COMMON COUNCIL MARCH 25, 2014
NORWALK, CONNECTICUT 7:30 PM EST COUNCIL CHAMBERS

ALL COMMON COUNCIL ACTIONS TAKEN AT THIS MEETING TO APPROVE EXPENDITURES AND CONTRACTS OR TO ACCEPT BIDS AND OTHER PROPOSALS REQUIRING THE EXPENDITURE OF CITY FUNDS ARE SUBJECT TO THE AVAILABILITY OF FUNDS

I. ROLL CALL

Mayor Rilling called the meeting to order at 7:34 p.m. and led the Assembly in reciting the Pledge of Allegiance.

Ms. King called the Roll: The following Common Council members were present:

Council at Large: Mr. Richard Bonenfant Mr. Douglas Hempstead
Mr. Glenn Iannaccone Mr. Bruce Kimmel Ms. Sharon Stewart

District A:	Ms. Eloisa Melendez	Mr. David Watts
District B:	Ms. Phaedrel Bowman	Mr. Travis Simms
District C:	Mr. John Kydes	Ms. Michelle Maggio
District D:	Ms. Shannon O'Toole-Giandurco	Mr. Jerry Petrini
District E:	Mr. David McCarthy	Mr. John Igneri

Fifteen members present, none absent.

Also present: Mayor Harry Rilling; Mario Coppola, Corporation Counsel; Donna King, City Clerk.

Ms. King read the notice that this meeting is being recorded for public broadcast and said that video tapes are available for viewing upon request.

II. ACCEPTANCE OF MINUTES

Regular Meeting(s): March 11, 2014

**** MR. MCCARTHY MOVED TO ACCEPT THE MINUTES**

The following correction was made to page 3, second paragraph, first sentence should read: Ms. Melendez commented that other council members had recent birthdays in March and acknowledged Ms. O'Toole-Giandurco and Mr. McCarthy.

****	MOTION PASSED UNANIMOUSLY TO ACCEPT THE MINUTES AS CORRECTED**

II. PUBLIC PARTICIPATION

Comments represent summarizations of comments made, unless otherwise noted.

Mr. Peter Thor, Betts Place, speaking on behalf of ASME, Council 4, spoke in support of the appointment of Mr. Hibson as the Director of Personnel & Labor Relations. He said that they look for someone who is reasonable. He said that he does not know Mr. Hibson, but said that it was not difficult to find people who negotiated against him. He said that they found that he was cooperative, that he kept to his work and was interested in getting settlements. Mr. Thor said that he did not find any negatives in his research and strongly urged that the Common Council endorse him.

Mr. Jerry Toni, W. Norwalk Road, spoke in support of the new Recreation and Park fees. He said that he wished that out of town usage fees were higher. Mr. Toni also spoke about the 37th Oyster Festival coming up and how much money was paid into the City for fees and how much the non-profits earned from the Oyster Festival. He said that the money went back into the community. Mr. Toni said that it is more than about the Seaport Association and the Oyster Festival. He said that 50% of those attending were from Norwalk and 50% from other areas. He said that they also have local vendors. The Oyster Festival is a community event and the risk is borne by the Seaport Association. It is a community event.

Mr. Ken Hart, Smith Street, Sound Charter, talked about their contribution to the City. Mayor Rilling told him that he could only speak to an item on the agenda.

Ms. Ganga Duleep, Briarwood Road, spoke about the South Norwalk Community Center's summer camp at Ryan Park. She said that they are happy that children will be coming, but their Board is concerned that other programs may not be allowed to continue. She asked that they specify that citizens can use the Park on a regular basis. Ms. Duleep said that they worked hard to make the Park user friendly. She said that their reason for concern is because in the past, they had problems with members of the Board of the South Norwalk Community Center. That person on the Board told them to leave the Park. She said that they do not want to be subject to that in the future. Ms. Duleep said that the Ryan Park Board wants the Common Council to know that parties were held in the Park and the Friends of Ryan Park had to go and clean the Park. She said that her Board wants it on the record that this is a problem. She said that they have been custodians of the Park for four years.

