

**COMMON COUNCIL
NORWALK, CONNECTICUT**

**MAY 11, 2010
REGULAR MEETING MINUTES**

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.

I. ROLL CALL

Ms. Wink called the roll. The following Council Members were present:

Council at Large:	Mr. Douglas Hempstead	
	Ms. Joanne Romano	Mr. John Tobin
District A:	Mr. Richard Bonenfant	Mr. David Jaegar
District B:	Mr. Carvin Hilliard	Mr. Travis Simms
District C:	Mr. Nicholas Kydes	Ms. Laurel Lindstrom
District D:	Mr. Clyde Mount	Ms. Kelly Straniti
District E:	Mr. Andrew Conroy	Ms. Nora King

Attorney Robert Maslan, Corporation Counsel
Ellen Wink, City Clerk
Mr. Bondi was absent.

II. ACCEPTANCE OF MINUTES

Regular meeting – April 27, 2010

The following was requested to be included as a correction to the April 13, 2010 minutes, which was not noted in the April 27 minute corrections:

Ms. Lindstrom noted that on page 8, Mr. Hilliard’s motion for an increase to the City’s Operating Budget Cap did not list the names of the members who voted in favor and in opposition of the item. Please correct the motion to read as follows:

THE MOTION FAILED WITH FIVE VOTES IN FAVOR (LINDSTROM, KING, SIMMS, HILLIARD, JAEGER) EIGHT OPPOSED (HEMPSTEAD, ROMANO, TOBIN, KYDES, MOUNT, STRANITI, CONROY, MCQUAID) AND NO ABSTENTIONS.

**** MS. ROMANO MOTIONED TO APPROVE THE MINUTES FROM THE APRIL 27, 2010 MEETING AS AMENDED WITH CORRECTION NOTED.
** THE MOTION PASSED UNANIMOUSLY.**

III. PUBLIC PARTICIPATION

Mayor Moccia reviewed the procedure and rules for those who had signed up to speak, and asked those individuals to state their name, address or affiliation and to comment only as relevant to the agenda items, limited to a maximum of three minutes. He reminded those that signed up to speak that only items on the agenda were permissible.

The following comments are summarized and are not verbatim.

Mr. Jim Castelot, stated that he was representing Union AFSME and was there to discuss the issue of no response to a request to be heard at a City meeting. Mayor Moccia told Mr. Castelot that he could not speak on an item that was not on the agenda and he was to abide by the Council rules, which are that only items on the agenda were permitted to be open for public comment.

Mr. Hilliard stated that he had instructed Mr. Castelot to come to tonight's meeting to speak, and Mayor Moccia responded that this was not in compliance with the Council rules. Mayor Moccia state that items of this nature would probably go through the Department of Public Works.

Mr. Conroy stated that if the issue was about the union contract or a collective bargaining issue, or contractual in nature, that it would go through one of the Committees.

Mr. McQuaid requested a recess to discuss the point of order.

The meeting was recessed at 8:20 p.m. and reconvened back into public session at 8:25 p.m.

Mayor Moccia stated that the rules are that public comments would only be accepted for items on the agenda. Mr. Hilliard stated that this was never the case in the past, and comments were accepted from the public. Mayor Moccia replied that this was always the procedure and asked Attorney Maslan to provide a copy of the rules.

Mr. Castelot stated that he had requested to speak at tonight's meeting, and he was told by Mr. Simms to contact the City Clerk to be put onto the agenda. Ms. Wink stated that she did receive a phone call, but it was not a formal request to be put on the agenda, but was only an inquiry of information on how to be put onto the Council agenda. She added that she had instructed the caller to submit a request in writing, and it would be directed to the appropriate department.

Ms. King stated that a member of the community should be able to speak or should at least be given the courtesy of a response as how to go about contacting the City and what the procedure was to put an item on the agenda.

Mayor Moccia referred to the Council Member house rules and stated that these are rules signed by all members, and reviewed with the City Clerk for all new members, and they must be followed. He added that if the Council wants to change the rules, it is their prerogative, but that these are the rules under which he is obligated to operate.

Mr. Hempstead stated that if there are union negotiations in process, there was a specific procedure to follow with regard to how to comment on an issue and Council members are bound by rules of conduct and procedure.

