

**ALL COMMON COUNCIL ACTIONS TAKEN AT THIS MEETING TO  
APPROVE EXPENDITURES AND CONTRACTS OR TO ACCEPT BIDS AND  
OTHER PROPOSALS REQUIRING THE EXPENDITURE OF CITY FUNDS  
ARE SUBJECT TO THE AVAILABILITY OF FUNDS**

Mayor Rilling called the meeting to order at 7:45 p.m. Local Girl Scouts, led by Ms. Courtney Austin, presented the Colors and led the Assembly in reciting the Pledge of Allegiance and singing the National Anthem.

A proclamation was read celebrating Girl Scout week in Norwalk from March 6<sup>th</sup> – March 12<sup>th</sup>. The Girl Scouts recited the Girls Scout Pledge

Mayor Rilling thanked Ms. Austin for over 75 years of service to the Girl Scouts.

Ms. King, City Clerk read the notice stating that the meeting was being videotaped and audio recorded for the public broadcast and that assisted listening devices were available.

**I. ROLL CALL**

Ms. King called the Roll. The following Common Council members were present:

Council at Large:	Mr. Richard Bonenfant	Mr. Michael Corsello
	Mr. Douglas Hempstead	Mr. Nick Sacchinelli
District A:	Ms. Eloisa Melendez	Mr. Steven Serasis
District B:	Ms. Phaedrel Bowman	Mr. Travis Simms
District C:	Mr. John Kydes	Ms. Michelle Maggio
District D:	Ms. Shannon O'Toole Giandurco	
District E:	Mr. Thomas Livingston	

There were 12 (twelve) Common Council members present and three (3) absent (Mr. Kimmel, Mr. Ignieri and Mr. DePalma).

Mayor Harry Rilling, Ms. Donna King, City Clerk and Mr. Mario Coppola, Corporation Counsel were also present.

## **II. ACCEPTANCE OF MINUTES**

February 23, 2016 – Regular Meeting

The following corrections were made to the minutes:

Page 9: remove Leslie Soyland from appointments to the Board of Assessment Appeals.

**\*\* MR. SIMMS MOVED TO APPROVE THE MINUTES AS AMENDED  
\*\* MOTION PASSED WITH ONE (1) ABSTENTION (MR. SACCHINELLI)**

## **III. PUBLIC PARTICIPATION**

There were no members of the public who wished to speak this evening.

## **IV. MAYOR**

### **A. RESIGNATIONS AND APPOINTMENTS**

Mayor Rilling announced the following resignations:

RESIGNATIONS: Louis J. Bonsangue, Conservation Commission  
David S. Hollar, Oak Hills Park Authority

APPOINTMENTS:

Alex A. Knopp, Public Library Board

**\*\* MR. BONENFANT MOVED TO APPROVE THE APPOINTMENT  
OF ALEX A. KNOPP TO THE PUBLIC LIBRARY BOARD**

Mr. Bonenfant said that Mr. Knopp is dedicated to Norwalk and will be a great asset to the Library Board.

Mr. Corsello said that he did not realize the magnitude of what Mr. Knopp had done until he saw his resume. He said that he will be good for the Library Board.

**\*\* MOTION PASSED UNANIMOUSLY**

Jalin T. Sead, Fair Housing Advisory Commission

**\*\* MR. SIMMS MOVED TO APPROVE THE APPOINTMENT OF  
JALIN T. SEAD TO THE FAIR HOUSING ADVISORY  
COMMISSION**

Mr. Simms said that Mr. Sead is a lifelong resident and will be a great asset.

Mr. Corsello said that when he first started teaching at Norwalk Community College, Mr. Sead was a tremendous help to him. He said that Mr. Sead will be great.

Ms. Bowman said that she found Mr. Sead to be enthusiastic and motivated

Mayor Rilling said that it is good to see a young person get involved in the community.

**\*\* MOTION PASSED UNANIMOUSLY**

Michael L. Witherspoon, Zoning Commission (alternate)

**\*\* MR. KYDES MOVED TO APPROVE THE APPOINTMENT OF MICHAEL L. WITHERSPOON AS AN ALTERNATE ON THE ZONING COMMISSION**

Mr. Kydes said that he was very impressed with him.

