

COMMON COUNCIL **MAY 26, 2009**
NORWALK, CONNECTICUT 8:00 P.M. DST 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.

Mayor Moccia called the meeting to order at 8:05 p. m. and led the assembly in the Pledge of Allegiance. Mayor Moccia requested a moment of silence in memory of three people who died over the weekend. One young man died while trying to save a child from drowning and the other two died in a fire. Rev. Bolden offered a prayer.

I. ROLL CALL

Ms. Wink called the Roll. The following Councilmembers were present at Roll Call:

Fred Bondi	Carvin Hilliard
Amanda Brown	Laurel Lindstrom
Michael Geake	Douglas Hempstead
Richard McQuaid	Andrew Conroy
Anna Duleep	William Krummel
Richard Bonenfant	Steven Serasis
Rev. Phyllis Bolden	

There were thirteen (13) Councilmembers present and two (2) absent, Mr. Kydes and Ms. Straniti.

II. ACCEPTANCE OF MINUTES

Regular meeting – May 12, 2009

**** MR. BONDI MOVED THE MINUTES OF MAY 12, 2009**

Mr. Krummel asked for clarification of Mr. Hempstead’s comments following the Executive Session.

**** MR. HEMPSTEAD MOVED TO TABLE THE MINUTES**

**** MOTION PASSED UNANIMOUSLY**

II. PUBLIC PARTICIPATION

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

IV. MAYOR

RESIGNATIONS AND APPOINTMENTS

Resignations: There were no resignations this evening.

Appointments: There were no appointments this evening.

Reappointment: John Romano – *Harbor Management*

**** MR. CONROY MOVED TO APPROVE THE REAPPOINTMENT OF JOHN ROMANO TO THE HARBOR MANAGEMENT COMMISSION**

**** MOTION PASSED UNANIMOUSLY**

Beverly Krieger – Housing Authority

**** MR. HEMPSTEAD MOVED TO APPROVE THE REAPPOINTMENT OF BEVERLY KREIGER TO THE HOUSING AUTHORITY**

Mr. Hempstead said that Ms. Kreiger is a very concerned, involved individual.

**** MOTION PASSED UNANIMOUSLY**

John Casagrande – Shellfish Commission

**** MR. MCQUAID MOVED TO APPROVE THE REAPPOINTMENT OF JOHN CASAGRANDE TO THE SHELLFISH COMMISSION**

Mr. Bonenfant pointed out that this is a Mayoral reappointment and does not need Council approval. Mayor Moccia agreed and said that this and the following reappointment are for information purposes only.

Peter Johnson – Shellfish Commission

Steven Colarossi – *Zoning Board of Appeals* (alternate)

**** MR. BONDI MOVED TO APPROVE THE REAPPOINTMENT OF STEVEN COLAROSSİ TO THE ZONING BOARD OF APPEALS (alternate)**

Mr. McQuaid said that Mr. Colarossi is an excellent reappointment.

**** MOTION PASSED UNANIMOUSLY**

B. REMARKS

Mayor Moccia announced that Maritza delivered healthy twin boys on Sunday. He extended his best to her and said that she is a valuable asset. He thanked Council members for participating in the Memorial Day Parade and Mr. Hindrinos for allowing the showmobile to be stationed in front of the Inn and for providing refreshments to the Veterans. Mayor Moccia also mentioned the recent tragedies that took place in the City and commended emergency personnel for their quick response.

V. COUNCIL PRESIDENT

A. GENERAL COUNCIL BUSINESS

Rev. Bolden said that she will continue to pray for the little boy. She said that this is a fine example of why Norwalk should not have a shortage of Fire and Police personnel.

B. CONSENT CALENDAR:

**** MR. BONDI MOVED THE FOLLOWING CONSENT CALENDAR**

VI. REPORTS: DEPARTMENTS, BOARD AND COMMISSIONS

A. BOARD OF ESTIMATE AND TAXATION

1. RESOLVED, that a sum not to exceed \$29,493 be and the same is hereby transferred from Contingency to the Police Department's Uniform Patrol Regular wage account to cover DROP retirement-related payments for police officers on the DROP plan. (Account No. 01-3022-5110).

