

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

I. ROLL CALL

II. ACCEPTANCE OF MINUTES

Regular Meeting:

September 12, 2017

III. PUBLIC PARTICIPATION

IV. MAYOR

A. RESIGNATIONS AND APPOINTMENTS

RESIGNATIONS:

APPOINTMENTS:

REAPPOINTMENTS:

MAYOR'S REMARKS:

V. COUNCIL PRESIDENT

A. GENERAL COUNCIL BUSINESS:

B. CONSENT CALENDAR:

VI. REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS

A. CORPORATION COUNSEL

VII. COMMON COUNCIL COMMITTEES

A. RECREATION, PARKS AND CULTURAL AFFAIRS COMMITTEE

- 1a. Authorize the Mayor, Harry W. Rilling, to enter into an agreement with Rallye for Pancreatic Cancer, Inc. for the use of Calf Pasture for their annual Rallye for Pancreatic Cancer, to be held Sunday, April 22, 2018 from 9:00 AM – 3:00 PM with set up to begin at 7:00 AM with tear down no later than 6:00 PM. Rain date Saturday, April 29, 2018. Estimated attendance 450.

- 1b Approve the use of the Show Mobile by the Rallye for Pancreatic Cancer, Inc. for their annual Rallye for Pancreatic Cancer to be held Sunday, April 22, 2018.
2. Approve the use of the Calf Pasture Beach by Mountain Workshop for a Team Building & Olympic Field Day to be held Tuesday, October 3, 2017 from 9:00 AM – 3:15 PM with setup at 7:00 AM. Estimated attendance 330.
- 3a Authorize the Mayor, Harry W. Rilling, to enter into an agreement with the Norwalk Hospital Foundation for their use of Calf Pasture Beach for a Sunset Run & Glow 'n Dark Walk to be held on Friday, May 4, 2018 from 7:00 PM – 10:00 PM with set up at 5:00 AM and tear down no later than 11:00 PM. Estimated attendance 1,500.
- 3b. Authorize the Mayor, Harry W. Rilling, to enter into an agreement with the Norwalk Hospital Foundation for their use of Calf Pasture Beach/Taylor Farm for a WCC (Whittingham Cancer Center) 2018 Walk and Run to be held Saturday, May 5, 2018 from 5:00 AM – 10:00 PM. Estimated attendance 1,500.
- 3c. Approve the use of the Show Mobile by Norwalk Hospital Foundation for their events to be held Friday, May 4, 2018 and Saturday, May 5, 2018 from 5:00 AM on Friday, May 4, 2018 through 11:00 PM on Saturday, May 5, 2018.
4. Authorize the Mayor, Harry W. Rilling, to enter into an agreement with the Human Services Council for their use of Taylor Farm for a Kidsfest Touch A Truck and More to be held on Saturday, October 21, 2017 from 10:00 AM – 3:00 PM. Set up to begin at 12:00 Noon on Friday, October 20, 2017 with tear down no later than 4:00 PM on Saturday, October 21, 2017. Estimated attendance 500.
5. Authorize the Mayor, Harry W. Rilling, to enter into an agreement with the Silvermine PTO for the use of Silvermine School grounds for a Fall Festival to be held Saturday, October 21, 2017 from 12:00 PM – 4:00 PM with set up beginning at 6:00 AM and tear down no later than 5:00 PM. Rain date Saturday, October 28, 2017. Estimated attendance 300.
6. Authorize the Mayor, Harry W. Rilling, to enter into an agreement with Wolfpit Elementary School for the use of Wolfpit Elementary School Grounds for a Pumpkin Festival to be held on Saturday, October 14, 2017 from 11:00 AM – 5:00 PM with set up at 9:00 AM and tear down no later than 6:00 PM. Rain date of Sunday, October 15, 2017. Estimated attendance 500.
7. Authorize the Mayor, Harry W. Rilling, to apply and except funds for the Operation and Maintenance of a Land Based MSDP (Pumpout Station). The grant is in the amount of \$7,198.50 which is paying 75% of our operation in effect through December 31, 2016.
8. Authorize the Mayor, Harry W. Rilling, to enter into a contract with Edgewise Energy dba Enerlogic LLC for Project #3693R Boiler Replacement at Gallaher Mansion for a sum not to exceed \$142,000.00. Account #0918-6030-5777-C0366

B. FINANCE COMMITTEE

1. Accept and Approve the Report of the Claims Committee Dated: August 10, 2017, September 13, 2017

2. For informational purposes only: Narrative on Tax Collections dated September 13, 2017.
3. For informational purposes only: Monthly Tax Collector's Report Dated: August 31, 2017
4. Authorize the Purchasing Agent to issue purchase orders to Total Communications, a sole source provider, for the supply, installation, training and maintenance to upgrade the existing Cisco VoIP distributed telephone and voice mail system for all City Hall, 6 Fire locations, Police Department, DPW Garage, Health Department, Marine Base, Animal Control, Central Office, three high schools, four middle schools and Libraries (service for a total of 1600 users) for an amount not to exceed \$152,491.00, accounts 09120600-5777-C0375 (42,210) , 09150600-5777-C0375 (40,281) and 09185010-5777-C0112 (\$70,000 [BoE]) (budgeted capital expense; no special appropriation required).
5. Authorize the Mayor, Harry W. Rilling, to execute an Amendment to the Software License and Service Agreement between the City and Software Consulting Associates for the licensing and services of Municipality Permit System for Public Works for an amount not to exceed \$41,600.00, account 09180600-5777-C0375 (approved IT Capital project; no special appropriation required).
6. Authorize the Mayor, Harry W. Rilling, to execute a three (3) year agreement for mailroom services for City locations with Canon Solutions America, Inc. for a total amount not to exceed \$182,964.00.
7. Resolution amending the August 25, 2015, resolution which appropriated \$1,200,000 for the payment of inverse condemnation settlement relating to the construction of a new Police Headquarters and authorizing the issuance of general obligation bonds of the city to meet said appropriation, to an amended appropriation of \$1,650,000 for the costs associated with the judgement and authorizing the issuance of general obligation bonds of the city to meet said amended appropriation.

VIII. RESOLUTIONS FROM COMMON COUNCIL

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

X. SUSPENSION OF RULES

XI. ADJOURNMENT

**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 Rilling called the meeting to order at 7:30 p.m. and led the assembly with the pledge of allegiance.

City Clerk King read the notice that this meeting is being video taped and audio recorded for public broadcast, and assisted listening devices are available.

I. ROLL CALL

City Clerk King called the roll. The following Council Members were present:

Council at Large:	Mr. Richard Bonenfant	Mr. Douglas Hempstead
	Mr. Michael Corsello	
	Mr. Bruce Kimmel	
District A:	Ms. Eloisa Melendez	Mr. Steve Serasis
District B:	Ms. Phaedrel Bowman (7:55 p.m.)	
District C:	Mr. John Kydes	Ms. Michelle Maggio
District D:	Ms. Shannon O'Toole-Giandurco	
District E:	Mr. John Igneri, Council President	Mr. Thomas Livingston

Mayor Harry Rilling; Attorney Mario Coppola, Corporation Counsel; Donna King, City Clerk; 13 present. Absent Travis Simms, Michael DePalma

II. ACCEPTANCE OF MINUTES - Regular Meeting – August 8, 2017

- ** MR. LIVINGSTON MOVED TO APPROVE THE MINUTES FROM THE MEETING OF AUGUST 8, 2017 AS SUBMITTED.**
- ** THE MOTION PASSED WITH EIGHT VOTES IN FAVOR, NONE OPPOSED, FOUR ABSTENTIONS (KIMMEL, HEMPSTEAD, SERASIS, LIVINGSTON)**

PUBLIC PARTICIPATION

City Clerk King read the rules for public participation and noted that comments were to be on agenda items and speakers should adhere to the three-minute time limit.

1. George Flynn (no address or affiliation given) spoke about letters of investigation. Mayor Rilling noted that rules of public participation are comments must pertain to an agenda item and asked him to refrain from commenting.

PUBLIC PARTICIPATION--continued

2. Dick Brescia, Parking Authority spoke in support of the Eric Rains appointment and noted that he is well experienced and would be an asset to the Authority.

Mayor Rilling asked if there was anyone who wished to speak and hearing none, closed the public participation portion of the meeting at 7:45 p.m.

RESIGNATIONS:

Mayor Rilling read the following resignations:

Nabil Valencia, Fair Rent Commission
Jose Cebrian, Harbor Management

APPOINTMENTS:

Mayor Rilling read the following appointments:

Nancy Rosett, Bike Walk Commission
Peter Eugene Libre, Bike Walk Commission
Michael Heslin, Bike Walk Commission
Peter Franz, Bike Walk Commission
Kevin Kane, Bike Walk Commission
Judson R, Aley, Bike Walk Commission
Colin J, Grotheer, Bike Walk Commission
John Crespo, Harbor Management
C. Eric Rains, Parking Authority
Michael G Mushak, Planning Commission

**** MR.IGNERI MOVED THE APPOINTMENTS TO THE BIKE WALK COMMISSION AS ONE MOTION.**

Mr. Kimmel spoke in support of the appointments and noted that the Bike Walk Task Force was a very effective group and he supports the change in status to have them as a permanent Commission.

Nancy Rosett, Bike Walk Commission – Term to Expire: 06/30/2018
Peter Eugene Libre, Bike Walk Commission - Term to Expire: 06/30/2018
Michael Heslin, Bike Walk Commission - Term to Expire: 06/30/2019
Peter Franz, Bike Walk Commission - Term to Expire: 06/30/2019
Kevin Kane, Bike Walk Commission Term to Expire: 06/30/2019
Judson R, Aley, Bike Walk Commission - Term to Expire: 06/30/2020
Colin J, Grotheer, Bike Walk Commission - Term to Expire: 06/30/2020

**** MOTION PASSED UNANIMOUSLY.**

(Ms. Bowman entered the meeting at 7:55 p.m.)

APPOINTMENTS – continued

**** MR. KYDES MOVED THE APPOINTMENT OF JOHN CRESPO TO THE HARBOR MANAGEMENT COMMISSION WITH A TERM TO EXPIRE 12/31/2017.**

**** MOTION PASSED UNANIMOUSLY.**

**** MR. HEMPSTEAD MOVED THE APPOINTMENT OF C. ERIC RAINS TO THE PARKING AUTHORITY WITH A TERM TO EXPIRE 03/31/2018.**

**** MOTION PASSED UNANIMOUSLY.**

**** MR. IGNERI MOVED THE APPOINTMENT OF MICHAEL MUSHAK TO THE PLANNING COMMISSION WITH A TERM TO EXPIRE 07/01/2018.**

Mr. Kimmel spoke in support of Mr. Mushak and his ongoing involvement and dedication with the Bike/Walk Task Force and his capacity to absorb a great amount of detail on projects and the complex issues that are involved on Zoning and Land Use. Mr. Livingston, Mr. Ignéri, and Mr. Serasis gave comments of acknowledgement of Mr. Mushak's accomplishments for the City and echoed the comments of support.

**** MOTION PASSED UNANIMOUSLY.**

REAPPOINTMENTS:

Timothy J. Buzzee, Human Relations Commission
Rahoul Dupervil, Human Relations Commission
Carol Gavrielidis, Human Relations Commission
Yvonne Rodriguez, Human Relations Commission
Mary Geake, Fair Rent Commission
Brenda Penn-Williams, Fair Rent Commission
Sonja Oliver, Fair Rent Commission

**** MR.SACHINELLI MOVED THE FOLLOWING REAPPOINTMENTS TO THE HUMAN RELATIONS COMMISSION:**

TIMOTHY J. BUZZEE– TERM TO EXPIRE 09/01/2020

RAHOUL DUPERVIL– TERM TO EXPIRE 09/01/2020

CAROL GAVRIELIDIS– TERM TO EXPIRE 09/01/2020

YVONNE RODRIGUEZ – TERM TO EXPIRE 09/01/2020

**** MOTION PASSED UNANIMOUSLY.**

**** MR. CORSELLO MOVED THE FOLLOWING REAPPOINTMENTS TO THE
FAIR RENT COMMISSION**

MARY GEAKE – TERM TO EXPIRE 07/01/2020

BRENDA PENN-WILLIAMS - TERM TO EXPIRE 07/01/2020

SONJA OLIVER - TERM TO EXPIRE 07/01/2020

**** MOTION PASSED UNANIMOUSLY.**

Mayor Rilling thanked all of the individuals for their willingness to serve and their positive contributions. The appointees and reappointed members in attendance were sworn in by City Clerk King and acknowledged by the assembly.

MAYOR:

Mayor Rilling announced that the Benefit Concert for Houston will be held on Wednesday, September 13 at Calf Pasture Beach, and Police and Firefighters will be on hand to solicit donations. He added that residents that want to donate should be cautious to use a legal charity and to be careful not to use a scam organization where proceeds would not go directly to the desired benefit. He reminded us that storm and emergency preparedness information is on the City website for all residents.

Mayor Rilling noted that the 911 commemorative service was held at City Hall yesterday and he thanked those in attendance.

Upcoming Events:

September 16, the Nathan Hale Sports Complex will be dedicated to Judge Callahan.

September 17, the Norwalk Preservation Trust will have 'Over Here', a program that features a bus tour and WWI information.

Following the announcements, Ms. Bowman asked to include the following:

On September 16, there is SoNo Community Day from 2:00 p.m. – 6:00 p.m. at Springwood Park that will feature a memorial tribute to the local recording artist who passed away suddenly, John Dolo Ragin, owner of SoNo Entertainment and Recording.

Council President

Mr. Igneri asked Ms. Melendez to read and present the Consent Calendar.

CONSENT CALENDAR

**** MS. MELENDEZ MOVED THE CONSENT CALENDAR AS PRESENTED
WITH ITEMS AS FOLLOWS:**

VI. A.1 A2, A4; VII.B1, B2; VII. C.1, C2a, C2b.

**** MOTION PASSED UNANIMOUSLY.**

Items on the Consent Calendar are in bold as follows:

REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS

A, CORPORATION COUNSEL

- 1. Authorization for Discussion: Daniel Light ppa Jennette Davila v, City of Norwalk**
- 2. Authorization to Settle Claim Patrice Gillotti v, City of Norwalk**
- 4a Authorization to Settle Claim between the City of Norwalk v. Ann Phillips,**
- 4b. Authorization for Mayor Harry Rilling to Execute Release in the matter of
City of Norwalk v. Ann Phillips.**

VII. COMMON COUNCIL COMMITTEES

B. LAND USE AND BUILDING MANAGEMENT COMMITTEE

- 1. Authorize the Mayor, Harry W. Rilling, to execute an Amendment to the License Agreement with Marinellos Pizzeria LLC for the City Hall Coffee Shop Concession in order to assign the Agreement to Rolling Dough Express, LLC.**
- 2. Authorize the Purchasing Agent to issue a Purchase Order to New England Energy Controls for the installation of controls for the new fan coil units at the Norwalk Museum for a total not to exceed \$52,690.00. Funds are available from Account No. 0914 7100 5777 C0325 and 0916 7100 5777 C0325.**

C. PUBLIC WORKS COMMITTEE

- 1. Authorize the Mayor, Harry W. Rilling, to execute a Supplemental Agreement between the City of Norwalk and AECOM (formerly URS Corporation), for extra professional engineering design services required during construction, for the Rehabilitation of the Perry Avenue Bridge over the Norwalk River Project, ConnDOT Project No. 102-319, for an amount not to exceed \$78,500.00.
(Funding 80% Federal, 20% City). Account No: 09 17 4021 5777 C0392
09 18 4021 5777 C0392
09 16 4021 5799 C0392**

**C2a. Authorize the Mayor, Harry W. Rilling, to execute an Agreement with A.M. Rizzo Electrical Contractors, Inc. for Project TRF 2017-1 Traffic Signal Improvements at Various Locations, for a sum not to exceed \$1,124,150.31.
Account No: 09 03 4120 5777 C023; 09 04 4120 5777 C0232**

**09 05 4021 5777 C0232
09 08 4021 5777 C0232
09 09 4021 5777 C0232
09 12 4021 5777 C0232
09 13 4021 5777 C0232
09 14 4021 5777 C0232
09 16 4021 5777 C0232**

Consent Calendar – continued

C2b. Authorize the Director of Public Works to execute orders on the Contract with A.M. Rizzo Electrical Contractors, Inc. for Project TRF 2017-1 Traffic Signal Improvements at Various Locations, for a sum not to exceed \$112,415.03.

