

COMMON COUNCIL ACTION FEBRUARY 28, 2012
NORWALK, CONNECTICUT 8:00 P.M. EST. COUNCIL CHAMBERS

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 Moccia called the meeting to order at 8:00 p.m. Also, requested to continue to stand for a moment of silence after the Pledge of the Allegiance for 2 year old Jameson Conte, son of Lieutenant Mark Conte, who passed away over the weekend. Also, for the 3 students who died on Monday in the Chardon High School shooting in Ohio.

- I. **ROLL CALL**
- II. **ACCEPTANCE OF MINUTES** **ACCEPTED**
Regular Meeting: **February 14, 2012**

III. PUBLIC PARTICIPATION

IV. MAYOR

A. RESIGNATION AND APPOINTMENTS

ACCEPTED **RESIGNATIONS:** John R. McNamara, Board of Health Commission

APPROVED **APPOINTMENTS:** William Michael Harden, Parking Authority

Janet W. Karpiak, MD, Board of Health
APPROVED

MAYOR'S REMARKS: The Mayor thanked the public for their politeness and passion and that he appreciated all of their comments. He also requested that the Council be respectful to each other as was the public when they were speaking.

V. COUNCIL PRESIDENT

A. GENERAL COUNCIL BUSINESS

B. CONSENT CALENDAR VII.A.1, VII.B.1a., VII.1b, VII.2, VII.3., VII.4.a., VII.4b., VII.5., VII1.C., VII1. VII.2., VII.3., VII.4., VII.5., VII.6., VII.7., VII.8., VII.9., VII.10., VII.D., VII.1a., VII.1b., VII.2a., VII.2b., VII.3a., VII.3b., VII.4a., VII.4b.

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VI. REPORTS: DEPARTMENTS, BOARD AND COMMISSIONS

A. CORPORATION COUNSEL

B. BOARD OF ESTIMATE AND TAXATION

VII. COMMON COUNCIL COMMITTEES

A. FINANCE/CLAIMS COMMITTEE

1. **WHEREAS**, Section I-289 of the Norwalk Charter requires that a majority of the Common Council vote to establish a specific spending limitation on locally funded expenditures during the process of establishing the next fiscal year's operating budget.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF NORWALK THAT:

The maximum limit on total appropriations for the City of Norwalk for Fiscal Year beginning July 1, 2012 shall be no more than \$286,182,707. This appropriation cap represents total expenditures of \$302,579,054 less estimated intergovernmental grants of \$16,396,347.

Be it further resolved that the result of this vote and resolution, together with the attached 2012-13 Budget Guide, be forwarded by the Clerk of the City of Norwalk to the Board of Estimate and Taxation.

FAILED

WHEREAS, Section I-289 of the Norwalk Charter requires that a majority of the Common Council vote to establish a specific spending limitation on locally funded expenditures during the process of establishing the next fiscal year's operating budget.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF NORWALK THAT:

The maximum limit on total appropriations for the City of Norwalk for Fiscal Year beginning July 1, 2012 shall be no more than \$280,475,665. This appropriation cap represents total expenditures of \$296,872,012 less estimated intergovernmental grants of \$16,396,347.

Be it further resolved that the result of this vote and resolution, together with the attached 2012-13 Budget Guide, be forwarded by the Clerk of the City of Norwalk to the Board of Estimate and Taxation.

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APPROVED BY MAJORITY VOTE

VOTE: 12 in favor; 3 against

APPROVED

B. HEALTH, WELFARE & PUBLIC SAFETY COMMITTEE

1.a. Authorize the Mayor, Richard A Moccia, to execute any and all documents necessary to apply for and accept grant funds from the National Association of Chronic Disease Directors for the ACHIEVE initiative in the amount of \$88,000 for the period January 31, 2012 through September 28, 2012. **AUTHORIZE D**

1b. Authorize the Mayor, Richard A Moccia, to execute any and all agreements, documents, instruments or amendments as may be necessary to implement the ACHIEVE initiative. **AUTHORIZE D**

2. Authorize the Purchasing Agent to execute a purchase order, on behalf of the Norwalk Police Department, to Motorola, under State Contract #A-99-001, for the purchase of fifty seven (57) Encrypted Motorola XTS2500 radios, chargers, and back up batteries not to exceed \$121,234. Account #35309A-5743 **AUTHORIZE D**

3. Authorize to SNEW to comply with public street lighting improvements in designated sections of South Norwalk, for the purpose of improving public Safety, as specified by the Norwalk Police SoNo Alliance Committee.