Detective David Orr, President of the Norwalk Police Union spoke in support of the appointment of Mr. Hibson as the Director of Personnel & Labor Relations. He said that he did a background check on him and spoke to close to a dozen people who had previous dealings with him. He said that each person had positive things to say about him and that he was agreeable in matters regarding cities and unions. He asked for support in his appointment.

Mr. David Westmoreland, Chair, Historical Commission spoke in favor of the appointment of Ms. Lisa Wilson Grant to the Historical Commission. He said that because the Commission does not have a staff person and the Commission does all of the work, it is important that the Commission appointments be made of people willing to roll up their sleeves. Mr. Westmoreland said that Ms. Wilson Grant has been an active supporter of all things historical and he strongly supports her appointment.

Mr. Westmoreland also spoke about the ADA project to install the elevator and renovate the bathrooms at Lockwood Mathews Mansion Museum. He said that they have done a herculean effort to raise money for this project and that he is in full support of the project.

Ms. Patsy Brescia, Chair Lockwood Mathews Mansion Museum, said that she sat on the Common Council in 1971 when the Mansion was designated as a landmark. She said that she was here tonight in support of item B1A. Ms. Brescia said that this project is going to be wonderful for Norwalk and will allow them to have different kinds of functions in the Mansion.

Ms. Diane Cece, Olmstead Place asked for clarification on item 7A1. She said that that item was to approve proposed fees and thought she heard that item was not on the agenda.

Mayor Rilling called Mr. Hart back up.

Mr. Ken Hart spoke about his vessel docked at Veteran's Park and described the *Island Belle's* program. He said that some things undermined the program and that he hoped that was all in the past. Mayor Rilling said that he did not think it was appropriate to discuss this further due to the pending litigation and asked Mr. Hart to stick to the proposed fees.

Mr. Hart said that he would be happy to bring all of their programs back to the City and to do that they are looking for a concession on the transient fee. He suggested increasing the parking fee for special events. Mr. Hart said that he feels their programs fit Norwalk.

There were no other members of the public who wished to speak.

IV. MAYOR

A. RESIGNATIONS AND APPOINTMENTS

RESIGNATIONS:

Edwin Camacho, Esq. – Fair Housing Advisory Commission

Mayor Rilling announced the resignation of Edwin Camacho from the Fair Housing Advisory Commission.

APPOINTMENTS:

** **MR. MCCARTHY MOVED TO APPROVE THE FOLLOWING APPOINTMENTS:**

MARY ELLEN BARRELLE - BOARD OF ASSESSMENT APPEALS (REG)
DONALD OVERTON - BOARD OF ASSESSMENT APPEALS (REG)
STEVE SCATAMACCHIA - BOARD OF ASSESSMENT APPEALS (REG)
KENNETH WHITMAN – BOARD OF ASSESSMENT APPEALS (REG)
VINCENT BOCCANFUSO - BOARD OF ASSESSMENT APPEALS (ALT)

** **MOTION PASSED UNANIMOUSLY**

** **MR. MCCARTHY MOVED TO APPROVE THE FOLLOWING APPOINTMENT:**

LISA WILSON GRANT – NORWALK HISTORICAL COMMISSION

Mr. McCarthy spoke in support of Ms. Wilson Grant's appointment to the Norwalk Historical commission. He said that she has been the Chair of the Historical Committee at Roton Point and will do a great job on the Historical Commission.

Mr. Hempstead said that he also supported this appointment. He said that Ms. Wilson Grant's involvement is extensive in preserving the history of Norwalk.

Mr. Iannaccone spoke in support of this appointment and said that he looks forward to working with Ms. Wilson Grant on the Historical Commission.

