

Common Council Actions

COMMON COUNCIL

ACTION

JULY 23, 2002

NORWALK, CONNECTICUT 8:00PM DST, 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.

The regular meeting of the Common Council of the City of Norwalk was held on Tuesday, July 23, 2002, in the Common Council Chambers, City Hall, 125 East Avenue, Norwalk, Connecticut. Mayor Alex Knopp called the meeting to order at 8:15pm and led the assembly in reciting the Pledge of Allegiance.

I. ROLL CALL

Betsy Bain Jeanette Olmstead-Sawyer
Kenneth Baker (absent) Christopher Perone
Fred Bondi Kevin Poruban
Barbara Hudgins Judith Rivas
Bruce Kimmel (absent) Douglas Sutton
William Krummel Peter Wien (absent)
Joseph Mann William Wrenn
Matthew Miklave (absent)

Eleven (11) Members were present at Roll Call, four (4) were absent.

II. ACCEPTANCE OF MINUTES

A. Regular Meeting July 9, 2002

Mayor Knopp stated that as four members were absent, they would postpone the acceptance of the minutes of the previous meeting.

III. PUBLIC PARTICIPATION

Mayor Knopp introduced Richard Moccia. Mr. Moccia said that Mr. Kraus was going to be presented as a member of the Planning Commission and asked members to look long and hard at this appointment. Mr. Moccia stated that in his opinion Mr. Kraus' past history indicates that he has a pre-judgement on developers or real estate people who may come before the Planning Commission. Mr. Moccia continued, that Mr. Kraus is currently a State Historic Commissioner and when you accept an appointment to a Commission, you have to go in with an open mind and be objective. Mr. Moccia referred to an article in the Norwalk Hour (7/26/01) regarding Mr. Kraus and his wanting to stop the demolition of the historic house on East Avenue. He quoted "Mr. Kraus along with several other residents of the area presented a petition with 30 signatures that the house be preserved". Mr. Moccia stated that the State Historic Commission is going to have to hear this case. He said he thought it was wrong for a Commissioner to be involved in petitioning campaigns when it may be a project he has to vote on. Mr. Moccia gave some examples in the past that Mr. Kraus had been opposed to. Mr. Moccia stated that in his opinion Mr. Kraus goes in with unclean hands and he pre-judges because he is opposed to development and growth.

IV. MAYOR

A. RESIGNATION AND APPOINTMENT

Resignations: Virginia Katz - Planning Commission

Lester Bell - Conservation Commission and Housing Partnership

Appointments: See attachments

Mayor Knopp announced that Virginia Katz has resigned from the Planning Commission and Mr. Bell has handed in his resignation from the Conservation Commission and Housing Partnership. Mayor Knopp thanked them for their excellent public service.

Mayor Knopp explained that this evening he would be asking the Council Members to approve a large number of appointments to City Boards; he stated that this is one of the most important jobs a Mayor has. Mayor Knopp continued that he had tried to find the right people for the job; they are respected members of the public and he had met with each of them.

Mayor Knopp stated that the first person on the agenda is Adam Farstrup to be appointed to the Board of Estimate & Taxation; his term will expire 11/30/03.

**** MS. RIVAS MOVED TO APPOINT ADAM FARSTRUP TO THE BOARD OF ESTIMATE & TAXATION, TERM EXPIRES 11/30/03.**

Ms. Rivas stated that Mr. Farstrup is an excellent choice for the position.

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that for the next appointment he nominated Ed Holowinko as an alternate to the Conservation Commission.

**** MR. MANN MOVED TO APPOINT ED HOLOWINKO TO THE CONSERVATION COMMISSION, TERM EXPIRES 01/01/05.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that the Historical Commission recommended Mr. Ralph Bloom to him after a long and distinguished career as a City historian.

**** MS. BAIN MOVED TO APPOINT RALPH BLOOM TO THE HISTORICAL COMMISSION, TERM EXPIRES 12/31/06.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that Mr. Peter Bondi is a very active historian, with one of the largest collection of Norwalk artifacts and he was very pleased to nominate Mr. Peter Bondi to the Historical Commission.

Mr. Fred Bondi recused himself and left the Council Chambers.

