

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 7:30 p.m. and led the Assembly in reciting the Pledge of Allegiance.

Ms. King read the notice stating that the meeting was being audio recorded and videotaped with subtitles for public broadcast. She asked everyone to speak clearly, one at a time, into the microphone and said 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. Gregory Burnett Mr. Michael Corsello (7:34 P.M.)

 Mr. Nicholas Sacchinelli Ms. Barbara Smyth

District A: Ms. Eloisa Melendez Mr. Chris Yerinides

District B: Mr. Ernest Dumas

District C: Mr. John Kydes Ms. Beth Siegelbaum

District D: Mr. Douglas Hempstead Mr. George Tsiranides

District E: Mr. John Igneri Mr. Thomas Livingston

At Roll Call there were twelve (12) Common Council members present and three (3) absent (Mr. Corsello, Ms. Siegelbaum and Ms. Young).

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

II. ACCEPTANCE OF MINUTES

Regular Meeting: May 14, 2019

**** MR. IGNERI MOVED TO ACCEPT THE MINUTES AS PRESENTED
** MOTION PASSED WITH ONE (1) ABSTENTION (MS. SMYTH)**

III. PUBLIC PARTICIPATION

Public participation comments are not verbatim and represent a summarization of statements unless otherwise noted.

Mayor Rilling reminded speakers that there was a three (3) minute limit and all comments must be for an item on the agenda.

Mr. Corsello joined the meeting at 7:34 p.m.

Mr. Todd Bryant spoke in support of renovating the existing Columbus School as new. He reviewed the history of the building of the existing school including how it was built in response to the Italian-Americans in the Springwood neighborhood.

Mr. John Flynn said he submitted 13 ethics complaints. He said that on page 175 of the 900-page file he sent to the Norwalk attorneys, there is a claim that he threatened to blow everyone's heads off at the Bank of America. Mr. Flynn said that his ethics complaints went nowhere. He said he did not threaten anyone and is a pacifist.

Mayor Rilling asked if anyone else wished to speak. Hearing none, the public participation portion of the meeting was closed.

IV. MAYOR

A. RESIGNATIONS AND APPOINTMENTS

RESIGNATIONS: There were none.

APPOINTMENTS: Cindy M. Cassuto, Tree Advisory Committee

**** MR. HEMPSTEAD MOVED TO APPROVE THE APPOINTMENT OF CINDY M. CASSUTO TO THE TREE ADVISORY COMMITTEE**

Mr. Hempstead spoke in support of the appointment.

**** MOTION PASSED UNANIMOUSLY**

REAPPOINTMENTS: Andrew A. Glickson, Transit District

**** MR. KYDES MOVED TO APPROVE THE REAPPOINTMENT OF ANDREW A. GLICKSON TO THE TRANSIT DISTRICT**

Mr. Kydes spoke in support of the appointment.

Mr. Corsello also spoke in support of the reappointment adding that Mr. Glickson has been on the Transit District for over 30 years and holds institutional knowledge.

**** MOTION PASSED UNANIMOUSLY**

Ms. King administered the Oath of Office to Ms. Cassuto.

MAYOR'S REMARKS:

Mayor Rilling said he had the honor this evening to attend all of the Norwalk middle school graduations ceremonies. Norwalk High School will hold their commencement tomorrow night and Brian McMahon on Thursday. He noted that Norwalk's graduates were accepted to all the best schools in the country, which is a testament to our school system.

Mayor Rilling thanked the Common Council and Board of Education for providing such an education for the students. He added that teaching is a noble profession. He thanked the Common Council for working to support the Board of Education and the students.

June 21st is "Make Music Day" in Norwalk.

Mayor Rilling wished all fathers and those associated with fathers a happy Father's Day.

V. COUNCIL PRESIDENT

Mr. Livingston reminded everyone about the Plastic Bag Ban which takes effect on July 8, 2019.

A. GENERAL COUNCIL BUSINESS:

RESIGNATIONS AND APPOINTMENTS

RESIGNATIONS: There were none.

APPOINTMENTS: There were none.

REAPPOINTMENTS: There were none.