**Account No: 09 03 4120 5777 C0232
09 04 4120 5777 C0232
09 5 4021 5777 C0232
09 08 4021 5777 C0232
09 09 4021 5777 C0232
09 12 4021 5777 C0232
09 13 4021 5777 C0232
09 14 4021 5777 C0232
09 16 4021 5777 C0232**

**** MOTION TO APPROVE THE CONSENT CALENDAR PASSED UNANIMOUSLY.**

**** MR. SERASIS MOVED FOR A SUSPENSION OF THE RULES TO ADD THE FOLLOWING ITEM TO THE AGENDA:**

VII C. RECREATION, PARKS & CULTURAL AFFAIRS COMMITTEE

1. Authorize the Purchasing Agent to issue a purchase order to Probuilt Designs LLC for the installation of playground equipment at Marvin Elementary School (Project for a sum not to exceed \$28,746.00. Account 0918-6030-5777-C0364.

**** MOTION PASSED UNANIMOUSLY**

The following items were deliberated at the meeting:

COMMON COUNCIL COMMITTEES

A. HEALTH, WELFARE, PUBLIC SAFETY COMMITTEE

1. Authorize the purchasing agent to execute a purchase order, on behalf of the Norwalk Police Department, to MHQ, the low bidder, for the purchase of eight 2018 Ford Utility Interceptors, for the amount not to exceed \$240,000. Account No. 013053-5731.

Ms. Bowman asked Lt. Lepore to come forward to answer questions on the item.

**** MS. BOWMAN MOVED TO AUTHORIZE THE PURCHASING AGENT TO EXECUTE A PURCHASE ORDER, ON BEHALF OF THE NORWALK POLICE DEPARTMENT, TO MHO, THE LOW BIDDER, FOR THE PURCHASE OF EIGHT 2018 FORD UTILITY INTERCEPTORS, FOR THE AMOUNT NOT TO EXCEED \$240,000. ACCOUNT NO. 013053-5731.**

**** THE MOTION PASSED UNANIMOUSLY.**

A. HEALTH, WELFARE, PUBLIC SAFETY COMMITTEE -- continued

2. Authorize the purchasing agent to execute a purchase order, on behalf of the Norwalk Police Department, to Fleet Auto Supply, the low bidder, for the up-fit (emergency Lighting/prisoner/graphics) for 8 - 2018 Police Utility Interceptors, for the amount not to exceed \$105,000. Account No. 013053-5731.

**** MS. BOWMAN MOVED THE ITEM**
**** THE MOTION PASSED UNANIMOUSLY.**

**** MS. BOWMAN MOVED THE ITEM FOR DISCUSSION AND APPROVAL.**

3. Authorize the purchasing agent to execute a purchase order, on behalf of the Norwalk Police Department, to Motorola, the state contract holder (A-99-01), for the mobile radios for eight 2018 Ford Utility Police Interceptors, for the amount not to exceed \$40,000. Account No. 013053-5731.

**** THE MOTION PASSED UNANIMOUSLY.**

D. LAND USE AND BUILDING MANAGEMENT COMMITTEE

Mr. Livingston read the item and moved for discussion.

3a. Authorize the Mayor, Harry W. Rilling, to execute a 25 year Lease agreement with 332 Wilson Avenue, LLC, with the City acting as joint tenant with the Norwalk Board of Education, for property located at 332-334 Wilson Avenue to be used as the school bus depot for Norwalk Public Schools. Lease payments to be made from the Board of Education operating budget, Account No. 16127001-749-61.

3b. Authorize the Mayor, Harry W. Rilling to execute a sublease agreement, with the Norwalk Board of Education as joint sub-landlord, and First Student, Inc. as subtenant for the property located at 332-334 Wilson Avenue to be used in connection with its contract for student bus transportation services. Term of the sublease will be commensurate with the term of the services contract for student transportation services.

Norwalk Public Schools Chief Financial Officer Tom Hamilton came forward to field questions and comments. He explained that firms do not bid on the bus contract because of the needed to store the buses, and this would represent significant savings in transportation expense.

Ms. Bowman questioned why a 25-year lease, and Assistant Corporation Counsel Diane Beltz-Jacobson came forward to field questions on the year options and the process that went through the Legal Department. Mr. Hamilton said the lease would save the district \$56,860 in its first year, and over the course of 20 years could save \$7.5 million.

There was discussion and exchange of comments from Council members.

Ms. Bowman held up a map to show that the bus depot is across the street from the proposed school at the Nathaniel Ely site, and explained there would be school buses and parents coming in and out along with other issues of site location, elimination of the industrial barrier for her neighborhood and environmental concerns. She added that to sign a lease for 25 years does not seem reasonable in the scheme of things, we have seen, especially with the Board of Education, savings disappear and move. Twenty-five years is a long time when you are proposing traffic changes to this same direct neighborhood.

Mr. Corsello asked if the lease would allow the installation of charging stations in the future; and Mr. Bonenfant noted agreement to that great point, as no one knows what kind of transportation systems may develop.

Mr. Hamilton further outlined that the tenant would pay the brunt of the expense for charging stations, explaining as part of the discussion that only one other property owner had offered a potential bus yard. After further questions and commentary, Attorney Coppola said this may be the most negotiated lease in the history of the city of Norwalk, with an incredible amount of redrafts and countless hours logged by the Legal Department. He added that the protections for the city were hard fought on our end, there was a lot of work by consultants and Seligson spent a significant amount of money, we are very proud in terms of the negotiation.

Ms. Bowman added that insisting on putting a school where we have to take two contractor yards by eminent domain, which are properties that are probably contaminated across street from school yard, is hard to understand what it is going on with South Norwalk being disrespected.

**** Ms. Melendez requested a recess. The meeting was recessed at 9:10 p.m. and was reconvened at 9:25 p.m.**

D. LAND USE AND BUILDING MANAGEMENT COMMITTEE – continued

Following the recess, Mr. Livingston asked Mr. Seligson to come forward. He asked if he would agree to allow the city to use the property for another use under the 25-year lease. Mr. Seligson said yes; Mr. Livingston asked about charging stations and Mr. Seligson replied that whatever the state of the art or technology modification can be accommodated.

**** MR. LIVINGSTON MOVED TO APPROVE THE FOLLOWING AMENDMENT:**

Authorize the Legal Department to modify the School Bus Depot Lease agreement to include a Change of Use addendum and the condition to provide charging stations or operational modifications if required.

**** THE AMENDMENT PASSED WITH TWELVE VOTES IN FAVOR, ONE OPPOSED AND NO ABSTENTIONS.**

D. LAND USE AND BUILDING MANAGEMENT COMMITTEE – continued

**** MR. LIVINGSTON MOVED TO APPROVE THE ITEM AS AMENDED.**

**** THE MOTION PASSED WITH EIGHT VOTES IN FAVOR (KIMMEL, KYDES, MELENDEZ, SACCHINELLI, IGNERI, O'TOOLE-GIANDURCO, LIVINGSTON, HEMPSTEAD) , THREE OPPOSED (BOWMAN, BONENFANT, MAGGIO) AND TWO ABSTENTIONS (SERASIS, CORSELLO)**

4a. Authorize the Mayor, Harry W. Rilling, to execute an Agreement with Perkins Eastman Architects, DPC to provide architectural design services for the Ponus Ridge School Improvements Project for a total not to exceed of \$2,290,522.00.
Acct. No. 09185010 5777 C0608.

4b. Authorize to establish a contingency for additional services as may be required for a total not to exceed \$40,000.

Mr. Livingston read the item and moved for discussion.

Mr. Kimmel explained that this is technically not a bid, but is a proposed set of fees--an exercise in arithmetic on the part of the firm. He outlined that you can take the lowest bid when you are paving roads but building a school is a qualitatively different endeavor, with factors to include references, ability to work with parent groups and others, imagination and experience with complex projects, he said.

Ms. Bowman spoke on the problem with hiring Perkins Eastman Architects to design the addition to Ponus Ridge Middle School and JCJ Architecture to design the Nathaniel Ely school is that Silver Petrucelli & Associates, the firm that did the study that led to the plan for new schools, was the low bidder. The following council members spoke in agreement with this and echoed those comments: Bonenfant, Hempstead, Maggio, Serasis.

Mr. Livingston had said that the firms who were selected are within the budget, and Mr. Kimmel noted that the money has already been approved and put into context that we are talking about \$1.5 million vs. \$1.2 million for a \$40 million project.

Mr. Hempstead asked questions on the bid process and why there was no comparative chart of how the bidders were evaluated and ranked. Attorney Coppola said it wouldn't be good practice to discuss the issues about the bidders in public. Mr. Hempstead asked if whatever needed to be kept private was known before the request for proposals was put out.

Facilities Manager Alan Lo came forward and explained that they didn't have a reason to disqualify Silver Petrucelli, that during interview process, we found elements from the other proposals and the representation and the quality, that the committee felt that they recommended the other firm first instead of Silver Petrucelli.

D. LAND USE AND BUILDING MANAGEMENT COMMITTEE – continued

Mr. Livingston added that as a result in view of the overall presentations, they were different presentations, different strengths and weaknesses

Mr. Kimmel further explained that there were 10 criteria--it's not easy to deal with the reimbursement levels when you are building a new school on the one hand and right next to it a renovation or an addition--you've got to know a lot of stuff about how to deal with the state, and you answer all of those questions during the interview. He outlined that it's not the same as paving a road or buying a new police car... they shared their ideas, their imagination, how they handled certain problems in the past. We listened to all of them, none of them were bad, some of them were great.

There was discussion on having an Executive Session to discuss the confidential elements of the bid evaluation process. Mr. Kimmel called for a point of order that an Executive Session could not be held without advance notice on the agenda.

Attorney Coppola explained that an Executive Session could be held but it was not good practice to hold an such a private session without proper notification. He suggested that the item could be put on the next agenda with an Executive Session notice.

Ms. Maggio noted that she would not be approving the item due to a lack of sufficient information, and she questioned the process of why a lack of information that only the committee had privy.

Mr. Hempstead added that he is more upset more than anything by the process or lack of. Ms. Maggio asked if there is a reason why we couldn't have reviewed the criteria and that it's not fair to anybody who wasn't on the committee or didn't have a discussion with somebody who was on the committee as this is a huge vote and is a lot of money... in a time where we don't have any money at all, where Hartford is telling us that we are not going to get this (funding)... I feel like this is a little slap in the face, that we have to vote on something that we have no idea what we are voting on.

Ms. Bowman added her objections, calling the South Norwalk school idea wrong because the plan is to build on Springwood Park, which is historic and protected by the National Park Service.

**** Mr. Hempstead made a motion to table the item until the next meeting.**

Mr. Hempstead asked Mr. Lo if the item was time sensitive and what the implication would be to the project. Mr. Lo outlined that a one month delay in architect approval and planning could result in a six month delay in the construction timetable. He explained that there are logistics that are inter-related and coincide in the planning and construction nature of a school project that affect in the complex timetable.

D. LAND USE AND BUILDING MANAGEMENT COMMITTEE – continued

**** Motion was withdrawn after further discussion.**

**** Mr. Hempstead made a motion to table the item until the next meeting for more information and inclusion of a score sheet and bidder ratings for the architect's presentation. .**

Mayor Rilling noted that a motion to table was not debatable and called for a roll call vote on the motion to table.

**** THE MOTION FAILED WITH SIX VOTES IN FAVOR (BOWMAN, BONENFANT, MAGGIO, SERASIS, O'TOOLE-GIANDURCO, HEMPSTEAD), SEVEN OPPOSED (CORSELLO, KIMMEL, KYDES, LIVINGSTON, MELENDEZ, SACCHINELLI,IGNERI) AND NO ABSTENTIONS.**

**** Mr. Kimmel requested a second recess. The meeting was recessed at 10:20 p.m. and was reconvened back into session at 10:30 p.m.**

Following the recess there was further discussion. Mr. Hempstead noted that he would not be approving the item due to a lack of sufficient information.

Mayor Rilling called for a roll call vote on the motion to approve.

**** MR. LIVINGSTON MOVED TO APPROVE THE ITEM AS PRESENTED.**

**** THE MOTION PASSED WITH SEVEN VOTES IN FAVOR (CORSELLO, KIMMEL, KYDES, MELENDEZ, SACCHINELLI,IGNERI, LIVINGSTON) SIX OPPOSED (BOWMAN, BONENFANT, MAGGIO, O'TOOLE-GIANDURCO, HEMPSTEAD, SERASIS) AND NO ABSTENTIONS.**

Mr. Livingston moved the following items for discussion together as one:

5a. Authorize the Mayor, Harry W. Rilling, to execute an Agreement with JCJ Architecture, PC to provide architectural design services (Tasks A, B, F, G, H, & I) for the new South Norwalk School at Ely Site for a total not to exceed of \$850,000.
Account No. 09185010 5777 C0607.

5b. Authorize to establish a contingency for additional services as may be required for a total not to exceed \$40,000.

Ms. Bowman spoke on the same problem with hiring Perkins Eastman Architects to design the Nathaniel Ely school and went on to outline the problems with the location and the entire process. She explained that she has to answer to her constituents that are dissatisfied with the lack of cooperation with the Board of Education and the City planners that continue to disrespect needs of South Norwalk residents.

D. LAND USE AND BUILDING MANAGEMENT COMMITTEE – continued

There was further discussion. Mr. Hempstead noted that he would not be approving the item due to a lack of sufficient back up information and had the same concerns as the previous item with the absence of a score sheet filled out with bidder rankings and rationale.

Mayor Rilling called for a roll call vote on the motion to approve.

**** MR. LIVINGSTON MOVED TO APPROVE THE ITEM AS PRESENTED.**
**** THE MOTION PASSED WITH SEVEN VOTES IN FAVOR (CORSELLO, KIMMEL, KYDES, MELENDEZ, SACCHINELLI, IGNERI, LIVINGSTON) SIX OPPOSED (BOWMAN, BONENFANT, MAGGIO, O'TOOLE-GIANDURCO, HEMPSTEAD, SERASIS) AND NO ABSTENTIONS.**

E. PUBLIC WORKS COMMITTEE

3. Authorize the Mayor, Harry W. Rilling, to execute an Amendment with The Grasso Companies, LLC for Project PM 2017-1, Pavement Management Program, for a sum not to exceed \$1,000,000.00; subject to the same terms and conditions as award contract PM2017-Account No: 09 18 4021 5777 C0021

Mr. Igneri presented the item and moved it for discussion.

Mr. Chimento came forward to field questions and comments.

**** MR. IGNERI MOVED TO APPROVE THE ITEM AS PRESENTED.**
**** MOTION TO APPROVE PASSED WITH EIGHT VOTES IN FAVOR, FIVE OPPOSED AND NO ABSTENTIONS.**

VII C. RECREATION, PARKS & CULTURAL AFFAIRS COMMITTEE

1. Authorize the Purchasing Agent to issue a purchase order to Probuilt Designs LLC for the installation of playground equipment at Marvin Elementary School Project for a sum not to exceed \$28,746.00. Account 0918-6030-5777-C0364.

**** MR. SERASIS MOVED TO APPROVE THE ITEM AS PRESENTED.**
**** MOTION PASSED UNANIMOUSLY**

**** MR.IGNERI MOVED TO ENTER INTO EXECUTIVE SESSION FOR PURPOSES OF DISCUSSION AND POSSIBLE ACTION OF CORPORATION COUNSEL ITEM VI A. 3:**

Authorization to Settle Claims (Global Settlement): Jennifer Sullivan,
ppa Amy Sullivan v. City of Norwalk, et al

**** MOTION PASSED UNANIMOUSLY.**

The meeting went into Exccutive Session at 10:45 p.m. with members in attendance as listed on page one (with the exception of City Clerk King).

