

Common Council Actions

COMMON COUNCIL

ACTION

JULY 31, 2003

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 special meeting of the Common Council of the City of Norwalk was held on Thursday, July 31, 2003, in the Common Council Chambers, City Hall, 125 East Avenue, Norwalk, Connecticut. The Mayor, Alex A. Knopp, called the meeting to order at 8:10 pm.

I. ROLL CALL

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

There were eleven (11) members present at Roll Call.

II. ACCEPTANCE OF THE CALL OF THE MEETING

**** MR. BONDI MOVED TO ACCEPT THE CALL OF THE MEETING
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

III. MAYOR

Mayor Knopp asked approval of Council members to take the agenda out of order.

**** MR. KIMMEL MOVED THE FOLLOWING ITEMS TO BE INCLUDED ON THE CONSENT CALENDAR.**

IV. CORPORATION COUNSEL

1. Authorization for settlement of claim re: Connecticut Pay telephone v. City of Norwalk

VI. LAND USE & BUILDING MANAGEMENT COMMITTEE

1. Authorize the Purchasing Department to issue Purchase Orders to Scotts Foresman for Pre-algebra textbooks for the Board of Education for a total amount not to exceed \$5,844.30. Acct #09035010-5777-C0309.

Mr. Kimmel moved consent to table the following Item to the next meeting.

2. Authorize the Purchasing Department to issue Purchase Orders to Adam Books for Adam Books textbooks for the Board of Education for a total amount not to exceed \$15,361.67. Acct #09035010-5777-C0309.

Mr. Kimmel continued with Items to be included on the consent calendar.

3. Authorize the Purchasing Department to issue Purchase Orders to Everbind / Macro Book for Brave New World textbooks for the Board of Education for a total amount not to exceed \$1,074.70. Acct #09035010-5777-C0309.

Mr. Kimmel moved consent to table the next two Items to the next meeting.

4. Authorize the Purchasing Department to issue Purchase Orders to Dover Publications for Canterbury Tales textbooks for the Board of Education for a total amount not to exceed \$188.00. Acct #09035010-5777-C0309.

5. Authorize the Purchasing Department to issue Purchase Orders to Educational Frontiers for Great Expectations 9th grade textbooks for the Board of Education for a total amount not to exceed \$287.51. Acct #09035010-5777-C0309.

Mr. Kimmel continued with Items to be included on the consent calendar.

6. Authorize the Purchasing Department to issue Purchase Orders to Great Sources for Write Source Language textbooks for the Board of Education for a total amount not to exceed \$52,647.00. Acct #09035010-5777-C0309.

7. Authorize the Purchasing Department to issue Purchase Orders to William H. Sadler for Language Arts textbooks for the Board of Education for a total amount not to exceed \$11,391.00. Acct #09035010-5777-C0309.

Mr. Kimmel moved consent to table the following two Items to the next meeting.

8. Authorize the Purchasing Department to issue Purchase Orders to Sundance Publishing for Language Arts textbooks for the Board of Education for a total amount not to exceed \$368.94. Acct #09035010-5777-C0309.

9. Authorize the Purchasing Department to issue Purchase Orders to Prestwick House for Language Arts textbooks for the Board of Education for a total amount not to exceed \$681.45. Acct #09035010-5777-C0309.

Mr. Kimmel continued with Items to be included on the consent calendar.

10. Authorize the Purchasing Department to issue Purchase Orders to Norwalk Book Sales for Short Novel textbooks for the Board of Education for a total amount not to exceed \$4,850.00. Acct #09035010-5777-C0309.

11. Authorize the Purchasing Department to issue Purchase Orders to Great Source for softcover handbook textbooks for the Board of Education for a total amount not to exceed \$13,413.98. Acct #09035010-5777-C0309.

12. Authorize the Purchasing Department to issue Purchase Orders to Academic Book Services for Unites States in Literature textbooks for the Board of Education for a total amount not to exceed \$1,817.66. Acct #09035010-5777-C0309.

13. Authorize the Purchasing Department to issue Purchase Orders to Perfection Learning for Language Arts Harlem Renaissance textbooks for the Board of Education for a total amount not to exceed \$1,240.76. Acct #09035010-5777-C0309.

14. Authorize the Purchasing Department to issue Purchase Orders to Globe Ferron for Adventures of Huck Finn textbooks for the Board of Education for a total amount not to exceed \$1,204.50. Acct #09035010-5777-C0309.

15. Authorize the Purchasing Department to issue Purchase Orders to Countries and Concepts for 9-12 textbooks for the Board of Education for a total amount not to exceed \$1,633.50. Acct #09035010-5777-C0309.

