

**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 7:34 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. Colin Hosten Ms. Barbara Smyth	Mr. Michael Corsello Mr. Nicholas Sacchinelli
District A:	Ms. Eloisa Melendez	Mr. Chris Yerinides
District B:	Ms. Darlene Young	Mr. Ernest Dumas
District C:	Mr. John Kydes	
District D:	Mr. Douglas Hempstead	Mr. George Tsiranides
District E:	Mr. John Ignéri	Mr. Thomas Livingston

At Roll Call there were fourteen (14) Common Council members present and one (1) absent Ms. Seigelbaum)

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

**II. ACCEPTANCE OF MINUTES**

Special Meeting: October 8, 2019

**\*\* MR. IGNERI MOVED TO ACCEPT THE MINUTES AS PRESENTED**

**\*\* MOTION PASSED WITH THREE (3) ABSTENTIONS (MR. CORSELLO, MR. SACCHINELLI AND MR. YERINIDES)**

### **III. PUBLIC PARTICIPATION**

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

Mr. Gus Salvidis spoke in support of the installation of the Pontian Society of Norwalk's memorial monument at Freese Park. He said they have been planning this memorial monument for many years. He said they were willing to incur all costs associated with the installation of this monument. He added that there were concerns expressed about the location, but it is out of the way; in addition, they scaled down the size as recommended.

Mr. Bill Kydes spoke in support of the installation of the Pontian Society of Norwalk's memorial monument at Freese Park. He said they have a great relationship with the City.

Mr. Andres Sivides spoke in support of the installation of the Pontian Society of Norwalk's memorial monument at Freese Park. He said that it is all about tradition. They are looking for the monument to be close to their Club and near the path of members of the Greek community.

Mr. Bill Komensitis spoke in support of the installation of the Pontian Society of Norwalk's memorial monument at Freese Park. He said that 80% of the Greeks in Norwalk are of this heritage. It is important for them to continue this for their kids and grandchildren.

Mr. Teddy Geobutas spoke in support of the installation of the Pontian Society of Norwalk's memorial monument at Freese Park. He said that people today want to know about their culture. He added that we live in a country where people from all over the world live together.

Mr. George Silvidis spoke in support of the installation of the Pontian Society of Norwalk's memorial monument at Freese Park. He said he has been involved in the Society since its creation in 1981-1982. Most of these people began coming here in 1908-1909. They began planning this monument in 2006.

### **IV. MAYOR**

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

RESIGNATIONS:       There were none this evening.

APPOINTMENTS:

**\*\* MR. HOSTEN MOVED TO APPROVE THE FOLLOWING APPOINTMENT**

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**JUDITH BACAL, HISTORICAL COMMISSION**

Mr. Hosten spoke in support of this appointment.

**\*\* MOTION PASSED UNANIMOUSLY**

REAPPOINTMENTS: There were none this evening.

**MAYOR'S REMARKS:**

Mayor Rilling recognized the Norwalk Revolution 15U for their 2019 Babe Ruth World Series Championship Title in Bismarck, ND. He also recognized and thanked the adults involved. Mayor Rilling presented the team members and coaches an individual certificate. Common Council members added their congratulations and also recognized the dedicated families.

**V. COUNCIL PRESIDENT**

B. CONSENT CALENDAR:

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

V.A.1, VI.A.1, VI.A.2, VII.A.1a, VII.A.1b, VII.A.2a, VII.A.2b, VII.A.3, VII.A.4, V.A.5a, VII.A.5b, VII.B.1, VII.C.1, VII.D.1, VII.D.2, VII.D.3, VII.D.4, VII.E.1, VII.E.3, VII.E.4, VII.E.5, VII.F.1a, VII.F.1b, VII.F.3, VII.G.1, VII.G.2, VII.G.3a, VII.G.3b, VII.G.4, VII.G.5a, VII.G.5b, VII.H.1, VII.H.2, VII.H.3, VII.H.5a, VII.H.5b, VII.H.6