2. RESOLVED, that a sum not to exceed \$166,017 be and the same is hereby transferred from Contingency to the Fire Department's Firefighting Regular wage account to cover DROP retirement-related payments for Firefighters on the DROP plan. (Account No. 01-3120-5110).
3. RESOLVED, that a sum not to exceed \$214,598 be and the same is hereby transferred from Contingency to Various Departments to cover approved Norwalk Municipal Employees Association (NMEA) contractual salary increases effective 7/01/08. (Account No. Various).
4. RESOLVED, that a sum not to exceed \$328,178 be and the same is hereby transferred from Contingency to various Departments to cover severance payments for retirees who elected to take early retirement effective 4/30/09. (Account No. Various).

B. CORPORATION COUNSEL

1. Authorization to settle claim: Edward M. Bostic, Jr. vs. City of Norwalk EXECUTIVE SESSION CONSENT TO MOVE TO THE END OF THE AGENDA

A. FINANCE COMMITTEE

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1. Accept and approve the report of the Claims Committee Dated: May. 14, 2009.
2. For informational purposes only: Narrative on Tax Collections dated May 14, 2009.
3. For informational purposes only: Monthly Tax Collector's Report dated: April 30, 2009.
4. Authorize the Mayor or the Finance Director to execute any and all documents relating to the procurement of electricity from the City's current supplier, Sempra Energy Solutions (a division of RBS Sempra Commodities), for a term not to exceed three(3) years commencing January 1, 2010. Authorization will remain in effect until December 31, 2009.
5. Resolution making appropriations for various public improvements aggregating \$14,324,000 for the 2009-2010 capital budget and authorizing the issuance of \$13,693,000 General Obligation Bonds of the City to meet certain appropriations in the 2009-2010 capital budget.

6. Resolution with respect to the issuance and sale of not exceeding \$18,700,000 city of Norwalk, Connecticut General Obligation Bonds, series 2009.

B. LAND USE & BUILDING MANAGEMENT COMMITTEE

1. Authorize the Purchasing Agent to issue Purchase Order(s) to the Warehouse Store Fixture Company for the supply of kitchen equipment for the Norwalk High School Culinary Arts Center, for a total not to exceed \$98,000. Acct. # 09065010-5798-B0310.
2. Authorize the Purchasing Agent to issue Purchase Order(s) to Hewlett Packard per State Contract for the purchase of 10 laptop computers for Board of Education, Model #HP-6930p for a total not to exceed \$8,590.00. Acct. #0908/09-5010-5777-C0112
3. Authorize the Purchasing Agent to issue Purchase Order(s) to Hewlett Packard per State Contract for the purchase of 100 desktop computers for Board of Education, Model #DC7900 for a total not to exceed \$69,400.00. Acct. #0908/09-5010-5777-C0112
4. Authorize the Purchasing Agent to issue Purchase Order(s) to RnB per State Contract for the purchase of 27 SmartBoards for Board of Education, for a total not to exceed \$197,100.00. Acct. #0908/09-5010-5777-C0112
5. Authorize the Mayor, Richard A. Moccia, to execute any and all documents necessary with CL&P to implement Norwalk City Hall – Building Retro-Commissioning, Phase I - Survey Study at no cost to the City.

C. RECREATION, PARKS & CULTURAL AFFAIRS COMMITTEE

1. Approve the use of the Show Mobile by St. Ann's Society of Norwalk for their Annual Festival to be held July 23-26, 2009.
2. Authorize the Mayor, Richard A. Moccia to enter into an agreement with NEON Inc./South Norwalk Community Center for the use of the grounds at Columbus Magnet School for the Summer Day Camp to take place July 6, 2009 – August 14, 2009 from 8:00am – 2:30pm Monday – Friday.
Estimated attendance, 150.

3. Approve the use of the Norwalk High School Shea-McGrath Sports Complex by the Norwalk Marching Bears Inc. for their Annual Calvacade of Bands to take place Saturday, November 7, 2009 from 8:00am -10:00pm. Estimated attendance 2,500.
4. Authorize the Mayor, Richard A. Moccia to enter into an agreement with A.C.H.I.E.V.E. for the use of the grounds at Jefferson School for their Annual Summer Enrichment Program to be held June 29, 2009 – August 14, 2009, Monday-Friday from 7:30am – 5:30pm. Estimated attendance 150.
5. Authorize the Mayor, Richard A. Moccia, to execute an amendment to Silver/Petracelli and Associates Architectural Design Services Contract for the Rehabilitation of the Fodor Farm Homestead to include the construction document phase, building negotiation, construction administration for a total not to exceed \$31,500. Account #09096030-5777-C0462.
6. Approve the first phase of development of Oyster Shell Park and refer to Planning Commission for a 8-24 review.

