

Common Council Actions

COMMON COUNCIL

ACTION

May 08, 2001

MAYOR ESPOSITO CALLED THE MEETING TO ORDER AT 8:08 P.M. THE PLEDGE OF ALLEGIANCE FOLLOWED.

**I. ROLL CALL 14 PRESENT; 1 ABSENT
(ARTEAGA)**

II. ACCEPTANCE OF MINUTES

**A. April 24, 2001 Regular Meeting ACCEPTED
AS CORRECTED**

**Correction: Page 6, 4th paragraph from end, last sentence:
insert the word "not" after would.**

III. PUBLIC PARTICIPATION 1 SPEAKER

IV. MAYOR

A. RESIGNATIONS AND APPOINTMENTS NONE

B. REMARKS NONE

V. COUNCIL PRESIDENT

**A. CONSENT CALENDAR
ADOPTED AS READ**

VII.E. Items on Consent: All except VII.C.6a, 6b, & 13, VII.D.5,

B. OTHER GENERAL COUNCIL BUSINESS

**Mayor Esposito commended Council McCready for his recent
actions thwarting an attempted robbery at his store.**

VI. REPORTS: DEPARTMENTS, BOARD AND COMMISSIONS

A. BOARD OF ESTIMATE & TAXATION

1. Approve the Special Appropriations from the May 07, 2001 Board of Estimate & Taxation meeting:

a. RESOLVED, that a sum not to exceed \$41,952.00 be and the same is hereby transferred from Contingency to the Department of Public Works to cover deficits in Fleet Service repair accounts due to the unanticipated increase in snow removal needs this past winter. (\$36,000.00 into Account No. 01-4054-5332 and \$5,952.00 into Account No. 01-4054-5339). **APPROVED**

b. RESOLVED, that a sum not to exceed \$12,000.00 **\$7,500.00** same is hereby transferred from Contingency to the Fire Department to cover the projected deficit caused by the increased cost of fuel oil and the increased consumption due to a colder than normal winter. (Account No. 01-3153-5246) **APPROVED**

c. RESOLVED, that a sum not to exceed \$21,740.00 be and the same is hereby transferred from Contingency to the Fire Department to cover fire protection gear and dress uniforms for eight new entry level firefighters. (\$18,540.00 into Account No. 01-3120-5271 and \$3,200.00 into Account No. 01-3120-5251).

APPROVED

VII. COMMON COUNCIL COMMITTEES

A. LAND USE & BUILDING MANAGEMENT

1a. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with AM Communication Services, LLC for construction services at West Rocks Middle School for Technology Wiring, in an amount not to exceed \$198,848.00.

Account No. 0252010 5777 C0112
AUTHORIZATION GRANTED

1b. Authorize the School Building Committee to issue Orders on Contract to AM Communication Services, LLC for construction services at West Rocks Middle School for Technology Wiring, in an amount not to exceed \$19,885.00.

Account No. 025010 5777 C0112

AUTHORIZATION GRANTED

2a. Authorize the Mayor, Frank J. Esposito to execute an Agreement with the Lowest Responsible Bidder Laumar Roofing Co., Inc. for the West Rocks School Roof Replacement Project, for a total amount not to exceed \$TBA \$649,000.00.

Account No. 025010 5777 C0194

AUTHORIZATION GRANTED

2b. Authorize the School Building Committee to issue Orders on Contract to the Lowest Responsible Bidder Laumar Roofing Co., Inc. for the West Rocks School Roof Replacement Project, for a total amount not to exceed \$TBA \$25,000.00.

Account No. 025010 5777 C0194

AUTHORIZATION GRANTED

3. Authorize the Mayor, Frank J. Esposito, to execute an Amendment to the City's Agreement with Westview Group, LLC for the West Rocks School Renovation Project to include additional professional services as Owner's Representative for the West Rocks School Roof Replacement Project, for a sum not to exceed \$10,000.00.

