

**City of New Haven**  
**Journal of the Board of Aldermen**  
**Board of Aldermen**

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New Haven, CT 06510  
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cityofnewhaven.com

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Thursday, January 22, 2009

7:00 PM

Aldermanic Chambers

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The regular meeting of the Board of Aldermen, duly warned, was held on January 22, 2009 in the Bart Guida Aldermanic Chambers of the Biagio DiLieto Government Center, 165 Church Street.

City Clerk Ron Smith called the meeting to order at 7:05 p.m.

**ATTENDANCE**

The members present were Alderpersons Calder, James-Evans, Jackson-Brooks, Perez, Clark, Smart, Lemar, Brison, Antunes, Sturgis-Pascale, Paolillo, DePino, Blango, Jones, McCormack, Silverman, S. Rodriguez, Lehtonen, Sandman, Goldfield and Edmonds-Sepulveda - 21.

**DIVINE GUIDANCE**

Divine Guidance was invoked by Alderwoman DePino: "This has been an historic week for our nation. I would like to offer up a collective prayer for our country.

I appeal to a higher power as we join in prayer to celebrate this nation and surrender its destiny to you. We give thanks in our hearts for the founding of this nation. May we play our parts in the healing and the furtherance of this land. May we learn from our nation's mistakes that the people who have died from them shall not have died in vain. May judgment of others, bigotry, racism and intolerance be washed clean from our hearts. May hatred no longer find fertile ground in which to grow. May our country once again become a light unto the nations of hope and goodness, peace and freedom. Dear God, please bless America. Amen."

**APPROVAL OF JOURNAL**

The Journal of the Regular Meeting held on January 5, 2009 was approved.

**IMMEDIATE CONSIDERATION**

The following were read for the first time and unanimous consent for immediate action thereon having been granted, it was voted, viva voce, on motion of Alderwoman Jones, duly seconded, that they be accepted and the matter to which they refer be approved, and it was so declared by the Chair:

From the Tax Collector, Order de Tax Refunds (January 22, 2009).  
(ORDER PASSED)

ORDERED by the New Haven Board of Aldermen that the tax refund applications specified hereinafter by taxpayer's name, account number, and refund amount be and hereby are approved pursuant to the Connecticut General Statutes and the certification of the Tax Collector. The Tax Collector shall draw orders upon the City Treasurer for each payee specified and, pursuant to Section 2-37 of the City Ordinances, the Controller or his designee shall surrender each payment to the payee named thereon after obtaining satisfaction of any and all debts owed to the City of New Haven by the Payee.

NAME	ACCOUNT #	AMOUNT
AGEE LORI	38733	\$281.46
A. LANGERI & SONS INC	689385	\$8,784.95
AMERICA ONE CON.	689949	\$22.94
AMERICA ONE CON.	689960	\$111.85
CAMPBELL, CHARLES K	710352	\$114.66
CHASE/FIRST AMERICAN	15662	\$3,840.25
DUNCAN, LISA	540838	\$483.04
DURST, EVANGELINE	658358	\$129.58
HONDA LEASE TRUST	619815	\$602.71
MOORE KEVIN W & MARY E	585752	\$652.44
NISSAN INFINITI LT	66517	\$774.13
SCHNEPP, MICHAEL	32145	\$2,186.85
SLIOUSSAR, NIKOLAI	627889	\$388.10
VW CREDIT LEASING LTD	16	ACCTS
\$6,254.64	TOTALS	\$24,627.60

Note: Alderwoman Calder was absent from the Chamber at the time of the vote.

From the Chief of Police submitting a resolution approving the application to and acceptance of a continuation grant in the amount of \$17,035 from the Office of the United States Attorney, Project Safe Neighborhoods, for the purchase of equipment to enhance undercover investigations by the New Haven Police Department.  
(RESOLUTION ADOPTED)

January 6, 2009

The Honorable Board of Aldermen  
City of New Haven  
165 Church Street  
New Haven, CT 06510

Dear Honorable Board Members:

In accordance with the Order of the Board of Aldermen authorizing the Mayor to apply for and accept all grants on behalf of the City of New Haven, passed October 17, 1994, I am respectfully writing to advise the Honorable Board of an application by the City of New Haven's Department of Police Service to the New Haven Office of the United States Attorney, Project Safe Neighborhoods Program, in the amount of \$17,035.00. The funds will be used for the purchase of surveillance equipment to enhance undercover investigations of gun and drug crimes. I am respectfully requesting Unanimous Consent as Project Safe Neighborhoods is a continuing grant program that has been previously approved by the Honorable Board and has been providing support to the New Haven Police Department for several years.

Thank you for your consideration in this matter. Please contact me at (203) 946-6333 with any questions.

Sincerely,

James M. Lewis  
CHIEF OF POLICE

RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF NEW HAVEN AUTHORIZING THE MAYOR OF THE CITY OF NEW HAVEN TO SUBMIT AN APPLICATION TO THE OFFICE OF THE UNITED STATES ATTORNEY, PROJECT SAFE NEIGHBORHOODS, IN THE AMOUNT OF \$17,035.00 FOR THE PURCHASE OF EQUIPMENT TO ENHANCE UNDERCOVER INVESTIGATIONS BY THE NEW HAVEN POLICE DEPARTMENT AND TO ACCEPT SUCH FUNDS IF OFFERED AND TO EXECUTE ALL DOCUMENTS AND CONTRACTS AS NECESSARY.

WHEREAS, the City of New Haven through its Department of Police Service is responsible for enforcing the laws of the city and; and

WHEREAS, the New Haven Department of Police Service seeks to reduce violence in the City of New Haven by investigating gun crimes and enforcing gun laws: and

WHEREAS, the New Haven office of the United States Attorney offers funds and other resources to communities to improve enforcement of gun laws through its Project Safe Neighborhoods program; and

WHEREAS, Board of Aldermen of the City of New Haven supports police efforts to improve public safety by reducing gun violence; and

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Aldermen of the City of New Haven supports police efforts to reduce gun violence in New Haven; and

BE IT FURTHER RESOLVED THAT the Board of Aldermen of the City of New Haven authorizes the Mayor of the City of New Haven apply for funds offered by the New Haven office of the U.S. Attorney Project Safe Neighborhoods program in the amount of \$17,035.00 and to accept such funds, if offered, and to execute all documents and contracts as necessary.

Note: Alderwoman Calder was absent from the Chamber at the time of the vote.

From the Executive Director, Livable City Initiative, submitting a resolution authorizing the application to and acceptance of a neighborhood stabilization program grant of approximately \$3.2 million from the Connecticut Department of Economic and Community Development for the Housing and Economic Recovery Act of 2008.