**** MR. WRENN MOVED TO APPOINT PETER BONDI TO THE HISTORICAL COMMISSION, TERM 01/01/03-12/31/07.**

Mr. Wrenn stated that this is an excellent appointment and that Mr. Bondi has the interest and enthusiasm to be a very good Historical Commissioner.

**** MOTION PASSED WITH TEN VOTES IN FAVOR, ONE RECUSED (MR. BONDI)**

Mr. Bondi re-joined the meeting.

Mayor Knopp stated that the appointment for the Maritime Authority requires that a former member of the council fill the position. He stated that Ms. Elizabeth Gibbs has been nominated, she was the former City Clerk and has been on the Board of Trustees of the Authority since it opened.

**** MR. MANN MOVED TO APPOINT ELIZABETH GIBBS TO THE MARITIME AUTHORITY, TERM EXPIRES 07/01/07.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that he nominated Torgny Astrom to the Planning Commission.

**** MR. BONDI MOVED TO APPOINT TORGNY ASTROM TO THE PLANNING COMMISSION, TERM EXPIRES 07/01/06.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that he nominated Frances Dimeglio to the Planning Commission. He stated

that Ms. Dimeglio will bring an open minded perspective to the Commission.

**** MS. HUDGINS MOVED TO APPOINT FRANCES DIMEGLIO TO THE PLANNING COMMISSION, TERM EXPIRES 07/01/04.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that he respectfully disagreed with the comments made earlier by Mr. Moccia and that he believed Mr. Kraus would be an excellent appointment to the Planning Commission.

**** MR. PERONE MOVED TO APPOINT BILL KRAUS TO THE PLANNING COMMISSION, TERM EXPIRES 07/01/06.**

Mr. Krummel commended the Mayor on his choice of nomination of Mr. Kraus. He stated that he has been part of Mr. Kraus' meetings and that stated that he is a fine example of a citizen.

Ms. Olmstead-Sawyer stated that she agreed with Mr. Krummel regarding Mr. Kraus and said he is an outstanding gentleman.

Ms. Bain stated that she has not always seen eye to eye with Mr. Kraus on all issues, however she had attended meetings with him and as a result of this thought that Mr. Kraus would be able to ensure all view points are heard.

Mr. Wrenn stated that smart growth is one of the things that people are looking for and Mr. Kraus would be a good example of this; he considered Mr. Kraus to be a great addition.

**** MOTION PASSED TEN VOTES IN FAVOR, ONE OPPOSED (MS. HUDGINS).**

Mayor Knopp stated that Mr. Briggs, who is currently a resident of Rowayton, is nominated for the Planning Commission. He has a past history from his civic participation in the state of Michigan for his support in the adoption of master plans of land use. Mayor Knopp stated that he has gotten to know Mr. Briggs, who has an open-minded point of view and is happy to nominate him.

**** MS. BAIN MOVED TO APPOINT WALTER BRIGGS TO THE PLANNING COMMISSION, TERM EXPIRES 07/01/05.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that the Common Council created the tree ordinance for the City to protect the trees and a Tree Advisory Committee was also created. Mayor Knopp said that he had five names that have been nominated to sit on this Committee.

Mayor Knopp stated that the first was Dan Brookshire. He has been involved with many civic efforts and is one of the leaders in traffic safety at Jefferson School and several other schools. Mayor Knopp stated that he feels that Mr. Brookshire will bring a good perspective to the Tree Advisory Committee.

**** MR. MANN MOVED TO APPOINT DAN BROOKSHIRE TO THE TREE ADVISORY COMMITTEE.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that the next nominee was Laurel Lindstrom. He stated that Ms. Lindstrom was one of the citizen activist who was involve in starting the preservation of trees and identification of historic trees.

**** MR. MANN MOVED TO APPOINT LAUREL LINDSTROM TO THE TREE ADVISORY COMMITTEE.**

Mr. Wrenn stated that Ms. Lindstrom is an outstanding appointment and commended her work

on the Tree Explorers Program.

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated he was very honored to present the name of Mr. Donald Nelson to be appointed to the Tree Advisory Committee. He has a focus on historic trees and their protection. He has been involved with many environmental efforts and is the leader of the Clean and Green campaign in the City. Mayor Knopp stated that he was please to nominate Mr. Nelson as Chairman of the Committee.