The meeting was reconvened into Public Session at 11:08 p.m. There were no votes or actions taken.

**** MR.IGNERI MOVED TO AUTHORIZE CORPORATION COUNSEL TO SETTLE CLAIMS (GLOBAL SETTLEMENT): JENNIFER SULLIVAN, PPA AMY SULLIVAN V. CITY OF NORWALK, ET AL**

**** MOTION PASSED WITH ELEVEN VOTES IN FAVOR, TWO OPPOSED (CORSELLO, HEMPSTEAD) AND NO ABSTENTIONS.**

IX. MOTIONS POSTPONED TO A SPECIFIC DATE - none

X. SUSPENSION OF RULES

1. Addition to the agenda of Item VII. D 1. Recreation, Parks, Cultural Affairs.

XI. ADJOURNMENT

**** MR.IGNERI MOVED TO ADJOURN.**

**** MOTION PASSED UNANIMOUSLY.**

The meeting was adjourned at 11:10 p.m.

Respectfully submitted,

M. Knox; Telesco Secretarial Services

ATTEST

Donna King, City Clerk

Date:

**CITY OF NORWALK RECREATION & PARKS DEPARTMENT
FACILITIES RENTAL APPLICATION FORM**

Showmobile

VIT. A

PLEASE PRINT

PERSONAL/FAMILY
ASSOCIATION/CLUB
COMPANY/BUSINESS

ORGANIZATION NAME: Rallye For Pancreatic Cancer, Inc.

NAME OF CORPORATE OFFICER AUTHORIZED
TO EXECUTE THE LICENSE AGREEMENT:

Mark C. Schlegel

TITLE: President

YOUR NAME: Mark C. Schlegel

TITLE: President

ADDRESS: 49 Cove Ave

E-MAIL ADDRESS: pcresearch17@gmail.com

CITY: E. Norwalk

STATE: CT

ZIP CODE: 06855

HOME PHONE: 203-853-3373 BUSINESS PHONE:

CELL: 203-434-8540

FACILITY & EVENT INFORMATION

FACILITY REQUESTED: Calf Pasture Beach

OF PARTICIPANTS: 400

EVENT: Classic Car Show + Rallye through town

DATE REQUESTED: April 22, 2018

SET UP TIME: 7:00 AM 6:00 PM

STARTING TIME: 9:00 AM

ENDTIME: 3:00 PM

RAIN DATE: April 29, 2018

(RAIN DATE NOT APPLICABLE WITH PAVILION OR MANSION)

ARE YOU REQUESTING THE USE OF ALCOHOLIC BEVERAGES AND/OR BEER KEGS? YES _____ NO X

ARE YOU SERVING FOOD: YES _____ NO X

ARE YOU REQUESTING A TENT? YES _____ NO X *ANY TENT (STRUCTURE) 10 x 10 FEET OR LARGER INCLUDING, BUT NOT LIMITED TO; ELECTRICAL LIGHTING EQUIPMENT, REQUIRES A SEPARATE PERMIT FROM THE CODE ENFORCEMENT DEPARTMENT

WATER DUNKING MACHINES MUST RECEIVE APPROVAL FROM DIRECTOR OF RECREATION & PARKS. IF APPROVED SEPARATE INSURANCE MUST BE PURCHASED AND PRESENTED. BOUNCE HOUSES AND DRONES ARE NOT ALLOWED ON ANY CITY PROPERTY, INCLUDING SCHOOL GROUNDS AND PARKS. VIOLATION OF THIS RULE MAY JEOPARDIZE FUTURE EVENTS IN THE CITY

ARE YOU REQUESTING TO USE DISPLAY ADVERTISING AT YOUR EVENT?

YES

NO

ARE YOU REQUESTING TO SOLICIT CONTRIBUTIONS AT YOUR EVENT?

YES

NO

ARE YOU REQUESTING TO SELL FOOD, BEVERAGES, GOODS OR WARES?

YES

NO

PLEASE NOTE: NO GLASS OR BOTTLES ALLOWED ON CITY PARK PROPERTY; OPEN PIT FIRES ARE PROHIBITED DEPOSIT/FEES ARE NON REFUNDABLE OR TRANSFERABLE; CERTIFICATE OF INSURANCE IS REQUIRED FOR ALL EVENTS

WILL THE GROUP BE GOING INTO THE WATER IN ANY WAY, WADING, WALKING OR SWIMMING at the Beach? YES _____ NO X

WILL THE GROUP HAVE ANY ACTIVITIES NEAR OR AROUND THE WATER (including Splash Pad) at the Beach YES _____ NO X

IT IS THE GROUP SUPERVISOR'S RESPONSIBILITY TO CONTACT THE LIFEGUARD SUPERVISOR ON DUTY SO THAT ALL RULES AND REGULATIONS ARE CLEAR

IS A WATER SAFETY INSTRUCTOR OR A CERTIFIED LIFEGUARD ACCOMPANYING YOUR GROUP? YES _____ NO X

If yes, name of person(s) _____ Each group should have accessible a list with all the children's names that are attending the outings for accountability in case of emergency.

ANY QUESTIONS ANSWERED YES, PLEASE EXPLAIN ON SEPARATE SHEET & ATTACH TO APPLICATION

APPLICANT'S SIGNATURE: _____ DATE: _____ OFFICE USE ONLY

RECREATION & PARK COMMITTEE APPROVAL: YES _____ NO _____ N/A _____ DATE: _____
COMMON COUNCIL APPROVAL: YES _____ NO _____ N/A _____ DATE: _____

DIRECTOR'S SIGNATURE: _____ DATE: _____
(Signature required)

9/13/17

RECREATION AND PARKS SHOWMOBILE RENTAL APPLICATION FORM

APPLICATION

NAME OF ORGANIZATION: Rallye For Pancreatic Cancer, Inc
REPRESENTATIVE NAME: Mark C. Schlegel
ADDRESS: 49 Cove Ave EMAIL: pcresearch17@gmail.com
CITY: Norwalk
BUSINESS PHONE: 203-853-3373 REPRESENTATIVE PHONE: 203-434-8540
RENTAL DATES: April 22nd TIME: 700 AM (4/21-setup) 3:00pm (4/22)
LOCATION OF RENTAL: Calf Pasture Beach
PURPOSE OF RENTAL: Classic Car Show/ Rallye
INSURANCE COVERAGE: _____
FEE: _____ DEPOSIT: _____ BOND: _____
APPLICANT SIGNATURE: _____ DATE: _____
APPROVED BY: _____ DATE: _____
COMMITTEE APPROVAL: _____ DATE: _____

POLICY

A. USE OF SHOWMOBILE

1. The Director of Recreation and Parks will allocate the use of the Showmobile to Norwalk based non-profit organizations subject to availability. The Recreation and Parks Committee and the Norwalk Common Council will decide which non-Norwalk organizations and for profit organizations are allowed to rent the Showmobile
2. Organizations using the Showmobile will not be allowed to mask any logo or any other portion on or in the Showmobile, nor can tap of any kind be used on any of its surfaces
3. Only authorized Personnel of the Recreation and Parks Department will be allowed to move and operate the Showmobile. Personnel must be hired to deliver, set up, close up and return it to the Norwalk Parks Department

B. RENTAL FEES; DEPOSITS AND BONDS

1. The Director shall establish all rental fees based on all Department costs of providing the Showmobile to the renting organization. The minimum fee for the use of the Showmobile is \$400.00 for Norwalk based non-profit organizations and \$600.00 for all other organizations. The Norwalk Exchange Club is exempt from the rental fee
2. A deposit of \$100.00 must accompany all applications. The deposit will only be refunded if the application is denied. In all cases where applications are approved the deposit will be used toward the final rental fee.

**CITY OF NORWALK RECREATION & PARKS DEPARTMENT
FACILITIES RENTAL APPLICATION FORM**

PLEASE PRINT

PERSONAL/FAMILY
ASSOCIATION/CLUB
COMPANY/BUSINESS

ORGANIZATION NAME: Mountain Workshop / Roger Ludlowe Middle School

NAME OF CORPORATE OFFICER AUTHORIZED
TO EXECUTE THE LICENSE AGREEMENT:

Kent Tullo

TITLE: Business Development Director

YOUR NAME: Kent Tullo

TITLE: Business Development Director

ADDRESS: 35 Miry Brook Road

E-MAIL ADDRESS: _____

CITY: Danbury

STATE: CT

ZIP CODE: 06810

HOME PHONE: 203-797-1435 x112 BUSINESS PHONE: 203-797-1435 x112 CELL: 203-512-1321

FACILITY & EVENT INFORMATION

FACILITY REQUESTED: Calf Pasture Beach/Field/Boat Launch

OF PARTICIPANTS: 330

EVENT: Team Building and Olympic Field Day

DATE REQUESTED: October 3, 2017

SET UP TIME: 7:00am

STARTING TIME: 9:00am

ENDTIME: 3:15pm

RAIN DATE: 10/09/17

(RAIN DATE NOT APPLICABLE WITH PAVILION OR MANSION)

ARE YOU REQUESTING THE USE OF ALCOHOLIC BEVERAGES AND/OR BEER KEGS? YES _____ NO X

ARE YOU SERVING FOOD: YES _____ NO X

ARE YOU REQUESTING A TENT? YES _____ NO X *ANY TENT (STRUCTURE) 10 x 10 FEET OR LARGER INCLUDING, BUT NOT LIMITED TO; ELECTRICAL LIGHTING EQUIPMENT, REQUIRES A SEPARATE PERMIT FROM THE CODE ENFORCEMENT DEPARTMENT

WATER DUNKING MACHINES MUST RECEIVE APPROVAL FROM DIRECTOR OF RECREATION & PARKS. IF APPROVED SEPARATE INSURANCE MUST BE PURCHASED AND PRESENTED. **BOUNCE HOUSES AND DRONES ARE NOT ALLOWED ON ANY CITY PROPERTY, INCLUDING SCHOOL GROUNDS AND PARKS. VIOLATION OF THIS RULE MAY JEOPARDIZE FUTURE EVENTS IN THE CITY.**

ARE YOU REQUESTING TO USE DISPLAY ADVERTISING AT YOUR EVENT? YES _____ NO X

YES

NO

ARE YOU REQUESTING TO SOLICIT CONTRIBUTIONS AT YOUR EVENT? YES _____ NO X

YES

NO

ARE YOU REQUESTING TO SELL FOOD, BEVERAGES, GOODS OR WARES? YES _____ NO X

YES

NO

PLEASE NOTE: NO GLASS OR BOTTLES ALLOWED ON CITY PARK PROPERTY; OPEN PIT FIRES ARE PROHIBITED DEPOSIT/FEES ARE NON REFUNDABLE OR TRANSFERABLE; CERTIFICATE OF INSURANCE IS REQUIRED FOR ALL EVENTS

WILL THE GROUP BE GOING INTO THE WATER IN ANY WAY, WADING, WALKING OR SWIMMING at the Beach? YES X NO _____

WILL THE GROUP HAVE ANY ACTIVITIES NEAR OR AROUND THE WATER (including Splash Pad) at the Beach YES X NO _____

IT IS THE GROUP SUPERVISOR'S RESPONSIBILITY TO CONTACT THE LIFEGUARD SUPERVISOR ON DUTY SO THAT ALL RULES AND REGULATIONS ARE CLEAR

IS A WATER SAFETY INSTRUCTOR OR A CERTIFIED LIFEGUARD ACCOMPANYING YOUR GROUP? YES X NO _____

If yes, name of person(s) Andrea Nieves / Haley Gowland Each group should have accessible a list with all the children's names that are attending the outings for accountability in case of emergency.

ANY QUESTIONS ANSWERED YES, PLEASE EXPLAIN ON SEPARATE SHEET & ATTACH TO APPLICATION

APPLICANT'S SIGNATURE: _____

DATE: 07/31/17

OFFICE USE ONLY

RECREATION & PARK COMMITTEE APPROVAL: YES _____ NO _____ N/A _____ DATE: _____

COMMON COUNCIL APPROVAL: YES _____ NO _____ N/A _____ DATE: _____

DIRECTOR'S SIGNATURE: _____

DATE: _____

(Signature required)

RECREATION & PARKS DEPARTMENT
FACILITIES RENTAL APPLICATION FORM

PLEASE PRINT

ORGANIZATION NAME:

Norwalk Hospital Foundation

PERSONAL/FAMILY
ASSOCIATION/CLUB
COMPANY/BUSINESS

NAME OF CORPORATE OFFICER AUTHORIZED
TO EXECUTE THE LICENSE AGREEMENT:

TITLE:

YOUR NAME:

Trinnie Desisto

TITLE:

Special Events Manager

ADDRESS:

24 Maple Street

E-MAIL ADDRESS:

CITY:

Norwalk

STATE:

CT

ZIP CODE:

06850

HOME PHONE:

BUSINESS PHONE:

203 852-2022

CELL:

(703) 545-1916

FACILITY & EVENT INFORMATION

FACILITY REQUESTED:

Calf Pasture / Taylor Farm / Show Mobile

OF PARTICIPANTS:

1500

EVENT:

WCC Walk & Run

DATE REQUESTED:

5/4/2018

SET UP TIME:

5am

STARTING TIME:

7pm

ENDTIME:

10pm - 11pm

RAIN DATE:

(RAIN DATE NOT APPLICABLE WITH PAVILION OR MANSION)

ARE YOU REQUESTING THE USE OF ALCOHOLIC BEVERAGES AND/OR BEER KEGS? YES _____ NO ☒

ARE YOU SERVING FOOD? YES _____ NO ☒

ARE YOU REQUESTING A TENT? YES ☒ NO _____

*ANY TENT (STRUCTURE) 10 x 10 FEET OR LARGER INCLUDING, BUT NOT LIMITED TO; ELECTRICAL LIGHTING EQUIPMENT, REQUIRES A SEPARATE PERMIT FROM THE CODE ENFORCEMENT DEPARTMENT

WATER DUNKING MACHINES MUST RECEIVE APPROVAL FROM DIRECTOR OF RECREATION & PARKS. IF APPROVED SEPARATE INSURANCE MUST BE PURCHASED AND PRESENTED. BOUNCE HOUSES AND DRONES ARE NOT ALLOWED ON ANY CITY PROPERTY INCLUDING SCHOOL GROUNDS AND PARKS. VIOLATION OF THIS RULE MAY JEOPARDIZE FUTURE EVENTS IN THE CITY

ARE YOU REQUESTING TO USE DISPLAY ADVERTISING AT YOUR EVENT? YES _____ NO ☒

YES

NO

ARE YOU REQUESTING TO SOLICIT CONTRIBUTIONS AT YOUR EVENT? YES _____ NO ☒

YES

NO

ARE YOU REQUESTING TO SELL FOOD, BEVERAGES, GOODS OR WARES? YES _____ NO ☒

YES

NO

PLEASE NOTE: NO GLASS OR BOTTLES ALLOWED ON CITY PARK PROPERTY; OPEN PIT FIRES ARE PROHIBITED DEPOSIT/FEES ARE NON REFUNDABLE OR TRANSFERABLE; CERTIFICATE OF INSURANCE IS REQUIRED FOR ALL EVENTS

WILL THE GROUP BE GOING INTO THE WATER IN ANY WAY, WADING, WALKING OR SWIMMING at the Beach? YES _____ NO ☒

WILL THE GROUP HAVE ANY ACTIVITIES NEAR OR AROUND THE WATER at the Beach YES _____ NO ☒

IT IS THE GROUP SUPERVISOR'S RESPONSIBILITY TO CONTACT THE LIFEGUARD SUPERVISOR ON DUTY SO THAT ALL RULES AND REGULATIONS ARE CLEAR

IS A WATER SAFETY INSTRUCTOR OR A CERTIFIED LIFEGUARD ACCOMPANYING YOUR GROUP? YES _____ NO ☒

If yes, name of person(s) _____ Each group should have accessible a list with all the children's names that are attending the outings for accountability in case of emergency.

