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Members of the public who wish to provide public comment are encouraged to submit those via email in advance of the meeting. For these comments to be read into the record, they should be submitted at least three hours in advance of the meeting start time. Please email Donna King at dking@norwalkct.org to provide written public comment prior to the meeting.

**CITY OF NORWALK
COMMON COUNCIL
JANUARY 12, 2021
VIA TELECONFERENCE**

Mayor Rilling called the meeting to order at 7:32 p.m. and led the Assembly in reciting the Pledge of Allegiance.

I. ROLL CALL

Ms. King read the announcement and called the Roll:

The following Common Council members were present:

Council at Large:	Mr. Gregory Burnett Mr. Nicholas Sacchinelli	Ms. Dominique Johnson Ms. Barbara Smyth
District A:	Mr. David Heuvelman	Mr. Kadeem Roberts
District B:	Ms. Darlene Young	Ms. Diana Revolus
District C:	Mr. John Kydes	Mr. George Theodoridis
District D:	Mr. George Tsiranides	Mr. Tom Keegan
District E:	Mr. Thomas Livingston	Ms. Lisa Shanahan

At Roll Call there were fourteen (14) Common Council members present and one (1) absent (Mr. Langella). A Quorum was present.

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

II. ACCEPTANCE OF MINUTES

Regular Meeting: December 8, 2020

**** MS. SHANAHAN MOVED TO ACCEPT THE MINUTES AS PRESENTED
** MOTION PASSED UNANIMOUSLY**

II. PUBLIC PARTICIPATION

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

Ms. Diane Lauricella spoke in opposition to DPW item A7, on behalf of the Zero Waste Coalition. She said the waste stream has to be looked at in a holistic way and asked the Common Council to move this item back to Committee.

IV. MAYOR

A. RESIGNATIONS AND APPOINTMENTS RESIGNATIONS:

APPOINTMENTS: There were no appointments announced this evening.

REAPPOINTMENTS:

**** MR. KYDES MOVED TO APPROVE THE FOLLOWING REAPPOINTMENTS:
MATT PENTZ, CONSERVATION COMMISSION
ED HOLOWINKO, CONSERVATION COMMISSION**

Mr. Kydes spoke in support of the reappointments.

**** MOTION PASSED UNANIMOUSLY**

**** MS. SMYTH MOVED TO APPROVE THE FOLLOWING REAPPOINTMENTS:
DORIS ASH, ASSESSMENT BOARD OF APPEALS
JO DEUPREE, ASSESSMENT BOARD OF APPEALS
JUDY HYERS, ASSESSMENT BOARD OF APPEALS
JANE READY, ASSESSMENT BOARD OF APPEALS**

Ms. Smyth spoke in support of the reappointments.

**** MOTION PASSED UNANIMOUSLY**

MAYOR'S REMARKS

Mayor Riling said the Vaccine Ad hoc Committee is focusing on ensuring the efficient and effective administering of the COVID-19 vaccine in locations accessible to the most number of people and providing accurate information to the public. He said the City will follow the State guidelines to administer the vaccine. On Thursday, there will be an opportunity for people in Phase 1A to pre-register. He described the on-line registration system and said that as soon as final information is available, it will be communicated to the general public.

The CT Food Bank will hold a food distribution event at Calf Pasture Beach on January 13, 2021. He said this will be a no-contact event. He added that several Common Council members have volunteered to help.

Mayor Riling stated that due to the pandemic, there will not be a Martin Luther King Day event on January 18, 2021 but one will be planned at a future date. An essay writing contest for local students to commemorate Martin Luther King Day is being sponsored by the Norwalk Public Library.

V. COUNCIL PRESIDENT

A. GENERAL COUNCIL BUSINESS:

Mr. Sacchinelli read the following statement from the Common Council in response to the events that happened at the Capitol:

We, the Common Council of the City of Norwalk, Connecticut, condemn the acts of violence that occurred in our nation's capital on January 6, 2021.

The seditious behavior of the mob of rioters on that day, endangering our national leaders and ravaging our most sacred symbol of democracy, the Capitol building, has no place in our free and open society.