**VI. REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS**

A. CORPORATION COUNSEL

1. Authorization for discussion: Frank Salazar v. City of Norwalk EXECUTIVE SESSION
2. Authorization to Settle Claim: Judy Hartog v. City of Norwalk, FST-CV-16-6028529-S EXECUTIVE SESSION

**VII. COMMON COUNCIL COMMITTEES**

**A. HEALTH, WELFARE AND PUBLIC SAFETY COMMITTEE**

**1A. AUTHORIZE THE PURCHASING AGENT, SHARON CONNORS, TO EXECUTE A PURCHASE ORDER ON BEHALF OF THE POLICE DEPARTMENT TO FIRST PRIORITY GROUP (FPG) FOR THE PURCHASE**

**OF AN EMERGENCY SERVICES COMMAND VEHICLE, AS PER SOLE SOURCE PROCUREMENT REQUEST, FOR AN AMOUNT NOT TO EXCEED \$129,500.00. ACCOUNT # 0917301 5777 AND 030000 2660.**

**1B. AUTHORIZE THE POLICE CHIEF, THOMAS KULHAWIK, TO EXECUTE CHANGE ORDER(S) TO THE ABOVE CONTRACT NOT TO EXCEED \$6,500.00. ACCOUNT # 0917301 5777 AND 030000 2660.**

**2A. AUTHORIZE THE PURCHASE AGENT, SHARON CONNORS, TO EXECUTE A PURCHASE ORDER ON BEHALF OF THE POLICE DEPARTMENT TO SUPERIOR K-9 SERVICES FOR THE PURCHASE AND TRAINING OF TWO POLICE DOGS FOR AN AMOUNT NOT TO EXCEED \$31,500.00. ACCOUNT # 030000 2664.**

**2B. AUTHORIZE THE POLICE CHIEF, THOMAS KULHAWIK, TO EXECUTE CHANGE ORDER(S) ON TO THE ABOVE PURCHASE NOT TO EXCEED, \$1,750.00. ACCOUNT # 030000 2664.**

**3. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN FEDERAL CORRECTIONAL INSTITUTE – DANBURY, CT, FEDERAL BUREAU OF PRISONS, UNITED STATES DEPARTMENT OF JUSTICE AND THE NORWALK POLICE DEPARTMENT, NORWALK, CT FOR THE PURPOSE OF PERMITTING THE NORWALK POLICE DEPARTMENT TO USE THE FIRING RANGES, TRAINING BUILDING AND PARKING AREA FOR TRAINING PURPOSES, IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE MOU.**

**4. AUTHORIZE THE MAYOR HARRY W. RILLING, UPON RECOMMENDATION AND ADVICE BY THE CITY OF NORWALK CORPORATION COUNSEL AND/OR ASSISTANT CORPORATION COUNSEL, TO ENTER INTO NO CHARGE AGREEMENTS FOR USE AND ACCESS OF PRIVATE PROPERTY LOCATED IN THE CITY OF NORWALK FOR POLICE TRAINING PURPOSES THROUGH THE THIRD TUESDAY OF NOVEMBER 2021. SEE ENCLOSED MEMORANDUM OF THOMAS KULHAWIK DATED SEPTEMBER 4, 2019.**

**5A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO APPLY FOR AND ACCEPT GRANT FUNDS FROM LEDGE LIGHT HEALTH DISTRICT IN THE AMOUNT OF \$63,288 FOR THE PERIOD BEGINNING JULY 1, 2019 THROUGH JUNE 30, 2020 FOR PUBLIC HEALTH EMERGENCY PREPAREDNESS.**

**5B. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AND ANY AND ALL AGREEMENTS, DOCUMENTS, INSTRUMENTS OR AMENDMENTS AS MAY BE NECESSARY TO IMPLEMENT THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FOR THE PERIOD BEGINNING JULY 1, 2019 THROUGH JUNE 30, 2020.**