B. CONSENT CALENDAR:

**** MR. LIVINGSTON MOVED THE FOLLOWING CONSENT CALENDAR:**

VI.A.1, VII.A.1, VII.B.1, VII.B.3, VII.B.4, VII.B.5, VII.D.1, VII.D.2A, VII.D.2B, VII.D.3A, VII.D.3B, VII.D.4A, VII.D.4B, VII.D.5, VII.D.6A, VII.D.6B, VII.D.7A, VII.D.7B, VII.D.8, VII.D.9, VII.D.11A, VII.D.11B, VII.D.11C, VII.D.12A, VII.D.12B, VII.D.12C, VII.E.1

VI. REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS

A. CORPORATION COUNSEL

1. AUTHORIZATION TO SETTLE CLAIM: GOEDELE GUDET V. CITY OF NORWALK, ET AL., FST-CV-18-6034999-S EXECUTIVE SESSION

VII. COMMON COUNCIL COMMITTEES

A. ORDINANCE COMMITTEE

**1. APPROVE PROPOSED REVISIONS TO CHAPTER 32, CODE OF ETHICS:
§ 32-12(E)(1)(A) – REVIEW OF COMPLAINT § 32-12(E)(1)(B) –
APPOINTMENT OF INVESTIGATING PANEL § 32-12(E)(2)(C) –
INVESTIGATION OF PROBABLE CAUSE; CONFIDENTIALITY OF INITIAL
PROCEEDINGS**

B. PUBLIC WORKS COMMITTEE

1. AUTHORIZE THE PURCHASING AGENT TO ISSUE A PURCHASE ORDER TO ALTEC INDUSTRIES, INC. FOR THE PURCHASE OF AN AT37G BUCKET TRUCK FOR A SUM NOT TO EXCEED \$125,500.00. ACCOUNT NO. 09 20 4021 C0650

3. AUTHORIZE THE CITY TO ESTABLISH AN ACCOUNT FOR THE PAVING OF OAK HILLS PARK GOLF COURSE – CART PATH, UNDER PROJECT PM2019-1 PAVEMENT MANAGEMENT PROGRAM, ON BEHALF OF RECREATION AND PARKS. ACCOUNT NO. 09 18 6030 5777 C0588

4. AUTHORIZE THE CITY TO ESTABLISH ACCOUNTS FOR THE PAVING OF MAIN STREET PARKING LOT AND YANKEE DOODLE GARAGE BURNELL BLVD. ENTRANCE, UNDER PROJECT PM 2019-1 PAVEMENT MANAGEMENT PROGRAM, ON BEHALF OF THE NORWALK PARKING AUTHORITY. ACCOUNT NO. 09 18 4095 5777 C0303 09 19 4095 5777 C0303 09 20 4095 5777 C0303

5. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AMENDMENT TO PROJECT PM2019-1 PAVEMENT MANAGEMENT PROGRAM, FOR MISCELLANEOUS BOARD OF EDUCATION WORK FOR A SUM NOT TO EXCEED \$350,000. ACCOUNT NO. 09 19 5010 5777 C0516 09 20 5010 5777 C0516

C. FINANCE COMMITTEE

4. RESOLUTION: AUTHORIZE A SPECIAL CAPITAL APPROPRIATION TOTALING \$1,518,000 TO INCREASE THE AVAILABLE BALANCE IN BOARD OF EDUCATION ACCOUNT 09-19-5010-5777-C0618 TO FUND ADDITIONAL COSTS RELATED TO NEW CONSTRUCTION AT THE NORWALK GLOBAL ACADEMY SITE AND AUTHORIZE THE ISSUANCE OF \$1,518,000 GENERAL OBLIGATION BONDS OF THE CITY TO FUND SAID APPROPRIATION. *CONSENT TO TABLE*

D. LAND USE AND BUILDING MANAGEMENT COMMITTEE

1. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE A 5-YEAR AGREEMENT WITH ANDY FRAIN SERVICES, INC. TO PROVIDE SECURITY SERVICES AT THE NORWALK PUBLIC LIBRARY (1 BELDEN AVENUE AND 10 WASHINGTON STREET). FEES FOR EACH YEAR SHALL NOT EXCEED THE FOLLOWING:

**FY 2019–20: \$ 98,000 FY 2020–21: \$129,948 FY 2021–22: \$132,547
FY 2022–23: \$135,208 FY 2023–24: \$135,208 FUNDS ARE AVAILABLE IN
LIBRARY OPERATING BUDGET ACCOUNT 016200-5296**

2A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH MAGGIORE CONSTRUCTION INC. FOR THE BRIEN MCMAHON HIGH SCHOOL MARINE SCIENCE PATHWAY CONSTRUCTION PROJECT FOR A TOTAL NOT EXCEED \$532,366.00. FUNDS ARE AVAILABLE IN ACCT. #09205010 5777 C0651, #09205010 5777 C0587 AND #15725000-739-57

2B. AUTHORIZE NPS FACILITIES DEPT. TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$53,236.00.