**** MR. PERONE MOVED TO APPOINT DONALD NELSON TO THE TREE ADVISORY COMMITTEE.**

Mr. Perone stated that Mr. Nelson has done so much for environmental issues within Norwalk.

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that he would like to nominate Jennifer Plath to serve on the Tree Advisory Committee. Ms. Plath has served on the Traffic Islands Advisory Committee; she has much enthusiasm and had worked on projects with Mr. Perone in the past.

**** MR. BONDI MOVED TO APPOINT JENNIFER PLATH TO THE TREE ADVISORY COMMITTEE.**

Mr. Perone stated that Ms. Plath brought a lot of inside intelligence and focus to projects they have worked on in the past and that she is someone who knows how to tackle problems.

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that Mr. Richard Whitehead; also nominated to serve on the Tree Advisory Committee, is a professional arborist. Mr. Nelson recommended him due to his scientific background.

**** MS. BAIN MOVED TO APPOINT RICHARD WHITEHEAD TO THE TREE ADVISORY COMMITTEE.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp said the next appointment would be for the Zoning Board of Appeals and he nominated Anne Carbone. He stated that Ms. Carbone has been active on neighborhood issues in the Silvermine area and also active on historic preservation issues.

**** MS. OLMSTEAD-SAWYER MOVED TO APPOINT ANNE CARBONE TO THE ZONING BOARD OF APPEALS, TERM EXPIRES 11/01/05.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that the next nominee for the Zoning Board of Appeals would be Attorney

Kathleen Nagle. Attorney Nagle is very active in the West Norwalk Association and her understanding of legal framework for deciding issues will be very useful to the Zoning Board of Appeals.

**** MR. KRUMMEL MOVED TO APPOINT KATHLEEN NAGLE TO THE ZONING BOARD OF APPEALS, TERM EXPIRES 11/01/02.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that he was pleased to nominate Attorney Galen Wright Wells to serve on the Zoning Commission. Attorney Wells understands real estate and is very active in the West Norwalk Association.

**** MR. KRUMMEL MOVED TO APPOINT GALEN WRIGHT WELLS TO THE ZONING COMMISSION, TERM EXPIRES 07/01/05.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that his next nominee was Mr. Leroy Williams to the Zoning Commission.

In his discussion with Mr. Williams, he stated that he was very interested in helping promote

small business development in the City.

**** MR. MANN MOVED TO APPOINT LEROY WILLIAMS TO THE ZONING COMMISSION, TERM EXPIRES 07/01/05.**

Ms. Rivas stated that she would like to applaud the Mayor's efforts on nominating Mr. Williams.

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that he would like to nominate Ms. Candace Schafer to serve on the Zoning Commission. He stated that Ms. Schafer is active on neighborhood issues in the Silvermine area; she has a professional background as an architect and worked for Becker & Becker who were responsible for the design and conversion of the old Marvin school.

**** MS. HUDGINS MOVED TO APPOINT CANDACE SCHAFFER TO THE ZONING COMMISSION, TERM EXPIRES 07/01/05.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that the last three nominees are re-appointments. Edna Miller has served on the Historical Commission and one of the areas she has been concerned with the most is the preservation of the historical cemeteries.

**** MR. MANN MOVED TO RE-APPOINT EDNA MILLER TO THE HISTORICAL COMMISSION, TERM EXPIRES 12/31/06.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that he was proud to re-appoint Mr. Cesar Ramirez to the Housing Authority Board of Commission. Mayor Knopp stated that Mr. Ramirez has been working with the Police Department to crack down on drugs. Mayor Knopp thanked him for his work.

**** MAYOR KNOPP RE-APPOINTED CESAR RAMIREZ TO THE HOUSING AUTHORITY AND BOARD OF COMMISSION FOR A TERM THAT EXPIRES 05/31/07.**

Mayor Knopp stated that Mr. James Murphy is nominated for re-appointment on the Pension Board of Trustees. Due to the changes in the market the Pension Board is going through a roller-coaster ride at the moment and this has had a significant impact on the budget. Mr. Murphy has guided the Board through many successful years and will continue his work for the City.

**** MR. WRENN MOVED TO RE-APPOINT JAMES MURPHY TO THE PENSION BOARD OF TRUSTEES, TERM EXPIRES 09/01/07.**

Mr. Bondi commended the Mayor on re-appointing Mr. Murphy. Mr. Bondi said he has known Mr. Murphy for a number of years and he has always done a fantastic job.