**B. PERSONNEL COMMITTEE**

**1. APPROVAL OF AND VOTE ON RATE OF PAY CHANGE FOR TOWN CLERK.**

**C. PLANNING COMMITTEE**

**1. CERTIFIED RESOLUTION OF THE NORWALK COMMON COUNCIL 2019-2029 PLAN OF CONSERVATION & DEVELOPMENT (CITYWIDE PLAN)**

**WHEREAS, THE COMMON COUNCIL OF THE CITY OF NORWALK MET ON SEPTEMBER 24, 2019 AND UNANIMOUSLY ADOPTED THE NORWALK CITYWIDE PLAN: 2019-2029, PLAN OF CONSERVATION AND DEVELOPMENT, WITH MODIFICATIONS.**

**WHEREAS, ADDITIONAL MODIFICATIONS WERE SUBMITTED BY THE HARBOR MANAGEMENT COMMISSION THAT WERE NOT REVIEWED BY THE COMMON COUNCIL.**

**WHEREAS, THE ADDITIONAL MODIFICATIONS WERE ALSO SUBMITTED TO CT DEEP FOR REVIEW AND CT DEEP DETERMINED THAT THE PROPOSED MODIFICATIONS WERE ACCEPTABLE FOR INCLUSION IN CHAPTER 9.**

**WHEREAS, PLANNING AND ZONING STAFF ALSO REVIEWED THE PROPOSED MODIFICATIONS AND ALSO DETERMINED THAT THEY WERE ACCEPTABLE AND RECOMMENDS THEIR INCLUSION IN THE PLAN.**

**WHEREAS, THE COMMON COUNCIL OF THE CITY OF NORWALK MET ON OCTOBER 22, 2019 AND ADOPTED THE FOLLOWING RESOLUTION UNANIMOUSLY.**

**(1) THEREFORE, BE IT RESOLVED, THAT THE COMMON COUNCIL OF THE CITY OF NORWALK RECOMMENDS ADOPTION OF THE MODIFIED CHAPTER 9 FOR INCLUSION IN THE NORWALK CITYWIDE PLAN: 2019-2029, PLAN OF CONSERVATION AND DEVELOPMENT.**

**(2) BE IT FURTHER RESOLVED, THAT THE COMMON COUNCIL AUTHORIZES MAYOR HARRY RILLING TO SIGN THE NORWALK CITYWIDE PLAN: 2019-2029, PLAN OF CONSERVATION AND DEVELOPMENT, AFTER: A. THE PLANNING COMMISSION HAS INCORPORATED THE MODIFICATIONS APPROVED BY THE COMMON COUNCIL ON SEPTEMBER 24, 2019 AND THE MODIFIED CHAPTER 9; AND B. THE PLANNING COMMISSION HAS APPROVED THE PLAN.**

**(3) BE IT FURTHER RESOLVED THAT THE NORWALK CITYWIDE PLAN: 2019-2029, PLAN OF CONSERVATION AND DEVELOPMENT, BE EFFECTIVE UPON THE SIGNATURE OF THE MAYOR.**

**D. FINANCE COMMITTEE**

**1. ACCEPT AND APPROVE THE REPORT OF THE CLAIMS COMMITTEE DATED: OCTOBER 10, 2019.**

**2. FOR INFORMATIONAL PURPOSES ONLY: NARRATIVE ON TAX COLLECTIONS DATED OCTOBER 10, 2019.**

**3. FOR INFORMATIONAL PURPOSES ONLY: MONTHLY TAX COLLECTOR'S REPORT DATED: SEPTEMBER 2019.**

**4. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT, WITH ACI WORLDWIDE/OFFICIAL PAYMENTS CORPORATION ("OPAY"), FOR THE PURPOSE OF OPAY SUPPLYING ELECTRONIC BILL PAY SERVICES FOR THE TOWN CLERK NEW VISION SYSTEM, IN ACCORDANCE WITH THE TERMS AND CONDITIONS SET FORTH IN THE AGREEMENT.**