(RESOLUTION ADOPTED)

January 12, 2009

Honorable Carl Goldfield  
President - Board of Aldermen  
City of New Haven  
165 Church Street  
New Haven, CT 06510

**Re: Resolution authorizing the Mayor to execute, acknowledge, implement and deliver any and all documents as may be considered necessary or appropriate, with the State of Connecticut, Department of Economic and Community Development, for the Housing and Economic Recovery Act of 2008 Neighborhood Stabilization Program grant**

Dear Honorable Carl Goldfield:

The HUD Housing and Economic Recovery Act of 2008 (HERA) approved July 30, 2008 appropriates \$3.92 billion for emergency assistance for redevelopment of abandoned and foreclosed homes and residential properties and the State of Connecticut under HERA was allocated approximately \$25 million to distribute to the areas of greatest need. On December 1, 2008, the State of Connecticut, Department of Economic and Community Development submitted its 2008 Action Plan Substantial Amendment Neighborhood Stabilization Program to U.S. Department of Housing and Urban Development for approval. The Substantial Amendment allocates approximately \$3.2 million to the City of New Haven.

Therefore, I write to respectfully request the Honorable Board of Aldermen to authorize the Mayor to execute, acknowledge, implement and deliver any and all documents as may be considered necessary or appropriate, with the State of Connecticut, Department of Economic and Community Development for the Housing and Economic Recovery Act of 2008 Neighborhood Stabilization Program Grant.

Thank you for your consideration in this matter. If you require additional information, please feel free to contact me at 946-8436.

Respectfully submitted,

Andrew J. Rizzo, Jr.  
Executive Director

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE, ACKNOWLEDGE, IMPLEMENT AND DELIVER ANY AND ALL DOCUMENTS AS MAY BE CONSIDERED NECESSARY OR APPROPRIATE, WITH THE STATE OF CONNECTICUT, DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT FOR THE HOUSING AND ECONOMIC RECOVERY ACT OF 2008 NEIGHBORHOOD STABILIZATION PROGRAM GRANT.**

**WHEREAS:** pursuant to the HUD Housing and Economic Recovery Act of 2008 (HERA) approved July 30, 2008 appropriates \$3.92 billion for emergency assistance for redevelopment of abandoned and foreclosed homes and residential properties and the State of Connecticut under HERA was allocated approximately \$25 million to distribute to the areas of greatest need;

**WHEREAS:** pursuant to the HUD Housing and Economic Recovery Act of 2008 (HERA) on December 1, 2008, the State of Connecticut, Department of Economic and Community Development submitted its 2008 Action Plan Substantial Amendment Neighborhood Stabilization Program to U.S. Department of Housing and Urban Development for approval. The Substantial Amendment allocates approximately \$3.2 million to the City of New Haven,

**WHEREAS:** The State of Connecticut Action Plan allows for the City to increase the initial allocation with program income and/or for municipalities to increase its initial allocation based on successful implementation of the program from other non-performing municipalities allocations;

**WHEREAS:** the Mayor has taken a proactive response to the foreclosure crisis plaguing our City by creating ROOF (Real Options Overcome Foreclosure), a partnership between the Greater New Haven Loan Fund, the Yale University Law Clinic and the City, ROOF has been aggressively doing outreach to the community under siege with foreclosure to educate homeowners financially and to help them mitigate or prevent foreclosure.

**WHEREAS:** the Neighborhood Stabilization Program carries definite deadlines which the most important is an 18 month obligatory period for total allocation. As such these monies will be driven into the community in a timely and effective manner that will have the greatest impact and success at stemming the tide of foreclosure;

**NOW, THEREFORE,** be it **RESOLVED** by the Board of Aldermen of the City of New Haven that the Mayor, on behalf of the City Of New Haven, is authorized to execute an Agreement with the State of Connecticut, Department of Economic and Community Development, for the acceptance, administration and implementation of the Neighborhood Stabilization Program in accordance with the 2008 Action Plan Substantial Amendment or a form substantially similar to that attached hereto;

**FURTHER, IT IS HEREBY ORDERED** that the Mayor is hereby authorized and empowered to execute, acknowledge and deliver any and all documents as may be considered necessary or appropriate, from time to time, to administer, implement and effect the intent and purposes set forth in the State of Connecticut 2008 Action Plan Substantial Amendment Neighborhood Stabilization Program, and this Order.

Note: Alderwoman Calder was absent from the Chamber at the time of the vote.

**REFERRED TO COMMITTEE**

The following were read for the first time, ordered printed in the Journal, and referred to the Committee as indicated for public hearing and report:

**ALDERMANIC AFFAIRS:**

From the Mayor submitting the appointment of Marcus Paca of 55 Hubinger Street to the Development Commission.

January 6, 2009

Honorable Board of Aldermen  
City of New Haven  
165 Church Street  
New Haven, CT 06510

Honorable Ladies and Gentlemen:

Pursuant to the authority vested in me by virtue of Section #21-14(b) of the Code of General Ordinances, I wish to hereby submit for your Honorable Board's approval the appointment of Mr. Marcus Paca of 66 Hubinger Street, New Haven, CT 06511 to the Development Commission. This appointment would become effective upon your Honorable Board's approval and will expire on July 1, 2012.

I am confident given Mr. Paca's credentials and commitment to our city, that he will serve the citizens of New Haven in a most conscientious and productive manner.

I thank you for your kind consideration of this matter and ask for your prompt consideration of same.

Very truly yours,

John DeStefano, Jr.  
Mayor

From the Mayor submitting the reappointment of Kevin Buterbaugh of 8 Townsend Avenue to the Equal Opportunity Commission.

January 7, 2009

Honorable Board of Aldermen  
City of New Haven  
165 Church Street  
New Haven, CT 05510

Honorable Ladies & Gentlemen:

Pursuant to the authority vested in me by virtue of Section #12-1/2-3 of the Code of General Ordinances of the City of New Haven, I wish to hereby submit for your Honorable Board's approval the name of Mr. Kevin Buterbaugh of 8 Townsend Avenue, New Haven, CT 06512 to the Commission on Equal Opportunity. This reappointment would become effective upon your Honorable Board's approval and will expire on January 8, 2012.

I am most confident given Mr. Buterbaugh's credentials, that he will be an ideal candidate for this most vital Board.

I thank you for your kind consideration of this request and ask for your prompt consideration in the approval of this reappointment.

Very truly yours,

John DeStefano, Jr.  
Mayor

From the Mayor submitting the appointment of Margaret Ottenbreit of 84 Fort Hale Road to the Fair Rent Commission.

January 8, 2009

Honorable Board of Aldermen  
City of New Haven  
165 Church Street  
New Haven, CT 06510

Honorable Ladies and Gentlemen:

Pursuant to the authority vested in me by virtue of Section #12-3/4-2 of the General Ordinances and Public Act #274, I wish to hereby submit for your Honorable Board's approval the name of Ms. Margaret Ottenbreit of 84 Fort Hale Road, New Haven, CT 06512 to the Fair Rent Commission. This appointment would become effective upon your Honorable Board's approval and will expire on May 21, 2011.

I am confident given Ms. Ottenbreit's credentials and commitment to our city, that she will serve the citizens of New Haven in a most conscientious and productive manner.

I thank you for your kind consideration of this matter and ask for your prompt consideration of same.