All those who took part in or incited this insurrection should be brought before our justice system and made to answer for their part in this heinous act.

B. CONSENT CALENDAR:

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

VI. REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS

A. CORPORATION COUNSEL

VII. COMMON COUNCIL COMMITTEES

A. PUBLIC WORKS COMMITTEE

1. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY FOR THE FOLLOWING TRANSACTION PER THE JOINT MEMORANDUM OF JESSICA CASEY, STEVE KLEPPIN, ANTHONY CARR, AND VANESSA VALADARES DATED NOVEMBER 24, 2020:

I. FOR THE CITY OF NORWALK TO CONVEY THE FOLLOWING EASEMENTS TO SONO TOD, LLC FOR CONSIDERATION OF ONE TWENTY-NINE THOUSAND TWO HUNDRED AND THIRTY-THREE DOLLARS AND 00/100 CENTS (\$129,233.00):

(1) A DRIVEWAY EASEMENT, APPROXIMATELY 7,424 SQ. FT., AS DEPICTED IN THE EASEMENT MAP DEPICTING PROPOSED

DRIVEWAY EASEMENT OVER LAND OF THE CITY OF NORWALK, 30 MONROE STREET, PREPARED FOR SONO TOD, LLC, 1 CHESTNUT STREET, NORWALK, CONNECTICUT, SCALE 1" - 20 FT., DATED NOVEMBER 24, 2020, WILLIAM W. SEYMOUR & ASSOCIATES, P.C., REVISED TO INCLUDE THE 328 SQ. FT. OF 1 CHESTNUT STREET TO FIRST BE CONVEYED FROM SONO TOD, LLC TO THE CITY OF NORWALK AUTHORIZED IN AGENDA ITEM 3.III;

(2) A RAMP EASEMENT, APPROXIMATELY 759 SQ. FT., AS DEPICTED IN THE EASEMENT MAP DEPICTING PROPOSED RAMP EASEMENT OVER LAND OF THE CITY OF NORWALK, 30 MONROE STREET, PREPARED FOR SONO TOD, LLC, 1 CHESTNUT STREET, NORWALK, CONNECTICUT, , SCALE 1" - 20 FT., DATED NOVEMBER 24, 2020, WILLIAM W. SEYMOUR & ASSOCIATES, P.C.;

(3) A SIDEWALK EASEMENT, APPROXIMATELY 2,129 SQ. FT. PLUS 179 SQ. FT., AS DEPICTED IN THE EASEMENT MAP DEPICTING PROPOSED SIDEWALK EASEMENT OVER LAND OF THE CITY OF NORWALK, 30 MONROE STREET, PREPARED FOR SONO TOD, LLC, 1 CHESTNUT STREET, NORWALK, CONNECTICUT, SCALE 1" - 20 FT., DATED NOVEMBER 24, 2020, WILLIAM W. SEYMOUR & ASSOCIATES, P.C.; AND II.

FOR SONO TOD, LLC TO CONVEY THE FOLLOWING EASEMENT TO CITY OF NORWALK FOR CONSIDERATION OF ONE DOLLAR (\$1.00): A SIDEWALK EASEMENT, APPROXIMATELY 656 SQ. FT. PLUS 183 SQ. FT., AS DEPICTED IN THE EASEMENT MAP DEPICTING PROPOSED SIDEWALK EASEMENT GRANTED TO THE CITY OF NORWALK, 30 MONROE STREET, OVER LAND THE LAND OF SONO TOD, LLC, 1 CHESTNUT STREET, NORWALK, CONNECTICUT, SCALE 1" - 20 FT., DATED NOVEMBER 24, 2020, WILLIAM W. SEYMOUR & ASSOCIATES, P.C.

III. FOR THE CITY OF NORWALK TO ACQUIRE FEE SIMPLE TITLE FROM SONO TOD, LLC, IN AND TO APPROXIMATELY 328 SQ. FT. OF LAND OF 1 CHESTNUT STREET, AS DEPICTED IN THE COMPILATION PLAN DEPICTING CONVEYANCE PARCEL TO BE CONVEYED TO THE CITY OF NORWALK BY SONO TOD, LLC, 1 CHESTNUT STREET, NORWALK, CONNECTICUT, SCALE 1" – 20 FT., DATED NOVEMBER 24, 2020, WILLIAM W. SEYMOUR & ASSOCIATES, P.C.