**E. PUBLIC WORKS COMMITTEE**

**1. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORWALK AND THE OWNER OF THE PROPERTY IDENTIFIED AS #8 MARGARET STREET, NORWALK, CT. 06851 (AGUDOW SERGE A), TO ESTABLISH A RIGHT OF ENTRY, FOR THE PURPOSE OF REPLACING THE STORM PIPE, UNDERNEATH THEIR DRIVEWAY, FOR LIABILITY AND MAINTENANCE PURPOSES, SUBJECT TO SECTION 8-24 OF THE STATE STATUTES, IF REQUIRED.**

**3. AUTHORIZE THE PURCHASING AGENT TO ISSUE A SOLE SOURCE PURCHASE ORDER TO CARGILL SALT, ROAD SAFETY FOR TREATED ROAD SALT FOR SNOW AND ICE CONTROL, PRICING NOT TO EXCEED**

**\$85.00 PER TON FOR NORMAL AND AFTER-HOUR DELIVERIES  
EFFECTIVE FOR THE 2019-20 WINTER SEASON. ACCOUNT NO. 01 40 25  
5322**

**4. AUTHORIZE THE CHIEF OF OPERATIONS AND PUBLIC WORKS,  
ANTHONY CARR, TO ADD ORDERS ON CONTRACT, TO THE PROJECT PM  
2019-2 PERMANENT ROADWAY REPAIRS AND SURFACE RESTORATION,  
FOR AN AMOUNT NOT TO EXCEED \$35,000, FOR THE PURPOSE OF  
INSTALLING FLEXI-PAVE AROUND APPROXIMATELY 52 TREES, IN THE  
RAYMOND AND DAY STREET AREA. ACCOUNT NO. 09 17 0910 5777 C0560  
09 17 0910 579G C0560 09 17 0910 579F C0560**

**5. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN  
AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF NORWALK  
AND TIGHE & BOND, FOR CONSTRUCTION INSPECTION SERVICES,  
WHICH INCREASES THE VALUE OF THE CONTRACT, BY AN AMOUNT,  
NOT TO EXCEED \$434,000. ACCOUNT NO. 010000-2365 030000-2602  
091540275777C0440 091740275777C0440 091840275777C0440  
091940275777C0425**

**F. RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE**

**1A. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN  
AGREEMENT WITH RALLYE FOR PANCREATIC CANCER FOR THE USE  
OF CALF PASTURE BEACH FOR THEIR CAR SHOW/COMMUNITY EVENT  
TO BE HELD SUNDAY, MAY 17, 2020 FROM 10:00 AM – 5:00 PM. SET UP TO  
BEGIN AT 7:00 AM WITH TEAR DOWN NO LATER THAN 6:00 PM ON  
SUNDAY, MAY 17, 2020. ESTIMATED ATTENDANCE 500**

**1B. APPROVE THE USE OF THE SHOW MOBILE BY THE RALLYE FOR  
PANCREATIC CANCER FOR THEIR CAR SHOW/COMMUNITY EVENT TO  
BE HELD SUNDAY, MAY 17, 2020 FROM 10:00 AM – 5:00 PM.**

**3. RESCIND ITEM NO. VII.A.1A ON THE COMMON COUNCIL AGENDA OF  
SEPTEMBER 24, 2019, WHICH READS AS FOLLOWS:**

**1A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO ENTER INTO AN  
AGREEMENT WITH A.V. TUCHY, INC. FOR PROJECT #3948 WINDOW  
AND DOOR REPLACEMENT AT RIPKA'S BEACH CAFÉ – CALF PASTURE  
BEACH NOT TO EXCEED \$104,940.00. ACCOUNT #S 0920-6030-5777-C0365  
(\$95,000) AND 0918-6030-5777-C0365 (\$9,940).**

**NEW ACTION AUTHORIZATION REQUEST:**

**AUTHORIZE THE MAYOR, HARRY W. RILLING, TO ENTER INTO AN AGREEMENT WITH A.V. TUCHY, INC. FOR PROJECT #3948 WINDOW AND DOOR REPLACEMENT AT RIPKA'S BEACH CAFÉ – CALF PASTURE BEACH NOT TO EXCEED \$108,160.00. ACCOUNT #'S 0920-6030-5777-C0365 (\$95,000.00) AND 0918-6030-5777-C0365 (13,160.00).**