Very truly yours,

John DeStefano, Jr.  
Mayor

From the Mayor submitting the appointment of Justin T. Bagnati of 157 Maple Street to the Greater New Haven Transit District.

January 9, 2009

Honorable Board of Aldermen  
City of New Haven  
165 Church Street  
New Haven, CT 06510

Honorable Ladies and Gentlemen:

Pursuant to the authority vested in me by virtue of Section #7-273(c), Chapter #103(a) of the Connecticut General Statutes and Section #30-1/2-5 of the Code of General Ordinances, I wish to hereby submit the name of Mr. Justin T. Bagnati of 157 Maple Street, New Haven, CT 06511 to the Greater New Haven Transit District. This appointment would become effective upon your Honorable Board's approval and will expire on March 31, 2011. Mr. Bagnati will be filling the unexpired term of Mr. Andrew Knott who has resigned.

I am most confident given Mr. Bagnati's credentials and commitment to our city that he will be an asset to this vital Board.

I thank you for your kind consideration of this appointment and ask for your prompt consideration of same.

Very truly yours,

John DeStefano, Jr.  
Mayor

**CITY SERVICES AND ENVIRONMENTAL POLICY:**

From Alderpersons Goldfield, Lemar and Sandman submitting a resolution concerning alternatives to United Illuminating as the transmitter of electricity to residential and commercial customers and the feasibility of creating a publicly owned power system and generating electric power and energy locally. (PRESENTED UNDER SUSPENSION OF SECTION 24-1-A OF THE RULES OF THE BOARD OF ALDERMEN)

January 22, 2009

Honorable New Haven Board of Aldermen  
165 Church Street  
New Haven, CT 06510

Dear Colleagues:

Please find attached a resolution of the New Haven Board of Aldermen concerning alternatives to United Illuminating as the transmitter of electricity to residential and commercial customers and the feasibility of creating a publicly owned power system and generating electric power and energy locally.

We submit this because the consumer cost of electricity has jumped exponentially since deregulation in the State of Connecticut and the residents of the City of New Haven have made their voices clearly heard that they need relief from rising electric costs.

As generating power in close proximity to the end-user often results in increased cost-savings and transmission efficiencies for the system the State of CT has enacted legislation encouraging local and on-site power generation we believe that it appropriate that the Board of Aldermen of the City of New Haven - via the appropriate committee- hold hearings on alternatives to United Illuminating as the transmitter of electricity to residential and commercial customers including investigating the feasibility of creating a publicly owned power system and generating electric power and energy locally.

Sincerely,

Carl Goldfield  
Ward 29 Alderman

Roland Lemar  
Ward 9 Alderman

Mordechai Sandman  
Ward 28 Alderman

**FINANCE:**

From the Controller submitting an order to read and file the City of New Haven's Audited Financial Statements and Federal and State Single Audit Reports for the fiscal year ending June 30, 2008 as prepared by Levitsky & Berney, P.C.

January 5, 2009

Carl Goldfield, President  
The Honorable Board of Alderman  
New Haven Board of Aldermen  
165 Church Street  
New Haven, CT 06510

Re: Submission of the Financial Report for the Year Ending June 30, 2008

Dear Alderman Goldfield:

I am pleased to submit for your review and filing the Financial Report of the City of New Haven and the Federal and State Financial and Compliance Report for fiscal year ending June 30, 2008. Levitsky & Berney, Certified Public Accountants prepared the independent audit and related reports. Also included, as part of the Audited Financial Statements, are reports showing the status of other fund groups and accounts of the City.

I look forward to reviewing the audit and related reports with your board; representatives from Levitsky & Berney will be available to make a presentation to the Board's Finance Committee at your convenience.

Very truly yours,

Mark Pietrosimone,  
Controller

**TAX ABATEMENT:**

From the Director of Operations, Elm City College Preparatory School, a public charter school, submitting a request for relief from real estate and personal property tax on their property located at 794 Dixwell Avenue.  
(PRESENTED UNDER SUSPENSION OF SECTION 24-1-A OF THE RULES OF THE BOARD OF ALDERMEN)

January 15, 2009

Honorable Carl Goldfield  
President, New Haven Board of Aldermen  
City Hall, 165 Church Street  
New Haven, CT 06510

Dear Honorable Goldfield:

We write to request relief from real estate and personal property tax for Elm City College Preparatory, Inc., a public charter school, located at 794 Dixwell Avenue in New Haven.

Prior to our purchase of the building at 794 Dixwell Avenue, we rented space for our school and were assessed, and paid, property tax through our landlord. We

were not aware of the requirement to file Form M-3 Tax Exempt Return to claim our exemption from local property tax by November 1, 2008. We have now completed that form and filed it with the New Haven Tax Assessor. A copy of our filing is attached.

Your consideration of our request for relief is greatly appreciated.

Sincerely,

Sue Ruocco  
Director of School Operations  
Elm City College Preparatory School  
794 Dixwell Avenue  
New Haven, CT 06511

**JOINT COMMUNITY DEVELOPMENT/HUMAN SERVICES:**

From the Mayor submitting an order approving the Consolidated Housing and Community Development Annual Action Plan for FY 2009-2010 including proposed activities to be funded by the Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG), HOME Investment Partnership, Housing Opportunities for Persons with AIDS (HOPWA), and Emergency Shelter Grant (ESG) community programs.  
(REFERRED CONCURRENTLY TO CITY PLAN COMMISSION)

January 22, 2009

The Honorable Board of Aldermen  
City of New Haven  
165 Church Street  
New Haven, CT 06510

Dear Honorable Board:

Please find attached the proposed recommendations for the Consolidated Housing and Community Development Annual Action Plan for Fiscal Year 2009-2010. The Annual Consolidated Action Plan includes proposed activities to be funded by the Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), Housing Opportunities for Persons with AIDS (HOPWA) and Emergency Shelter Grant (ESG) community development programs. Recommendations adhere to the guidelines, objectives and procedures set forth in the Citizen Participation Plan and the Five Year Consolidated Housing and Community Development Strategy and Plan for 2005 through 2009.

The Five-Year Consolidated Plan, approved in 2005, serves as a strategy and planning document that guides the budget and funding allocation process for HUD-funded community development and housing activities. Preparation of the Five Year Plan was the result of an intensive coordination, outreach and consultation process including involvement by city departments and agencies, public service providers, housing authority personnel, housing providers and persons from various agencies and organizations representing the homeless,

special needs individuals and low/moderate income residents.

As the Country faces one of its most difficult and trying economic times, the City will meet the challenge of providing services and programs to its residents while struggling to balance its financial resources. Rising unemployment rates, business closures, layoffs and an increase in housing foreclosures have all changed the climate of the community. Creating programs, services and opportunity for those affected by the changing climate will also be the focus of the City during the upcoming Program Year with its Consolidated Plan funds as well as other special funding sources made available.