Ms. Bowman said that he is a real estate lawyer and feels that he will be a great fit.

Mr. Simms said that Mr. Witherspoon will be a great asset on this Commission.

**\*\* MOTION PASSED UNANIMOUSLY**

REAPPOINTMENT:

Stanley M. Siegel, Public Library Board

**\*\* MR. SACCHINELLI MOVED TO APPROVE THE REAPPOINTMENT OF STANLEY M. SIEGEL TO THE PUBLIC LIBRARY BOARD**

**\*\* MOTION PASSED UNANIMOUSLY**

Ms. King, City Clerk administered the Oath of Office to Mr. Sead and Mr. Siegel.

**MAYOR'S REMARKS:**

Mayor Rilling urged everyone to support the local Girl Scouts and noted that Ms. Austin has contributed over 75 years to the Girl Scouts.

The next Mayor's Walk will take place on Saturday, March 12<sup>th</sup> at Cranbury Park at 8:30 a.m. The third annual Lit Crawl will take place on March 15<sup>th</sup>. The event will benefit Norwalk Reads.

The first Saint Patrick's Day Parade will kick off at 11:00 on March 17<sup>th</sup> from the Police Department to O'Neil's Pub. The parade route will be stenciled with shamrocks. The public is invited to attend and all Common Council members are invited to step off with them. The parade is being dedicated to the memory of Tim Murphy who was a founding father of the Emerald Society. Mayor Rilling wished Ms. Melendez and Ms. O'Toole Giandurco happy birthdays.

## **COUNCIL PRESIDENT**

## **CONSENT CALENDAR**

**\*\* MR. HEMPSTEAD MOVED THE FOLLOWING CONSENT CALENDAR:**

### **PUBLIC WORKS COMMITTEE**

**7A5 (remove)**

**7A6**

**7A7**

**7A8**

**7A9A & 9B**

### **RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE**

**7C1 (consent to table to next meeting)**

## **PUBLIC WORKS COMMITTEE**

**6. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN ESCROW AGREEMENT BETWEEN THE CITY OF NORWALK AND GENERAL GROWTH PROPERTIES, INC. FOR THE FUNDING OF A TRAFFIC ENGINEERING PEER REVIEW OF THE TRAFFIC IMPACT STUDY FOR THE SONO COLLECTION MALL PROJECT ON LOCAL ROADS. GENERAL GROWTH PROPERTIES WILL FUND THE ESCROW AMOUNT WITH AN AMOUNT TO BE DETERMINED BY THE CITY NECESSARY TO COMPLETE A FULL AND THOROUGH REVIEW.**

**7. AUTHORIZE THE MAYOR, HARRY W. RILLING TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH PARSONS BRINCKERHOFF, INC. IN AN AMOUNT NOT TO EXCEED \$90,000 TO PROVIDE TRAFFIC PEER REVIEW SERVICES OF THE TRAFFIC IMPACT STUDY FOR THE SONO COLLECTION MALL PROJECT ON**

**LOCAL ROADS, SUBJECT TO THE EXECUTION AND FUNDING OF AN ESCROW ACCOUNT AGREEMENT BY GENERAL GROWTH PROPERTIES, INC. BETWEEN THE CITY OF NORWALK AND GENERAL GROWTH PROPERTIES. INC.**

**8. AUTHORIZE THE MAYOR, HARRY W. RILLING TO EXECUTE THE FIRST AMENDMENT TO THE JULY 7, 2015 AGREEMENT WITH SEALCOATING. INC. FOR PROJECT NO. PM 2015-3 CRACK SEATING AT VARIOUS LOCATIONS, FOR A SUM NOT TO EXCEED \$300,000.**

**ACCOUNT NO. 0916 4021 5777C0021**

**9A. AUTHORIZE THE MAYOR. HARRY W. RILLING. TO EXECUTE AN AGREEMENT WITH FGB CONSTRUCTION COMPANY FOR PROJECT NO. PM 2016-1 PAVEMENT MANAGEMENT PROGRAM, FOR A SUM NOT TO EXCEED \$3,582,588.00.**