3A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH THE MERCURY ELECTRIC, LLC DBA THE MERCURY GROUP FOR THE KENDALL ELEMENTARY SCHOOL PORTABLE AIR CONDITIONING AND ELECTRICAL PROJECT FOR A TOTAL NOT TO EXCEED \$138,089.00. FUNDS ARE AVAILABLE IN ACCT. #09205010 5777 C0652.

3B. AUTHORIZE THE NPS FACILITIES DEPT. TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$13,809.00.

4A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH KAFA GROUP, LLC FOR THE TRACEY ELEMENTARY SCHOOL CAFETERIA AND KITCHEN UPGRADE PROJECT FOR A TOTAL NOT EXCEED \$217,170.00. FUNDS ARE AVAILABLE IN ACCT. #09205010 5777 C0610.

4B. AUTHORIZE THE NPS FACILITIES DEPT. TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$21,717.00.

5. AUTHORIZE THE PURCHASING AGENT TO ISSUE A PURCHASE ORDER TO INSALCO CORPORATION FOR THE PURCHASE OF MONTESSORI FURNITURE FOR TWO MONTESSORI CLASSROOMS AT BROOKSIDE ELEMENTARY SCHOOL FOR A TOTAL NOT TO EXCEED \$40,773.60 FUNDS ARE AVAILABLE IN ACCOUNT. # 09205010 5777 C0654 UTILIZING STATE OF CONNECTICUT CONTRACT PRICING PER CONTRACT #16PSX0190.

6A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH SAL SABIA ELECTRIC CONTRACTORS, INC. FOR THE ROTON MIDDLE SCHOOL PORTABLE AIR CONDITIONING AND ELECTRICAL PROJECT FOR A TOTAL NOT EXCEED \$245,000.00. FUNDS ARE AVAILABLE IN ACCT. #09205010 5777 C0652.

6B. AUTHORIZE THE NPS FACILITIES DEPT. TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$24,500.00.

7A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH KAFA GROUP, LLC FOR THE WEST ROCKS MIDDLE SCHOOL CAFETERIA AND KITCHEN UPGRADE PROJECT FOR A TOTAL NOT EXCEED \$300,637.00. FUNDS ARE AVAILABLE IN ACCT. #09205010 5777 C0610.

7B. AUTHORIZE THE NPS FACILITIES DEPT. TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$30,064.00.

8. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH HYGENIX INC. TO PROVIDE ENVIRONMENTAL TESTING AND MONITORING SERVICES FOR HAZARDOUS MATERIALS REMEDIATION FOR THE PONUS RIDGE SCHOOL ADDITION AND RENOVATION PROJECT FOR A TOTAL NOT TO EXCEED \$75,000.00. ACCT. #09185010 5777 C0608

9. TECHNICAL CORRECTION: RESCIND COMMON COUNCIL ACTION OF MAY 14, 2019 ITEM VII, F. 6A AND 6B. TO CORRECT THE NAME OF THE COMPANY FROM “UNIVERSAL BUSINESS SERVICES, LLC” AND REPLACE WITH THE FOLLOWING: A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH UNIVERSAL BUILDING SERVICES, LLC FOR A TOTAL NOT TO EXCEED \$84,249.39. FUNDS ARE AVAILABLE FROM ACCOUNT 0914 4071 5777 C0439. B. AUTHORIZE THE OFFICE OF BUILDING MANAGEMENT TO ISSUE CHANGE ORDERS ON THE CONTRACT FOR A TOTAL NOT TO EXCEED \$8,424.00.”

11A. RESOLVED, THAT THE NORWALK FACILITIES CONSTRUCTION COMMISSION (NFCC) IS HEREBY ESTABLISHED AS THE BUILDING COMMITTEE WITH REGARD TO THE JEFFERSON ELEMENTARY SCHOOL, RENOVATE AS NEW PROJECT.

11B. RESOLVED, THAT THE NORWALK COMMON COUNCIL HEREBY AUTHORIZES AT LEAST THE PREPARATION OF SCHEMATIC DRAWINGS AND OUTLINE SPECIFICATIONS FOR THE JEFFERSON ELEMENTARY SCHOOL, RENOVATE AS NEW PROJECT

11C. RESOLVED, THAT THE CITY OF NORWALK COMMON COUNCIL AUTHORIZES THE CITY OF NORWALK BOARD OF EDUCATION TO APPLY TO THE COMMISSIONER OF ADMINISTRATIVE SERVICES AND TO ACCEPT OR REJECT A GRANT FOR THE JEFFERSON ELEMENTARY SCHOOL, RENOVATE AS NEW PROJECT.