Ms. Romano stated that as Chair of the Personnel Committee, she would be happy to accept the item and place it on the agenda for review.

Mayor Moccia read rule 19 and stated that there were four manners for placing an item on the agenda, and highlighted that the request had to be in writing five days prior to the meeting. He stated that he would be happy to meet with members of the group providing the matter did not relate to any open negotiations or binding arbitration item. Mayor Moccia stated the matter was now closed and asked if there were other members of the public who wished to speak.

Public Participation – Continued

2. Walter McLaughlin, Norwalk Hospital, spoke about the Whittingham Cancer Walk that is scheduled for this Saturday at Calf Pasture Beach. He encouraged the Council Members to attend and support this event.

City Clerk Wink stated that there were no other names on the public participation sign up sheet, and asked if there was anyone in attendance who planned to speak on an agenda item. Hearing none, Mayor Moccia stated that public participation of the meeting would be closed.

IV. MAYOR REMARKS

Mayor Moccia stated that he was pleased to announce that Anthony William “Bill” Harrick was in attendance and has received the honor as the oldest poll worker in the State of Connecticut. and he turns 99 today. He reviewed Mr. Harrick’s accomplishments and stated that he had held many jobs in the City, and read a proclamation to make May 11, 2010 as Bill Harrick Day in Norwalk. A letter from Senator Lieberman acknowledging and congratulating Mr. Harrick was read by Ms. Karen Lyons, Registrar of Voters. Mayor Moccia presented Mr. Harrick with a certificate of the proclamation and the Council acknowledged Mr. Harrick with standing ovation and applause. Mr. Harrick made a statement of appreciation and gratitude for the opportunity to serve his City, and expressed his thanks to the Council.

MAYOR - REMARKS – continued

Mayor Moccia announced that congratulations were extended to a well-known citizen, former Board of Education member and Hearing Officer, Robert Genuario on the announcement of his appointment of Superior Court Judge.

Mayor Moccia encouraged participation in the May 15 Wall Street neighborhood clean up project, and stated that those interested are to meet at the Fat Cat Coffee Shop at 9am.

IV. COUNCIL PRESIDENT

A. GENERAL COUNCIL BUSINESS

Mr. Hempstead stated that as a point of clarification for the record, there were four manners for placing an item on the agenda, and the City Clerk is not empowered or authorized to do so. He added that that all agenda items are approved through Committee or Council President, or the Mayor, and that any request to be put on the agenda had to be either channeled through the appropriate Committee or Department, or requested through the Council President, and he did not receive any request to add an item on the agenda. He added again that there is a fine line to walk relative to union bargaining issues and that is clearly outlined in the state statutes, which the Council Members should take the time to read.

Mr. Hempstead stated that there was a great turn out a few weeks ago for the clean up day, and he thanked members of the community for their efforts. He added that May 23 was the Coast Guard Dedication Service for Shay/McGrath Memorial and he invited Council members to attend the ceremony.

B. CONSENT CALENDAR:

**** MR. HEMPSTEAD MOTIONED THE FOLLOWING ITEMS FOR THE
CONSENT CALENDAR:**

**VII A3(with language modification noted), VII A4, VII A5, VII A6,
VII B1 Tabled, VII B2 Tabled, VII B3, VII B4, VII B5.**

**** THE MOTION WAS APPROVED UNANIMOUSLY.**

Items on Consent Calendar are in bold type as follows:

VII. COMMON COUNCIL COMMITTEES

A. LAND USE AND BUILDING MANAGEMENT COMMITTEE

3. Authorize the Mayor, Richard A. Moccia, to execute a Lease Agreement with Western Connecticut Convention & Visitors Bureau for the Gate House at Mathews Park. Terms of the Agreement shall include:

Consent Calendar – continued

VII A3

- Use – Tourism Center. Sublease limited to tourism related uses only. Terms of
- sublease agreements will be subject to approval by the Common Council.
- Management Committee and Historical Commission.
- Lease Period – One year with one 1-year renewal option.
- Lease Amount – One dollar with Lessee responsible for utilities/operating expenses.

