

Common Council Actions

FEBRUARY 12, 2008

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.

CALL TO ORDER

Mayor Moccia called the meeting to order at 8:10 p.m. and led those present in reciting the Pledge of Allegiance. The Mayor requested a moment of silence for the Mr. Foley and his family who lost their son last night and for Mr. Pasqual Festa who lost his wife and has a daughter in critical condition due to recent car accidents.

I. ROLL CALL

Ms. Roman called the roll.

PRESENT:

Fred Bondi Richard McQuaid
Douglas Sutton Richard Bonenfant
Steven Serasis Carvin Hilliard
Nicholas Kydes Laurel Lindstrom
William Krummel Douglas Hempstead
Kelly Straniti Andrew T. Conroy
Rev. Phyllis Bolden

Amanda Brown arrived late.

ABSENT:

Michael Geake.

There were 13 members present and 2 absences.

II. ACCEPTANCE OF MINUTES

Regular meeting – January 22, 2008

**** MR. KRUMMEL MOVED THE MINUTES OF JANUARY 22, 2008.**

Ms. Brown joined the meeting at 8:14 p.m.

There was a brief discussion regarding the corrections as listed in the January 22, 2008 minutes.

**** THE MOTION TO APPROVE THE MINUTES AS SUBMITTED PASSED WITH THIRTEEN (13) IN FAVOR (BONDI, MCQUAID, SUTTON, BONENFANT, SERASIS, HILLIARD, KYDES, LINDSTROM, KRUMMEL, HEMPSTEAD, STRANITI, CONROY, AND BOLDEN) AND ONE (1) ABSTENTION (BROWN).**

III. PUBLIC PARTICIPATION

There was no one present from the public that wished to address the Council at this time.

IV. MAYOR

A. RESIGNATIONS AND APPOINTMENTS

Resignations: None

Appointments: None

Reappointment:

Timothy Callahan – Director of Health

**** REV. BOLDEN MOVED TO APPROVE THE REAPPOINTMENT OF MR. TIMOTHY CALLAHAN AS DIRECTOR OF HEALTH.**

Rev. Bolden said that she was impressed with Mr. Callahan's expertise and professionalism. Mayor Moccia agreed. Mr. Serasis said that he had worked with Mr. Callahan in the past and that he was pleased with Mr. Callahan's contributions and concern about Norwalk's youth. Mr. Conroy said that when he worked with Mr. Callahan, Mr. Callahan was always polite and professional. Mayor Moccia also reminded everyone that the Fodor Farm grant had come about through Mr. Callahan's efforts.

**** THE MOTION PASSED UNANIMOUSLY.**

Diane Beltz Jacobson – Assistant Corporation Counsel

The Mayor then explained that it had been discovered that Atty. Beltz Jacobson had already been approved and sworn in so that no action was needed on this agenda item.

B. REMARKS

The Mayor said that there had been a recent conference about having green buildings and working with developers. Mr. Krummel attended the conference and the Mayor said that he was looking forward to Norwalk being a greener city.

V. COUNCIL PRESIDENT

Mr. Bondi announced that the composition of the Power Authority Committee had been determined and that Ms. Lindstrom would be the chair, with Mr. Krummel, Mr. Geake, Mr. Hempstead and Mr. Conroy on the Committee.

Mr. Bondi then announced that Ms. Straniti would serve as the Council representative on the Historical Commission for the first year and Mr. Serasis during the second year. Mr. Krummel said that he believed this needed to be voted on by the Council.

**** MR. HEMPSTEAD MOVED TO SUSPEND THE RULES TO ALLOW THE APPOINTMENT OF MS. STRANITI TO THE HISTORICAL COMMISSION AS A COUNCIL REPRESENTATIVE FOR THE FIRST YEAR AND MR. SERASIS FOR THE SECOND YEAR.**

**** THE MOTION PASSED UNANIMOUSLY.**

**** MR. BONDI THEN MOVED TO APPOINT MS. STRANITI TO THE HISTORICAL COMMISSION AS A COUNCIL REPRESENTATIVE FOR THE FIRST YEAR AND MR. SERASIS FOR THE SECOND YEAR.**

Mr. Krummel said that he felt that in keeping with the pattern of Democrat, Republican, Democrat, Republican, that Mr. Serasis should serve the first year rather than Ms. Straniti. He added that he would like to amend the motion to reflect this. The Mayor commented that he did not believe that an amendment like this could be done since it fundamentally changed the entire motion. He suggested that the vote on the motion be taken and if it failed, then Mr. Krummel's suggestion could be considered.