ANY QUESTIONS ANSWERED YES, PLEASE EXPLAIN ON SEPARATE SHEET & ATTACH TO APPLICATION

APPLICANT'S SIGNATURE:

Laura DiMauro

DATE:

7/20/17

OFFICE USE ONLY

RECREATION & PARK COMMITTEE APPROVAL: YES _____ NO _____ N/A _____

DATE:

COMMON COUNCIL APPROVAL: YES _____ NO _____ N/A _____

DATE:

DATE:

DIRECTOR'S SIGNATURE:

DATE:

(Signature required)

Sunset
Run
Glow n Dark
Walk
5/4/18
Sunset Run
Glow n Dark
Walk
5/5/18
Traditional
8:00 Start
Time.

9/13/17

CITY OF NORWALK RECREATION & PARKS DEPARTMENT
FACILITIES RENTAL APPLICATION FORM

PLEASE PRINT

ORGANIZATION NAME: Human Services Council

PERSONAL/FAMILY
ASSOCIATION/CLUB
COMPANY/BUSINESS

NAME OF CORPORATE OFFICER AUTHORIZED TO EXECUTE THE LICENSE AGREEMENT: Richard Colangelo TITLE: Board Chair

YOUR NAME: Kari Pesavento TITLE: Director, children's Conn.

ADDRESS: 1 Park Street E-MAIL ADDRESS: Kpesavento@Hscct.org

CITY: Norwalk STATE: CT ZIP CODE: 06851

HOME PHONE: 203-5128626 BUSINESS PHONE: 203849-1111 CELL: 203 512 8626

FACILITY & EVENT INFORMATION

FACILITY REQUESTED: Taylor Farm # OF PARTICIPANTS: 500

EVENT: KidzFest Touch A Truck & More DATE REQUESTED: 10/21/17

SET UP TIME: Noon 10/21/17 STARTING TIME: 4pm END TIME: 4pm RAIN DATE: NO
(RAIN DATE NOT APPLICABLE WITH PAVILION OR MANSION)

ARE YOU REQUESTING THE USE OF ALCOHOLIC BEVERAGES AND/OR BEER KEGS? YES NO X

ARE YOU SERVING FOOD? YES X NO NO

ARE YOU REQUESTING A TENT? YES NO X *ANY TENT (STRUCTURE) 10 x 10 FEET OR LARGER INCLUDING, BUT NOT LIMITED TO; ELECTRICAL LIGHTING EQUIPMENT, REQUIRES A SEPARATE PERMIT FROM THE CODE ENFORCEMENT DEPARTMENT

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ARE YOU REQUESTING TO USE DISPLAY ADVERTISING AT YOUR EVENT?
ARE YOU REQUESTING TO SOLICIT CONTRIBUTIONS AT YOUR EVENT?
ARE YOU REQUESTING TO SELL FOOD, BEVERAGES, GOODS OR WARES?

YES NO
YES NO
YES NO

PLEASE NOTE: NO GLASS OR BOTTLES ALLOWED ON CITY PARK PROPERTY; OPEN PIT FIRES ARE PROHIBITED DEPOSIT/FEES ARE NON REFUNDABLE OR TRANSFERABLE; CERTIFICATE OF INSURANCE IS REQUIRED FOR ALL EVENTS

WILL THE GROUP BE GOING INTO THE WATER IN ANY WAY, WADING, WALKING OR SWIMMING YES NO X
WILL THE GROUP HAVE ANY ACTIVITIES NEAR OR AROUND THE WATER? YES NO X

IT IS THE GROUP SUPERVISOR'S RESPONSIBILITY TO CONTACT THE LIFEGUARD SUPERVISOR ON DUTY SO THAT ALL RULES AND REGULATIONS ARE CLEAR

IS A WATER SAFETY INSTRUCTOR OR A CERTIFIED LIFEGUARD ACCOMPANYING YOUR GROUP? YES NO X

If yes, name of person(s) _____. Each group should have accessible a list with all the children's names that are attending the outings for accountability in case of emergency.

ANY QUESTIONS ANSWERED YES, PLEASE EXPLAIN ON SEPARATE SHEET & ATTACH TO APPLICATION

APPLICANT'S SIGNATURE: Kari Pesavento DATE: 7/15/17 OFFICE USE ONLY

RECREATION & PARK COMMITTEE APPROVAL: YES NO N/A DATE:
COMMON COUNCIL APPROVAL: YES NO N/A DATE:

DIRECTOR'S SIGNATURE: _____ DATE: _____
(Signature required)

9/13/17

PLEASE PRINT

PERSONAL/FAMILY
ASSOCIATION/CLUB
COMPANY/BUSINESS

__TITLE:

TITLE: PTO president

E-MAIL ADDRESS: SeanTannacone@sbcglobal.net

STATE: CT

ZIP CODE: 06850

CELL: 203-219-3038

SHIRAZ
LAWN STATION

PLEASE PRINT

PERSONAL/FAMILY
ASSOCIATION/CLUB
COMPANY/BUSINESS

HOME PHONE: 203 354 2881 BUSINESS PHONE: same CELL: 203 253 1965

9/13/17



Connecticut Department of
Energy & Environmental Protection
Bureau of Outdoor Recreation
Boating Division



Clean Vessel Act – Opportunity for
Funding the Construction, Installation,
Purchase, Operation & Maintenance of
Marine Sewage Disposal Facilities (MSDF)



Funded Through the Federal Clean Vessel Act

860-434-3501
Application Form

All applicants must complete the entire application with the exception of Parts V, VI and VII. Complete Part V for funding of Operation and Maintenance Costs Associated with a Land-Based MSDF, complete Part VI for Operation and Maintenance Costs Associated with a Pumpout Vessel, and complete Part VII for Construction/Purchase/Installation of a New MSDF or Repair or Upgrade of an Existing MSDF (including purchase or repair/upgrade of a Pumpout Vessel). Please complete this form in accordance with the instructions (DEEP-BOATING-CVA-INST-001). Be sure to read the instructions to complete each line item in this application correctly.

Part I: Applicant Information

1. Applicant Name: CITY OF NORWALK
Contact Person: MIKE GRIFFIN Relationship to Facility: SUPERVISOR
Mailing Address: 125 EAST AVENUE
City/Town: NORWALK State: CT Zip Code: 06851
Business Phone: 203 829-8892 ext. _____
E-mail: CTHARBORMASTER@AOL.COM
2. Federal Employer Identification or Social Security Number: 06-6011881

Part II: Eligibility and Application Type

1. Eligibility Checklist
- a. Will the MSDF be available for use by all recreational vessels in need of such facilities? ☒ Yes ☐ No
If No, your project is not eligible to receive funding, with the exception of Pumpout Vessel off loading stations which are eligible to receive funding.
- b. Will the use of the MSDF be offered for free? ☒ Yes ☐ No
If No, your project is not eligible to receive funding.
- c. Is the installation of a proposed MSDF, a result of a state or federal enforcement action? ☐ Yes ☒ No
If Yes, your project is not eligible to receive funding.
2. Application Types - Check all that apply:
- ☒ Operation and Maintenance Costs Associated with a Land Based MSDF
☐ Operation and Maintenance Costs Associated with a Pumpout Vessel
☐ Construction/Purchase/Installation of a New MSDF or Repair or Upgrade of an Existing MSDF (including purchase or repair/upgrade of a Pumpout Vessel)

Part III: Facility Information

1. Facility Name (if different from applicant name): VETERANS PARK BOATING CENTER

Location Address: NORWALK'S VETERANS MEMORIAL PARK

City/Town: NORWALK State: CT Zip Code: 06851

2. Latitude: 41.05.918 Longitude: 73.24.796

3. Name of Waterbody Location(s) Served (e.g., Long Island Sound, CT river, etc.):
NORWALK HARBOR

4. Does the facility currently have operational MSDFs? ☒ Yes ☐ No

If yes, specify the types and number of each MSDF facility:

☒ stationary: # 1 ☐ cart-style: # ☐ boat: #

☒ central vacuum system: # 1 ☐ dump station: #

☐ Other (specify type and number):

5. Provide an estimate of how many pumpouts will be conducted by the existing and/or proposed MSDF in a calendar year. (provide estimate based on prior year data, if available)
1260

6. If the applicant is seeking funding for Operation and Maintenance or repair/upgrade of an existing MSDF, please provide a description of the existing facility or Pumpout Vessel (include age and condition; include photographs as Attachment E to this application).

Part IV: Proposal Information

1. Operating months, days and hours of the MSDF.

Please be specific. This information will be posted on the DEEP website and the Boater's Guide.
(Example: *May 15 through October 30, 7 days per week, 7:00 a.m. -- 7:00 p.m.*);

APRIL 01 THROUGH OCTOBER 31, 2018

2. If the applicant is seeking both Operation and Maintenance **and** Construction/Purchase/Installation of a New MSDF or Repair or Upgrade of an Existing MSDF (including purchase or repair/upgrade of a Pumpout Vessel) funding, describe the planned start and end date for this phase of the project.
(Example: March 1 through April 15)

Project Completion Timeframe: _____

3. Specify the type and number of MSDFs for which you are requesting Operation and Maintenance funding:

☒ Stationary: # 1 ☐ Cart-style: # _____ ☐ Boat: # _____

☐ Central vacuum system: # _____ ☐ Dump station: # _____

☐ Other (specify type and number): _____

4. Does the facility have a fuel dock? ☐ Yes ☐ No

If Yes, is the MSDF located on the fuel dock? ☐ Yes ☒ No

5. What is the proximity of the MSDF to the dock-mounted fuel dispenser, in feet: _____

6. At the location of the MSDF, what is the approximate depth of water, in feet, during low tide, in relation to the mean low water elevation: 8'

7. Identify the proximity, in feet or nautical miles, of the MSDF closest to the nearest Federal Navigational Channel or Fairway: 35'

8. Provide the following for boaters to contact the MSDF:

a. Hailing frequency: CHANNEL 9

b. Contact phone number: 203 829-8892

c. Website address: CTHARBORMASTER@AOL.COM

Part V: Budget Information for Operation and Maintenance Costs Associated with a Land-Based MSDF

Please complete this section.

Enter the following information:

	Description		Total
1. Personnel Types	Hourly rates	Estimated time	\$ 9,300.00
Administration	\$ 15.00	420 HOURS	
Program	\$ 25.00	120 HOURS	
DAILY STAFF	\$ 50.87	12 HOURS	
MANAGEMENT			
2. Contractual			\$
3. Operating			\$ \$ 610.44
4. Equipment (including repairs and upgrades/purchases)			\$
5. Sewage Waste Removal			\$ 0
6. Supplies			\$ 1,397.48
7. Other (specify)			\$
8. Total Eligible O&M Costs			\$ 11,407.92
9. Funding Requested = 75% of Total O&M Costs (multiply line 10 X 0.75)			\$ 8,555.94

Attach additional sheets if needed.

Part VI: Budget Information for Operation and Maintenance Costs Associated with a Pumpout Vessel

Please complete this section.

Total Funding Requested cannot exceed \$45,000 per vessel.

Enter the following Information:

Description			Total
1. Personnel Types Administration Program _____ _____	Hourly Rates _____ _____ _____ _____	Estimated time _____ _____ _____ _____	\$ _____
2. Contractual			\$ _____
3. Operating			\$ _____
4. Boat Expenses			\$ _____
5. Equipment (including repairs, purchases, and upgrades)			\$ _____
6. Sewage Waste Removal			\$ _____
7. Supplies			\$ _____
8. Other (specify)			\$ _____
9. Total Eligible O&M Costs (Total Costs from above)			\$ _____
10. Funding Requested = 75% of Total O&M Costs (multiply line 10 X 0.75) (Funding requested from Pumpout Vessel budget above)			\$ _____

Attached additional sheets if needed.

For pumpout vessel programs with detailed budgets and costs, please attach a separate spreadsheet to document anticipated expenses.

Part VII: Budget Information for Construction/Purchase/Installation of a New MSDF or Repair or Upgrade of an Existing MSDF (including purchase or repair/upgrade of a Pumpout Vessel)

Please complete this section.

Enter the following information:

Description	Total
1. Equipment Upgrade/Purchase (specify):	\$ _____
2. Construction/Installation Costs include Plumbing, Electrical and Site Work (specify):	\$ _____
3. Supplies (specify)	\$ _____
4. Total Construction/Purchase/Installation/Repair Upgrade (Total of lines 1 through 3)	\$ _____
5. Funding Requested = 75% of Total Costs (multiply line 4 X 0.75)	\$ _____

Attach additional sheets if needed.

*Note: For any goods or services costing more than \$2,500.00 per item, you must obtain **three (3)** quotes (CT DAS General Letter #71). If your funding request is greater than \$2,500.00, ***you must submit, as Attachment C, a written copy of each quote you received (minimum of 3) and specify which vendor you will be selecting.*** If the selected vendor did not submit the lowest quote, please include in Attachment C, justification for the selection.

Part VIII: Total Budget Information

Total Costs: \$ 11,407.42

Funding Requested (75% of Total Costs): \$ 8,555.94
(Part V, line 10 + Part VI, line 10 + Part VII, line 4) (Part V, line 11 + Part VI, line 11 + Part VII, line 5)

Match (Dollar Value) to be Provided by Applicant (25% of Total Costs): \$ _____

(Total Costs X 0.25) Please see Part VIII of the instructions for further details about match requirements.

Projects which provide more than 25% match will be more competitive.

Part IX: Supporting Documents

Check the applicable box below for each attachment being submitted with this application form. When submitting any supporting documents, please label the documents as indicated in this part (e.g., Attachment A, etc.) and be sure to include the applicant's name as indicated on this application form.

- ☐ Attachment A: **Applicant Compliance Information Form* (DEEP-APP-002)
- ☐ Attachment B: For Construction/Purchase/Installation/ of a New MSDF or Repair or Upgrade of an Existing MSDF, submit as Attachment B, the design of the proposed or existing MSDF which contains specific design or upgrade components - use Appendix A of the of the instructions as a guide.)
- ☐ Attachment C: For any goods or services costing more than \$2,500.00 per item, you must obtain three (3) quotes (CT DAS General Letter #71). Submit, as Attachment C, a written copy of each quote you received and specify which vendor you will be selecting. If the selected vendor did not submit the lowest quote, please provide a justification for the selection.
- ☐ Attachment D: If you are **not** currently a vendor registered with the State Of Connecticut Comptroller's office you must also include a completed Agency Vendor Form. This form may be downloaded at: [www.das.state.ct.us/Purchase/Info/Vendor_Profile_Form_\(SP-26NB\).pdf](http://www.das.state.ct.us/Purchase/Info/Vendor_Profile_Form_(SP-26NB).pdf). You may download the W9 form and instructions at: www.irs.gov/pub/irs-pdf/fw9.pdf.
- ☐ Attachment E: *Photographs of Existing MSDFs or Pumpout Vessels; digital or color prints only. Black and white or color photocopies will **NOT** be accepted.

* Required for all applications.

* Photos To Follow
Attention to Sue Simonds

Part X: Applicant Certification

The applicant *and* the individual(s) responsible for actually preparing the application must sign this part. An application will be considered incomplete unless all required signatures are provided. If the applicant is the preparer, please mark N/A in the spaces provided for the preparer.

Funding provided through this grant program is provided by the U.S. Fish and Wildlife Service, Clean Vessel Act Program and is administered through Connecticut's Department of Energy and Environmental Protection – Boating Division. Funds awarded through this grant application process are to be used solely for allowable costs and expenses as identified within the application instructions and any contract between the grantee and the State of Connecticut.

Any funding provided through any subsequent State Contract is subject to audit and investigation by the U.S. Office of the Inspector General (OIG) and the State of Connecticut Attorney General's Office (AG), as well as Connecticut's Department of Energy and Environmental Protection (DEEP). Any instances of potential fraud, waste, theft or abuse will be reported by DEEP to the OIG and the AG's office for investigation and prosecution.

False statement(s) in the submitted information is punishable as a criminal offense pursuant to section 53a-157b of the General Statutes, and in accordance with any other applicable statute or regulation.

"I have personally examined and am familiar with the information submitted in this document and all attachments thereto, and I certify that based on reasonable investigation, including my inquiry of the individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief.