Mr. Bondi also stated that three of the re-appointments are Republicans and wished to point out the diversification in this administration.

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp thanked all appointees that had attended the meeting; he also thanked all the appointees named for putting their names forward.

B. REMARKS

Mayor Knopp stated that tonight the Council would be taking three landmark actions that show how much progress is being made in certain areas in Norwalk. First in terms of financial issues, Mayor Knopp stated that he would be asking the Council to approve adopting a program to finance this year's capital budget with a significant amount of variable rate bonds. This year there have been a number of presentations on ways in which tax payer money can be saved by using the lower interest rate that is achievable through variable rate financing. Mayor Knopp stated that if this had been done in the past the City could have saved \$2-3million over the past decade. Mayor Knopp had asked Mr. Jack Miller to discuss this with the three major credit rate agencies on Wall Street, which he did last week. They confirmed that variable rate is innovative and as long as it's within 20% of the outstanding debt in the City's portfolio this will not effect the City's Triple A bond rating.

Secondly, Mayor Knopp stated that he will be asking the Council to adopt a construction management approach to a major city construction project. They will do this by approving Fusco Corporation for construction of Brookside School. This is the first time in the City's history that they are using a Guaranteed Maximum Price. Mayor Knopp explained that if there are unexpected higher costs to build the school then they rest with the construction manager and not with the City.

Lastly, as the end of the agenda the Council will have an opportunity to approve a plan to locate the polling places for the common state locations. Mayor Knopp stated that this shows on a bipartisan basis that the City can rise above party interests and personal concerns and present a plan that is in the best interest of the voters. He wished to thank the Polling Places Advisory Committee, in particular Mr. Moccia for their co-operation and hard work. He also thanked Assistant to the Mayor, Ed Schmidt for his work as counsel to the committee.

V. COUNCIL PRESIDENT

A. CONSENT CALENDAR

Mr. Mann moved the following consent items:

A. PERSONNEL COMMITTEE

1. Approve Reclassification of NMEA position Assistant Building Inspector (Grade 17) to Assistant Building Official (Grade 19).
2. Approve new NMEA position Accounts Clerk (Grade 08) in the Fire Department.

A. PLANNING COMMITTEE

1. Approval of the attached Resolution of the Common Council authorizing the extension of time through September 30, 2002, for the use of the power of eminent domain to acquire the property located at 1 Putnam Avenue, South Norwalk (District 2 Block 18 Lot 1).
2. Authorize the Mayor, Alex A. Knopp to execute a license agreement with Aaron Environmental which will enable them to complete proposed two geotechnical soil borings on Merwin Street as described in the attached proposal letter dated June 21, 2002.

C. PUBLIC WORKS COMMITTEE

1. Approve a technical correction to the action of the Norwalk Common Council taken at its June 25, 2002 meeting. Items VII.B.1a & 1b should be corrected to read as follows:

- a. "Authorize the Mayor, Alex A. Knopp, to execute an Agreement with the NY Conn Corp. for Project No. TRF 2002-1, Traffic Signal Improvements at Various Locations, for a sum not to exceed **\$165,566.25**".
- b. "Authorize the Director of Public Works to issue Orders on Contact to the NY Conn Corp. for Project No. TRF 2002-1, Traffic Signal Improvements at Various Locations, for a sum not to exceed **\$16,557**."

Account No. 01 40 24 5343 (\$15,000)

01 40 24 5269 (\$ 6,000)

09 00 4120 5777 C0050 (\$38,220)

09 00 4120 5777 C0125 (\$15,432)

09 01 4120 5777 C0125 (\$50,000)

09 03 4120 5777 C0254 (\$57,643)

2. Authorize the Mayor, Alex A. Knopp, to execute a Lease Agreement with CT Limousine, LLC for space at the South Norwalk Railroad Station, Eastbound side for the purpose of operating an airport limousine service. The term of the Lease shall be five (5) years with an option to renew for an additional five (5) year period. The rent for the first two (2) years shall be Thirty Thousand Dollars (\$30,000)/year. Thereafter, the rental amount shall increase by 3% per annum throughout the balance of the initial five (5) year term and the (5) year extension period.

