Development and Environment Committee report re Grant Submission: 2009 Neighborhood Assistance Act.
- *100-08** Economic and Community Development and Environment Committee report re Grant Submission: 2009-2010 Dial-A-Ride Transportation Program with the CT Department of Transportation.
- *105-08** Economic and Community Development and Environment Committee report re Agreement with National Development Council (NDC) for professional services. – ***removed from consent calendar***
- *116-08** Economic and Community Development and Environment Committee report re Consolidated Plan 2008-2013 Program Year 34 Annual Action Plan: Substantial Amendment Community

Development Block Grant Recovery Act Program 2009 (CDBG-R). – *removed from consent calendar*

- ** COUNCIL MEMBER PAOLETTO MOVED TO APPROVE
- ** COUNCIL MEMBER dePARA SECONDED
- ** MOTION PASSED UNANIMOUSLY

MATTERS TO BE ACTED UPON:

Mayor Finch announced that due to the large number of audience members present tonight, the following item would be taken up first.

94-08 Economic and Community Development and Environment Committee report re Disposition of Barnum School (529 Noble Avenue) and Garfield School (655 Stillman Street) to Achievement First.

- ** COUNCIL MEMBER PAOLETTO MOVED TO APPROVE
- ** COUNCIL MEMBER MARTINEZ SECONDED

Council member Martinez thanked all the audience members for coming out tonight. He stated that it was an important decision for the children. And although there were concerns regarding the process and cost, the quality of education can't be priced. He expressed that when it came to economic development in the city, part of the problem in the success of a project is whom it will benefit. And when there is an opportunity to bring in a level of education, based on proven results, far be it for anyone to say that class-A education is unprecedented. He stated that if the item was approved, Achievement First will be able to move in for the new school year. He urged support for the kids to encourage a fine education in Bridgeport.

Council member Vizzo-Paniccia stated that she didn't have anything against this type of education. And although there are problems in the public school, she didn't agree with separating the public school. She said she would vote against the item. She also commented that there was a process to follow and it should have been done to properly implement the proposal. Overall, she said she had a problem with the city pushing the matter through.

Mayor Finch clarified that charter schools are public schools not private schools.

Council member dePara stated that initially, he was against the proposal because procedure wasn't followed. But since then, he has seen the commitment of the parents and students come out and support their school. He expressed that through some soul searching, he felt it would be wrong to deny the item just for one issue. He agreed that education was very important and he hoped the parents and alumni continue to support the students to help them succeed in the future. He said he would vote in support of the item.

Council member Walsh concurred with Council member Vizzo-Paniccia as far as the process that wasn't followed. He thought the rules were broken to circumvent a transparent process, that would have allowed the sell of the building to someone else; he thought this was done out of fear. He asked that the rules be followed and the matter should have gone out to bid, per the RFP process. He said he matter for the best use of the property was debatable based on interest. But right now, they were being told to take it or leave it, as it pertained to the offer to Achievement First. He mentioned the excuse of there being a time constraint that he didn't think was a good reason. Again, the matter should have gone out to bid. He further expressed the matter of there being an open and fair process for the selection of their students, yet Achievement First didn't follow the same process when it came to the RFP. So he thought the same process that they conduct for their

students selection, should have been done for acquiring the building. He implored his colleagues to vote against the item, or put the property out to bid. He stated that he didn't have anything personal against Achievement First, but he wanted the open process. He referred to an article in the New Haven Register that outlined how Achievement First negotiated a deal to buy a building in New Haven at a higher price than they negotiated with Bridgeport, so there was a question why they offered a lower price to Bridgeport.

Mayor Finch stated that the students in the audience were learning a good lesson tonight in democracy. He expressed to the students that although a lot was said regarding the issue, the city **does not break the rules**.

Council member Valle thanked Council member dePara and Martinez for their comments and for speaking on behalf of the parents and students. She asked her colleagues to support the sale of the buildings. And she highlighted that the students were doing good things at the school. She said it was important to encourage, not discourage the kids from succeeding. She also highlighted that the sell of the building was good, because it may have avoided yet another building becoming run down and blighted.

Council member Taylor-Moye said she was in support of the item for the future of the city, parents, grandparents etc. She emphasized the problem of a lot of kids just passing through grades who don't even know how to read, so if there is an alternative to this, it is a good thing to encourage success.

Council member Martinez stated that he understood the problem of not following the RFP process, but Achievement First will release Waltersville School in return for getting Barnum School and Garfield School. He further mentioned the costs involved. He encouraged his colleagues to support the item.

Council member McCarthy stated that he was in support of the item. He noted that many years ago, he didn't understand charter schools, but he has since been informed about them. He recalled that he visited a charter school in Harlem and he found that education was everyone's goal and duty to assure that every child is educated. He expressed that visit changed his mind forever towards charter schools. He stated that although they need different types of schools, public and parochial, charter schools do differently. And for every child that goes to a charter school, it saves money spent on a child in public school education. This also lowers the student to teacher ratio. In the same respect, a charter school student would receive a quality education. Overall, he sincerely felt that education had to come in many different ways. He relayed how the education in suburban areas is unequal to schools in the inner city, so it is important to assure that they give quality education to as many kids as possible.

Council member Walsh felt that what they were discussing tonight was equivalent to the saying, "*If it ain't broke, don't fix it!*" He said he believed that the charter school will only save a handful of kids. He further felt that it was crucial to address those left behind in public schools. He didn't feel Achievement First would work for 20,000 school kids, they couldn't afford to do that because they are fundamentally unsustainable to accomplish this - *as was indicated in a newspaper article*. He reiterated that the RFP process should be followed.

Council member Brantley stated that she was in support of the item. She pointed out all the parents that were present tonight to support the school. She noted that this wasn't normally seen in the public school system and she emphasized that perhaps Achievement First could give some tips to the Bridgeport BOE.

Council member Colon stated that the fact that they all work together moved her. They exhibit respect, discipline, integrity and hope. Overall, she was in support of the item.

***A roll call vote was taken**

**** MOTION PASSED WITH THIRTEEN VOTES IN FAVOR AND TWO VOTES IN OPPOSITION
(COUNCIL MEMBERS: VIZZO-PANICCIA and WALSH)**

Mayor Finch called for a recess at 8:23 p.m.

The meeting reconvened at 8:29 p.m.

105-08** Economic and Community Development and Environment Committee report re Agreement with National Development Council (NDC) for professional services. – ***removed from consent calendar

**** COUNCIL MEMBER dePARA MOVED TO APPROVE**

**** COUNCIL MEMBER AUSTIN SECONDED**

Council member dePara stated that the item came out of committee with a positive recommendation. The issues were addressed and through the administration under Ed Lavernoich, he did a good job to address all the issues.

**** MOTION PASSED UNANIMOUSLY**

116-08** Economic and Community Development and Environment Committee report re Consolidated Plan 2008-2013 Program Year 34 Annual Action Plan: Substantial Amendment Community Development Block Grant Recovery Act Program 2009 (CDBG-R). – ***removed from consent calendar

Council member dePara stated the item was approved unanimously in committee.

**** COUNCIL MEMBER dePARA MOVED TO APPROVE**

**** COUNCIL MEMBER PAOLETTO SECONDED**

Council member Baker asked if the funds were additional monies and if there was a breakdown of how it was allocated.

Alanna Kabel gave a breakdown for the amount of \$883,094.00. She said the money was additional CDBG funding. She stated that they were notified how much money they would get and all the CDBG rules applied. The monies were applied to additional projects not previously allocated to. - *she read what the projects were and she said she would provide a copy to Council member Baker per his request for review.* She stated that projects that move quickly were recommended.

Council member Brantley asked again what the additional dollar amount was. Ms. Kabel said the amount was \$883,094.00 total.

Council member Walsh stated that with all the problems the city faces and they were giving \$12k to Free Shakespeare. He said he disagreed with this, especially since it is a politically connected group. He further mentioned the amount of \$88,309.00 allocated to payroll in the Planning Department. He thought that paying salaries when there were other pressing needs in neighborhoods wasn't agreeable to him.

Council member McCarthy explained that Free Shakespeare takes local interns and teaches them the art of theatre. They offer them background and experience in the field, so he felt it was a legitimate allocation.

Council member McCarthy also spoke about the funding for tearing down the Congress Street Bridge because it has divided the city for years. He felt that now that it was coming down, the \$600k spent would be a landmark endeavor so they could look forward to a better symbol for Bridgeport. He said he would vote yes to taking down the bridge.

Council member dePara echoed Council member McCarthy's sentiments to getting rid of the eyesore in the city. He thought the hardships they face daily in the city might be helped by something as simple as tearing down a bridge. Overall, he thought it was money well spent.

Council member Baker asked if anyone had any idea where they were going with the Congress Street Bridge. He questioned what would be done in the next two years.

He also mentioned the overgrown trees in his district that have fallen on properties. He questioned what they planned to do about them, as far as pruning and maintaining them as they become overgrown.

Council member McCarthy answered to the Congress Street Bridge question. He said it will be a multi-step process, a costly project and they expect the land to be shovel ready in 120-days. They can't build anything new until the old is taken down, that's why \$1.8 million was allocated for the demolition, but it may not be enough. Overall, he said it was a significant first step.

Council member dePara answered to Council member Baker's question about the trees. He said there was a problem of falling overgrown trees in other districts, however, a new planting system has been implemented that will eliminate that happening. The new way of planting trees won't break up the sidewalk or cause overgrowth.

Commissioner Brannelly asked if any additional monies went towards the original CDBG process. She recalled that there were many programs she would have liked to support, but she felt blindsided, because she didn't have that opportunity. Ms. Kabel stated there were two processes followed, but the rules for this funding, involved the committee taking applications that came in and then they discussed what other projects they wanted to fund.

Council member Valle stated that it was great to hear about the Congress Street Bridge coming down. She questioned when it will be complete, 120-days from what time period? She expressed that she would love to be one of the first people to take a shovel to the land and point it down. Ms. Kabel explained that they had to submit the application on Friday. And as soon as they receive the acceptance, they will have 120-days from that day to start the project.

Council member Colon agreed that the Congress Street Bridge was an eyesore. She echoed what Council member Valle said about wanting to be one of the first to put the shovel in the ground.

**** MOTION PASSED WITH FOURTEEN VOTES IN FAVOR AND ONE VOTE IN OPPOSITION (COUNCIL MEMBER WALSH)**

The agenda returned to the following item under Matters to be Acted Upon:

24-08 Economic and Community Development and Environment Committee report re Disposition of City Owned Properties – United Cerebral Palsy Association (UCPA).

Council member dePara stated that the item came out of committee with a positive recommendation. He recommended that the item be amended on the floor.

**** COUNCIL MEMBER COLON MOVED TO AMEND THE ITEM**

**** COUNCIL MEMBER McCARTHY SECONDED**

The amendment was to **remove 1016 and 1024 Railroad Avenue from the properties listing.**

**** MOTION PASSED UNANIMOUSLY**

Council member Walsh stated he was opposed, due to them not abiding by the process of the RFP for these properties. He said it wasn't good to sell to a non-profit and the property should go up for sale.

**** COUNCIL MEMBER dePARA MOVED TO APPROVE AS AMENDED**

He noted that he would submit a clean copy of the listing to the city clerk's office on Tuesday.

Council member Vizzo-Paniccia said she was opposed to the sale to non-profits, because this affects the tax role. She said she would like to see the properties bid out.

Council member Martinez said he had an issue with the amendment, because it didn't include the change to the price as well. Council member dePara tried to explain that the document didn't reflect the price change.

After some further discussion regarding this item, it was decided to table the item:

**** COUNCIL MEMBER BAKER MOVED TO TABLE THE ITEM AND REFER IT BACK TO COMMITTEE**

**** COUNCIL MEMBER BRANTLEY SECONDED**

**** MOTION PASSED WITH TWELVE VOTES IN FAVOR AND THREE VOTES IN OPPOSITION (COUNCIL MEMBERS: McCARTHY, dePARA and PAOLETTO)
MATTERS TO BE ACTED UPON CONTINUED:**

79-08 Miscellaneous Matters Committee report re Appointment of Thomas Lyons (D) to the Board of Assessment Appeals **DENIED.**

Council member Vizzo-Paniccia updated that Thomas Lyons requested his name removed from the appointment, because he is unable to serve. So the committee requested that the item be denied.

**** COUNCIL MEMBER VIZZO-PANICCIA MOVED TO APPROVE THE DENIAL**

**** COUNCIL MEMBER MARTINEZ SECONDED**

**** MOTION PASSED UNANIMOUSLY**

117-08(A) Miscellaneous Matters Committee report re Suit Settlement for Mark Simonetti

UNFINISHED BUSINESS:

Council member Vizzo-Paniccia stated that the item passed unanimously in committee.

**** COUNCIL MEMBER VIZZO-PANICCIA MOVED TO APPROVE:**

**** COUNCIL MEMBER VALLE SECONDED**

**** MOTION PASSED UNANIMOUSLY**

109-08 Special Committee report re (Ref. # 19-02) Abandonment of a portion of Cedar Street that was approved on March 3, 2003.

110-08 Special Committee report re (Ref. # 19-02) Abandonment of a portion of Nichols Street that was approved on March 3, 2003.

**** COUNCIL MEMBER MARTINEZ MOVED TO APPROVE BOTH ITEMS
** COUNCIL MEMBER AUSTIN SECONDED
** MOTION PASSED UNANIMOUSLY**

Other business:

Council member Martinez acknowledged Latino members of the community that were present in the audience tonight.

He invited all the council members to attend a fundraiser to assist the Puerto Rican Day Parade. He said the fundraiser will help cover the costs that they are now being charged.

**It will be held on Thursday, June 4, 2009 at 8:00 a.m. in the Mayor's Conference Room.*

The agenda returned to item **124-08** Communication from City Attorney re Proposed Suit Settlement for Donald Shannon, PPA et al, referred to Miscellaneous Matters Committee. - **removed from agenda.**

**** COUNCIL MEMBER MCCARTHY MOVED TO WAIVE REFERRAL TO COMMITTEE
** COUNCIL MEMBER PAOLETTO SECONDED
** MOTION PASSED UNANIMOUSLY**

***It was noted that this matter was currently in litigation.**

Council member Vizzo-Paniccia left the meeting at 9:10 p.m.

Executive Session was called at 9:10 p.m.

The executive session ended at 9:15 p.m.

**** COUNCIL MEMBER BRANTLEY MOVED TO APPROVE 124-08 COMMUNICATION FROM
CITY ATTORNEY RE PROPOSED SUIT SETTLEMENT FOR DONALD SHANNON, PPA ET
AL, REFERRED TO MISCELLANEOUS MATTERS COMMITTEE.
** COUNCIL MEMBER McCARTHY SECONDED
** MOTION PASSED UNANIMOUSLY**

ADJOURNMENT

**** COUNCIL MEMBER McCARTHY MOVED TO ADJOURN
** COUNCIL MEMBER PAOLETTO SECONDED
** MOTION PASSED UNANIMOUSLY**

The meeting adjourned at 9:20 p.m.

Respectfully submitted,

Diane Graham
Telesco Secretarial Services

118-08

Referrals:

COMMUNICATION

FROM: Bill Finch
Mayor

RE: SETTING OF THE MILL RATE
FOR FISCAL YEAR 2009-2010.

REFERRED FOR: IMMEDIATE CONSIDERATION

CITY COUNCIL: June 1, 2009

ADOPTED: _____

ATTEST: 

APPROVED: _____

Mayor



OFFICE OF THE MAYOR
CITY OF BRIDGEPORT, CONNECTICUT
999 BROAD STREET
BRIDGEPORT, CONNECTICUT 06604
TELEPHONE (203) 576-7201
FAX (203) 576-3913

BILL FINCH
Mayor

COMM.# 118-08 Ref'd for IMMEDIATE CONSIDERATION on 6/1/2009

May 26, 2009

The Honorable Fleeta Hudson
City Clerk
City of Bridgeport
45 Lyon Terrace
Bridgeport, CT 06604

RECEIVED
CITY CLERKS OFFICE
09 MAY 26 PM 4: 05
TEST
CITY CLERK

Dear Fleeta:

I am respectfully requesting that the following be made part of the agenda for adoption as **IMMEDIATE CONSIDERATION** at the next council meeting scheduled for Monday, June 1, 2009.

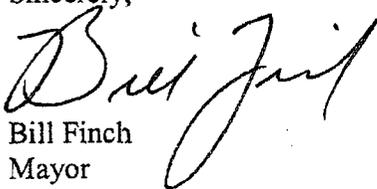
CITY COUNCIL RESOLUTION for:

Tax Rate Determination and Budget Summary

Mill Rate to be established at 38.74

Should you have any questions, please do not hesitate to contact my office.

Sincerely,


Bill Finch
Mayor

cc: Andrew Nunn, CAO
Michael Feeney, CFO
Thomas Sherwood, OPM Director
file

124-08

Referrals:

COMMUNICATION

FROM: Mark T. Anastasi
City Attorney

RE: Proposed Suit Settlement for Donald Shannon, PPA, et.al.

REFERRED TO: ~~Miscellaneous Matters~~
*Changed to IMMEDIATE CONSIDERATION
FROM THE FLOOR.*

CITY COUNCIL: June 1, 2009

ADOPTED: June 1, 2009

ATTEST:  *Donald Shannon*

APPROVED: _____

Mayor

CITY OF BRIDGEPORT
OFFICE OF THE CITY ATTORNEY

999 Broad Street
Bridgeport, Connecticut 06604-4328



CITY ATTORNEY
Mark T. Anastasi

DEPUTY CITY ATTORNEY
Arthur C Laske, III

ASSOCIATE CITY ATTORNEYS
Gregory M. Conte
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Christine Donahue Brown
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R. Christopher Meyer
Eroll V. Skyers

Telephone (203) 576-7647
Facsimile (203) 576- 8252

COMM. # 124-08 Referred to Miscellaneous Matters Committee (06/01/2009)

VIA FACSIMILE: (203) 332-5608

May 27, 2009

c/o Fleeta C. Hudson, City Clerk
The Honorable City Council
of the City of Bridgeport
45 Lyon Terrace
Bridgeport, CT 06604

RECEIVED
CITY CLERKS OFFICE
09 MAY 27 PM 4:58
ATTY
CITY CLERK

**Re: Shannon Donald, PPA, et. al. v. City of Bridgeport, et. al. Superior Court,
J.D. of Fairfield at Bridgeport, Docket No: FBT CV 07-5006357S**

Dear Honorable Councilpersons:

The Office of the City Attorney respectfully recommends that the City Council consider proposed settlement of following pending lawsuit be settled at its Monday, June 1, 2009 meeting. It is this office's opinion that resolving this matter for the consideration (\$27,000) deemed agreeable to the plaintiffs is in the best interests of the City.

<u>Plaintiff</u>	<u>Nature of Claim</u>	<u>Plaintiff's Attorney</u>	<u>Consideration</u>
Shannon Donald, PPA	Personal Injury/Falldown	Lawrence J. Merly, Esq. 76 Lyon Terrace Bridgeport, CT 06604-4022	\$27,000.00

This matter is presently on trial in Bridgeport Superior Court. Jury selection has been completed and evidence is scheduled to proceed. The Court has been notified that the parties have been able to reach a tentative settlement, subject to City Council approval. The parties have requested that trial of this case be suspended until Tuesday, June 2, 2009 to afford the City Council the opportunity to consider and approve or disapprove the proposed settlement on June 1st.

Anastasi to Hudson
Re: Shannon Donald Settlement
Date: May 27, 2009
Page 2 of 2

Therefore, since time is of the essence, kindly place this matter on the agenda for the City Council meeting on June 1, 2009 **FOR IMMEDIATE CONSIDERATION.**

I have spoken with City Council President Thomas McCarthy concerning this matter and Mr. McCarthy has consented to the placing of this item on the June 1st agenda for immediate consideration.

Thank you for your assistance in this matter.

Very truly yours,



Mark T. Anastasi
City Attorney

Cc: Bill Finch, Mayor
Arthur C. Laske, III, Deputy City Attorney
Betsy A. Edwards, Assoc. City Attorney



CITY OF BRIDGEPORT
OFFICE OF THE TAX COLLECTOR

45 Lyon Terrace
Bridgeport, Connecticut 06604
Telephone 576-7271 Fax 332-5628
Collection Division 576-7266

ANNE KELLY-LENZ
Tax Collector

BILL FINCH
Mayor

Comm.# 119-08 Referred to Budget and Appropriations Committee on 6/1/2009.