4. Authorize the Mayor, Richard A. Moccia, to execute an agreement with AI Engineers, Inc. to provide engineering design services for chiller replacement at Norwalk City Hall for a total not to exceed \$13,764.62, plus \$1,500 for reimbursable expenses. Acct. # 09107100 5777 C0439 and #350175-556B”

5. Authorize the Mayor, Richard A. Moccia, to execute an agreement with AI Engineers, Inc. to provide engineering design services for chiller replacement at DPW Administration Building for a total not to exceed \$10,857.80, plus \$1,000 for reimbursable expenses. Acct. # 09107100 5777 C0119

6. Authorize the Mayor, Richard A. Moccia, to execute an agreement with AI Engineers, Inc. to provide engineering design services for chiller replacement at Ben Franklin Center for a total not to exceed \$14,277.58, plus \$722.42 for reimbursable expenses. 2010-2011 Capital Budget Acct. number to be determined.

B. HEALTH, WELFARE & PUBLIC SAFETY COMMITTEE

CONSENT TO TABLE BACK TO COMMITTEE:

1. Authorize the Mayor, Richard A. Moccia, to execute any and all documents necessary to apply for and accept grant funds from the Department of Justice under the FY10 Edward Byrne Memorial Justice Assistance Grant (JAG) program, local solicitation in the amount of \$70,834.00.

CONSENT TO TABLE BACK TO COMMITTEE:

2. Authorize the Police Chief, Harry W. Rilling, to execute any and all agreements, documents, instruments and amendments thereto as may be necessary to implement all programs through the FY 10 Edward Byrne Memorial Justice Assistance Grant Local Solicitation pursuant to such grant funding.

3. 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 to implement the Women Infants and Children’s Program with the City of Stamford for the period October 1, 2010 through September 30, 2011 for the amount of \$227,209.00.

Consent Calendar – Continued – items in bold

4. ORIGINAL ITEM AUTHORIZED ON AUGUST 11, 2009:

Authorize the Mayor, Richard A Moccia, to execute any and all documents, instruments or amendments necessary to engage Advanced Business Solutions to supply and support the software for the clinical programs provided by the Health Department for an amount not to exceed \$60,800 for a twelve-month period effective on the signing of the agreements. Account # 35-20-93-5741

REVISED:

Authorize the Mayor, Richard A Moccia, to execute any and all documents, instruments or amendments necessary to engage Advanced Business Solutions to supply and support the software for the clinical programs provided by the Health Department for an amount not to exceed \$76,800 for a twelve-month period effective on the signing of the agreements. Account # 35-20-93-5741

5. Authorize the Purchasing Agent to execute a purchase order, on behalf of the Norwalk Police Department, to ELSAG North America Law Enforcement Systems, LLC under NASPO Multi-State Contract #PC62119, and WCSA Contract #PC62119 for the purchase of Mobile License plate reader, operation center license, car kit, and extended warranty for an amount not to exceed \$26,067.00 from Account #0300-2663.

VII. COMMON COUNCIL COMMITTEES

LAND USE COMMITTEE

1a. Authorize the Mayor, Richard A. Moccia, to execute a Contract with Stamford Wrecking Company for building demolition and site restoration of the old Police Headquarters in Mathews Park, for a total not to exceed \$426,675.00. Account #09107100 5777 C0368 and 2010-2011 acct. # to be determined.

1b. Authorize NFCC to issue Change Orders on Contract for a total not to exceed \$42,667.00.

Mr. McQuaid requested to present the items together as one in Mr. Bondi's absence, and Mayor Moccia stated that permission was granted.

Mr. McQuaid stated that the department should be commended as the amount has come in well below the original budget. He added that in accordance with the Mathews Park Master Plan, the city of Norwalk is proceeding with the demolition of the old police headquarters and restoration of the site as open space. He added that the abatement was completed for \$300,000 during the winter, and outlined the scope of the proposed work and stated that Stamford Wrecking as the lowest bidder, recommended for the bid award of the project, and is a most reputable company. He added that the demolition is schedule to begin in July 2010, completion by mid-October 2010 and set up to coincide with the renovations at Stepping Stones Museum in November.

