

**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 8:03 p.m. and asked the Boy Scouts in attendance to lead the Assembly in reciting the Pledge of Allegiance. Mayor Rilling asked for a moment of silence in memory of the nine people slain on June 17, 2015 at the Emanuel African Methodist Episcopal Church in Charleston, South Carolina.

Ms. King, City Clerk read the notice stating that this meeting is being videotaped and audio recorded for public broadcast and that assisted listening devices are available.

ROLL CALL

Ms. King called the Roll and the following Common Council members were present:

Council at Large:	Mr. Richard Bonenfant Mr. Glenn Iannaccone Ms. Sharon Stewart	Mr. Douglas Hempstead Mr. Bruce Kimmel
District A:	Ms. Eloisa Melendez	Mr. David Watts
District B:	Ms. Phaedrel Bowman	Mr. Travis Simms
District C:	Mr. John Kydes	Ms. Michelle Maggio
District D:	Ms. Shannon O'Toole-Giandurco	Mr. Jerry Petrini
District E:	Mr. John Igneri	Mr. David McCarthy

Mayor Harry Rilling; Mario Coppola, Corporation Counsel;
Donna King, City Clerk

There were fifteen (15) members present.

ACCEPTANCE OF MINUTES

June 9, 2015

- ** MR. MCCARTHY MOVED TO ACCEPT THE MINUTES AS PRESENTED
- ** MOTION PASSED WITH TWO (2) ABSTENTIONS (MR. IANNACCONE AND MR. IGNERI)

PUBLIC PARTICIPATION

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

Ms. Katherine Snedaker spoke about concussions in youth in Norwalk and in support of dedicating the Norwalk Concussion guidelines in memory of Jonathan Brown, who was killed from a head injury. She said that over 300 coaches were trained this spring and parents were given flyers and signed off on the guidelines.

Ms. Naomi Opperman, Ledgebrook Drive asked that the park be given back to the residents in the same condition follow an event and to be respectful of residents.

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

MAYOR

RESIGNATIONS AND APPOINTMENTS

There were no resignations this evening.

There were no appointments this evening.

There were no reappointments this evening.

MAYOR'S REMARKS:

Mayor Rilling acknowledged the presence of Boy Scout Troop 14 from West Rocks Middle School and Cub Scout Pack 61 and Boy Scout Troop 97 from St. George's Greek Orthodox Church.

Mayor Rilling announced upcoming local events, including the 40 under 40 event where Attorney Coppola will be honored, the Arts Festival will take place on June 27th and June

28th and the fireworks will be on July 3rd. Mayor Rilling thanked the volunteers who made the Hands for Life a successful event.

COUNCIL PRESIDENT

GENERAL COUNCIL BUSINESS

Mr. Petrini announced that the first car show and first concert of the season will take place tomorrow evening at Calf Pasture Beach.

CONSENT CALENDAR

**** MR. PETRINI MOVED TO APPROVE THE FOLLOWING CONSENT CALENDAR:**

7A1, 7A2, 7A3 (A&B); 7A4

7B1; 7B2; 7B3; 7B4; 7B5; 7B6; 7B7; 7B8; 7B9; 7B10; 7B11; 7B12; 7B13

7C2

VII. COMMON COUNCIL COMMITTEES

A. RECREATION, PARKS & CULTURAL AFFAIRS

1. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE TEAM JESSE FOUNDATION FOR A 9/11 HEROES RUN – TRAVIS MANION TO BE HELD SATURDAY, SEPTEMBER 19, 2015 FROM 8:00 AM – 11:00 AM AT THE CRANBURY PARK PAVILION. SET UP TO TAKE PLACE 7:00 AM WITH TEAR DOWN NO LATER THAN 1:00 PM ON SATURDAY, SEPTEMBER 19, 2015. ESTIMATED ATTENDANCE 250.

2. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH CT YANKEE COUNCIL BSA FOR THE USE OF TAYLOR FARM FOR A SCOUT FIELD DAY RECRUITMENT CAMPING TO BE HELD FRIDAY – SUNDAY, AUGUST 28, 2015 – AUGUST 30, 2015. SET UP TO TAKE PLACE AT 4:30 PM ON FRIDAY, AUGUST 28, 2015 AT 4:30 PM WITH TEAR DOWN NO LATER THAN 12:00 NOON ON MONDAY, AUGUST 31, 2015. ESTIMATED ATTENDANCE 100+.

3A) AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO A AGREEMENT WITH YOUNG

DEVELOPERS, LLC FOR PROJECT #3552 ROOF REPLACEMENTS – MEN’S AND WOMEN’S BATHROOM FACILITIES CALF PASTURE BEACH FOR A SUM NOT TO EXCEED \$98,500. ACCOUNT #'S 09146030-5777-C0365, 09566030-5777-C0365, 016031-5585.

3B) AUTHORIZE THE DIRECTOR OF RECREATION AND PARKS TO ISSUE CHANGE ORDERS ON PROJECT #3552 ROOF REPLACEMENTS – MEN’S AND WOMEN’S BATHROOM FACILITIES CALF PASTURE BEACH FOR A SUM NOT TO EXCEED \$10,000.00. ACCOUNT #'S 09146030-5777-C0365, 09566030-5777-C0365, 016031-5585.

4. BE IT RESOLVED THAT THE NORWALK CONCUSSION GUIDELINES BE DEDICATED IN MEMORY OF JONATHAN BROWN

B. FINANCE CLAIMS

- 1. ACCEPT AND APPROVE THE REPORT OF THE CLAIMS COMMITTEE DATED: JUNE 11, 2015**
- 2. FOR INFORMATIONAL PURPOSES ONLY: NARRATIVE ON AX COLLECTIONS DATED: JUNE 11, 015**
- 3. FOR INFORMATIONAL PURPOSES ONLY: MONTHLY TAX COLLECTOR’S REPORT DATED: MAY 31, 2015**
- 4. AUTHORIZE THE PURCHASING AGENT TO ISSUE PURCHASE ORDERS TO THE LOWEST AUTHORIZED RESELLER FOR THE PROCUREMENT OF CISCO LAN SWITCHES (BID PROJECT #3560) FOR NORWALK POLICE AND CITY HALL FOR AN AMOUNT NOT TO EXCEED \$50,000, ACCOUNT 09160600-5777-C0375 (BUDGETED IT CAPITAL ITEM; NO SPECIAL APPROPRIATION REQUIRED)**
- 5. AUTHORIZE THE PURCHASING AGENT TO ISSUE PURCHASE ORDERS TO THE LOWEST AUTHORIZED VERINT AUDIOLOG PARTNER/RESELLER, FOR THE TURNKEY UPGRADE TO THE VERINT AUDIOLOG COMMUNICATIONS RECORDING SYSTEM AT NORWALK COMBINED DISPATCH, FOR AN AMOUNT NOT TO EXCEED \$23,500.00 ACCOUNT 09160600-5777-C0375 (BUDGETED IT CAPITAL ITEM; NO SPECIAL APPROPRIATION REQUIRED)**

6. AUTHORIZE THE PURCHASING AGENT TO ISSUE PURCHASE ORDERS IN ACCORDANCE WITH CITY PROCUREMENT GUIDELINES FOR THE SUPPLY OF PERSONAL COMPUTERS WORKSTATIONS LAPTOPS, RUGGEDIZED DATA TERMINALS TABLETS, PRINTERS AND OBSOLETE ASSET DISPOSAL ACCORDING TO CITY IT DEPARTMENT SPECIFICATIONS FOR AN AMOUNT NOT TO EXCEED \$158,968.00 ACCOUNT 09160600-5777-C0375 (BUDGETED IT CAPITAL ITEM; NO SPECIAL APPROPRIATION REQUIRED)

7. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE A CONTRACT WITH THE CONNECTICUT INTERLOCAL RISK MANAGEMENT AGENCY (CIRMA) FOR TOTAL MANAGEMENT OF THE CITY'S WORKERS' COMPENSATION AND HEART/HYPERTENSION PROGRAM FOR THE FIVE YEAR PERIOD BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2020 AT A COST PER CLAIM BASED ON THE FOLLOWING SCHEDULE: MEDICAL ONLY CLAIM - \$205; INDEMNITY CLAIM - \$1,120; RECORD ONLY CLAIM - \$25; HEART/HYPERTENSION CLAIM - \$1,120. ACCOUNT #16-1344-5258

8. AUTHORIZE THE MAYOR, HARRY W. RILLING TO EXECUTE GENERAL LIABILITY, AUTOMOBILE LIABILITY, UM/UM, EMPLOYEE BENEFITS LIABILITY, LAW ENFORCEMENT LIABILITY, PUBLIC OFFICIAL LIABILITY, SCHOOL LEADERS LIABILITY, UMBRELLA LIABILITY AND AUTOMOBILE PHYSICAL DAMAGE INSURANCE PLACEMENTS FOR A THREE-YEAR PERIOD BEGINNING JULY 1, 2015 WITH CONNECTICUT INTERLOCAL RISK MANAGEMENT AGENCY (CIRMA) FOR AN AMOUNT NOT TO EXCEED \$455,000 FOR FY 15-16. ACCOUNT # 161343-541N, 165053-541N

9. AUTHORIZE THE MAYOR, HARRY W. RILLING TO EXECUTE COMMERCIAL PROPERTY AND BOILER & MACHINERY INSURANCE PLACEMENTS FOR THE FY 2015-16 WITH A. J. GALLAGHER FOR AN AMOUNT NOT TO EXCEED \$467,466. ACCOUNT #161343-54N, 165053-541N

10. AUTHORIZE THE MAYOR, HARRY W. RILLING TO EXECUTE EXCESS WORKERS' COMPENSATION INSURANCE PLACEMENTS FOR THE FY 2015-16 WITH H. D. SEGUR, INC. FOR AN AMOUNT NOT TO EXCEED \$139,173. ACCOUNT # 161343-541N, 165053-541N

11. AUTHORIZE THE MAYOR, HARRY W. RILLING TO EXECUTE CRIME BOND INSURANCE PLACEMENTS FOR THE FY 2015-16 WITH H. D. SEGUR FOR AN AMOUNT NOT TO EXCEED \$4,909. ACCOUNT # 161343-541N, 165053-541N

12. AUTHORIZE THE MAYOR, HARRY W. RILLING TO EXECUTE FLOOD INSURANCE PLACEMENTS FOR SEVEN (7) SEPARATE LOCATIONS AND PLACEMENTS THE FY 2015-16 WITH NATIONAL FLOOD INSURANCE PROGRAM – MIDDLESEX MUTUAL ASSURANCE CO. FOR A TOTAL AMOUNT NOT TO EXCEED \$63,068. ACCOUNT # 161343-541N, 165053-541N

13. AUTHORIZE THE MAYOR, HARRY W. RILLING TO EXECUTE TULIP INSURANCE PLACEMENTS FOR THE FY 2015-16 WITH SCHOF DARBY FOR A TOTAL AMOUNT NOT TO EXCEED \$8,000. ACCOUNT # 161343-541N, 165053-541N

C. CORPORATION COUNSEL

2. AUTHORIZE THE MAYOR HARRY, W. RILLING TO EXECUTE ANY AND ALL DOCUMENTS AND INSTRUMENTS NEEDED IN CONNECTION WITH AND TO FACILITATE THE CITY'S PURCHASE OF PROPERTY LOCATED AT 127 FILLow STREET FROM AL MADANY ISLAMIC CENTER OF NORWALK, INC., INCLUDING BUT NOT LIMITED TO THE RESIDENTIAL REAL ESTATE SALES MANAGEMENT

**** MOTION PASSED UNANIMOUSLY**

VII. COMMON COUNCIL COMMITTEES

C. CORPORATION COUNSEL

**** MR. MCCARTHY MOVED APPROVAL OF ACCESS EASEMENT ACROSS SMALL CORNER OF WEBSTER STREET PARKING LOT, SUBSTANTIALLY IN THE SAME FORM AS ATTACHED PROPOSED EASEMENT**

Mr. Simms asked to table this item because he spoke with several business owners, residents and Churches and no one want this. They feel that it is a safety issue and asked to table this to get further opinions.

