

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** 14, Ms. Siegelbaum absent

II. **ACCEPTANCE OF MINUTES**

Special Meeting: October 8, 2019 **APPROVED**

III. **PUBLIC PARTICIPATION** 6

IV. **MAYOR**

A. **RESIGNATIONS AND APPOINTMENTS**

RESIGNATIONS:

APPOINTMENTS: Judith Bacal, Historical Commission **APPROVED**

REAPPOINTMENTS:

MAYOR'S REMARKS: The Mayor recognized the Norwalk Revolution 15U for their 2019 Babe Ruth World Series Championship Title. He presented the team members and coaches an individual certificate.

V. **COUNCIL PRESIDENT**

A. **GENERAL COUNCIL BUSINESS:**

1. Approve the Corporation Counsel to execute proposed stipulation for judgement on behalf of the City.

EXECUTIVE SESSION **APPROVED**

B. **CONSENT CALENDAR:** V.A.1, VI.A.1, VI.A.2, VII.A.1a, VII.A.1b, VII.A.2a, VII.A.2b, VII.A.3, VII.A.4, V.A.5a, VII.A.5b, VII.B.1, VII.C.1, VII.D.1, VII.D.2, VII.D.3, VII.D.4, VII.E.1, VII.E.3, VII.E.4, VII.E.5, VII.F.1a, VII.F.1b, VII.F.3, VII.G.1, VII.G.2, VII.G.3a, VII.G.3b, VII.G.4, VII.G.5a, VII.G.5b, VII.H.1, VII.H.2, VII.H.3, VII.H.5a, VII.H.5b, VII.H.6

VI. **REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS**

A. **CORPORATION COUNSEL**

1. Authorization for discussion: Frank Salazar v. City of Norwalk **EXECUTIVE SESSION** **APPROVED**

2. Authorization to Settle Claim: Judy Hartog v. City of Norwalk, FST-CV-16-6028529-S **EXECUTIVE SESSION**
APPROVED

VII. COMMON COUNCIL COMMITTEES

A. HEALTH, WELFARE AND PUBLIC SAFETY COMMITTEE

1a. Authorize the Purchasing agent, Sharon Connors, to execute a purchase order on behalf of the Police Department to First Priority Group (FPG) for the purchase of an Emergency Services Command vehicle, as per Sole source procurement request, for an amount not to exceed \$129,500.00. Account # 0917301 5777 and 030000 2660.

AUTHORIZED

1b. Authorize the Police Chief, Thomas Kulhawik, to execute change order(s) to the above contract not to exceed \$6,500.00. Account # 0917301 5777 and 030000 2660.

AUTHORIZED

2a. Authorize the Purchase Agent, Sharon Connors, to execute a purchase order on behalf of the Police Department to Superior K-9 Services for the purchase and training of two Police dogs for an amount not to exceed \$31,500.00. Account # 030000 2664.

AUTHORIZED

2b. Authorize the Police Chief, Thomas Kulhawik, to execute change order(s) on to the above purchase not to exceed, \$1,750.00. Account # 030000 2664.

AUTHORIZED

3. Authorize the Mayor, Harry W. Rilling, to execute a Memorandum of Understanding (MOU) between Federal Correctional Institute – Danbury, CT, Federal Bureau of Prisons, United States Department of Justice and the Norwalk Police Department, Norwalk, CT for the purpose of permitting the Norwalk Police Department to use the firing ranges, training building and parking area for training purposes, in accordance with the terms and conditions of the MOU.

AUTHORIZED

4. Authorize the Mayor Harry W. Rilling, upon recommendation and advice by the City of Norwalk Corporation Counsel and/or Assistant Corporation Counsel, to enter into no charge agreements for use and access of private property located in the City of Norwalk for police training purposes through the third Tuesday of November 2021. See enclosed Memorandum of Thomas Kulhawik dated September 4, 2019.

AUTHORIZED

5a. Authorize the Mayor, Harry W. Rilling, to execute any and all documents necessary to apply for and accept grant funds from Ledge Light Health District in the amount of \$63,288 for the period beginning July 1, 2019 through June 30, 2020 for public health emergency preparedness.

AUTHORIZED

5b. Authorize the Mayor, Harry W. Rilling, to execute and any and all agreements, documents, instruments or amendments as may be necessary to implement the public health emergency preparedness grant for the period beginning July 1, 2019 through June 30, 2020.

AUTHORIZED

B. PERSONNEL COMMITTEE

1. Approval of and Vote on Rate of Pay Change for Town Clerk.

APPROVED

C. PLANNING COMMITTEE

1. **Certified Resolution of the Norwalk Common Council
2019-2029 Plan of Conservation & Development (Citywide Plan)**

WHEREAS, the Common Council of the City of Norwalk met on September 24, 2019 and unanimously adopted the Norwalk Citywide Plan: 2019-2029, *Plan of Conservation and Development, with modifications*.

WHEREAS, additional modifications were submitted by the Harbor Management Commission that were not reviewed by the Common Council.

