

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. He asked for a moment of silence - one second for each person killed in the recent terrorist attack in Belgium.

Ms. King, City Clerk read the notice stating that the meeting was being videotaped and audio recorded for the public broadcast and 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. Richard Bonenfant	Mr. Michael Corsello
	Mr. Douglas Hempstead	Mr. Nick Sacchinelli
District A:	Ms. Eloisa Melendez	Mr. Steven Serasis
District B:	Ms. Phaedrel Bowman	Mr. Travis Simms
District C:	Mr. John Kydes	Ms. Michelle Maggio
District D:	Ms. Shannon O'Toole Giandurco	Mr. Michael DePalma
District E:	Mr. Thomas Livingston	Mr. John Igneri

There were 14 (fourteen) Common Council members present and one (1) absent (Mr. Kimmel).

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

**** MR. IGNERI MOVED TO SUSPEND THE RULES TO DEAL WITH ITEM 7C11**

AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO A LEASE AGREEMENT WITH GO ADVENTURE FOREST LLC T/A GO APE FOR A 10-YEAR TERM WITH 2 FIVE YEAR OPTIONS FOR THE USE OF A PORTION OF CRANBURY PARK (NOT EXCLUSIVE USE) FOR A ROPE ZIP LINE COURSE, SUBJECT TO A SATISFACTORY AGREEMENT BEING NEGOTIATED THROUGH THE CORPORATION COUNSEL'S OFFICE.

**** MOTION PASSED WITH TEN (10) IN FAVOR (MR. CORSELLO; MR. SACCHINELLI; MS. MELENDEZ; MR SERASIS; MS. BOWMAN; MR. SIMMS; MR. KYDES; MR. DEPALMA; MR.**

**LIVINGSTON AND MR IGNERI AND FOUR (4) IN OPPOSITION
(MR. BONENFANT; MR. HEMPSTEAD; MS. O'TOOLE-
GIANDURCO AND MS. MAGGIO)**

**** MR. SIMMS MOVED TO TABLE ITEM 7C11 TO SEPTEMBER 13,
2016**

**AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO
A LEASE AGREEMENT WITH GO ADVENTURE FOREST LLC T/A
GO APE FOR A 10-YEAR TERM WITH 2 FIVE YEAR OPTIONS
FOR THE USE OF A PORTION OF CRANBURY PARK (NOT
EXCLUSIVE USE) FOR A ROPE ZIP LINE COURSE, SUBJECT TO A
SATISFACTORY AGREEMENT BEING NEGOTIATED THROUGH
THE CORPORATION COUNSEL'S OFFICE.**

**** MOTION PASSED WITH TEN (10) IN FAVOR (MR. CORSELLO;
MR. SACCHINELLI; MS. MELENDEZ; MR SERASIS; MS.
BOWMAN; MR. SIMMS; MR. KYDES; MR. DEPALMA; MR.
LIVINGSTON AND MR IGNERI AND FOUR (4) IN OPPOSITION
(MR. BONENFANT; MR. HEMPSTEAD; MS. O'TOOLE-
GIANDURCO AND MS. MAGGIO)**

Mr. Bonenfant commented that the public wasted their night coming out. Mayor Rilling explained that the reason the item was tabled was because the Common Council did not have enough information to make a decision and felt that it would not be appropriate to vote on this item. He said that tabling this item precludes any discussion because it is off the agenda.

Mr. Hempstead said that Common Council rules say that the public can speak on any item on the agenda and this item is on the agenda. Mr. Coppola said that this item was on the printed version of the agenda, but once an item is tabled it is inappropriate to discuss an item that will not be considered for several months. Mr. Hempstead said that he disagreed.

III. PUBLIC PARTICIPATION

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

Ms. Deborah Goldstein said that it was unfortunate that people came out to discuss an item that was tabled.

Mayor Rilling said that both Mr. Igneri and Mr. Simms said that there will be a public hearing on this item. He said that this item will not appear on the agenda until September 13th. In addition, he said that there will be no vote on an item without a

contract.

Mr. Serasis said that he brought to the attention of others that more time is needed to validate the names on the petitions.

