

COMMON COUNCIL AGENDA NOVEMBER 13, 2012
NORWALK, CONNECTICUT 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

I. ROLL CALL

II. ACCEPTANCE OF MINUTES

Regular Meeting:

October 23, 2012

III. PUBLIC PARTICIPATION

IV. MAYOR

A. RESIGNATIONS AND APPOINTMENTS

RESIGNATIONS:

APPOINTMENTS:

REAPPOINTMENTS:

MAYOR'S REMARKS:

V. COUNCIL PRESIDENT

A. GENERAL COUNCIL BUSINESS

APPOINTMENTS:

B. CONSENT CALENDAR

VI. REPORTS: DEPARTMENTS, BOARD AND COMMISSIONS

A. CORPORATION COUNSEL

VII. COMMON COUNCIL COMMITTEES

COMMON COUNCIL AGENDA NOVEMBER 13, 2012
NORWALK, CONNECTICUT 8:00 P.M. EST. COUNCIL CHAMBERS

A. HEALTH, WELFARE & PUBLIC SAFETY COMMITTEE

1. Authorize the Mayor, Richard A. Moccia, to execute an agreement with Resource Management Associate, to conduct Police promotional testing for the rank of Sergeant and Lieutenant, for a sum not to exceed \$ 24,000, from Account #013040-5258

B. LAND, USE AND BUILDING MANAGEMENT COMMITTEE

- 1a. Authorize the Mayor, Richard A. Moccia, to execute an Agreement with Main Enterprises, Inc. for the replacement of the basement air handler unit and other mechanical equipment at Lockwood House for a total not to exceed \$61,636.00.

Acct. #0911/12/13-7100-5777-C0476
- 1b. Authorize the Office of Building Management to issue Change Orders on Contract for a total not to exceed \$6,163.00.

C. PUBLIC WORKS COMMITTEE

1. Authorize the Purchasing Agent to issue a Purchase Order to ELXSI, Inc. of California for the purchase of a Portable Sewer Pipeline CCTV Video Inspection System for a sum not to exceed \$93,770.00. [The Common Council designates this authorization as an emergency pursuant to Section 1-669\(8\) of the Norwalk Charter.](#)

Account No. 0912 4031 5777 CO313 (Public Works - \$46,885.00)
 0911 4062 5777 CO361 (WPCA - \$46,885.00)
2. Approve the revision of the Solid Waste Disposal (tipping) fee at the Norwalk Transfer station to \$85.00 per ton effective January 1, 2013.

COMMON COUNCIL AGENDA NOVEMBER 13, 2012
NORWALK, CONNECTICUT 8:00 P.M. EST. COUNCIL CHAMBERS

3. Authorize the Mayor, Richard A. Moccia, to execute the “FEMA Model Statement of Assurances for Property Acquisition Projects” in connection with the Keeler Brook Storm Water Improvements Project.

- 4a. Authorize the Mayor, Richard A. Moccia, to execute an Agreement with FGB Construction, Inc. for State Project #102-329 Safe Routes to School Strawberry Hill Avenue for a sum not to exceed \$ 598,461.72.

- 4b. Authorize the Director of Public Works to issue an order on Contract to FGB Construction, Inc. for State Project #102-329 Safe Routes to School Strawberry Hill Avenue for a sum not to exceed \$ 59,846.17.

Account No. CTDOT/FHWA Grant (\$326,000)
 0909/12 4021 5777 C0441 (\$197,625)
 0910 4021 5777 C0232 (\$134,682.89)

D. RECREATION, PARKS & CULTURAL AFFAIRS COMMITTEE

1. A. Authorize the Mayor, Richard A. Moccia to enter into an agreement with the Norwalk Hospital Foundation for their Annual Whittingham Cancer Center “Walk & Sally’s Run” to be held at Calf Pasture Beach on Saturday, May 4, 2013 from 8:00 AM - 2:00 PM. Estimated attendance 2,000.

- B. Approve the use of the Show Mobile by the Norwalk Hospital Foundation for their Annual Whittingham Cancer Center “Walk & Sally’s Run” to be held at Calf Pasture Beach on Saturday, May 4, 2013.