** **MOTION PASSED UNANIMOUSLY**

** **MR. IANNACCONE MOVED TO APPROVE THE FOLLOWING APPOINTMENT:**

EMMET HIBSON – DIRECTOR OF PERSONNEL AND LABOR RELATIONS

Mr. Iannaccone said that he looks forward to working with Mr. Hibson.

Mr. Hempstead said that he also investigated Mr. Hibson and learned that he is fair and approachable. He said that it appears that this is an appointment that both sides support.

Mr. Igneri said that he had the opportunity to meet Mr. Hibson and was impressed that he does not like to go to arbitration and looks for ways to come to an agreement. He said that he supports this appointment.

Mayor Rilling said that there were over 67 applicants for this position. He said that he had a team of professionals review the applications and Mr. Hibson was heads and shoulders above the rest. He said that he brings a philosophy of trying to work harmoniously with all sides.

** **MOTION PASSED UNANIMOUSLY**

REAPPOINTMENTS:

** **MR. BONENFANT MOVED TO APPROVE THE FOLLOWING REAPPOINTMENT:**

WILLIAM FITZGERALD, ATTY – BOARD OF ETHICS

Mr. Bonenfant said that he has been doing a good job.

** **MOTION PASSED UNANIMOUSLY**

** **MR. PETRINI MOVED TO APPROVE THE FOLLOWING REAPPOINTMENT:**

JOSEPH P. BEGGAN – FACILITIES CONSTRUCTION COMMISSION

Mr. Petrini said that he is an electrician and does a fair amount of building.

** **MOTION PASSED UNANIMOUSLY**

** **MS. STEWART MOVED TO APPROVE THE FOLLOWING REAPPOINTMENT:**

FRAN COLLIER CLEMONS – FAIR RENT COMMISSION (REG)

Ms. Stewart said that she has been a great asset and is well liked in the community. Mayor Rilling said that Ms. Collier-Clemons also serves admirably on the Police Commission.

** **MOTION PASSED UNANIMOUSLY**

** **MR. PETRINI MOVED TO APPROVE THE FOLLOWING REAPPOINTMENT:**

JOSE JUAN CEBRIAN – HARBOR MANAGEMENT COMMISSION

Mr. Petrini said that he is impressed with him and is happy to see him reappointed to the Harbor Management Commission.

Mr. Kydes said that he has known Mr. Cebrian for over 30 years and that he is an outstanding person.

** **MOTION PASSED UNANIMOUSLY**

** **MR. MCCARTHY MOVED TO APPROVE THE FOLLOWING REAPPOINTMENT:**

LEWIS CLARK – WATER POLLUTION CONTROL

Mr. McCarthy said that he currently serves as Vice Chair and does a great job.

** **MOTION PASSED UNANIMOUSLY**

MAYOR'S REMARKS:

Mayor Rilling thanked both sides for their cooperation in putting forward good people. He said that he is looking for more good people and asked people to step forward.

Mayor Rilling announced upcoming events. March 27th Mayor's Night Out at Columbus School. Also the American Legion will start their salute to honor Veterans on April 6th. The Salute will take place on the first Sunday of each month.

V. COUNCIL PRESIDENT

A. GENERAL COUNCIL BUSINESS

Mr. Hempstead said that the Norwalk Education Foundation will hold their second annual spelling bee tomorrow night. In addition, Keystone House will be holding their fundraiser on April 25th.

B. CONSENT CALENDAR

**** MR. HEMPSTEAD MOVED THE FOLLOWING CONSENT CALENDAR:**

RECREATION AND PARKS: 7A1, 7A2, 7A3, 7A4, 7A5 (A&B), 7A6, 7A7, 7A8 (A&B), 7A9, 7A10, 7A12, 7A13, 7A14, 7A15 (A&B)
LAND USE AND BUILDING MANAGEMENT: B1A (A, B, C)
BOARD OF ESTIMATE AND TAXATION: C1 (CONSENT TO TABLE)

VI. REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS

VII. COMMON COUNCIL COMMITTEES

A. RECREATION & PARKS

1. APPROVE THE PROPOSED 2014-2015 FEES & CHARGES FOR THE DEPARTMENT OF RECREATION AND PARKS

2. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE NORWALK COMMUNITY COLLEGE FOR THE USE OF VETERAN'S PARK FOR THE "NCC'S COLORBLAST 5K" TO BE HELD SUNDAY, MAY 18, 2014 FROM 10:00 AM – 12:00 PM WITH SET UP TO TAKE PLACE ON SUNDAY, MAY 18, 2014 AT 7:00 AM. ESTIMATED ATTENDANCE 400.

3. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH NATIONAL MARINE MANUFACTURERS ASSOCIATION TO USE TAYLOR FARM, CALF PASTURE BEACH, SHADY BEACH AND MARVIN SCHOOL FOR THE ANNUAL "2014 PROGRESSIVE INSURANCE NORWALK BOAT SHOW" FOR PARKING TO BE HELD THURSDAY, SEPTEMBER 18, 2014 THROUGH SUNDAY, SEPTEMBER 21, 2014 FROM 10:00 AM – 6:00 PM DAILY. ESTIMATED ATTENDANCE 15,000+.

4. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE HOUR PUBLISHING COMPANY TO USE TAYLOR FARM FOR A PET EXPOSITION TO BE HELD SATURDAY, MAY 17, 2014 FROM 11:00 AM – 4:00 PM WITH A RAIN DATE OF SUNDAY, MAY 18, 2014. SET UP TO TAKE PLACE SATURDAY, MAY 17, 2014 AT 7:00 AM WITH TEAR DOWN ON SUNDAY, MAY 18, 2014 NO LATER THAN NOON. ESTIMATED ATTENDANCE 450.

5. A) AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE AMERICAN HEART ASSOCIATION TO USE CALF PASTURE BEACH FOR THEIR HEART WALK TO TAKE PLACE SUNDAY, OCTOBER 26, 2014 FROM 8:30 AM – 1:00 PM. SET UP TO TAKE PLACE AT 6:00 AM ON SUNDAY, OCTOBER 26, 2014. ESTIMATED ATTENDANCE 1,000.

B) APPROVE THE USE OF THE SHOW MOBILE BY THE AMERICAN HEART ASSOCIATION FOR THEIR HEART WALK TO BE HELD SUNDAY, OCTOBER 26, 2014.

6. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE TRIANGLE COMMUNITY CENTER TO USE MATHEWS PARK FOR A FAIRFIELD COUNTY PRIDE FESTIVAL TO BE HELD SATURDAY, JUNE 14, 2014 FROM 11:00 AM – 5:00 PM. SET UP TO TAKE PLACE SATURDAY, JUNE 14, 2014 AT 8:00 AM WITH TEAR DOWN ON SUNDAY, JUNE 15, 2014 NO LATER THAN 12:00 NOON. ESTIMATED ATTENDANCE 200+.

7. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH EASTERN ACTION SPORTS TO USE CALF PASTURE BEACH PARKING (ADJACENT TO THE SKATE PARK) TO HOST A BMX CONTEST TO BE HELD SUNDAY, JUNE 8, 2014 FROM 9:00 AM – 7:00 PM. SET UP TO TAKE PLACE SATURDAY, JUNE 7, 2014 AT 12:00 NOON WITH TEAR DOWN ON MONDAY, JUNE 9, 2014 NO LATER THAN 10:00 AM. ESTIMATED ATTENDANCE 200+.