Ms. Anna Duleep said that she wanted to speak on the process and said that it is basic courtesy and that the item could have been tabled after public participation. She said that she was creeped out about a number of e-mails that came from the same ip address. She said that she was deeply disappointed at such disrespect to neighbors. She said that next time, give all who voted for you the chance to tell you what they think before you go and screw them.

II. ACCEPTANCE OF MINUTES

March 8, 2016 – Regular meeting

The following corrections were made to page 4:

**** MS. MELENDEZ MOVED TO AMEND THE SEPTEMBER 8, 2015 RESOLUTION APPROVING THE INSTALLATION OF AN HONORARY STREET NAME SIGN, “PASTOR SADIE MILES WAY”, ONE AT WEST AVENUE AND BERKELEY STREET AND ONE AT ELM STREET AND BERKELEY STREET**

**** MOTION PASSED UNANIMOUSLY**

**** MR. LIVINGSTON MOVED TO SUSPEND THE RULES TO REMOVE THE FOLLOWING ITEM FROM THE AGENDA:**

DESIGNATE A PORTION OF BERKELEY STREET IN HONOR OF PASTOR SADIE MILES IN ACCORDANCE WITH CHAPTER 95 OF THE CITY CODE. TWO SIGNS: ONE AT WEST AVENUE AND BERKELEY STREET AND ONE AT ELM STREET AND BERKELEY STREET (RESCINDED)

**** MOTION PASSED UNANIMOUSLY**

**** MINUTES AS AMENDED PASSED WITH ONE (1) ABSTENTION (MR. DEPALMA)**

IV. MAYOR

Resignations and Appointments

Resignations: There were no resignations announced this evening.

Appointments: There were no appointments announced this evening.

Reappointments: William M. Harden, Parking Authority

**** MR. BONENFANT MOVED TO APPROVE THE REAPPOINTMENT OF WILLIAM M. HARDEN TO THE PARKING AUTHORITY**

Mr. Bonenfant said that Mr. Harden works hard in the community.

**** MOTION PASSED UNANIMOUSLY**

MAYOR'S REMARKS

Mayor Rilling said that March is National Women's month. The next Mayor's Night Out will take place on March 29th in the Community Room. He is calling for residents to form teams for the City Wide Clean Up on April 9th. He thanked Lowes for being a partner.

On April 2nd at 10:00 a.m. the Consumer Protection Officer will update residents on fraud. The first 100 people will receive an LED lightbulb.

Mayor Rilling wished everyone a happy spring and a happy Easter.

V. COUNCIL PRESIDENT

a. GENERAL COUNCIL BUSINESS:

Resignations and Appointments

Resignations: Elizabeth M. Broncati, Ethics Board

Mayor Rilling announced that Ms. Broncati resigned from the Ethics Board.

Appointments: There were no appointments announced this evening.

Reappointments: Kara A. T. Murphy, Ethics Board

**** MR. CORSELLO MOVED TO APPROVE THE REAPPOINTMENT OF KARA A. T. MURPHY TO THE ETHICS BOARD**

Mr. Corsello said that Ms. Murphy is a respected and energetic attorney.

**** MOTION PASSED UNANIMOUSLY**

b. CONSENT CALENDAR

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

CORPORATION COUNSEL

6A1

BOARD OF ESTIMATE AND TAXATION

6B1

6B2

FINANCE COMMITTEE

7A1

7A2

7A3

7A4

ORDINANCE COMMITTEE

7B2

7B4

RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE

7C2

7C3

7C4

7C5

7C6

7C7

7C8

7C9

7C10

VI. REPORTS: DEPARTMENTS, BOARD AND COMMISSIONS

A. CORPORATION COUNSEL

**AUTHORIZATION FOR SETTLEMENT: ARIAS-SORTO V. TR SONO PARTNERS.
ET AL**

EXECUTIVE SESSION

B. BOARD OF ESTIMATE AND TAXATION

- 1. RESOLVED, THAT A SUM NOT TO EXCEED \$26,567 BE AND THE SAME IS HEREBY TRANSFERRED FROM CONTINGENCY TO THE REGISTRAR OF VOTERS DEPARTMENT TO COVER THE COSTS OF PRIMARY ELECTION, TRAINING AND BACK-UP BATTERIES FO**

R VOTING MACHINES IN VARIOUS ACCOUNTS. (ACCOUNT #VARIOUS).