May 15th, 2009

To: Anne Murray
Assistant City Clerk

From: Anne Kelly-Lenz
Tax Collector

Re: Municipal Suspense Tax Book

In accordance with Section 12-165 General Statutes, State of Connecticut, I submit to the Common Council a list of uncollectable Personal Property and Motor Vehicle Tax Accounts.

I further certify that to the best of my knowledge, and after research and examination by my staff, each tax contained in this listing has not been paid and is uncollectable. Each tax so designated has been transferred to the Suspense Tax Book, but any such tax may be collected by me or subsequent Tax Collector in office.

Each such tax so transferred to the Suspense Tax Book shall not hereafter be included as an asset of the City of Bridgeport.

The total of \$24,027.34 represents the Grand List 1992 through 2007 at the close of day May 27, 2009.

I recommend approval of transfer of these accounts to Suspense.

Thank you.

Tax Collector

cc: Honorable William Finch, Mayor
Michael Feeney, CFO

BE IT RESOLVED, That Common Council of the City of Bridgeport hereby approve, as directed by the State Tax Commission under Section 12-165, a copy of Municipal Suspense Tax Book for fiscal year ending June 30, 2009 and

Be it Further Resolved, That this Manual represents Grand List 1992 through 2009, which consist of Analyzed Personal Property and Motor Vehicle Taxes at the close of the fiscal year ending June 30, 2009 for the total amount of \$24,027.34

Bill #	Name	Code	Reason	Date	Town Amt	Total
1992						
1992-04-3975197	MOORE REBECCA	BK	BANKRUPTCY	3/18/2009	154.38	154.38
1993						
1993-03-4093214	MATTHEW NESMITH	DE	DECEASED	5/15/2009	56.96	56.96
1993-03-4099042	MOORE REBECCA	BK	BANKRUPTCY	3/18/2009	328.64	328.64
1994						
1994-03-4093214	MATTHEW NESMITH	DE	DECEASED	5/15/2009	50.18	50.18
1994-03-4099042	MOORE REBECCA	BK	BANKRUPTCY	3/18/2009	285.92	285.92
1996-04-5028038	HERNANDEZ MARIA	BK	BANKRUPTCY	5/26/2009	364.82	364.82
1997						
1997-03-4143921	WALTER JOSEPH	DE	DECEASED	5/15/2009	113.46	113.46
1997-03-4657401	WALTER JOSEPH	DE	DECEASED	5/15/2009	261.36	261.36
1997-03-5113281	HERNANDEZ MARIA	BK	BANKRUPTCY	5/26/2009	414.94	414.94
1997-04-4015035	WALTER JOSEPH JAMES	DE	DECEASED	5/15/2009	520.33	520.33
1998						
1998-03-1047161	ZWIERLEIN FRANCIS G	DE	DECEASED	5/15/2009	101.22	101.22
1998-03-4143921	WALTER JOSEPH JAMES	DE	DECEASED	5/15/2009	522.08	522.08
1998-03-4657401	WALTER JOSEPH	DE	DECEASED	5/15/2009	208.14	208.14
1999						
1999-03-4657401	WALTER JOSEPH	DE	DECEASED	5/15/2009	179.74	179.74
1999-03-6795037	TINSLEY BEVERLY N			8/11/2008	5.96	5.96
2000						
2000-04-6121303	BANKS MICHAEL	BK	BANKRUPTCY	5/26/2009	514.41	514.41
2000-04-6237476	STREATER RYAN	RO	ROSSI LAW OF	10/7/2008	144.89	144.89
2001						
2001-03-6264619	BANKS MICHAEL	BK	BANKRUPTCY	5/26/2009	631.18	631.18
2001-03-6413738	STREATER RYAN	RO	ROSSI LAW OF	10/7/2008	190.02	190.02
2002						
2002-02-8133472	BLAIN WILHEM	BK	BANKRUPTCY	5/21/2009	368.3	368.3
2002-03-6814066	BEESLEY WILLIAM E	DE	DECEASED	5/15/2009	114.28	114.28
2003						
2003-02-8133472	BLAIN WILHEM	BK	BANKRUPTCY	5/21/2009	198.74	198.74
2003-02-8337809	BUNTIN PANSY	BK	BANKRUPTCY	5/27/2009	165.48	165.48
2003-02-8338651	SILVA SERGIO	BK	BANKRUPTCY	5/27/2009	341.16	341.16
2003-03-8130767	ANDERSON PAUL E JR	BK	BANKRUPTCY	5/21/2009	121.46	121.46
2004						
2004-02-1564824	DAMMAD YOUSSEF	BK	BANKRUPTCY	5/26/2009	135.77	135.77
2004-02-8337809	BUNTIN PANSY	BK	BANKRUPTCY	5/27/2009	157.02	157.02
2004-02-8338651	SILVA SERGIO	BK	BANKRUPTCY	5/27/2009	352.8	352.8
2004-03-6421986	VALENTIN MARIA	BK	BANKRUPTCY	5/26/2009	242.74	242.74
2004-03-7533375	SCHMIDT DAVID C	DE	DECEASED	5/15/2009	7.56	7.56
2004-03-8130350	ANDERSON PAUL E JR	BK	BANKRUPTCY	5/21/2009	1.78	1.78
2004-03-8130767	ANDERSON PAUL E JR	BK	BANKRUPTCY	5/21/2009	108.66	108.66
2004-04-5867242	VALENTIN MARIA E	BK	BANKRUPTCY	5/26/2009	56.45	56.45
2004-04-7732319	VALENTIN MARIA	BK	BANKRUPTCY	5/26/2009	72.01	72.01
2005						
2005-02-1564824	DAMMAD YOUSSEF	BK	BANKRUPTCY	5/26/2009	471.3	471.3
2005-02-8337809	BUNTIN PANSY	BK	BANKRUPTCY	5/27/2009	144.3	144.3
2005-02-8338651	SILVA SERGIO	BK	BANKRUPTCY	5/27/2009	369.96	369.96
2005-02-8716477	LEUNG MING	DE	DECEASED	5/15/2009	1,035.69	1,035.69
2005-03-0819166	PAVLICH GLORIA M	DE	DECEASED	5/15/2009	73.99	73.99
2005-03-5474399	YOUNG CHARLENA	DE	DECEASED	5/15/2009	108.74	108.74
2005-03-6082421	VALENTIN MARIA E	BK	BANKRUPTCY	5/26/2009	53.28	53.28
2005-03-6634408	CARLSON ROBERT M	DE	DECEASED	5/15/2009	58.81	58.81
2005-03-7115921	OLIVERA ERNESTO M	DE	DECEASED	5/15/2009	79.16	79.16
2005-03-7450551	HOOVER MAURICE E	DE	DECEASED	5/15/2009	184.98	184.98

2005-03-7533375	SCHMIDT DAVID C	DE	DECEASED	5/15/2009	56.62	56.62
2005-03-7559277	WALDRON KENNETH J	DE	DECEASED	5/15/2009	69.91	69.91
2005-03-7564670	WOODSIDE JAMES M	BK	BANKRUPTCY	5/21/2009	294.48	294.48
2005-03-7782260	CRUZ ANDRES	MS	MISCELLEANEC	7/1/2008	65.12	65.12
2005-03-7782278	CRUZ ANDRES	MS	MISCELLEANEC	7/1/2008	88.8	88.8
2005-03-7782286	CRUZ ANDRES	MS	MISCELLEANEC	7/1/2008	79.16	79.16
2005-03-7782294	CRUZ ANDRES	MS	MISCELLEANEC	7/1/2008	75.48	75.48
2005-03-7898977	SCHMIDT DAVID	DE	DECEASED	5/15/2009	142.06	142.06
2005-03-7917378	VALENTIN MARIA	BK	BANKRUPTCY	5/26/2009	109.52	109.52
2005-03-8130350	ANDERSON PAUL E JR	BK	BANKRUPTCY	5/21/2009	0.95	0.95
2005-04-8033621	HOOKER MAURICE	DE	DECEASED	5/15/2009	139.78	139.78
2005-04-8033630	HOOKER MAURICE E	DE	DECEASED	5/15/2009	38.43	38.43
2005-04-8101660	SCHMIDT DAVID C	DE	DECEASED	5/15/2009	56.61	56.61
2005-04-8119909	VENTURINI KENNETH	BK	BANKRUPTCY	5/26/2009	233.94	233.94
2006						
2006-02-1564824	DAMMAD YOUSSEF	BK	BANKRUPTCY	5/26/2009	552.2	552.2
2006-02-4269827	D & B SEASIDE LIQUOR I	BK	BANKRUPTCY	5/27/2009	143.97	143.97
2006-02-6798516	LISAS GROCERY	OB	OUT OF BUSIN	2/5/2009	587	587
2006-02-8337809	BUNTIN PANSY	BK	BANKRUPTCY	5/27/2009	135.44	135.44
2006-02-8338651	SILVA SERGIO	BK	BANKRUPTCY	5/27/2009	361.2	361.2
2006-02-8716498	LEUNG MING	DE	DECEASED	5/15/2009	1,011.19	1,011.19
2006-03-0583651	GOLDSTONE MARILYN	DE	DECEASED	5/15/2009	70.06	70.06
2006-03-0819166	PAVLICH GLORIA M	DE	DECEASED	5/15/2009	69.35	69.35
2006-03-0840483	PIPER MARGARET H	DE	DECEASED	5/15/2009	121.72	121.72
2006-03-0982504	OLIVERA ERNESTO M	DE	DECEASED	5/15/2009	20.64	20.64
2006-03-4659340	WILLIAMS ANDREW	DE	DECEASED	5/15/2009	56.36	56.36
2006-03-5717593	WOODSIDE JAMES M	BK	BANKRUPTCY	5/21/2009	294.34	294.34
2006-03-5720098	ALVARADO VICTOR M	BK	BANKRUPTCY	5/21/2009	85.24	85.24
2006-03-6082421	VALENTIN MARIA E	BK	BANKRUPTCY	5/26/2009	51.28	51.28
2006-03-7008912	BOOKHART DAVID	DE	DECEASED	5/15/2009	44.8	44.8
2006-03-7176611	WEINER ABBY L	BK	BANKRUPTCY	5/26/2009	553.36	553.36
2006-03-7559277	WALDRON KENNETH J	DE	DECEASED	5/15/2009	131.48	131.48
2006-03-7768453	BUTLER ALFREDA R	DE	DECEASED	5/15/2009	182.4	182.4
2006-03-7859122	MURRAY JACQUELINE P	DE	DECEASED	5/15/2009	113.87	113.87
2006-03-7898977	SCHMIDT DAVID	DE	DECEASED	5/15/2009	122.2	122.2
2006-03-7917378	VALENTIN MARIA	BK	BANKRUPTCY	5/26/2009	99.7	99.7
2006-03-7918510	VASQUEZ SABRINA Y	BK	BANKRUPTCY	5/26/2009	188.54	188.54
2006-03-8204043	HARDY JASON L	DE	DECEASED	5/15/2009	103.28	103.28
2006-03-8209126	HOOKER MAURICE E	DE	DECEASED	5/15/2009	108.36	108.36
2006-03-8304111	VASQUEZ SABRINA Y	BK	BANKRUPTCY	5/26/2009	39.84	39.84
2006-03-8306024	VENTURINI KENNETH	BK	BANKRUPTCY	5/26/2009	312.08	312.08
2006-03-8349769	BLYDE LEWIS J	DE	DECEASED	5/15/2009	94.54	94.54
2006-03-8717391	BEAM MARGARET	BK	BANKRUPTCY	5/21/2009	335.94	335.94
2006-04-5859835	SMITH ANTHONY	DE	DECEASED	5/15/2009	182.83	182.83
2006-04-8033630	HOOKER MAURICE E	DE	DECEASED	5/15/2009	151.04	151.04
2006-04-8508565	TWOGOOD WILLIAM S	DE	DECEASED	5/15/2009	40.78	40.78
2007						
2007-02-7933179	QUIZNOS SUBS	BK	BANKRUPTCY	5/27/2009	652.01	652.01
2007-02-8717194	LEUNG MING	DE	DECEASED	5/15/2009	865.97	865.97
2007-03-0583651	GOLDSTONE MARILYN	DE	DECEASED	5/15/2009	75.65	75.65
2007-03-0624659	HULTON ANN M	DE	DECEASED	5/15/2009	99.08	99.08
2007-03-0840483	PIPER MARGARET H	DE	DECEASED	5/15/2009	247.3	247.3
2007-03-6034095	OLIVEIRA ZILDA	DE	DECEASED	5/15/2009	111.94	111.94
2007-03-6069123	SMITH ANTHONY	DE	DECEASED	5/15/2009	131.96	131.96
2007-03-6082421	VALENTIN MARIA E	BK	BANKRUPTCY	5/26/2009	52.25	52.25
2007-03-6089043	WHEELER STEVE P	DE	DECEASED	5/15/2009	214.54	214.54
2007-03-6356220	MCEACHERN WARD W	DE	DECEASED	5/15/2009	58.85	58.85

2007-03-6656771	DOWNEY JOHN F	DE	DECEASED	5/15/2009	22.29	22.29
2007-03-6733198	PAGE BARBARA M	DE	DECEASED	5/15/2009	225.44	225.44
2007-03-7008912	BOOKHART DAVID	DE	DECEASED	5/15/2009	82.7	82.7
2007-03-7106205	MOORE CATHY J	DE	DECEASED	5/15/2009	139.62	139.62
2007-03-7171066	VASQUEZ SABRINA	BK	BANKRUPTCY	5/26/2009	205.96	205.96
2007-03-7371341	ALLEN WILLODENE	BK	BANKRUPTCY	5/21/2009	244.98	244.98
2007-03-7418282	DOWNEY JOHN F	DE	DECEASED	5/15/2009	186.8	186.8
2007-03-7418291	DOWNEY JOHN F	DE	DECEASED	5/15/2009	22.29	22.29
2007-03-7419645	EADS NANCY	DE	DECEASED	5/15/2009	155.23	155.23
2007-03-7426188	FEW BEATRICE	DE	DECEASED	5/15/2009	134.2	134.2
2007-03-7430444	FRIEND PHYLLIS G	DE	DECEASED	5/15/2009	207.52	207.52
2007-03-7483891	MILLER HAROLD A OR	DE	DECEASED	5/15/2009	212.2	212.2
2007-03-7552256	TWOGOOD WILLIAM S	DE	DECEASED	5/15/2009	81.89	81.89
2007-03-7834081	LANZARO FRANKLIN D	DE	DECEASED	5/15/2009	149	149
2007-03-7859122	MURRAY JACQUELINE P	DE	DECEASED	5/15/2009	195.26	195.26
2007-03-7903539	SMITH HYACINTH S	BK	BANKRUPTCY	5/26/2009	244.97	244.97
2007-03-8179952	DOWNEY JOHN F	DE	DECEASED	5/15/2009	150.56	150.56
2007-03-8204043	HARDY JASON L	DE	DECEASED	5/15/2009	100.62	100.62
2007-03-8209126	HOOKER MAURICE E	DE	DECEASED	5/15/2009	198.96	198.96
2007-03-8349769	BLYDE LEWIS J	DE	DECEASED	5/15/2009	97.5	97.5
2007-03-8536267	BEAM MARGARET OR	BK	BANKRUPTCY	5/21/2009	296.46	296.46
2007-03-8584407	GIANCASPRO WILLIAM C	DE	DECEASED	5/15/2009	113.9	113.9
2007-03-8631243	MONTGOMERY SHAKIA L	DE	DECEASED	5/15/2009	160.5	160.5

#ACCOUNTS

123

GRAND TOTALS

\$24,027.34



City of Bridgeport
Department of Health & Social Services

752 East Main Street, Bridgeport, Connecticut 06608
Telephone (203) 576-7680 • Fax (203) 576-8311

MARIAN EVANS, MD
Director of Health & Social Services
E-mail: evansm0@ci.bridgeport.ct.us

BILL FINCH
Mayor

Comm.# 121-08 Referred to ECD&E Committee on 6/1/2009.

May 26, 2009

To: Fleeta Hudson
From: Valerie Leas-Sorrentino
Re: **2009 – 2011 Youth Service Bureau Grant**

The Human Services Department seeks authorization for Mayor Finch or his designee to enter into contract with the State Department of Education for a Youth Service Bureau Grant Program and to sign all related documents, contracts and resolutions.

The Youth Service Bureau Grant, in the amount of \$286,708, is comprised of two components: Administrative Core Unit which provides partial salaries, fringe benefits, travel and supplies for Human Services staff and Direct Services which, together with CDBG – YSB Grant Match, funds the eight prevention programs listed in the attached summary. The grant requires a dollar-for-dollar match which is provided through CDBG and Human Services inkind.

Thank you for your attention to this matter. Please feel free to call me at X7110 with any questions.

VLS/



EXECUTIVE SUMMARY FOR ALL CITY COUNCIL AGENDA COMMUNICATIONS

PROJECT TITLE : Youth Service Bureau

RENEWAL X NEW

DEPARTMENT SUBMITTING INFORMATION: Human Services

CONTACT NAME: Valerie Sorrentino

PHONE NUMBER: 576-7110

PROJECT SUMMARY/DESCRIPTION:

Youth Service Bureaus were created pursuant to Connecticut General Statutes 10-19m through 10-19p. The YSB is composed of two units: administrative and direct services. Administrative Core Unit functions include: General Administration, Research, Resource Development, Community Involvement and Youth Advocacy. Direct services include programs such as: juvenile justice, mental health services, child welfare, teen pregnancy prevention, parent education, youth development and community outreach. The grant requires a dollar-for-dollar match which is provided partially through CDBG – YSB Grant Match and partially through Human Services in kind match.

CONTRACT DATES:

Contract dates (one or two year grant) and allocation are contingent on final approval of the state budget

July 1, 2009 – June 30, 2011

PROJECT GOALS AND PROCEDURES:

In addition to administrative functions, the following programs will be funded through the YSB Grant:

- 1) Computer Genesis Youth Development Program will train young people, ages 14 – 19, to develop the necessary skills to build, install and maintain IT systems. Participants will gain both technical and soft skills through training and employment in unique real world business environments. **(BAYM)**
- 2) Unique and Unified will provide cultural diversity, unity and empowerment activities that promote community ownership and self-worth for youth ages 6 – 18. The program involves youth and their families from Marina Village in recreational, cultural and educational activities. **(Bridgeport Housing Authority)**
- 3) Youth in Crisis will assist youth and their families in resolving conflicts that prohibit them from functioning as healthy family units. The program provides 24 hour crisis intervention, outreach, short term counseling and referral for adolescents involved in family conflicts which have left them homeless or at risk of becoming homeless with a focus on family reconciliation. **(Council of Churches)**

RESOLUTION

WHEREAS, the State Department of Education is authorized to extend financial assistance to municipalities in the form of grants; and,

WHEREAS, this funding has been made possible through the Youth Service Bureau Grant and,

WHEREAS, funds under this grant will be used to fund administrative staff and direct service programs; and,

WHEREAS, it is desirable and in the public interest that the City of Bridgeport, Department of Human Services, submit an application to the State Department of Education in an amount not to exceed \$143,354 for a one year grant or \$286,708 for a two year grant for the purpose of funding administrative staff and direct service programs; and,

NOW THEREFORE, BE IT RESOLVED BY THE City Council:

1. That it is cognizant of the City's grant application and contract to the State Department of Education for funds to fund administrative staff and direct service programs.
2. That it hereby authorizes, directs and empowers the mayor or his designee to execute and file such application with the State Department of Education for a Youth Service Bureau Grant to provide such additional information and to execute such other contracts and documents as maybe necessary under this program.