Mr. Conroy added that several citizens had spoken at recent Council meetings, and Mr. Lo was very responsive and had incorporated suggestions from the Historical Society and should be commended for his efforts. Mayor Moccia added that there are plans to apply for a DEP grant of \$100,000 for landscaping and he reminded the Council that the original requirements of the land were to return it to public open space should it no longer be a police station.

**** MR. MCQUAID MOTIONED TO AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE A CONTRACT WITH STAMFORD WRECKING COMPANY FOR BUILDING DEMOLITION AND SITE RESTORATION OF THE OLD POLICE HEADQUARTERS IN MATHEWS PARK, FOR A TOTAL NOT TO EXCEED \$426,675.00. ACCOUNT #09107100 5777 C0368 AND 2010-2011 ACCT. # TO BE DETERMINED. AND TO AUTHORIZE NFCC TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED \$42,667.00.**

**** THE MOTION PASSED UNANIMOUSLY.**

2. Authorize the Mayor, Richard A. Moccia, to execute an agreement with Hygenix, Inc. to provide abatement monitoring services for the Old Police Headquarters Demolition and Site Restoration Project for a total not to exceed \$21,200.00. Account #09107100 5777 C0368

**** MR. MCQUAID MOTIONED TO AUTHORIZE THE MAYOR, RICHARD A. MOCCIA, TO EXECUTE AN AGREEMENT WITH HYGENIX, INC. TO PROVIDE ABATEMENT MONITORING SERVICES FOR THE OLD POLICE HEADQUARTERS DEMOLITION AND SITE RESTORATION PROJECT FOR A TOTAL NOT TO EXCEED \$21,200.00. ACCOUNT #09107100 5777 C0368**

**** THE MOTION PASSED UNANIMOUSLY.**

C. PLANNING COMMITTEE

1. Rescind the August 12, 2008 council authorization of the Norwalk Redevelopment Agency to undertake property acquisition negotiations with owners of 71 Wall Street.

Mr. Kydes recused himself from items 1-2 due to a conflict, and left the Council Chambers at 8:55 p.m.

Mr. Hempstead stated that the Planning Committee has approved the council rescinded its early authorizations that allowed the Redevelopment Agency to negotiate with the owner of the former Globe Theatre, and to execute a federal loan agreement to acquire the property. He added that the process works as evident through the action last month as it was chosen not to vote upon a contract of sale for the property, whereby the agency would have bought the former theater and leased it to Wall Street redeveloper POKO Partners LLC.

Ms. King stated that she was very happy with the rescission, but had some questions and Mr. Hempstead asked Mr. Sheehan from the Redevelopment Agency to come forward to answer the questions. Ms. King asked how much money was spent before the decision to rescind, and Mr. Sheehan stated that only legal costs were spend, and he did not know the exact number, but would find out and provide Ms. King with the answer. She asked how long it would take to find out the information and Mr. Sheehan responded that money did not come from the City's budget but from the Redevelopment Agency's budget and he would provide her with the information tomorrow. Ms. King asked if the deposit was refunded and Mr. Sheehan responded yes, it was fully refunded.

Mr. Hempstead asked for items 1 and 2 to be grouped as one,

2. Amend the June 2009 council action to preclude the Mayor from executing a HUD Section 108 loan agreement with HUD for the acquisition of 71 Wall Street.

**** MR. HEMPSTEAD MOTIONED TO RESCIND THE AUGUST 12, 2008 COUNCIL AUTHORIZATION OF THE NORWALK REDEVELOPMENT AGENCY TO UNDERTAKE PROPERTY ACQUISITION NEGOTIATIONS WITH OWNERS OF 71 WALL STREET. AND TO AMEND THE JUNE 2009 COUNCIL ACTION TO PRECLUDE THE MAYOR FROM EXECUTING A HUD SECTION 108 LOAN AGREEMENT WITH HUD FOR THE ACQUISITION OF 71 WALL STREET. ****
**** THE MOTION PASSED UNANIMOUSLY.**

Mr. Kydes returned to the meeting following the vote.

3. Approve the Housing Strategy for the City of Norwalk.

Mr. Sheehan stated that the Housing Strategy for the City of Norwalk, as prepared by the Norwalk Redevelopment Agency and the National Development Council, lays out as it goals preserving and maintaining existing affordable housing, dedicating a large portion of federal block grants toward housing, and recognizing that the Common Council governs public policy.

