

**COMMON COUNCIL
NORWALK, CONNECTICUT**

**NOVEMBER 25, 2008
8:00 P.M. EST COUNCIL CHAMBERS**

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.

CALL TO ORDER

Mayor Moccia called the meeting to order at 8:14 p.m. and led the assembly in the Pledge of Allegiance.

Mayor Moccia then asked for a moment of silence for Norwalk’s WWII Serviceman Martin Troy. Staff Sgt. Troy was reported missing in action on June 30, 1944, following a plane crash while returning from a mission. His remains were discovered in Hungary and returned to the United States where they were interred in Arlington Cemetery on November 20, 2008 with full military honors.

ROLL CALL

Ms. Roman called the roll.

| | |
|---------------------|-------------------|
| Fred Bondi | Amanda Brown |
| Michael Geake | Richard McQuaid |
| Douglas Sutton | Richard Bonenfant |
| Steven Serasis | Carvin Hilliard |
| Laurel Lindstrom | William Krummel |
| Rev. Phyllis Bolden | Douglas Hempstead |
| Kelly Straniti | Andrew T. Conroy |
| Nicholas Kydes | |

There were fifteen members (15) present and no members absent.

ACCEPTANCE OF MINUTES

Regular meeting – November 12, 2008

**** MR. GEAKE MOVED THE MINUTES OF NOVEMBER 12, 2008.**

The following correction was noted:

Page 1, Under **ACCEPTANCE OF MINUTES FOR OCTOBER 28, 2008**, please change the following motion from:

**** MR. GEAKE MOVED THE MINUTES OF THE REGULAR MEETING OF OCTOBER 28, 2008.**

**** THE MOTION PASSED WITH TWELVE IN FAVOR (BOND, BROWN, GEAKE, MCQUAID, SUTTON, BONENFANT, SERASIS, HILLIARD, BOLDEN, HEMPSTEAD, STRANITI AND CONROY) AND TWO ABSTENTIONS (KRUMMEL AND LINDSTROM)**

TO:

**** MS. LINDSTROM MOVED THE MINUTES OF THE REGULAR MEETING OF OCTOBER 28, 2008.**

**** THE MOTION PASSED WITH TWELVE IN FAVOR (BOND, BROWN, GEAKE, MCQUAID, SUTTON, BONENFANT, SERASIS, HILLIARD, BOLDEN, HEMPSTEAD, STRANITI, LINDSTROM AND CONROY) AND ONE ABSTENTION (KRUMMEL).**

Mr. Krummel objected to the wording of the motion for the final vote on the Board of Education Contract. Discussion then followed about this issue.

**** MR. KYDES MOVED TO TABLE THE ACCEPTANCE OF THE MINUTES OF NOVEMBER 12, 2008 TO THE NEXT MEETING.**

**** THE MOTION PASSED UNANIMOUSLY.**

PUBLIC PARTICIPATION

Mr. Robert Burgess of 37 Brooklawn Avenue came forward. He said that he was present to speak on two issues. He said that as President of District B, he was present in support of Rev. Bolden.

He said that Ward B had filed an FOI compliant and that he wished to thank Atty. Spahr for his mediation in the matter.

Ms. Mary Beth Becker of Wilton Avenue came forward and said that she read the Audacity of Hope by Mr. Obama. She then quoted a passage from the book and encouraged everyone to work together.

IV. MAYOR

A. RESIGNATIONS AND APPOINTMENTS

Resignations: There were no resignations to consider at this time.

Appointments: Joseph Santo – Zoning Board of Appeals

**** MR. KYDES MOVE TO APPROVE MR. SANTOS TO THE ZBA**

Mr. Krummel said that he would have to vote against Mr. Santo for the ZBA. He went on to explain the reasons why he objected to Mr. Santo being appointed. He stated that he was concerned that Mr. Santo was a Republican and was replacing a Democrat and that the balance on the Board would be unequal.

Mayor Moccia said that he did not know where the reports were coming from but when Mr. Santo was on the ZBA, the problems that arose did not involve Mr. Santo. He pointed out that the constant refrain about party affiliation was not accurate because the majority of the Democrats on the Boards and Commission.

Mr. Krummel then said that he had letters about Mr. Santo and would not be revealing the names of the authors because they were afraid of retaliation. Mayor Moccia said that he often received letters from residents who object to this person or that. Ms. Lindstrom said that she also had some concerns about the appointment.