**9B. AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO EXECUTE ORDERS ON CONTRACT WITH FGB CONSTRUCTION COMPANY FOR PROJECT NO. PM 2016-1 PAVEMENT MANAGEMENT PROGRAM. FOR A SUM NOT TO EXCEED \$358,258.80.**

**ACCOUNT NO.**

**0916 4021 5777C0021**

**0915 40215777 C0021**

**0914 4021 5777 C0021**

**0916 4021 5777 C0503**

**0916 4021 5777C0302**

**0910 4021 5777C0302**

**030000-2602**

**0915 1000 5777 C0536**

**0916 1000 5777 C0536**

**0913 5010 5777 C0516**

**0915 5010 5777 C0516**

**0916 5010 5777 C0516**

**RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE**

**1. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO A LICENSE AGREEMENT WITH THE RINK AT HARBOR POINT LLC TO SET-UP, OPERATE AND MANAGE (2) SEASONAL PORTABLE RINKS AT VETERANS PARK FROM OCTOBER 1, 2017 -MARCH 31, 2027 (10 YEARS) WITH (2) FIVE YEAR RENEWAL OPTIONS.  
(CONSENT TO TABLE TO NEXT MEETING)**

**\*\* MOTION PASSED WITH ONE (1) ABSTENTION (MR. SERASIS)**

**PUBLIC WORKS COMMITTEE**

**\*\* MS. MELENDEZ MOVED THE FOLLOWING ITEM:**

- 1. ACCEPT THE FREEHOLDERS REPORT AND APPROVE THE DISCONTINUANCE AND ABANDONMENT OF A PORTION OF ISAACS STREET BEGINNING AT THE WESTERLY BOUNDARY OF THE PROPERTY LOCATED AT 19 ISAACS STREET {TAX LOT 1-29-54-0} AND HEADING WEST TO THE EASTERLY BOUNDARY OF THE PROPERTY LOCATED AT 20 ISAACS STREET {TAX LOT 1-29-63-0} AS DEPICTED ON A MAP PREPARED BY REDNISS & MEAD ENTITLED "PROPERTY SURVEY DEPICTING AN ABANDONMENT OF A PORTION OF ISAACS STREET PREPARED FOR POKO-IWSR DEVELOPERS, LLC, NORWALK, CONNECTICUT, DATED NOVEMBER 16, 2015, AT A SCALE OF 1" = 40' ON FILE IN THE DEPARTMENT OF PUBLIC WORKS, IN ACCORDANCE WITH SECTION 7.5 OF THE "LAND DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF NORWALK, CONNECTICUT. THE REDEVELOPMENT AGENCY OF THE CITY OF NORWALK AND POKO-IWSR DEVELOPERS, LLC," DATED NOVEMBER 14, 2007.**

Mr. Bonenfant said that he had a problem with the Freeholder's report indicating that the property was not worth anything to the City. He said that with the property, PoKo will be able to build 18 extra apartments and if he gets \$1,500 per month times 18 apartments, that would be \$324,000 per year.

Mr. Coppola explained that the previous Common Council agreed that this abandonment was part of the plan and that it will not change the current use of the road.

**\*\* MOTION PASSED WITH ONE (1) ABSTENTION (MR SERASIS) AND ONE (1) VOTE IN OPPOSITION (MR. BONENFANT)**

**\*\* MS. MELENDEZ MOVED THE FOLLOWING ITEM:**

- 2. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL NECESSARY OR DESIRED DOCUMENTS IN CONNECTION WITH THE FINALIZATION OF THE DISCONTINUANCE AND RELEASE OF THE CITY'S INTERESTS IN THE DISCONTINUED ROADWAY, INCLUDING A GENERAL RELEASE TO RELEASE ANY**