8. A) AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE NORWALK SEAPORT ASSOCIATION TO USE VETERANS PARK FOR THE ANNUAL OYSTER FESTIVAL TO BE HELD FRIDAY, SEPTEMBER 5, 2014 FROM 6:00 PM – 11:00 PM, SATURDAY, SEPTEMBER 6, 2014 FROM 11:00 AM – 11:00 PM, SUNDAY, SEPTEMBER 7, 2014 FROM 11:00 AM – 8:00 PM. SET UP TO TAKE PLACE AT 12:00 NOON FRIDAY, AUGUST 22, 2014 WITH TEAR DOWN ON MONDAY, SEPTEMBER 22, 2014 NO LATER THAN 12:00 NOON

AREAS TO USE:

CALF PASTURE BEACH PARKING AREA – SEPTEMBER 5, 6, 7, 2014

BRIEN MCMAHON HIGH SCHOOL PARKING LOTS – SEPTEMBER 6, 7, 2014

CITY HALL PARKING AREA – SEPTEMBER 6, 7, 2014

ADMISSION PRICE TO INCLUDE:

GENERAL ADMISSION - $12.00
SENIORS 65+ - $10.00
CHILDREN (5-12) - $5.00
CHILDREN (UNDER 5) – FREE
ADVANCE ADULT - $10.00

ESTIMATED ATTENDANCE 30,000+.

B) APPROVE THE USE OF THE SHOW MOBILE BY THE NORWALK SEAPORT ASSOCIATION FOR THEIR ANNUAL OYSTER FESTIVAL TO BE HELD SEPTEMBER 5, 6, 7, 2014

9. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE "MUSIC FOR ANGELS TO USE CRANBURY PARK FOR THE "MUSIC FOR ANGELS" EVENT TO THE HELD SATURDAY, JULY 19, 2014 FROM 1:00 PM – 8:00 PM WITH SET UP TO TAKE PLACE 8:00 AM WITH TEAR DOWN NO LATER THAN 8:00 PM ON SATURDAY, JULY 19, 2014. ESTIMATED ATTENDANCE 500

10. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE ROWAYTON SCHOOL PTA FOR THE USE OF ROWAYTON SCHOOL FIELD FOR THE ANNUAL SCHOOL CARNIVAL TO BE HELD FRIDAY, MAY 9, 2014 FROM 5:00 PM – 10:00 PM, SATURDAY, MAY 10, 2014 FROM 10:00 AM – 5:00 PM. SET UP TO TAKE PLACE THURSDAY, MAY 8, 2014 AT 12:00 NOON WITH TEAR DOWN SUNDAY, MAY 11, 2014 NO LATER THAN 12:00 NOON. ESTIMATED ATTENDANCE 500

12. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH DEEP-WPLR OFFICE OF THE LONG ISLAND SOUND PROGRAM FOR $5,597.63 UNDER THE CLEAN VESSEL ACT FOR THE OPERATION AND MAINTENANCE OF A MARINE SEWAGE DISPOSAL FACILITY (GRANT COVERS 75% OF OPERATION, 25% FROM EXISTING STAFF SALARIES AND MAINTENANCE BUDGETED). ACCOUNT #'S 016034-5130 AND 016031-5110

13. AUTHORIZE THE PURCHASING AGENT TO ISSUE A PURCHASE ORDER TO SOUTHERN CONNECTICUT FREIGHTLINER FOR PROJECT #3376 2014 FREIGHTLINER MT55 STEP VAN FOR AN AMOUNT NOT TO EXCEED $75,473.00 ACCOUNT # 09146030-5777-C0486.

14. AUTHORIZE THE DEPARTMENT OF RECREATION AND PARKS TO APPLY TO THE CT DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION FOR AN URBAN GREEN AND COMMUNITY GARDEN INITIATIVE GRANT OF $91,500 TO BE USED FOR IMPROVEMENTS TO THE INA CLARK COMMUNITY GARDEN AS FOLLOWS:

LIGHTING: $15,000
FENCING: $15,000
PAVILION: $30,000
TABLES AND BENCHES: $ 6,000
SIGNAGE: $ 1,500
PAVED PATHWAYS FOR $25,000
ADA ACCESSIBILITY

TOTAL: $92,500
MATCHING FUNDS OF $43,947 WILL COME FROM THE FARMLAND PRESERVATION FEE ACCOUNT, ACCOUNT NUMBER 030000-2690