**G. ORDINANCE COMMITTEE**

**1. APPROVE PROPOSED REVISION TO CHAPTER 20, BIKE WALK/ADVISORY COMMISSION • § 20-1(B) – COMPOSITION; APPOINTMENT; TERMS; VACANCIES; COMPENSATION**

**2. APPROVE NEW SECTION TO CHAPTER 26, BUILDING CODE • § 26-6(B) – FEES**

**3A. APPROVE REVISION TO CHAPTER 21, BILLBOARDS AND SIGNS • § 21-2(A) – PERMIT OBTAINED FROM BUILDING INSPECTOR**

**3B. APPROVE NEW SECTION TO CHAPTER 21, BILLBOARDS AND SIGNS • § 21-2(B) – PERMIT OBTAINED FROM BUILDING INSPECTOR**

**4. APPROVE REVISIONS TO CHAPTER 95, STREETS AND SIDEWALKS • § 95-1 – DEFINITIONS • § 95-5 – LITTERING PROHIBITED • § 95-7 – GRASS AND WEEDS • § 95-10 – SNOW AND ICE REMOVAL FROM SIDEWALKS AND DRIVEWAYS**

**5A. APPROVE REVISION TO CHAPTER 95A, ILLEGAL DUMPING • § 95A-3(A) – LITTERING AND ILLEGAL DUMPING PROHIBITED**

**5B. APPROVE NEW SECTION TO CHAPTER 95A, ILLEGAL DUMPING • § 95A-3(B) – LITTERING AND ILLEGAL DUMPING PROHIBITED**

**H. LAND USE AND BUILDING MANAGEMENT COMMITTEE**

**1. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO ENTER INTO AN AGREEMENT WITH TIGHE & BOND, INC. FOR ENVIRONMENTAL ENGINEERING SERVICES FOR THE MARITIME AQUARIUM FUNCTIONAL REPLACEMENT PROJECT TO INCLUDE SOIL MONITORING SERVICES (NOT TO EXCEED \$98,000) AND HAZARDOUS BUILDING MATERIAL ABATEMENT MONITORING SERVICES (NOT TO EXCEED \$20,000) FOR A TOTAL NOT TO EXCEED \$118,000. FUNDS ARE AVAILABLE IN THE MARITIME AQUARIUM FUNCTIONAL REPLACEMENT PROJECT. ACCT. #0919 4031 5799 C0635”**



**2. AUTHORIZE THE PURCHASING AGENT TO ISSUE PURCHASE ORDER(S) WITH CONNECTICUT MATERIALS TESTING LABS, INC. FOR THE MARITIME AQUARIUM FUNCTIONAL REPLACEMENT PROJECT FOR A TOTAL NOT TO EXCEED \$125,270.00. FUNDS ARE AVAILABLE IN MARITIME AQUARIUM FUNCTIONAL REPLACEMENT ACCT. #09194031 5799 C0635**

**3. AUTHORIZED THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AMENDMENT TO CONSTRUCTION SOLUTIONS GROUP, LLC'S CONTRACT FOR PROGRAM MANAGEMENT SERVICES FOR SCHOOL CONSTRUCTION PROJECTS TO ALLOCATE JEFFERSON SCHOOL SERVICES TO THE JEFFERSON SCHOOL CAPITAL BUDGET ACCOUNT FOR A TOTAL NOT TO EXCEED \$418,553.00 ACCT. #09205010 5777 C0619**

**5A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH ALDEN BAILEY RESTORATION CORPORATION FOR THE LOCKWOOD MATHEWS MANSION MUSEUM VERANDA ROOF RESTORATION PROJECT FOR A TOTAL NOT TO EXCEED \$209,880.00 ACCT #0918/19/206310 5777 C0092**