D. PLANNING COMMITTEE

1. Approve the Substantial Amendment to the City of Norwalk’s current Consolidated Plan for Housing and Community Development and PY34 Annual Action Plan outlining the use of the CDBG funds made available to the City of Norwalk through the American Recovery and Reinvestment Act of 2009.
2. Authorize Mayor Richard Moccia to execute any and all documents required to apply for, accept, and implement the CDBG funds made available to the City of Norwalk through the American Recovery and Reinvestment Act of 2009.

**** MOTION PASSED UNANIMOUSLY**

**** MR. HILLIARD MOVED THE FOLLOWING ITEM:**

A. BOARD OF ESTIMATE AND TAXATION

5. RESOLVED, that a sum not to exceed \$23,499 be and the same is hereby transferred from Contingency to various Departments to cover Ordinance list salary increases previously approved effective 7/01/2008. (Account No.: Various).

Mr. Hilliard explained that this is a special appropriation to cover increases for some employees in departments that do not have an accrued surplus to offset the required appropriations.

Mr. Krummel asked if the \$23, 499 is the total amount of the increase that the people in those positions get. Mr. Lewis explained that the \$82,000 was the allocated estimated on the total salaries on all Ordinance employees. The other increase will be covered by projected accruals. These are raises that were approved last year.

Mr. Krummel asked Mr. Lewis if those employees got their increase that was approved, effective July 2008. Mr. Lewis said that they did. This is being done now to allow a build up of the surplus so that they do not have to cover using contingency funds.

Mr. Krummel said that he had a fundamental problem with this due to the problem of decreased finances. He said that his first reaction is that this is where they should set an example of cutting back without laying people off. Mayor Moccia said that this was approved last year. They went through a very detailed process to avoid laying people off. This is an accounting procedure that gives them what the Council voted on last year. He said that this was already approved.

Mr. McQuaid asked how many employees this involved. Mr. Lewis said that there are five departments and then broken down further. Mr. Krummel asked how many Ordinance employees were in the various departments. Mr. Krummel said that he has a problem because in some cases there is only one person.

Mayor Moccia said that the Common Council approved these raises. This action moves the money from one account to another. This is what was voted on by the Common Council.

Rev. Bolden asked Mr. Lewis if this was an accounting move. He said that it was.

Mr. Hempstead said that the funding comes from contingency. He said that he has seen this before; it is an accounting process. Mayor Moccia added that this is not new money.

Mr. Krummel said that his question was asked to illuminate that this is an accounting process. He said that he asked the question for clarity, but believes it is not there.

Mr. Krummel asked for more clarity and understanding. He said that it particularly more important during these times. He said that the Common Council deserves to understand this request. Mayor Moccia asked Mr. Krummel for a compromise if he asked the Finance Department to provide a break down of each of the employees covered in the list. Mr. Krummel agreed.

**** MOTION PASSED UNANIMOUSLY**

Mr. Hempstead asked for prayers for Ms. Straniti's father.

**** MR. BONDI MOVED TO GO INTO EXECUTIVE SESSION AT 8:30 P.M.**

B. CORPORATION COUNSEL

1. Authorization to settle claim: Edward M. Bostic, Jr. vs. City of Norwalk
EXECUTIVE SESSION

**** MR. BONDI MOVED TO COME OUT OF EXECUTIVE SESSION AT 8:52 P.M.**

There was no action taken during Executive Session.

**** MR. HEMPSTEAD MOVED TO APPROVE THE AUTHORIZATION TO SETTLE CLAIM: EDWARD M. BOSTIC, JR. VS. CITY OF NORWALK**

**** MOTION PASSED WITH ONE (1) VOTE IN OPPOSITION (MR. MCQUAID)**

Rev. Bolden announced the *Party in the Park* event taking place on June 20th from noon to 10:00 p.m. and urged everyone to try and attend. She said that it promises to be a wonderful time.

VIII. RESOLUTIONS FROM COMMON COUNCIL

There were none.

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

There were none.

X. SUSPENSION OF THE RULES

There were none.

XI. ADJOURNMENT

**** MR. BONDI MOVED TO ADJOURN**

**** MOTION PASSED UNANIMOUSLY**

There was no further business and the meeting was unanimously adjourned at 8:50 p.m.

ATTEST: _____

Ellen Wink, City Clerk