Account No. 025010 5777 C0194

AUTHORIZATION GRANTED

B. HEALTH, WELFARE & PUBLIC SAFETY

1. Approve the Request for Street Lighting on Tory Hill Lane.
APPROVED
2. Approve the Request for Street Lighting on Clay Street.
APPROVED

3. Approve a Technical Correction to the Common Council action taken at its July 11, 2000 meeting under Item VII.B.7b deleting the language: "for an amount not to exceed \$45,718.00, pursuant to such State of Connecticut funding" and substituting the language: "pursuant to the above grant." The corrected wording is as follows:

"Authorize the Mayor, Frank J. Esposito, to execute any and all Agreements, documents, instruments or amendments thereto as may be necessary to implement a Sexually Transmitted Diseases Control Program, for the period of July 1, 2000 through June 30, 2002, pursuant to the above grant."
APPROVED

4. Approve a Technical Correction to the Common Council action taken at its July 11, 2000 meeting under Item VII.B.8b deleting the language: "for an amount not to exceed \$652,548.00, pursuant to such State of Connecticut funding" and substituting the language: "pursuant to the above grant." The corrected wording is as follows:

"Authorize the Mayor, Frank J. Esposito, to execute any and all Agreements, documents, instruments or amendments thereto as may be necessary to implement an AIDS Prevention and Treatment Program Grant, for the period July 1, 2000 through June 30, 2002, pursuant to the above grant."
APPROVED

5a. Authorize the Mayor, Frank J. Esposito, to execute any and all documents necessary to apply for and accept grant funds from the State of Connecticut Department of Transportation under the 2001 Expanded DUI Enforcement Program, for an amount not to exceed \$7,900.00.
AUTHOR. GRANTED

5b. Authorize the Mayor, Frank J. Esposito, to execute any and all agreements, documents, instruments and amendments thereto as may be necessary to implement the 2001 Expanded DUI Enforcement Program, pursuant to the above grant.

AUTHORIZATION

GRANTED

C. **PUBLIC WORKS**

1. Accept the Freeholder's Report to Assess Benefit and Damages for the construction of Sanitary Sewers on a portion of Crooked Trail and Barnfield Road, as Amended.

ACCEPTED

2a. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with New England Paving Company for Project No. 4R 2001-1, Proposed Bituminous Concrete Permanent Pavement Repair within the Northern Section, for a sum not to exceed \$80,280.00.

AUTHORIZATION GRANTED

2b. Authorize the Director of Public Works to issue Orders on Contract to New England Paving Company for Project No. 4R 2001-1, Proposed Bituminous Concrete Permanent Pavement Repair within the Northern Section, for a sum not to exceed \$8,028.00.

Account No. 03 0000 2602

AUTHORIZATION GRANTED

3a. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with Deering Construction, Inc. for Project No. RD 2001-2, Proposed Bituminous Concrete Sidewalk and Curbs at Various Locations, for a sum not to exceed \$66,975.00.

AUTHORIZATION GRANTED

3b. Authorize the Director of Public Works to issue Orders on Contract to Deering Construction, Inc. for Project No. RD 2001-2, Proposed Bituminous Concrete Sidewalk and Curbs at Various Locations, for a sum not to exceed \$6,697.00.

Account Nos. 01 40 21 5268

01 40 70 5268

01 40 70 5572

AUTHORIZATION GRANTED

4a. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with M. Rondano, Inc. for Project No. RD

2001-3, Proposed Concrete Sidewalks and Curbs at Various Locations, for a sum not to exceed \$54,900.00.

AUTHORIZATION GRANTED

4b. Authorize the Director of Public Works to issue Orders on Contract to M. Rondano, Inc. for Project No. RD 2001-3, Proposed Concrete Sidewalks and Curbs at Various Locations, for a sum not to exceed \$5,490.00.

Account No. 01 40 21 5268

01 40 70 5268

01 40 70 5572

AUTHORIZATION GRANTED

5a. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with Safety Markings, Inc. for Project No. RD 2001-1, Proposed Painted Pavement Markings and Legends at Various Locations and Schools, for a sum not to exceed \$41,231.50.

AUTHORIZATION GRANTED

5b. Authorize the Director of Public Works to issue Orders on Contract to Safety Markings, Inc. for Project No. RD 2001-1, Proposed Painted Pavement Markings and Legends at Various Locations and Schools, for a sum not to exceed \$4,123.00.

Account No. 01 40 23 5269

AUTHORIZATION GRANTED

6a. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with the Lowest Responsible Bidder Sealcoating, Inc. for Project No. 4R 2001-4, Proposed 4R Crack Sealing at Various Locations, for a sum not to exceed \$TBA \$75,825.00.

