

**COMMON COUNCIL REGULAR MEETING
NORWALK, CONNECTICUT**

**OCTOBER 24, 2023
COUNCIL CHAMBERS AND
VIA TELECONFERENCE**

**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**

To allow public access, anyone may access a meeting by telephone, Zoom, and/or the City of Norwalk YouTube channel. Specific instructions and links can be found at norwalkct.gov/meetings

Members of the public can call in and listen to a meeting. They will not be able to speak or see any of the meeting participants. Each meeting will use a unique Meeting/Webinar ID. Please find the information using the link above.

Members of the public who wish to provide "live comments" will need to register in advance and use the Zoom meeting platform. All participants will be muted upon entering the meeting. To speak, click the "raise your hand indicator" and you will be called by the host of the meeting during the public comment section. Please find the information using the link above.

Members of the public who wish to view the meeting, but are not participating, can view a live stream on the City of Norwalk YouTube channel. This stream is delayed by approximately 20 seconds. Please find the information using the link above. The meeting recording and minutes will be posted on the City of Norwalk website within seven (7) days after the meeting.

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 Irene Dixon at idixon@norwalkct.gov to provide written public comment prior to the meeting.

Mayor Rilling called the meeting to order at 7:33 p.m. and led the Assembly in reciting the Pledge of Allegiance.

I. ROLL CALL

Ms. Dixon called the Roll:

Council at Large:	Mr. Gregory Burnett Mr. Joshua Goldstein Ms. Barbara Smyth	Mr. Edwin Camacho Ms. Nora Niedzielski Eichner
District A:	Ms. Nicol Ayers	Mr. David Heuvelman (7:59 p.m.)
District B:	Ms. Diana Revolus	Ms. Darlene Young
District C:	Ms. Jenn McMurrer	
District D:	Mr. Bryan Meek	
District E:	Mr. James Frayer	Ms. Lisa Shanahan

At Roll Call there were twelve (12) Common Councilmembers present and three (3) absent (Mr. Heuvelman; Mr. Kydes and Ms. Alterman). A Quorum was present.

Also present were Mayor, Harry Rilling; City Clerk, Irene Dixon and Corporation Counsel, Mario Coppola.

II. ACCEPTANCE OF MINUTES

Regular Meeting: October 10, 2023

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

III. PUBLIC PARTICIPATION

There were no members of the public who wished to comment this evening.

IV. MAYOR

A. RESIGNATIONS AND APPOINTMENTS

There were no resignations, appointments or reappointments announced this evening.

RESIGNATIONS:

APPOINTMENTS:

REAPPOINTMENTS:

MAYOR'S REMARKS:

Mayor Rilling thanked everyone who attended this year's Open House Touch-a-Truck Event where the City's first 100% electric vehicle was unveiled. He expressed his thanks to the Department of Public Works. The Covid-19 Housing Relief Assistance Program is now available to Norwalk residents who lived in Norwalk before March 2020. Information is on the website.

On Saturday, the Norwalk Police Department will be hosting its Third Annual Keep Kids Safe Connecticut Statewide Gun Buyback and Gun Safe Giveaway Day. A newly renovated Skate Park at Calf Pasture Beach will be opening October 28, 2023.

This weekend, the City is hosting its first Halloween Nightfair on Washington Street. Washington Street will be turned into a Halloween Extravaganza.

V. COUNCIL PRESIDENT

A. GENERAL COUNCIL BUSINESS:

RESIGNATION AND APPOINTMENTS

There were no resignations, appointments or reappointments announced this evening.

RESIGNATIONS:

APPOINTMENTS:

REAPPOINTMENTS:

B. CONSENT CALENDAR:

Mr. Burnett announced that this evening's Consent Calendar was being read by Ms. McMurrer.