2. Authorize the Mayor, Richard A. Moccia to enter an agreement with the Greenwich Kennel Club, Inc. for the 81st Greenwich Kennel Club AKC Dog Show, Obedience and Rally Trials to be held at Taylor Farm on Saturday, June 8, 2013 from 8:30 AM - 6:30 PM. Set-up Thursday, June 6, 2013 after 12:00 Noon with tear down no later than 5:00 PM Sunday, June 9, 2013. Estimated attendance 1,000+.

COMMON COUNCIL AGENDA NOVEMBER 13, 2012
NORWALK, CONNECTICUT 8:00 P.M. EST. COUNCIL CHAMBERS

3. Authorize the Mayor, Richard A. Moccia to enter into an agreement with “Click it for Cassie” for their annual event to be held on Saturday, June 8, 2013 from 7:30 AM - 7:30 PM with a rain date of Sunday, June 9, 2013 to be held at Calf Pasture Beach. Estimated attendance 250.
4. Authorize the Mayor, Richard A. Moccia to enter into an agreement with the Alzheimer’s Association, CT Chapter for their Annual “Walk to End Alzheimer’s” to be held at Calf Pasture Beach on Sunday, September 29, 2013 from 6:00 AM - 2:00 PM. Estimated Attendance 1,000+.

VIII. RESOLUTIONS FROM COMMON COUNCIL

Item: #1 - **A Resolution of the Norwalk Common Council**

Submitted by Council Minority Leader Anna Duleep (At-Large), Council Member Joanne Romano (At-Large), Council Majority Leader Doug Hempstead (At-Large), Council Member Warren Pena (At-Large), Council Member Bruce Kimmel (District D), Council Member John Ignieri (District E), and Council Member Dave McCarthy (District E)

Whereas, Connecticut state law requires redistricting of state legislative districts by the Connecticut General Assembly every ten years; and

Whereas, the Registrars of Voters held a public hearing on January 23, 2012 to receive input concerning changes to voter districts and polling sites for federal and state elections; and

Whereas, on January 24, 2012, the Norwalk Common Council voted unanimously to approve the following item:

C. ORDINANCE COMMITTEE

1. Approval of revised voting districts of polling places for state and federal (even year) elections.

(Subject to Ordinance Committee action after a public hearing on January 23, 2012.); and

Whereas, the 2012 redistricting and subsequent changes to polling sites approved by the Common Council required thousands of Norwalk voters to report to a new location to vote in the 2012 primaries and general election; and

Whereas, the Norwalk Registrars of Voters mailed postcards informing voters of their new

COMMON COUNCIL AGENDA NOVEMBER 13, 2012
NORWALK, CONNECTICUT 8:00 P.M. EST. COUNCIL CHAMBERS

polling site locations prior to the Democratic and Republican primaries held on August 14, 2012; and

Whereas, during the Presidential election held on November 6, 2012, a significant number of Norwalk voters did not realize that their polling site location had changed until after those voters had already waited in line at their previous polling site locations; and

Whereas, the Norwalk Common Council remains committed to supporting the efforts of the Norwalk Registrars of Voters as they strive to communicate with Norwalk voters and respond to constructive feedback.

Now, therefore, be it resolved by the Common Council of the City of Norwalk that:

The Common Council will sponsor a forum with the Norwalk Registrars of Voters and members of the public to solicit advice and feedback concerning how the City of Norwalk can minimize inconvenience to voters following redistricting of state legislative districts.

Adopted by the Common Council of the City of Norwalk on November 13, 2012.