AUTHORIZE D

4a. Authorize the Mayor, Richard A. Moccia to execute any and all documents necessary to apply for and accept funds from FEMA Department of Homeland Security for FY 2011 Port Security Grant Program (PSGP) in the amount of \$79,000.00. The Fire Department will be appropriated \$60,000.00 for CBRNE, Chemical, Biological, Radiological, Nuclear and Enhanced Conventional Weapons detection equipment and electronics to be installed in the marine vessel under construction by North River Boat, Inc. The balance of the grant will be appropriated to the Police Department. **AUTHORIZE D**

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4b. Authorize the Mayor, Richard A. Moccia to execute the first Amendment to the North River Boat, Inc. agreement. This amendment shall amend and revise that North River Boat, Inc. Agreement executed on October 25, 2011 and incorporate additional grant funds from FEMA Department of Homeland Security for FY 2011 Port Security Grant Program (PSGP) in the amount of \$60,000.00 of \$79,000.00 available from the grant. Total amount of grant funds available to this project for the construction and fit-up of the marine vessel not to exceed \$660,000.00. Note this project is 100% funded. Account number 09113110-5799-C0505.

AUTHORIZED

5. Authorize the Mayor, Richard A. Moccia, to execute any and all documents necessary to approve and adopt new Section 42A-5 of the Norwalk Code of Ordinances, which is entitled, "Approval of Rates and Fees," and will authorize the establishment of a schedule of fees for permits issued by and services performed by the Norwalk Fire Marshal's Office.

REFER BACK TO COMMITTEE

C. RECREATION, PARKS & CULTURAL AFFAIRS COMMITTEE

1. Authorize the preparation of a draft Lease Agreement between the City of Norwalk and the Sixth Taxing District for the use of Witch Park with terms reviewed by the Recreation, Parks Cultural Affairs Committee on February 15, 2012. Final draft to be submitted to the Recreation and Parks Committee and thereafter to the Planning Commission for a 8-24 Review and to the Common Council for final approval.

REFER BACK

TO COMMITTEE

2. Authorize the Mayor Richard A. Moccia to enter into an agreement with the Marching Bears Inc. for the use of Andrews Parking Lot for a Carnival to be held Friday - Sunday, June 15, 16, 17, 2012 from 2:00 PM - 8:00 PM. In the event that Norwalk High School Graduation does not take place on Thursday, June 14, 2012 the Norwalk Bears will host the Carnival on Thursday, Friday and Saturday (Not Sunday). Set up to take place on Wednesday, June 13, 2012 with tear down no later than Noon on Monday, June 18, 2012. Estimated attendance 1,000+.

AUTHORIZED

3. Authorize the Mayor, Richard A. Moccia to enter into an agreement with the Fairfield County Concours d'Elegance for the use of Mathews Park for the annual Fairfield County Concours d'Elegance to be held Friday, September 14, 2012 from 6:00 PM - 9:00 PM, Saturday and Sunday, September 15, 16, 2012 from 7:00 AM - 4:00 PM. Set up to take place Thursday, September 13, 2012 with tear down no later than Noon on Monday, September 17, 2012. Estimated attendance 2,000 - 5,000.

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AUTHORIZE D

4. Authorize the Mayor, Richard A. Moccia to enter into an agreement with Girl Scouts of CT for the use of Taylor Farm for a "Round-Up 2012" to be held Friday, Saturday and Sunday, September 7, 8, 9, 2012. Set up to take place Friday, September 7, 2012 at 3:00 PM with tear down no later than Noon on Monday, September 10, 2012. Estimated attendance 1,000. **AUTHORIZE D**

5. Approve the use of the Show Mobile by the Norwalk Hospital Foundation for the Whittingham Cancer Center "Walk and Sally's Run" to be held Saturday, May 12, 2012 from 8:00 AM - 2:00 PM. **APPROVED**

6. Authorize the Mayor, Richard A. Moccia to apply and accept grant funds through the State of Connecticut Department of Environmental Protection (Installation/Upgrade/Purchase/Operation and Maintenance of a Marine Sewage Disposal Facility 2012 Funded through the Federal Clean Vessel Act. The grant will fund 75% purchase of new pump out station as well as yearly department operation expenses. Total cost \$22,457.50, reimbursable \$16,843.00. Cities \$25% \$5,614.00 paid out of accounts 016034-5130 and 016031- 5585. **AUTHORIZE D**