To this end, the recommended FY 2009/10 Annual Consolidated Action Plan continues to promote neighborhood stability, individual achievement and continuity in New Haven's community development efforts. Programs and services in the Action Plan include providing affordable housing opportunities in a variety of configurations, improved public facilities, safe parks and public spaces. Recommendations also ensure the availability of needed public services and supportive programs for all residents, with priority given to the support of special needs populations and homeless services, including job training and youth programs. Implementation of the proposed Plan will also continue to address gaps in critically needed services as identified in the Five Year Consolidated Housing and Community Development Strategy and Plan.

As we proceed with the FY 2009/10 budget and continue implementation of the Five Year Strategy and Plan, I value your continued involvement in improving the livability of our neighborhoods and sustaining the success of our community.

Very truly yours,

John DeStefano, Jr.  
Mayor

**LIVABLE CITY INITIATIVE**

From the Executive Director, LCI, submitting the following properties for disposition: 34 and 42 Dewitt Street to Habitat for Humanity; 10 Howe Street to University Village, LLC; and 458 Grand Avenue to Erector Square, LLC.

January 9, 2009

The Honorable Carl Goldfield, President  
Board of Aldermen  
City of New Haven  
165 Church Street  
New Haven, CT 06510

Re: Dispositions: 34 & 42 Dewitt Street , 10 Howe Street, 458 Grand Avenue,

Dear Alderman Goldfield:

In accordance with the Board of Aldermen's Land Disposition Guidelines revision

dated September 5th, 2006, as well as the Board of Aldermen's May 20th, 1996 order establishing the Livable City Initiative and requiring that said Initiative submit a list of land disposition matters, I am writing to respectfully request that the Honorable Board approve the City's disposition of the properties more fully described on the attached list. In addition, I have attached the City Plan Commission Advisory Reports for these properties as required by the same order referred to above.

By disposing of the listed properties, if so approved by the Honorable Board, the City, acting through the Livable City Initiative, will be able to continue to strive toward the mission of combating blight and fostering a better New Haven in which to live and thrive. Thank you for your consideration in this matter. Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Andrew J. Rizzo Jr.  
Executive Director/Building Official

**LIST OF PROPERTIES PROPOSED FOR DISPOSITION**  
January 22, 2009

ADDRESS	SQ.FT	Price	Owner	USE	WARD		
34 & 42 Dewitt Steet	7,840	\$2,000	@ \$1,000 per	unit Non-Profit			City
The City wishes to sell these sliver lots to Habitat for Humanity of Greater New Haven, Inc. to construct 2 single family houses at this location. This property must be sold to an owner occupant for a combined period not less than (5) years, inclusive of successive ownership, unless a more extensive period is required by federal law, the Property Acquisition and Disposition Committee (PAD), City Plan, the Board of Director of Livable City Initiative (LCI) and / or the Board of Aldermen of the City of New Haven.							
10 Howe Street	9,583	\$9,583	@ \$1.00 per Sq./ Ft.	City			The City wishes
to sell this surplus land to University Village, LLC to be used as a side-yard. The City of New Haven will retain a 15' easement along Howe Street and North Frontage Road for future street widening.							
458 Grand Avenue	76,549	\$1.00	City				The City wishes to sell this commercial building to Erector Square, LLC. This property is being sold "as is". The applicant will rehabilitate this structure and keep the usage commercial.

Upon motion made and duly seconded, it was voted viva voce that said order be passed, and it was so declared by the Chair.

**BE IT ORDERED** by the New Haven Board of Aldermen that the list of properties, as printed in the Board of Aldermen Journal, submitted on January 22, 2009 by the Livable City Initiative in accordance with the procedure established by the Board of Aldermen on May 20, 1996 and the land disposition agreement guidelines as revised on September 5, 2006, is approved subject to conditions of the City Plan Commission reports submitted with said list.

**FIRST READINGS**

From Alderwoman McCormack submitting on behalf of Kathleen Causgrove-Flanagan and the 2009 Saint Patrick's Day Parade Committee an order

designating the corner of Church and Chapel Streets as "Mike Lynch Boulevard" on Sunday, March 15, 2009, the day of the New Haven Saint Patrick's Day Parade.

January 2, 2009

Alderman Elizabeth McCormack and  
Honorable Members, New Haven Board of Aldermen  
165 Church Street  
New Haven, CT 06510

Dear Alderman McCormack and Honorable Board Members:

On Sunday, March 15, 2009 at 1:00 p.m. we will conduct our annual St. Patrick's Day Parade.

This year we are dedicating the parade to Mike Lynch.

Mike was born in New Haven on May 19, 1934. He served in the U.S. Navy during the Korean War. He worked for the City of New Haven as the Registrar of Vital Statistics for many years.

Mike was active in many organizations, including the Irish Festival and the St. Patrick's Day Parade Committee, which he led as the Grand Marshal in 1982. In addition, he served as Treasurer and President of the Knights of St. Patrick's, organizer of the flag raising ceremony of the Irish Republic Easter Rebellion, and trustee at Connecticut Hospice of Branford.

We, the St. Patrick's Day Parade Committee, would appreciate it if on March 15, 2009, the day of the St. Patrick's Day Parade, the City of New Haven could install signage at the corner of Church and Chapel Streets naming it "Mike Lynch Boulevard".

Sincerely,

Kathleen Causgrove-Flanagan  
St. Patrick's Day Parade Committee 2009

**ORDER OF THE NEW HAVEN BOARD OF ALDERMEN DESIGNATING THE CORNER OF CHURCH AND CHAPEL STREETS AS "MIKE LYNCH BOULEVARD" ON MARCH 15, 2009, THE DAY OF THE NEW HAVEN SAINT PATRICK'S DAY PARADE.**

**WHEREAS:** It has been an ongoing tradition of the St. Patrick's Day Parade Committee of New Haven to dedicate the St. Patrick's Day Parade to an outstanding individual in the Irish community who has given much to the Parade and the Irish community, and to note this great honor through temporary installation of a sign bearing the name of the honoree at the corner of Church and Chapel Streets; and

**WHEREAS:** the 2009 St. Patrick's Day Parade Committee has chosen to so honor an extraordinary individual this year by temporarily naming the corner of Church and Chapel after Mike Lynch, a fine gentleman who was very active in the Irish community and highly respected throughout this city; and

**WHEREAS:** he was born in New Haven on May 19, 1934, Mike served in the U.S. Navy during the Korean War and went on to a long and distinguished career as the Registrar of Vital Statistics for the City of New Haven; and

**WHEREAS:** Mike was active in many organizations, including the Irish Festival and the St. Patrick's Day Parade Committee, which he led as the Grand Marshal in 1982 - and also served as Treasurer and President of the Knights of St. Patrick's, organizer of the flag raising ceremony of the Irish Republic Easter Rebellion, and trustee at Connecticut Hospice of Branford; and

**WHEREAS:** Mike Lynch will be greatly missed and remembered with great fondness and respect as he displayed a strong dedication to the Irish community, and earned distinction as a very fine gentleman who gave outstanding service to the City of New Haven as its longtime Registrar of Vital Statistics and contributed much to this city.