**** MS. MCMURRER MOVED TO APPROVE THE FOLLOWING CONSENT CALENDAR:**

VII.A.1, VII.A.2., VII.A.3, VII.B.1, VII.B.2, VII.C.1a, VII.C.1b, VII.C.2, VII.E.1

VI. REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS

A. CORPORATION COUNSEL

VII. COMMON COUNCIL COMMITTEES

A. FINANCE & CLAIMS COMMITTEE

**1. REPORT OF THE CLAIMS COMMITTEE DATED: OCTOBER 2023
ACCEPTED**

**2. FOR INFORMATIONAL PURPOSES ONLY: NARRATIVE ON TAX
COLLECTIONS DATED: OCTOBER 2023**

**3. FOR INFORMATION PURPOSES ONLY: MONTHLY TAX COLLECTOR'S
REPORTS DATED: SEPTEMBER 2023**

B. RECREATION, PARKS & CULTURAL AFFAIRS COMMITTEE

**1. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO ENTER INTO AN
AGREEMENT WITH GREENWICH KENNEL CLUB FOR THE USE OF
TAYLOR FARM AND IMMEDIATE SURROUNDING GROUNDS FOR THEIR
PAWS BY THE SEA DOG SHOW EVENT TO BE HELD FROM THURSDAY,
JUNE 6, 2024, TO SUNDAY, JUNE 9, 2024, FROM 10:00 AM TO 4:00 PM. SET-
UP TIME FROM TUESDAY, JUNE 4, 2024, AT 12:00 PM TO WEDNESDAY,
JUNE 5, 2024, AT 5:00 PM WITH TEAR-DOWN ON SUNDAY, JUNE 9, 2024, BY
3:00
PM. APPROXIMATELY 500 + PEOPLE.**

**2. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXTEND THE
CONTRACT WITH NORWALK COMMUNITY SAILING FOR THREE (3)
ADDITIONAL YEARS, PER SECTION I-2 OF LEASE AGREEMENT DATED
OCTOBER 12, 2021, AND TO A ROWING COMPONENT TO THE EXISTING
CONTRACT.**

C. COMMUNITY SERVICES COMMITTEE

**1A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY
AND ALL DOCUMENTS NECESSARY TO APPLY FOR AND ACCEPT GRANT
FUNDS IN THE AMOUNT OF \$38,058.00 FROM THE STATE OF**

CONNECTICUT DEPARTMENT OF PUBLIC HEALTH FOR THE SEXUALLY TRANSMITTED DISEASES AND TUBERCULOSIS CONTROL PROGRAMS FOR THE PERIOD OCTOBER 1, 2023, TO JUNE 30, 2024.

1B. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL AGREEMENTS, DOCUMENTS, INSTRUMENTS, OR AMENDMENTS AS MAY BE NECESSARY TO IMPLEMENT THE SEXUALLY TRANSMITTED DISEASES AND TUBERCULOSIS CONTROL PROGRAMS FOR THE PERIOD OCTOBER 1, 2023, TO JUNE 30, 2024.

2. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL AGREEMENTS, DOCUMENTS, INSTRUMENTS, OR AMENDMENTS AS MAY BE NECESSARY WITH THE TRIANGLE COMMUNITY CENTER LOCATED AT 650 WEST AVENUE, NORWALK, CT 06850 TO ADMINISTER THE COMMUNITY SERVICES DEPARTMENT ARPA COVID-19 TO SERVE THE NEEDS OF LGBTQA+ STUDENT POPULATION FOR A TOTAL AMOUNT OF \$70,000.00. ACCOUNT NO. 132010 5796 ACS01

E. LAND USE & BUILDING MANAGEMENT COMMITTEE

- 1. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL DOCUMENTS FOR THE DISPOSITION OF CITY SURPLUS PROPERTY (DISTRICT 6, BLOCK 28C, LOT 7, APPROXIMATELY 0.23 ACRES CONSISTS OF MOSTLY WETLAND) LOCATED ON SHEFFIELD ROAD TO STEVEN A. ADELMAN AND SALLY ARNOLD ADELMAN (ADJACENT PROPERTY OWNER AT 8 SHEFFIELD ROAD) IN THE AMOUNT OF \$1,000 IN ACCORDANCE WITH THEIR PROPOSAL TO PROVIDE STEWARDSHIP OF THIS WETLAND PROPERTY.**

**** MOTION PASSED UNANIMOUSLY**

VII. COMMON COUNCIL COMMITTEES

D. PUBLIC WORKS COMMITTEE

- ** MS. SMYTH MOVED TO AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE THE CPB ROW AND ROAD RECONSTRUCTION AGREEMENT, DEED CLARIFICATION AGREEMENT, AND DECLARATION OF RESTRICTIVE COVENANT BETWEEN THE CITY OF NORWALK AND GARDELLA BROTHERS LIMITED LIABILITY COMPANY, PER THE MEMORANDUM OF ASSISTANT CORPORATION COUNSEL, DARIN CALLAHAN DATED SEPTEMBER 28, 2023.**

Ms. Smyth explained this Agreement is the culmination of seven years of negotiations between the City and the Gardella family. She expressed her thanks to the Legal department, the Department of Public Works and the Recreation and Parks department.

Mr. Coppola explained that the Legal Department has been working on this Agreement for seven years. He reviewed the history of the property, noting that the Gardella family deeded Calf Pasture to the City in 1922, along with deed restrictions for the remainder of the property.