**5B. AUTHORIZE THE HISTORICAL COMMISSION TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$20,988.00.**

**6. AUTHORIZED THE MAYOR, HARRY W. RILLING TO EXECUTE A NEGATIVE PLEDGE AND RESTRICTIVE LAND COVENANT ON LOCKWOOD MATHEWS MANSION, AND THE LAND UPON WHICH IT SITS, IN FAVOR OF THE STATE OF CONNECTICUT, AS REQUIRED UNDER THE TERMS OF THE \$5,000,000 FINANCIAL ASSISTANCE GRANT BY THE STATE OF CONNECTICUT TO THE LOCKWOOD MATHEWS MANSION MUSEUM OF NORWALK, INC.**

**\*\* MOTION PASSED UNANIMOUSLY**

## **VII. COMMON COUNCIL COMMITTEES**

### **E. PUBLIC WORKS COMMITTEE**

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

**2. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AMENDMENT TO THE WOODARD & CURRAN AGREEMENT DATED AUGUST 12, 2019 TO PROVIDE ON-CALL PROFESSIONAL ENGINEERING SERVICES FOR THE STORM DRAINAGE SYSTEM EVALUATION IN ACCORDANCE WITH SCOPE OF SERVICES INCLUDED QUALIFICATIONS**

**PROPOSAL DATED SEPTEMBER 27, 2019 (COPY OF INCLUDED) FOR A  
SUM NOT TO EXCEED \$250,000.00. ACCOUNT NO. 09 19 4027 5777 C0425**

Mr. Igneri spoke about the item and said he wanted to praise the Public Works department. He noted that around 46 streets in Norwalk have flooding problems. He announced a public forum that will take place on November 20<sup>th</sup> and 21<sup>st</sup>.

Mayor Rilling congratulated Mr. Carr who has a background in flood mitigation. He also gave this Council and Mr. Carr credit for recognizing that something had to be done about flooding.

**\*\* MOTION PASSED UNANIMOUSLY**

**F. RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE**

**\*\* MR. CORSELLO MOVED TO APPROVE THE FOLLOWING ITEM:**

**2. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE PONTIAN SOCIETY OF NORWALK FOR THE INSTALLATION OF THEIR MEMORIAL MONUMENT AT FREESE PARK. AGREEMENT TO BE EXECUTED BY CORPORATION COUNCIL. THE PONTIAN SOCIETY OF NORWALK WILL BE RESPONSIBLE FOR ALL COSTS RELATED TO MOVING AND STORING THE MEMORIAL MONUMENT FOR ANY PARK RENOVATIONS RECOMMENDED BY THE CURRENT FREEZE PARK MASTER PLAN.**

Mr. Corsello explained the item and noted that it has been approved by the Arts Commission. He thanked the members of the Pontian Society and said the City should accept this monument, but not at Freese Park. He said placing in there was not consistent with the Master Plan that was approved in 2017. He said he was concerned that Freese Park is small and the monument would take up programmable space.

Mr. Hempstead said it was a wonderful monument, but was concerned about having it in Freese Park. He said he wished more time was taken to look at other locations. He said he was not opposed to the monument, but would like to look at other locations. He said his vote is not against the Pontian Society, but the monument does not match what is envisioned for Freese Park.

Mr. Kydes expressed his appreciation for the concessions made regarding the monument and said he supported its location at Freese Park. He said that location was recommended by the firm that created the Master Plan. In addition, the design has been approved by the Parks and Recreation Committee and the Arts Commission.

Mr. Kydes talked about the Greek genocide and said many resident's families were impacted by that.

Mr. Tsiranides said that even though the location may not be ideal, 2020 is significant. Although the Greek genocide lasted 400 years, 2020 is the 100<sup>th</sup> anniversary of the Greek genocide of 1920. Many residents had ancestors who perished in the Greek genocide.

Mr. Yerinides said he was not originally in favor of placing the monument in Freese Park because he spends a lot of time there at open mikes. He said he thought it would impede any activities there. He said he wants to be strategic going forward, but it is not fair to penalize them because there are no rules in place.