CITY OF BRIDGEPORT
OFFICE OF THE CITY ATTORNEY

999 Broad Street
Bridgeport, Connecticut 06604-4328

CITY ATTORNEY
Mark T. Anastasi

DEPUTY CITY ATTORNEY
Arthur C Laske, III

ASSOCIATE CITY ATTORNEYS

Gregory M. Conte
Betsy A. Edwards
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Russell D. Liskov
John R. Mitola
Ronald J. Pacacha
Lisa R. Trachtenburg



ASSISTANT CITY ATTORNEYS

Christine Donahue Brown
Salvatore C. DePiano
R. Christopher Meyer
Eroll V. Skyers

Telephone (203) 576-7647
Facsimile (203) 576- 8252

COMM. # 122-08 Referred to Ordinance Committee (06/01/2009)

MEMORANDUM

To: Ann Murray, Assistant City Clerk

From: Melanie J. Howlett, Assistant City Clerk

Date: May 27, 2009

**Re: Proposed Amendments to Chapter 15.12.00 Housing Code -
Amendments to Sections 15.12.010 Definitions; Section 15.12.030
Inspections; Section 15.12.050 Enforcement-Notice of Probable
Violation; Section 15.12.060 Hearing; Section 15.12.080 Emergency
Notice of Hearing**

Enclosed please find Proposed Amendments to Chapter 15.12.010
Housing Code with amendments to Sections 15.12.010 Definitions; Section
15.12.030 Inspections; Section 15.12.050 Enforcement-Notice of Probable
Violation; Section 15.12.060 Hearing; and Section 15.12.080 Emergency Notice
of Hearing.

Please place this matter on the Regular Meeting Agenda of the City
Council scheduled for June 1, 2009, for referral to the Ordinance Committee.

If there are any questions regarding this matter, please do not hesitate to
contact me.

RECEIVED
CITY CLERKS OFFICE
09 MAY 27 PM 4:58
CITY CLERK

PROPOSED AMENDMENT

BE IT ORDAINED: By the City Council of the City of Bridgeport that the Bridgeport Municipal Code, Chapter 15.12.00 Housing Code. Amendments to Sections 15.12.010 Definitions, Section 15.12.030 Inspections; Section 15.12.050 Enforcement-Notice of Probable Violation; Section 15.12.060 Hearing; Section 15.12.080 Emergency Notice of Hearing

15.12.010 Definitions.

The following definitions shall apply in the interpretation and enforcement of this chapter: "Apartment building" means and includes any buildings consisting of three or more dwelling units with independent cooking and dining facilities and complete bathroom facilities for each unit whether designated as an apartment, tenement, garden apartment or known by any other name. A building containing five to fifteen (15) individual roomers shall be classified as a rooming house.

"Basement" means a portion of a building located partly underground, but having less than half its clear floor-to-ceiling height below the average grade of the adjoining ground.

"Board of health" means the department of health and social services of the city.

"Building constituting a menace to public safety" means:

1. Any building or other structure of wood frame construction which is so constructed as to endanger more than ordinarily the safety of persons therein in case of fire, or so situated as to endanger more than ordinarily other building or property in the vicinity in case of fire, or so constructed or situated as to render the same peculiarly susceptible to fire from within or without; or

2. Any building or other structure which by reason of rot, or of weakened joints, walls, floors, underpinning, roofs, ceilings, or of insecure foundations, or of any other cause has become so dilapidated or deteriorated as to endanger the safety of persons therein or nearby; or

3. Buildings Deemed to Be Unsafe. As used in this subsection, "unsafe building" means a building that constitutes a fire hazard or is otherwise dangerous to human life or the public welfare. A vacant structure that is not secured against entry shall be deemed unsafe.

"Cellar" means a portion of a building located partly or wholly underground, and having half or more than half of its clear floor-to-ceiling height below the average grade of the adjoining ground.

"Director of health" means the legally designated health authority of the city or his authorized representative **as determined by the State Department of Health**.

"Dwelling" means any building which is wholly or partly used or arranged or designed to be used for living or sleeping by human occupants.

"Dwelling unit" means one or more rooms arranged for the use of one or more individuals living together as a single housekeeping unit with cooking, living, sanitary and sleeping facilities.

"Enforcement officer" means the housing code enforcement officer who is designated in this chapter or otherwise charged with the responsibilities of administering this code, or his authorized representative.

"Extermination" means the professional control and elimination of insects, rodents or other pests, by eliminating their harborage places; by removing or making inaccessible materials that may serve as food; by poisoning, spraying, fumigating, trapping or by any other recognized and legal pest elimination methods, approved by the director of health.

"Garbage" means all kitchen refuse of residences, hotels, rooming houses, class I and II, restaurants or other places where food is prepared for human consumption, and all offal from fish, meat and vegetable markets, and all vegetable or organic substances unfit for food that are subject to immediate decay.

"Habitable room" means a room of enclosed floor space used or intended to be used for living, sleeping, cooking or eating purposes, excluding bathrooms, water closet compartments, laundries, pantries, foyers or communicating corridors, closets and storage spaces.

"Hotel" means and includes any building or group of buildings under the same management in which there are more than fifteen (15) sleeping accommodations for hire, primarily used by transient residents who are lodged with or without meals, whether designated as a hotel, inn, club, motel or known by some other name. So-called apartment hotels shall be classified as hotels because they are potentially subject to transient occupancy like that of hotels.

"Infestation" means the presence, within a dwelling or structure, of any insects, rodents, vermin or other pests which constitute a health hazard.

"Lead-based paint" means any paint containing more than six one-hundredths of one percent lead by weight (calculated as lead metal) in the total nonvolatile content of liquid paint or one-half of one percent lead by dry weight as measured by atomic absorption spectrophotometry, in the dried film of paint already applied or such more stringent standards as may be issued by the Chairperson of the United States Consumer Product Safety Commission.

"Members of the immediate family" means husband or wife, son or daughter, mother or father, sister or brother of the owner, lessee or person controlling such building.

"Moderate cooking facilities" means portable electric "plug-in" and/or small gas appliance and a refrigerator or an icebox.

"Multiple dwelling" means any dwelling containing more than two dwelling units.

"Occupant" means any person over one year of age, living, sleeping, cooking or eating in, or having actual possession of, a dwelling unit or rooming unit.

"Operator" means any person who has charge, care or control of a building, or part thereof, in which dwelling units or rooming units are let, whether with or without the knowledge or consent of the owner.

"Owner" means any person who, alone or jointly or severally with others: 1. Shall have legal or equitable title to any dwelling or dwelling unit, with or without accompanying actual possession thereof:

2. Shall have charge, care or control of any dwelling or dwelling unit, as owner or agent of the owner, or as executor, executrix, administrator, administratrix, trustee, receiver or guardian of the estate of the owner. Any such person thus representing the actual owner shall be bound to comply with the provisions of this chapter, and of rules and regulations adopted pursuant thereto, to the same extent as if he were the owner; or

3. For the purposes of Sections 15.12.400 through 15.12.470, "owner" is defined to mean the holder or holders of the record title and all recorded interests therein on the day upon which the notice of condemnation hearing is issued.

"Person" means and includes any individual, firm, corporation, association or partnership.

"Plumbing" means and includes all of the following supplies, facilities and equipment: gas pipes, gas burning equipment, water pipes, garbage disposal units, waste pipes, water closets, sinks, installed clothes washing machines, installed clothes dryers, installed dishwashers, lavatories, bathtubs, shower baths, catch basins, drains, vents and any other similar supplied fixtures, together with all connections to water, sewer or gas lines and water pipes and lines utilized in conjunction with air-conditioning equipment.

"Roomer" means any person who shall occupy a room for hire in any rooming house.

"Rooming house, class I" means a residence inhabited by five to fifteen (15) roomers who are not members of the immediate family of an owner-occupant, providing facilities for living and sleeping. Sanitary facilities shall be available for each ten persons or fraction thereof. As of September 14, 1974, cooking facilities of any kind are not allowed within this classification. Any licensed rooming house in existence as of September 14, 1974, that has moderate cooking facilities within the rooms, shall have the right under Section 15.12.060 to appeal to the board of condemnation, appeals board for this chapter, requesting a hearing on the moderate cooking facility exclusion. The board of condemnation shall have the authority to deny or grant moderate cooking facilities in

existing licensed rooming houses following such hearing. Owners of existing licensed rooming houses shall be notified of their right of appeal at the expiration of existing rooming house license. The appeal procedure shall not apply to new applications for rooming house Class I licenses. A "rooming house class I" shall comply with all city and state health codes and state fire safety code.

"Rooming house, class II" means a residence inhabited by five to fifteen (15) individual roomers, who are not members of the immediate family of an owner-occupant, providing facilities for living and sleeping. Sanitary facilities shall be available for each ten persons or fraction thereof. Separate and distinct space must be made available from the rooming units in which meals are provided and prepared by the proprietor or his representative solely for residents residing in the building. Prior to the issuance of a rooming house, class II license, a restaurant license (limited) must be obtained from the city director of health. A rooming house, class II must comply with all city and state health codes and the state fire safety code.

"Rooming house operator" means any person or persons conducting or operating any rooming house and any person or persons supervising, managing or controlling the operation and maintenance of such rooming house.

"Rooming unit" means a room or group of rooms forming a single habitable unit used or intended to be used for living and sleeping, but not providing cooking, dining or sanitary facilities.

"Rubbish" means all combustible and noncombustible waste materials, except garbage, and the term shall include, but not be limited to, the residue from the burning of wood, coal, coke and other combustible material, paper, rags, cartons, boxes, wood, excelsior, rubber, leather, plastic or other synthetic materials, tree branches, yard trimmings, tin cans, metals, mineral matter, glass, crockery, abandoned automobiles and dust.

"Sanitary facility" means a separate, enclosed room with adequate ventilation and light containing one or more bathtubs or showers and lavatories with hot and cold running water and which also contains one or more water closets with cold running water.

"Story" means that portion of a building between the upper surface of any floor and the upper surface of the floor next above, except that the topmost story shall be that portion of a building between the upper surface of the topmost floor and the upper surface of the roof above.

"Supplied" means paid for, furnished or provided by, or under the control of the owner or operator.

"Temporary housing" means any structure classified as a shed, shack, houseboat, trailer, body of any vehicle or any other structure of similar category within the city. Meaning of certain words. Whenever the words "dwelling," "dwelling unit," "rooming house," "rooming unit," "premises," are used in this chapter, they shall be construed as if they were followed by the words "or any part thereof." (Ord. dated 11/3/03: Ord. dated 12/21/92 § 75(g); Ord. dated 4/1/91 (part); Ord. dated 11/6/89: prior code § 16-11)

15.12.020 Applicability of definitions in Chapter 15.16 to this chapter.

All definitions interpreted in Chapter 15.16 shall be applicable to this chapter. (Prior code § 16-12)

15.12.030 Inspections.

- A. The enforcing officer is authorized and directed to make inspections to determine the conditions of dwellings, dwelling units, rooming units and premises located within the city in order that he may perform his duty of enforcing this code and thereby safeguarding the health, safety and welfare of the occupants of dwellings and the general public. For the purpose of making such inspections, the enforcing officer is authorized to enter, examine and survey at all reasonable times all dwellings, dwelling units, rooming units and premises. The owner or occupant of every dwelling, dwelling unit and rooming unit, or the

person in charge thereof, shall give the enforcing officer free access to such dwellings, dwelling units or rooming units and all premises at all reasonable times for the purpose of such inspection, examination and survey.

B. All inspections shall include:

1. A test of any interior or exterior flaking, peeling, chipping or blistering paint to determine the presence of lead-based paint; and
2. A test of any other interior surface which, in the judgment of the enforcing officer, appears to contain lead-based paint.

C. Inspections for lead-based paint shall be required under the following circumstances:

1. Before issuance of a certificate of apartment occupancy under the Bridgeport Housing Code;

2. Prior to the approval of any financial assistance provided in whole or in part by the city of Bridgeport, state of Connecticut, federal government or other government entity for housing rehabilitation, rental subsidy or other housing assistance.

3. The dwelling unit occupied by any child who is found to have a blood lead level greater than or equal to the blood level established by the Center for Disease Control as constituting an "elevated blood lead level" shall be inspected according to a schedule established by the Bridgeport health department. Such inspection shall be completed within no more than ten days of notification of the lead poisoning prevention program of such lead poisoning.

D. Before any residential dwelling consisting of one or more dwelling units changes ownership, each dwelling unit of such residential dwelling shall be inspected to determine whether it complies with Section 15.12.150(H) and (I). Such inspections shall be conducted by a contractor certified by the state of Connecticut as qualified to conduct inspections for lead-based paint. The results of each such inspection shall be provided, within ten **(10)** working days, to the Bridgeport health department.

E. When any inspection reveals that either interior or exterior surfaces contain lead-based paint in violation of this section, the **health department** inspector shall notify within three **(3)** days, in writing, the following:

1. The owner of the building; **and**
2. The occupant of the affected dwelling unit[;].

[3. The city department of health.]

F. The Bridgeport health department shall establish a reasonable schedule of fees for the **application for the issuance of a certificate that confirms that a dwelling has passed a lead-based paint inspection conducted by the Bridgeport health department.** (Ord. 4/1/91 (part); prior code § 16-13)

G. The director of health shall notify the City Building Official of the denial of a certificate that the dwelling has passed a lead based paint inspection and shall apply for an immediate court order revoking the certificate of occupancy for that dwelling. Said Order shall be forwarded to the Building Official and filed on the land records for the property on which the dwelling is located, in the office of the Town Clerk.

NEW H. The certificate issued by the Bridgeport health department confirming that a dwelling has passed a lead based paint inspection shall be filed on the land records for the property on which the dwelling is located, in the office of the Town Clerk.

15.12.040 Right of owner to enter premises to make repairs.

Each occupant of dwelling or dwelling unit shall give the owner thereof, or his agent or employee access to any part of such dwelling or dwelling unit, or all premises, at all reasonable times for the purpose of making such repairs and/or alterations as are necessary to effect compliance with the provisions of this chapter or any lawful order issued pursuant to the provisions of this chapter. (Prior code § 16-14)

15.12.050 Enforcement-Notice of probable violation given by [enforcing] Housing Code Enforcement officer.

Whenever the **Housing Code [enforcing] enforcement** officer determines that there are reasonable grounds to believe that there has been a violation of any provision of this chapter, he shall give notice of such alleged violation to the person or persons, responsible therefore, as provided in this chapter. Such notice shall: (1) be in writing; (2) include a statement of the reason why it is being issued; (3) allow a reasonable time for the performance of any action it requires; (4) be served upon the owner or his agent, or the occupant, as the case may require, provided that such notice shall be deemed to be properly served upon such owner or agent, or upon such occupant, if a copy thereof is served upon him personally or if a copy thereof is sent by regular mail, registered or certified mail to his last known address; or if a copy thereof is posted in a conspicuous place in or about the dwelling affected by the notice; or if he is served with such notice by any other method authorized or required under the laws of this state. Such notice may contain an outline of remedial action which, if taken, will affect compliance with the provisions of this chapter and with the rules and regulations adopted pursuant thereto. (Prior code § 16-15)

15.12.060 Hearing.

Any person, affected by any notice which has been issued in connection with the enforcement of any provision of this chapter, or of any rule or regulation adopted pursuant thereto, **except for the portions of this Chapter that pertain to Health Department Inspections, and any Order issued by the City Director of Health as set forth in Section 15.12.030, above,** may request and shall be granted a hearing on the matter before the board of condemnation of the city, provided that such person shall file in the office of the clerk of the board, a written petition requesting such hearing and setting forth a brief statement of the grounds therefore, within ten days after the day the notice was served. Upon receipt of such petition, the board of condemnation shall set a time and place for such hearing, and shall give the petitioner written notice thereof. At such hearing, the petitioner shall be given an opportunity to be heard and to show cause why such notice should be modified or withdrawn. The hearing shall be commenced not less than fourteen (14) days nor more than thirty (30) days after the day on which the petition was filed, provided that upon application of the petitioner the board of condemnation may postpone the date of the hearing for a reasonable time beyond such fourteen-day period, if in their judgment the petitioner has submitted a good and sufficient reason for such postponement. (Prior code § 16-16)

15.12.070 Proceedings of hearing.

The proceedings at such hearing, including the findings and decision of the board of condemnation of the city, shall be reduced to writing and entered as a matter of public record in the office of the housing code enforcement officer. Such record shall also include a copy of every notice or order issued in connection with the matter. (Prior code § 16-17)

15.12.080 Emergency notice and hearing/Appeal of Order issued by the Director of Health.

- A. Whenever the housing code enforcement officer finds that an emergency exists which requires immediate action to protect the public health **that is a violation of the Housing Code but is not a violation of the State Public Health Code,** he may, without notice or hearing, issue an order reciting the existence of such an emergency and

requiring that such action be taken as he deems necessary to meet the emergency. Notwithstanding the other provisions of this chapter, such order shall be effective immediately. Any person to whom such order is directed shall comply forthwith; provided, however, such person may appeal to the housing code enforcement office for a stay not to exceed five (5) days within which period the housing code enforcement officer, for good cause shown, may modify or revoke said order.

NEW B. Whenever the housing code enforcement officer finds that an emergency exists which requires immediate action to protect the public health that is a violation of the Housing Code and may be a violation of the State Public Health Code, said officer shall immediately inform the director of public health who shall issue following inspection by health department inspector, issue an order reciting the existence of such an emergency and requiring that such action be taken as the health director deems necessary to meet the emergency. Notwithstanding the other provisions of this chapter, such order shall be effective immediately.

[B]. C. The presence of lead-based paint in violation of this chapter shall render a dwelling unit unfit for human occupancy and shall constitute an emergency as defined in this section. The housing code enforcement officer shall turn the further investigation of such a dwelling over to the director of health and City lead-based paint inspectors for inspection and enforcement action, as set forth in Section 15.12.80D. below.

NEW [C.] D. To remedy an emergency involving lead-based paint, the director of health shall issue a written order of abatement to require the owner to remove and dispose of all flaking, peeling, chipping or blistering paint under such safety conditions as required by the Bridgeport department of health. Such order of abatement shall also require that all surfaces with exposed lead paint shall be covered with an approved durable material which can include nonleaded paint in accordance with standards established by the Bridgeport department of health. The abatement measures described above shall be completed within:

1. Twenty-eight (28) days for exterior violations, except that reasonable extension of time for covering but not for removal may be granted solely due to inclement weather conditions;
2. Fifteen (15) days for interior violations except as provided in subsection (C)(3) of this section;
3. Ten (10) days in the case of interior violations if any resident of the dwelling unit is receiving medical treatment for elevated blood lead levels. (Ord. dated 4/1/91 (part); prior code § 16-18)

NEW 4. If the owner fails to comply with the cease and desist order issued by the director of health, the director may apply for a court order or warrant from the Superior Court in order to compel compliance and prohibit the occupancy of the dwelling until the cease and desist order is complied with. The director of health may also petition the court for the imposition of civil and criminal penalties as set forth in Section 19a-206 of the General Statutes of Connecticut, et. seq.

NEW 5. Any person, affected by any notice or order issued by the director of health which has been issued in connection with the enforcement of any provision of this chapter, or of any rule or regulation adopted pursuant thereto, may appeal that notice or order to the Commissioner of the State Department of Public Health, in accordance with Section 19a-229, not later than three (3) business days, after the date of such person's receipt of such order, who shall thereupon immediately notify the authority from which the appeal was taken and examine into the merits of such case, and may vacate, modify or affirm such order.

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COMM. # 123-08 Referred to Ordinance Committee (06/01/2009)

MEMORANDUM

To: Ann Murray, Assistant City Clerk

From: Melanie J. Howlett, Assistant City Clerk

Date: May 27, 2009

Re: Proposed Amendments to Chapter 8.92 Miscellaneous Health Regulations-NEW Section 8.92.130 – Lead Poisoning Prevention and Control Regulations

Enclosed please find Proposed Amendments to Chapter 8.92 Miscellaneous Health Regulations by adding a new Section 8.912.130 – Lead Poisoning Prevention and Control Regulations.

Please place this matter on the Regular Meeting Agenda of the City Council scheduled for June 1, 2009, for referral to the Ordinance Committee.

If there are any questions regarding this matter, please do not hesitate to contact me.