Mr. Hempstead said that he had concerns about members impugning candidates who are not present to defend themselves. He pointed out that if a vetting process was to be used that it would have to be used for every candidate. He said that it was important not to make it personal. Mr. Hempstead said that he had worked with Mr. Santo in the past when he was on the Council and there had not been a problem.

Mr. Serasis said that he had concerns about the recent unanimous ZBA election a month ago of Ann Carbone as Chairman. He then asked why Mayor would replace someone who was unanimously appointed as Chair. The Mayor said that the previous mayors had decided who to reappoint and who not to reappoint. He also cautioned everyone that while they may disagree with decisions, the Council Members are not Zoning lawyers.

Mr. Conroy said that while he served with Mr. Santo, he was a very conscious member of the Board and encouraged everyone to become familiar with the codes and procedures.

**** MR. GEAKE MOVED TO TABLE THE APPOINTMENT TO THE NEXT MEETING IN ORDER TO ALLOW THE QUESTIONS RAISED BY THE COUNCIL MEMBERS TO BE ANSWERED.**

**** THE MOTION TO TABLE FAILED WITH SIX IN FAVOR (BROWN, GEAKE, SUTTON, SERASIS, LINDSTROM AND KRUMMEL) AND NINE AGAINST (BONDI, MCQUAID, BONENFANT, BOLDEN, HILLIARD, KYDES, HEMPSTEAD, STRANITI AND CONROY).**

**** THE MOTION TO APPROVE THE APPOINTMENT OF JOSEPH SANTO TO THE ZONING BOARD OF APPEALS PASSED WITH SEVEN IN FAVOR (BONDI, MCQUAID, BONENFANT, KYDES, HEMPSTEAD, STRANITI, AND CONROY), SIX AGAINST (BROWN, GEAKE, SUTTON, SERASIS, LINDSTROM AND KRUMMEL) AND TWO ABSTENTIONS (BOLDEN AND HILLIARD).**

Reappointments: There were no reappointments to consider at this time.

B. REMARKS

Mayor Moccia announced that Norwalk received a \$149,000 grant for the 2nd half of work to be done at Fodor Farm. He then thanked Ms. Pytleski, Mr. Bondi, Mr. Mocciae and all those who worked so hard to make the community gardens a success.

After the next Council Meeting, the Mayor will be hosting a pizza party for the Council members at Partners. He stated for the record that he would be covering the bill and that no City funding will be used for this party.

V. COUNCIL PRESIDENT

GENERAL COUNCIL BUSINESS

Election of Common Council Officers.

**** MR. HILLIARD MOVED TO NOMINATE REV. BOLDEN FOR PRESIDENT OF CITY COUNCIL.**

**** MR. BONDI SECONDED.**

Mr. Hempstead said that he felt that the leadership that Rev. Bolden showed with the Master Plan was wonderful. He also said that she had a lot of integrity and compassion. Mr. Kydes thanked Mr. Bondi for doing a great job and said he felt that Rev. Bolden, great things would happen.

Mr. McQuaid said that he had served with Rev. Bolden on the Health, Welfare and Public Safety Committee. Rev. Bolden always wants to help so many people with so many things. Ms. Straniti also concurred and would support Rev. Bolden. Mr. Bonenfant said that he had worked with Rev. Bolden on community projects and felt that she had a great deal of integrity. Mr. Conroy said that Rev. Bolden states her mind and he supported Rev. Bolden whole-heartedly.

****MR. KRUMMEL MOVED TO NOMINATE MR. DOUGLAS SUTTON FOR PRESIDENT OF THE CITY COUNCIL.**

He then listed Mr. Sutton's past accomplishments. Mr. Krummel said that he felt Mr. Sutton would do a fine job of leading the Council.

**** MR. SERASIS SECONDED.**

**** MR. KYDES MOVED TO CLOSE THE NOMINATIONS FOR COUNCIL PRESIDENT.**

**** THE MOTION TO CLOSE THE NOMINATIONS PASSED UNANIMOUSLY.**

MRS. ROMAN CALLED THE ROLL WITH THE FOLLOWING RESULTS:

| | |
|------------------|---------------|
| BONDI | BOLDEN |
| BROWN | SUTTON |
| GEAKE | BOLDEN |
| MCQUAID | BOLDEN |
| SUTTON | SUTTON |
| BONENFANT | BOLDEN |
| SERASIS | SUTTON |
| BOLDEN | BOLDEN |

| | |
|------------------|---------------|
| HILLIARD | BOLDEN |
| KYDES | BOLDEN |
| LINDSTROM | SUTTON |
| HEMPSTEAD | BOLDEN |
| STRANITI | BOLDEN |
| CONROY | BOLDEN |
| KRUMMEL | SUTTON |

REV. BOLDEN RECEIVED 10 VOTES AND MR. SUTTON RECEIVED 5 VOTES. REV. BOLDEN WAS ELECTED BY THE COUNCIL AS THE NEXT COUNCIL PRESIDENT.