Mr. McCarthy said that he understood that these are the same people who sued the City on this. Attorney Coppola drew the Common Council's attention to the Stipulation for Judgment in the meeting packet. He said that the plaintiffs filed a court action and requested a temporary easement over the Webster Street parking lot. In 2008, the court ruled and gave them a temporary easement. The City created a plan to create direct access to the lot that everyone agreed to.

In response to Mr. McCarthy's question, Attorney Coppola said that it would not be appropriate to move forward if the residents asked to remove the easement.

Mr. Petrini asked if it would hurt to table this item and bring it back to the Public Works Committee. Mr. McCarthy said that the contract has been awarded.

Mr. Watts said that one reason this is important is because someone dropped the ball. He said that he advocated for this over and over and it is the City's responsibility to brief the people. If something is happening in their district, the City should take the extra step to brief the representatives of that district; this is an opportunity for the Corporation Counsel to work with the leaders in South Norwalk.

Ms. O'Toole-Giandurco noted that this item came before the Common Council a year ago; this is the last step in the process. There has been a year of courtesy.

Ms. Bowman said that Public Works did not notify the residents that they were scheduled to start on May 21st. She said that they are now aware of that. She asked Attorney Coppola if the residents' attorney had been contacted. He said that Attorney McCann spoke to their attorney numerous times. This was agreed to over a year ago and this is before the Common Council for a technicality.

Attorney Coppola said that anyone can contact him, anytime, 24/7. He said that everyone has access to him and he never received calls from anyone.

Ms. Bowman said that she understands that the residents changed their minds and asked Attorney Coppola what he could do to accommodate them. She added that they know they agreed to it, but then the booths were removed and they are happy. Attorney Coppola said that they are represented by counsel, so he can't talk to them. He knows that Attorney McCann spoke to their counsel many times.

Mr. McCarthy said that in an e-mail he received today, they said that they want to maintain the easement against the City and move forward. He said that the easement will prevent the City from doing anything with the lot. He said that this has been going on for three years and they agreed to this. Last year, after the booth was gone, they were happy to move forward. Attorney Coppola said that if there is future development there, the City would have to pay a lot of money.

Mr. Watts said that if the vote is taken tonight, the people representing that district would vote no. He said that they are volunteers and do not have staff to help them do this job. As a courtesy, the department head can take that extra step, when the calls come in. It is a two way street, but what is not ok is for representatives to say this is good for your district and not take time to work it through.

Mr. Hempstead asked Attorney Coppola if there was a formal request for a meeting. He said that he understood that Attorney McCann had several meetings with their attorney and they want an easement over the Webster street lot; it is a way to get access over Webster Street. He suggested that if they insist on keeping the temporary easement, created out of necessity, that the City not give it in perpetuity. Mr. Hempstead said that he had no problem postponing this item for two weeks and then moving ahead.

**** MR. SIMMS MOVED TO TABLE THIS ITEM TO THE JULY 14, 2015 MEETING OF THE COMMON COUNCIL**
**** MOTION PASSED UNANIMOUSLY**

RESOLUTIONS FROM COMMON COUNCIL

There were none.

MOTIONS POSTPONED TO A SPECIFIC DATE

There were none.

SUSPENSION OF RULES

There were none.

ADJOURNMENT

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

There was no further business and the meeting was unanimously adjourned at 8:48 p.m.

ATTEST: _____
Donna King, City Clerk