AUTHORIZATION GRANTED

6b. Authorize the Director of Public Works to issue Orders on Contract to the Lowest Responsible Bidder Sealcoating, Inc. for Project No. 4R 2001-4, Proposed 4R Crack Sealing at Various Locations, for a sum not to exceed \$TBA \$7,582.00.

Account No. 01 40 21 5571

AUTHORIZATION GRANTED

7a. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with New England Paving Company for Project No. 4R 2001-2, Proposed Bituminous Concrete Permanent Pavement Repair Within the Southern Section, for a sum not to exceed \$80,280.00.

AUTHORIZATION GRANTED

7b. Authorize the Director of Public Works to issue Orders on Contract to New England Paving Company for Project No. 4R 2001-2, Proposed Bituminous Concrete Permanent Pavement Repair Within the Southern Section, for a sum not to exceed \$8,028.00.

Account No. 03 0000 2602

AUTHORIZATION GRANTED

8. Authorize the Director of Public Works to issue Orders on Contract to New England Paving Company for Project No. 4R 2000-3, Proposed Bituminous Concrete Permanent Pavement Repair within the Southern Section, to add the paving of the Crescent Street Parking Lot east of Pine Island Cemetery in connection with the Heritage Park Project (subject to approval from the State of Connecticut Department of Transportation), for a sum not to exceed \$30,000.00.

Account No. 03 0000 2602

AUTHORIZATION GRANTED

9. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with Fuss & O'Neill, Inc. to provide consulting engineering services in connection with the City's Geographical Information System (GIS) Implementation Plan, for a sum not to exceed \$7,000.00.

Account No. 01 40 30 5258

AUTHORIZATION GRANTED

10. Authorize the Director of Public Works to issue Orders on Contract to A.J. Penna & Son for Project No.

DRG 2000-4, Proposed Drainage at Various Locations, for a sum not to exceed \$150,000.00.

Account No. 01 40 21 5573

AUTHORIZATION GRANTED

11. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with The Tyree Organization, Ltd., for the removal of contaminated soil at the Wastewater Treatment Plant, for a sum not to exceed \$30,000.00.

Account No. 02 40 60 5777 C0043

AUTHORIZATION GRANTED

12. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with South Norwalk Electric Works (SNEW) to provide historic street light maintenance and repair services for a five-year term beginning July 1, 2001, for a sum not to exceed \$12,000.00 for fiscal year 2001-02.

Account No. 01 40 21 5267

AUTHORIZATION GRANTED

13. Authorize the Director of Public Works to issue Orders on Contract to Complete Construction for Improvements to State Heritage Park-Norwalk, for a sum not to exceed \$140,000.00 and to reduce the retainage from 5% to 1%.

Account No. To Be Determined

AUTHORIZATION GRANTED

14. Authorize the Director of Public Works to reduce the retainage withheld from the Schultz Corporation for Project No. HP 2000-2, Riverside Deck at Norwalk Heritage Park and the Amphitheater Stage at Oyster Shell Park, from 5% to 1%.

AUTHORIZATION GRANTED

15a. Authorize the Mayor, Frank J. Esposito, to execute any and all documents needed to apply for federal grant funding (80%) from the State of Connecticut, Department of Transportation, Local Bridge Program in connection with Bridge No. 01345, Route 136 over Five Mile River and Bridge No. 04995, Old Tokeneke Road over Five Mile

River.
GRANTED

AUTHORIZATION

15b. Authorize the Mayor, Frank J. Esposito, to execute any and all Agreements, documents, instruments or amendments thereto as may be necessary to implement a Local Bridge Program in connection with Bridge No. 01345, Route 136 over Five Mile River and Bridge No. 04995, Old Tokeneke Road over Five Mile River, pursuant to the above grant.

AUTHORIZATION GRANTED

16. Authorize the Mayor, Frank J. Esposito, to grant an easement to 35 Glover Associates, LLC for the rights to occupy the airspace above a portion of Glover Avenue for the purposes of constructing and maintaining a roadway bridge.

AUTHORIZATION GRANTED

17. Adopt the amended City of Norwalk Department of Public Works Drainage Manual dated May 1983, containing additional Standards for Removal of Oil, Grit and Other Material from Stormwater.