A. RECREATION PARKS AND CULTURAL AFFAIRS COMMITTEE

1. Authorize the Mayor, Alex A. Knopp, to execute an Amendment to the Lease Agreement with Stepping Stones Museum for Children, Inc., for Mathews Park in order to release an area between the existing parking lot and the bike path back to the City. In return, the City will permit Stepping Stone's utilization of 35 undesignated public parking spaces in proximity to the Stepping Stones Museum upon relocation of the Police Department.
 2. Authorize the Mayor, Alex A. Knopp, to execute a lease agreement with Tyrone Martylewski for the lease of the caretaker's home at Cranbury Park from July 1, 2002 to June 30, 2005. Monthly rate for the first year \$737.63 and 6% increases for each successive years. Upon expiration of initial terms the lease shall include an annual renewal option for three additional years.
 3. Approve the use of the show mobile (mobile stage) by the St. Ann's Club for their annual Festival Friday -Sunday July 26, 27 & 28.

**** MR. MANN MOVED APPROVAL OF THE CONSENT ITEMS.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

A. OTHER GENERAL COUNCIL BUSINESS

There was no other general council business this evening.

V. **REPORTS: DEPARTMENTS, BOARDS AND COMMISSIONS**
VI. **FINANCE COMMITTEE**

1. Approve Resolution with respect to the issuance and sale of not exceeding \$20,700,000 City of Norwalk, Connecticut variable rate and demand General Obligation Bonds, Series 2002.

**** MR. MANN MOVED APPROVAL OF THE ITEM.**

Mayor Knopp asked Mr. Fred Gilden to speak about the item and the changes that had been made. Mr. Gilden stated that in the letter of credit, they have chosen a bank, Dexia Inc.

Mayor Knopp stated that the item had been moved the item in the agenda; therefore he would like to ask Mr. Mann to move as a substitute motion to approve the resolution on their desks in section 9.

**** MR. MANN MOVED APPROVAL OF THE SUBSTITUTE MOTION TO INCLUDE DEXIA INC. IN SECTION 9 OF THE RESOLUTION.**

Mayor Knopp asked Mr. Gilden if he had been present at the meetings of the credit agencies and if he had any comments. Mr. Gilden said he had been present at the meeting and agreed with what the Mayor had stated earlier. He said that Norwalk is the first city in Connecticut to adopt this. Mr. Gilden stated that the projected savings over 15 years could be \$2.5million

Mayor Knopp stated that they have adopted a plan that is over 15 years instead of 20 or 30 years. He thanked Mr. Gilden.

Mr. Wrenn asked Mr. Gilden what would happen if the interest rate goes up. Mr. Gilden said that if the short-term interest rate goes up, then there are two options. One is to swap the rate from a variable rate to a fixed rate at that time. The other option is to pay off the bonds and go to a fixed rate. Mr. Wrenn confirmed that there was no downside to which Mr. Gilden agreed and added that the rates will be reviewed each week. Mr. Wrenn asked why no other cities in Connecticut had adopted this plan. Mr. Gilden said many other cities in the country have done it, Norwalk happens to be the first in Connecticut. Mayor Knopp also stated that there have been a lot of legislative changes that have made it easier for cities to do this.

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that he would like to go to the last item on the agenda.

IX. **MOTIONS POSTPONED TO A SPECIFIC DATE**

A. OTHER GENERAL COUNCIL BUSINESS

Item tabled from Common Council meeting of July 9, 2002

1. Determination of location of polling places.

Designation of polling places pursuant to C.G.S. 9-169 and/or approval of voting places pursuant to Sec.1-179 of the Norwalk City Charter

**** MR. MANN MOVED: RESOLVED THAT THE COMMON COUNCIL ADOPT THE PRECINCT LINES AND POLLING PLACES AS RECOMMENDED BY THE ADVISORY POLLING PLACE COMMITTEE AS SHOWN ON THE ATTACHED CITYWIDE MAP.**

Mayor Knopp asked Mr. Ed Schmidt to describe the process and the map.

Mr. Schmidt thanked the Mayor and referred to three color maps, showing Norwalk on three different scales. All this information will be made electronically. Mr. Schmidt explained the changes. In area 137, the High Street, Lewis, Wall and Park Street, it is moved from 137B to 137C. The area along Smith Street was recommended to be kept in 137B. The area, South of the I-95, which is currently in 136, will now be in 137 as a result of state re-districting. Mr. Schmidt showed each area on the map as he spoke about it.