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PROPOSED AMENDMENT

BE IT ORDAINED: By the City Council of the City of Bridgeport that the Bridgeport Municipal Code, Chapter 8.92 – Miscellaneous Health Regulations is hereby amended as follows: NEW Section 8.92.130 – Lead Poisoning Prevention and Control Regulations

NEW

Chapter 8.92.130 Lead Poisoning Prevention and Hazard Elimination

8.92.130 Statement of Purpose:

Practice universal lead screening of all children citywide beginning at the age of 1 years old (or earlier, if deemed necessary), up to and including the age of 6 years old. This chapter requires that notice be given to the Health Department five (5) business days prior to the commencement of any abrasive blasting, power sanding, hydro-blasting or power washing that will remove paint and or other abrasive air emitting activities that will remove and or disturb more than 2 square feet of paint from a residential, commercial or public property that was constructed before December 31, 1978. This notification will serve as a plan to abate or remediate lead hazards from the interior and/or exterior of residential, commercial or public properties and structures. This chapter assures the proper disposal of debris and waste generated from lead remediation and or abatement projects. The Health Department shall establish reasonable fees for the review, screening, testing, and

I. Definitions

1. Commercial Building – means any building that is used or is intended to be used for commercial purposes including, but not limited to, a building where retail, wholesale, storage of manufacturing activities occur.
2. Commissioner - means the Commissioner of Public Health.
3. Containment – means a physical system to protect workers, residents and the environment by controlling exposures to lead dust and debris that are created during a paint removal project.
4. Department - means the State of Connecticut Department of Public Health
5. City Director of Health - means the City of Bridgeport designee as defined in chapters 368e and 368f of the Connecticut General Statutes.
6. Entity – means any person, partnership, firm, association, corporation, sole proprietorships or any other business concern, state or local government agency or political subdivision of authority thereof, or any religious, social or union organization, whether operated for profit or otherwise.
7. High Efficiency Particulate Air (HEPA) – means a type of filtering system capable of removing and retaining particles of three-tenths (0.3) microns or larger diameter from a body of air at 99.9% efficiency or greater.
8. Lead based paint – means paint that contains a toxic level of lead as defined. Toxic levels of lead in paint means a level of lead in paint that when present in a dried paint on any interior or exterior surface of a residential, commercial, public building or structure that contains greater than 0.50 percent of lead by dry weight as measured by flame atomic absorption spectrophotometry (FAAS), graphite furnace atomic absorption spectrophotometry (GFAAS), inductively coupled plasma-atomic emission spectrophotometry (ICP-AES) by a laboratory approved by the Commissioner of Health for lead in paint analysis, or (b) equal to or greater than 1.0 milligrams lead per square centimeter of surface as measured on site by an x-ray fluorescence analyzer or (c) another testing protocol deemed acceptable

by the commissioner. Toxic level of lead in water means a level of lead in water that when present in a flushed water sample that has been obtained by a designee of the City of Bridgeport Department of Health from a residence or a public drinking fountain which when analyzed at an accredited laboratory findings reveal that the sample contain lead particles in excess of 15ppb. Toxic levels of lead in dust means a level of lead in the dust on floors exceed or are equal to 40ug/ft2, on interior window sills a level of lead in the dust that exceeds or are equal to 250ug/ft2, and on exteriors a level of lead in the dust that exceeds or is equal to 400ug/ft2. Lead-based paint inspectors shall obtain all dust samples and a proper chain of custody must be adhered to as the samples are transported to an accredited laboratory to be analyzed. Toxic levels of lead in soil means a level of lead in a soil sample that has been obtained by a designee of the Health Department and analyzed at an accredited laboratory and found to have levels of lead in excess of 400ppm. This result will require remediation. Levels of lead in soil in excess of 5000ppm will require abatement.

9. Owner – means any person, partnership, firm, association, corporation, sole proprietorships or any other business concern, state or local government agency or political subdivision of authority thereof, or any religious, social or union organization, whether operated for profit or otherwise who alone or jointly with others owns, holds, or controls the whole or any part of the deed or title to any property. No holder of an easement, mortgagee, bank or lender holding the mortgage shall be considered an owner except when the holder of an easement, mortgagee, bank or lender takes physical possession of the property.
10. Paint – means any substance that has been or may be applied to a surface as a surface coating, including, but not necessarily limited to, paints, varnishes and stains.
11. Paint Removal Project – means any project that will disrupt two square feet or more from a painted surface that was constructed prior to 1978.
12. Power washing – means operations that utilize sufficient water pressure to remove more than two square feet of paint from the exterior surfaces of buildings and structures.
13. Public Building – means any building that is owned, leased, or occupied by the city or any other subdivision thereof in the City of Bridgeport the includes courthouses, city hall, other edifices of public transaction.
14. Residential Building – means any building or portion there of that is occupied or is intended to be occupied as a home or residence by one or more persons that includes but is not limited to, a dwelling and detached edifices within the same property including fences and play equipment and gardening structures.
15. Structure – means any large metal edifice that includes, but is not limited to, a bridge, damn, framework or tank.
16. Toxic Level of Lead – (a) means a level of lead that when present in a dried paint on any interior or exterior surface of a residential, commercial, public building or structure that contains greater than 0.50 percent of lead by dry weight as measured by flame atomic absorption spectroghotometry (FAAS), graphite furnace atomic absorption spectrophotometry (GFAAS), inductively coupled plasma-atomic emission spectrophotometry (ICP-AES) by a laboratory approved by the Commissioner of Health for lead in paint analysis, or (b) equal to or greater than 1.0 milligrams lead per square centimeter of surface as measured on site by an x-ray fluorescence analyzer or (c) another testing protocol deemed acceptable by the commissioner.

II. Applicability and Exemptions

- A) The provisions to this ordinance shall apply to the purpose of obtaining required comprehensive lead inspections in the City of Bridgeport by an Epidemiological

Investigator of the City of Bridgeport or other designee of the City of Bridgeport Department of Health. Inspections performed by Health Department's Epidemiological Investigators or others as designated by the City Director of Health will require a fee for service to be rendered in the form of a check or money order prior to inspections. The Health Department will determine and maintain a fee that is commensurable with the market value for this service.

- B) The provisions to this ordinance shall apply to any paint removal project that involves the disturbance of coatings on the exterior and interior surfaces of a building and or a structure that may contain toxic levels of lead. Projects may also include the disturbance in an area where toxic levels of lead in soil and or dust may be identified. Renovations, demolitions, rehabilitations and excavating, and other terminology having like connotations are examples of activities that are to be considered as projects that will disturb areas that may contain toxic levels of lead.

C) The provisions to this ordinance shall apply to require lead inspections to assure the adherence of the State of Connecticut Regulations of the Public Health Code 19a-111-2(a), (b) and or 19a-111-3(c) (l) and 19a-111-3 pertaining to conducting lead inspections where children reside. Comprehensive lead inspections will be required prior to the licensure and re-licensure of day cares, group day care homes or the registration of family day care homes, as well as homes where foster children under the age of 6 are housed or are to be housed.

D) The provisions to this ordinance shall apply to individuals seeking exemptions from part C of this ordinance. Proof of an exemption status is the sole responsibility of the property owner. An owner can obtain an inspection to prove exemption by contacting the Health Department and paying the prevailing fee. Failure to comply with the provisions of this ordinance will result in legal actions that will include being summoned to court and payment of fines. Appropriate forms of application will be available at the Health Department or may be downloaded from the city's website. The property owner must complete the form or a property manager/representative hired by the owner. The Bridgeport health department shall establish a reasonable schedule of fees for the review of said applications. Payment in the form of a check or money order must accompany the application. The results of the comprehensive lead inspection will be provided to the property owner. In the event that a buyer has commissioned the service prior to property transfer, all results will be sent to the payer. All inspection results are transferable from owner to owner and hazardous findings will be recorded on the land records. Properties are exempt from requiring a lead inspection if the following applies:

Properties and or structures that were constructed in their entirety after December 31, 1978

Properties that have been inspected by the Health Department's Epidemiological Investigator certified to conduct comprehensive lead inspections and found not to contain sources of hazardous lead.

Properties that the Health Department has deemed exempt by a pre determined set of risk factors that will be kept on file.

Properties whose owners provide the results of a comprehensive lead inspection conducted by a qualifying private lead inspection firm and that the results of all measured probable sources such as; interior and exterior surfaces painted surfaces, soil, water and dust are found to be within an acceptable range per applicable state and federal regulations. The results will be retained in the property file at the health department. Comprehensive lead inspection results will include, dust, water, soil and XRF readings.

E) The provisions to this ordinance shall apply to activities involving the disturbance of surfaces that are exempted from the requirements described in part C or D of this ordinance shall include:

Properties and or structures that were constructed in their entirety after December 31, 1978;

Properties that have been inspected by the Health Department's Epidemiological Investigator certified to conduct comprehensive lead inspections and found not to contain sources of hazardous lead;

Properties that the Health Department has deemed exempt by a pre determined set of risk factors that will be kept on file; and

Properties whose owners provide the results of a comprehensive lead inspection conducted by a qualifying private lead inspection firm and that the results of all measured probable sources such as; interior and exterior surfaces painted surfaces, soil, water and dust are found to be within an acceptable range per applicable state and federal regulations. The results will be retained in the property file at the health department. Comprehensive lead inspection results will include, dust, water, soil and XRF readings.

F) The provisions of this ordinance shall apply to private inspection entities to require the entity to forward their inspection results to the Health Department as well as to take the necessary steps to record negative findings on land records.

G) The provisions of this ordinance shall apply to the lead safety of employees and those who frequent commercial and non-commercial entities that do not perform abatement and or remediation activities. However, the activities that they enter into could emit lead fumes and / or dust into the air. An example of such places would be but not limited to, factories where soldering is conducted, gun clubs where guns are fired, firing ranges, dilapidated buildings in disrepair or on fire and where products that contain lead are produced. The employees of gun clubs where guns are also fired, those who frequent gun ranges, first responder employees, those who work with lead or in lead producing industries and the Police and Fire departments must all have routine lead screenings to assure lead exposure wellness.

H) The provisions of this ordinance shall apply to commercial and non-commercial entities that do not perform abatement and or remediation activities. However, the activities that they enter into could emit lead fumes and / or dust into the air. An example of such places would be but not limited to, factories where soldiering is conducted, gun clubs where guns are fired, firing ranges and where products that contain lead are produced. The owners of these entities must assure that routine cleaning is conducted in a manner that will control any hazardous lead emissions. Failure to comply will result in owners being fined.

I) The provisions to this ordinance shall apply to assure that screening activities obtain and maintain a performance ratio of seventy percent (75%) of the number of children under six who reside in Bridgeport. The demographics of the City of Bridgeport and the historical behavioral living habits of the residents within dictate the need to practice universal screening opposed to target screening. Therefore, the City Director of Health deems universal screening necessary to proceed towards the elimination of childhood lead poisoning. Annual screening of children who are six years of age and under is

required. Screening results that exceed 9ug/dl will require a repeat by the vein. The City Director of Health also deems it necessary to order the routine lead screening of employees of gun clubs where guns are fired, those who frequent gun ranges, first responder employees, and the Police and Fire departments to assure OSHA Guidelines. Qualified designees within the Health Department or a private physician of choice may conduct screenings and or confirmatory venous blood draws. The Department of Health will determine and set a comparable fee for service. Also in accordance with OSHA guidelines, routine lead testing will be required for adults who work in lead related industries. The Health Department will maintain, record, and monitor all blood lead results and take applicable actions as results deem required.

ABATEMENT WORK PRACTICES

Obtaining a comprehensive lead inspection

A) Epidemiological Investigators will be deployed upon the request of a medical provider to their home and other properties considered to be a part of the child's environment when a child has been identified with an elevated blood lead level to ascertain the existence of toxic levels of lead within the child's environment.

Removal of and or disturbance of lead contaminated surfaces and substances

A) Pursuant to the order of the City Director of Health of the City of Bridgeport all paint removal projects that disturbs surfaces that could contain levels of lead that is hazardous to well health can only be conducted by methods recorded in an approved abatement plan. Therefore, prior to the onset of any activities that will disturb areas and or surfaces found to contain hazardous levels of lead or assumed to contain hazardous levels of lead a written plan of action must be presented to the Health Department for approval.

The plan will assure that activities taken do not emit lead that could be toxic into the air, soil, water, and adjoining properties, public streets or released in any other way into the environment by proper containment of work area;

The plan will assure that proper notification has been provided to occupants;

The plan will assure that proper relocation of occupants;

The plan will assure that the methodology chosen to abate and or remediate is an acceptable method;

The plan will assure that materials used for abatement such as liquid encapsulates are certified to be used in the state of Connecticut;

The plan will assure that materials used for containment meet and or exceed the performance standard such as 6-mil plastic sheeting;

The plan will assure that all lead contaminated residue and or debris that is generated will be contained and treated in accordance with toxic waste regulations;

The plan will assure that all laborers on site must be working in accordance with State Public Health Regulations that govern lead abatement workers, as well as the Federal Occupational Safety and Health Administration ("OSHA") guidelines, as set forth in Section 1910 of Section 29 of the Code of Federal Regulations; and

The plan will assure the start and end date of the project

An abatement plan can only be approved by the Department of Health.

Written documentation disclosing the decision of the abatement /remediation plan review will be provided five (5) business days following the receipt of the plan.

An approved notice will be accompanied by warning signs, which are to be placed at the project site;

A disapproved notice will require resubmission;

A written approval notice must be present on all project sites where hazardous levels of lead can be found and are being disturbed; and

A written approval notice must be present on all projects sites where hazardous levels of lead is assumed and are being disturbed.

Pursuant to the order of the City Director of Health of the City of Bridgeport an, Epidemiological Investigator or others so designated by said City Director of Health will visit the site where work is being conducted to ensure:

Proper safety of occupants;

Proper containment of the work area;

Proper containment of the residue or debris from the work;

Proper posting warning signs; and

Proper posting of approval notice.

Pursuant to the order of the City Director of Health any conditions of part III (A) and (B) that is not deemed satisfactorily by the designated person from the Health Department will be considered a violation of this Chapter and the State Public Health Code and a cease and desists order will be issued as well as a fine issued to the contractor and /or owner.

The Director of Health of the City of Bridgeport has the authority to issue orders to reduce direct contact and provide for the application of proper protective measures that will include:

Containing the work area with 6 mil plastic sheeting;

Covering all non moveable items within 50 feet of the work are with 6 mil plastic sheeting covering beyond 50 feet if the work plan will include abrasive removal that could emit more dust; and

If the abatement plan is derived from an inspection conducted by a private inspection company, a plan review fee will be charged, as set forth in Section. No one will be allowed to conduct lead hazard removal activities without an approved plan of action that dictates a methodology, protection measures and containment and disposal of materials removed.

Alternate methods of protection must be approved by the Health Department prior to implementation.

The Health Department will determine a reasonable fee for the review of Abatement Plans in accordance with this Chapter.

Screening and case management of blood lead results

The City of Bridgeport Department of Health will designate and avail the appropriate personnel to perform capillary blood lead screening via a fingerstick method. The Health Department will determine a fee for service that will be commensurable with the private sector value for drawing capillaries. The Health Department will conduct lead screening clinics at day centers, family day care homes, schools, and at the Health Department. Parents of children who are under the age of six may elect to have their children screened by designated personnel of the City Health Department in their homes or contact the Health Department and make an appointment to come in the City Health Department Office.

The Health Department will establish a case management protocol for laboratory results that will include initiating contact to providers when subsequent testing is required, recording, monitoring, reporting to OSHA and completing an OSHA's Adult Lead Poisoning Survey for each elevated adult blood lead result. Relevant to case management of blood lead laboratory results for children, the Department will continue to follow the recommended the State Department of Public Health and the Centers for Diseases Control case management protocol for elevated blood lead levels.

Notifications

The owner of a property shall notify the City Director of Health a minimum of five (5) business days prior to the commencement of lead removal activities. This notification shall be submitted in a format prescribed by the City Director of Health, accompanied by the notification fee and this notification plan form known, as an "Abatement Plan" must be completed and notarized. There shall be one form used for each property. The notification must document the method of abatement/removal activities, describe protective containment techniques, and the procedure to clean up materials, process and dispose of waste and debris. Each notification document will be retained at the health department within the property file for a period not less than three (3) years. In addition to notifying the City Department of Health, the persons listed below must also be notified in writing by the owner or by the entity that will conduct removal activities. These notifications must be issued a minimum of five (5) business days prior to the onset of any activities that will disturb lead surfaces or surfaces that could contain toxic levels of lead. Proof of the notification of those listed below must accompany all Abatement Plans submitted to the City Health Department for approval. Proof of notification shall be documentation from the United States Postal Service that the notification was sent via first class mail postage prepaid, return receipt requested, signed return receipt postal card.

1. Residents
2. Neighbors in adjacent properties, business or private
3. The principal or chief administrator of a school or day care facility located within five (500) hundred feet of the work area where lead removal activities will be implemented.

Penalties

When it is concluded by the City Director of Health that the activities of any lead removal project is in adverse to protection measures put in place by the Federal Regulations, State Department of Public Health or local Ordinances, the City Director of Health will order the owner of the property on which the violation has occurred or is occurring or any other person deemed to be responsible for creating the violation to cease and desist any and all

activities, and shall issue an abatement order that could include hiring a different abatement company to immediately alleviate the hazardous conditions, as well as issue an order to pay a fine, in accordance with the authority granted to municipal health directors in Section 19a-206 of the General Statutes of Connecticut.

When it is concluded by the City Director of Health that required abatement plans have not been submitted for review and approval prior to execution of any activities that will emit lead contaminated dust and debris into the air the City Director of Health will order that responsible parties to remit restitution. When it is concluded by the City Director of Health that required abatement plans have not been adhered to properly and lead contaminated dust and debris have been released into the air the City Director of Health will order the responsible parties to remit restitution.

Screening of City Employees

Further screening efforts, in accordance with the Regulations of OSHA, of employees of gun clubs where guns are fired, those who frequent gun ranges and those employed in lead related industries will be required to provide to the Health Department the results of a blood lead screening and subsequent test as required or have the City Health Department perform a lead test. First responder employees, Fire Department and Police Department who are exposed to emissions of fumes and/or dust into the air from burning and/or dilapidated buildings or structures that could be contaminated with toxic levels of lead will be required to prove that their blood lead levels are and remain within acceptable levels which are not to exceed 30ug/dl for a 30 day period as mandated by OSHA. The Bridgeport health department shall establish a reasonable schedule of fees for the performance of any lead test and/or the review of proof that blood lead levels are and remain with acceptable levels in accordance with this Chapter.

CITY OF BRIDGEPORT
OFFICE OF THE CITY ATTORNEY

999 Broad Street
Bridgeport, Connecticut 06604-4328



CITY ATTORNEY
Mark T. Anastasi

DEPUTY CITY ATTORNEY
Arthur C Laske, III

ASSOCIATE CITY ATTORNEYS

Gregory M. Conte
Betsy A. Edwards
Melanie J. Howlett
Richard G. Kascak
Russell D. Liskov
John R. Mitola
Ronald J. Pacacha
Lisa R. Trachtenburg

ASSISTANT CITY ATTORNEYS

Christine Donahue Brown
Salvatore C. DePiano
R. Christopher Meyer
Eroll V. Skyers

Telephone (203) 576-7647
Facsimile (203) 576- 8252

COMM. # 124-08 Referred to Miscellaneous Matters Committee (06/01/2009)

VIA FACSIMILE: (203) 332-5608

May 27, 2009

c/o Fleeta C. Hudson, City Clerk
The Honorable City Council
of the City of Bridgeport
45 Lyon Terrace
Bridgeport, CT 06604

RECEIVED
CITY CLERKS OFFICE
09 MAY 27 PM 1:58
CITY CLERK

**Re: Shannon Donald, PPA, et. al. v. City of Bridgeport, et. al. Superior Court,
J.D. of Fairfield at Bridgeport, Docket No: FBT CV 07-5006357S**

Dear Honorable Councilpersons:

The Office of the City Attorney respectfully recommends that the City Council consider proposed settlement of following pending lawsuit be settled at its Monday, June 1, 2009 meeting. It is this office's opinion that resolving this matter for the consideration (\$27,000) deemed agreeable to the plaintiffs is in the best interests of the City.

<u>Plaintiff</u>	<u>Nature of Claim</u>	<u>Plaintiff's Attorney</u>	<u>Consideration</u>
Shannon Donald, PPA	Personal Injury/Falldown	Lawrence J. Merly, Esq. 76 Lyon Terrace Bridgeport, CT 06604-4022	\$27,000.00

This matter is presently on trial in Bridgeport Superior Court. Jury selection has been completed and evidence is scheduled to proceed. The Court has been notified that the parties have been able to reach a tentative settlement, subject to City Council approval. The parties have requested that trial of this case be suspended until Tuesday, June 2, 2009 to afford the City Council the opportunity to consider and approve or disapprove the proposed settlement on June 1st.