15. A) AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH DEROSA SPORTS CONSTRUCTION INC. PROJECT #3394 CONSTRUCTION-SITE IMPROVEMENTS-VETERANS PARK FOR THE SUM NOT TO EXCEED $33,100. ACCOUNT #'S 0914-6030-5777-C0367, 0913-6030-5777-C0367

B) AUTHORIZE THE DIRECTOR, RECREATION AND PARKS TO ISSUE CHANGE ORDERS ON CONTRACT WITH DEROSA SPORTS CONSTRUCTION INC. FOR A SUM NOT TO EXCEED $15,000.00. ACCOUNT #'S 0914-6030-5777-C0367, 0913-6030-5777-C0367

B. LAND USE & BUILDING MANAGEMENT

1. A) AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE A CONTRACT WITH KRONENBERGER & SONS RESTORATION, INC. FOR THE LOCKWOOD MATHEWS MANSION MUSEUM – PHASE II ADA IMPROVEMENT PROJECT FOR A TOTAL NOT-TO-EXCEED $570,000.00.

FUNDING:

LMMM - STATE OF CT, DEPT. OF ECONOMIC & COMMUNITY DEVELOPMENT – STATE HISTORIC PRESERVATION OFFICE (SHPO) GRANT FOR $179,558 AND ADDITIONAL FUNDS NECESSARY TO COMPLETE THE FUNDING PACKAGE FOR THIS CONTRACT CITY CAPITAL BUDGET ACCOUNTS #0901/05/09/13 6310 5777 C0186 FOR A TOTAL NOT TO EXCEED $406,588

B) AUTHORIZE THE HISTORICAL COMMISSION TO ISSUE CHANGE ORDERS ON CONTRACT FOR A TOTAL NOT TO EXCEED $70,000. FUNDS TO BE MADE AVAILABLE THROUGH AGREEMENT WITH LMMM

C) AUTHORIZE THE MAYOR, HARRY W. RILLING, TO EXECUTE AN AGREEMENT WITH LOCKWOOD MATHEWS MANSION MUSEUM, INC. (LMMM) FOR THE ALLOCATION OF FINANCIAL RESPONSIBILITY NECESSARY TO FUND THE CONSTRUCTION CONTRACT AND RELATED CHANGE ORDER CONTINGENCIES FOR THE LOCKWOOD MATHEWS MANSION MUSEUM – PHASE II ADA IMPROVEMENT PROJECT PURSUANT TO WHICH LMMM WILL COMMIT THE STATE OF CT, DEPARTMENT OF ECONOMIC & COMMUNITY DEVELOPMENT SHPO GRANT FUNDS AWARDED TO THE LMMM IN THE AMOUNT OF $179,558 PLUS OTHER LMMM FUNDS FOR A TOTAL NOT TO EXCEED $ 233,412.

C. BOARD OF ESTIMATE & TAXATION

1. **RESOLVED, THAT A SUM NOT TO EXCEED $28,000 BE AND THE SAME IS HEREBY TRANSFERRED FROM CONTINGENCY TO THE NORWALK REDEVELOPMENT AGENCY TO COVER THE ANTICIPATED COSTS OF HIRING A BUSINESS DEVELOPMENT OFFICER. (ACCOUNT #01-7025-5B0620) (CONSENT TO TABLE)**

****	MOTION PASSED UNANIMOUSLY**

A. RECREATION & PARKS

****	MR. PETRINI MOVED TO APPROVE THE FOLLOWING ITEM:**

11. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE SOUTH NORWALK COMMUNITY CENTER INC. TO USE RYAN PARK FOR A SUMMER CAMP TO BE HELD MONDAY, JUNE 30, 2014 THROUGH FRIDAY, AUGUST 15, 2014 FROM 9:00 AM – 3:00 PM DAILY. ESTIMATED ATTENDANCE 100

Mr. Petrini said that Mr. Mocciae was not here this evening, but noticed that Mr. Ferrandino from the South Norwalk Community Center was here.