**NOW, THEREFORE, BE IT ORDERED** by the New Haven Board of Aldermen that, in honor of his distinguished service and contributions to the entire community, the corner of Church and Chapel Streets shall be designated as "Mike Lynch Boulevard" on Sunday, March 15, 2009, the day of the New Haven Saint Patrick's Day Parade.

**BE IT FURTHER ORDERED** that the Department of Traffic and Parking is hereby authorized to create and install signage to that effect, thereby implementing this order.

**Human Services. Favorable. Resolution from the Department of Services for Persons with Disabilities authorizing the filing of an award entry under the National Organization on Disability, Accessible America 2009 Competition.**

**WHEREAS:** The Department of Services for Persons with Disabilities for the City of New Haven promotes inclusion for person with disabilities and involvement of citizens with disabilities in community life; and

**WHEREAS:** the City of New Haven has been determined eligible to receive up to \$25,000 as a one time cash award from the National Organization on Disability; and

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Aldermen of the City of New Haven that the Department of Services for Persons with Disabilities of the City of New Haven is authorized and directed to apply for the cash award from the National Organization on Disability disabilities and to receive said funds if awarded and is granted the authority to enter into agreements or contracts and execute any amendments, thereto.

**Human Services. Favorable. Resolution from Alderman Shah authorizing formation of a committee to study a proposed memorial inscribed with names of local youth who have died by senseless gun violence in the City of New Haven.**

**WHEREAS:** Gun violence, particularly youth violence, is an epidemic in the City of New Haven and many cities across the United States; and

**WHEREAS:** since 1999, dozens of youth have died by gun violence in the City of New Haven and it is unacceptable that youth have such easy access to guns and are so quick to use them on each other; and

**WHEREAS:** according to the Centers for Disease Control, homicide was the second leading cause of death for young people ages 10 to 24 years old, and among homicide victims ages 10 to 24 years old, 82% were killed with a firearm (CDC 2002a); and

**WHEREAS:** we must remember our youth who have fallen due to gun violence, and we must recognize the unimaginable pain of parents who have had their children snatched from them by gun violence; and

**WHEREAS:** a memorial should be placed on the New Haven Green or at another location to remember local youths who have fallen due to senseless acts of gun violence, and to remind us of the massive loss of valued lives in the City of New Haven; and

**WHEREAS:** a memorial will serve as a way to remind us that our youth are not expendable and that one life lost to gun violence is one too many, and bolster the resolve of elected officials and citizens to not rest until the scourge of gun violence is removed from our streets and there are no longer any names to be added to the memorial.

**NOW, THEREFORE, BE IT RESOLVED** that the New Haven Board of Aldermen authorizes formation of a committee within 30 days, chaired by Aldermen Yusuf Shah, to study the possible creation of a memorial inscribed with names of local youth who have died by senseless gun violence in the New Haven.

**BE IT FURTHER RESOLVED** that City Plan Commission Advisory Report 1423-16 is incorporated herein by reference.

**BE IT FURTHER RESOLVED** that the committee shall examine the following issues:

- o Possible locations for the memorial, including the New Haven Green.
- o Possible forms or styles for the memorial, such as a stone monument in the city or a traveling educational exhibit.
- o Criteria for inclusion of names on the monument, such as age when killed, year of death, and criminal record.
- o An estimate of the cost of the memorial and a plan for raising private-sector funds to pay for it.

**Legislation. Favorable. Ordinance amendment from Alderpersons Sturgis-Pascale, J. Rodriguez and Castro adding a new chapter 37 to the New Haven Code of Ordinances establishing a Grand Avenue Special Services District.**

**BE IT ORDAINED** by the New Haven Board of Aldermen that the New Haven Code of General Ordinances is amended as follows:

**Add a new Chapter 37 as follows:**

**"Chapter 37****GRAND AVENUE SPECIAL SERVICES DISTRICT****Sec. 37-1. Establishment.**

There is hereby established a Grand Avenue Special Services District (hereinafter the "district") as a body politic and corporate, in accordance with the powers vested in the City of New Haven (hereinafter the "city") under Chapter 105A of the Connecticut General Statutes (1958 Revision).

**Sec. 37-2. Referendum.**

(a) This chapter shall not take effect unless, within sixty (60) days of the enactment of this chapter by the board of aldermen, a referendum shall be held and approved.

(b) The referendum shall be held among all holders of record of taxable interests in real property in the district on the question of whether this chapter shall take effect. The city/town clerk of the city shall determine the identity of such holders in the city's land records and shall give notice of the referendum to such holders.

(c) The referendum shall be approved if a majority of all such holders of record of taxable interests in real property in the district, voting one vote per property, respond affirmatively and if such holders of record of taxable interests in real property in the district, the assessments of which constitute more than one-half of the total of assessments for all taxable interests in real property within the district, shall respond affirmatively.

(d) The referendum shall be conducted by mail for a period of three (3) weeks ending at 5:00 p.m. on the fifth (5th) Tuesday following after the enactment of this chapter. The city/town clerk of the City of New Haven shall supervise the referendum and shall certify the results of the referendum. The referendum shall comply, to the extent applicable and practicable, with Chapter 145 (Absentee Voting) and Chapter 152 (Referenda) of the Connecticut General Statutes (1958 Revision), except as Chapter 105A of the Connecticut General Statutes (1958 Revision) and the terms of this chapter may otherwise permit or direct.

**Sec. 37-3. Board of commissioners.**

(a) The business of the district shall be conducted by the board of commissioners. The board may designate such agents as it deems necessary to act on its behalf in the conduct of the business of the board. In particular the board may designate a district manager of the district as its agent.

(b) The board shall consist of nine (9) members elected in accordance with subsection (c) hereof.

(c) Election of the nine (9) members of the board shall be conducted at the annual February meeting of the board, except for the initial election, which shall be held within thirty (30) days after the effective date of this chapter at a public meeting. Each voter shall be holder of record of taxable interest in real property interest in the district.

Four (4) of the members, known as "Class A" commissioners, shall be individuals, partnerships and partners thereof, corporations or stockholders thereof, or trustees and beneficiaries of trusts who are holders of record of interests in real property in the district.

Three (3) of the members, known as "Class B" commissioners, shall be individuals, partnerships and partners thereof, corporations or stockholders thereof, or trustees or beneficiaries of trusts operating a trade or business, or leasing real estate or residing in the district, or original Incorporators of the Grand Avenue Village Association and not qualifying as a "Class A" commissioner.

One (1) of the members, known as "Class C" commissioner, shall be an individual, or representative of a government organization within the boundaries of the district, which contributes twenty thousand dollars (\$20,000) or more in aggregate per fiscal year.  
Said amount to be increased pro rata with any increase in overall Special Services District mill rate.

One (1) of the members, known as "Class D" commissioner, shall be an individual, or representative of a nonprofit organization within the boundaries of the district, which contributes one thousand dollars \$1000 or more in aggregate per fiscal year.

At the initial election, two Class A commissioners and one Class B commissioner shall be elected for three-year terms; one (1) Class A commissioner, one (1) Class B commissioner, and one (1) Class C commissioner shall be elected for two-year terms, and one (1) Class A commissioner, one (1) Class B commissioner, and one (1) Class D commissioner shall be elected for one-year terms.