Rev. Bolden congratulated and thanked Mr. Bondi for his leadership this past year. She also thanked Mr. Hilliard for his nomination and all that supported her nomination. She then read a short quote from page 79 of Mr. Obama's Audacity of Hope. She then said that she felt that it was important to reflect on the things that bind people together and work on the things for the common good of those in Norwalk. She said that she was sad that her own caucus did not support her but appreciated the fact that the opposing caucus supported her. She said that she could handle personal attacks as she had in the past. The Mayor agreed and said that he felt that Rev. Bolden would do a fine job in leading the Council.

Following a short discussion, it was decided that Mr. Bondi would continue to chair the meeting.

Mr. Krummel stated that Rev. Bolden was now Council President and that she should announce the Majority leader. Following a short discussion with Rev. Bolden, Mr. Krummel announced that he had been elected as the Majority leader. Mr. Hempstead announced that Ms. Straniti would continue as the Minority leader.

B. CONSENT CALENDAR

Mr. Bondi announced that Agenda Item VI B 1 would be considered at the end of the agenda. He also noted that Agenda Item VII A3 should include the phrase "for the \$42,182.00 premium" following the words "Renewal Project" and that Agenda Item VII A5 should include the phrase "for the library" following the word "scanner".

**** MR. BONDI THEN MOVED THE FOLLOWING ITEMS ON THE CONSENT CALENDAR:**

VI. AGENCIES, BOARDS & COMMISSIONS

A. BOARD OF ESTIMATE & TAXATION

- 1. RESOLVED, THAT A SUM NOT TO EXCEED \$26,582.41 BE AND THE SAME IS HEREBY TRANSFERRED FROM INCREASED ESTIMATED REVENUES TO THE POLICE DEPARTMENT FOR OVERTIME REIMBURSEMENT. (ACCOUNT 01-3035-5120).**

VII. COMMON COUNCIL COMMITTEES

A. FINANCE COMMITTEE

1. **ACCEPT AND APPROVE THE REPORT OF THE CLAIMS COMMITTEE DATED: NOVEMBER 13, 2008.**
2. **FOR INFORMATIONAL PURPOSES ONLY: NARRATIVE ON TAX COLLECTIONS DATED NOVEMBER 13, 2008.**
3. **AUTHORIZE THE MAYOR, RICHARD A. MOCCIA TO EXECUTE THE GENERAL CONTRACT OF INDEMNITY AND ALL RELATED BOND DOCUMENTS FOR THE PURPOSE OF POSTING A BOND IN THE AMOUNT OF \$8.5 MILLION AS REQUIRED BY THE STATE TRAFFIC COMMISSION APPROVAL OF SEPTEMBER 16, 2008, FOR THE INFRASTRUCTURE IMPROVEMENTS REQUIRED AS PART OF THE REED PUTNAM URBAN RENEWAL PROJECT FOR THE \$42,182.00 PREMIUM (FUNDING FROM ACCOUNT #09020910-579D-C0241).**
5. **AUTHORIZE THE PURCHASING AGENT TO ISSUE A PURCHASE ORDER TO DONNEGAN SYSTEMS INC., FOR A CANON MS300 MICROFILM SCANNER FOR THE LIBRARY, FOR AN AMOUNT NOT TO EXCEED \$7,775.00, ACCOUNTS(09090600-5777-C0375: \$6,845.00 AND 016200-5263: \$930/BUDGETED CAPITAL ITEM; NO SPECIAL APPROPRIATION REQUIRED).**
6. **AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE A CONTRACT WITH DB&R CONSULTING LLC TO PROVIDE RISK MANAGEMENT CONSULTING SERVICES FOR THE PERIOD JANUARY 1, 2009 AND ENDING DECEMBER 31, 2013, IN AN AMOUNT NOT TO EXCEED \$491,400. SERVICES TO BE BILLED ON AN HOURLY BASIS OF \$175.00 IN 2009; \$185.00 IN 2010; AND \$195.00 IN 2011 THROUGH 2013. ACCOUNT #169010-5258.**