Anastasi to Hudson
Re: Shannon Donald Settlement
Date: May 27, 2009
Page 2 of 2

Therefore, since time is of the essence, kindly place this matter on the agenda for the City Council meeting on June 1, 2009 **FOR IMMEDIATE CONSIDERATION.**

I have spoken with City Council President Thomas McCarthy concerning this matter and Mr. McCarthy has consented to the placing of this item on the June 1st agenda for immediate consideration.

Thank you for your assistance in this matter.

Very truly yours,



Mark T. Anastasi
City Attorney

Cc: Bill Finch, Mayor
Arthur C. Laske, III, Deputy City Attorney
Betsy A. Edwards, Assoc. City Attorney



City of Bridgeport, Connecticut
OFFICE OF PLANNING & ECONOMIC DEVELOPMENT

999 BROAD STREET
BRIDGEPORT, CONNECTICUT 06604
TELEPHONE: (203) 576-7221
FAX: (203) 332-5611

BILL FINCH
Mayor

Donald C. Eversley
Director

Comm. # 125-08 Referred to ECD&E Committee on 6/1/2009.

May 27, 2009

City Clerk
45 Lyon Terrace
Bridgeport, CT 06604

RE: A Resolution Concerning Disposition of City-Owned Property
Former Webster School
1375 North Avenue
Block 1007-Lot 13

Dear City Clerk:

Please find attached a resolution by which the City's Office of Planning and Economic Development seeks City Council authorization to close on an agreement for the sale and redevelopment of the former Webster School pursuant to the results of the recent Webster School RFP.

Thank you.

Sincerely,

Bill Coleman

Senior Economic Development Specialist

C: Mayor Finch
Andrew Nunn, CAO
Donald Eversley, Director OPED
Edward Lavernoch, Deputy Director OPED

A Resolution by the Bridgeport City Council
Regarding the
Disposition of City Owned Real Estate

Whereas, the City of Bridgeport owns the following property:

1375 North Ave (Block 1007- Lot 13); commonly known as Webster School;

Whereas the disposition of the above-listed property would generate revenue for the City and further its redevelopment efforts; and

Whereas, the City's Office of Planning & Economic Development has conducted a public RFP for the sale and redevelopment of this property; and

Whereas that RFP process has produced four responsive proposals from four development entities; and

Whereas, the City's Office of Planning & Economic Development has evaluated and ranked the four proposals of the four development entities as per the attached document dated 5/27/2009 and entitled "OPED Ranking of Respondents to Webster School RFP"; and

Whereas, the City's Office of Planning & Economic Development wishes to close promptly on the sale of this property pursuant to a land development agreement;

Now, Therefore Be It Resolved that the Mayor and/or The Director of the Office of Planning and Economic Development, or their/his designee, is hereby authorized to do any and all things necessary and appropriate to sell, lease, or transfer the above-mentioned property to any one of the four development entities listed on the attached document dated 5/27/2009 and entitled "OPED Ranking of Respondents to Webster School RFP."

Be it further resolved that the above-authorization notwithstanding, OPED shall endeavor in good faith to consummate the transfer of the property ("close") with the first-ranked of the four development entities, and shall only close with the second-ranked development entity if the first-ranked should fail to commit contractually to its proposed development program and/or should fail to close in a timely fashion as per the requirements of the Webster School RFP.

Be it further resolved that OPED shall only be authorized to close with the third-ranked and/or fourth-ranked development entity if the immediately higher-ranked development entity (e.g., the second-ranked and third-ranked respectively) should fail to commit contractually to its proposed development program and/or should fail to close in a timely fashion as per the requirements of the Webster School RFP.

Be it further resolved that, in the event that OPED shall close with any other than the first-ranked of the development entities, it shall issue, post-closing, an informational report for the record to the City Council, such report to confirm for the record that the first-ranked or subsequently ranked development entities failed to commit contractually to their proposed development program and/or failed to close in a timely fashion as per the requirements of the RFP.

Further Be It Resolved that either the Mayor or the Director of the Office of Planning and Economic Development is authorized to execute any and all necessary documents and to take any and all necessary actions required to effectuate the purposes of this resolution.

May 27, 2009

OPED Ranking of Respondents to Webster School RFP

- 1) Viade Development, LLC, (affiliated with Primrose Companies)
- 2) G & M Investments, LLC
- 3) Bridgeport Neighborhood Trust/Mutual Housing Association
- 4) C.G. Developers



BILL FINCH
Mayor

City of Bridgeport, Connecticut
**DEPARTMENT OF CENTRAL GRANTS AND
COMMUNITY DEVELOPMENT**

999 Broad Street
Bridgeport, Connecticut 06604
Telephone (203) 332-5662
Fax (203) 332-5657

ANDREW J. NUNN
CAO

ALANNA C. KABEL
Deputy CAO of Central Grants
and Community Development

Comm. # 126-08 Referred to ECD&E Committee on 6/1/2009.

MEMO

TO: Honorable Members of the Bridgeport City Council

FROM: Alanna Cavanagh Kabel,
Deputy CAO for Central Grants & Community Development

RE: Grant Submission: Bridgeport Coalition to Reduce Alcohol and other
Drug Use among Youth to the U.S. Substance Abuse and Mental Health
Services Administration

DATE: May 27, 2009

For your review and consideration, attached please find a resolution supporting the City's application on behalf of the Bridgeport Coalition to Reduce Alcohol and other Drug Use among Youth's \$125,000 grant application to the U.S. Substance Abuse and Mental Health Services Administration. This application, if approved, will cover a five year time period.

The purpose of this grant application is two-fold: 1) to coordinate Coalition services and project services and activities including communications, training, data collection and dissemination in order to develop and implement a comprehensive approach to solving this problem for Bridgeport's youth and 2) to provide funding for local community police officers to perform increased compliance checks. More specifically, the Coalition will undertake the following activities through this grant:

- Increase broader membership/participation in coalition efforts among: retailers, local law enforcement, board of education, faith based community youth, families and the media.
- Use the media to raise public awareness around underage drinking and inform and educate the community about coalition efforts and the harmful substance use, primarily focusing on alcohol, marijuana and tobacco. Further the media will be used to educate the community about what they can do to reduce underage drinking and tobacco purchasing in their community as a 'retailer', a parent a youth and/ or interested community members.
- Improve youths' connection to school so that they experience enhanced connection to the major social institutions in Bridgeport, invest in their future and have a 'stake' in staying drug and alcohol free.

- Establish connections with major social institutions so that the 'scaffolding' that should be supporting youth's development is durable, reliable and representative of a cross section of the community.

The project budget consists of \$85,029 for personnel (project coordinator and police officers overtime for increased compliance checks); \$6,510 for travel to grant mandated trainings; \$2,461 for supplies and \$31,000 for marketing, planning, presentations, community outreach and evaluation. Match required for this grant application is also \$125,000 and is being met with in-kind personnel costs as well as federal and state-funded Youth Service Bureau activities.

Thank you for your consideration. Please contact me at 576-7134 if you have any questions.

cc: Andrew Nunn, CAO
Alexandra McGoldrick, Grant Writer

RESOLUTION

Whereas, the Bridgeport Coalition to Reduce Alcohol and other Drug Use among Youth desires funding from the City of Bridgeport to strategically address alcohol and other drug use among Bridgeport youth; and

Whereas, the U.S. Substance Abuse and Mental Health Services Administration has encouraged eligible parties such as the City of Bridgeport to submit funding applications to the U.S. Substance Abuse and Mental Health Services Administration; and

Whereas, the purpose of this grant application is to 1) coordinate Coalition services with project services and activities including communications, training, data collection and dissemination to develop and implement a comprehensive solution to this problem for Bridgeport's youth and 2) to provide funding for local community police officers to perform increased compliance checks which will help determine the effectiveness of the Program; and

Whereas, it is desirable and in the public interest that the City of Bridgeport apply on behalf of the Bridgeport Coalition to Reduce Alcohol and other Drug Use among Youth for an amount not to exceed \$125,000 to provide needed drug and alcohol prevention services to Bridgeport youth.

Now Therefore Be It Resolved by the City Council:

1. That it is cognizant of the City's application on behalf of the Bridgeport Coalition to Reduce Alcohol and other Drug Use among Youth to the U.S. Substance Abuse and Mental Health Services Administration; and
2. That it hereby authorizes, directs and empowers the Mayor, or his designees to execute and file such application with U.S. Substance Abuse and Mental Health Services Administration, to provide such additional information and to execute and administer such other contracts and documents as may be necessary to execute this program.



GRANT SUMMARY

PROJECT TITLE : Bridgeport Coalition to Reduce Alcohol and other Drug Use among Youth

RENEWAL _____ NEW x

DEPARTMENT SUBMITTING INFORMATION: Dept. of Central Grants and Community Development

CONTACT NAME: Alanna Kabel, Deputy CAO for Central Grants & Community Development

PHONE NUMBER: _____(203) 576-7134_____

PROJECT SUMMARY/DESCRIPTION: The City of Bridgeport is seeking funding from the U.S. Substance Abuse and Mental Health Services Administration 1) to coordinate Coalition services and project services and activities including communications, training, data collection and dissemination in order to develop and implement a comprehensive approach to solving this problem for Bridgeport's youth and 2) to provide funding for local community police officers to perform increased compliance checks.

CONTRACT DATES: 5 year contract period

PROJECT GOALS AND PROCEDURES:

The goal of the project is to Increase broader membership/participation in coalition efforts among: retailers, local law enforcement, board of education, faith based community youth, families and the media.

IF APPLICABLE

FUNDING SOURCES (include matching/in-kind funds):

Federal: \$ \$125,000
State:
City:
Other: \$125,000 (in-kind match)

FUNDS REQUESTED

Salaries/Benefits:
Supplies:
Transportation/Travel:
Other (explain):
Subcontracts: Yes _____ No



City of Bridgeport, Connecticut
**DEPARTMENT OF CENTRAL GRANTS AND
COMMUNITY DEVELOPMENT**

999 Broad Street
Bridgeport, Connecticut 06604
Telephone (203) 332-5662
Fax (203) 332-5657

ANDREW J. NUNN
CAO

BILL FINCH

Mayor **Comm. # 127-08 Ref'd to ECD&E Committee on 6/1/2009.**

ALANNA C. KABEL
Deputy CAO of Central Grants
and Community Development

MEMO

TO: Honorable Members of the City Council

FROM: Alanna Cavanagh Kabel,
Deputy CAO for Central Grants & Community Development

RE: Grant Submission: Energy Efficiency and Conservation Formula
Block Grant Funding to the U.S. Department of Energy

DATE: May 27, 2009

For your review and consideration, attached please find a resolution supporting the Energy Efficiency and Conservation Formula Block Grant Funding for various projects within the City of Bridgeport. The allocation amount for the City of Bridgeport is \$1,257,600.

The Funding will be used toward projects that reduce fossil fuel emissions in a manner that is environmentally sustainable, reduce the total energy use of eligible entities, and improve energy efficiency in the building sector, the transportation sector, and other appropriate sectors.

Thank you for your consideration. Please contact me at 576-7134 if you have any questions or need any additional information.

Attachment

cc: Andrew Nunn, CAO
Alexandra McGoldrick, Grants Writer

RESOLUTION

Whereas, the City of Bridgeport desires funding to create and implement energy efficiency initiatives within the City of Bridgeport; and

Whereas, the U.S. Department of Energy has encouraged municipalities such as Bridgeport to submit applications to the U.S. Department of Energy for the this purpose; and

Whereas, the purpose of this grant application is to provide funds for projects related to reducing fossil fuel emissions in a manner that is environmentally sustainable, reducing the total energy use of eligible entities, and improving energy efficiency in the building sector, the transportation sector, and other appropriate sectors.

Whereas, it is desirable and in the public interest that the City of Bridgeport submit a Recovery Act Energy Efficiency and Conservation Block Grant application to the U.S. Department of Energy for an amount not to exceed \$1,257,600 for energy efficiency initiatives.

Now Therefore, Be It Resolved by the City Council:

1. That it is cognizant of the grant application from the City of Bridgeport to the U.S. Department of Energy for energy efficiency initiatives; and
2. That it hereby authorizes, directs and empowers the Mayor, or his designees to execute and file and such application with the, to provide such additional information and to execute and administer such other contracts and documents as may be necessary to execute this program.



GRANT SUMMARY

PROJECT TITLE : Energy Efficiency and Conservation Formula Block Grant

RENEWAL _____ NEW x

DEPARTMENT SUBMITTING INFORMATION: Dept. of Central Grants and Community Development

CONTACT NAME: Alanna Kabel, Deputy CAO for Central Grants & Community Development

PHONE NUMBER: _____(203) 576-7134_____

PROJECT SUMMARY/DESCRIPTION: The City of Bridgeport is seeking funding from the U.S. Department of Energy for projects that reduce fossil fuel emissions in a manner that is environmentally sustainable, reduce the total energy use of eligible entities, and improve energy efficiency in the building sector, the transportation sector, and other appropriate sectors.

CONTRACT DATES: 3 year contract period

PROJECT GOALS AND PROCEDURES:

The goal of the project is to create and implement energy efficiency initiatives within the City of Bridgeport.

IF APPLICABLE

FUNDING SOURCES (include matching/in-kind funds):

Federal: \$ 1,257,600 (formula allocation)

State:

City:

Other:

FUNDS REQUESTED

Salaries/Benefits:

Supplies:

Transportation/Travel:

Other (explain):

Subcontracts: Yes _____ No



BILL FINCH
Mayor

City of Bridgeport, Connecticut
**DEPARTMENT OF CENTRAL GRANTS AND
COMMUNITY DEVELOPMENT**

999 Broad Street
Bridgeport, Connecticut 06604
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Fax (203) 332-5657

ANDREW J. NUNN
CAO

**Comm. # 128-08 Ref'd to Public Safety & Transportation
Committee on 6/1/2009.**

ALANNA C. KABEL
Deputy CAO of Central Grants
and Community Development

MEMO

TO: Honorable Members of the City Council

FROM: Alanna Cavanagh Kabel,
Deputy CAO for Central Grants & Community Development

RE: Grant Submission: UASI 2009 to the U.S. Department of
Homeland Security

DATE: May 27, 2009

For your review and consideration, attached please find a resolution supporting the UASI 2009 grant request in the amount of \$3,088,030 which will provide for interoperable communications planning and equipment.

The purpose of the grant is to create a public safety trunked radio system to strengthen interoperable communications across all jurisdictions and disciplines within the Region I Urban Area. More specifically, the grant will provide for the installation of additional transceiver points to the existing radio towers within the region to add redundancy and link first responders, Emergency Operations Centers, Public Safety Answering Points and every mobile unit throughout the region. The grant request consists of \$401,442 in planning funds and \$2,686,588 in equipment for interoperable radio communications. There is or is no match required for this grant application. Please see the attached grant request narrative and budget for more specific information.

Thank you for your consideration. Please contact me at 576-7134 if you have any questions or need any additional information.

Attachment

cc: Andrew Nunn, CAO
Alexandra McGoldrick, Grants Writer

RESOLUTION

Whereas, the City of Bridgeport desires funding to strengthen interoperable communications across all jurisdictions and disciplines within the Region I Urban Area; and

Whereas, the State of Connecticut Department of Emergency and Homeland Security has encouraged municipalities such as Bridgeport which are located within the Region I Urban Area to submit applications to the U.S. Department of Homeland Security for the this purpose; and

Whereas, the purpose of this grant application is to provide funds for the installation of additional transceiver points to the existing radio towers within the region to add redundancy and link first responders, Emergency Operations Centers, Public Safety Answering Points and every mobile unit throughout the region;

Whereas, it is desirable and in the public interest that on behalf of Region I, the City of Bridgeport submit a UASI 2009 application to the U.S. Department of Homeland Security for an amount not to exceed \$3,088,030 to enhance the region's interoperable communications systems.

Now Therefore, Be It Resolved by the City Council:

1. That it is cognizant of the grant application from the City of Bridgeport to the U.S. Department of Homeland Security for interoperable communications planning and equipment; and
2. That it hereby authorizes, directs and empowers the Mayor, or his designees to execute and file and such application with the, to provide such additional information and to execute and administer such other contracts and documents as may be necessary to execute this program.



GRANT SUMMARY

PROJECT TITLE : Urban Areas Security Initiative (UASI) 2009

RENEWAL _____ NEW x

DEPARTMENT SUBMITTING INFORMATION: Dept. of Central Grants and Community Development

CONTACT NAME: Alanna Kabel, Deputy CAO for Central Grants & Community Development

PHONE NUMBER: _____(203) 576-7134_____

PROJECT SUMMARY/DESCRIPTION: The City of Bridgeport is seeking funding from the U.S. Department of Homeland Security on behalf of the Region I Urban Area. The funding will be used to create a public safety trunked radio system across all jurisdictions and disciplines throughout Region I. The grant will provide for the installation of additional transceiver points to the existing radio towers within the region to add redundancy and link first responders, Emergency Operations Centers, Public Safety Answering Points and every mobile unit throughout the region.

CONTRACT DATES: 3 year contract period

PROJECT GOALS AND PROCEDURES:

The goal of the project is to create a public safety trunked radio system to strengthen interoperable communications, add redundancy and link first responders, across all jurisdictions and disciplines within the Region I Urban Area.

IF APPLICABLE

FUNDING SOURCES (include matching/in-kind funds):

Federal: \$3,088,030

State:

City:

Other:

FUNDS REQUESTED

Salaries/Benefits:

Supplies:

Transportation/Travel:

Other (explain):

Subcontracts: Yes _____ No

RESOLUTION

By Councilmember(s): Maria I. Valle, Leticia Colon,
Michelle Lyons, Amy/Marie Vizzo-
Paniccia, Susan Brannnelly,
Denese Taylor-Moye

District: 130th, 131st, 134th 137th

Introduced at a meeting
of the City Council, held:

June 1, 2009

Referred to: Public Safety & Transportation Committee

Attest: _____

City Clerk

Re: Resolution to request weekly update report of Anti-Blight actions.

Whereas, Chapter 8.76 of the Bridgeport Code of Ordinances details the mission and general guidelines of the City of Bridgeport Anti-Blight Program; and

Whereas, the existence of poorly maintained, vacant and blighted properties is recognized to contribute to the decline of neighborhoods and adversely affects the economic wellbeing of the City of Bridgeport; and

Whereas, the Office of Neighborhood Revitalization is assigned the task of organizing and tracking the necessary anti-blight initiatives, including reporting and enforcement; Now, Therefore be it

Resolved that the Office of Neighborhood Revitalization provide a weekly tracking report of all properties to the City Council Members, displaying the status of anti-blight action, including the violation and record of reporting, inspection, enforcement and other pertinent information; and be it further

Resolved that the Office of Neighborhood Revitalization be assisted by the Office of Legislative Services, CitStat and Office of Policy and Management in developing a clearly defined process and set of operational procedures addressing the reporting, tracking and enforcement functions of the City's Anti-Blight Initiative.

Referrals Made:

Request for Permanent Closure of a Portion
Seaview Avenue & Relocation of Security Fence
and Installation of New Security Fence East of its
Present Location - Vacating Resolution dated
August 10, 1988 (Ref.# 260-87).