Thereafter, except in the case of filling vacancies, one (1) Class A commissioners, one (1) Class B commissioner, one (1) Class C commissioner and (1) one Class D commissioner shall be elected for three-year terms at annual meetings of the board, as vacancies become available. Vacancies on the board of commissioners created by resignation or death shall be filled by the board of commissioners, with the provision that Class A commissioners be chosen to fill Class A seats on the board, and Class B commissioners be chosen to fill Class B seats on the board, Class C commissioners be chosen to fill Class C seats on the board and Class D commissioners be chosen to fill Class D seats on the board. No member of one class maybe a member of another class.

(d) The city/town clerk of the city shall give notice of at least ten (10) days of the first organizational meeting of the board to elect commissioners. Such notice shall be by mail to all holders of record of interests in real property in the district and by publication in a newspaper having circulation in the district. Any qualified voter may propose one or more candidates qualifying under subsection 35-3(c) hereof for the board of commissioners to the city/town clerk of the city who shall preside over and conduct balloting at the meeting for the initial election of commissioners. Thereafter, any notices for whatever purpose, shall become the responsibility of the board of commissioners.

Sec. 37-4. Real property levy.

(a) The board of commissioners shall, at its first meeting following the initial election of members of the board, and thereafter at the annual meeting and

following the election of members of the board, meet for the purpose of recommending to the board of aldermen of the City of New Haven the imposition of a levy upon the taxable interests in real property within the district.

For those levies and budgets subsequent to the initial levy and budget resultant from this section, the said levy shall be based on an estimated annual budget for the provision of services within the district, which budget shall be approved by a majority of the board, who shall hold a duly noticed public hearing within the district on said proposed budget at least thirty (30) days prior to transmitting said recommended tax levy to the board of alderman, which transmission shall be at least sixty (60) days before the budget takes effect.

(b) The board of commissioners at such meeting may recommend to the board of aldermen a levy on each taxable interest in real property in the district, which for each taxable interest shall be the total recommended levy multiplied by a factor equal to the assessed value of the particular property divided by the total assessed value of taxable property in the district. Special assessments to be levied on behalf of the district shall not exceed three-quarters of one percent (.75%) of the assessed value of properties of the district appearing on the City of New Haven Grand List, unless upon prior approval by a majority of all holders of record of taxable interests in real property in the district.

Upon revaluation of the property in the district, the figure "three-quarters of one percent (.75%)" in the foregoing sentence shall be reduced to that number yielding the equivalent amount of revenue on the revalued grand list.

(c) When the board of commissioners shall, in a timely manner, recommend to the board of aldermen a levy upon the taxable interests in real property within the district, pursuant to subsections (a) and (b) of section 35-4 of this chapter and to subsection (e) of section 7-339n of the Connecticut General Statutes (1958 Revision), it shall be the obligation of the board of alderman to impose such levy as a municipal levy. Such levy shall be in addition to the regular municipal levy, and it shall be the obligation of the City of New Haven to collect such levy for the benefit of the district. The city shall transfer to the district only such funds as shall be collected.

(d) All moneys, including but not limited to levies or any income, proceeds or fees issuing from the provision of services by the district or other business conducted by the district received by the board or by the city on behalf of the district shall be paid into the general fund of the city where an account shall be maintained of such moneys for the benefit of the district. Any provisions of the city's general statutes, special acts or charter to the contrary notwithstanding, the treasurer of the city shall disburse such moneys in accordance with an annual budget adopted by the board. A quarterly financial report, based on the fiscal year July through June, of all district revenues and expenditures shall be submitted to the controller of the City of New Haven within thirty (30) days of the end of each fiscal quarter.

**Sec. 37-5. Powers.**

(a) The district shall have the following powers:

(1) To sue and be sued;

(2) To acquire, hold and convey any estate, real or personal;

(3) To contract;

(4) To borrow money, provided any obligation incurred for this purpose shall be discharged not more than one year after it was incurred, and such district may pledge any revenues it shall receive against any such obligation;

(5) To recommend to the board of aldermen of the city the imposition of levies upon the taxable interests in real property within the district, the revenues from which may be used in carrying out any powers of the district;

(6) To construct, own, operate, and maintain public improvements;

(7) To provide, within the boundaries of the district, some or all of the services which the city is authorized to provide therein, other than elementary or secondary public

**Sec. 37-6. Agreements.**

(a) The district and the city may within forty-five (45) days of the effective date of this chapter enter into a contract setting forth the services to be provided by the city to the district pursuant to section 35-4 of this chapter, and the compensation for such services. (b) The city may enter into a contract with the district in which the city is excused from providing within the district some or all of the services which the district is authorized to provide pursuant to section 35-5 of this chapter and in which the district agrees to provide all such services from which the city has been excused. The city may agree, in any such contract, to make an annual grant to the district, in a fixed amount or based upon a formula in the contract, for the purpose of compensating the district for the services from which the city is excused and for which the district is to become responsible. Any such contract is pursuant to section 7-339(t)(b) of the Connecticut General Statutes. The city and the district may also enter into contracts in which the district is given the right to elect to purchase from the city some or all of the services for which the district has become responsible. Any such contract is pursuant to section 7-339(t)(e) of the Connecticut General Statutes. Any contract between the city and the district pursuant to this section 35-6(b) shall be first approved by the board of aldermen of the City of New Haven.

**Sec. 37-7. Properties included within the district.**

The following properties, listed by map/block/parcel number as shown on the maps of the tax assessor of the City of New Haven, shall be included within the district:

**TABLE INSET:**

- MBP
- 162-0702-00101
- 166-0748-02101
- 163-0742-00102
- 160-1264-01000
- 160-0761-02100
- 162-0743-00501

163-0742-02400  
161-0759-02300  
163-0742-01200  
161-0759-02400  
163-0742-01201  
167-0757-02200  
166-0748-01800  
173-0746-03100  
173-0746-02600  
173-0746-02700  
173-0746-02800  
180-0749-02100  
174-0736-00100  
173-0746-03000  
166-0748-02600  
160-0763-01800  
161-0760-02700  
162-0743-01401  
160-1264-00500  
162-0743-01000  
161-0760-01901  
161-0760-01900  
161-0760-02000  
161-0760-02100  
161-0760-02200  
161-0760-02500  
161-0760-02600  
163-0742-00101  
163-0742-02300  
161-0759-02100  
161-0759-02500  
160-0763-01700  
160-0763-01600  
167-0758-02100  
163-0742-02200  
167-0757-01800  
167-0757-01900  
166-0748-01701  
167-0757-02000  
167-0757-02100  
166-0741-02000  
166-0748-00100  
167-0756-01600  
166-0748-02700  
166-0748-02500  
167-0756-02000  
166-0748-02400  
166-0748-02300  
167-0756-02100  
167-0756-02200  
166-0748-02200  
166-0748-02100  
166-0748-02000  
166-0748-01900

166-0748-01700  
173-0747-00100  
172-0754-01400  
172-0754-01500  
173-0747-02000  
173-0747-01900  
163-0742-02201  
173-0747-01600  
172-0753-01600  
172-0753-01700  
172-0752-01400  
172-0752-01500  
167-0758-02200  
173-0746-02900  
172-0752-01800  
172-0752-01900  
172-0752-02000  
172-0751-01300  
173-0746-02500  
173-0746-02400  
174-0736-00300  
174-0736-00200  
180-0749-02200  
180-0585-00100  
180-0585-00101  
180-0585-00102  
180-0585-00103  
180-0585-00104  
180-0585-00200

If any owner-occupant of a one, two, or three family home communicates in writing to the city/town clerk of the City of New Haven his desire to be excluded from the district, the boundaries of the district shall automatically be deemed to exclude the property owned by such owner.