- 2. RESOLVED THAT A SUM NOT TO EXCEED \$13,035 BE AND THE SAME IS HEREBY TRANSFERRED FROM TO THE POLICE DEPARTMENT SPECIAL SERVICES DIVISION OVERTIME AND STATE AND FEDERAL REIMBURSEMENTS DUE TO INCREASED ESTIMATED REVENUES. (ACCOUNT #01-3035-5120).**

VII. COMMON COUNCIL COMMITTEES

A. FINANCE COMMITTEE

- 1. ACCEPT AND APPROVE THE REPORT OF THE CLAIMS COMMITTEE DATED: MARCH 1, 2016**
- 2. FOR INFORMATIONAL PURPOSES ONLY: NARRATIVE ON TAX COLLECTIONS DATED MARCH 10, 2016.**
- 3. FOR INFORMATIONAL PURPOSES ONLY: MONTHLY TAX COLLECTOR'S REPORT DATED: FEBRUARY 29, 2016**
- 4. AUTHORIZE THE MAYOR. HARRY W. RILLING, TO SUBMIT AN APPLICATION TO THE STATE OF CONNECTICUT FOR GRANT FUNDS PROVIDED UNDER THE STATE OF CONNECTICUT'S LOCAL CAPITAL IMPROVEMENT FUND FOR 2016 LOCAL CAPITAL IMPROVEMENT PROGRAM (\$638,740 -2016 ENTITLEMENT).**

B. ORDINANCE COMMITTEE

- 2. APPROVE REVISIONS TO NORWALK HARBOR MANAGEMENT COMMISSION, RULES AND REGULATIONS FOR MOORING AND ANCHORING VESSELS**
- 4. APPROVE REVISIONS TO NORWALK CITY CODE CHAPTER 103, ARTICLE ILL TAX DEFERRED PROGRAM FOR THE ELDERLY AND DISABLED HOMEOWNERS**

C. RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE

- 2. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE NATIONAL MS SOCIETY FOR USE OF CRANBURY PARK FOR THEIR "BIKE MS" TO BE HELD SUNDAY, JUNE 12, 2016 FROM 4:00 AM-5:00 PM. ESTIMATED ATTENDANCE 300.**
- 3. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE CT FOOD BANK FOR THE USE OF**

- CALF PASTURE BEACH FOR A "CT FOOD BANK 5K TO BE HELD SUNDAY, JUNE 5, 2016 FROM 6:00 AM-11:00 AM. ESTIMATED ATTENDANCE 450.**
- 4. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH NINETY 9 BOTTLES FOR THE USE OF OYSTER SHELL PARK FOR THEIR ANNUAL 'NINETY 9 BOTTLES CRAFT BEER FESTIVAL TO BE HELD SATURDAY, JUNE 4, 2016 FROM 10:00 AM-5:00 PM WITH A RAIN DATE OF SUNDAY. JUNE 5, 2016. SET UP TO TAKE PLACE SATURDAY. JUNE 4, 2016 FROM 10:00 AM-2:00 PM WITH TEAR DOWN TO TAKE PLACE FROM 5:00 PM-7:00 PM. ESTIMATED ATTENDANCE 1,200.**
 - 5. AUTHORIZE THE MAYOR. HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH NATIONAL MARINE MANUFACTURERS ASSOCIATION FOR THE USE OF CALF PASTURE. SHADY BEACH. TAYLOR FARM AND MARVIN SCHOOL FOR A \$10.00 PARKING FEE FOR THE ANNUAL 2016 PROGRESSIVE INSURANCE NORWALK BOAT SHOW TO BE HELD THURSDAY, SEPTEMBER 22, 2016 THROUGH SUNDAY, SEPTEMBER 25, 2016 FROM 10:00 AM-7:00 PM DAILY.**
 - 6. AUTHORIZE THE MAYOR. HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH STAR SHINE EVENTS MANAGEMENT TO USE CALF PASTURE BEACH FOR A STAR KIDS TRIATHLON TO BE HELD SUNDAY. JUNE 12, 2016 FROM 7:30 AM-10:30 AM.
SET UP TO TAKE PLACE ON SATURDAY. JUNE 11, 2016 AT 12:00 NOON WITH TEARDOWN NO LATER THAN 12:00 NOON ON SUNDAY, JUNE 12, 2016. ESTIMATED ATTENDANCE 220.**
 - 7. AUTHORIZE THE MAYOR. HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH YOUNG LIFE FOR THE USE OF CALF PASTURE BEACH AND PAVILION #2 FOR THE 5K SPLATTER RUN TO BE HELD SATURDAY, MAY 14, 2016 FROM 6:00 AM-10:30 AM. ESTIMATED ATTENDANCE 500.**
 - 8. AUTHORIZE THE MAYOR. HARRY W. RILLING TO ENTER INTO A LEASE AGREEMENT WITH TYRONE MARTYLEWSKI FOR THE USE OF THE CRANBURY PARK CARETAKERS COTTAGE FOR 5 YEARS WITH A RENT OF \$1,271.93 PER MONTH EACH YEAR STARTING JUNE 2016.**
 - 9. AUTHORIZE THE MAYOR, HARRY W. RILLING TO APPLY AND ACCEPT FUNDS FOR THE OPERATION AND MAINTENANCE OF A LAND BASED MSDF (PUMPOUT STATION). THE GRANT IS IN**