B. RECREATION, PARKS & CULTURAL AFFAIRS COMMITTEE

1. **AUTHORIZE THE MAYOR, RICHARD A. MOCCIA TO ENTER INTO AN AGREEMENT WITH THE AMERICAN CANCER SOCIETY FOR THEIR RELAY FOR LIFE NORWALK TO BE HELD AT BRIEN MCMAHON HIGH SCHOOL ATHLETIC COMPLEX ON FRIDAY, JUNE 19, 2009 AND SATURDAY, JUNE 20, 2009 FROM 12:00NOON JUNE 19TH THROUGH 12:00NOON JUNE 20TH, 2009. SET-UP TO TAKE PLACE 8:00AM JUNE 19, 2009 WITH TEAR DOWN BY 5:00PM JUNE 20, 2009. ESTIMATED ATTENDANCE 200.**
- 2A. **AUTHORIZE THE MAYOR, RICHARD A. MOCCIA TO ENTER INTO AN AGREEMENT WITH THE ALZHEIMER'S ASSOCIATION CT CHAPTER FOR THE USE OF CALF PASTURE BEACH FOR THEIR ANNUAL MEMORY WALK, WALK-A-THON TO BE HELD SUNDAY, OCTOBER 4, 2009 FROM 7:00AM-2:00PM. ESTIMATED ATTENDANCE 500.**

2B. APPROVE THE USE OF THE SHOW MOBILE BY THE ALZHEIMER'S ASSOCIATION CT CHAPTER FOR THEIR ANNUAL MEMORY WALK, WALK-A-THON TO BE HELD SUNDAY, OCTOBER 4, 2009 FROM 7:00AM-2:00PM.

3. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA TO ENTER INTO AN AGREEMENT WITH TEAM MOSSMAN LLC., FOR THEIR ANNUAL YOUTH AND ADULT MOSSMAN TRIATHLON TO BE HELD AT CALF PASTURE BEACH SATURDAY, JULY 18, 2009 AND SUNDAY, JULY 19, 2009 FROM 7:00AM JULY 18TH THROUGH 12:00NOON, JULY 19, 2009. SET-UP TO TAKE PLACE 12:00NOON ON FRIDAY, JULY 17, 2009 WITH TEAR DOWN NO LATER THAN 10:00AM ON MONDAY, JULY, 20, 2009. ESTIMATED ATTENDANCE 800.

C. LAND USE & BUILDING MANAGEMENT COMMITTEE

2. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE AN AMENDMENT TO SILVER PETRUCELLI AND ASSOCIATES ARCHITECTURAL/ENGINEERING DESIGN SERVICES CONTRACT FOR THE NATHAN HALE MIDDLE SCHOOL PROJECT, IN ORDER TO INCREASE THE CURRENT HAZARDOUS MATERIAL MONITORING ALLOWANCE BY \$10,284.17 FOR ADDITIONAL MONITORING SERVICES ASSOCIATED WITH THE ABATEMENT PHASE FOR THE PROJECT. ACCT #0904-5010-5777-B0316.

3A. AUTHORIZE THE PURCHASING AGENT TO ISSUE PURCHASE ORDERS TO TOTAL COMMUNICATIONS FOR THE PURCHASE AND INSTALLATION OF A NEW CISCO PHONE SYSTEM FOR ROTON MIDDLE SCHOOL FOR A TOTAL NOT TO EXCEED \$111,765.75. ACCOUNT # 0908/09 5010-5777-C0112

3B. AUTHORIZE THE IT DIRECTOR OF NORWALK PUBLIC SCHOOL TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$11,176.00

4. AUTHORIZE THE PURCHASING AGENT TO ISSUE PURCHASE ORDERS TO INTEROPTIC SYSTEMS FOR THE PURCHASE AND INSTALLATION OF CABLING FOR THE CISCO PHONE SYSTEM AT ROTON MIDDLE SCHOOL FOR A TOTAL NOT TO EXCEED \$5,580. ACCOUNT # 0908/09 5010-5777-C0112

5. AUTHORIZE THE PURCHASING AGENT TO ISSUE PURCHASE ORDERS TO HEWLETT PACKARD PER STATE OF CT CONTRACT FOR THE PURCHASE OF 140 LAPTOP COMPUTERS, MODEL HP-6910P FOR THE BOARD OF EDUCATION FOR A TOTAL NOT TO EXCEED \$146,860. ACCOUNT # 0908/09 5010-5777-C0112