**** THE MOTION TO APPOINT MS. STRANITI TO THE HISTORICAL COMMISSION AS A COUNCIL REPRESENTATIVE FOR THE FIRST YEAR AND MR. SERASIS FOR THE SECOND YEAR PASSED WITH THIRTEEN (13) IN FAVOR (BONDI, MCQUAID, SUTTON, BONENFANT, SERASIS, HILLIARD, KYDES, LINDSTROM, BROWN, HEMPSTEAD, STRANITI, CONROY, AND BOLDEN) AND ONE (1) OPPOSED (KRUMMEL).**

Mr. Bondi thanked all those who were in attendance. He then reminded the Council members that when there was bad weather, if they were uncomfortable driving to the Council meetings, they could call the police department and an officer would be sent to pick them up and drive them to the meetings.

**** MR. BONDI THEN MOVED THE CONSENT CALENDAR AS FOLLOWS:**

A. GENERAL COUNCIL BUSINESS

REFERRED TO THE FINANCE COMMITTEE

1. APPROVE PAYMENT OF \$13,677.54 TO COUNCILMAN NICHOLAS KYDES AS REIMBURSEMENT OF LEGAL FEES AND EXPENSES INCURRED IN CONNECTION WITH THE ETHICS COMPLAINT FILED BY COUNCILMAN KEVIN PORUBAN ON OR ABOUT SEPTEMBER 5, 2007, SUBJECT TO AVAILABILITY OF FUNDING.

B. CONSENT CALENDAR

VI. REPORTS: DEPARTMENTS, BOARDS & COMMISSIONS

A. BOARD OF ESTIMATE & TAXATION

2. RESOLVED, THAT A SUM NOT TO EXCEED \$14,555 BE AND THE SAME IS HEREBY TRANSFERRED FROM CONTINGENCY TO THE HEALTH DEPARTMENT TO COVER WAGE INCREASES FOR NURSES. (ACCOUNT NO. 01-2070-5110).

3. RESOLVED, THAT A SUM NOT TO EXCEED \$658,242 BE AND THE SAME IS HEREBY TRANSFERRED FROM CONTINGENCY TO THE POLICE DEPARTMENT TO COVER WAGE INCREASES FROM THE NEW CONTRACT. (ACCOUNT NO. SEE BACKUP ATTACHED).

4. RESOLVED, THAT A SUM NOT TO EXCEED \$349,765 BE AND THE SAME IS HEREBY TRANSFERRED FROM RESTRICTED FUND BALANCE TO THE FIRE DEPARTMENT TO COVER WAGE INCREASES IN VARIOUS SALARY RELATED ACCOUNTS DUE TO THE SETTLEMENT OF THE LABOR CONTRACT. (ACCOUNT NO. VARIOUS).

5. RESOLVED, THAT A SUM NOT TO EXCEED \$477,052 BE AND THE SAME IS HEREBY TRANSFERRED FROM CONTINGENCY TO THE FIRE DEPARTMENT TO COVER CONTRACT SETTLEMENT FOR LOCAL 830 INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, AFL-CIO. (ACCOUNT NO. VARIOUS).

6. RESOLVED, THAT A SUM NOT TO EXCEED \$239,789 BE AND THE SAME IS HEREBY TRANSFERRED FROM CONTINGENCY TO THE VARIOUS DEPARTMENTS TO COVER SETTLEMENT FOR THE NORWALK ASSISTANTS AND SUPERVISORS ASSOCIATION (NASA). (ACCOUNT NO. VARIOUS).

7. RESOLVED, THAT A SUM NOT TO EXCEED \$139,871 BE AND THE SAME IS HEREBY TRANSFERRED FROM RESTRICTED FUND BALANCE TO VARIOUS DEPARTMENTS TO COVER CONTRACT SETTLEMENT FOR NORWALK

ASSISTANTS AND SUPERVISORS ASSOCIATION (NASA). (ACCOUNT NO. VARIOUS).

8. RESOLVED, THAT A SUM NOT TO EXCEED \$9,750 BE AND THE SAME IS HEREBY TRANSFERRED FROM CONTINGENCY TO THE HISTORICAL COMMISSION TO FUND A PART-TIME POSITION TO MAINTAIN HISTORIC PROPERTIES UNDER THE JURISDICTION OF THE COMMISSION. (ACCOUNT NO. 01-6300-5140).