I understand that a false statement in the submitted information is punishable as a criminal offense, pursuant to section 53a-157b of the General Statutes, and in accordance with any other applicable statute or regulation.

I certify that this application is on complete and accurate forms as prescribed by the commissioner without alteration of the text.

I further certify, upon submission of this application, all of the following:

- a) The application form and associated materials are complete and accurate;
- b) All requested costs and expenses shall be used solely for allowable costs and expenses;
- c) All requested costs and expenses shall be supported with original receipts, invoices or other supporting documentation; and
- d) There shall be no instances of fraud, theft, waste, abuse, mismanagement or misconduct regarding the funds provided through this grant application process."



Signature of Applicant

AUGUST 2, 2017

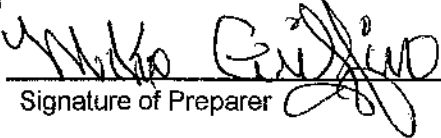
Date

MICHAEL GRIFFIN

Printed Name of Applicant

SUPERVISOR

Title (if applicable)



Signature of Preparer

AUGUST 2, 2017

Date

MICHAEL GRIFFIN

Printed Name of Preparer

SUPERVISOR

Title (if applicable)

☐ Check here if additional signatures are required. If so, please reproduce this sheet and attach signed copies to this sheet. You must include signatures of any person preparing any report or parts thereof required in this application (i.e., marine architects, professional engineers, surveyors, consultants, etc.)

Note Please submit this completed Application Form and supporting documents to:

BOATING DIVISION
DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION
P.O. BOX 280, 333 FERRY ROAD
OLD LYME, CT 06371-0280



**Connecticut Department of
Energy & Environmental Protection**

Applicant Compliance Information

DEEP ONLY

App. No. _____

Co./Ind. No. _____

Applicant Name: CITY OF NORWALK

Mailing Address: 125 EAST AVENUE

City/Town: NORWALK

State: CT

Zip Code: 06851

Business Phone: 203 829-8892

ext.: _____

Contact Person: MIKE GRIFFIN

Phone: 203 829-8892

ext. _____

***E-mail:** CTHARBORMASTER@AOL.COM

If you answer yes to any of the questions below, you must complete the Table of Enforcement Actions on the reverse side of this sheet as directed in the instructions for your permit application.

- A. During the five years immediately preceding submission of this application, has the applicant been convicted in any jurisdiction of a criminal violation of any environmental law?

☐

Yes

☒

No

- B. During the five years immediately preceding submission of this application, has a civil penalty been imposed upon the applicant in any state, including Connecticut, or federal judicial proceeding for any violation of an environmental law?

☐

Yes

☒

No

- C. During the five years immediately preceding submission of this application, has a civil penalty exceeding five thousand dollars been imposed on the applicant in any state, including Connecticut, or federal administrative proceeding for any violation of an environmental law?

☐

Yes

☒

No

- D. During the five years immediately preceding submission of this application, has any state, including Connecticut, or federal court issued any order or entered any judgement to the applicant concerning a violation of any environmental law?

☐

Yes

☒

No

- E. During the five years immediately preceding submission of this application, has any state, including Connecticut, or federal administrative agency issued any order to the applicant concerning a violation of any environmental law?

☐

Yes

☒

No

Table of Enforcement Actions

(1) Type of Action	(2a) Date Commenced	(2b) Date Terminated	(3) Jurisdiction	(4) Case/Docket/ Order No.	(5) Description of Violation

☐ Check the box if additional sheets are attached. Copies of this form may be duplicated for additional space.

September 8, 2017

Norwalk Purchasing Department
Response Summary Project # 3693R
Project Name:
Boiler Replacement at Gallaher Mansion

Thank you for your response to our Request for Proposals Submission. The following is a summary of the vendors that submitted proposals for this project.

Vendor	Total Cost
Edgewise Energy dba Enerlogic LLC	\$142,000.00
Southport Contracting, Inc.	\$320,279.00

SECTION 1 - FORMS OF PROPOSAL

1.1A RESPONSE FORM - Bid #3693R Boiler Replacement at Gallaher Mansion

Vendor Name - <u>Edgewise Energy dba EnerLogic LLC</u>		
Address - <u>43 WERNER COURT, Plainville, NY 11803</u>		
Phone - <u>516-595-2259 x702</u>	Fax -	Email - <u>Schueger@edgewise.com</u>
Manager - <u>Sammy Cifu</u>		Fed ID# <u>47-5285075</u>

The undersigned hereby declares that he has or they have carefully examined the plans, specifications and project site and has satisfied him as to all the quantities and conditions, and understands that in signing this proposal he waives all right to plead any misunderstanding regarding the same.

The undersigned further understands and agrees that he will furnish and provide all the necessary material, machinery, implements, tools, labor, services, and other items of whatever nature, and to do and perform all the work necessary under the aforesaid conditions, to carry out the contract and to accept in full compensation therefore the amount of the contract as agreed to by the Contractor and the City.

Bid Security in the form of a (check one) is attached.	Bond	Certified Check
Cost for performance bond ^{not} included in lump sum	\$ <u>30.00</u>	per thousand dollars
Insurance Agency Name -	<u>USI</u>	Tel. - <u>516-419-4092</u>
Agency Address -	<u>333 Eagle Owington Blvd. Suite 800 Uniondale, NY 11553</u>	

Submitted by - <u>James EnLock</u>	<u>James EnLock</u>	
Authorized Agent of Company (name and title)	<u>CEO</u>	Date <u>9/7/2017</u>

The above signatory acknowledges receipt of the following addenda issued during the bidding period and understands that they are a part of the bidding documents (if applicable):

Addendum #	<u>1</u>	Dated	<u>8/16/2017</u>	Addendum #		Dated	
Addendum #	<u>2</u>	Dated	<u>8/16/2017</u>	Addendum #		Dated	
Addendum #		Dated		Addendum #		Dated	



BTL

1.1B RESPONSE FORM - Bid #3693R Boiler Replacement at Gallaher Mansion

Vendor Name -

The undersigned hereby declares that he has or they have carefully examined the plans, specifications and project site and has satisfied himself as to all the quantities and conditions, and understands that in signing this proposal he waives all right to plead any misunderstanding regarding ~~the same~~.

The undersigned further understands and agrees that he will furnish and provide all the necessary material, machinery, implements, tools, labor, services, and other items of whatever nature, and to do and perform all the work necessary under the aforesaid conditions, to carry out the contract and to accept in full compensation therefore the amount of the contract as agreed to by the Contractor and the City.

The undersigned further agrees, in case of variations of quantities from those shown or specified, the following unit prices will be used in adjusting the contract price. If quantities are authorized by the City, the following amount will be added to the contract as required. Unless otherwise noted, each UNIT PRICE shall include all equipment, tools, labor, permits, fees, etc., incidental to the installation and completion of the work involved.

It is further understood and agreed that all the information included in, and attached to, or required by the Request for Bid shall become public record upon delivery to the City.

The following unit prices shall apply to this project:

1. Boiler Replacement – Gallaher Mansion

A	Supply & Installation of Boiler Units – Lump Sum Bid	\$ 104,050.00
B	Supply & Installation of Oil Tanks – Lump Sum Bid	\$ 5250.00
C	Supply & Installation of Chimney Liner – Lump Sum Bid	\$ 9700.00
D	Supply & Installation of Zoning System (Alternate) – Lump Sum Bid	\$ 23,000.00

Total Lump Sum Price (Items A thru D above)	\$ 142,000.00
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Total Lump Sum Price in Writing:	One Hundred & Forty Two Thousand Dollars
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BOILER MANUFACTURER	Buderus	MODEL NUMBER	G 315-5
BOILER MANUFACTURER WARRANTY	See ATTACHED		

Submitted by:

Print Name of Authorized Agent of Company	JAMES E. LOCK
Signature of Authorized Agent of Company	<i>James E. Lock</i>
Date	9/7/2017

Limited Warranty for Buderus Cast Iron and Cast Aluminum Boilers Installed in Commercial Applications

Subject to the terms and conditions set forth below, Bosch Thermotechnology Corporation, Londonderry, New Hampshire ("BTC") hereby extends the following limited warranties to the original commercial retail purchaser of its Buderus Boilers.

First through tenth years: Heat Exchanger Warranty for Buderus Cast Iron Boilers

Bosch Thermotechnology Corp. ("BTC") warrants that its boilers are free from defects in material and workmanship for ten years from the date of installation at the original installation site. If BTC finds any heat exchanger related parts to be defective in manufacture, BTC will repair or replace the heat exchanger or the heat exchanger related defective parts.

First through fifth years: Heat Exchanger Warranty for Buderus Cast Aluminum Boilers

Bosch Thermotechnology Corp. ("BTC") warrants that its boilers are free from defects in material and workmanship for five years from the date of installation at the original installation site. If BTC finds any heat exchanger related parts to be defective in manufacture, BTC will repair or replace the heat exchanger or the heat exchanger related defective parts.

First year

All electrical and combustion components have a full 1 year warranty from the date of installation at the original job site.

General Terms and Conditions

This warranty is subject to the conditions that the Boiler must have been installed, maintained and repaired by a professional heating contractor whose principal occupation is the sale and installation of plumbing, heating and/or air conditioning equipment and that installation, maintenance and repair were performed in strict compliance with Buderus Installation and Servicing Instructions and Engineering manuals for the Boiler. This warranty extends only to the first commercial retail purchaser of the Boiler and only while the Boiler is owned by that purchaser and remains at its original installation site in the United States or Canada. Change in ownership or relocation of the Boiler shall terminate this warranty without further notice.

THIS IS A LIMITED WARRANTY AND BTC MAKES NO EXPRESS OR IMPLIED WARRANTIES OR MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OR ANY OTHER WARRANTIES OR REPRESENTATIONS EXCEPT AS EXPLICITLY SET FORTH HEREIN. BTC SHALL NOT BE LIABLE FOR ANY INDIRECT, INCIDENTAL, SPECIAL OR CONSEQUENTIAL DAMAGES INCLUDING, WITHOUT LIMITATION, INJURY OR DAMAGE TO PERSONS OR PROPERTY OR DAMAGES FOR LOSS OF USE, INCONVENIENCE OR LOSS OF TIME.

Some states do not allow the exclusion or limitation of incidental or consequential damages, or limitations on how long an implied warranty lasts, so the above limitations and exclusions may not apply to you.

This warranty does not cover:

- Components or parts that are part of the heating system, but were not furnished by Buderus as a part of the commercial boiler.
- The workmanship of any installer. In addition, this warranty does not assume any liability of any nature for unsatisfactory performance caused by improper installation.
- Any costs for labor for removal and reinstallation of the alleged defective part, transportation to BTC if necessary, and any materials necessary to perform the repair or replacement.
- Defects or costs arising from improper burner adjustments, control settings, care or maintenance.
- Any Boiler that is installed where polybutylene pipe without an oxygen barrier is used.
- Any installation where the Boiler is connected to any under floor radiant heating system that allows oxygen penetration of the system.
- Any Boiler that has a failure or malfunction resulting from improper or negligent operation, accident, abuse, freezing, misuse, unauthorized alteration or improper repair or maintenance.
- Any Boiler that is used or operated over its rated capacity or with insufficient water, is subjected to flood conditions or is operated with water or fuel additives that cause deposits or corrosion.
- Damage to the Boiler or any of its original components or parts caused by excessive temperatures or pressures, fuel or gas explosion, electro-chemical reaction, water and air impurities, electrical failures, riots, insurrection or acts of God.
- Any Boiler operated with non approved anti-freeze agents.
- Any damage or failure resulting from contaminated air, including, but not limited to, sheetrock and/or plasterboard particles, dirt or dust, introduced in to the Boiler as well as any damage or failure resulting from hard water scale build-up on the inside of the heat exchanger tubes.
- Components or parts, which have been subject to accident, negligence, alteration, abuse or misuse.
- Any boiler installed in a direct connect snowmelt application without a heat exchanger.

If you are the first purchaser at retail, and the current owner, of the Boiler that is still located at the site of its original installation, and you think you are entitled to service under the foregoing warranty, you should notify the heating contractor who installed your Boiler and ask that the contractor notify the distributor from whom the contractor purchased the Boiler. If this action is not possible or does not result in warranty service, contact Bosch Thermotechnology Corp., 50 Wentworth Ave, Londonderry, NH 03053, with details in support of the warranty claim, including a copy of your original invoice or other proof of purchase and original installation date and location. The alleged defective components or parts must be returned to BTC through trade channels in accordance with BTC's procedure then in force for handling goods returned for the purpose of inspection to determine cause of failure. If BTC determines that the returned components and/or parts are defective and that this warranty applies, BTC will furnish the repair or replacement components and/or parts to an authorized Buderus distributor who, in turn, will forward the components and/or parts to the heating contractor who installed your Boiler.

This warranty gives you specific legal rights, and you may also have other rights, which vary from state to state.

IV.B

AGENDA

AUGUST 10, 2017

CLAIMS COMMITTEE MEETING

REFUNDS PROCESSED
CLAIMS COMMITTEE

AJA NIKIS PAINTING LLC

APPROVED BY
TAX COLLECTOR

MV-15-333785 (\$234.75)

REPORTED TO
CLAIMS COMMITTEE

WRONG NAME/OVERPAYMENT

AGENDA

SEPTEMBER 14, 2017

CLAIMS COMMITTEE MEETING**REFUNDS PROCESSED**
CLAIMS COMMITTEE**APPROVED BY**
TAX COLLECTOR**REPORTED TO**
CLAIMS COMMITTEE

ARBIETO-CORTEZ, WILFREDO	16-MV-302716 (\$16.96)	PRORATION
ARI FLEET LT OR	16-MV-302880 (\$108.58)	PRORATION
AREVALO, HERNANI I	16-MV-302827 (\$12.18)	PRORATION
BARCIKOWSKA, JOLANTA	15-MV-400988 (\$64.00)	PRORATION
BECKER, ROBERT E	16-MV-304874 (\$358.13)	PRORATION
BISCEGLIA, FRANK E	16-MV-305778 (\$23.33)	PRORATION
BLATTMAN, ERIC	16-MV-305946 (\$351.43)	PRORATION
BLISH, PAUL	16-MV-305965 (\$33.39)	PRORATION
BOTTON, RICHARD	16-MV-306588 (\$40.00)	OVERPAYMENT
BYTNAR, ROMAN J (\$90.57)	16-MV-308130 (\$51.78)	PRORATIONS
	16-MV-308129 (\$38.79)	PRORATIONS
CAB EAST LLC	15-MV-308164 (\$126.00)	PRORATION
CAB EAST LLC (\$1,154.38)	14-MV-307795 (\$346.32)	PRORATION & ABATEMENTS
	14-MV-307906 (\$667.41)	PRORATION & ABATEMENTS
	14-MV-307918 (\$140.65)	PRORATION & ABATEMENTS
CAB EAST LLC (\$5,767.85)	15-MV-SEVERAL SEE BACK UP	PRORATIONS
CAPUTI, THOMAS	15-MV-309482 (\$50.95)	OVERPAYMENT/DUP. PAYMENT
CARBO, LUZ MARINA	16-MV-309954 (\$11.15)	PRORATION
CASTELLON-LOPEZ, MARIANO	16-MV-310742 (\$13.88)	PRORATION
CHU SHIN TSAI	16-MV-312520 (\$29.66)	PRORATION
CORMIER, MICHELLE R	16-MV-314056 (\$95.86)	PRORATION
COX J AND SON	16-MV-314517 (\$33.62)	PRORATION
DAIMLER TRUST	15-MV-314938 (\$217.07)	PRORATION
DEORIO JEFFREY T	16-MV-317014 (\$52.11)	PRORATION
DEPANFALIS, RALPH A	16-MV-317036 (\$20.28)	PRORATION
DIAZ-GONZALEZ, BLANCA E	16-MV-317576 (\$49.13)	OVERPAYMENT