Mr. Hilliard stated that the 10% affordable requirement discourages and places a barrier on providing actual housing that is affordable.

Ms. King asked if input from the Chamber of Commerce forum and Norwalk Hospital were included in the strategy, and Mr. Sheehan responded that the plan is based mostly on census data and it has been seen previously and sent back to committee and brought back. He added that it is basically a policy document not a Redevelopment Agency guideline, but represents a guidance document to developers, as to what housing initiatives ultimately can be deemed as approvable by the Council. He stated that yes, there was substantial input from the Chamber of Commerce along with needs assessments and analysis.

Ms. King asked if the needs have been met, and Mr. Sheehan replied that yes, the Redevelopment Agency would like to see substantially more than 10 percent, but in terms of whether that is acceptable to the legislative body that governs the city of Norwalk, that remains for you to determine."

Ms. King asked if this can be revised after the census data and Mr. Sheehan replied yes, they will bring it back and add an appendix after the data is available, and that this is a two year document that is subject to change.

Ms. Lindstrom stated that she preferred the previous version and added that the document is intended to go more toward maintaining the current stock, as opposed to adding to the stock of affordable housing. She added that if this was the original document that was put forth, she would have been in support of that, as it was really looking to find new ways to find additional affordable housing. She stated that she would not be supporting this document as prepared.

Mr. Conroy stated that Norwalk's affordable housing stock currently stands at about 11 percent, or slightly above the state-mandated minimum of 10 percent. He added that he hopes for a regional solution as in surrounding communities, the affordable housing stock falls well below that minimum.

Mr. Hempstead, stated that this is the best strategy in view of the current economic recession, and added that the city's large redevelopment projects -- each of which contains an affordable housing component -- remain grounded. He added that the big picture is all these projects that we have talked about -- 95/7, POKO Waypointe -- aren't happening within the next couple of years, so those additional units the city is looking for are not going to happen. He added that it's a lot better to try and purchase an extension of a deed restriction than it is to start from scratch and build new, and right now, we're trying to make the most of the money that we have, which is very limited.

Mr. Hilliard said growing, not maintaining Norwalk's affordable housing stock, should be the goal of the city, and affordable housing efforts should be supported throughout the city. He added that it doesn't have to be in his district in South Norwalk, but any affordable housing in the city. He added that he had voted for 80 Fair St. and that was not even in his district. He added that you don't have to see from the outside the fact that it is affordable.

Mr. Kydes said he would like to maintain the city's affordable housing stock at 10-percent, but added that a balance must be struck when considering going above that level. He stated that the thing that we fail to realize is there's a cost to affordable housing, which is put upon the shoulders of the taxpayers, and if we're above the 10 percent, and as the mayor has pointed out, we're at 11 percent. He added that he shares the viewpoint of Council member King, and he would like to see affordable housing put in other areas, such as Rowayton, but we have to be very mindful of the taxpayers' burden. We don't want to make it such that people start looking to move away from Norwalk.

**** MR. HEMPSTEAD MOTIONED TO APPROVE THE HOUSING STRATEGY FOR THE CITY OF NORWALK.**

Mayor Moccia called for a roll call vote.

**** THE MOTION PASSED WITH SEVEN VOTES IN FAVOR (HEMPSTEAD, ROMANO, TOBIN, KYDES, MOUNT, STRANITI, CONROY) FIVE OPPOSED (LINDSTROM, KING, SIMMS, HILLIARD, JAEGER) AND NO ABSTENTIONS.**

4. Approve the 2010-2014 Consolidated Plan for Housing and Community Development.

Mr. Hilliard stated that he did express concern at the Committee level and he did not agree with the Consolidated Plan, and he had reservations about the way it addressed the affordable housing issue. Ms. Lindstrom stated that she found it very confusing as it was labeled in the packet and it was very difficult to follow. Ms. Wink replied that she will have the supporting documents color-coded in the future.

Mr. Sheehan responded that the process was to look to areas of general agreement and to maintain the 10% restriction.

Mr. Jaeger stated that there were regional issues of transportation addressed, and there were some good points, but it does not offer reasonably affordable housing, and he was not in support of the plan.