Report
of
Committee
on
Public Safety and Transportation

Submitted: June 1, 2009

Adopted: _____

Attest: _____


City Clerk

Approved _____

Mayor



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport:

The Committee on **Public Safety and Transportation** begs leave to report; and recommends for adoption the following resolution:

***89-08 Consent Calendar**

Resolution re: Request of Planning Department for Permanent Closure of a Portion of Seaview Avenue and Relocation of Security Fence on Seaview Avenue and Installation of New Security Fence East of its Present Location; Permanent Closure of that Portion of Seaview Avenue; and Voiding of Prior Approval of City Council on August 1, 1988, for Installation of Security Fence on Seaview Avenue:

WHEREAS the City of Bridgeport City Council on August 1, 1988, granted permission to erect a security fence on Seaview Avenue, provided the City was provided with an Insurance Policy and a Hold Harmless and Indemnification Statement to the benefit of the City in a form acceptable to the Office of the City Attorney;

WHEREAS the existing fence on Seaview Avenue is eight (8) feet high and its location approximately one hundred and fifty (150) feet from the end of Seaview Avenue, and runs from a location near utility pole number 1616 owned by the former Southern New England Telephone Company, (now known as AT&T) across the street to the shoulder adjacent to land owned at that time the fence was erected or formerly owned by Anthony D. Julian;

WHEREAS to provide security for all access points to the City of Bridgeport's Port and Maritime areas is a public safety concern, a benefit to the general public, and in keeping with the Area Maritime Security Plan for Long Island Sound controlled by Section 49 CFR part 1520;

WHEREAS the security fence will deny access to a portion of Seaview Avenue to the general public which is a kind of abandonment, and the Planning & Zoning Commission of the City of Bridgeport issued a favorable report on the relocation of the Security Fence on Seaview Avenue on May 26, 2009, pursuant to Section 8-24 of the General Statutes of Connecticut;

NOW THEREFORE BE IT RESOLVED THAT:

The security fence installed in 1988 as described herein shall be removed and a security fence approximately seven (7) feet high with an additional one (1) foot of barb wire for a total of eight (8) feet, shall be relocated on a temporary basis approximately one hundred and fifty (150) feet East of the location of the current security fence, in accordance with the map prepared by Safety-Kleen Systems, Inc. dated February 26, 2009, SC-DWG Number 7334-SPOO-020, as filed with the Office of the City Engineer, and conditioned upon the issuance prior to March 31, 2009, of an Insurance Policy and Hold Harmless and Indemnification Statement regarding this new location in a form that is acceptable to the Office of the City Attorney. The cost of the security fence installation and future maintenance of the fence shall be borne by the abutting property owners. The security fence at its current location on this date shall be removed within forty-eight hours of the installation of the security fence at its new location as set forth herein.



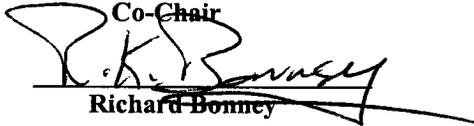
Report of Committee on Public Safety and Transportation
***89-08 Consent Calendar**

-2-

Respectfully submitted,
THE COMMITTEE ON PUBLIC SAFETY AND TRANSPORTATION

Maria I. Valle

Co-Chair


Richard Bonney

Howard Austin, Sr.

Michelle A. Lyons

Co-Chair


Leticia Colon

Angel dePara





Andre F. Baker, Jr.

City Council Date: June 1, 2009

OFFICE OF THE CITY CLERK
CITY OF BRIDGEPORT, CONNECTICUT

EXECUTIVE DEPARTMENT
CITY HALL - LYON TERRACE
TELEPHONE 374-7091

EXHIBIT A

W. A. MULLIGAN, JR.
City Clerk

CANDACE A. PALMER
Assistant City Clerk



August 10, 1988

Mr. John R. Brown, President
Hitchcock Terminal Services
1 Seaview Avenue
Bridgeport, Connecticut 06607

Dear Sir:

The Common Council of the City of Bridgeport on August 1,
1988 adopted the following resolution:

RESOLVED, That Hitchcock Terminal Services of 1 Seaview
Avenue, Bridgeport, Connecticut be, and hereby is, granted
permission to erect a security fence on Seaview Avenue, provided
that the petitioner provide the City with an insurance policy and
a hold harmless and indemnifications agreement in a form
satisfactory to the City Attorney's Office.

Attest:

Candace A. Palmer
Candace A. Palmer
Assistant City Clerk

CAP:ao

cc: City Attorney
Public Works
Police Dept.
Fire Dept.
Building Dept.
File



BILL FINCH
Mayor

OFFICE OF THE
DEPARTMENT OF PUBLIC FACILITIES

999 BROAD STREET
BRIDGEPORT, CONNECTICUT 06604
TELEPHONE (203) 576-7130

CHARLES M. CARROLL
Director Public Facilities

**EMERGENCY CLOSURE OF SEAVIEW AVENUE,
RELOCATION AND INSTALLATION OF SECURITY FENCE**

PURSUANT to authority of the Director of Public Facilities as set forth in Municipal Ordinance Section 12.16.260, the following is hereby ordered:

By Decision of the Bridgeport City Council on August 1, 1988, Hitchcock Terminal Services was granted permission to erect a security fence on Seaview Avenue, provided the City was provided with an Insurance Policy and a Hold Harmless and Indemnification Statement to the benefit of the City in a form acceptable to Office of the City Attorney. The fence is eight (8) feet high and is located approximately one hundred and fifty (150) feet from end of Seaview Avenue, and runs from a location near utility pole number 1616 owned by the Southern New England Telephone Company, (now known as AT&T) across the street to the shoulder adjacent to land owned at the time the fence was erected or formerly by Anthony D. Julian.

The providing security for all access points to the City's Port and Maritime areas is a public safety concern, a benefit to the general public, and in keeping with the Area Maritime Security Plan for Long Island Sound controlled by Section 49 CFR part 1520.

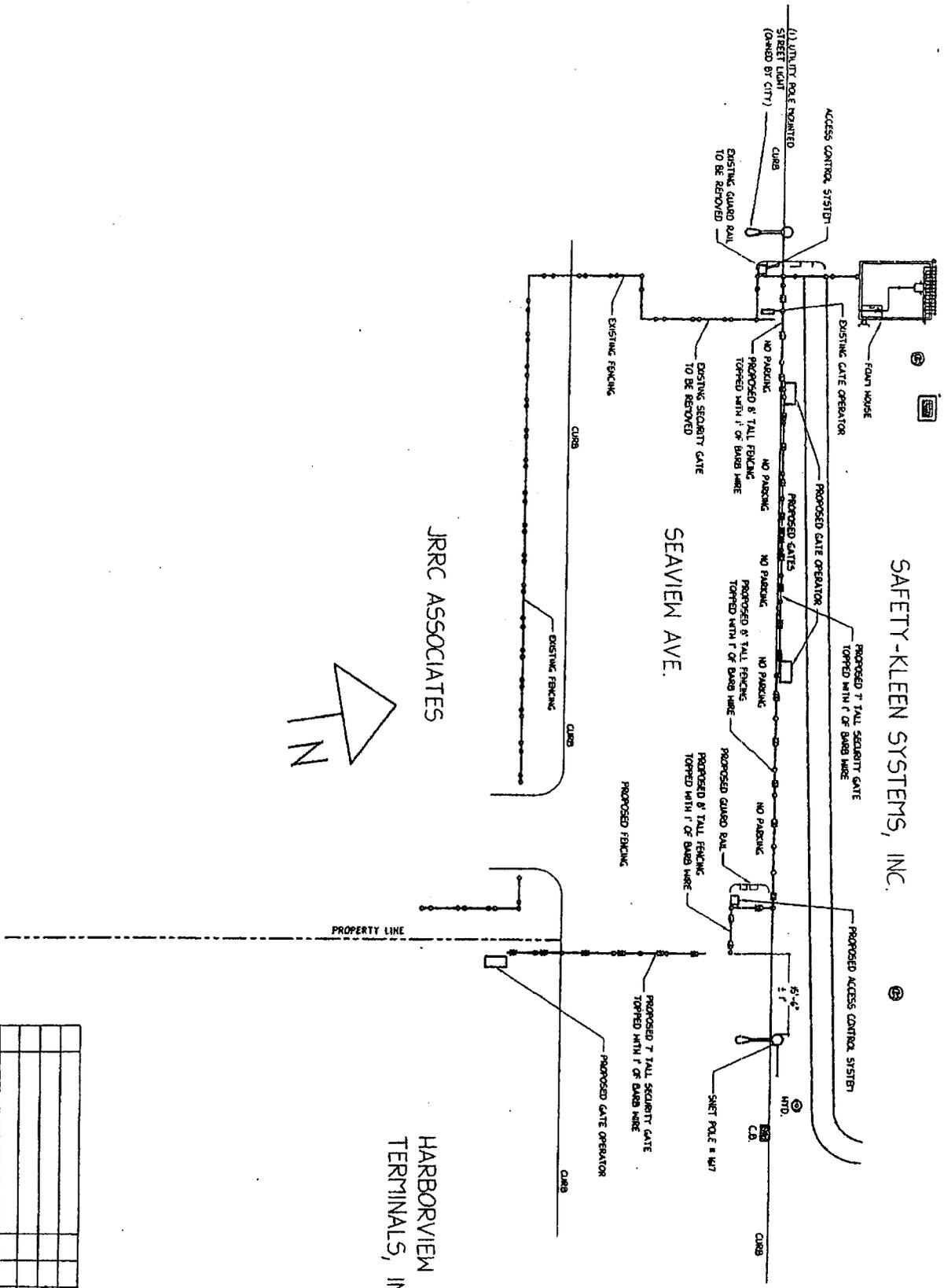
Effective March 31, 2009, the security fence installed in 1988 as described herein shall be removed and a security fence approximately seven (7) feet high with an additional one (1) foot of barb wire for a total of eight (8) feet, shall be relocated on a temporary basis approximately one hundred and fifty (150) feet West of the location of the current security fence, in accordance with the map prepared by Safety-Kleen Systems, Inc. dated February 26, 2009, SC-DWG Number 7334-SPOO-020, as filed with the Office of the City Engineer, and conditioned upon the issuance prior to March 31, 2009, of an Insurance Policy and Hold Harmless and Indemnification Statement regarding this new location in a form that is acceptable to the Office of the City Attorney.

Ordered by:

Charles Carroll
Director of Public Facilities

Issued this 18th day of March 2009

SAFETY-KLEEN SYSTEMS, INC.



HARBORVIEW TERMINALS, INC.

GENERAL NOTES

PROPRIETARY STATEMENT

THIS DRAWING IS THE EXCLUSIVE PROPERTY OF SAFETY-KLEEN SYSTEMS, INC. AND IS PROPRIETARY AND CONFIDENTIAL. NO PART OF THIS DRAWING AND THE INFORMATION CONTAINED HEREIN IS TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM, WITHOUT THE WRITTEN PERMISSION OF SAFETY-KLEEN SYSTEMS, INC. ANY UNAUTHORIZED REPRODUCTION OR USE OF THIS DRAWING IS STRICTLY PROHIBITED AND WILL BE PROSECUTED TO THE FULL EXTENT OF THE LAW.

PROPOSED SITE FENCING

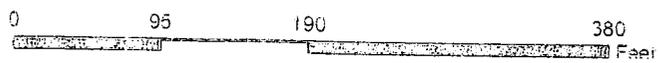
NO.	DESCRIPTION	DATE	BY	CHKD	APP'D	DATE
1	REVISION: 1.0	01/21/00	JK	JK	JK	01/21/00
2	ISSUED FOR PERMITS	02/01/00	JK	JK	JK	02/01/00
3	ISSUED FOR CONSTRUCTION	02/01/00	JK	JK	JK	02/01/00

S SAFETY-KLEEN SYSTEMS, INC.
 1500 South Industrial Drive, Suite 200, Houston, TX 77042
 Phone: 281-485-7200 Fax: 281-485-7201
 Website: www.p-solutions.com

PROJECT NO.: 7314-SP00-020
 DRAWING NO.: 880002P001, CI



City of Bridgeport, Connecticut
Geographic Information System



The City of Bridgeport does not warrant the accuracy of the information contained herein nor is it responsible for any errors or omissions, accuracy, timeliness, or completeness of any of the information provided herein. The City of Bridgeport assumes no liability for its availability or compatibility with users' software or computers. The City of Bridgeport explicitly disclaims any representations and warranties including, without limitation, the implied warranty of merchantability and fitness for a particular purpose. The City of Bridgeport also shall assume no liability for: 1. Any errors, omissions, or inaccuracies in the information provided, regardless of how caused; or 2. Any decision made or action taken or not taken by the City.

***67-08 Consent Calendar**

Grant Submission: Lead Poisoning Prevention and Control Program.

**Report
of
Committee
on
ECB & Environment**

Submitted: June 1, 2009

Adopted: _____

Attest: _____


City Clerk

Approved _____

Mayor



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport.

The Committee on **ECD and Environment** begs leave to report, and recommends for adoption the following resolution:

***67-08 Consent Calendar**

Whereas, the State Department of Public Health and the Ct Association of Directors of Health are authorized to extend financial assistance to municipalities in the form of grants; and

Whereas, this funding has been made possible through the Lead Poisoning Prevention and Control Program; and

Whereas, funds under this grant will be used solely for childhood lead poisoning testing, case management and intervention activities; and

Whereas, it is desirable and in the public interest that the City of Bridgeport, Department of Health and Social Services, submit an application to the State Department of Public Health and the Ct Association of Directors of Health in an amount not to exceed \$33,832 for the purpose childhood lead poisoning testing, case management and intervention activities; and

NOW THEREFORE, BE IT RESOLVED BY THE City Council:

1. That it is cognizant of the City's grant application and contract to the State Department of Public Health and the Ct Association of Directors of Health for funds for the purpose of childhood lead poisoning testing, case management and intervention activities; and
2. That it hereby authorizes, directs and empowers the mayor or his designee to execute and file such application with the State Department of Public Health and the Ct Association of Directors of Health for a Lead Poisoning Prevention and Control Program, to provide such additional information and to execute such other contracts and documents as maybe necessary under this program.



Report of Committee on ECD and Environment

-2-

***67-08 Consent Calendar**

RESPECTFULLY SUBMITTED,
THE COMMITTEE ON
ECONOMIC AND COMMUNITY DEVELOPMENT & ENVIRONMENT


Angel M. dePara, Jr. Co-Chairman

Robert P. Curwen, Sr. Co-Chairman

Michelle A. Lyons


Denese Taylor-Moye

Warren Blunt

Maria I. Valle


Brian C. Crowe

Council Date: June 1, 2009

***96-08 (PHO) Consent Calendar**

Public Hearing Ordered for June 15, 2009 re:
Disposition of City Owned Properties by Auction.

**Report
of
Committee
on
ECB & Environment**

Submitted: June 1, 2009

Adopted: _____

Attest: _____


City Clerk

Approved _____

Mayor



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport:

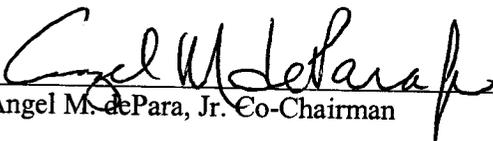
The Committee on **ECD and Environment** begs leave to report;
and recommends for adoption the following resolution:

***96-08 (PHO) Consent Calendar**

BE IT RESOLVED, That a Public Hearing be Held before the City Council on Monday evening, June 15, 2009 beginning at 7:00 p.m. in the City Council Chambers, City Hall, 45 Lyon Terrace, Bridgeport, Connecticut, relative to the Disposition of City Owned Properties by Auction:

- 166 Hollister Avenue
- 73 Hanover Street
- 107 Bowe Street
- 119 Bowe Street
- 186 William Street
- 223 Remington Street
- 276 Woodlawn Avenue

RESPECTFULLY SUBMITTED,
THE COMMITTEE ON
ECONOMIC AND COMMUNITY DEVELOPMENT & ENVIRONMENT



Angel M. dePara, Jr. Co-Chairman

Robert P. Curwen, Sr. Co-Chairman

Michelle A. Lyons



Denese Taylor-Moye

Warren Blunt

Maria I. Valle



Brian C. Crowe

Council Date: June 1, 2009

***99-08 Consent Calendar**

Grant Submission: Re: 2009 Neighborhood Assistance Act.

**Report
of
Committee
on
CEA & Environment**

Submitted: June 1, 2009

Adopted: _____

Attest: 
City Clerk

Approved _____

Mayor



City of Bridgeport, Connecticut

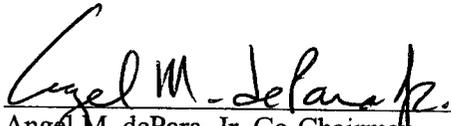
To the City Council of the City of Bridgeport.

The Committee on **ECD and Environment** begs leave to report;
and recommends for adoption the following resolution:

***99-08 Consent Calendar**

RESOLVED, That the Mayor, Bill Finch, is empowered to enter into and amend contractual instruments in the name and on behalf of this Contractor with the State Department of Revenue Services, of Connecticut for a 2009 Neighborhood Assistance Act and to affix the corporate seal.

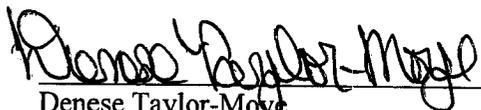
RESPECTFULLY SUBMITTED,
THE COMMITTEE ON
ECONOMIC AND COMMUNITY DEVELOPMENT & ENVIRONMENT



Angel M. dePara, Jr. Co-Chairman

Robert P. Curwen, Sr. Co-Chairman

Michelle A. Lyons



Denese Taylor-Moye

Warren Blunt

Maria I. Valle



Brian C. Crowe

Council Date: June 1, 2009

Amended 4/23/09

CITY OF BRIDGEPORT
2009 CONNECTICUT NEIGHBORHOOD ASSISTANCE ACT

<u>ORGANIZATION</u>	<u>PROGRAM</u>	<u>AMOUNT</u>
Action for Bridgeport Community Development	Emergency Rental Assistance	\$20,000
Barnum Museum Foundation	Preserve the Barnum Museum	\$150,000
Bridgeport Area Youth Ministry	Computer Genesis Program	\$100,000
Bridgeport Public Education Fund	Enrichment Program	\$150,000
Bridgeport Public Schools	School Improvement Program	\$150,000
Burroughs Community Center	Youth Programs/VITA/Jesuit Volunteer/ Language Center/Facility Expansion	\$150,000
Central Ct Coast YMCA	South End Community Center Children and Families	\$50,000
	YMCA PALS Daycare Centers	\$50,000
	Y Nights in the City	\$50,000
	Groundwork Bridgeport	Groundwork Bridgeport Community Building
Habitat for Humanity	Habitat for Humanity of CFC	\$150,000
Helping Hand Center	Male Substance Abuse Residence, AIDS Division, Outpatient, Family Liaison, and Recovery Center	\$65,000
Jewish Center for Community Services	Energy Savings for Heating and Cooling	\$150,000
Junior Achievement of Western CT	Economic and Financial Literacy Education For Bridgeport School Students	\$150,000
Mercy Learning Center	Literacy and Life Skills	\$150,000
Music and Arts Center for Humanity	Alvin Ailey Dance Camp	\$20,000
St. Vincent's Foundation	Expansion of Cancer Services in the Bridgeport Area	\$150,000
St. Vincent's Medical Center	Expansion of Cancer Services in the Bridgeport Area	\$25,000

RECEIVED
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 CITY CLERK

Wholesome Wave Foundation
Charitable Ventures

Bridgeport Farm Stand Project

\$25,000

Workplace, Inc.

Green Jobs Initiative

\$150,000

***100-08 Consent Calendar**

Grant Submission: re: 2009-2010 Dial-A-Ride
Transportation Program with the CT. Dept. of
Transportation.

**Report
of
Committee
on
CEA & Environment**

Submitted: June 1, 2009

Adopted: _____

Attest: _____


City Clerk

Approved _____

Mayor



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport:

The Committee on **ECD and Environment** begs leave to report; and recommends for adoption the following resolution:

***100-08 Consent Calendar**

Whereas, the State of Connecticut, through the Department of Transportation, is authorized to extend financial assistance to municipalities in the form of appropriations; and

Whereas, this funding has been made possible through the Ct. General Statutes, Section 13b-38bb. State matching grant program for elderly and disabled demand responsive transportation; and

Whereas, funds under this grant are appropriated to municipal governments to be used for Dial-A-Ride program services; and

Whereas, the Dial-A-Ride program will provide needed transportation services to senior citizens and persons with disabilities; and

Whereas, the City of Bridgeport has been appropriated \$94,433; and

Whereas, the City of Bridgeport does not currently operate a Dial-A-Ride program and will grant the sum of \$94,433 to the Greater Bridgeport Transit Authority to support the Dial-A-Ride program; and

Whereas, the City of Bridgeport is required to provide a one hundred percent (100%) match of \$94,433 which will be inkind; and

Now Therefore, Be It Resolved by the City Council:

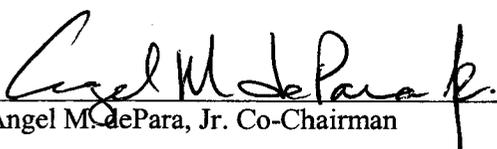
1. That it is cognizant of the City's contract with the Greater Bridgeport Transit Authority, which will grant the sum of \$94,433 appropriated from the Ct. Department of Transportation to the GBTA for operation of the Dial-A-Ride program.
2. That it hereby authorizes, directs and empowers the mayor or his designee to execute and accept State appropriated funds and allocate these funds to the Greater Bridgeport Transit Authority and to provide such additional information to execute such other contracts and documents as may be necessary under this program.