12A. RESOLVED, THAT THE NORWALK FACILITIES CONSTRUCTION COMMISSION (NFCC) IS HEREBY ESTABLISHED AS THE BUILDING COMMITTEE WITH REGARD TO THE NEW COLUMBUS SCHOOL, NEW SCHOOL CONSTRUCTION.

12B. RESOLVED, THAT THE NORWALK COMMON COUNCIL HEREBY AUTHORIZES AT LEAST THE PREPARATION OF SCHEMATIC DRAWINGS AND OUTLINE SPECIFICATIONS FOR THE NEW COLUMBUS SCHOOL, NEW SCHOOL CONSTRUCTION.

12C. RESOLVED, THAT THE CITY OF NORWALK COMMON COUNCIL AUTHORIZES THE CITY OF NORWALK BOARD OF EDUCATION TO APPLY TO THE COMMISSIONER OF ADMINISTRATIVE SERVICES AND TO ACCEPT OR REJECT A GRANT FOR THE NEW COLUMBUS SCHOOL, NEW SCHOOL CONSTRUCTION.

E. PLANNING COMMITTEE

1. APPROVE THE 2019 APPLICATIONS FOR REFERRAL TO THE STATE FOR INCLUSION IN THE NAA TAX CREDIT PROGRAM.

**** MOTION PASSED UNANIMOUSLY**

VII. COMMON COUNCIL COMMITTEES

**** MR. LIVINGSTON MOVED TO SUSPEND THE RULES TO TAKE THE AGENDA OUT OF ORDER**

**** MOTION PASSED UNANIMOUSLY**

B. PUBLIC WORKS COMMITTEE

**** MR. IGNERI MOVED TO APPROVE THE FOLLOWING ITEM**

2. AUTHORIZE THE MAYOR, HARRY W. RILLING TO EXECUTE AN AGREEMENT WITH WOODARD & CURRAN IN THE AMOUNT OF \$350,000 TO PROVIDE ON-CALL PROFESSIONAL ENGINEERING SERVICES FOR STORM DRAINAGE SYSTEM EVALUATIONS IN ACCORDANCE WITH THE SCOPE OF SERVICES INCLUDED QUALIFICATIONS PROPOSAL DATED MAY 3, 2019 (COPY OF QUALIFICATIONS AVAILABLE UPON REQUEST). ACCOUNT NO. 09 13 4027 5777 C0425 09 16 4027 5777 C0425 09 19 4027 5777 C0425

Mr. Igneri explained the item. Mr. Anthony Carr said the purpose of this initiative is to identify areas they can work on. He added that the firm is very capable and believes in public outreach.

Mr. Kydes said that in the short amount of time Mr. Carr has been with the City, he has been able to put this plan in place. Mr. Livingston said he had the opportunity to go to one of the outreach meetings and was very impressed. Mr. Burnett said he has already seen improvements, specifically at Andrews Field. Mr. Corsello said that flooding is an acute problem. The City is addressing it as quickly and efficiently as possible. Mayor Rilling said that this is a critical time; this is one of Mr. Carr's areas of expertise.

**** MOTION PASSED UNANIMOUSLY**

D. LAND USE AND BUILDING MANAGEMENT

**** MR. LIVINGSTON MOVED TO TABLE THE FOLLOWING ITEMS**

10A. RESOLVED, THAT THE NORWALK FACILITIES CONSTRUCTION COMMISSION (NFCC) IS HEREBY ESTABLISHED AS THE BUILDING COMMITTEE WITH REGARD TO THE NORWALK GLOBAL ACADEMY SCHOOL, RENOVATE AS NEW.

10B. RESOLVED, THAT THE NORWALK COMMON COUNCIL HEREBY AUTHORIZES AT LEAST THE PREPARATION OF SCHEMATIC DRAWINGS AND OUTLINE SPECIFICATIONS FOR THE NORWALK GLOBAL ACADEMY SCHOOL, RENOVATE AS NEW.

10C. RESOLVED, THAT THE CITY OF NORWALK COMMON COUNCIL AUTHORIZES THE CITY OF NORWALK BOARD OF EDUCATION TO APPLY TO THE COMMISSIONER OF ADMINISTRATIVE SERVICES AND TO ACCEPT OR REJECT A GRANT FOR THE NORWALK GLOBAL ACADEMY SCHOOL, RENOVATE AS NEW.

Mr. Livingston said the purpose of tabling these items is because of the delay in receiving approval for the land swap. He added that the move to table these items has nothing to do with the debate of whether or not to build a new school or renovate the existing building as new.