**Sec. 37-8. Adding properties to the district.**

A parcel of real property shall be included in the district among the properties already within the district if:

- (1) The owner(s) of such parcel shall notify the board of commissioners in writing of their intention to join the district, in a request which must be signed by the property owner(s) constituting a majority interest in said property, or a representative of such owner( s) authorized to sign such a request; and
- (2) The board of commissioners of the district shall approve the inclusion of said parcel in the district; and
- (3) The board of aldermen shall amend this chapter to include said parcel in the district. Such amendments shall be submitted to the board of aldermen during the months of March and/or September.
- (4) Any government or nonprofit property that is sold to a private entity.

**Sec. 37-9. Definitions.**

For the purposes of this chapter, the following terms are defined as follows:

(a) **Holder of record of interest in real property:** The owner, in part or in whole, of an interest in real property as shown on the New Haven Land Records. For the purpose of the election of the board of commissioners, at the organizational meeting only, under section 35-3 hereof, holders of record of an interest in real property shall be determined by the city/town clerk as of 5:00 p.m. on the eleventh day preceding said first organizational meeting to elect commissioners. Thereafter, any notices, for whatever purpose, shall become the responsibility of the board of commissioners.

(b) **Assessment, assessed value:** Seventy (70) percent of the market value of a parcel of real property as shown on the real property field card for said parcel on file at the office of the tax assessor of the City of New Haven.

(c) **Holder of taxable interest in real property:** The owner, in part or in whole, of an interest in real property as shown on the New Haven Land Records which such interest is assessed for taxation on the last completed grand-list of the city. For the purpose of the referendum on whether this chapter shall take effect, taxable interest in real property shall be determined by the city clerk as of 5 :00 p.m. on the day this chapter is adopted by the board of aldermen.

**Sec. 37-10. Property of district.**

All interests in real property and all interests in personal property held by the district are not subject to the city property tax to the extent that the use of such property by the district is for a "public purpose" pursuant to section 12-81(4) of the Connecticut General Statutes; except that real property on the tax rolls either as of the time of the enactment of this chapter or as of the time of the transfer of the property to the district and parking facilities within or without the district shall be subject to the city property tax unless prospectively abated by the board of aldermen.

**Sec. 37-11. Dissolution.**

(a) At any time after the district has been established, the district may be dissolved by the enactment of an ordinance repealing the ordinance establishing this district or by the holding of a referendum by the board of commissioners among all the holders of record of taxable interests in real property within the district on the question of whether the district shall be dissolved, provided a majority of such holders shall respond affirmatively or provided the holders of taxable interests in real property the assessments of which shall constitute more than one-half of the total of assessments for all taxable interests in real property within the district shall respond affirmatively. The board of commissioners shall determine the manner in which the referendum to dissolve shall be held. Any such referendum may be conducted by mail.

(b) If the district is dissolved pursuant to section 35-11(a) of this chapter, the board of commissioners shall proceed to wind up the affairs of the district as to the end of the then current fiscal year of the district. If, after the dissolution of the district, the district shall have liabilities, whether fixed or contingent, the board of aldermen of the city shall have the authority to impose, in addition to the regular

municipal levy , a levy on the real property within the district, in the same manner as is provided for the determination of the levy by the board of commissioners of the district pursuant to section 35-4(b) of this chapter, for as many years as such liabilities shall remain outstanding, and such levy shall be calculated to produce enough revenues to satisfy and release such liabilities as they become due, and such revenues shall be deposited into the general fund of the city and shall be disbursed by the city, at the discretion of the mayor, solely for the purposes stated herein. If, after the dissolution of the district, the district shall have liabilities, whether fixed or contingent, the board of aldermen of the city shall have the authority to impose, in addition to the regular municipal levy, a levy on the real property within the district, in the same manner as is provided for the determination of the levy by the board of commissioners of the district pursuant to section 35-4(b) of this chapter, for as many years as such liabilities shall remain outstanding, and such levy shall be calculated to produce enough revenues to satisfy and release such liabilities as they become due, and such revenues shall be deposited into the general fund of the city and shall be disbursed by the city, at the discretion of the mayor, solely for the purposes stated herein. If, after the dissolution of the district, the district shall have assets which remain following the winding up of the affairs of the district, such assets shall be transferred to the city.

**Sec. 37-12. Annual report.**

Annually on January 15th or the next business day thereafter, the board of commissioners of the district shall submit to the board of aldermen of the City of New Haven an annual report of the operation and activities of the district.

**Sec. 37-13. Annual audit.**

The board of commissioners of the district shall have an independent financial audit conducted of the district's annual financial affairs by a certified public accountant on or before the thirtieth day of September. A copy of the audit shall be forwarded to the controller of the City of New Haven.

**Sec. 37-14. Insurance.**

The district shall, to the extent reasonably available, maintain at its own expense for itself and the City of New Haven as additional insured, public liability insurance covering personal injury and property damage in an amount not less than one million dollars (\$1,000,000.00) with an insurance company approved by the state insurance commissioner. To the extent of such insurance coverage, the district agrees to indemnify and hold the city harmless from any liabilities, obligations, claims, actions, judgments, damages, or debts which are a direct result of the establishment of the district or its operation. A certificate evidencing such insurance shall be filed with the controller of the City of New Haven, and such insurance shall not be cancelled or modified without the express written consent of the city. The insurer may not terminate or refuse to renew the policy until thirty (30) days' notice has been given to the city.

**Sec. 37-15. Conflicts, severability.**

(a) The Code of Ordinances of the City of New Haven, except as amended herein, remains in full force and effect. Any provisions of the Code inconsistent

herewith, to the extent of such inconsistencies and no further, are hereby repealed.

(b) If any section, subsection, sentence, clause or phrase of this chapter is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the chapter.