****	MR. SIMMS MOVED TO TABLE THIS ITEM**

Mr. Hempstead asked Mr. Simms if his motion was to table this item to the next meeting. Mr. Simms said that his motion was to table this item to the next meeting.

Mr. Watts asked for a recess. Mr. Kimmel explained that a vote was required to approve a recess. Mayor Rilling called for a vote, and then asked for a roll call vote. Mr. Watts withdrew his request for a recess.

** **MOTION TO TABLE THE ITEM FAILED WITH FOUR (4) IN FAVOR (MS. STEWART, MS. BOWMAN, MR. SIMMS, MR. KYDES) AND ELEVEN (11) OPPOSED (MR. BONENFANT; MR. HEMPSTEAD, MR. IANNACCONE, MR. KIMMEL, MS. MELENDEZ, MR. WATTS, MS. MAGGIO, MS. O'TOOLE-GIANDURCO, MR. PETRINI, MR. IGNERI, MR. MCCARTHY)**

Ms. Bowman said that she is on the Recreation and Parks Committee and there are some concerns, whether or not other people will be able to use Ryan Park. She said that the fact that two camps will be running needs to be taken into consideration.

Mr. Pat Ferrandino explained that during the majority of the time, the kids will be indoors. This program was put together with Dr. Rivera and allows the children to stay on course over the summer. They will utilize the park behind the Center, but will not exclude others from using the Park.

Ms. Stewart asked Mr. Ferrandino if there is a way to work with the neighborhood kids and others utilizing the Park. Mr. Ferrandino said that the Center will host 100 kids; 60 indoors and 40 outdoors. He said that the Park has plenty of space to accommodate everyone. Ms. Stewart asked him how he can ensure that. She said that she does not feel secure that people can use the Park. Mr. Ferrandino said that he has no knowledge of that incident. Ms. Stewart said that it happened.

Mr. Petrini said that Ms. Duleep brought up concerns and said that Mr. Mocciae is well aware and said that the South Norwalk Community Center does not have exclusive use of the Park. He said that there was also a discussion about cleaning the Park. Mr. Petrini said that the City also has other agreements for groups to use other Parks and they do not preclude other people from using those parks. Mr. Petrini said that if they hear that people are being precluded from using the park that will be acted upon.

Ms. Bowman asked if there was a way to change the language in the motion. Mr. Coppola said that the contract can reflect that the South Norwalk Community Center does not have exclusive use of Ryan Park.

Mr. Kimmel said that he has never heard where anyone is excluded from using a park. He said that no one is ever excluded and said that he is sure that people will be reasonable. Ms. Stewart suggested adding an amendment that they do not have exclusive use of the Park. Mr. Kimmel said then they should make that change for everyone.

Mr. Hempstead said that Ryan Park has been used for camps for a long time.

****	MR. HEMPSTEAD MOVED TO AMEN THE MOTION TO ADD THE WORDS "A PORTION OF RYAN PARK"**

Mr. Watts said that he supported the amendment and that he wanted to get to a solution and to shut down the opportunity to call a recess is nothing but partisan politics. To deny the opportunity to work this out is partisan politics. He said that rules and procedures should not be used to take advantage of the Minority Caucus.

Mr. McCarthy said that there was ample opportunity to discuss and address this and to call this partisan politics – 11 people voted against going into recess – is ridiculous.

Mr. Kimmel said that the standard rule is not to do committee work on the Council floor. It is not fair to the others who do their research. He said that they cannot use a recess to do work that should have been done in committee or in caucus. He said that they have been violating the rules by not voting for recesses.

Mr. Watts said that he disagreed. If they were violating rules, then that should have been corrected. He said that if Councilmembers want to rush out, they should put a clock here. He said that if you are going to use rules to beat them over the head and deny the opportunity to get compromises, it is wrong. He said that you should give the Minority Caucus the opportunity to be where they want to be. He said that they are duly elected to come up with the right policy and to use a rule to shut them down is wrong and is nothing more than partisan politics.