Mr. Conroy stated that there needs to be a mechanism whereby the surrounding communities that do not comply with the 10% guideline are forced through other state funding measures into compliance. He added that he looks forward to the state implementing a regional solution.

Mr. Bonenfant stated that he wanted to thank Mr. Sheehan and the Redevelopment Agency for their hard work, and it was difficult to find some common ground and it was impossible to make everyone happy.

Ms. Romano stated that as she read the document, and she was all for affordable housing, and felt that the document was clear that it stated throughout that we can go above the 10% but just not below.

Ms. King thanked Mr. Sheehan for his hard work and efforts and stated that she was very thankful that affordable housing has been approved for Rowayton with the Senior Housing project.

Mr. Kydes stated that he agreed with Ms. King and would like to see affordable housing in all areas of Norwalk, including Rowayton. Mr. Hilliard stated that you don't know if it is

affordable housing by the way it looks, and it can be anywhere, it doesn't matter, and he will gladly take it in his district.

Ms. Romano stated that she has seen the affordable housing planned for Westport and they are beautiful three bedroom units for \$1,175/month and it would be wonderful to have something like that in Norwalk.

**** MR. HEMPSTEAD MOTIONED TO APPROVE THE 2010-2014
CONSOLIDATED PLAN FOR HOUSING AND COMMUNITY DEVELOPMENT**

Mayor Moccia called for a roll call vote.

**** THE MOTION PASSED WITH TEN VOTES IN FAVOR (HEMPSTEAD,
BONENFANT, MCQUAID, ROMANO, TOBIN, KYDES, MOUNT,
STRANITI, CONROY, LINDSTROM) FOUR OPPOSED (KING, SIMMS,
HILLIARD, JAEGER) AND NO ABSTENTIONS.**

5. Authorize Mayor Richard A. Moccia to execute any and all documents required to submit the Plan to the U.S. Department of Housing and Urban Development or otherwise relate to such Plan.

Mr. Hempstead stated that speaking out of frustration, this was a very involved process that took a great deal of evaluation and efforts by the committee, and he was disappointed that he received little feedback and no public comment.

**** MR. HEMPSTEAD MOTIONED TO AUTHORIZE MAYOR RICHARD A.
MOCCIA TO EXECUTE ANY AND ALL DOCUMENTS REQUIRED TO SUBMIT
THE PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN
DEVELOPMENT OR OTHERWISE RELATE TO SUCH PLAN.**

Mayor Moccia called for a roll call vote.

**** THE MOTION PASSED WITH TEN VOTES IN FAVOR (HEMPSTEAD,
BONENFANT, MCQUAID, ROMANO, TOBIN, KYDES, MOUNT,
STRANITI, CONROY, LINDSTROM) FOUR OPPOSED (KING, SIMMS,
HILLIARD, JAEGER) AND NO ABSTENTIONS.**

6. Approve the PY36 (2010-11) CDBG Program Allocations and Annual Plan.

Mr. Hempstead said that he wanted to acknowledge the work done by the Redevelopment Agency, the committee and sub-committee and the efforts this year resulted in collaboration by various agencies to combine programs and maximize the grant programs for a greater impact and benefit to the community as a whole. He added that there were two meetings with participation from the public, and again it was a rather time extensive process with all members and agencies involved, and the Redevelopment Agency did an outstanding job.

Mr. Hilliard stated that a great deal of time was spent and the grant application review process was very thorough and well supported. Mr. Conroy thanked the sub-committee that spent lots of hours, and he wanted to thank them for recommending the project for the Senior Housing in Rowayton.

Ms. King thanked Mr. Moore and stated that she was very impressed with the thorough process, and it was a tough selection process for the Review Committee. Ms. Straniti stated that she also wanted to echo the comments made by other members that the sub-committee had tough choices and had hard decisions on the needs of the numerous applications. She added that she was proud to see that the project for housing improvements at Broad River was approved.