AGENDA

SEPTEMBER 14, 2017

CLAIMS COMMITTEE MEETINGREFUNDS PROCESSED
CLAIMS COMMITTEEAPPROVED BY
TAX COLLECTORREPORTED TO
CLAIMS COMMITTEE

DEGRO, EVA M	16-MV-316475 (\$125.06)	PRORATION
DONOGHUE, MICHAEL BRIAN	15-MV-317752 (\$78.78)	PRORATION
DUHANFY JESSE A G	15-MV-403883 (\$118.11)	ABATEMENT
ENTERPRISE FM TRUST (\$439.12)	15-MV-319614 (\$375.36)	PRORATION & ABATEMENT
	15-MV-319651 (\$63.76)	PRORATION & ABATEMENT
ERBSLAND, ERIC CHRISTOPHER	15-MV-319751 (\$64.49)	PRORATION
FAHERTY PETER C JR	15-MV-320322 (\$34.29)	PRORATION
FINANCIAL SERV VEH TRUST	16-MV-322301 (\$198.87)	PRORATION
FINANCIAL SERV VEH TRUST	15-MV-321319 (\$415.36)	PRORATION
GARDEN, JOSEPH H	15-MV-323989 (\$146.10)	PRORATION
GARFUNKEL KENNETH	16-MV-325009 (\$42.75)	PRORATION
GODZENO, ROBERT J	16-MV-326299 (\$75.11)	PRORATION
GOMEZ, RODRIGO	16-MV-326505 (\$10.80)	PRORATION
GREBENYUK, OLEKSANDR	16-MV-327316 (\$39.55)	PRORATION
GRISANTI, GINA M	16-MV-327642 (\$23.33)	PRORATION
HALL, KAWAWA K	15-MV-327208 (\$53.13)	PRORATION
HILLER, DEANNA	16-MV-330102 (\$41.54)	PRORATION
HONDA LEASE TRUST	15-MV-329699 (\$287.31)	PRORATION
HONDA LEASE TRUST	16-MV-330989 (\$67.66)	PRORATION
HYUNDAI LEASE TITLING TRUST	15-MV-331066 (\$223.05)	PRORATION
HYUNDAI LEASE TITLING TRUST	15-MV-331071 (\$100.57)	PRORATION
KELLY COLLEN BURKE	16-MV-335833 (\$15.17)	PRORATION
KESTENBAUM, MARY A	16-MV-336040 (\$42.07)	PRORATION
KESTENBAUM, RICHARD ALAN	16-MV-336041 (\$86.20)	PRORATION
LEUNG, EDMOND	16-MV-339017 (\$57.31)	OVERPAYMENT
MASSE, SANDRA	16-MV-342377 (\$16.46)	PRORATION

AGENDA

SEPTEMBER 14, 2017

CLAIMS COMMITTEE MEETING

<u>REFUNDS PROCESSED</u> <u>CLAIMS COMMITTEE</u>		<u>APPROVED BY</u> <u>TAX COLLECTOR</u>	<u>REPORTED TO</u> <u>CLAIMS COMMITTEE</u>
MERCURI GIUSEPPE RAFFAELE		15-MV-342591 (\$125.05)	PRORATION
MORIN, DANNY C		16-MV-345995 (\$51.28)	PRORATION
NISSAN INFINITI LT	(\$441.21)	15-MV-346880 (\$260.13)	PRORATION
		15-MV-346956 (\$181.08)	PRORATION
NISSAN INFINITI LT		15-MV-346479 (\$115.57)	PRORATION
NISSAN INFINITI LT		15-MV-410513 (\$242.59)	PRORATION
OSHRIN, RACHEL ERICA		15-MV-348441 (\$75.13)	PRORATION
PALMER, JUNE J		16-MV-350671 (\$21.57)	PRORATION
PARAMA, MICHAEL		15-MV-349273 (\$74.00)	PRORATION
PERRETTA, MICHAEL J		15-MV-350483 (\$77.41)	PRORATION
PORSCHE LEASING LIMITED		15-MV-351615 (\$1,126.07)	ABATEMENT
QUIM-HUN, EDWIN		15-MV-354026 (\$26.58)	PRORATION
RAS CONSTRUCTION CORP		15-MV-411920 (\$38.71)	PRORATION
RECINOS, GABRIELA S		15-MV-353130 (\$67.59)	PRORATION
RISOLO, KIM		16-MV-355661 (\$12.05)	PRORATION
RIVERA-TELLEZ, MARIA		16-MV-355911 (\$22.65)	PRORATION
R.W. HAGGERTY POOL SERVICE INC		16-MV-354167 (\$40.96)	PRORATION
SAMPATH, PRIYA		16-MV-358244 (\$54.00)	OVERPAYMENT
SHIERS, RICHARD J		16-MV-360426 (\$11.56)	PRORATION
SKIPPER, JONATHAN C		16-MV-361250 (\$99.23)	PRORATION
ST.MATTHEWS R.C. CHURCH	(\$335.44)	16-MV-362306 (\$196.67)	TAX EXEMPT
		15-MV-360537 (\$80.45)	TAX EXEMPT
		13-MV-412315 (\$58.32)	TAX EXEMPT
TAGLIAFERRO, MARTIN L		15-MV-361888 (\$134.20)	PRORATION
TOYOTA LEASE TRUST		15-MV-364493 (\$233.00)	PRORATION
TOYOTA LEASE TRUST		15-MV-414221 (\$222.76)	PRORATION

AGENDA

SEPTEMBER 14, 2017

CLAIMS COMMITTEE MEETING

REFUNDS PROCESSED
CLAIMS COMMITTEE

APPROVED BY
TAX COLLECTOR

REPORTED TO
CLAIMS COMMITTEE

TOYOTA LEASE TRUST	15-MV-414244 (\$442.68)	PRORATION
TSAI WINNIE Y	16-MV-366922 (\$22.74)	PRORATION
USB LEASNG LT	15-MV-365515 (\$58.84)	PRORATION
USB LEASING LT	15-MV-365535 (\$298.80)	PRORATION
USB LEASING LT	15-MV-365534 (\$645.23)	PRORATION
VAULT TRUST	15-MV-414861 (\$457.00)	PRORATION
VAULT TRUST	15-MV-366744 (\$204.14)	PRORATION
VW CREDIT LEASING LTD	15-MV-415394 (\$234.87)	PRORATION
VW CREDIT LEASING LTD	15-MV-415220 (\$325.29)	ABATEMENT/DUP. BILL
WARRANT, JOSEPH R.	15-MV-368598 (\$223.60)	ABATEMENT
ZAMOLSKY LYNDA MARIE	15-MV-370750 (\$21.60)	PRORATION
ZAMOLSKY, PETER	15-MV-370751 (\$42.90)	PRORATION
TICK BOX TECHNOLOGY CORP	16-PP-203224 (\$31.61)	DISTRESSED EXEMPTION
DIGILIO LORRAINE AND ESPOSITO BARRY RE: 3 STYLES LN 5-52-207-0	15-RE-104585 (\$4,725.87)	OVERPAYMENT

AGENDA

SEPTEMBER 14, 2017

CLAIMS COMMITTEE MEETING

REFUNDS PROCESSED
CLAIMS COMMITTEE

APPROVED BY
TAX COLLECTOR

REPORTED TO
CLAIMS COMMITTEE

HALASZ, LORRAINE S TRUSTEE
RE: 324 STRAWBERRY HILL AVE APT B102
S-17-98-B102

(\$698.42)

11-RE-111385 (\$125.34)
12-RE-111426 (\$130.08)
13-RE-111406 (\$145.96)
14-RE-111406 (\$148.26)
15-RE-111490 (\$148.78)

VETS EXEMPT (APPLIED BACK 6 YEARS)
VETS EXEMPT (APPLIED BACK 6 YEARS)
VETS EXEMPT (APPLIED BACK 6 YEARS)
VETS EXEMPT (APPLIED BACK 6 YEARS)
VETS EXEMPT (APPLIED BACK 6 YEARS)

HOWES, SCOTT AND MAESTRI-HOWES PAMELA (\$925.00)

14-RE-112418 (\$450.00)
15-RE-112509 (\$475.00)

ABATE SEWER USE FEE
ABATE SEWER USE FEE

ROSADO, DAMARIS + KELLY MARGARET

16-RE-122889 (\$1,849.66)

PAID IN ERROR/PROPERTY SOLD

CAB EAST

BILL #	PLATE #	VIN#	AMOUNT
15-307833	2AKPA9	1FMCU9G90EUC33947	\$ 106.99
15-307847	128WKJ	1FMCU0GX3DUB42731	\$ 224.72
15-307851	1ATBH8	1FM5K8F83FGB70392	\$ 60.68
15-307853	796ZTT	1FTFW1ET9DKD12247	\$ 456.82
15-307858	876YZW	1FA6P0HD0E5354923	\$ 304.25
15-307862	1ASMU0	1FMCU9J93FUA97324	\$ 94.38
15-307862	786ZZX	1FMCU9GX2EUA42450	\$ 276.35
15-307888	8AWSL6	1FMCU9J9XDUB96204	\$ 227.91
15-307889	AA76008	2FMTK4G99FBB40571	\$ 101.69
15-307922	7AWSH2	1FMCU9JX3FUC39217	\$ 136.84
15-307923	2AXNK3	1ZVBP8AM2E5250920	\$ 249.70
15-307925	146THM	1FMJU2A52EEF20933	\$ 410.54
15-307938	780ZTT	1FADP3K21DL166809	\$ 191.97
15-307939	807ZPY	1FADP5AU6DL503926	\$ 258.40
15-307952	445WCM	3FA6P0HR2DR316374	\$ 104.96
15-307964	6767CM	1FTFW1ET3CKE01875	\$ 387.70
15-307974	514ZWH	1FMCU9GX6DUC06930	\$ 178.32
15-307984	947ZZG	1FAHP2KT2DG135565	\$ 134.56
15-308003	8ABWG6	1FADP3F21EL178714	\$ 233.88
15-308024	532ZWH	1FMCU9GX6DUC07141	\$ 207.92
15-308043	6793CM	1FTFW1EF2DFB05475	\$ 244.49
15-308044	5405CX	1FMCU9J98EUC04057	\$ 253.19
15-308094	144ZSJ	1FMCU9J98DUC01089	\$ 304.02
15-308112	825YOW	1FMCU9J93DUC58509	\$ 379.70
15-308113	125ZSJ	1FMCU9GX6DUB42873	\$ 237.87
TOTAL			\$ 5,767.85



CITY OF NORWALK, DEPARTMENT OF FINANCE
Tax Collector's Office

P: 203-854-7731 / F: 203-854-7770

125 East Avenue Room 105
Norwalk, Connecticut 06851
www.norwalkct.org

To: Mayor Harry Rilling; Board of Estimate and Taxation; Finance & Claims Committee
From: Lisa Biagiarelli, Tax Collector
Date: September 14, 2017
Re: Narrative for August, 2017 Tax Collector's Reports (2 quantity)

This report will cover two separate spreadsheets prepared by our department to cover taxes collected as follows: First, during the first two months of the new fiscal year; and then, to recapitulate and conclude examination of our 'sixty day' collection update for the immediately concluded fiscal year that ended on June 30, 2017.

Current year: As of August 31, 2017, two months into the current fiscal year, we collected nearly \$160 million, or **51.87%** of our \$308+ million adjusted tax levy. In addition, as of the end of August, 2017, we collected in excess of \$7.8 million of our sewer use levy, or **50.22%**. We also collected 72.34% of the year's IPP (Industrial Pretreatment Program) fee on behalf of the Water Pollution Control Authority. Compared with the prior fiscal year, we are slightly ahead with regard to both current taxes (.21%) and current sewer use (.14%) collections. Also, through the month of August, 2017, we showed a net collection of more than \$1.1 million in back taxes, interest, lien fees and other fees. This amount is significantly less than we collected last fiscal year at this time, as no tax sale was held this summer. Please also note in all cases where we are reporting collections, these figures are net of refunds and credits that had to be given due to court cases where taxpayers successfully appealed their assessment and were due money back.

Prior year: As part of the end of year wrap-up, our external auditors and Finance Department officials calculate for accounting purposes our tax collections on the immediately prior grand list for the sixty days (through the end of August, 2017) following the end of the fiscal year (June 30, 2017.) Those figures show that through August 31, 2017, we collected **99.16%** of our current tax levy on the 2015 grand list; **98.97%** of our adjusted sewer levy, and **90.77%** of the IPP levy. Those percentages are not as high as our sixty day figures from the prior year, which saw higher collection percentages due to the tax sale that was held in July 2016. Nonetheless, achieving a 99.16% collection rate within 14 months of the initial billing, on a nearly \$304 million levy, that also is net of refunds and credits, exceeded our budgeted collection goals for fiscal year ending June 2017, and is a noteworthy achievement.

Delinquent notices, called 'demand notices,' were sent to Norwalk taxpayers owing past due taxes at the end of August 2017 and showed interest and charges due through the end of September 2017. Response to the demand notices has once again raised the issue of problems in mail delivery in Norwalk. Some taxpayers are informing us that they did not receive an 'original' tax bill in June 2017, but nonetheless did receive a demand notice in September. Other taxpayers claim to have mailed their tax payments to us over the summer, but upon inspection of their own records will find that their checks never cleared. Based upon this, we are forced to conclude that our office never received some tax payments that were mailed to us.

Delayed mail delivery, and an increasing number of reported cases of what appear to be lost mail, are issues, as some of our bills to the taxpayers, as well as some payments directed to us, are apparently not reaching their intended destinations.

In spite of this, under state law, we do not have the discretion to 'waive' interest charges. State law clearly places upon the taxpayer the burden of paying taxes on time, regardless of whether or not a bill is received, and requires our office to charge interest on all payments received after the payment deadline has passed. We are committed to doing all we can to publicize our collection activity and to let people know when taxes are due in case they don't receive a bill in the mail.

We are also trying to increase our 'satellite' collection program at local bank branches to give taxpayers another option to pay in person near where they work or live, thus negating the necessity to make a trip to City Hall, and eliminating the potential uncertainty involved with mailing payments to us. We presently have 11 bank branches involved and hope to get several more involved in the coming months.

We have all of our tax information available on line, so anybody can look up what is due regardless of whether or not they receive a bill in the mail. We also offer other payment options, including the option of paying by ACH payment (also referred to as an 'E Check') for a modest fee of \$1.50, less than what is charged in most cases for credit or debit card processing. We are responding to questions about lost mail on a case by case basis. We continue to assure all taxpayers that we expend significant resources and effort in trying to get their tax bills to them in a timely manner. We take taxpayers' concerns about these exceptional situations very seriously, and will continue to monitor the situation and recommend changes and enhancements wherever we can.

In the coming months, we will work on collection enforcement, focusing especially on business personal property collections and on a mandatory payroll garnishment for city and Board of Education employees who owe back taxes. We will continue to issue alias tax warrants to the state marshals to enlist their help with collecting past due business personal property taxes and some sewer assessment charges. We have collected in excess of \$2.6 million in past due business personal property taxes through the direct involvement of the state marshals and our delinquent tax collector since this program's inception in 2008. With an alias tax warrant, the marshal goes door to door to serve the warrants and collect payments, sometimes accompanied by a member of our senior staff. State marshals and our staff also have the authority to execute a tax warrant at banking institutions and to seize funds on deposit in bank accounts.

We have also begun work on the July 2018 tax sale. An initial set of letters will be sent within the next several months to those properties that already fall within the criteria we plan to use. We hope this will serve as advance notice to taxpayers whose properties are being affected. By law, we are required to give taxpayers three months' notice; we will be giving them in some cases nine or ten months' notice.

Maintaining a high current collection rate, and enforcing collection of back taxes allow our budget making authority to set a lower mill rate, because there can be less of an 'allowance' for anticipated uncollectibles in the coming fiscal year. When taxpayers fail to pay on time, the city is nonetheless committed to spending to bring to fruition all of the programs planned for that fiscal year. Because they recognize that not everybody will pay on time, they make the mill rate slightly higher, to allow for 'uncollected taxes' in that year. However, if we keep the current tax collection rate as high as possible, that 'uncollectible' amount can be less. As a result, people will not have to pay more than their 'fair share,' because a lower mill rate can be set. This is tax relief for every single taxpayer, and arguably the best form of tax relief, because it affects everybody.