Report of Committee on ECD and Environment
*100-08 Consent Calendar

-2-

RESPECTFULLY SUBMITTED,
THE COMMITTEE ON
ECONOMIC AND COMMUNITY DEVELOPMENT & ENVIRONMENT


Angel M. dePara, Jr. Co-Chairman

Robert P. Curwen, Sr. Co-Chairman

Michelle A. Lyons


Denese Taylor-Moye

Warren Blunt

Maria I. Valle


Brian C. Crowe

Council Date: June 1, 2009

***105-08 Consent Calendar**

Agreement with National Development Council (NDC).

**Report
of
Committee
on
CEA & Environment**

Submitted: June 1, 2009

Adopted: _____

Attest:  _____
City Clerk

Approved _____

Mayor



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport:

The Committee on **ECD and Environment** begs leave to report; and recommends for adoption the following resolution:

***105-08 Consent Calendar**

**Resolution by the Bridgeport City Council
Regarding an
Agreement By and Between
City of Bridgeport, CT
and
National Development Council**

Whereas, the City is desirous of continuing to receive professional services of an economic development finance advisor to develop and assist in the implementation of the City's community and economic development programs; and

Whereas, in December 2008 the City's Office of Planning and Economic Development issued a REQUEST FOR QUALIFICATIONS (for) DEVELOPMENT FINANCING CONSULTANT; and

Whereas, at a meeting held on April 15, 2009, the City of Bridgeport Board of Public Purchases reviewed and approved the aforementioned request for qualifications as a Quality Based Selection process; and

Whereas, the National Development Council (NDC) was recommended by the process; and

Whereas, the National Development Council, is the oldest national non profit community development organization in the United States, having worked with communities in every state and Puerto Rico to promote the flow of capital for jobs, investment and community development; and

Whereas, NDC has provided the City with such economic and community development services since 1994 and has become a valuable resource for the economic development delivery system in the City of Bridgeport; and

Whereas, NDC has provided or facilitated over \$60 Million of financial assistance to Bridgeport businesses and real estate projects through its affiliated small business lending company and federal tax credit programs; and



Report of Committee on ECD and Environment
*105-08 Consent Calendar

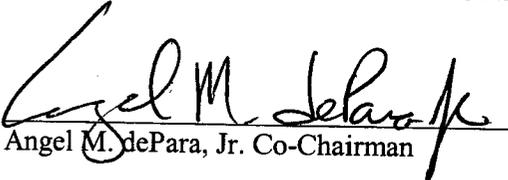
-2-

Whereas, NDC is willing to continue to provide, on such terms and conditions as are described in the attached contract, technical assistance and access to economic development products to the City, utilizing its expertise in financing economic and community development; and

Whereas, the City Council has typically approved a Supportive Contributions line item in the budget for the Office of Planning and Economic Development that specifically contemplates the aforementioned services; Now, Therefore, be it

Resolved, that the Mayor or Director of the Office of Planning and Economic Development is authorized to execute the Agreement substantially in the form attached hereto, and to take all other necessary actions and do such other things that are consistent with this resolution, for a term that may be renewed annually to cover no more than three (3) City of Bridgeport Fiscal Years, the last being FY 2010-11, subject to the availability of funds.

RESPECTFULLY SUBMITTED,
THE COMMITTEE ON
ECONOMIC AND COMMUNITY DEVELOPMENT & ENVIRONMENT


Angel M. dePara, Jr. Co-Chairman

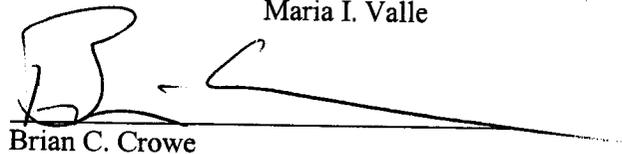
Robert P. Curwen, Sr. Co-Chairman

Michelle A. Lyons


Denese Taylor-Moye

Warren Blunt

Maria I. Valle


Brian C. Crowe

AGREEMENT BY AND BETWEEN
CITY OF BRIDGEPORT, CT
AND
NATIONAL DEVELOPMENT COUNCIL
REGARDING
COMMUNITY AND ECONOMIC DEVELOPMENT ADVISEMENT

This Agreement is made and entered into this _____, by and between the CITY OF BRIDGEPORT, CONNECTICUT, a public benefit corporation whose address is 45 Lyon Terrace, Bridgeport, CT 06604 (hereinafter called the "CITY") and NATIONAL DEVELOPMENT COUNCIL (hereinafter referred to as "NDC" or the "Contractor"), a New York non-profit corporation, which is a tax-exempt organization under Section 501(c)(3) of the Internal Revenue Code, whose address is 708 Third Avenue, Suite 710, New York, New York 10017,

WITNESSETH THAT:

WHEREAS, the City is desirous of continuing to receive professional services (effective from _____) of an advisor to develop and assist in the implementation of the City's community and economic development programs;

WHEREAS, the City originally contracted with NDC at the suggestion of the State of Connecticut and its Department of Economic Development;

WHEREAS, NDC has provided the City with such economic and community development services since 1994 and has become a valuable resource for the economic development delivery system in the City of Bridgeport;

WHEREAS, NDC has established a Connecticut office in the City of Bridgeport;

WHEREAS, NDC is willing to continue to provide, on such terms and conditions as are hereinafter provided, technical assistance to the City utilizing its expertise in economic and community development activities and housing.

NOW THEREFORE, in consideration of the above-mentioned premises and of the mutual covenants contained herein, the parties hereto agree as follows:

I. SCOPE OF SERVICES

The City acknowledges that NDC regularly performs services for various governmental agencies and public benefit corporations located across the United States. The purpose of this Agreement is to set forth the terms upon which NDC will provide the City with assistance it has requested, which is generally described as in Exhibit A. NDC agrees to perform such services as are requested by the City and to provide such services, as it deems necessary to accomplish the goals requested. Exhibit A attached hereto fully describes the services to be offered to the City by NDC. In performing the requested services, NDC shall consult with officers and employees of the City of Bridgeport and shall meet, as appropriate, with such representatives or other entities when necessary, including without limitation, State of Connecticut Department of Economic and Community Development, Connecticut Development Authority, U.S. Department of Housing and Urban Development, commercial bank representatives, developers, community development corporations, economic development intermediaries, and Federal economic and housing officials.

The official in charge of administering this Agreement on behalf of the City shall be the mayor, or the Director of Planning and Economic Development.

The person(s) responsible for the services to be rendered on behalf of NDC shall be Kevin Gremse, and/or Daniel Marsh, Directors of NDC, or other qualified person as is designated in writing by NDC and accepted by the City.

II. DURATION, TERMINATION

NDC agrees to commence work for the City effective _____, and shall continue providing technical assistance for (____) months. Either party may, at any time, terminate this Agreement with or without cause by sending written notice to the other party, in which event this Agreement shall be terminated effective 48 hours after receipt of such notice. This Agreement is renewable and effective upon written notice to NDC from the City. Such written notice will be provided within thirty (30) days of the end of the contract term. In the event of renewal of this Agreement the compensation payable for such renewal period shall be as provided in Section III.

III. COMPENSATION

The City shall compensate NDC for performance of services received hereunder in the total amount of Seventy Thousand (\$70,000). The City's portion will be payable in twelve (12) monthly installments of Five thousand eight hundred and thirty three and thirty three cents (\$5,833.33). The base fee amount includes all of NDC's time, travel

expenses, supplies, postage, telephone, and other similar expenses. As an independent contractor, NDC is responsible for all taxes and other benefits of the employees of NDC and nothing contained herein shall be interpreted as creating a relationship of servant, employee, partnership, or agency between the City and the NDC. Payment by the City for services rendered under this Financial Advisory Agreement evidences the City's acceptance of such services in accordance with the terms of the Agreement.

IV. MISCELLANEOUS PROVISIONS

- 4.1 Ownership of Material and Documents. All final reports and other materials prepared by NDC for the City shall be the property of the City, however all work papers and other source materials shall be the property of the NDC. NDC shall deliver such materials to the City in accordance with the terms and conditions of this Agreement. City shall not, without NDC's written consent, associate NDC's name with the report\product, if a subsequent change is made in such report\product after submission and receipt by the City.
- 4.2 Right to Audit. NDC shall establish and maintain appropriate procedures which will assure the proper accounting of all funds paid to it under this Agreement. City or any of their duly authorized representatives shall have access to any books, documents, papers and records of NDC and/or its subcontractors which are directly pertinent to a specific program for the purpose of making an audit, an examination, excerpts and transcriptions. All such books and records shall be retained for such periods of time as required by law, provided, however, notwithstanding any shorter periods of retention, all books, records and supporting details shall be retained for a period of at least five (5) years after the expiration of the term of this Agreement.
- 4.3 Confidentiality of Reports. NDC shall keep confidential all reports, information and data given to, prepared or assembled by NDC pursuant to NDC's performance hereunder and City designates as confidential. Such information shall not be made available to any person, firm, corporation or entity without first obtaining the prior written consent of City.
- 4.4 Equal Opportunity. NDC shall comply with all provisions of Title VI of the Civil Rights Act of 1964 and of the rules, regulations and relevant order of the Secretary of Labor regarding discrimination. In the event a party is determined by the final order of an appropriate agency or court to be in violation of any non-discrimination provision of federal, state, or local law, this Agreement may be cancelled, terminated or suspended in whole or in part by the City, and that party may be declared ineligible for further City contracts.
- 4.5 Conflicts of Interest. No board member, officer or employee of City or its

designees or agents, and no other public official who exercises any functions or responsibilities with respect to any requested technical assistance, shall be permitted to financially benefit from this Agreement or have any interest, direct or indirect, in any contract or subcontract, or the proceeds thereof, for work to be performed in connection with this Agreement.

4.6 **Notices.** All notices shall be sent by certified mail, hand-delivery or over night mail and in all events with a written acknowledgment of receipt to the address set forth at the beginning of this Agreement.

4.7 **Responsibility for Claims-Mutual Indemnification.** City agrees to indemnify and save harmless NDC, their agents, officials, and employees from any liability, damage, expense, cause of action, suit, claim, judgment or expenses (including attorneys' fees) arising from injury to person including death or personal property or otherwise caused by or resulting from the activities in furtherance of the work described herein. NDC agrees that such indemnity shall not apply to any actions, claims or damages arising as a result of NDC's bad faith, willful misconduct or gross negligence.

NDC agrees to indemnify and save harmless City, their agents, officials, and employees from any liability, damage, expense, cause of action, suit, claim, judgment or expenses (including attorneys' fees) arising from injury to person including death or personal property or otherwise caused by or resulting from the activities in furtherance of the work described herein. City agrees that such indemnity shall not apply to any actions, claims or damages arising as a result of City's bad faith, willful misconduct or gross negligence.

4.8 **Release of News Information.** No news release, including photographs, public announcements or confirmation of same, or any part of the subject matter of this Agreement or any phase of any program hereunder shall be made without prior written approval of the City.

4.9 **Compliance with Laws.** NDC agrees to comply with all applicable federal, state and local laws in the conduct of the work hereunder. This Agreement shall be construed, interpreted and the rights of the parties determined, in accordance with the laws of the State of Connecticut.

4.10 **Assignment.** Neither this Agreement nor any rights, duties or obligations described herein may be assigned by either party without the prior expressed written consent of the other party.

4.11 **Severability.** A determination that any part of this Agreement is invalid shall not

invalidate or impair the force of the remainder of this Agreement.

- 4.12 **Dispute Resolution:** Resolution of Disputes and Choice of Law. The parties agree that all disputes between them, if they cannot be resolved by mutual agreement, shall be subject to non-binding mediation before a dispute resolution organization mutually acceptable to them and shall be resolved in accordance with its mediation rules then in effect. If no resolution is achieved by mediation, the dispute shall be submitted to a dispute resolution organization mutually acceptable to the parties for resolution in accordance with its commercial rules of arbitration then in effect. Mediation and arbitration shall take place in the City of Bridgeport. If one party requests, the dispute may be determined by any expedited procedures then in effect. The award shall be limited to the remedies set forth in this agreement and such award shall be final and binding upon the parties and enforceable in any court of competent jurisdiction. Each party shall bear the cost of its respective counsel, and one-half of the administrative costs and arbitrator's fees that arise in connection with the dispute. THIS AGREEMENT SHALL BE GOVERNED BY AND CONSTRUED IN ACCORDANCE WITH THE SUBSTANTIVE LAWS OF THE UNITED STATES AND THE STATE OF CONNECTICUT.
- 4.13 **Additional Provisions.** For no additional charge, the City has the option of including or requiring such additional services as are hereto attached as Exhibit "B", except as specifically provided at B.
- 4.14 **Supplemental Provisions.** Either party may require supplemental provisions which will govern the agreement between the parties by attaching hereto such supplemental provisions as Exhibit "C". The cost of supplemental provisions is not included in the contract price quoted in III above. The City will only reimburse the cost of supplemental provisions if NDC obtains written approval within thirty (30) days prior to the expenditure.
- 4.15 **Acknowledgement.** The City expressly acknowledges that all opinions and advice (written or oral) given by NDC to the City in connection with NDC's engagement are intended solely for the benefit and use of the City in considering the financing and the City agrees that no such opinion or advice shall be used for any other purpose or reproduced, discriminated, quoted or referred to at any time without the prior consent of NDC.
- 4.16 **Disclaimer.** The City is a sophisticated business enterprise and has retained this Advisor for the purposes set forth in this Agreement and the parties acknowledge and agree that their respective rights and obligations are contractual in nature. Each party disclaims an intention to impose fiduciary agency rights or obligations on the other by virtue of the engagement

hereunder. Upon the request of City, NDC may, but is not required to, participate in the development of the Project in such capacity as the parties may agree.

4.17 Entire Agreement. This Agreement contains the final agreement between the parties regarding the matters covered and supersedes any and all other agreement, either oral in writing, regarding the matters contained herein.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed as of the day and year first written above.

CITY OF BRIDGEPORT:

NATIONAL DEVELOPMENT COUNCIL:

By: _____

By: _____

Robert W. Davenport
President

NDC TECHNICAL ASSISTANCE AGREEMENT
SCOPE OF SERVICES
EXHIBIT A

The Scope of Services describes the assistance available under this Technical Assistance Agreement during the specified contract period. The City and NDC, by mutual agreement, may revise this Scope of Services from time to time. The assistance within this Scope of Services includes:

- A. Assist the City in the design, implementation, and monitoring of the financing elements of an economic development plan and small business development of the City.
- B. At the City's request, NDC will review and evaluate projects being considered by the City for community and economic development assistance. This assistance provided by NDC may include, but not be limited to:
 - 1. Evaluating developer experience and capacity.
 - 2. Financial review of the sources and uses, operating proformas, and financial statements.
 - 3. Structuring of deals with available public sector economic development programs.
 - 4. Review of appraisals, cost assumptions, capital budgets, operating statements, marketing data and other funding commitments.
 - 5. Advising on tax credit equity sources, requirements and structuring.
 - 6. Identifying other funding sources for the range of commercial, industrial, and residential real estate and business credit deals.
 - 7. Assisting with development issues during pre-development and development.
 - 8. Structuring loan documents and development agreements.
 - 9. Advising on program regulations issues.
- C. NDC will provide technical support and/or financial analysis to the City with respect to its economic and housing development program proposals.

D. NDC will provide technical assistance and advocacy in the City's efforts to seek funding and/or leverage existing resources through governmental programs including, but not limited to:

Federal Resources

1. Community Development Block Grant (CDBG) program
2. HOME Investment Partnership program
3. HUD Section 108 loans, including Brownfields Economic Development Initiative (BEDI) grants,
4. U.S. Department of Commerce Economic Development Administration (EDA)
5. U.S. Environmental Protection Agency (EPA) Brownfields Program, including Targeted Assessments, Supplemental Pilot Program, and Brownfields Revolving Loan Fund,
6. U.S. Small Business Administration 7(a), 504, and Microenterprise programs
7. New Markets Tax Credits
8. Federal Home Loan Bank Community Investment Program
9. Rehabilitation Tax Credits (Historic Tax Credits)
10. Low Income Housing Tax Credit (LIHTC)

State of Connecticut resources

1. Department of Economic and Community Development
2. Connecticut Development Authority
3. Community Economic Development Fund
4. Connecticut Economic Resource Center
5. Connecticut Housing Finance Agency
6. Connecticut Housing Investment Fund

- E. At the City's election, provide two (2) scholarships to be used by City staff for attendance in NDC's "Economic Development Finance Professional Certification" or "Housing Development Finance Professional" training program or provide "in-house" staff training to City staff.
- F. NDC will review, as directed, the City's established economic development and/or housing development programs, including but not limited to:
 - 1. Grow Bridgeport Fund
 - 2. Section 108 Loan Guarantee Program
 - 3. CDBG
 - 4. HOME Investment Partnership Program

Such review will address the following items

- 1. Program goals
 - 2. Eligibility criteria
 - 3. Underwriting criteria
 - 4. Program documents
 - 5. Internal administration of application and approval processes
- G. NDC will continue a sub-contractual agreement with The Grow America Fund, Inc. ("GAF"). NDC and GAF will assist the City in the administration of a self-sustaining community economic development loan pool for Bridgeport businesses referred for consideration by the City.

Said Economic Development Loan Pool will work in partnership with the Grow Bridgeport Fund. (GBF). NDC will direct and oversee, under its sub-contractual agreement with GAF, all activities to be performed. The GAF Subcontractor Agreement will require GAF to satisfy all applicable U.S. SBA requirements and regulations.

City and the GBF will authorize GAF to use its SBA license to make SBA guaranteed loans sponsored by City and GBF.

- H. Establish the City's participation "NDC New Markets," a designated Community Development Entity (CDE), through which New Markets Tax Credits (NMTCs) will flow to investors of qualified community development projects that benefit low and moderate-income people in Bridgeport. Such participation in the CDE will enable City to access lower cost low term debt and equity sources for qualified community development projects in the City.
- I. NDC, alone and/or via authorized sub-contractors, will provide the City, upon its request, with other related community and economic development services. These services may include but need not be limited to:
1. Establish City/NDC joint venture program for industrial and commercial development projects through Community Development Group, Inc. (CDG).
 2. Establish City's participation in NDC's 501(c)(3) Bond and Donation Program.
 3. Establish City's participation in NDC's "Corporate Equity Fund," a syndicated investment pool that provides equity to eligible projects with housing and historic tax credits.
 4. Establish City's participation in all other programs as developed and introduced by NDC during the contract term.
- J. At the request of the City, and in furtherance of NDC Housing and Economic Development Corporation's (HEDC) charitable public purpose, NDC agrees to use the not-for-profit development services of its affiliate to undertake sponsored development projects. Public Facility projects undertaken by HEDC will require the active participation of the CITY, and will only be undertaken if HEDC's Board of Directors determines that the development of the project is financially feasible, "lessens the burden of government", and meets HEDC's "charitable public purpose."

HEDC's activities will be undertaken as a separate program activity with fees for services rendered determined on a case-by-case basis. Development fees to the greatest extent possible will be included in the project's capital budget, and financed as part of the project.

Eligible project development fees shall include, but not be limited to, development risk fees, legal and accounting fees, asset management fees, and project management fees.

***116-08 Consent Calendar**

Consolidated Plan 2008-2013 Program Year 34 Annual
Action Plan: Substantial Amendment Community
Development Block Grant Recovery Act Program 2009
(CDBG-R).