2. RE-AUTHORIZE THE CONVEYANCE OF COMPENSATORY MITIGATION EASEMENTS TO THE STATE OF CONNECTICUT CONCERNING 185 LIBERTY SQUARE AND 15 & 60 SOUTH SMITH STREET (ITEMS VII, C, 2 AND 3 ON THE SEPTEMBER 22, 2020 COMMON COUNCIL AGENDA) AS PERMANENT EASEMENTS.

3. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO ENTER INTO A TEMPORARY RIGHT OF ENTRY AGREEMENT WITH THE DEPARTMENT OF TRANSPORTATION TO ENTER OVER A CERTAIN PORTION OF 10 N WATER STREET FOR CONSTRUCTION ACCESS, STORAGE OF MATERIALS AND EQUIPMENT STAGING PURPOSES IN CONNECTION WITH PROJECT 0301-176 – WALK BRIDGE REPLACEMENT.

4. AUTHORIZE THE CHIEF OF OPERATIONS & PUBLIC WORKS, TO EXECUTE ORDERS ON CONTRACT WITH DEERING CONSTRUCTION, INC., TO PROJECT PM 2019-1, PAVEMENT MANAGEMENT PROGRAM, FOR AN AMOUNT NOT TO EXCEED \$500,000. ACCOUNT NO. 09 20 4021 5777 C0021 09 21 4021 5777 C0021

5. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF NORWALK AND TIGHE & BOND, INC. FOR PROJECT D.P.W. 2020-1 CONSTRUCTION INSPECTION/OBSERVATION SERVICES. THE AGREEMENT IS FOR A PERIOD OF ONE

(1) YEAR, BILLABLE ON AN HOURLY BASIS, FOR A SUM NOT TO EXCEED \$325,000.00, WITH AN OPTION TO EXTEND FOR TWO

(2) ADDITIONAL TERMS OF ONE (1) YEAR EACH.

ACCOUNT NO. 09 21 4021 5777 C0021 ACCOUNT NO. 09 22 4021 5777 C0021 ACCOUNT NO. 09 04 4021 5777 C0234 ACCOUNT NO. 09 06 4021 5777 C0234 ACCOUNT NO. 09 07 4021 5777 C0234 ACCOUNT NO. 09 21 4021 5777 C0234 ACCOUNT NO. 09 22 4021 5777 C0302 ACCOUNT NO. 09 06 4021 5777 C0315 ACCOUNT NO. 09 21 4021 5777 C0315 ACCOUNT NO. 09 22 4021 5777 C0315 ACCOUNT NO. 09 22 4021 5777 C0318 ACCOUNT NO. 09 18 4027 5777 C0440 ACCOUNT NO. 09 21 4021 5777 C0440 ACCOUNT NO. 09 22 4021 5777 C0440 ACCOUNT NO. 09 20 4021 5777 C0643 ACCOUNT NO. 09 21 4021 5777 C0643 ACCOUNT NO. 09 22 4021 5777 C0643 ACCOUNT NO. 09 21 6030 5777 C0658 ACCOUNT NO. 09 21 6030 5777 C0659 ACCOUNT NO. 01 40 30 5258

6. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH CLEAN HARBORS ENVIRONMENTAL SERVICES, INC. FOR PROJECT 4079 HOUSEHOLD HAZARDOUS WASTE COLLECTION FOR A SUM NOT TO EXCEED \$30,000. 00. ACCOUNT NO. 01 40 42 5258

8. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH D.W. TRANSPORT & LEASING, INC. FOR PROJECT 4078 TRANSPORTATION & DISPOSAL OF STREET SWEEPINGS / CATCH BASIN GRIT, EXCAVATED MATERIALS AND BROKEN STRUCTURAL CONCRETE FOR A SUM NOT TO EXCEED \$150,000. 00. ACCOUNT NO. 01 40 42 5299

B. RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE

1A. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO A CONTRACT WITH CLASSIC TURF COMPANY, LLC FOR PROJECT #4073 BRIEN MCMAHON HIGH SCHOOL TENNIS COURTS FOR A SUM NOT TO EXCEED \$435,000.00, BASE BID (\$400,000.00), ADD ALTERNATE 1 – DRAINAGE WORK (\$35,000.00). ACCOUNT # 0921-6030-5777-C0321.