7. A) Authorize the Mayor, Richard A. Moccia to enter into an agreement with the Leukemia and Lymphoma Society for the "Light the Night" event to be held at Calf Pasture Beach on Friday, October 26, 2012 from 5:00 PM - 10:00 PM. Set up to take place at 9:00 AM Friday, October 26, 2012 with tear down no later than Noon Saturday, October 27, 2012. Estimated attendance 600. **AUTHORIZE D**

B) Approve the use of the Show Mobile by the Leukemia and Lymphoma Society for their "Light the Night" event to be held at Calf Pasture Beach on Friday, October 26, 2012. **APPROVED**

8. Authorize the Mayor, Richard A. Moccia to enter into an agreement with the Child Guidance Center of Mid-Fairfield county for the use of Calf Pasture Beach to host their 2nd annual "Bike and Run" to be held Sunday, June 3, 2012 from 6:00 AM - 3:00 PM. Estimated attendance 250. **AUTHORIZE D**

9. Approve the 2012-2013 Department Fees and Charges for Facilities, Parks and Programs. **APPROVED**

10. Authorize the Director, Recreation and Parks to issue a change order to contract with Bangor Abatement Inc., Project #3079 Lead Paint Abatement - Fodor Farm Homestead

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Dwelling for lead abatement for an additional
Account #09126030-5777-C-0462.

sum not to exceed \$15,900.00.
AUTHORIZE D

D. LAND USE AND BUILDING MANAGEMENT COMMITTEE

- 1a. Authorize the Mayor, Richard A. Moccia, to execute an Amendment to Newfield Construction, Inc.'s Norwalk Fire Headquarters construction contract for a Guaranteed Maximum Price (GMP) in the amount of \$12,975,506. Account #'s

AUTHORIZED

- 09123110-5777-C0466 Fire Dept.
- 09080600-5777-C0375 IT Dept.
- 09090660-5777-C0375 IT Dept.
- 09100600-5777-C0375 IT Dept.
- EOC State Grant - Acct # to be determined

- 1b. Authorize the NFCC to issue change order on contract for a total not to exceed \$538,658.

AUTHORIZE D

- 2a. Authorize the Mayor, Richard A. Moccia, to execute an Agreement with Main Enterprises, Inc. for DPW Administration Building Air Conditioning Chiller Replacement Project for a total not to exceed \$194,980.00. Funds are available from accounts #09107100-5777-C0119 and #09074071-5777-C0387.

AUTHORIZE D

- 2b. Authorize the Office of Building Management to issue change orders on Contract for a total not to exceed \$19,498.00.

AUTHORIZE D

- 3a. Authorize the Mayor, Richard A. Moccia, to execute an Agreement with New England Energy Management, Inc. for an energy efficient lighting retrofit project in the garage bay and vehicle maintenance facilities at DPW Garage. Net capital replacement cost to the City after utility incentive shall be \$19,925.16 and the payback period shall be 1.3 years. Acct. #0911/12 7100-5777-C0149

AUTHORIZE D

- 3b. Authorize the Office of Building Management to issue change orders on Contract for a total not to exceed \$1,992.00

AUTHORIZE D

VII. COMMON COUNCIL COMMITTEES

D. LAND USE AND BUILDING MANAGEMENT COMMITTEE (cont.)

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4a. Authorize the Purchasing Agent to issue a Purchase Order to Main Enterprises, Inc. for the installation of a supplement air conditioning unit for DPW Traffic Department server area for a total not to exceed \$15,195.00. Acct. #09117100 5777 C0439.

AUTHORIZE D

4b. Authorize the Office of Building Management to issue change orders on Purchase Order for a total not to exceed \$1,519.00

AUTHORIZE D

VIII. RESOLUTIONS FROM COMMON COUNCIL

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

X. SUSPENSION OF RULES

XI. ADJOURNMENT 12:25 a.m.

APPOINTMENTS

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**BOARD OF HEALTH COMMISSION M/C NWLK
CODE 57-4**

Janet W. Karpiak, MD (U) **APPROVED** Term Exp. 12/01/12
58 Ledgebrook Drive (Fill John R. McNamara's
unexpired term)
Norwalk, CT 06854

**PARKING AUTHORITY M/C NWK CODE
73-A**

William Michael Harden (R) **APPROVED** Term Exp. 3/31/
16 (Fill John Federici's unexpired
31 Harborview Avenue
term)
Norwalk, CT 06854