NOTIFIED ON JUNE 2, 2009:

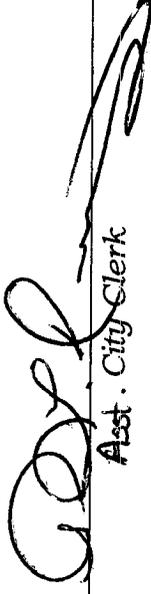
Ms. Alanna C. Kabel, Deputy CAO
Mr. Andrew Nunn, CAO
Mr. Adam Wood, Chief of Staff

**Report
of
Committee
on
CEA & Environment**

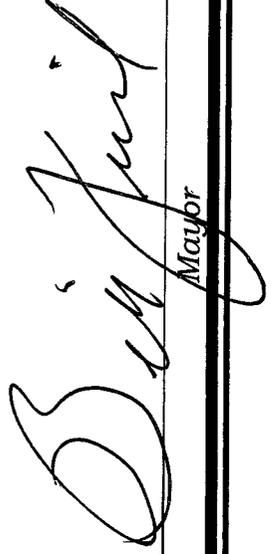
Submitted: June 1, 2009

Adopted: _____

Attest: _____


Asst. City Clerk

Approved _____


Mayor



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport:

The Committee on **ECD and Environment** begs leave to report; and recommends for adoption the following resolution:

***116-08 Consent Calendar**

**CONSOLIDATED PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT
PROGRAM YEAR 34 ANNUAL ACTION PLAN
SUBSTANTIAL AMENDMENT
COMMUNITY DEVELOPMENT BLOCK GRANT RECOVERY ACT
PROGRAM 2009**

Whereas, the City of Bridgeport, Connecticut has an approved Five-Year Consolidated Plan for Housing and Community Development (2008-2013) which developed a vision statement of guidance, “to develop viable urban neighborhoods through the comprehensive funding of programs that have the largest benefit to the City of Bridgeport and aid in the provision of a suitable living environment and expanded economic opportunities principally for low and moderate income persons”; and

Whereas, the City of Bridgeport anticipates an allocation of \$883,094 in CDBG-R funds to be used to address critical employment and economic development needs in identified ways; and

Whereas, the City Council of Bridgeport accepts the proposal (as attached) for the Program Year 34 Annual Action Plan Substantial Amendment for expenditure of Community Development Block Grant Recovery Act Program 2009 funds; and

Whereas, the City of Bridgeport has conducted its citizen participation for this Substantial Amendment in accordance with the HUD Notice released on May 5, 2009; and

Whereas, the City of Bridgeport must approve and submit its Program Year 34 Annual Action Plan Substantial Amendment for CDBG-R funds to HUD by the June 5, 2009 deadline; and

Whereas, the City of Bridgeport has identified slum and blighted areas to be addressed in the City in accordance with its approved 2008-2013 Consolidated Plan and has identified those neighborhoods most in need of assistance, Now, Therefore, be it



Report of Committee on ECD and Environment
*116-08 Consent Calendar

-2-

Resolved, that the Mayor of the City of Bridgeport and/or the designated individual is hereby authorized and empowered to sign the required certifications and any necessary documents and/or agreements as required by the Secretary of the U.S. Department of Housing & Urban Development to accept and execute the Community Development Block Grant Recovery Act Program 2009 (CDBG-R) in accordance with the amended CDBG-R Activity Data Spreadsheet.

AMENDMENTS TO AMENDED CITY OF BRIDGEPORT CDBG-R ACTIVITY DATA SPREADSHEET AS APPROVED BY ECDE COMMITTEE:

PUBLIC SERVICES

- | | | |
|----|--|-----------------------------|
| 1. | Energy Conservation Corps | amend \$120,000 to \$95,000 |
| 2. | Bridgeport Area Youth Ministry | amend to award \$5,000 |
| 3. | CT Free Shakespeare 2009 | award \$12,464 |
| 4. | COB/Minority Business Dev | amend to award \$10,000 |
| 5. | Original Works, Inc. | amend to award \$5,000* |
| * | If Original Works is not able to use the \$5,000 it will go back to Contingency | |
| 6. | Playhouse on the Green | amend to award \$5,000 |

PUBLIC FACILITIES

- | | | |
|----|---|--------------------------|
| 1. | COB/Public Facilities/
Congress St. Bridge Project | amend to award \$600,000 |
| 2. | COB/Public Facilities/
Bridgeport Tree Program | amend to award \$20,000 |
| 3. | COB/Public Facilities/
Newfield Park | amend to award \$22,321 |
| 4. | CoB/Public Facilities/
ADA Site Improvements | amend to award \$20,000 |

ADMINISTRATION award \$88,309

TOTAL AWARD \$883,094



Report of Committee on ECD and Environment
***116-08 Consent Calendar**

-3-

RESPECTFULLY SUBMITTED,
THE COMMITTEE ON
ECONOMIC AND COMMUNITY DEVELOPMENT & ENVIRONMENT

Angel M. dePara, Jr. Co-Chairman

Robert P. Curwen, Sr. Co-Chairman

Michelle A. Lyons

Denese Taylor-Moye

Warren Blunt

Maria I. Valle



Brian C. Crowe

Council Date: June 1, 2009

CDBG-R
Activity Data Spreadsheet

Jurisdiction/Grantee Name: City of Bridgeport

CDBG-R Formula Grant Amount:

Date: 05-19-2009

Activity Name	Activity Description	Eligibility (Regulatory or HCDA Citation)	National Objective Citation	CDBG-R Project Budget (\$)	Additional Recovery Funds (\$)	Other Leveraged Funding (\$)	Total Activity Budget
Public Services	CoB/Lighthouse Program--Energy Conservation			95,000			95,000
	Bridgeport Area Youth Ministry			\$5,000			5,000
	CT Free Shakespeare			\$12,464			12,464
	CoB/Small/Minority Business Dev. Resource Center			\$10,000			10,000
	Original Works, Inc.			\$5,000			5,000
	Playhouse on the Green			\$5,000			5,000
	PUBLIC SERVICE SUBTOTAL			\$132,464			132,464
Public Facilities	CoB/Public Facilities--Congress Street Bridge Project			\$600,000	\$1,200,000		1,800,000
	CoB/Parks Dept - Bridgeport Tree Program			\$20,000			20,000
	CoB/Parks Dept-Newfield Park			\$22,321			22,321
	ADA Site Improvements - Hollow			\$20,000			20,000
	PUBLIC FACILITIES SUBTOTAL			\$662,321			662,321

301330 SYRATS ALIO
DEMISSON



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport:

The Committee on **ECD and Environment** begs leave to report; and recommends for adoption the following resolution:

24-08

Whereas, over time, by foreclosure and other conveyances, a substantial amount of property has come to ownership of the City of Bridgeport, most of which is severely blighted and deteriorated or consists of vacant lots, both buildable and non-buildable, on properties that at one time or another have had accumulations of rubbish and debris, fire damage, building and fire code violations and the continuance of various neighborhood nuisances; and

Whereas, the Bridgeport City Council has the legal authority to dispose of city-owned property; and

Whereas, the properties listed on the attached were approved for disposition by the City Planning and Zoning Commission on March 31, 2008; and by the City Hall Committee on April 15, 2008; and

Whereas, all parcels are being offered for sale in "as is/where is" condition and will remain in their current land use and zoning classification as part of this sale; and

Whereas, this proposed transaction will include the City's standard reverter clause which will be put into effect to ensure that development of the sites takes place as per plans and within a reasonable time; and

Whereas, UCPA of Southern Connecticut plans to use these sites to develop single family affordable homes for people with disabilities; and

Whereas, UCPA will fund the development of these sites with \$1,747,368.00 in grant funds to be provided by HUD, with it being the specific requirement of such grant that CPA may only use such funds for development on sites that it has acquired either via outright donation or via a purchase that represents at least a 95% reduction on the presumed market value of the sites; and

Whereas, the presumed market value of the 7 properties in question is equal to \$133,650 (one hundred thirty three thousand six hundred fifty dollars); Now, Therefore, Be It



Report of Committee on ECD and Environment

-2-

24-08

Resolved, that the City Council authorizes the transfer of the relevant properties to UCPA for the price of \$6,682.50 (six thousand six hundred eighty two dollars and fifty cents) and authorizes the Mayor to execute any contract or agreements, or to take any other such necessary actions consistent with and to effectuate the purposes of this resolution:

1. 144 Ogden Street
2. 10-16 Railroad Avenue (1150/24)
3. 34-40 Revere Street (624/30A)
4. 115 Madison Avenue (1045/20)
5. 85 White Street (1807/15)
6. 1095 Stratford Avenue (705/9)
7. 727 Arctic Street (1751/13)

RESPECTFULLY SUBMITTED,
THE COMMITTEE ON
ECONOMIC AND COMMUNITY DEVELOPMENT & ENVIRONMENT

Angel M. dePara, Jr. Co-Chairman

Robert P. Curwen, Sr. Co-Chairman

Michelle A. Lyons

Denese Taylor-Moye

Warren Blunt

Maria I. Valle

Brian C. Crowe

Council Date: June 1, 2009

94-08

Public Hearing Ordered on: 5/4/2009
CT Post Publication dates on: 5/8/2009 & 5/13/2009
Public Hearing Held on: 5/18/2009

Disposition of Barnum School (529 Noble Avenue) and
Garfield School (655 Stillman Street) to Achievement
First.

Report
of
Committee
on
ECB & Environment

Submitted: June 1, 2009

Adopted: _____

Attest: _____

[Handwritten Signature]
City Clerk

Approved _____

Mayor



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport:

The Committee on **ECD and Environment** begs leave to report; and recommends for adoption the following resolution:

94-08

**A Resolution by the Bridgeport City Council
Regarding
the Disposition of Barnum School and Garfield School to Achievement First**

Whereas, high-performing charter schools have been proven to provide quality education to innercity students in a cost-effective manner; and

Whereas, the City of Bridgeport desires to cultivate the establishment of high-performing charter schools in Bridgeport; and

Whereas, Achievement First is a charter school management organization creating a network of achievement-gap closing charter schools in Connecticut and New York; and

Whereas, Barnum School (Barnum - 529 Noble Avenue) and Garfield School (Garfield - 655 Stillman Street), previously transferred to the Bridgeport Board of Education are no longer needed for educational purposes, and are now, or will shortly be, returned to the City of Bridgeport; and

Whereas, Achievement First proposes to establish charter schools in both Barnum (529 Noble Avenue) and Garfield Schools (655 Stillman Street); and

Whereas, Achievement First proposes to pay a combined \$350,000 to the City of Bridgeport for the purchase of the Barnum (529 Noble Avenue) and Garfield Schools (655 Stillman Street), including land and existing improvements; and

Whereas, Achievement First previously entered into a lease agreement with the Bridgeport Board of Education to use Waltersville School as a charter school; and

Whereas, Achievement First has determined that the renovation of Waltersville School would be cost-prohibitive; and

Whereas, Achievement First and the Bridgeport Board of Education have come to an agreement that each will not hold the other to the terms for transferring a leasehold interest in Waltersville School to Achievement First; and



Report of Committee on ECD and Environment
94-08

-2-

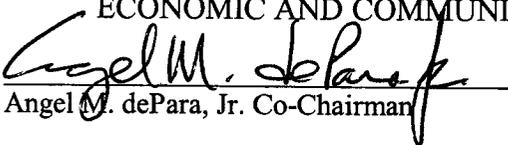
Whereas, in consideration for the sale of Barnum School (529 Noble Avenue) and Garfield School (655 Stillman Street) to Achievement First, Achievement First would be willing to give a general release of its leasehold interest in Waltersville School and any claims it may have against the Bridgeport Board of Education, and such a general release on terms acceptable to the City of Bridgeport would be a precondition to the sale of Barnum School (529 Noble Avenue) and Garfield School (655 Stillman Street); and

Whereas, Achievement First and the City of Bridgeport are willing to enter into an agreement to sell Barnum School (529 Noble Avenue) and Garfield School (655 Stillman Street) that would include appropriate protections for the City, possibly including a right of reversion and/or first refusal, should Achievement First seek to transfer title to or use of Barnum School (529 Noble Avenue) and Garfield School (655 Stillman Street) for some use other than educational purposes or prior to a term of years to be mutually agreed upon; Now, Therefore, be it

Resolved, that the Mayor is authorized to take all necessary actions to sell Barnum School (529 Noble Avenue) and Garfield School (655 Stillman Street) to Achievement First at a price of no less than \$350,000 and to take all other actions, execute all documents, and do all other things required in regard to this matter that are in the best interests of the City of Bridgeport.

RESPECTFULLY SUBMITTED,
THE COMMITTEE ON

ECONOMIC AND COMMUNITY DEVELOPMENT & ENVIRONMENT


Angel M. dePara, Jr. Co-Chairman

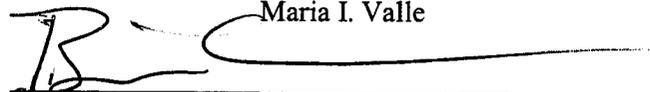
Robert P. Curwen, Sr. Co-Chairman

Michelle A. Lyons

Denese Taylor-Moye

Warren Blunt

Maria I. Valle



Brian C. Crowe

Council Date: June 1, 2009

Appointment of Thomas Lyons (D) to the Board of
Assessment Appeals **DENIED**

**Report
of
Committee
on**

Miscellaneous Matters

Submitted: June 1, 2009

Adopted: _____

Attest: 
City Clerk

Approved: _____

Mayor



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport.

The Committee on Miscellaneous Matters begs leave to report; and recommends for **DENIAL** the following resolution:

79-08

RESOLVED, That the following named individual be, and hereby is, appointed to the Board of Assessment Appeals in the City of Bridgeport and that said appointment, be and hereby is, approved, ratified and confirmed.

NAME

TERM EXPIRES

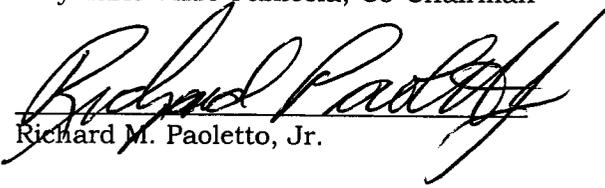
Thomas Lyons (D)
91 Jewett Avenue
Bridgeport, CT 06606

December 31, 2011

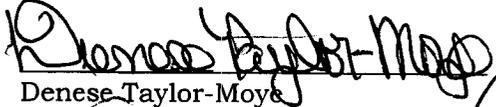
RESPECTFULLY SUBMITTED,
THE COMMITTEE ON MISCELLANEOUS MATTERS

AmyMarie Vizzo-Paniccia, Co-Chairman

Warren Blunt, Co-Chairman

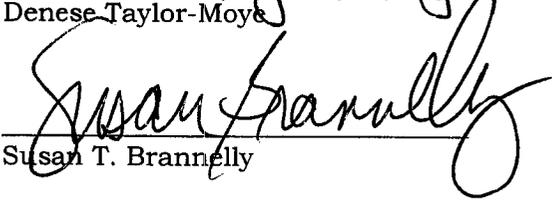


Richard M. Paoletto, Jr.



Denese Taylor-Moye

Daniel Martinez



Susan T. Brannelly

Robert Walsh

Council Date: June 1, 2009

117-08(A)

Suit Settlement for Mark Simonetti

**Report
of
Committee
on
Miscellaneous Matters**

Submitted: June 1, 2009

Adopted: _____

Attest: _____


City Clerk

Approved _____

Mayor



City of Bridgeport, Connecticut

To the City Council of the City of Bridgeport.

The Committee on **Miscellaneous Matters** begs leave to report; and recommends for adoption the following resolution:

117-08(A)

WHEREAS, A lawsuit in the following name was filed against the City of Bridgeport and/or its employees and investigation discloses the likelihood on the part of the City for which, in the event of suit and trial, the City might be held liable, and

WHEREAS, Negotiations with the Plaintiff's attorney has made it possible to settle this suit for the figure set forth below, and the City Attorney, therefore, recommends the following settlement be accepted, Now, Therefore be it

RESOLVED, That the Comptroller be, and hereby is authorized, empowered and directed to draw his order on the City Treasurer payable as follows:

<u>NAME</u>	<u>ATTORNEY</u>	<u>CAUSE/INJURY</u>	<u>SETTLEMENT</u>
Mark Simonetti	Michelle Holmes, Esq. 67 Holmes Avenue Waterbury, CT 06710	Police Conduct	\$25,000.00

BE IT FURTHER RESOLVED, that the amount set forth as above is paid to the Plaintiff's attorney in full payment, settlement, release and discharge of all rights and cause of action described in the suit instituted by the above mentioned Plaintiff against the City and known as docket number in the courts set forth; provided, however, that the City's draft shall not be delivered to the Plaintiff's attorney until the City Attorney has been furnished with a full release and discharge in writing, approved by the City Attorney or Deputy City Attorney.



Report of Committee on Miscellaneous Matters

117-08 (A)

-2-

RESPECTFULLY SUBMITTED,
THE COMMITTEE ON MISCELLANEOUS MATTERS

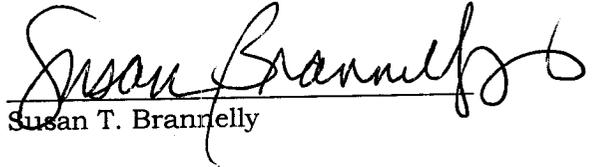
Amy Marie Vizzo-Paniccia, Co-Chairman

Warren Blunt, Co-Chairman

Richard M. Paoletto, Jr.


Denese Taylor-Moye

Daniel Martinez


Susan T. Brannelly

Robert S. Walsh

Council Date: June 1, 2009

109-08
(Ref. # 19-02)

Special Committee Report re:
Abandonment of a portion of Cedar Street that was
approved on March 3, 2003.

Report
of
Special Committee
on
Abandonment of a portion of Cedar Street

Submitted: May 18, 2009
Tabled on May 18, 2009
Resubmitted: June 1, 2009

Adopted: _____

Attest: 
City Clerk

Approved _____

Mayor

City of Bridgeport, Connecticut

SPECIAL COMMITTEE

To the City Council of the City of Bridgeport:

The Special Committee appointed relative to the discontinuance, of a portion of **Cedar Street** as fully appears by resolution adopted March 3, 2003 to become effective April 8, 2003, respectfully beg leave to report that it has, in compliance with said resolution and Chapter 11 of the Charter, discontinued a portion of **Cedar Street**, in accordance with the particular description, alignment, maps and surveys herewith submitted, presented and made part hereof.

RESOLVED, That the City of Bridgeport ("the City") abandon the following described street:

Portion of Cedar Street

From the intersection of the easterly street line of Waterview Avenue and **Cedar Street** in a direction easterly to the harbor line of the Yellow Mill Pond.

The above description is in accordance with a map on file in the City Engineer's office #6372.

The Special Committee recommends for adoption the following resolution:

Resolved, that the above and foregoing report be and the same is hereby approved and accepted.

Respectfully submitted this 6th day of May 2009.

Special Committee



City Engineer



Director, Department of Public Facilities



City Clerk

RECEIVED
CITY CLERKS OFFICE

09 MAY 13 AM 11:26

ATTEST
CITY CLERK

110-08
(Ref. # 19-02)

Special Committee Report re:
Abandonment of a portion of Nichols Street that was
approved on March 3, 2003.

Report
of
Special Committee
on
Abandonment of a portion of Nichols Street

Submitted: May 18, 2009
Tabled on May 18, 2009
Resubmitted: June 1, 2009

Adopted: _____

Attest: _____


City Clerk

Approved _____

Mayor

City of Bridgeport, Connecticut

SPECIAL COMMITTEE

To the City Council of the City of Bridgeport:

The Special Committee appointed relative to the discontinuance, of a portion of **Nichols Street** as fully appears by resolution adopted March 3, 2003 to become effective April 8, 2003, respectfully beg leave to report that it has, in compliance with said resolution and Chapter 11 of the Charter, discontinued a portion of **Nichols Street**, in accordance with the particular description, alignment, maps and surveys herewith submitted, presented and made part hereof.

RESOLVED, That the City of Bridgeport ("the City") abandon the following described street:

Portion of Nichols Street

From the intersection of the easterly street line of Waterview Avenue and **Nichols Street** in a direction easterly to the harbor line of the Yellow Mill Pond.

The above description is in accordance with a map on file in the City Engineer's office #6372.

The Special Committee recommends for adoption the following resolution:

Resolved, that the above and foregoing report be and the same is hereby approved and accepted.

Respectfully submitted this 6th day of May 2009.

RECEIVED
CITY CLERKS OFFICE

09 MAY 13 AM 11:26

CITY CLERK

Special Committee



City Engineer



Director, Department of Public Facilities



City Clerk