VII. COMMON COUNCIL COMMITTEES

A. HEALTH, WELFARE & PUBLIC SAFETY COMMITTEE

1. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE ANY AND ALL APPLICATIONS, AGREEMENTS, DOCUMENTS, INSTRUMENTS, OR AMENDMENTS AS MAY BE NECESSARY TO APPLY FOR AND ACCEPT GRANT FUNDS AND IMPLEMENT THE FODOR FARMS COMMUNITY GARDEN PROJECT FROM THE STATE OF CONNECTICUT DEPARTMENT OF PUBLIC HEALTH FOR THE PERIOD FEBRUARY 1, 2008 THROUGH AT LEAST JUNE 30, 2009 FOR A MINIMUM AMOUNT OF \$94,911.

2. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE ANY AND ALL APPLICATIONS, AGREEMENTS, DOCUMENTS, INSTRUMENTS, OR AMENDMENTS AS MAY BE NECESSARY TO APPLY FOR AND ACCEPT GRANT FUNDS AND IMPLEMENT THE WOMEN INFANTS AND CHILDREN'S PROGRAM WITH THE CITY OF STAMFORD FOR THE PERIOD OCTOBER 1, 2007 THROUGH SEPTEMBER 30, 2008 FOR THE AMOUNT OF \$202,500.

3. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO ENTER INTO A CONTRACT WITH MARION BODY WORKS, 211 WEST RAMSDELL, MARION WI 54950, FOR A FIRE DEPARTMENT RESCUE TRUCK FOR A PRICE NOT TO EXCEED \$431,650.00,(LESS \$10,000.00 FOR PREPAYMENT DISCOUNT). CAPITAL ACCOUNT NO. 090731105777C0383. REMAINING \$1,650.00 TO COME FROM VARIOUS OPERATING BUDGET ACCOUNTS.

B. PUBLIC WORKS COMMITTEE

1. AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ISSUE ORDERS ON CONTRACT TO DEERING CONSTRUCTION, INC. FOR PROJECT NO. 4R 2007-1, PROPOSED 4R PAVEMENT MANAGEMENT PROGRAM, FOR A SUM NOT TO EXCEED \$615,000.

ACCOUNT NO. 0908 4021 5777 C0021 (\$202,288)

0900/04/06/07 4027 5777 C0302 (\$224,890)

0900/05/07/08 4021 5777 C0318 (\$187,823)

2. AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ISSUE ORDERS ON CONTRACT TO MCVAC FOR PROJECT NO. DRG 2007-1, CLEAN AND TV EXISTING DRAINAGE SYSTEM AT VARIOUS LOCATIONS, FOR A SUM NOT TO EXCEED \$300,000.

ACCOUNT NO. 014027 5258 (\$250,000)

0903 4027 5777 C0138 (\$50,000)

3. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE FIRST AMENDMENT TO AGREEMENT WITH INDEPENDENT CONTRACTOR FOR RECYCLING COLLECTION AND DISPOSAL SERVICES BY AND BETWEEN CITY OF NORWALK AND CITY CARTING & RECYCLING, INC.

4. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE A SETTLEMENT AGREEMENT WITH THE THIRD TAXING DISTRICT FOR CLAIMS RELATED TO THE ELECTRICAL BILLINGS FOR THE PUBLIC WORKS CENTER FOR A SUM NOT TO EXCEED \$71,573.40. ACCT. NO. 014021 5241

5. AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ISSUE ORDERS ON CONTRACT TO DEERING CONSTRUCTION, INC. FOR STATE OF CONNECTICUT DOT PROJECT NO. 102-299, FED AID NO., TEA – PEDS (156) FOR THE CONSTRUCTION OF THE NORWALK RIVER VALLEY MULTI-PURPOSE TRAIL, FOR A SUM NOT TO EXCEED \$60,000. ACCOUNT NO. 0907 4021 5777 C0407

6. AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO ISSUE ORDERS ON CONTRACT TO ALMSTEAD TREE, IN CONNECTION WITH THE TREE PLANTING PROJECT AT MATTHEWS PARK, FOR A SUM NOT TO EXCEED \$19,000.

ACCOUNT NO. 0901 6030 5777 C0132 (\$7,000) & 0908 4021 5777 C0434 (\$12,000)

7. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH TIGHE AND BOND CONSULTING ENGINEERING, TO PROVIDE PROFESSIONAL ENGINEERING SERVICES, IN CONNECTION WITH THE REED PUTNAM IMPROVEMENT PROJECT, FOR A SUM NOT TO EXCEED \$29,710. ACCOUNT NO. REDEVELOPMENT AGENCY

8. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH GM2 ASSOCIATES, INC., FOR PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE ROWAYTON AVENUE ROADWAY IMPROVEMENT PROJECT FOR A SUM NOT TO EXCEED \$7,520. ACCOUNT NO. 01 4030 5258

9. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE AN AMENDMENT TO CONTRACT WITH MILONE & MACBROOM FOR KEELER BROOK STORMWATER IMPROVEMENTS TO INCLUDE PROVIDING ASSISTANCE TO THE CITY IN PREPARING A FEMA PRE-DISASTER

MITIGATION GRANT APPLICATION AND ALL ASSOCIATED
DOCUMENTATION FOR A FEE NOT TO EXCEED \$3,200. ACCOUNT NO. 0907
4027 5777 C0395

C. PERSONNEL COMMITTEE

1. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE AN AGREEMENT WITH TELESCO SECRETARIAL SERVICES FOR COMMITTEE MEETING REPORTING SERVICES, COMMENCING JANUARY 1, 2008, FOR THREE CALENDAR YEARS, WITH OPTIONS TO EXTEND THE AGREEMENT FOR TWO (2) ADDITIONAL TWO (2) YEAR PERIODS. JANUARY 1, 2008 THRU DECEMBER 31, 2008: \$35.00 PER HOUR, WITH AN ANNUAL AMOUNT NOT TO EXCEED \$32,600.00; JANUARY 1, 2009 THRU DECEMBER 31, 2009: \$37.50 PER HOUR, WITH AN ANNUAL AMOUNT NOT TO EXCEED \$34,900.00; JANUARY 1, 2010 THRU DECEMBER 31, 2010: \$40.00 PER HOUR, WITH AN ANNUAL AMOUNT NOT TO EXCEED \$37,400.00 WITH A TOTAL AMOUNT NOT TO EXCEED \$104,900.00 VARIOUS ACCOUNTS.

2. AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE AN ADDENDUM TO THE INTEGRATED PRESCRIPTION DRUG PROGRAM AGREEMENT BETWEEN MEDCO HEALTH SOLUTIONS AND THE CITY OF NORWALK FOR JANUARY 1, 2007 THROUGH DECEMBER 31, 2008 FOR ITS PHARMACY BENEFIT PROGRAM. ACCOUNT 169022-5418 (HEALTH BENEFITS ACCOUNT)

Mr. Krummel objected, stating that he did not think it was right for Mr. Kydes to be present when the vote was taken as there was an item regarding him on the Consent Calendar. Mr. Bondi pointed out that there was no discussion of the items on the Consent Calendar. Mr. Kydes said that in order to comply with the rules, he would recuse himself from the vote.

Mr. Kydes recused himself at 8:25 p.m.

Mr. Hempstead asked for a point of clarification as to when the next Finance Committee meeting was scheduled. Mr. Hilliard that it was scheduled for February 14th.

Another point of clarification was request regarding why the part time position job description for the Historical Commission was not approved by the Council. Mr. Hazelkamp explained that part time position job descriptions do not require Council approval. The job description that was included in the packet was for information only.

**** THE MOTION TO APPROVE THE CONSENT CALENDAR AS PRESENTED PASSED UNANIMOUSLY.**

Mr. Kydes rejoined the meeting at 8:26 p.m.

A. BOARD OF ESTIMATE & TAXATION

1. RESOLVED, that a sum not to exceed \$36,064 be and the same is hereby transferred from Contingency to the Various Departments to cover Ordinance position wage increases. (Account No. Various).

** MR. HEMPSTEAD MOVED TO APPROVE THE FOLLOWING RESOLUTION:

RESOLVED, THAT A SUM NOT TO EXCEED \$36,064 BE AND THE SAME IS HEREBY TRANSFERRED FROM CONTINGENCY TO THE VARIOUS DEPARTMENTS TO COVER ORDINANCE POSITION WAGE INCREASES. (ACCOUNT NO. VARIOUS).

** THE MOTION PASSED WITH THIRTEEN (13) IN FAVOR (BONDI, MCQUAID, KRUMMEL, BONENFANT, SERASIS, HILLIARD, KYDES, LINDSTROM, BROWN, HEMPSTEAD, STRANITI, CONROY, AND BOLDEN) AND ONE (1) OPPOSED (SUTTON).

VIII. RESOLUTIONS FROM COMMON COUNCIL

There were no resolutions introduced from the Council Floor at this time.

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

There were no motions postponed to specific dates at this time.

X . SUSPENSION OF THE RULES

There were no additional suspensions of the rules at this time.

XI. ADJOURNMENT

** MR. KYDES MOVED TO ADJORN.

** THE MOTION PASSED UNANIMOUSLY.

The meeting adjourned at 8:30 p.m.

Respectfully submitted,

Sharon L. Soltes
Telesco Secretarial Services