1B. AUTHORIZE THE DIRECTOR OF RECREATION AND PARKS TO EXECUTE CHANGE ORDERS ON CONTRACT WITH CLASSIC TURF COMPANY, LLC FOR PROJECT #4073 BRIEN MCMAHON HIGH SCHOOL TENNIS COURTS FOR A SUM NOT TO EXCEED \$43,500.00. ACCOUNT # 0921-6030-5777-C0771.

2A. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO A CONTRACT WITH DIAMOND LANDSCAPE AND ATHLETIC FIELDS FOR PROJECT #4072 CALF PASTURE BEACH SOFTBALL FIELDS (3) RENOVATION FOR A SUM NOT TO EXCEED \$43,524.00. ACCOUNT # 0921-6030-5777-C0771.

2B. AUTHORIZE THE DIRECTOR OF RECREATION AND PARKS TO EXECUTE CHANGE ORDER ON CONTRACT WITH DIAMOND LANDSCAPE AND ATHLETIC FIELDS FOR PROJECT #4072 CALF PASTURE BEACH SOFTBALL FIELDS

(3) RENOVATION FOR A SUM NOT TO EXCEED \$4,352.00. ACCOUNT # 0921-6030-5777-C0771.

C. FINANCE AND CLAIMS COMMITTEE

1. ACCEPT AND APPROVE THE REPORT OF THE CLAIMS COMMITTEE DATED: DECEMBER 10, 2020

2. FOR INFORMATIONAL PURPOSES ONLY: NARRATIVE ON TAX COLLECTIONS DATED DECEMBER 10, 2020.

3. FOR INFORMATIONAL PURPOSES ONLY: MONTHLY TAX COLLECTOR'S REPORT DATED: NOVEMBER 2020. –

4. AUTHORIZE THE COMMON COUNCIL HEREBY APPROVES AND ADOPTS THE REVISED BUILDING PERMIT FEE SCHEDULE APPROVED BY THE BUILDING BOARD OF APPEALS AT ITS MARCH 9, 2020 PUBLIC MEETING. COPY OF REVISED BUILDING PERMIT FEE SCHEDULE ENCLOSED.

5. ACTION REQUESTED - NOVEMBER 2020: AUTHORIZE AN ADDITIONAL \$20,253 PER YEAR AS A CONTINGENCY IF CLAIM FREQUENCY IN ANY ONE YEAR EXCEEDS HISTORICAL AVERAGES FOR AN AUTHORIZED TOTAL OF \$125,000 PER YEAR; AND AUTHORIZE AN ADDITIONAL \$35,759 FOR THE THREE YEAR CONTRACT TERM FOR A TOTAL THREE YEAR TOTAL COST OF \$350,000.

PREVIOUS ACTION REQUESTED EARLIER THIS YEAR: ACTION REQUESTED:

AUTHORIZE THE MAYOR, HARRY RILLING, TO EXECUTE A CONTRACT FOR MANAGEMENT AND ADMINISTRATION OF THE CITY'S WORKERS COMPENSATION AND HEART & HYPERTENSION PROGRAM FOR THE THREE YEAR PERIOD BEGINNING JULY 1, 2020 AND ENDING JUNE 30, 2023 AT A COST PER CLAIM BASED ON THE FOLLOWING SCHEDULE: REPORT ONLY CLAIMS - \$27 PER CLAIM COST; MEDICAL ONLY CLAIMS - \$215 PER CLAIM COST; INDEMNITY CLAIMS - \$1,175 PER CLAIM COST; AND HEART & HYPERTENSION CLAIMS - \$1,175 PER CLAIM COST. TOTAL ESTIMATE ANNUAL COST IS \$104,747 AND TOTAL ESTIMATE THREE YEAR COST IS \$314,241. ACCOUNTS: 16-1344-5258 AND 16-5054-5258.