**** MR. HEMPSTEAD MOTIONED TO APPROVE THE PY36 (2010-11) CDBG PROGRAM ALLOCATIONS AND ANNUAL PLAN**
**** THE MOTION PASSED UNANIMOUSLY.**

7. Approve the use of optional income eligibility limits for the 2010-11 program year.

**** MR. HEMPSTEAD MOTIONED TO APPROVE THE USE OF THE OPTIONAL INCOME ELIGIBILITY LIMITS FOR THE 2010-2011 PROGRAM YEAR.**
**** THE MOTION PASSED UNANIMOUSLY.**

8. Authorize Mayor Richard A. Moccia to execute any and all documents required to apply for, accept, and implement or otherwise related to the City's new (2010-2014) Consolidated Plan and PY36 (2010-11) Annual Action Plan for the CDBG Program.

Mayor Moccia said that he wanted to acknowledge the work done by the Planning Committee and stated that there was a great deal of paperwork involved, and he appreciated the efforts done by all involved.

**** MR. HEMPSTEAD MOTIONED TO AUTHORIZE MAYOR RICHARD A. MOCCIA TO EXECUTE ANY AND ALL DOCUMENTS REQUIRED TO APPLY FOR, ACCEPT, AND IMPLEMENT OR OTHERWISE RELATED TO THE CITY'S NEW (2010-2014) CONSOLIDATED PLAN AND PY36 (2010-11) ANNUAL ACTION PLAN FOR THE CDBG PROGRAM.**
**** THE MOTION PASSED UNANIMOUSLY.**

IV. REPORTS: DEPARTMENTS, BOARD AND COMMISSIONS

There were no reports from Departments, Boards and Commissions

VIII. RESOLUTIONS FROM COMMON COUNCIL

Mr. Hempstead read the following resolution and said that it speaks for itself:

**A RESOLUTION OF THE COMMON COUNCIL
OF THE CITY OF NORWALK, CONNECTICUT**

WHEREAS, The State of Connecticut requires that a deduction be taken from our utility bills in an effort to fund the Connecticut Energy Efficiency Fund; and
WHEREAS, the purpose of this fund is to promote and provide incentive opportunities to reduce energy consumption, helping Connecticut citizens reduce our carbon footprint; and
WHEREAS, this fund has been utilized to benefit the citizens, property owners, businesses and the City of Norwalk in reducing energy consumption; and
WHEREAS, this fund and programs provided by this fund encourage the public and private sectors to invest in new technology, and thus help to stimulate the economy; and
WHEREAS, this fund helps to create jobs and tax revenues for the State and its municipalities; and
WHEREAS, utilizing this fund for purposes other than those intended by its formation is not the appropriate way in which to solve the State's budget deficit but is actually counterproductive to the economy and well-being of its citizens; and
WHEREAS, this taking of resources deceptively and unfairly deprives Connecticut citizens of the appropriate fulfillment of their expectation that the Combined Public Benefit Charge (CPBC) would be utilized solely for the purpose of energy conservation and alternative energy development programs inuring to the benefit of our State electric rate payers.

NOW, THEREFORE, be it resolved: The Norwalk Common Council respectfully requests, on behalf of the citizens, and business of Norwalk, that the Governor and the State Legislature cease efforts to misdirect the CPBC funds toward uses other than those for which they were established and intended. Dated this 12 day of May, 2010

Ms. Lindstrom stated that she had an issue with the fact that the Council Members did not get this resolution in advance and had no time to review or examine any alternatives.

**** MR. HEMPSTEAD MOTIONED TO APPROVE THE RESOLUTION AS LISTED.**

Mayor Moccia called for a roll call vote.

**** THE MOTION PASSED WITH SEVEN VOTES IN FAVOR (HEMPSTEAD, ROMANO, TOBIN, KYDES, MOUNT, STRANITI, CONROY) FIVE OPPOSED (LINDSTROM, KING, SIMMS, HILLIARD, JAEGER) AND NO ABSTENTIONS.**

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

There were no motions postponed.

X. SUSPENSION OF THE RULES

There were no suspensions of the rules.

ADDITIONAL COMMENTS:

XI. ADJOURNMENT

- ** **MS. ROMANO MOTIONED TO ADJOURN.**
- ** **THE MOTION PASSED UNANIMOUSLY.**

The meeting was adjourned at 9:35 p.m.

Respectfully submitted:

Marilyn Knox,
Telesco Secretarial Services