**INTERESTS THAT THE CITY MAY HAVE IN THE PROPERTY COMPRISING THE ABANDONED PORTION OF ISAACS STREET BEGINNING AT THE WESTERLY BOUNDARY OF THE PROPERTY LOCATED AT 19 ISAACS STREET {TAX LOT 1-29-54-0) AND HEADING WEST TO THE EASTERLY BOUNDARY OF THE PROPERTY LOCATED AT 20 ISAACS STREET {TAX LOT 1-29-63-0) AS DEPICTED ON A MAP PREPARED BY REDNISS & MEAD ENTITLED "PROPERTY SURVEY DEPICTING AN ABANDONMENT OF A PORTION OF ISAACS STREET PREPARED FOR POKO-IWSR DEVELOPERS, LLC, NORWALK, CONNECTICUT," DATED NOVEMBER 16, 2015, AT A SCALE OF 1" = 40' ON FILE IN THE DEPARTMENT OF PUBLIC WORKS, IN ACCORDANCE WITH SECTION 7.5 OF THE "LAND DISPOSITION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF NORWALK, CONNECTICUT, THE REDEVELOPMENT AGENCY OF THE CITY OF NORWALK AND POKO- IWSR DEVELOPERS, LLC," DATED NOVEMBER 14, 2007.**

**\*\* MOTION PASSED WITH ONE (1) ABSTENTION (MR SERASIS) AND ONE (1) VOTE IN OPPOSITION (MR. BONENFANT)**

**\*\* MS. MELENDEZ MOVED THE FOLLOWING ITEM:**

- 3. APPROVE THE FOLLOWING RESOLUTION: "THE COMMON COUNCIL OF THE CITY OF NORWALK SUPPORTS THE EFFORTS OF WESTERN CONNECTICUT COUNCIL OF GOVERNMENTS IN APPLYING FOR A STATE OF CONNECTICUT REGIONAL PERFORMANCE INCENTIVE PROGRAM FOR A REGIONAL SNOW PLOW ROUTING STUDY AND HEREBY AUTHORIZES THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY FOR THE CITY TO ENTER INTO AN AGREEMENT WITH THE STATE OF CONNECTICUT IN ORDER TO RECEIVE AND PARTICIPATE IN SUCH STUDY."**

Mr. Hempstead said that it is ironic that the first thing the COG is tackling is snowplowing that is done 5 – 10 times a year. He said that he is perplexed about sharing equipment with other towns and asked if the City gives up their rights to their equipment.

Mayor Rilling said that the agreement is to participate in a study, not participate in snow removal. This is an approval to apply for funds to do the study. Mr. Hempstead said that they make the assumption that the City will be saving money, but it is fuzzy math. Mayor Rilling said that the savings are based on what it would cost if each municipality did their own study.

Mr. Chimento said that he believes that the study will be to analyze the 26 routes. He noted that he created an agreement with Westport in 1975 regarding plow routes. Ms. Bowman said that it looks like eventually it will cost the City money for the software.

Mr. Hempstead asked if any of the communities asked for the COG to initiate this. Mr. Chimento said that the COG initiated this. Ms. Maggio asked who does the route maps now. Mr. Chimento said that they are done internally. Ms. Maggio asked if this initiative would result in anyone losing their jobs. Mr. Chimento said that it would not.

**\*\* MOTION FAILED WITH FIVE (5) IN FAVOR (MR. SACCHINELLI; MS. MELENDEZ; MR. SIMMS; MR. KYDES AND MR. LIVINGSTON) AND SIX (6) IN OPPOSITION (MR. BONENFANT; MR. CORSELLO; MR. HEMPSTEAD; MR. SERASIS; MS. MAGGIO AND MS. O'TOOLE GIANDURCO) AND ONE (1) ABSTENTION (MS BOWMAN)**

**\*\* MR. LIVINGSTON MOVED TO SUSPEND THE RULES TO REMOVE THE FOLLOWING ITEM FROM THE AGENDA:**

- 5. DESIGNATE A PORTION OF BERKELEY STREET IN HONOR OF PASTOR SADIE MILES IN ACCORDANCE WITH CHAPTER 95 OF THE CITY CODE. TWO SIGNS: ONE AT WEST AVENUE AND BERKELEY STREET AND ONE AT ELM STREET AND BERKELEY STREET. (REMOVE)**

