COMMON COUNCIL REGULAR MEETING OCTOBER 10, 2023
NORWALK, CONNECTICUT 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 7:34 p.m. and asked for prayers for peace in the Middle East.

Ms. Roundtree called the Roll:

Council at Large:	Mr. Gregory Burnett	Mr. Joshua Goldstein
	Ms. Nora Niedzielski Eichner	Ms. Barbara Smyth
District A:	Ms. Nicol Ayers	

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 eleven (11) Common Councilmembers present and four (4) absent (Mr. Camacho; Mr. Heuvelman; Mr. Kydes and Ms. Alterman). A Quorum was present.

Also present were Mayor, Harry Rilling; Zulma Roundtree, Administrative Assistant and Corporation Counsel, Mario Coppola.

II. **ACCEPTANCE OF MINUTES**

Regular Meeting: September 26, 2023

The following correction was made:

Page 9: DEA should be DEI

**** MR. BURNETT MOVED TO ACCEPT THE MINUTES AS AMENDED**
**** MOTION PASSED WITH ONE (1) ABSTENTION (MS. MCMURRER)**

III. **PUBLIC PARTICIPATION**

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

Ms. Donna Smirniotopoulos spoke in opposition to item 7C1 under Land Use and Building Management. She said the important context of the request is not included in the item. It means the loss of a ball field for the children. She said that in 2019, no one on the Board of Education identified the need for this school. She said that according to Senator Duff, there was $2 million in funds for the school but his original plan for the school did not fly.

Ms. Smirniotopoulos said the Common Council members did not ask any questions such as how was the Ely School dropped. She said that everyone in the State House knew Norwalk High School jumped the process. She said she hoped the new Norwalk High School plan will be scrutinized more thoroughly.

IV. **MAYOR**

A. RESIGNATIONS AND APPOINTMENTS

RESIGNATIONS: There were no resignations announced this evening.

APPOINTMENTS: There were no appointments announced this evening.

REAPPOINTMENTS:

** **MR. BURNETT MOVED TO APPROVE THE FOLLOWING REAPPOINTMENT**

ALEXANDRA SOLLAZZO, FAIR HOUSING ADVISORY COMMISSION

Mr. Burnett spoke in support of the reappointment.

** **MOTION PASSED UNANIMOUSLY**

** **MR. BURNETT MOVED TO APPROVE THE FOLLOWING REAPPOINTMENT**

RICHARD WESLEY CLARKE, FAIR HOUSING ADVISORY COMMISSION

Mr. Burnett, Ms. Ayers, Ms. Smyth, Ms. Young and Mayor Rilling spoke in support of the reappointment.

** **MOTION PASSED UNANIMOUSLY**

Dr. Clarke spoke following his reappointment.

MAYOR'S REMARKS:

Mayor Rilling spoke about the terrorist attack on Israel and asked to keep the people in Israel in everyone's prayers.

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 Mr. Goldstein would be reading this evening's Consent Calendar.

**** MR. GOLDSTEIN MOVED TO APPROVE THE FOLLOWING CONSENT CALENDAR:**

VI.A., VII.A.1, VII.A.2, VII.A.3, VII.B.1, VII.B.2, VII.B.3, VII.B.5, VII.B6, VII.C.1, VII.C.3A, VII.C.3B, VII.C.4, VII.C.5A, VII.C.5B

VI. REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS

A. CORPORATION COUNSEL

1. AUTHORIZATION TO SETTLE CLAIM: DANA HOLLINGSWORTH V. JEAN SURIN AND THE CITY OF NORWALK
EXECUTIVE SESSION

VII. COMMON COUNCIL COMMITTEES

A. PUBLIC SAFETY & GENERAL GOVERNMENT COMMITTEE

1. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE A FUNDING AGREEMENT AND ANY OTHER DOCUMENTS NECESSARY TO RECEIVE $400,000.00 OF FUNDS FROM THE THIRD TAXING DISTRICT TO BE USED TO MAKE IMPROVEMENTS TO THE LEASED PROPERTY AT 56 VAN ZANT STREET NECESSARY TO ACCOMMODATE NEW FIRE APPARATUS.

2. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL DOCUMENTS AND AGREEMENTS NECESSARY TO ACCEPT GRANT FUNDING UNDER THE OFFICE OF JUSTICE 2023 BJA FY 23 CONNECT AND PROTECT: LAW ENFORCEMENT BEHAVIORAL HEALTH RESPONSE PROGRAM.

3. AUTHORIZE THE POLICE CHIEF, JAMES WALSH, TO EXECUTE ANY AND ALL DOCUMENTS AND AGREEMENTS AS MAY BE NECESSARY TO IMPLEMENT THE OFFICE OF JUSTICE 2023 BJA FY 23 CONNECT AND PROTECT: LAW ENFORCEMENT BEHAVIORAL HEALTH RESPONSE PROGRAM.

B. PUBLIC WORKS COMMITTEE

1. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL AGREEMENTS AND OTHER DOCUMENTS NECESSARY TO ENTER INTO A DATA SHARING CONFIDENTIALITY AGREEMENT WITH THE FIRST TAXING DISTRICT (THE "FTD") WHEREBY THE FTD WILL PROVIDE THE WPCA SUPPLY WATER CONSUMPTION DATA OF THE INDIVIDUAL CUSTOMERS OF THE FTD, INCLUDING TOTAL METERED GALLONS, SERVICE ADDRESS, OWNER'S NAME, ACCOUNT NUMBER, AND ACCOUNT TYPE.

2. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO ENTER INTO A RIGHT OF ENTRY AND ACCESS LICENSE WITH CONNDOT FOR THE TEMPORARY INSTALLATION, MAINTENANCE, AND OPERATION OF A VARIABLE MESSAGING SIGN FOR MARINE USERS AT VARIOUS LOCATIONS IN CONNECTION WITH THE WALK BRIDGE REPLACEMENT PROJECT.

3. AUTHORIZE THE PURCHASING AGENT TO AUTHORIZE A SOLE SOURCE PURCHASE ORDER TO CARGILL SALT FOR TREATED ROAD SALT FOR SNOW AND ICE CONTROL, PRICING NOT TO EXCEED $105 PER TON FOR NORMAL AND AFTER-HOUR DELIVERIES EFFECTIVE FOR THE 2023-24 SNOW SEASON.
ACCOUNT NO. 01 40 25 5322

5. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AMENDMENT TO THE MARCH 22, 2023, AGREEMENT BETWEEN THE CITY OF NORWALK, AND COLONNA MASONRY CONCRETE & ASPHALT PAVING LLC FOR PROJECT RD2023-1 CURB AND SIDEWALK FOR SPRING HILL AVENUE AREA, FOR AN AMOUNT NOT TO EXCEED $200,000.00.
ACCOUNT NO. 09 24 4021 5777 C0318
09 21 7100 5777 C0583
09 23 7100 5777 C0583
09 21 4120 5777 C0649

6. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE A FIRST AMENDMENT TO THE ORIGINAL NOVEMBER 22, 2022, AGREEMENT BETWEEN THE CITY OF NORWALK AND A. VITTI EXCAVATORS, LLC FOR PROJECT BR2022-1 (SITE 1 AND SITE 2) -BONNY BROOK ROAD OVER HOLY GHOST FATHERS BROOK (SITE 1) AND CANNON STREET OVER BETTS POND BROOK (SITE 2), FOR A SUM NOT TO EXCEED $220,000.00.
ACCOUNT NO. 09 21 4021 5777 C0315
09 22 4021 5777 C0315
09 23 4021 5777 C0315
09 24 4021 5777 C0315