The Gardella family approached the City seeking to address issues regarding the poorly defined restrictions in the deed. They were able to reach an agreement. He reviewed the Agreement.

Attorneys Larry Cafero and Liz Suchy were present and represented the Gardella family.

Mr. Cafero explained that he and Ms. Suchy were hired by the Gardella family to assist in the negotiations with the City of Norwalk. The goal was to make this a win-win agreement. He noted that Calf Pasture has been used to the benefit of the public and from the Gardella's point of view, they are synonymous with East Norwalk and the waterfront. He expressed his appreciation to Mayor Rilling for lending his support to this item. Mr. Cafero said the Law Department serves the City well.

Ms. Suchy said they are very pleased to reach the point they are at now. She added that it was a long time in coming. She expressed her thanks Ms. Valdares, Mr. Kleppin, Mr. Coppola and Mr. Callahan. She also thanked the Planning and Zoning Commission who reviewed the documents under the 8-24 statute. She also thanked the City staff.

Mr. Meek noted a typo on page 73 of the packet where it spells out 160 days and then is noted at 60 days. He said he believes that needs to be changed to 60 days. He added that the letter did not provide a fully flushed out scope of work and expressed concern they were not set up to get it done in the amount of time noted. He said he supported the item.

Mr. Coppola said he will verify the typo.

Ms. Valdares addressed Mr. Meek's concerns about the proposed timeline and said they are comfortable with the timeline and will be able to get the work done as noted.

**** MOTION PASSED UNANIMOUSLY**

**** MS. SMYTH MOVED TO AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH COLONNA MASONRY CONCRETE & ASPHALT PAVING LLC, TMP2023-3 CONCRETE CURB AND SIDEWALKS ON ROWAYTON AVE, FOR AN AMOUNT NOT TO EXCEED \$1,113,760.00. ACCOUNT NO. 133710 5796 AEC02 133710 5796 AEC05**

**133710 5796 AEC14
0921 4120 5777 C0649
0922 4120 5777 C0649
0923 4120 5777 C0649**

**AND TO AUTHORIZE THE DIRECTOR OF TRANSPORTATION, MOBILITY,
AND PARKING TO EXECUTE ORDERS ON CONTRACT WITH COLONNA
MASONRY CONCRETE & ASPHALT LLC, TMP 2023-3 CONCRETE CURB
AND SIDEWALKS ON ROWAYTON AVENUE FOR AN AMOUNT NOT TO
EXCEED \$111,376.00.**

ACCOUNT NO. 133710 5796 AEC02

**133710 5796 AEC05
133710 5796 AEC14
0921 4120 5777 C0649
0922 4120 5777 C0649
0923 4120 5777 C0649**

Ms. Smyth introduced Mr. Garrett Bolella, Assistant Director of Transportation, Mobility and Parking provided details of the project. He said the project was federally funded through the use of ARPA funds. He noted this is a project that is a long time in the making. He reviewed the number of enhancements included in the project. He said they hope to do this project over the winter.

Ms. Shanahan noted this project has been in the capital budget for a long time. It is a priority for the village of Rowayton. This is going to be a huge advancement for the Village of Rowayton. She gave a shout out to Mr. Livingston for championing this project.

Mr. Meek noted the agenda said this was City based, but Mr. Bolella said it was ARPA funded. Mr. Bolella said the account numbers are for contingency and change orders. Mr. Meek asked when the road will be slated for pavement. Mr. Bolella said the state portion of the road uses a different type of curbing that sits on top of the asphalt.

Ms. Valdares explained that the City will pave after the project is complete. Mr. Frayer said he looks at this as a real safety benefit.

Mr. Heuvelman joined the meeting at 8:02 p.m.

Ms. Niedzielski Eichner said she wanted to be sure the correction was handled properly. Mr. Bolella said the apparent low bidder was not the low bidder. Mr. Coppola said errors happen and get corrected.

Mayor Rilling thanked the TMP department and said this project is going to make that section much safer.

**** MOTION PASSED UNANIMOUSLY**

VIII. RESOLUTIONS FROM COMMON COUNCIL

There were no resolutions presented this evening.

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

There were no motions postponed to a specific date this evening.

X. SUSPENSION OF RULES

There were no suspension of the rules this evening.

XI. ADJOURNMENT

**** MS. REVOLUS MOVED TO ADJOURN**

**** MOTION PASSED UNANIMOUSLY**

There was no further business, and the meeting was unanimously adjourned at 8:04 p.m.

ATTEST: _____
Irene Dixon, City Clerk