Item: #2 - MOTION TO TAKE THE FOLLOWING ITEM FROM THE TABLE (TABLED WITHOUT DATE ON OCTOBER 9, 2012):

A Resolution of the Norwalk Common Council

Sponsored by Council Members Warren A. Peña (At-Large), David Watts (District A), Matt Miklave

(District A), John Igneri (District E), Anna Duleep (At-Large),

Whereas, in 1994, the International Association of Chiefs of Police (IACP), conducted an extensive review of the operations of the Norwalk Police Department (NPD); and in May 1995

issued the report entitled "A Study of the Management, Organization and Resource Requirements

of the Norwalk Police Department", and in March 2007 the Board of Police Commissioners

COMMON COUNCIL AGENDA NOVEMBER 13, 2012
NORWALK, CONNECTICUT 8:00 P.M. EST. COUNCIL CHAMBERS

engaged the IACP to revisit the 1995 report specifically to review recommendations relating to organization of the command structure; and

Whereas, the IACP study recommends to eliminate one level of command (Captain Rank) and the position of Deputy Chief, and effectively ending a career at the Lieutenant rank, and where the City of Norwalk has ignored this study and has promoted both Captains and Deputy Chiefs since 1996; and

Whereas, eliminating Captains would result in an excessive (12 - 1) span of management control (to the Deputy Chief) which hampers the NPD's ability to promote public safety, and to have efficient and effective direction, coordination and oversight; and creates glass ceiling; and

Whereas, expanding the span of control of the police force would provide more superior officers to focus on investigations, street patrols, detective work and administration; and open a career path to reward loyal and dedicated public servants, promote management succession and build management infrastructure to respond to critical situations; and

Whereas, an inquiry with the Connecticut Conference of Municipalities (CCM) on September 28, 2012 states "The following is in response to your request for information regarding municipalities that have adopted the IACP study and rid their police department of captains and deputy chiefs in favor of commanders. CCM is currently unaware of any municipalities that have adopted this practice. Police departments in areas such as Chicago, San Francisco, Los Angeles and the Metropolitan Police District have created commander positions. However, those municipalities still have captains and deputy or assistant chiefs."

Whereas, the Common Council supports the rank of Captain in the NPD, to effectively manage span of control at 9 - 1 or 6 - 1 (rank and file officers for every superior officer), and take action on a promotional list due to expire November 2012 to make Captains, and to open the process for other qualified candidates to the rank of Captain; and

COMMON COUNCIL AGENDA NOVEMBER 13, 2012
NORWALK, CONNECTICUT 8:00 P.M. EST. COUNCIL CHAMBERS

Now, therefore, be it resolved by the Common Council of the City of Norwalk that:
The Common Council calls on the City of Norwalk and the Board of Police Commissioners to overturn the Captains ban and to begin promoting Captains.

Adopted by the Common Council of the City of Norwalk on October 9, 2012.

Item: #3 - A Resolution of the Norwalk Common Council

**Sponsored by Council Members Warren A. Peña (At-Large), David Watts (District A),
Matt Miklave
(District A), John Ignieri (District E), Anna Duleep (At-Large),**

Whereas, the deadline for those currently eligible to receive promotion to Captain expires on or around November 17, 2012; and

Whereas, the Mayor and Chief of Police have indicated a desire to eliminate the Captain rank from the Norwalk Police Department hierarchy; and

Whereas, promising candidates may have declined opportunities to take the qualifying exam for promotion to Captain in reliance on a belief that the Captain rank would soon be eliminated in Norwalk; and

Whereas, in 1994, the International Association of Chiefs of Police (IACP), conducted an extensive review of the operations of the Norwalk Police Department (NPD); and in May 1995 issued the report entitled "A Study of the Management, Organization and Resource Requirements of the Norwalk Police Department", and in March 2007 the Board of Police Commissioners engaged the IACP to revisit the 1995 report specifically to review recommendations relating to organization of the command structure; and

Whereas, the IACP study recommends to eliminate one level of command (Captain Rank) and the position of Deputy Chief, and effectively ending a career at the Lieutenant rank, and where the City of Norwalk has ignored this study and has promoted both Captains and Deputy Chiefs since 1996; and

Whereas, eliminating Captains would result in an excessive (12 - 1) span of management control (to the Deputy Chief) which hampers the NPD's ability to promote public safety, and

COMMON COUNCIL AGENDA NOVEMBER 13, 2012
NORWALK, CONNECTICUT 8:00 P.M. EST. COUNCIL CHAMBERS

to

COMMON COUNCIL AGENDA NOVEMBER 13, 2012
NORWALK, CONNECTICUT 8:00 P.M. EST. COUNCIL CHAMBERS