Mr. Kimmel moved consent to table the following Item to the next meeting.

16. Authorize the Purchasing Department to issue Purchase Orders to Everbind / Macro Book for Language Arts textbooks for the Board of Education for a total amount not to exceed \$25,906.00. Acct #09035010-5777-C0309.

Mr. Kimmel continued with Items to be included on the consent calendar.

17. Authorize the Purchasing Department to issue Purchase Orders to Great Source for Senior Language Program textbooks for the Board of Education for a total amount not to exceed \$16,436.66. Acct #09035010-5777-C0309.

18. Short Stories textbooks Authorize the Purchasing Department to issue Purchase Orders to Prestwick House for Sixteen for the Board of Education for a total amount not to exceed \$970.38. Acct #09035010-5777-C0309.

19. Authorize the Purchasing Department to issue Purchase Orders to Norwalk Book Sales for Trimmer Guide to MLA textbooks for the Board of Education for a total amount not to exceed \$2,520.00. Acct #09035010-5777-C0309.

Mr. Kimmel moved consent to table the following Item to the next meeting.

20. Authorize the Purchasing Department to issue Purchase Orders to Globe Ferron for Romeo & Juliet / Hamlet / Othello textbooks for the Board of Education for a total amount not to exceed \$17,228.75. Acct #09035010-5777-C0309.

Mr. Kimmel moved consent to refer the following Item back to committee.

21a. Authorize the Mayor, Alex A. Knopp, to execute an amendment to the Fusco Corporation agreement for the Brookside School Replacement Project to increase the Guaranteed Maximum Price (GMP) for an amount not to exceed \$6,641.00 (Change Order #41) as necessary to install a kiln in the Art Room. Account #09005010-5777-C0171

Mr. Kimmel moved consent to table the following Item.

21b. Authorize the School Building Committee to issue change order numbers 40, 41, 42 and 43 on the Fusco Corporation contract for the Brookside School Replacement Project as necessary to implement remediation work for an amount not to exceed \$22,668.00.

- #40 \$10,036.00 Charged against the GMP Contingency
- #41 \$ 6,641.00 Increase in GMP Contract
- #42 \$ 2,031.00 Charged within FUSCO's GMP against the Project Contingency
- #43 \$ 4,936.00 Charged within FUSCO's GMP against the Project Cutting and Patching Allowance

The next three items were tabled at the July 22,2003 meeting

23. Authorize the Purchasing Department to issue Purchase Orders to WB Mason for the computer chairs for the Board of Education for a total amount not to exceed \$36,871.40
Acct. # 09035010-5777-C0112

24. Authorize the Purchasing Department to issue Purchase Orders to Corporate Computer Services, Inc. Woburn, Ma. for the supply and installation of (64) personal computers to the Board of Education for a total amount not to exceed \$54,016.00. Acct. # 090350-5777- 0112

25. Authorize the Purchasing Department to issue Purchase Orders to ASAP Software Express, Inc. for Symantec Anti-virus Software license renewal for the Board of Education for a total amount not to exceed \$14,248.00. Acct. # 09035010-5777- 0112

26a. Authorize the Mayor, Alex A. Knopp, to execute a contract to Major Theatre Equipment Corporation for Stage Curtains + Rigging & Installation at various school locations for a total amount not to exceed \$74,595.00 Acct. # 09035010-5777-C0260

26b. Authorize the mayor, Alex A. Knopp, to execute a contract Major Theatre Equipment Corporation for Stage Curtains +Rigging & Installation at various school locations for a project contingency not to exceed \$7,459.50. Acct. # 09035010-5777-C0260

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

Mayor Knopp noted that they Items relating to purchase orders for text books is new on the agenda as the books are now purchased as part of the capital budget and therefore need Council approval.

Mayor Knopp spoke of Pfc. Wilfredo Perez, Jr. who was sadly killed while serving in Iraq. He said on behalf of the city of Norwalk they had taken up a resolution to send Pfc Perez's family.