6. AUTHORIZE THE PURCHASING AGENT TO ISSUE PURCHASE ORDERS TO HEWLETT PACKARD PER STATE OF CT CONTRACT FOR THE PURCHASE OF 4 LAPTOP CARTS, MODEL HP20 MOBILITY CART FOR THE BOARD OF

EDUCATION FOR A TOTAL NOT TO EXCEED \$9,196.00. ACCOUNT # 0908/09 5010-5777-C0112

- 7. AUTHORIZE THE PURCHASING AGENT TO ISSUE PURCHASE ORDERS TO CDWG FOR THE PURCHASE OF 6 MULTIMEDIA PROJECTORS, MODEL EPSON 83+ FOR THE BOARD OF EDUCATION FOR A TOTAL NOT TO EXCEED \$3,750.00. ACCOUNT # 0908/09 5010-5777-C0112**

**** THE MOTION TO APPROVE THE CONSENT CALENDAR AS PRESENTED PASSED UNANIMOUSLY.**

VII. COMMON COUNCIL COMMITTEES

A. FINANCE COMMITTEE

- 4. Resolution appropriating \$45,000,000 for the planning, design, acquisition and construction of upgrades to the city of Norwalk Wastewater Treatment Facility Phase 1 and authorizing the issuance of \$45,000,000 bonds of the City to meet said appropriation and pending the issuance thereof the making of temporary borrowings for such purpose (Account#09094062-5777-C0463).**

Mr. Krummel asked for further clarification on the bonding situation. Mr. Hamilton came forward to review the bonding process. This will be substantially grant funded and the portion that is not grant funded will be eligible for low interest loans from the State. This is a CSO project (Combined Sewer Overflow) and also qualifies for the Clean Water Act funding. Mr. Hamilton then reviewed the percentages from each of the funds with the Council. The WPCA will also be looking for additional Clean Water Funding for the project.

Ms. Barton came forward and reviewed some of the funding details. Other cities in Connecticut like New Haven and Hartford have lagged behind and additional funding from those projects may be available in the coming calendar year.

Mr. Hamilton said that the important decision to link the headworks and the stormwater plan had moved the project forward in terms of funding. The capacity for treatment will be greatly increased.

Mr. Krummel asked whether the funding of the Clean Water Act was secure. Mr. Hamilton said that he had not heard anything. Mr. Hamilton said that he believed the funding would be available, but that if the funding was not available, the City could not do the project. Mr. Krummel then complimented Mr. Hamilton and the staff for their hard work.

Ms. Brown asked about bonding issue. Mr. Hamilton reviewed the figures with her. She then asked when construction would start. Mr. Bardon explained that it would most likely start in September of 2009.

Ms. Lindstrom then had some questions about the WPCA. Mr. Hamilton then reviewed the process that the WPCA would use for funding. The Mayor stated for the record that the WPCA has a positive cash flow.

Mr. Hempstead said that the project would keep Norwalk in the forefront of cleaning up the Sound.

**** THE MOTION TO APPROVE THE RESOLUTION APPROPRIATING \$45,000,000 FOR THE PLANNING, DESIGN, ACQUISITION AND CONSTRUCTION OF UPGRADES TO THE CITY OF NORWALK WASTEWATER TREATMENT FACILITY PHASE 1 AND AUTHORIZING THE ISSUANCE OF \$45,000,000 BONDS OF THE CITY TO MEET SAID APPROPRIATION AND PENDING THE ISSUANCE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE (ACCOUNT#09094062-5777-C0463) PASSED UNANIMOUSLY.**

C. LAND USE & BUILDING MANAGEMENT COMMITTEE

- 1a. Authorize the Mayor, Richard A. Moccia, to execute a contract with Gennarini Construction Company, Inc. for the construction of the Culinary Arts Center at Norwalk High School for a total amount not to exceed \$385,000.00. Acct. #09045010 5777 B0310
- 1b. Authorize the NFCC to issue change orders on Contract for a total not to exceed \$30,800.00.

**** MR. HEMPSTEAD MOVED BOTH AGENDA ITEMS VII C 1A & B.**

Mr. Hempstead said that he was on the NFCC and had seen the project costs at over \$700,000 and was very pleased that the cost had been reduced to \$385,000.