ADOPTED

18. Authorize the Mayor, Frank J. Esposito, to execute a NPDES Permit Renewal application governing discharge quality from the Norwalk Wastewater Treatment Plant.

AUTHORIZATION GRANTED

19a. Approve the Assignment of the Agreement for the provision of mapping and monitoring services for the implementation of the city-wide Geographical Information System (GIS) by and between the City of Norwalk and ASI Landmark, Inc., a subsidiary of Analytical Surveys, Inc., from ASI Landmark, Inc. to Sanborn Colorado LLC and the Sanborn Map Company, Inc.

APPROVED

19b. Authorize the Mayor, Frank J. Esposito, to execute a Consent to Assignment accepting the assignment by ASI Landmark, Inc., a subsidiary of Analytical Surveys, Incorporated to Sanborn Colorado LLC and the Sanborn

Map Company, Inc. of the Agreement between ASI Landmark, a subsidiary of Analytical Surveys, Incorporated for mapping and monitoring services in connection with the City's Geographical Information System (GIS).

AUTHOR. GRANTED

D. PLANNING

1. Approve the list of programs for inclusion in the City of Norwalk's submission for the 2001/2002 Neighborhood Assistance Act Tax Credit Program.

APPROVED

2. Authorize the Mayor, Frank J. Esposito, to execute an Agreement with Maritime Place LLC for professional and consultant services necessary to complete the planning and design of the parking garage on Development Parcel #5 through the "Design Development Phase" together with the preliminary design of associated infrastructure improvements in a form sufficient for presentation to approval bodies and together with cost estimates for the work proposed, in an amount not to exceed \$275,000.00. Funding to be provided as follows: Funds owed to the City by the Redeveloper for its share of the construction of Interim Parking on Development Parcel #3; and, Funding from the Capital Budget authorization for the development of the parking garage on Development Parcel #5 (Account No. 020910 5777 C0205). AGREEMENT TERMS AND FORMAT SHALL BE SUBJECT TO THE PRIOR REVIEW AND APPROVAL OF THE CORPORATION COUNSEL.

GRANTED

AUTHORIZATION

3. Approve a Technical Correction to the Common Council action taken at its April 10, 2001 meeting under Item VII.D.2b. to insert the name of Maritime Place Parcel #3 LLC as a party to the License Agreement along with Maritime Place Parcel 6 LLC. The corrected action reads as follows:

"Authorize the Mayor, Frank J. Esposito, to enter into a License Agreement with Maritime Place Parcel 6 LLC and Maritime Place Parcel #3 LLC for use of 160 parking spaces in the interim parking facility to be constructed on

the City-owned Public Parcel 3 and privately owned Maritime Place Parcel #3." **APPROVED**

4. Authorize the Corporation Counsel to acquire the following properties either through a negotiated private sale at an agreed upon price or through the use of the power of eminent domain in connection with the new Police Station Project.

- a. District 2, Block 45, Lot 2
- b. District 2, Block 45, Lot 2A
- c. District 2, Block 45, Lot 4
- d. District 2, Block 45, Lot 5
- e. District 2, Block 45, Lot 6
- f. District 2, Block 45, Lot 7
- g. District 2, Block 45, Lot 8
- h. District 2, Block 45, Lot 9

AUTHORIZATION GRANTED

5. Adopt the attached Resolution regarding the Redevelopment of Norwalk Center.

ADOPTED

E. FINANCE

1. Action on the private sale of the tax liens on the so-called DiNardo properties comprising the former Norwalk Community College site on Wilson Avenue to an entity to be formed by Sal DiNardo.

AUTHORIZE THE MAYOR TO EFFECT THE SALE OF TAX LIENS ON THE SO-CALLED DINARDO PROPERTIES ON WILSON AVENUE ACCORDING TO THE LETTER OF MAY 7TH, 2001 FROM DAVID F. LANE, FOR A TOTAL AMOUNT OF \$2,320,010.63.

AUTHORIZATION GRANTED

VIII. RESOLUTIONS FROM COUNCIL MEMBERS

NONE

IX. MOTIONS POSTPONED TO A SPECIFIC DATE

NONE

X. SUSPENSION OF THE RULES

NONE

Meeting adjourned at 8:45 P.M. - ATTEST: Mary B. Roman, City Clerk