The Mayor read the following resolution:

WHEREAS: Pfc. Wilfredo Perez, Jr., a son of Norwalk, who attended Norwalk High School, was killed Saturday, July 26, 2003 in Baquouba, Iraq, while guarding a children's hospital; and

WHEREAS: The loss of even one of the nation's bravest soldiers is not Norwalk's loss alone, but deeply touches the heart of every citizen across the land; and

WHEREAS: Pfc. Perez's sacrifice should remind every citizen of the dedication and bravery of the American men and women in uniform who are asked to pay the ultimate price in defense of freedom and human rights; and

WHEREAS: Pfc. Wilfredo Perez, Jr's willingness to serve his country under dangerous

and hostile circumstances will endure as a testament to his patriotic spirit and personal courage, the very qualities that have made our country strong throughout its history;

NOW THEREFORE, BE IT RESOLVED THAT THE COMMON COUNCIL OF THE CITY OF NORWALK mourns the death of Pfc. Wilfredo Perez, Jr.; conveys on behalf of the people of Norwalk its sincere condolences to his family; and expresses the hope that his family will take solace and strength from the heartfelt respect of all Norwalk residents for the honorable life and brave sacrifice of Wilfredo Perez, Jr. in service to his country.

BE IT FURTHER RESOLVED THAT a copy of this Resolution and a cover letter be sent to Mr. Wilredo Perez, Sr. of Norwalk CT.

**** MR. BONDI MOVED ADOPTION OF THE RESOLUTION
** RESOLUTION PASSED BY A MINUTE OF SILENCE.**

Mayor Knopp requested that they also remember the other two soldiers killed along side Pfc. Perez, Jr.

PUBLIC PARTICIPATION

Mr. Steve Papadakos said he was speaking this evening about three appointments. He said there is some secrecy behind these appointments, as the Mayor does not indicate who is replacing whom. He said that not even a note is sent to the department heads telling them what action has been taken. Mr. Papadakos stated that this is unacceptable.

V. PERSONNEL COMMITTEE

1. Approve Ordinance List Salary increase effective July 1, 2003

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

Mr. Sutton stated that this had been tabled from the last committee meeting to allow members to scrutinize the list evaluations. He said he supported the raise and should be granted, as it is a modest increase of 1.31%. Mr. Sutton said that the people who work for the city are professionals and should be given no less.

Ms. Bain said she was in favor of this. She said all the employees on the list were rated fairly with no differentials, thereby not causing problems where supervisors end up earning less than those they supervise. Ms. Bain agreed with Mr. Sutton in that this is a modest increase and would be supporting the Item.

Mr. Kimmel said he agreed with the comments of Ms. Bain and Mr. Sutton and mentioned a time when he had used a system where an across the board system had not been used that boiled down to the evaluations being done by who was liked or disliked. He commended the Administration on implementing the new evaluation system and supported the Item.

**** MOTION PASSED NINE VOTES IN FAVOR, TWO VOTES OPPOSED (MR. BONDI, MS. HUDGINS) BY VOICE VOTE.**

VI. LAND USE & BUILDING MANAGEMENT COMMITTEE

22a Authorize the Mayor, Alex A. Knopp, to execute a contract with DSA Services, Inc. for Asbestos Abatement at Brien McMahon High School for a total amount not to exceed \$35,000. Acct # 09035010-5777-0237.

**** MS. BAIN MOVED APPROVAL OF THE ITEM.**

Mr. Kimmel recognized the figure of \$35,000 and asked what portion would be done for this amount of money.

Mr. Opdahl replied that this would cover the pipe joints in the tunnels.

Ms. Bain added that the bids for this did not come in until Tuesday and they were anxious to push this forward so the work could be done before the opening of school.

Ms. Bain referred to the letter in the packet from DSA indicating that they would be able to complete the work within fifteen days, with a waiting period of ten days; she asked Mr. Gerald Foley if he could confirm this was correct. Mr. Foley agreed to the statement.

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

22b Authorize the School Building Committee to issue change orders on contract not to exceed \$3,500. Acct # 09035010-5777-C0237.

**** MS. BAIN MOVED APPROVAL OF THE ITEM.**

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

Appointments

Mayor Knopp announced that they would now continue with the appointments/re-appointments and added that a Common Council member may wish to adopt a block at one time.

Norwalk Facilities Construction Commission

**** MR. KIMMEL MOVED TO APPOINT:**

WILLIAM KRUMMEL, CH. LAND USE & BUILDING MAGMT; BETSY BAIN, CO-CH. BRIEN MCMAHON ADHOC BUILDING COM; JODY BISHOP PULLEN, CO-CH. BRIEN MCMAHON ADHOC BUILDING COM; PAUL ARCARIO; ADAM FARSTRUP, CH. BOARD OF ESTIMATE & TAXATION; STUART OPDAHL, SUPERINTENDENT'S DESIGNEE FROM CENTRAL OFFICE; NICK PACELLA; STEVE KERSHNER; STEPHEN SMITH; STUART WELLS TO THE NORWALK FACILITIES CONSTRUCTION COMMISSION.