Mr. Kydes said that he had recently toured Norwalk High and that there was a need for the Culinary Arts program at the school. He said that this was not an additional expenditure but a reallocation of funding that was already assigned. Mr. Bondi said that he needed to congratulate Mr. Burnett on the great job of getting the cost down to a manageable figure. The fact that there are 120 students signed up indicates that the program is needed. Mayor Moccia then said that Brien McMahon has a culinary arts program and that Norwalk needs to have the same program. Mr. Serasis said that he was in favor of the culinary arts. Mr. Serasis said that he had worked in the restaurant business for many years. He then had a question about figures. Mr. Burnett then reviewed the figures with Mr. Serasis and the rest of the Council. Mr. Serasis said that he had several concerns.

The Mayor then asked Mr. George Gennarini if he felt that the project could be completed for the price noted. Mr. Gennarini said that he believed that the figures that were submitted were accurate. Mr. Serasis said that he was concerned that the project would not be able to be completed and wanted to see the detailed figures.

Mr. Hempstead pointed out that the funding was actually the Board of Education funding. He added that the program had been adjusted to allow the students to use smaller units, such as commercial grade mixers that were tabletop models rather than the larger floor models. Mr. McQuaid said that Mr. Gennarini had a restaurant background. He added that these numbers have been reviewed numerous times. Mr. Bonenfant said that the NFCC contacted the low bidder and both parties had worked together for cost savings. Mr. Burnett confirmed this and said that the group had sent out the bid a number of times.

Mr. Krummel asked about the stoves and hoods. Mr. Gennarini said that there would be 47 pieces of large equipment coming in. The first estimates were from the high end of the price list. These purchases were made through the State, which reduced the cost significantly. Mr. Gennarini said that he would provide the Council members with the detailed cost spreadsheet.

**** THE MOTION TO APPROVE THE FOLLOWING ITEMS:**

- 1A. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE A CONTRACT WITH GENNARINI CONSTRUCTION COMPANY, INC. FOR THE CONSTRUCTION OF THE CULINARY ARTS CENTER AT NORWALK HIGH SCHOOL FOR A TOTAL AMOUNT NOT TO EXCEED \$385,000.00. ACCT. #09045010 5777 B0310**
- 1B. AUTHORIZE THE NFCC TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$30,800.00.**

PASSED UNANIMOUSLY.

Ms. Straniti thanked Mr. Bondi for all his services. The Mayor agreed. Mr. Krummel then said that a year ago, it had been agreed that Ms. Straniti would serve as the Council appointee for the Historical Commission for one year. He stated that the year was up. Ms. Straniti replied that she believed the year would be ending in February.

RESOLUTIONS FROM COMMON COUNCIL

There were no resolutions from the Council at this time.

MOTIONS POSTPONED TO A SPECIFIC DATE

There were no motions postponed to a specific date.

B. CORPORATION COUNSEL

1. Discussion of pending claims and litigation.

**** MR. HEMPSTEAD MOVED TO ENTER INTO EXECUTIVE SESSION TO DISCUSS PENDING LITIGATION.**

The members of the Council, Mayor Moccia and Atty. Maslan entered into Executive Session to discuss pending litigation at 9:45 p.m. The Council returned to public session at 10:10 p.m. No actions were taken during the session.

SUSPENSION OF THE RULES

**** MR. BONENFANT MOVED TO SUSPEND THE RULES TO ADD TO AGENDA AN ITEM REGARDING APPROVAL OF THE SETTLEMENT OF THE PENDING LAWSUIT CAPTIONED “FIRST TAXING DISTRICT VS. ALVORD”.**

**** THE MOTION PASSED UNANIMOUSLY.**

**** MR. BONENFANT MOVED TO APPROVE THE SETTLEMENT OF THE PENDING LAWSUIT CAPTIONED “FIRST TAXING DISTRICT VS. ALVORD” IN ACCORDANCE WITH THE TERMS SET FORTH IN THE ATTACHED STIPULATION FOR JUDGMENT, AND AUTHORIZE THE LAW DEPARTMENT TO SIGN SAID STIPULATION.**

**** THE MOTION PASSED UNANIMOUSLY.**

ADJOURNMENT

**** MR. KYDES MOVED TO ADJOURN.**

**** THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 10:12 p.m.

Respectfully submitted,

Sharon L. Soltes
Telesco Secretarial Services

DRAFT