Mayor Knopp stated that he wished to thank Peter Thor, Art Scialabba, Donna King, Fran Collier-Clemons, Jon Velez and Jeffrey Ingraham for their bipartisan co-operation. Also Mayor Knopp wished to thank Ed Schmidt.

Ms. Rivas wished to commend the Committee for being so responsive and doing a great job.

Mr. Wrenn said the Committee did an outstanding job and wanted to commend the Mayor

Mr. Mann wanted to commend everyone involved and thought this was the correct result. Mr. Mann wished to thank all the people that came out as that is what the process is about.

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mayor Knopp stated that he wished to go to item VII.E.10 on the agenda.

VII. COMMON COUNCIL COMMITTEES

E. LAND USE & BUILDING MANAGEMENT COMMITTEE

1. Approve N.E.O.N. Inc's request to sublease the J.P. Ball Room and two adjoining rooms at Ben Franklin Center to Spring Harvest Ministries of Stamford.

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

At this point in the meeting Mr. Mann, Mr. Bondi and Mr. Wrenn recused themselves and left the Council Chambers.

Mr. Krummel stated that he wished to point out that N.E.O.N. leased the Ben Franklin center from the City and that one of the items in the lease agreement allows N.E.O.N. to sub-lease facilities but they must obtain the Council approval before hand. Mr. Krummel continued that in this case N.E.O.N. had initiated the use of the facilities at the beginning of this month without approval. Secondly, Mr. Krummel stated he was concerned that the City property is being sub-leased by a religious organization and they will use the buildings on Sundays. Mr. Krummel said he is aware that city schools have been used for religious purposes but this is a use of City property involving City approval directly and did not know if that was a problem, simply a concern.

Mayor Knopp stated that the City has agreements with other religious organizations and there are no legal problems. All of the funds that are obtained from this sub-lease go into a special fund used to maintain the Ben Franklin building.

**** THE MOTION PASSED BY VOICE VOTE SEVEN VOTES IN FAVOR (MESSRS. PERONE, PORUBAN, SUTTON, MS. RIVAS, MS. BAIN, MS. HUDGINS, MS. OLMSTEAD-SAWYER), ONE VOTE OPPOSED, (MR. KRUMMEL) AND THREE RECUSALS (MESSRS. MANN, WRENN AND BONDI).**

Mr. Bondi, Mr. Wrenn and Mr. Mann re-joined the meeting.

Mayor Knopp announced that there would be a brief recess (8:25pm).

Mayor Knopp called the meeting to order at 8:40pm.

VII. COMMON COUNCIL COMMITTEES

E. LAND USE & BUILDING MANAGEMENT COMMITTEE

- 1a.** Authorize the Mayor, Alex A. Knopp, to execute an amendment to Fusco Corporation's contract for the

Brookside School Replacement Project, to establish the Guaranteed Maximum Price (GMP) in the amount of \$12,185,398.00. Acct. #'s 09005010 5777 C0171, 09015010 5777 C0171, 09025010 5777 C0171 and 09035010 5777 C0171.

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

Mr. Krummel agreed with the Mayor in that this is a landmark decision and this is going to be very helpful as they tackle bigger problems. He wished to commend all the people involved, in particular the Brookside Ad Hoc Committee and Fusco. Mr. Krummel wished to point out that the hard construction costs are coming in above what was estimated by both Turner and George Wiles in early January. Mr. Krummel stated because of that some changes have had to be made; the canopies on both the back and front of the building have been put aside with the expectation that savings will be made and they will be reincorporated back into the plans.

Mayor Knopp stated that this is a historic decision and this will provide maximum guarantees to the Brookside community that the project is moving forward as quickly as possible and protection to the Norwalk tax payers that the price will not be exceeded. Mayor Knopp agreed with Mr. Krummel and they will do all they can to get the canopies on the buildings. Mayor Knopp wished to thank Dale Ford, Ad Hoc Committee Chairman.

**** THE MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

1b. Authorize the School Building Committee to issue Change Orders on Fusco Corporation's contract for a total amount not to exceed the contingency limit as established in the Guaranteed Maximum Price.