**Public Safety. Favorable. Resolution authorizing the application to and acceptance of 2008 regional homeland security grant funds in the amount of \$65 per person for the purpose of instituting a City of New Haven Community Emergency Response Team (CERT).**

**WHEREAS, The Community Emergency Response Team (CERT) Program educates people about disaster preparedness for hazards that may impact their area and trains them in basic disaster response skills; and**

**WHEREAS, funds are available for use in developing a CERT as a way of engaging and training citizens in local emergency preparedness and response to natural and manmade disasters; and**

**WHEREAS, the City of New Haven desires to establish a CERT which would be activated and utilized in various, non-first responder, capacities including fire safety, disaster preparedness, shelter management and assistance with emergency drills; and**

**WHEREAS, the City of New Haven's under the direction of the Emergency Management Office will conduct training for approximately 30 volunteers in a nine module curriculum required as part of the CERT program; and**

**WHEREAS, the City of New Haven is eligible to request a drawdown of funds from the State of Connecticut-DEMHS, in the amount of \$65 per person, to supply training, equipment and supplies as part of the CERT training process.**

**NOW, BE IT RESOLVED that the New Haven Board of Aldermen authorizes the Mayor or his designee to execute any agreements or documents required in connection with procurement of and use of CERT funding.**

#### **SECOND READINGS**

**City Services and Environmental Policy. Favorable. Order from Alderwoman James establishing a residential parking zone on the odd side of Daggett Street, from Congress to Washington Avenues.**

**The favorable report of the City Services & Environmental Policy Committee recommending passage of the proposed order, as printed on pages 13-14 of the Journal of the Regular Meeting of the Board of Aldermen held on January 5, 2009, was read for the second time and upon motion made and duly seconded, it was voted, viva voce, that said report be accepted and proposed order be passed, and it was so declared by the Chair.**

Alderman Sturgis-Pascale: "This request extends the current Daggett St. RPZ to include the odd side of the street. Currently 2-hour parking is allowed there, but the Yale New-Haven Hospital and the Wilson Library staff and visitors compete with residents for a very limited number of on-street parking spaces. City Plan recommends approval for this residential parking on the other side of the street. Thank you."

Note: Alderpersons Calder and Antunes were absent from the Chamber at the time of the vote.

City Services and Environmental Policy. Favorable. Order approving the request of Yale University for revocable license to install underground utility lines at 221 Whitney Avenue.

The favorable report of the City Services & Environmental Policy Committee recommending passage of the proposed order, as printed on pages 14-15 of the Journal of the Regular Meeting of the Board of Aldermen held on January 5, 2009, was read for the second time.

**STURGIS-PASCALE MOTION TO AMEND.**

Alderman Sturgis-Pascale made a motion to amend the above-referenced order as follows, which motion was duly seconded.

Alderman Sturgis-Pascale: "I would like to offer an amendment to this item. At the committee meeting we've added a provision that we require that the construction be done at night on this item. We wanted to make sure that we kept the roads open during the busiest times of the day. But I just would like to refine this restriction based on the possibility that Yale will be able to use directional drilling to the utility installment. So delete the final clause which now reads 'BE IT FURTHER ORDERED that construction work on this project shall be done only between the hours of 8:00 p.m. and 6:00 a.m.' and replace it with the following:

BE IT FURTHER ORDERED that construction work that requires closure of travel lanes on Whitney Avenue on this project shall be done only between the hours of 8:00 p.m. and 6:00 a.m."

**MOTION TO AMEND PASSED.**

Upon motion made and duly seconded, said Sturgis-Pascale motion to amend passed by a viva voce vote, and it was so declared by the Chair.

**REPORT ACCEPTED. ORDER, AS AMENDED, PASSED.**

Upon motion made and duly seconded, said order approving the request of Yale University for revocable license to install underground utility lines at 221 Whitney Avenue passed, as amended, by a viva voce vote, and it was so declared by the Chair.

Alderman Sturgis-Pascale: "What we're doing is updating the approval of the substitution amendment presented at the public hearing. The only change to

this, apart from the amendment that we just did, is the inclusion of the possibility of this directional drilling technique, which would create significant disruption to the City of New Haven public right-of-way on Whitney Avenue.

I think this installation plan is typical of Yale utility requests made over the past few years. The plans will be finalized at site plan review to be conducted by City Plan and Yale will coordinate this work with other city construction. I ask your support of this amended item.”

Note: Alderpersons Calder and Antunes were absent from the Chamber at the time of the vote.

**City Services and Environmental Policy. Favorable. Order from the Purchasing Agent, on behalf of LCI, approving the request for an emergency procurement in the amount of \$21,500 for the emergency demolition of 95 Downing Street.**

The favorable report of the City Services & Environmental Policy Committee recommending passage of the proposed order, as printed on pages 15-16 of the Journal of the Regular Meeting of the Board of Aldermen held on January 5, 2009, was read for the second time and upon motion made and duly seconded, it was voted, viva voce, that said report be accepted and proposed order be passed, and it was so declared by the Chair.

Alderwoman Sturgis-Pascale: “According to testimony from LCI at our committee meeting, a fire on October 9, 2008 left only a single wall of this property at 95 Downing Street standing. So the demolition had to be done immediately to take care of this hazard. The city is pursuing reimbursement for the cost, but it’s had some trouble reaching the property owner at this time. I ask your support.”

Note: Alderpersons Calder and Antunes were absent from the Chamber at the time of the vote.

**City Services and Environmental Policy. Favorable. Ordinance amendment to the ordinance enacted on November 6, 2008 regulating the registration of foreclosing/foreclosed residential properties.**

The favorable report of the City Services & Environmental Policy Committee recommending passage of the proposed ordinance amendment, as printed on pages 17-21 of the Journal of the Regular Meeting of the Board of Aldermen held on January 5, 2009, was read for the second time.

Alderwoman Sturgis-Pascale: “Before you is a substitution amendment to the foreclosure ordinance that we passed a few meetings ago. It’s a technical correction to the ordinance drafted by counsel who reviewed the ordinance. This change would only clarify that the ordinance applies only to mortgage foreclosure. That’s important for us - to make sure that this is what we’re talking about and not just regular city lien foreclosures but rather mortgage foreclosures. So I ask your support by making this correction.”

**REPORT ACCEPTED. ORDINANCE AMENDMENT ENACTED.**

Upon motion made and duly seconded, said ordinance amendment was put to a roll call vote, which resulted as follows:

Those voting "AYE": James-Evans, Jackson-Brooks, Perez, Clark, Smart, Lemar, Brison, Sturgis-Pascale, Paolillo, DePino, Blango, Jones, McCormack, Silverman, S. Rodriguez, Lehtonen, Sandman, Goldfield and Edmonds-Sepulveda - 19.

Those voting "NO": 0.

Said ordinance amendment regulating the registration of foreclosing/foreclosed residential properties was enacted by a majority vote of the Board of Aldermen, and it was so declared by the Chair.

Note: Alderpersons Calder and Antunes were absent from the Chamber at the time of the vote.

Human Services. Favorable. Resolution from the Community Services Administrator authorizing submission of a new funding application to the Tides Foundation Syringe Access Fund in the amount of \$35,000 for the period January 1, 2009 through December 31, 2009 in order to provide services for the syringe exchange program by purchasing a new van.

The favorable report of the Human Services Committee recommending passage of the proposed resolution, as printed on pages 21-22 of the Journal of the Regular Meeting of the Board of Aldermen h