Ms. Smyth said she supports the monument, but is specifically concerned about the location. Recently the Hungarian monument was moved and she questioned whether or not it would be right to allow this monument at Freese Park if they do not allow others.

**\*\* MR. KYDES MOVED THAT THE PONTIAN SOCIETY OF NORWALK WILL BE RESPONSIBLE FOR ALL COSTS RELATED TO MOVING AND STORING THE MEMORIAL MONUMENT FOR ANY PARK RENOVATIONS RECOMMENDED BY THE CURRENT FREESE PARK MASTER PLAN**

Ms. Young asked if there were any plans to make Heritage Park ADA compliant. Mayor Rilling said eventually, it will have to be ADA compliant.

Mr. Kydes said he understood that the City absorbed the cost to move the Hungarian monument. Mr. Hempstead said that he would hope that with enough foresight, they would not have to move the monument.

**\*\* THE AMENDMENT PASSED WITH ONE (1) VOTE IN OPPOSITION (MR. HEMPSTEAD) AND ONE (1) ABSTENTION (MR. HOSTEN)**

Mr. Hosten explained his abstention. He said they should think about having monuments not just at Heritage Park for public view and appreciation. He said he wants to be sure that the location for this monument is structurally sound.

Mr. Roberts, Director of Parks and Recreation explained that the benefit of placing the monument at Freese Park now is that they can do all the engineering.

Mayor Rilling said he has been meeting with George and Gus and they proposed this for some time. They have been patient and flexible.

Mr. Hempstead said Heritage Park is hard to get to also, and suggested there could be rotating monuments.

**\*\* MOTION AS AMENDED PASSED WITH FOUR (4) VOTES IN OPPOSITION (MR. HEMPSTEAD; MR. DUMAS; MR. LIVINGSTON AND MS. YOUNG)**

H. LAND USE AND BUILDING MANAGEMENT COMMITTEE

**\*\* MR. LIVINGSTON MOVED THE FOLLOWING ITEMS:**

**4A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH NEWFIELD CONSTRUCTION, INC. AS THE CONSTRUCTION MANAGER (CM) FOR THE NORWALK HIGH SCHOOL WOOD PANELING AND WOOD DOOR REPLACEMENT PROJECT, TO ACCEPT THE GUARANTEED MAXIMUM PRICE (GMP) IN THE AMOUNT OF \$1,609,335.00. FUNDS ARE AVAILABLE IN ACCT. #0918/195010 5777 C0610.**

**4B. AUTHORIZE THE NFCC TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$160,933.00.**

Mr. Livingston explained the items. Mr. Hempstead spoke in opposition and said there were other things to spend \$1.6 million on.

**\*\* MOTION PASSED WITH ONE (1) VOTE IN OPPOSITION (MR. HEMPSTEAD) AND ONE (1) ABSTENTION (MS. YOUNG)**

**VI. REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS**

A. GENERAL COUNCIL BUSINESS:

**\*\* MR. HEMPSTEAD MOVED TO GO INTO EXECUTIVE SESSION TO DISCUSS THE FOLLOWING ITEM**

**1. DISCUSSION REGARDING LITIGATION TITLED, CITY OF NORWALK AND CITY OF NORWALK REDEVELOPMENT AGENCY VS. ILSR OWNERS, LLC AND WALL ST OPPORTUNITY FUND, LLC, WHICH IS CURRENTLY PENDING IN THE STAMFORD-NORWALK JUDICIAL DISTRICT AT STAMFORD**

**\*\* MOTION PASSED UNANIMOUSLY**

The public was excused from the Common Council chambers and the Common Council members went into Executive Session at 8:49 p.m.

The Common Council members came out of Executive Session at 9:12 p.m.

During the Executive Session no motions were made and no votes were taken.

**\*\* MR. HEMPSTEAD MOVED TO APPROVE THE CORPORATION COUNSEL TO EXECUTE PROPOSED STIPULATION FOR JUDGEMENT ON BEHALF OF THE CITY**

**\*\* MOTION PASSED UNANIMOUSLY**

**X. 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 9:14 p.m.

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