**** MOTION PASSED UNANIMOUSLY**

C. FINANCE COMMITTEE

**** MR. BURNETT MOVE TO APPROVE THE FOLLOWING ITEM**

1. RESOLUTION: AUTHORIZE SPECIAL CAPITAL APPROPRIATION TOTALING \$3,488,000 TO INCREASE THE AVAILABLE BALANCE IN BOARD OF EDUCATION ACCOUNT 09-18-5010-5777-C0607 TO FUND CONSTRUCTION BUDGET SHORTFALLS FOR THE COLUMBUS AT ELY PROJECT AND AUTHORIZE THE ISSUANCE OF \$3,488,000 GENERAL OBLIGATION BONDS OF THE CITY TO FUND SAID APPROPRIATION.

Mr. Burnett explained the item. Mr. Hempstead said he supported this from day one. He said that building has a lot of pride and that he hates to see old buildings taken down. The renovation provides a good anchor for the neighborhood. Mr. Kydes said that a lot of parents asked him why both projects were not being done at once. They did not realize how one project impacts the other.

**** MOTION PASSED UNANIMOUSLY**

**** MR. BURNETT MOVED TO APPROVE THE FOLLOWING ITEM**

2. RESOLUTION: AUTHORIZE A SPECIAL CAPITAL APPROPRIATION TOTALING \$5,453,000 TO INCREASE THE AVAILABLE BALANCE IN BOARD OF EDUCATION ACCOUNT 09-19-5010 5777-C0619 TO FUND CONSTRUCTION BUDGET SHORTFALLS FOR THE JEFFERSON SCHOOL AND AUTHORIZE THE ISSUANCE OF \$5,453,000 GENERAL OBLIGATION BONDS OF THE CITY TO FUND SAID APPROPRIATION.

Mr. Burnett reviewed the item.

**** MOTION PASSED UNANIMOUSLY**

**** MR. BURNETT MOVED TO APPROVE THE FOLLOWING ITEM**

3. RESOLUTION: AUTHORIZE A SPECIAL CAPITAL APPROPRIATION TOTALING \$4,653,000 TO INCREASE THE AVAILABLE BALANCE IN BOARD OF EDUCATION ACCOUNT 09-19-5010-5777-C0618 TO FUND CONSTRUCTION BUDGET SHORTFALLS FOR THE NORWALK GLOBAL ACADEMY SITE AND AUTHORIZE THE ISSUANCE OF \$4,653,000 GENERAL OBLIGATION BONDS OF THE CITY TO FUND SAID APPROPRIATION.

Mr. Burnett reviewed the item.

**** MOTION PASSED UNANIMOUSLY**

**** MR. BURNETT MOVED TO APPROVE THE FOLLOWING ITEM**

5. RESOLUTION: AUTHORIZE THE REDUCTION IN APPROPRIATIONS FOR THE FOLLOWING PROJECTS: 09-18-5010-5777-C0610, FACILITIES MASTER PLAN BY \$2,444,574; 09-19-5010-5777-C0610, FACILITIES MASTER PLAN BY \$7,423,426; 09-205010-5777-C0610, FACILITIES MASTER PLAN BY \$2,000,000; AND 09-17-5010-5777-C0585, FACILITIES ASSESSMENT STUDY IM BY \$579,000.

Mr. Burnett explained the item.

**** MOTION PASSED UNANIMOUSLY**

**** MR. BURNETT MOVED TO APPROVE THE FOLLOWING ITEM**

6. RESOLUTION: AUTHORIZE THE CLOSURE OF THE FOLLOWING BOARD OF EDUCATION PROJECTS: 09-16-5010-5777-C0565, DISTRICT BUILDING MANAGEMENT SYSTEM WITH AVAILABLE BALANCE OF \$500,000; 09-17-5010-5777-C0565, DISTRICT BUILDING MANAGEMENT SYSTEM WITH AVAILABLE BALANCE OF \$500,000; 09-16-5010-5777-C0567, DISTRICT FIRE ALARM SYSTEM WITH AVAILABLE BALANCE OF \$50,000; 09-05-5010-5778-C0237, SCHOOLS FOR THE NEW MILLENNIUM WITH AVAILABLE BALANCE OF \$84,000; 09-04-5010-5778 C0237, SCHOOLS FOR THE NEW MILLENNIUM WITH AVAILABLE BALANCE OF \$13,000.

Mr. Burnett explained this item.

**** MOTION PASSED UNANIMOUSLY**

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

There were none.

X. SUSPENSION OF RULES

There were none.

XI. ADJOURNMENT

**** MS. MELENDEZ MOVED TO ADJOURN**

**** MOTION PASSED UNANIMOUSLY**

There was no further business and the meeting was unanimously adjourned at 8:14 p.m.

ATTEST _____

Donna King, City Clerk