THE AMOUNT OF \$7,198.50 WHICH IS PAYING 75% OF OUR OPERATION IN EFFECT THROUGH DECEMBER 31, 2016.

- 10. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH DIVERSIFIED CONTRACTORS, LLC FOR PROJECT #3659 INA CLARK COMMUNITY GARDENS, SAN VINCENZO PLACE FOR A SUM NOT TO EXCEED \$95,000.00 ACCOUNT #'S 030000-2690, 09166030-5777, C0131, 09176030,5777-C0131 50% BY STATE DEEP GRANT.**

**** MOTION PASSED UNANIMOUSLY**

VI. COMMON COUNCIL COMMITTEES

C. ORDINANCE COMMITTEE

**** MS. MELENDEZ MOVED TO APPROVE THE FOLLOWING ITEM:**

- 1. APPROVE PROPOSED NEW "DON'T BLOCK THE BOX" ORDINANCE**

Ms. Melendez explained that the Ordinance specifies two intersections – Rt. 1 and France Street and East Avenue and Exit 16. Ms. Melendez said that the Ordinance is tied to the State Statute and they would have to go through the complete Ordinance process to add more intersections. The \$100.00 fine would go to the State.

**** MOTION PASSED UNANIMOUSLY**

**** MS. MELENDEZ MOVED TO APPROVE THE FOLLOWING ITEM:**

- 2. APPROVE REVISIONS TO NORWALK CITY CODE CHAPTER 103, ARTICLE III TAX RELIEF FOR THE ELDERLY AND DISABLED HOMEOWNERS**

Mr. Serasis spoke in support of this item and said that he was completely appreciative of it. He said that he was appreciative to everyone from both parties for making this available for our seniors. Mr. Serasis said that they made Norwalk great and they need the help.

**** MOTION PASSED UNANIMOUSLY**

C. RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE

Due to a potential conflict of interest, Mr. Bonenfant recused himself and left the Common Council chambers.

**** MR. SIMMS MOVED TO APPROVE THE FOLLOWING ITEM:**

- 13. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE RINK AT HARBOR POINT, LLC TO SET UP, OPERATE AND MANAGE PORTABLE RINKS AT VETERANS MEMORIAL PARK FOR OCTOBER 1, TO MARCH 30 EACH YEAR WITH TERMS AS OUTLINES, SUBJECT TO A SATISFACTORY AGREEMENT BEING NEGOTIATED THROUGH THE CORPORATION COUNSEL'S OFFICE.**