WHEREAS, the additional modifications were also submitted to CT DEEP for review and CT DEEP determined that the proposed modifications were acceptable for inclusion in Chapter 9.

WHEREAS, Planning and Zoning staff also reviewed the proposed modifications and also determined that they were acceptable and recommends their inclusion in the Plan.

WHEREAS, the Common Council of the City of Norwalk met on October 22, 2019 and adopted the following resolution unanimously.

- (1) THEREFORE, BE IT RESOLVED, that the Common Council of the City of Norwalk recommends adoption of the modified Chapter 9 for inclusion in the Norwalk Citywide Plan: 2019-2029, *Plan of Conservation and Development*.
- (2) BE IT FURTHER RESOLVED, that the Common Council authorizes Mayor Harry Rilling to sign the Norwalk Citywide Plan: 2019-2029, *Plan of Conservation and Development*, after:
 - a. the Planning Commission has incorporated the modifications approved by the Common Council on September 24, 2019 and the modified Chapter 9; and
 - b. the Planning Commission has approved the plan.
- (3) **Be it further resolved** that the Norwalk Citywide Plan: 2019-2029, *Plan of Conservation and Development*, be effective upon the signature of the Mayor. **APPROVED**

D. FINANCE COMMITTEE

1. Accept and Approve the Report of the Claims Committee Dated: October 10, 2019. **APPROVED**
2. For informational purposes only: Narrative on Tax Collections dated October 10, 2019. **ACCEPTED**
3. For informational purposes only: Monthly Tax Collector's Report Dated: September 2019. **ACCEPTED**
4. Authorize the Mayor, Harry W. Rilling, to execute an agreement, with ACI Worldwide/Official Payments Corporation ("OPAY"), for the purpose of OPAY supplying electronic bill pay services for the Town Clerk New Vision system, in accordance with the terms and conditions set forth in the agreement. **AUTHORIZED**

E. PUBLIC WORKS COMMITTEE

1. Authorize the Mayor, Harry W. Rilling, to execute an Agreement between the City of Norwalk and the owner of the property identified as #8 Margaret Street, Norwalk, CT. 06851 (AGUDOW SERGE A), to establish a Right of Entry, for the purpose of replacing the storm pipe, underneath their driveway, for liability and maintenance purposes, subject to Section 8-24 of the State Statutes, if required. **AUTHORIZED**

2. Authorize the Mayor, Harry W. Rilling, to execute an Amendment to the Woodard & Curran Agreement dated August 12, 2019 to provide on-call professional engineering services for the Storm Drainage System Evaluation in accordance with scope of services included qualifications proposal dated September 27, 2019 (copy of included) for a sum not to exceed \$250,000.00.

Account No. 09 19 4027 5777 C0425

AUTHORIZED

3. Authorize the Purchasing Agent to issue a Sole Source Purchase Order to Cargill Salt, Road Safety for Treated Road Salt for Snow and Ice Control, pricing not to exceed \$85.00 per ton for normal and after-hour deliveries effective for the 2019-20 winter season.

Account No. 01 40 25 5322

AUTHORIZED

4. Authorize the Chief of Operations and Public Works, Anthony Carr, to add Orders on Contract, to the Project PM 2019-2 PERMANENT ROADWAY REPAIRS AND SURFACE RESTORATION, for an amount not to exceed \$35,000, for the purpose of installing Flexi-Pave around approximately 52 trees, in the Raymond and Day Street area.

Account No. 09 17 0910 5777 C0560

09 17 0910 579G C0560

09 17 0910 579F C0560

AUTHORIZED

5. Authorize the Mayor, Harry W. Rilling, to execute an Amendment to the contract between the City of Norwalk and Tighe & Bond, for Construction Inspection Services, which increases the value of the contract, by an amount, not to exceed \$434,000.

Account No. 010000-2365

030000-2602

091540275777C0440

091740275777C0440

091840275777C0440

091940275777C0425

AUTHORIZED

F. RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE

- 1a. Authorize the Mayor, Harry W. Rilling to enter into an agreement with Rallye for Pancreatic Cancer for the use of Calf Pasture Beach for their Car Show/Community Event to be held Sunday, May 17, 2020 from 10:00 AM – 5:00 PM. Set up to begin at 7:00 AM with tear down no later than 6:00 PM on Sunday, May 17, 2020. Estimated attendance 500 **AUTHORIZED**

- 1b. Approve the use of the Show Mobile by the Rallye for Pancreatic Cancer for their Car Show/Community Event to be held Sunday, May 17, 2020 from 10:00 AM – 5:00 PM. **APPROVED**
2. Authorize the Mayor, Harry W. Rilling to enter into an agreement with the Pontian Society of Norwalk for the installation of their Memorial Monument at Freese Park. Agreement to be executed by Corporation Council. The Pontian Society of Norwalk will be responsible for all costs related to moving and storing the memorial monument for any park renovations recommended by the current Freeze Park Master Plan. **AUTHORIZED AS AMENDED**
3. RESCIND Item No. VII.A.1a on the Common Council agenda of September 24, 2019, which reads as follows:
- 1a. Authorize the Mayor, Harry W. Rilling, to enter into an agreement with A.V. Tuchy, Inc. for Project #3948 Window and Door Replacement at Ripka's Beach Café – Calf Pasture Beach not to exceed \$104,940.00. Account #'s 0920-6030-5777-C0365 (\$95,000) and 0918-6030-5777-C0365 (\$9,940).