We will continue to keep all stakeholders informed of our progress.

**TAX COLLECTOR'S REPORT
AUGUST 2017**

FISCAL YEAR 2017-2018 (2015 GRAND LIST)	ORIGINAL LEVY	ADJ. TAX COLLECTIONS JUN 17 - AUG 17	COLLECTION %	CORRECTED LEVY*	CHANGE IN LEVY	COLLECTION %
AUTOMOBILE-REGULAR	\$18,742,512.33	\$14,929,196.05	79.65%	\$18,583,210.06	(\$159,302.27)	80.34%
PERSONAL PROPERTY	\$20,774,746.28	\$11,225,040.61	54.03%	\$21,009,099.54	\$234,353.26	53.43%
REAL ESTATE	\$269,517,650.26	\$133,753,412.58	49.63%	\$268,896,063.14	(\$621,587.12)	49.78%
TOTAL TAX	\$309,034,908.87	\$159,907,649.24	51.74%	\$308,288,372.74	(\$746,536.13)	51.87%
SEWER USE	\$15,371,652.00	\$7,859,452.88	51.13%	\$15,660,362.00	\$278,710.00	50.22%
IPP FEE	\$204,250.00	\$155,346.17	76.06%	\$214,750.00	\$10,500.00	72.34%

FISCAL YEAR 2016-2017 (2015 GRAND LIST)	ORIGINAL LEVY	JUN 16 - AUG 16				
AUTOMOBILE-REGULAR	\$17,749,640.53	\$13,729,003.97	77.35%	\$17,865,230.03	(\$84,410.50)	77.72%
PERSONAL PROPERTY	\$19,959,243.96	\$10,643,645.47	53.33%	\$19,961,151.78	\$1,907.82	53.32%
REAL ESTATE	\$265,387,336.38	\$131,971,458.65	49.73%	\$264,989,276.28	(\$398,060.09)	49.80%
TOTAL TAX	\$303,096,220.87	\$156,344,108.09	51.58%	\$302,816,658.10	(\$280,562.77)	51.66%
SEWER USE	\$15,359,855.00	\$7,691,684.57	50.08%	\$15,357,576.00	(\$2,279.00)	50.08%
IPP FEE	\$212,250.00	\$162,250.00	76.44%	\$212,250.00	\$0.00	76.44%

TAX DIFFERENCE 2016 G.L. vs. 2015 G.L. INCREASE/(DECREASE)	\$5,938,686.00	\$3,563,541.15	0.16%	\$5,672,714.64	(\$265,973.36)	0.21%
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SEWER DIFFERENCE 2016 G.L. vs. 2015 G.L. INCREASE/(DECREASE)	\$11,797.00	\$167,768.31	1.05%	\$292,786.00	\$280,989.00	0.14%
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IPP DIFFERENCE 2016 G.L. vs. 2015 G.L. INCREASE/(DECREASE)	(\$8,000.00)	(\$6,903.83)	-0.39%	\$2,500.00	\$10,500.00	-4.10%
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BACK TAXES COLLECTED	FISCAL YR 2017-2018 (JUL 17 - AUG 17)	FISCAL YR 2016-2017 (JUL 16 - AUG 16)	CUR YR vs. PRIOR YR INC/(DEC)
PRIOR TAXES	\$827,439.36	\$1,299,871.72	(\$472,432.36)
PRIOR SEWER USE FEE	\$37,051.78	\$53,390.79	(\$16,339.00)
PRIOR IPP FEE	\$1,388.96	\$2,431.44	(\$1,042.48)
TOTAL PRIOR TAX, SEWER & IPP	\$865,880.10	\$1,355,693.94	(\$489,813.84)
CURRENT INTEREST	\$71,051.40	\$68,350.95	\$2,700.45
PRIOR INTEREST	\$162,451.98	\$338,202.39	(\$175,750.41)
SEWER USE FEE INTEREST	\$11,809.39	\$21,087.48	(\$9,178.09)
IPP FEE INTEREST	\$444.72	\$679.81	(\$235.09)
TOTAL INTEREST COLLECTED	\$245,857.49	\$428,320.63	(\$182,463.14)
PRIOR LIEN FEE	\$3,921.06	\$14,832.64	(\$10,911.58)
CURRENT LIEN FEE	\$0.00	\$0.00	\$0.00
TOTAL LIEN FEE COLLECTED	\$3,921.06	\$14,832.64	(\$10,911.58)
MISC FEES COLLECTED	\$22,142.59	\$111,711.62	(\$89,569.03)
TOTAL PRIOR TAX, ALL INTEREST & ALL FEES	\$1,137,801.24	\$1,910,558.83	(\$772,757.59)

* CORRECTED LEVY INCLUDING CERTIFICATES OF CORRECTION

ADT'L 60-DAY COLLECTION

TAX COLLECTOR'S REPORT
AUGUST 2017

FISCAL YEAR 2016-2017 (2015 GRAND LIST)	ORIGINAL LEVY	ADJ. TAX COLLECTIONS JUN 16 - AUG 17	COLLECTION %	CORRECTED LEVY*	CHANGE IN LEVY	COLLECTION %
AUTOMOBILE-REGULAR	\$17,749,640.53	\$16,858,879.33	94.98%	\$17,538,348.34	(\$211,292.19)	96.13%
AUTOMOBILE-SUPPLEMENTAL	\$3,315,742.19	\$2,989,874.32	90.17%	\$3,240,451.04	(\$75,291.15)	92.28%
PERSONAL PROPERTY	\$19,959,243.96	\$19,583,984.85	98.12%	\$19,756,875.06	(\$202,368.90)	99.12%
REAL ESTATE	\$265,387,336.38	\$262,673,366.29	98.98%	\$264,127,373.23	(\$1,259,963.15)	99.45%
TOTAL TAX	\$306,411,963.06	\$302,105,904.79	98.59%	\$304,663,047.67	(\$1,746,915.39)	99.16%
SEWER USE	\$16,359,855.00	\$15,178,017.25	98.82%	\$15,335,710.14	(\$24,144.86)	98.97%
IPP FEE	\$212,250.00	\$191,752.59	90.34%	\$211,250.00	(\$1,000.00)	90.77%
FISCAL YEAR 2015-2016 (2014 GRAND LIST)	ORIGINAL LEVY	JUN 15 - AUG 16				
AUTOMOBILE-REGULAR	\$17,433,300.64	\$16,434,223.32	94.27%	\$17,133,889.37	(\$299,411.27)	95.92%
AUTOMOBILE-SUPPLEMENTAL	\$2,848,741.63	\$2,582,248.75	90.71%	\$2,819,116.65	(\$27,624.98)	91.60%
PERSONAL PROPERTY	\$18,492,367.14	\$18,193,443.59	98.38%	\$18,497,520.06	\$5,152.92	98.36%
REAL ESTATE	\$281,229,545.62	\$259,552,320.42	92.30%	\$269,117,622.67	(\$321,883.33)	95.78%
TOTAL TAX	\$300,001,955.03	\$296,762,236.08	98.92%	\$298,568,148.75	(\$643,766.66)	99.40%
SEWER USE	\$14,660,068.00	\$14,545,172.94	99.22%	\$14,618,903.00	(\$41,165.00)	99.50%
IPP FEE	\$189,750.00	\$197,761.55	104.22%	\$216,500.00	\$26,750.00	91.34%
TAX DIFFERENCE 2015 G.L. vs. 2014 G.L. INCREASE/(DECREASE)	\$6,410,008.03	\$5,343,688.71	-0.33%	\$6,094,898.92	(\$1,105,148.73)	-0.23%
SEWER DIFFERENCE 2015 G.L. vs. 2014 G.L. INCREASE/(DECREASE)	\$699,787.00	\$632,844.31	-0.40%	\$716,807.14	\$17,020.14	-0.52%
IPP DIFFERENCE 2015 G.L. vs. 2014 G.L. INCREASE/(DECREASE)	\$22,500.00	(\$6,008.96)	-13.88%	(\$5,250.00)	(\$27,750.00)	-0.67%

* CORRECTED LEVY INCLUDING CERTIFICATES OF CORRECTION



CITY OF NORWALK
Department of Information Technology

To: Members of the Finance Committee

From: Karen Del Vecchio, Director IT

Re: Telephone & Voice Mail Systems Upgrade - City and Board of Education

Date: July 12, 2017

The City's digital telephone and voice mail system services over 1500 telephones and 1700 voice mail users at: City Hall; Police Headquarters, Marine Base, and Animal Control; Fire Stations 1-5 and apparatus maintenance; Health Department; Board of Education Central Office; three high schools and four middle schools; Main and South Norwalk Libraries; and Public Works Garage.

The digital phone and voice mail system was initially installed in 2005 and the last feature/functionality upgrade took place in 2009. Technology and telephony has been improved and enhanced a great deal in the past eight years. The present system is now at end-of-life by the manufacturer and this request is to upgrade to the latest phone and voice mail version.

The phone and voice mail system serves both the City and Board of Education and, as a result, provides both entities with operating savings such as shared Teleco lines shared equipment, automatic failover, and 5 digit internal dialing. IT recognized the need for capital funding for this upgrade in its 2015 capital budget request. However, as this is one phone system for both the City and Board of Education, the City couldn't move forward with the upgrade without the participation and capital contribution of the Board of Education. The Board of Education capital to support the upgrade was not available until the current fiscal year and the Board is contributing toward the cost of this project.

The upgrade will provide both entities with improved network performance, conferencing and collaboration, messaging, extension mobility and mobile support. While the upgrade includes new backend equipment, the existing handsets will continue to function. There is no change in phone numbers for any location.

Since 2009, Total Communications in East Hartford is the vendor responsible for supporting and servicing the combined City and Board of Education phone system. Total is a Cisco, the phone system manufacturer, certified Gold Partner, holding the advanced Cisco certifications required to successfully support an installation the size and scope of Norwalk's, which includes Public Safety. Total has 35+ communications engineers based in Connecticut. The firm has demonstrated its expert capabilities and responsiveness in support of Norwalk since becoming a support partner. These vendor qualities are the predominant motivation in IT's requesting a sole source procurement for this project.

The ITT Committee unanimously approved this project at its July 5, 2017 meeting.

The specific action requested is:

- a) *Authorize the Purchasing Agent to issue purchase orders to Total Communications, a sole source provider, for the supply, installation, training and maintenance to upgrade the existing Cisco VoIP distributed telephone and voice mail system for all City Hall, 6 Fire locations, Police Department, DPW Garage, Health Department, Marine Base, Animal Control, Central Office, three high schools, four middle schools and Libraries (service for a total of 1600 users) for an amount not to exceed \$152,491.00, accounts 09120600-5777-C0375 (42,210) , 09150600-5777-C0375 (40,281) and 19185010-5777-C0112 (\$70,000 [BoE]) (budgeted capital expense; no special appropriation required) and forward onto the Common Council for further action.*

Att: ITT Approval Form

Sole Source Procurement Request Form



City of Norwalk
Information Technology Department
125 East Ave., Rm203
Norwalk, CT 06850
Phone: 203-854-7714 Fax: 203-854-7803
ITT Request Form



Telephone and Voice Mail System Upgrade City and Board of Education

Request Number: 0 Modification Number: 0 Date of Request: 05-Jul-17

FUNDED IN CURRENT CAPITAL OR EXPENSE BUDGET: YES CONSISTENT WITH CITY TECHNOLOGY PLAN: Yes
BUDGET ACCOUNT: 09120600-5777-C0375, 091506005777-C0375, 09185010-5777-C0112

VENDOR DATA

per quotation 060817-G7835-1, dated 7/6/2017

Total Communications

333 Burnham St, East Hartford, CT 06108

markdenslow@totalco Mark Denslow 860-622-4143

PRICING INFORMATION

QTY.	DESCRIPTION	MAKE	MODEL	PRICE/UNIT	EXT PRICE
1500	Cisco Upgrade to UC Manager	Enhanced		\$36.13	\$54,195.00
1500	SWSS Upgrade to UC Manager			\$23.10	\$34,650.00
225	Upgrade to UC Manager	Essential		\$6.38	\$1,435.50
225	SWSS Upgrade to UC Manager			\$4.20	\$945.00
1700	Upg from Unity Cxn to 11.x			\$16.15	\$27,455.00
1	Implementation, labor, proj mgmt			\$15,960.00	\$15,960.00
1700	SWSS Upgrade Unity 4.x or later			\$10.50	\$17,850.00
Shipping					\$0.00
Total Price					\$152,490.50

Date Presented: 05-Jul-17 Date Approved: 05-Jul-17

PROJECT VoIP and VM upg

signature on file

ITT Signature:

SOLE SOURCE PROCUREMENT REQUEST

Date - 7/12/2017

Please read the Sole Source procurement Policy printed on page 2 before filling out this request. This form is to be used in conjunction with the Procurement Request Form.

Briefly describe the scope of services or equipment needed. Attach a Procurement Request Form and complete specifications. All

Project: Telephony + Voice Mail System Upgrade - City & Board of Education -
to existing Cisco Vo IP System.

This purchase qualifies as a Sole Source procurement for the following reason(s):

- ☒ The compatibility of equipment is of paramount consideration.
- ☒ The compatibility of accessories, replacement parts is of paramount consideration.
- ☐ The sole supplier's item is needed for trial use or testing.
- ☐ The sole supplier's item is to be produced for resale or donation.
- ☐ A Public utility service

☒ Other, please explain -

Total Communications has been the City's and BoE's telephone and
Voice mail maintenance and support vendor since 2012. During this time, Total has
Outline any research you did in determining that this vendor is the only one able to
supply this item or service. Be specific as to names and addresses of firms or people
contacted. Attach supportive documentation.

demonstrated its ability to successfully support a telephone infrastructure which includes
over 1600 users and public safety. Total is headquartered in CT; it is Cisco, the
manufacturer, Gold Partner Certified, Advanced Architecture Certified, and has over 35
network engineers based in CT. Unavailable to find another CT vendor which meets the same
qualifications which are required to support an installation of the City's size & scope.

Karen J. Vivaldi
Department Head's Signature

The Purchasing Agent

Corporation Council

☒ Supports ☐ Does not support

☒ Supports ☐ Does not support

This request for a sole source purchase

Ben Lucc
Signature

[Signature]
Signature



CITY OF NORWALK
DEPT. OF PUBLIC WORKS
Lisa Burns, P.E.
Principal Engineer
Lburns@norwalkct.org
P: 203-854-7797
125 East Avenue, PO BOX 5125
Norwalk, CT 06856-5530

MEMORANDUM

TO: Members of Finance Committee

FROM: Lisa Burns, P.E, Principal Engineer
Karen Del Vecchio, Director IT

CC: Tom Little, Permit Engineer

DATE: August 14, 2017

RE: Replacement of DPW Permit Management System

Since 2009, the Department of Public Works (DPW) has used CRW System's "TrakIT" system to manage its encroachment, sewer connection, road opening, fill/excavate, major plan review, and driveway permits. DPW processes about 1,000 permits annually.

Recently, Building Code Enforcement and Planning & Zoning upgraded their respective permit management systems to a common platform called "MuniCity." DPW is facing a major upgrade of its existing system and evaluated the MuniCity platform for its permit management. Foregoing the major TrakIT upgrade and moving to the common city-wide permitting system has many advantages including: streamlining the permitting process through multiple departments allowing for easier intercity collaboration throughout the review and approval process; MuniCity is a Cloud application - allowing access anywhere anytime for inspectors to enter information immediately, on-site; the ability for contractors and/or developers to apply online decreasing the amount of time spent on data input; it is a true GIS-integrated software compared to the current TrakIT system; and billing would be tied to the Comptroller's Office instead of being housed in a DPW system with little accountability.

The project implementation cost is \$41,600.00 which includes the software, implementation, mobile licensing for 12 inspectors, training, data conversion from the existing system, interfacing billing and invoicing with the City's financial system, and the first year of maintenance/support/hosting.

The ITT Committee has reviewed and approved the implementation of DPW's MuniCity permit management system at its August 2, 2017 meeting.