**** MR. KYDES MOVED THE FOLLOWING AMENDMENT:**

- A. THE CITY WILL HAVE THE RIGHT TO APPROVE OF THE FEES CHARGES FOR SKATING (INCLUDING RINK TIME AND RENTALS) AT THE BEGINNING OF EACH SEASON. NO CHANGES WILL BE MADE IN THE APPROVED FEES WITHOUT THE CITY'S PRIOR APPROVAL, ACTING BY THE DIRECTOR OF RECREATION AND PARKS.**
- B. ALL SCHOOL CHILDREN IN NORWALK (INCLUDING THOSE ATTENDING LOCAL NORWALK PRIVATE AND CHARTER SCHOOLS) WILL BE GIVEN ONE FREE PASS EACH YEAR FOR SKATING AND RENTALS TO BE USED DURING EITHER PERIOD: OCTOBER 15 TO THE WEEKEND BEFORE THANKSGIVING AND THE PERIOD FOLLOWING MARTIN LUTHER KING JR. DAY TO THE END OF THE SEASON IN MARCH EACH YEAR.**
- C. THE DIRECTOR CAN NOT ONLY CHANGE THE HOURS DURING WHICH MUSIC IS PLAYED BUT ALSO PROHIBIT THE PLAYING OF MUSIC ALTOGETHER IF THERE ARE COMPLAINTS FROM NEIGHBORS.**

**** THE AMENDMENT PASSED UNANIMOUSLY**

Mr. Hempstead said that this was a good exercise. He said that as the Common Council gets these large contracts, it is important that they weigh in. He added that he was glad this was moving ahead.

Mr. Coppola said that going forward departments have to have term sheets or letters of intent.

**** MOTION AS AMENDED PASSED UNANIMOUSLY**

Mr. Bonenfant returned to the Common Council chambers.

**** MR. IGNERI MOVED FOR A FIVE MINUTE RECESS AT 8:24 P.M.
** MOTION PASSED UNANIMOUSLY**

The meeting resumed at 8:30 p.m.

**** MR. SIMMS MOVED TO APPROVE THE FOLLOWING ITEM:**

1. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO A 5 YEAR LEASE AGREEMENT WITH A 2 YEAR OPTION WITH LIVE GREEN CT FOR A SPACE AT THE FODOR FARM HOUSE AT A RATE OF \$150.00 PER MONTH STARTING MARCH 15, 2016. GROUP WILL PAY FOR THEIR OWN PHONES AND INTERNET. LIVE GREEN WILL BE RESPONSIBLE TO HOST A FUNDRAISER WITH THE OTHER 3 GROUPS FOR THE PRESERVATION OF FODOR FARM.

Mr. Hempstead said that in the future there should be a written agreement. He asked about the required goal for the fundraising events and where the money will go. Mr. Mocciae said that the goal is to raise \$10,000 and the money would go through the Norwalk Preservation Trust. Mr. Hempstead said that there should be a one-page written agreement.

**** MOTION PASSED UNANIMOUSLY**

**** MR. SIMMS MOVED TO APPROVE THE FOLLOWING ITEM:**

12. APPROVE THE DEPARTMENT FEES & CHARGES FOR THE 2016-17 SEASON.

Mr. Bonenfant said that the major change will be the requirement to have a beach pass to get into Cranbury Park. If someone does not have a pass, they will pay \$5.00 or have the option of purchasing a seasonal pass. People attending events, will not have to pay, because the parking fee will be paid for by the group sponsoring the event.

Mr. Bonenfant said that he was not sure if he was in favor of charging the fee at Cranbury Park, but when he walked through there recently, there were a lot of out of towners who did not pick up after their dogs.

Mr. Hempstead said that he was glad to put in a non-resident parking fee and hopes that someone will be there to collect the fee. Mr. Mocciae said that someone will be there beginning on July 1st.

**** MOTION PASSED UNANIMOUSLY**

VIII. RESOLUTIONS FROM COMMON COUNCIL

There were none.

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

There were none.

X. SUSPENSION OF RULES

XI. ADJOURNMENT

**** MR. IGNERI MOVED TO ADJOURN
** MOTION PASSED UNANIMOUSLY**

There was no further business and the meeting was unanimously adjourned at 8:40 p.m.

ATTEST: _____
Donna King, City Clerk