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

Mr. Krummel clarified that the contingency in the guaranteed maximum price is 4% of the hard construction cost.

Mayor Knopp stated that the question has been asked that what if the construction manager saves money by reducing costs, who keeps the savings. Mayor Knopp stated that in this case it is the City. The construction manager is a partner with the City.

**** THE MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

1. Authorize the Purchasing Department to issue Purchase Orders to Corporate Computer Services Inc., Woburn, MA for the supply and installation of personal Computers to the Board of Education for a total amount not to exceed \$422,000.00. Acct. #09025010 5777 C0112.

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

Mr. Krummel stated that this item is a very important part of the school district's installation of the technology program. It is the implementation of computer facilities in all the schools starting this summer and continuing through the next two years. It is important to take the first step so at least 375 computers can be put into the schools before the start of the Fall semester. Mr. Krummel said there had been considerable discussion about the specifications and the Committee is satisfied that this is the right way to go.

**** THE MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

3. Authorize the Purchasing Department to issue Purchase Order to Micro Warehouse for the supply of laptop computers, mobile carts and access points for elementary schools for a total amount not to exceed \$255,735.20. Acct #09025010 5777 C0112.

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

Mr. Poruban stated that this item should be referred back to the Committee for further discussion and examination.

**** MR. PORUBAN MOVED TO REFER THE ITEM BACK TO THE COMMITTEE.**

Mr. Krummel agreed with the Mr. Poruban as this is a worthwhile cause but needs more input into the details.

Mr. Mann stated that he did not have a problem with the item and understands the caution but would be not be voting in favor.

Mayor Knopp asked Mr. Krummel when he intends to hold the next Land Committee meeting. Mr. Krummel said he would call upon the Committee members to pick a date before the next Council meeting.

Mr. Wrenn stated that he supported the motion and they needed more back up from the Board of Education.

**** MOTION PASSED TEN VOTES IN FAVOR, ONE OPPOSED (MR. MANN)**

1. Authorize the Purchasing Department to issue Purchase Order to W.B. Mason Inc., North Haven, CT for the supply of computer chairs to the Board of Education for a total amount not to exceed \$35,100.00 Acct. #09025010 5777 C0112.

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

2. Authorize the Purchasing Department to issue Purchase Order to B. K. M. Total Office Corporation for the supply of Computer tables to the Board of Education for a total amount not to exceed \$67,395.00. Acct. #09025010 5777 C0112.

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

Mayor Knopp asked Mr. Krummel to explain the change in the names. Mr. Krummel stated that it was an error and has been told by Mr. Reichenbach that Insalco would not be providing any installation, however B. K. M. Total Office is the lowest acceptable bidder in this case.

Mr. Bondi asked why Mr. Reichenbach was not at the meeting representing the Board of Education and ready to answer any questions. Mayor Knopp stated that there was a misunderstanding.

Mr. Krummel stated that the Council is making a serious effort in working with the Board of Education and he regrets that Mr. Reichenbach wasn't present.

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

3. Authorize the Board of Education to purchase printers from Global Computer System, current printer supplier to Board of Education for a total amount not to exceed \$60,357.80. Acct.#09025010 5777 C0112

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

4. Authorize the Board of Education to purchase digital cameras from Troxell Communications, current digital camera supplier to Board of Education for a total amount not to exceed \$4,640.25. Acct # 09025010 5777 C0112

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

5. Authorize the Board of Education to purchase scanners from Global Computer Supplies, current scanner supplier to Board of Education for a total amount not to exceed \$2,286.36. Acct. #09025010 5777 C0112

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

6. Authorize the Board of Education to purchase scanners from Global Computer Supplies, current scanner supplier to Board of Education for a total amount not to exceed \$2,286.36. Acct. #09025010 5777 C0112

**** MR. KRUMMEL MOVED APPROVAL OF THE ITEM.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

VIII. RESOLUTIONS FROM COUNCIL MEMBERS

There were none this evening.

X. SUSPENSION OF THE RULES

There were none this evening.

Mayor Knopp wished to announce the Mayor's Golf Tournament on July 29, 2002.

XI. ADJOURNMENT

**** MR. MANN MADE A MOTION TO ADJOURN.**

**** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

The meeting adjourned at 10.05pm.

ATTEST: _____

Pam Stark, City Clerk