CITY OF NORWALK
DEPT. OF PUBLIC WORKS
Lisa Burns, P.E.
Principal Engineer
Lburns@norwalkct.org
P: 203-854-7797
125 East Avenue, PO BOX 5125
Norwalk, CT 06856-5530

The specific action requested is:

Authorize the Mayor, Harry W. Rilling, to execute an Amendment to the Software License and Service Agreement between the City and Software Consulting Associates for the licensing and services of Municipality Permit System for Public Works for an amount not to exceed \$41,600.00, account 09180600-5777-C0375 (approved IT Capital project; no special appropriation required) and forward onto the Common Council for further action.



City of Norwalk
Information Technology Department
125 East Ave., Rm203
Norwalk, CT 06850
Phone: 203-854-7714 Fax: 203-854-7803
ITT Request Form



SCA MuniCity Permit and Inspection System DPW

Request Number: CEPZ-01062016 Modification Number: 0

Date of Request: 02-Aug-17

FUNDED IN CURRENT CAPITAL OR EXPENSE BUDGET: YES

CONSISTENT WITH CITY TECHNOLOGY PLAN:

Yes

BUDGET ACCOUNT: 09180600-5777-C0375

VENDOR DATA

Per proposal dated August 1, 2017

Software Consulting Associates, Inc.

54 Elizabeth St., Red Hook, NY 12571

www.sca-corp.com

Wil LaBossier

854-758-0104

PRICING INFORMATION

QTY.	DESCRIPTION	MAKE	MODEL	PRICE/UNIT	EXT PRICE
1	Software licensing, implementation	maint/support/1st yr hosting	training and Municip Connect	\$32,587.00	\$32,587.00
5	Mobile technology implementation	n for 12 inspectors		\$700.00	\$3,500.00
1	Data Conversion from TrackIt			\$2,500.00	\$2,500.00
1	Invoice and billing interface with	MUNIS		\$3,000.00	\$3,000.00
					\$0.00
Shipping					
Total Price					\$41,587.00

Date Presented:

02-Aug-17

Date Approved:

02-Aug-17

PROJECT DPWPermit&Inspections

ITT Signature:

signature on file



DEPARTMENT OF FINANCE
PURCHASING DIVISION

RE: RFP #3748 Request for Centralized Mailroom Services for the City of Norwalk and Board of Education Locations

The City of Norwalk's Purchasing department, along with the RFP evaluation and selection committee, recommends that Canon Solutions America, Inc. receives a contract in the amount of \$182,964.00 for the administration of mailroom services for the City of Norwalk.

A Request for Proposals (RFP #3748) was issued on April 7, 2017 for centralized mailroom services for City of Norwalk locations. The City received four (4) proposals from the following firms: Canon Solutions America, Ricoh USA, IST Management Services, and C&W Facility Services. Below is a summary of the pricing received from the above firms:

Firm	Proposed Price
Canon	\$182,964
Ricoh	\$216,816
IST	\$275,647
C & W Services	N/A

A selection committee consisting of BOE Facilities Director William Hodel, BOE Purchasing Agent Karen Bartron, Town Clerk Rick McQuaid, and City of Norwalk Purchasing Agent Ben Luce elected to interview Canon and Ricoh based on their proposal submissions. These interviews took place on Friday, June 1st at City Hall and lasted one hour each.

While both firms proved capable of performing the required tasks during the interview sessions, Canon emerged as the superior choice based on their responses during the interview and also provided some innovative solutions such as a re-configuration of our mailroom that would make the operations run more efficiently than they currently do. There was consensus among the selection committee that Canon is the superior choice to administer the mailroom services for the City of Norwalk.

Based on the consensus of the selection committee, and that Canon was the low bidder from the RFP, I am recommending that Canon receive this award.

Regards,

Ben Luce

Purchasing Agent

Agenda Language:

Authorize the Mayor to execute a three (3) year agreement for mailroom services for City locations with Canon Solutions America, Inc. for a total amount not to exceed \$182,964.00

acct.# 01-100-013-13620-0-5259



CITY OF NORWALK,
Office of the Mayor

P: 203-854-7701 / F: 203-854-7939

125 East Avenue, PO BOX 5125
Norwalk, CT 06856-5125

MEMORANDUM

DATE: August 3, 2017

TO: The Members of the Board of Estimate & Taxation
The Members of the Planning Commission
The Members of the Common Council

FROM: Harry W. Rilling, Mayor *HWR*

RE: The Amendment of a prior \$1,200,000 Appropriation and Bond
Authorization to \$1,650,000 for an Inverse Condemnation judgment

Attached is a letter from Corporation Counsel Mario Coppola detailing the final payment made by the city for the inverse condemnation claim that originated when the city acquired property via eminent domain for the construction of the new Police Headquarters located at 1 Monroe Street. The city recently lost an appeal that obligated the city to pay \$1,626,838.40 to the plaintiff. In August of 2015 the Common Council appropriated \$1,200,000 for the settlement of this claim, and the below resolution seeks to modify that resolution to \$1,650,000 for the costs associated with the judgment, as well as for administrative, legal, other professional service and financing costs related thereto.

The attached back-up documentation provides an explanation for this request, and the Finance Director's statement concerning the most feasible means to finance this appropriation.

ACTION REQUESTED:

1. RESOLUTION amending the August 25, 2015, resolution which appropriated \$1,200,000 for the payment of an inverse condemnation settlement relating to the construction of a new Police Headquarters and authorizing the issuance of general obligation bonds of the city to meet said appropriation, to an amended appropriation of \$1,650,000 for the costs associated with the judgement and authorizing the issuance of general obligation bonds of the city to meet said amended appropriation.

Cc: Mario Coppola, Corporation Counsel.



CITY OF NORWALK, DEPARTMENT OF FINANCE
Office of the Director

P: 203-854-7870 / F: 203-854-7848

125 East Avenue, PO BOX 5125
Norwalk, CT 06856-5125

MEMORANDUM

DATE: August 3, 2017

TO: Harry Rilling, Mayor
The Members of the Board of Estimate & Taxation
The Members of the Planning Commission
The Members of the Common Council

FROM: Robert Barron, Director of Finance 

RE: The Amendment of a prior \$1,200,000 Appropriation and Bond Authorization to \$1,650,000 for an Inverse Condemnation judgment

Attached is a letter from Corporation Counsel Mario Coppola detailing the final payment made by the city for the inverse condemnation claim that originated when the city acquired property via eminent domain for the construction of the new Police Headquarters located at 1 Monroe Street. The city recently lost an appeal that obligated the city to pay \$1,626,838.40 to the plaintiff. In August of 2015 the Common Council appropriated \$1,200,000 for the settlement of this claim, and the below resolution seeks to modify that resolution to \$1,650,000 for the costs associated with the judgment, as well as for administrative, legal, other professional service and financing costs related thereto.

In 2013, the trial court awarded the plaintiff a judgment that required the city to pay \$899,480 worth of damages and prejudgment interest charges of \$543,384.49; a decision that the city appealed. The city lost its appeal to the Connecticut Supreme court when it affirmed the trial court's decision. The \$1,626,838.40 payment that was made on July 20, 2017, included an additional \$183,973.91 worth of post judgment interest.

The original capital appropriation that was put into place for property acquisition and construction of the new Police Headquarters has been fully exhausted, and the project has been closed out. Nevertheless, this judgement represents a final cost associated with that project, and we believe that it is appropriate for the city to issue bonds to cover the cost of the judgment. Therefore, we are requesting approval of the attached amended bond resolution which was prepared by bond counsel.

ACTION REQUESTED:

1. RESOLUTION amending the August 25, 2015, resolution which appropriated \$1,200,000 for the payment of an inverse condemnation settlement relating to the construction of a new Police Headquarters and authorizing the issuance of general obligation bonds of the city to meet said appropriation, to an amended appropriation of \$1,650,000 for the costs associated with the judgement and authorizing the issuance of general obligation bonds of the city to meet said amended appropriation.

Cc: Mario Coppola, Corporation Counsel.

CITY OF NORWALK

CITY HALL
125 EAST AVENUE, P.O. BOX 5125
NORWALK, CONNECTICUT 06856-5125

LAW DEPARTMENT



TEL: (203) 854-7750

FAX: (203) 854-7901

August 3, 2017

Mr. Robert Barron
Director of Finance
125 East Avenue
Norwalk, CT 06851

Re: Robert Barton et al. vs. City of Norwalk

Dear Mr. Barron:

As you are aware, the City recently lost an appeal which arose out of the taking of a parking lot by eminent domain in 2002. Accordingly, the City is obligated to pay the sum of \$1,626,838.40 to the plaintiffs in this matter. The plaintiff's counsel calculated the amount owed and we have reviewed the calculations for accuracy.

This amount is calculated as follows: trial court judgment of \$899,480 plus prejudgment interest of \$543,384.49 plus post judgment interest through July 20, 2017 in the amount of \$183,973.91.

Please let me know if you have any questions. I have attached copies of the trial court decision and the Supreme Court decision for your records as well.

Very truly yours,

Mario F. Coppola
Corporation Counsel

A RESOLUTION AMENDING A RESOLUTION APPROPRIATING \$1,200,000 FOR THE PAYMENT OF AN INVERSE CONDEMNATION SETTLEMENT RELATING TO THE CONSTRUCTION OF A NEW POLICE HEADQUARTERS AND AUTHORIZING THE ISSUANCE OF \$1,200,000 GENERAL OBLIGATION BONDS OF THE CITY TO MEET SAID APPROPRIATION

WHEREAS, a resolution entitled "A Resolution Appropriating \$1,200,000 for the Payment of an Inverse Condemnation Settlement Relating to the Construction of a New Police Headquarters and Authorizing the Issuance of \$1,200,000 General Obligation Bonds of the City to Meet Said Appropriation" was approved by the Common Council at its meeting on August 25, 2015 (the "Original Resolution"); and

WHEREAS, the Original Resolution authorized the appropriation and bonding authorization up to \$1,200,000 for the costs associated with an inverse condemnation settlement relating to the construction of a new police headquarters, as well as for administrative, legal, other professional service and financing costs related thereto; and

WHEREAS, a final judgment was rendered against the City of Norwalk (the "City") for the inverse condemnation claim relating to the construction of a new police headquarters in the amounts of \$899,480 in damages and \$543,384.49 in prejudgment interest (the "Judgment"), and \$183,973.91 in post judgment interest; and

WHEREAS, the Common Council desires to amend the Original Resolution to increase the appropriation and bonding authorization up to \$1,650,000 for the costs associated with the Judgment, as well as for administrative, legal, other professional service and financing costs related thereto;

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

That the Original Resolution is hereby amended and restated in its entirety as follows:

Section 1. The sum of \$1,650,000 is hereby appropriated for the payment by the City of Norwalk, Connecticut (the "City") of an inverse condemnation judgment relating to the construction of a new police headquarters, as well as for administrative, legal, other professional service and financing costs related thereto (hereafter the "Project").

Section 2. To meet said appropriation, and as permitted by Section 7-374b of the General Statutes of Connecticut, as amended from time to time (the "Connecticut General Statutes"), \$1,650,000 bonds of the City, or so much thereof as may be necessary for said purpose, may be issued. Said bonds may be issued and sold, subject to final approval by the Committee (as defined and described below) in one or more series as determined by the Director of Finance in an amount necessary to meet the City's share of the cost of the Project determined after considering the estimated amount of State and Federal grants-in-aid of the Project, or the actual amounts thereof if this be ascertainable, and the anticipated times of the receipt of the proceeds thereof, provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bonds outstanding at the time of the issuance thereof, and to pay for the administrative, financing, legal and other costs of issuance of such bonds. Subject to final approval by the Committee, the bonds of each series shall mature not later than the maximum maturity permitted by the Connecticut General Statutes, and may be issued subject to earlier redemption by the City. The bonds of each series shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in fully registered form, be executed in the name and on behalf of the City by the manual or facsimile signatures of the Mayor, Comptroller and the Director of Finance, bear the City seal or a facsimile thereof, be payable at a bank or trust company designated by the Director of Finance, be certified by such bank or trust company,

which bank or trust company may also be designated as the registrar and transfer agent, and be approved as to their legality by Pullman & Comley, LLC, Attorneys at Law. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The Common Council hereby delegates to the Mayor and the Director of Finance, subject to the final approval of the President of the Common Council, the Majority Leader of the Common Council, the Minority Leader of the Common Council, and the Chairman of the Finance Committee of the Common Council, or any two of them (the "Committee"), the authority to determine the number of series to be issued, the principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, and other terms, details and particulars of such bonds including the rate or rates of interest payable thereon and the terms of any purchase agreement executed in connection with the sale of the bonds in a negotiated underwriting.

Section 3. Said bonds shall be sold by the Mayor and Director of Finance in a competitive offering or by negotiation, in their discretion. If sold in a competitive offering, the bonds shall be sold at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City. If the bonds are sold by negotiation, the purchase agreement shall be signed by the Mayor and the Finance Director, subject to the final approval by the Committee. The Mayor and the Director of Finance are authorized to prepare and distribute preliminary and final Official Statements of the City for use in connection with the offering and sale of any bonds.

Section 4. The Mayor and the Director of Finance are authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be in such denominations, bear interest at such rate or rates and be payable at such time or times as shall be determined by the Mayor and the Director of Finance, be executed in the name of the City by the manual or facsimile signatures of the Mayor and the Director of Finance, have the City seal or a facsimile thereof affixed, be certified by a bank or trust company designated by the Director of Finance, and be approved as to their legality by Pullman & Comley LLC as bond counsel. Such notes shall be issued with maturity dates which comply with the provisions of the Connecticut General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the capital improvements for the financing of which said notes were issued. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. In connection with the issuance of any bonds or notes authorized herein, the City may exercise any power delegated to municipalities pursuant to Section 7-370b, as may be approved and executed by the Mayor and the Director of Finance, including the authority to enter into agreements moderating interest rate fluctuation, provided any such agreement or exercise of authority shall be subject to final approval by the Committee.

Section 6. The City hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and any time after the date of passage of this resolution in the maximum amount and for the Project with the proceeds of bonds, notes, or other obligations ("Tax Exempt Obligations") authorized to be issued by the City. The Tax Exempt Obligations shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the Project, or such later date the Regulations may authorize. The City hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Director of Finance or his designee is authorized to pay project expenses in accordance herewith pending the issuance of Tax Exempt Obligations. The Director of Finance is

authorized to amend such expression of official intent to bind the City pursuant to such changes he deems necessary or advisable to maintain the continued exemption from federal income taxation of interest on the Tax Exempt Obligations.

Section 7. The Mayor and Director of Finance are hereby authorized, on behalf of the City, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this resolution. Any agreements or representations to provide information to the MSRB made prior hereto are hereby confirmed, ratified and approved.

Section 8. The Mayor and Director of Finance are hereby authorized, on behalf of the City, to enter into any other agreements, instruments, documents and certificates, including tax and investment agreements, for the consummation of the transactions contemplated by this resolution. The Mayor is hereby authorized, on behalf of the City, to apply for and accept any and all Federal and State loans and/or grants-in-aid of the Project, to expend said funds in accordance with the terms hereof, and in connection therewith to contract in the name of the City with engineers, contractors and others.



NORWALK PLANNING COMMISSION
125 East Avenue
Norwalk, Connecticut

MEMORANDUM

September 20, 2017

TO: Common Council

FROM: Frank Strauch, RLA, Site Planner 

SUBJECT: Special Capital Appropriation – Law Department – Amendment to prior appropriation from \$1.2 million to \$1.65 million for an inverse condemnation judgment (related to the new Police Headquarters)

At their September 19, 2017 meeting, the Planning Commission voted to on the following resolution:

BE IT FURTHER RESOLVED that pursuant to §30-11 of the Norwalk City Code, the Planning Commission **APPROVED** the request by the Law Department for a Special Appropriation amendment from the original \$1,200,000 to the amount of \$1,650,000, and bond resolution, pursuant to the settlement of the claim known as Barton, et al v. City of Norwalk; and

BE IT FURTHER RESOLVED that notice of this action be forwarded to the Common Council and other appropriate agencies; and

Cc: Rilling, Coppola, Barron, File