C. LAND USE & BUILDING MANAGEMENT COMMITTEE

1. AUTHORIZE THE TECHNICAL CORRECTION OF COMMON COUNCIL ACTION ON AUGUST 8, 2023 VII.D.3 TO INCLUDE THE MISSING COSTS FOR PONUS, ROTON, ROWAYTON AND WEST ROCKS SCHOOLS FOR AN AMOUNT OF $148,897.25 IN ADDITION TO THE APPROVED AMOUNT OF $196,581.00 FOR A REVISED TOTAL OF $345,478.25. THE REVISED ACTION SHALL BE AS FOLLOWS:

"AUTHORIZE THE PURCHASING AGENT TO ISSUE A PURCHASE ORDER TO INTEGRATED SYSTEM SERVICES, LLC. FOR THE ENHANCEMENT TO SCHOOL SECURITY - ACCESS CONTROL IMPROVEMENTS AT FOX RUN, MARVIN, NARAMAKE, NATHAN HALE, NECC, PONUS, ROTON, ROWAYTON, WEST ROCKS SCHOOLS FOR A TOTAL NOT TO EXCEED $345,478.25. ACCOUNT NO. 0921 23 245010 5777 C0537"

3A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH SILKTOWN ROOFING INC., FOR THE PARTIAL ROOF REPLACEMENT AT ROOSEVELT CENTER FOR A TOTAL NOT TO EXCEED $370,700.00.
ACCOUNT NO. 09247100 5777 C0683

3B. AUTHORIZE BUILDING MANAGEMENT TO EXECUTE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED $37,070.00.
ACCOUNT NO. 09247100 5777 C0683

4. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE A THREE-YEAR AGREEMENT WITH ONE -TWO-YEAR RENEWAL OPTION WITH SECURITY SOLUTIONS INCORPORATED TO PROVIDE SECURITY MONITORING SERVICES FOR THE BELDEN MAIN LIBRARY FOR A TOTAL NOT TO EXCEED $990.00 PER YEAR (ANNUAL INCREASES NO

MORE THAN 3% PER YEAR). FUNDS ARE AVAILABLE FROM OPERATING ACCOUNT# 016210 5296.

5A. AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH ETT ENVIRONMENTAL SERVICES INC., FOR DPW CENTER -FUEL ISLAND IMPROVEMENT PROJECT FOR A TOTAL NOT TO EXCEED $423,000.00.
ACCOUNT NO. 09247100 5777 C0119 014045 5462

5B. AUTHORIZE THE OFFICE OF BUILDING MANAGEMENT TO ISSUE CHANGE ORDERS ON THE CONTRACT FOR A TOTAL NOT TO EXCEED $84,600.00.
ACCOUNT NO. 09247100 5777 C0119 014045 5462

**** MOTION PASSED UNANIMOUSLY**

VI. **<u>REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS</u>**

B. PUBLIC WORKS COMMITTEE

**** MS. SMYTH MOVED TO APPROVE THE FOLLOWING ITEM:**

TECHNICAL CORRECTION OF THE COMMON COUNCIL ACTION OF NOVEMBER 8, 2022, ITEM VII.C.3, TO AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH CROWN CASTLE INTERNATIONAL FOR THE EAST AVENUE ADVANCE UTILITY PROJECT NO. 0301-0515NP FOR AN AMOUNT NOT TO EXCEED $170,000.00, TO "AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH CROWN CASTLE INTERNATIONAL FOR THE EAST AVENUE ADVANCED UTILITY PROJECT NO. 0301-0515NP FOR AN ESTIMATED AMOUNT OF $195,965.10".
ACCOUNT NO. 09 12 4021 5777 C0471
09 22 4021 5777 C0471
09 23 4021 5777 C0471
09 21 4021 5777 C0234
09 22 4021 5777 C0234

Ms. Smyth reviewed the item and said this is part of the WALK project to install underground utilities on East Avenue.