**\*\* MOTION PASSED UNANIMOUSLY**

**\*\* MS. MELENDEZ MOVED THE FOLLOWING ITEM:**

- 4. FORWARD THE FOLLOWING ACTION TO THE MARCH 8, 2016 COMMON COUNCIL MEETING: "RESCIND THE SEPTEMBER 8, 2015 RESOLUTION TO INSTALL AN HONORARY STREET NAME SIGN, "PASTOR SADIE MILES WAY", AT 2 BERKELEY STREET."**

Mr. Chimento explained that the pass to post two honorary signs – one at West Avenue and Berkley Street and the other at Elm Street and Berkley Street.

**\*\* MOTION PASSED UNANIMOUSLY**

**HEALTH, WELFARE AND PUBLIC SAFETY COMMITTEE**

**\*\* MS. BOWMAN MOVED THE FOLLOWING ITEMS:**

1. **AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH ETT ENTERPRISES. INC. D/B/A ETT ENVIRONMENTAL SERVICES FOR THE REMOVAL OF THE UNDERGROUND FUEL STORAGE TANKS AT THE FIRE SUPPORT SERVICES FACILITY, 100 FAIRFIELD AVENUE (BID #3551) FOR A SUM NOT TO EXCEED \$34,798.95.  
ACCOUNT NOS. 091531105777C0542. 090931105777C0411**
  
2. **AUTHORIZE THE FIRE CHIEF. LAURENCE REILLY, TO EXECUTE CHANGE ORDERS ON THE AGREEMENT WITH ETT ENTERPRISES. INC. D/B/A ETT ENVIRONMENTAL SERVICES FOR THE REMOVAL OF THE UNDERGROUND FUEL STORAGE TANKS AT THE FIRE SUPPORT SERVICES FACILITY, 100 FAIRFIELD AVENUE FOR A SUM NOT TO EXCEED \$2,500 ACCOUNT # 090931105777C0411**

Ms. Bowman explained that these are for the removal of fuel tanks at 100 Fairfield Avenue.

**\*\* MOTION PASSED UNANIMOUSLY  
\*\* MS. BOWMAN MOVED THE FOLLOWING ITEMS:**

3. **AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO APPLY FOR AND ACCEPT GRANT FUNDS FROM THE CONNECTICUT DEPARTMENT OF TRANSPORTATION, IN THE AMOUNT OF \$44,500.00, WITH THE CITY OF NORWALK RESPONSIBLE FOR 25% OR \$11,125.00.**
  
4. **AUTHORIZE THE POLICE CHIEF, THOMAS E. KULHAWIK, TO EXECUTE ANY AND ALL AGREEMENTS, DOCUMENTS, INSTRUMENTS AND AMENDMENTS THERETO AS MAY BE NECESSARY TO IMPLEMENT ALL PROGRAMS THROUGH CONNECTICUT DEPARTMENT OF TRANSPORTATION DISTRACTED DRIVING GRANT, PURSUANT TO SUCH GRANT FUNDING.**

The Deputy Chief explained that this is part of a grant that the Police Department applied for in the past. He said that the amount of traffic accidents related to distracted driving is increasing. He noted that people are reading, shaving, putting on makeup and eating while they are driving. Mr. Simms asked if it is against the law to eat while driving. The Deputy Chief said that it is, if it distracts the driver.

Ms. Bowman said that in the future, she would like to see the Police do educational seminars around distracted driving. The Deputy Chief said that they take advantage of as many opportunities as they can.

**\*\* MOTION PASSED UNANIMOUSLY**

**VIII. RESOLUTIONS FROM COMMON COUNCIL**

There were none this evening.

**IX. MOTIONS POSTPONED TO A SPECIFIC DATE**

There were none this evening.

**X. SUSPENSION OF RULES**

There were none this evening.

**XI. ADJOURNMENT**

There was no further business and the meeting was unanimously adjourned at 8:45 p.m.

ATTEST: \_\_\_\_\_  
Donna King, City Clerk