NEW ACTION AUTHORIZATION REQUEST:

Authorize the Mayor, Harry W. Rilling, to enter into an agreement with A.V. Tuchy, Inc. for Project #3948 Window and Door Replacement at Ripka's Beach Café – Calf Pasture Beach not to exceed \$108,160.00. Account #'s 0920-6030-5777-C0365 (\$95,000.00) and 0918-6030-5777-C0365 (13,160.00). **AUTHORIZED**

G. ORDINANCE COMMITTEE

1. Approve proposed revision to Chapter 20, Bike Walk/Advisory Commission
- § 20-1(B) – Composition; appointment; terms; vacancies; compensation **APPROVED**
2. Approve new section to Chapter 26, Building Code
- § 26-6(B) – Fees **APPROVED**
- 3a. Approve revision to Chapter 21, Billboards and Signs
- § 21-2(A) – Permit obtained from Building Inspector **APPROVED**
- 3b. Approve new section to Chapter 21, Billboards and Signs
- § 21-2(B) – Permit obtained from Building Inspector **APPROVED**
4. Approve revisions to Chapter 95, Streets and Sidewalks
- § 95-1 – Definitions
 - § 95-5 – Littering prohibited
 - § 95-7 – Grass and weeds
 - § 95-10 – Snow and ice removal from sidewalks and driveways **APPROVED**

- 5a. Approve revision to Chapter 95A, Illegal Dumping
- § 95A-3(A) – Littering and illegal dumping prohibited **APPROVED**
- 5b. Approve new section to Chapter 95A, Illegal Dumping
- § 95A-3(B) – Littering and illegal dumping prohibited **APPROVED**

H. LAND USE AND BUILDING MANAGEMENT COMMITTEE

1. Authorize the Mayor, Harry W. Rilling, to enter into an Agreement with Tighe & Bond, Inc. for environmental engineering services for the Maritime Aquarium Functional Replacement Project to include soil monitoring services (not to exceed \$98,000) and hazardous building material abatement monitoring services (not to exceed \$20,000) for a total not to exceed \$118,000. Funds are available in the Maritime Aquarium Functional Replacement Project. Acct. #0919 4031 5799 C0635” **AUTHORIZED**
2. Authorize the Purchasing Agent to issue Purchase Order(s) with Connecticut Materials Testing Labs, Inc. for the Maritime Aquarium Functional Replacement Project for a total not to exceed \$125,270.00. Funds are available in Maritime Aquarium Functional Replacement Acct. #09194031 5799 C0635 **AUTHORIZED**
3. Authorized the Mayor, Harry W. Rilling, to execute an Amendment to Construction Solutions Group, LLC’s contract for Program Management Services for school construction projects to allocate Jefferson School services to the Jefferson School capital budget account for a total not to exceed \$418,553.00 Acct. #09205010 5777 C0619 **AUTHORIZED**
- 4a. Authorize the Mayor, Harry W. Rilling, to execute an Amendment to the agreement with Newfield Construction, Inc. as the Construction Manager (CM) for the Norwalk High School wood paneling and wood door replacement project, to accept the Guaranteed Maximum Price (GMP) in the amount of \$1,609,335.00. Funds are available in Acct. #0918/195010 5777 C0610. **AUTHORIZED**
- 4b. Authorize the NFCC to issue Change Orders on contract for a total not to exceed \$160,933.00. **AUTHORIZED**
- 5a. Authorize the Mayor, Harry W. Rilling, to execute an Agreement with Alden Bailey Restoration Corporation for the Lockwood Mathews Mansion Museum veranda roof restoration project for a total not to exceed \$209,880.00 Acct #0918/19/206310 5777 C0092 **AUTHORIZED**
- 5b. Authorize the Historical Commission to issue change orders on contract for a total not to exceed \$20,988.00. **AUTHORIZED**

6. Authorized the Mayor, Harry W. Rilling to execute a negative pledge and restrictive land covenant on Lockwood-Mathews Mansion, and the land upon which it sits, in favor of the State of Connecticut, as required under the terms of the \$5,000,000 Financial Assistance Grant by the State of Connecticut to the Lockwood Mathews Mansion Museum of Norwalk, Inc. **AUTHORIZED**

X. **MOTIONS POSTPONED TO A SPECIFIC DATE**

X. **SUSPENSION OF RULES**

XI. **ADJOURNMENT** 9:14 PM

APPOINTMENTS

HISTORICAL COMMISSION

M/C

NwIk. Code 57A

JUDITH BACAL (D)

APPROVED

Term Expires 12/31/2021

1 Baxter Drive

Norwalk, CT 06854