D. ORDINANCE COMMITTEE

1. APPROVE THE FOLLOWING REVISIONS/AMENDMENTS TO CITY CODE SECTION 32-8 OF THE CITY CODE:

• CHAPTER 32-4: CONFLICTS OF INTERESTS; INTERFERENCE WITH DUTIES; PROHIBITED INTERESTS; EXCEPTIONS.

**** MOTION PASSED UNANIMOUSLY BY ROLL CALL VOTE: MR. BURNETT; MS. JOHNSON; MR. SACCHINELLI; MS. SMYTH; MR. HEUVELMAN; MR. ROBERTS; MS. REVOLUS; MS. YOUNG; MR. KYDES; MR. THEODORIDIS; MR. KEEGAN; MR. TSIRANIDES; MR. LIVINGSTON; MS. SHANAHAN**

VII. COMMON COUNCIL COMMITTEES

A. PUBLIC WORKS COMMITTEE

**** MR. TSIRANIDES MOVED TO AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH CITY CARTING, INC. FOR PROJECT 4077 TRANSPORTATION & DISPOSAL OF YARD WASTE MATERIALS FOR A SUM NOT TO EXCEED \$275,000. 00. ACCOUNT NO. 01 40 42 5299**

Mr. Tsiranides said Mr. Carr and Ms. Palladino were present to answer any questions. Mr. Carr described the process and noted that this item was discussed at the Public Works Committee meeting. He said the RFP and the bids will be e-mailed to the Common Council members tomorrow and added that next time it will be included in the back up. It was not intentionally left out.

Mr. Carr described the clean up operations resulting from the August 4th storm and said City Carting was very efficient during that process. He said they were the lowest bidder.

Mr. Carr said he would be happy to speak to Ms. Lauricella; he is open to ideas, but there needs to be some substance to the ideas.

Mr. Keegan said that he has stated before, that sometimes you have to trust the integrity and expertise of the staff. He said he has absolute trust in Mr. Carr.

**** MOTION PASSED UNANIMOUSLY BY ROLL CALL VOTE: MR. BURNETT; MS. JOHNSON; MR. SACCHINELLI; MS. SMYTH; MR. HEUVELMAN; MR. ROBERTS; MS. REVOLUS; MS. YOUNG; MR.**

KYDES; MR. THEODORIDIS; MR. KEEGAN; MR. TSIRANIDES; MR. LIVINGSTON; MS. SHANAHAN

E. PLANNING COMMITTEE

**** MR. KYDES MOVED TO AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH TPUDC TO CONDUCT AN UPDATE OF THE ZONING REGULATIONS, IN AN AMOUNT NOT TO EXCEED \$190,040.**

Mr. Kydes said this is a request to vote on hiring a company to re-vamp the Zoning regulations.

Mr. Kleppin reviewed the request and said that TPUDC did a great job on their presentation. What stuck out was their plan for public participation.

Mr. Livingston spoke in support of the item and said it is a great item and that hopefully the end result will be a user-friendly set of regulations. He commended Mr. Kleppin and the Zoning staff.

Mayor Rilling thanked Mr. Kydes, the Planning Committee and Mr. Kleppin. He noted there has been a need to update the Zoning Regulations for some time.

**** MOTION PASSED UNANIMOUSLY BY ROLL CALL VOTE: MR. BURNETT; MS. JOHNSON; MR. SACCHINELLI; MS. SMYTH; MR. HEUVELMAN; MR. ROBERTS; MS. REVOLUS; MS. YOUNG; MR. KYDES; MR. THEODORIDIS; MR. KEEGAN; MR. TSIRANIDES; MR. LIVINGSTON; MS. SHANAHAN**

VIII. RESOLUTIONS FROM COMMON COUNCIL

There were none.

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

There were none.

X. SUSPENSION OF RULES

There were none.

XI. ADJOURNMENT

- ** MR. ROBERTS MOVED TO ADJOURN**
- ** MOTION PASSED UNANIMOUSLY**

There was no further business, and the meeting was unanimously adjourned at 8:16 p.m.

ATTEST: _____
Donna King, City Clerk