Mr. Bonenfant noted that they voted 11 – 4 to not table the item and the motion to recess was withdrawn.

Ms. Maggio said that the recess was not necessary in this case and to call them out on this was harsh.

Mr. Kimmel said that a recess was not necessary and this could have been worked out. He said that he resented the implication that they wanted to get out early. He said that they were here until 10:00 p.m. last night and they came in ready to address this. Mr. Kimmel said that he was under the impression that there is a give and take between the caucuses. He said that this is a summer camp in a park. It is not the most convoluted issue and he is a little befuddled. Mr. Kimmel said that he is here to do what is right.

Mr. Watts said that this goes back to trying to work together. He said that if they are going to work together and get along, he does not think picking a petty fight over a recess is going to work. He said that they have to keep it real. Mr. Watts said that people know that there are issues between the South Norwalk Community Center and some individuals. He said that the public expects them to work together.

Mr. Watts said that he does not see himself picking a fight with the Majority Caucus and said that they have the right to caucus. He said that these members have issue with something that happened in their district. He said that picking a fight is not the right way to go.

Mr. Hempstead said that he wished there was no name calling. He said that they never voted to not go into a recess. He said that they worked out a reasonable compromise.

Ms. O'Toole-Giandurco said that they did act respectfully and understood the concerns and worked together respectfully to reach a resolution.

Mr. Kimmel said that recently there were three – two minute recesses that lasted much longer and said that he did not feel it was fair to the public. He said that he was perplexed because they were not voting on the recess. He said not to assume how they would have voted. Mr. Kimmel said that he asked for a ruling on how to go into recess; Mason's rules calls for a majority vote. He said that they go into a recess too often and that is not fair to the public.

**** THE AMENDMENT WAS PASSED UNANIMOUSLY**

**** MR. PETRINI MOVED TO APPROVE THE MOTION AS AMENDED**

11. AUTHORIZE THE MAYOR, HARRY W. RILLING TO ENTER INTO AN AGREEMENT WITH THE SOUTH NORWALK COMMUNITY CENTER INC. TO USE *A PORTION OF* RYAN PARK FOR A SUMMER CAMP TO BE HELD MONDAY, JUNE 30, 2014 THROUGH FRIDAY, AUGUST 15, 2014 FROM 9:00 AM – 3:00 PM DAILY. ESTIMATED ATTENDANCE 100

**** MOTION PASSED UNANIMOUSLY**

C. **CORPORATION COUNSEL**

**** MR. HEMPSTEAD MOVED TO GO INTO EXECUTIVE SESSION AT 8:59 P.M.**
**** MOTION PASSED UNANIMOUSLY**

The Common Council members went into Executive Session and the members of the public left the Common Council Chambers.

1. Authorization to Settle claim: AG Property Group, et al v. City of Norwalk, et al – **(EXECUTIVE SESSION)**

The Common Council members came out of Executive Session at 9:18 p.m. and the members of the public returned to the Common Council Chambers. Mr. Hempstead said that no motions were made and no votes were taken with they were in Executive Session.

**** MR. HEMPSTEAD MOVED TO ADOPT THE FOLLOWING SETTLEMENT:**

AUTHORIZATION TO SETTLE CLAIM: AG PROPERTY GROUP, ET AL V. CITY OF NORWALK, ET AL

**** MOTION PASSED UNANIMOUSLY**

2. Appointment of Personnel Director – (EXECUTIVE SESSION)

This item was approved in open session earlier in the evening.

VIII. RESOLUTIONS FROM COMMON COUNCIL

There were none this evening.

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

There were none this evening.

X. SUSPENSION OF RULES

There were none this evening.

XI. ADJOURNMENT

****	MR. IANNACCONE MOVED TO ADJOURN**
****	MOTION PASSED UNANIMOUSLY**

There was no further business and the meeting was unanimously adjourned at 9:18 p.m.

ATTEST:____________________________
Donna King, City Clerk