Mr. Meek said he pulled this item off the Consent Calendar because he did not know enough about this. He said this is a huge company that would benefit from this and asked why the City is paying to make their business model better.

**** MOTION PASSED WITH ONE (1) VOTE IN OPPOSITION (MR. MEEK)**

C. LAND USE & BUILDING MANAGEMENT COMMITTEE

**** MS. SMYTH MOVED TO AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE THE BOUNDARY LINE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO EFFECTUATE THE ADJUSTMENT OF THE PROPERTY LINES BETWEEN NORWALK HIGH SCHOOL AND NARAMAKE SCHOOL.**

Ms. Smyth said she understood that the boundary line was improperly drawn many years ago. They need to re-draw the line to move forward with the reimbursement from the State.

Mr. Lo, Manager of Buildings and Facilities reviewed the item. He explained that when the City bought the property for Norwalk High School and Naramake Elementary School, the lines were drawn across the parking lot and in part of the field. The property line is not critical, because the City owns the property.

Mr. Lo described the changes that will take place as a result of moving the property line and responded to questions from Common Councilmembers. He added that it could be a major issue if the property line is not moved. Currently the football field is on the Naramake property. He said that Naramake will not lose a softball field. The area in question is an open play area. When asked about the minimum land requirements for the school, Mr. Lo explained that there is no real minimum standard that he knows of in the State. He added that elementary schools need an outdoor area, but middle and high schools need sports areas.

**** MOTION PASSED WITH ONE (1) VOTE IN OPPOSITION (MR. MEEK)**

VIII. <u>RESOLUTIONS FROM COMMON COUNCIL</u>

There were no resolutions from Common Councilmembers this evening.

IX. <u>MOTIONS POSTPONED TO A SPECIFIC DATE</u>

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

X. <u>**SUSPENSION OF RULES**</u>

**** MR. GOLDSTEIN MOVED TO SUSPEND THE RULES TO ADD THE FOLLOWING ITEMS TO THE AGENDA**

A. PUBLIC SAFETY & GENERAL GOVERNMENT COMMITTEE

1. "Authorize the Mayor, Harry W. Rilling, to execute any and all documents and agreements necessary to apply for and accept grant funding under the State of Connecticut Department of Transportation 2024 Distracted Driving Enforcement Grant."

Ms. McMurrer reviewed the item and said that because of a timing issue she was requesting that it be added to the agenda.

2. "Authorize the Police Chief, James Walsh, to execute any and all documents and agreements as may be necessary to implement the State of Connecticut Department of Transportation 2024 Distracted Driving Enforcement Grant."

**** MOTION PASSED UNANIMOUSLY**

**** MS. MCMURRER MOVED TO APPROVE THE FOLLOWING ITEMS**

A. PUBLIC SAFETY & GENERAL GOVERNMENT COMMITTEE

1. "AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE ANY AND ALL DOCUMENTS AND AGREEMENTS NECESSARY TO APPLY FOR AND ACCEPT GRANT FUNDING UNDER THE STATE OF CONNECTICUT DEPARTMENT OF TRANSPORTATION 2024 DISTRACTED DRIVING ENFORCEMENT GRANT."

2. "AUTHORIZE THE POLICE CHIEF, JAMES WALSH, TO EXECUTE ANY AND ALL DOCUMENTS AND AGREEMENTS AS MAY BE NECESSARY TO IMPLEMENT THE STATE OF CONNECTICUT DEPARTMENT OF TRANSPORTATION 2024 DISTRACTED DRIVING ENFORCEMENT GRANT."

Ms. McMurrer said this is an annual request and no match is required.

**** MOTION PASSED UNANIMOUSLY**

XI. **ADJOURNMENT**

****	MS. REVOLUS MOVED TO ADJOURN**
****	MOTION PASSED UNANIMOUSLY**

There was no further business, and the meeting was unanimously adjourned at 8:09 p.m.

ATTEST:________________________
Zulma Roundtree