Mayor Knopp gave background information on each appointee. He also stated that the Mayor is a designated member.

Mayor Knopp thanked the members of the Land Use & Building Management Committee for their work so far; he noted that this new committee will serve as the School Building Committee starting August 1, 2003.

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

Conservation Commission

**** MR. KIMMEL MOVED TO APPOINT ELIZABETH ACKERMAN AS AN ALTERNATE TO THE CONSERVATION COMMISSION FOR A TERM TO EXPIRE 01/01/06**

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

**** MR. WIEN MOVED TO APPOINT SUSAN LLORCA AS AN ALTERNATE TO THE CONSERVATION COMMISSION FOR A TERM TO EXPIRE 01/01/07**

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

Fair Rent Commission

**** MR. WIEN MOVED TO APPOINT BEN GUERRERO TO A FULL MEMBER OF THE FAIR RENT COMMISSION FOR A TERM TO EXPIRE 07/01/06**

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

**** MS. RIVAS MOVED TO APPOINT JEANNETTE JEAN-PIERRE TO A FULL MEMBER OF THE FAIR RENT COMMISSION FOR A TERM TO EXPIRE 07/01/06.**

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

**** MR. BONDI MOVED TO APPOINT SARAH MANN AS AN ALTERNATE TO THE FAIR RENT COMMISSION FOR A TERM TO EXPIRE 07/01/06.**

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

Mr. Bondi left the meeting.

**** MR. SUTTON MOVED TO APPOINT CANDACE SCHAFER AS AN ALTERNATE TO THE FAIR RENT COMMISSION FOR A TERM TO EXPIRE 07/01/05.**

**** MOTION PASSED BY VOICE VOTE OF TEN IN FAVOR.**

**** MR. PORUBAN MOVED TO APPOINT GREGORY GOOMRIGIAN AS AN ALTERNATE TO THE FAIR RENT COMMISSION FOR A TERM TO EXPIRE 07/01/04.**

**** MOTION PASSED BY VOICE VOTE OF TEN IN FAVOR.**

**** MR. BAKER MOVED TO APPOINT JORDAN KOLOVSAN AS AN ALTERNATE TO THE FAIR RENT COMMISSION FOR A TERM TO EXPIRE 07/01/06**

**** MOTION PASSED BY VOICE VOTE OF TEN IN FAVOR.**

**** MR. HILLIARD MOVED TO APPOINT LEE BLAIR AS AN ALTERNATE TO THE FAIR RENT COMMISSION FOR A TERM TO EXPIRE 07/01/05.**

**** MOTION PASSED BY VOICE VOTE OF TEN IN FAVOR.**

Historical Commission

**** MS. BAIN MOVED TO APPOINT MARILYN ROBINSON TO THE HISTORICAL COMMISSION FOR A TERM TO EXPIRE 12/31/07**

**** MOTION PASSED BY VOICE VOTE OF TEN IN FAVOR.**

Mr. Bondi re-joined the meeting.

Human Relations

**** MS. BAIN MOVED TO APPOINT LESLEY EISENBERG TO THE HUMAN RELATIONS COMMISSION FOR A TERM TO EXPIRE 09/01/06**

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

**** MS. HUDGINS MOVED TO APPOINT ATHENA JACOBSON TO THE HUMAN RELATIONS COMMISSION FOR A TERM TO EXPIRE 09/01/06**

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

**** MS. RIVAS MOVED TO APPOINT GERALD ROSS TO THE HUMAN RELATIONS COMMISSION FOR A TERM TO EXPIRE 09/01/06**

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

Maritime Authority

**** MR. BONDI MOVED TO APPOINT CHARLES FLYNN TO THE MARITIME AUTHORITY FOR A TERM TO EXPIRE 07/01/08
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

**** MR. PERONE MOVED TO APPOINT DOUGLAS SUTTON TO THE MARITIME AUTHORITY FOR A TERM TO EXPIRE 11/18/03
** MOTION PASSED TEN (10) VOTES IN FAVOR, ONE ABSTENTION (MR. SUTTON).**

Norwalk Parking Authority

**** MS. RIVAS MOVED TO APPOINT LUIS GARCIA TO THE NORWALK PARKING AUTHORITY
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Oak Hill Authority

**** MR. BONDI MOVED TO APPOINT ARTHUR GOLDBLATT TO THE OAK HILLS AUTHORITY FOR A TERM TO EXPIRE 6/24/06
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Redevelopment Agency

**** MS. RIVAS MOVED TO APPOINT FELIX SERRANO TO THE REDEVELOPMENT AGENCY FOR A TERM TO EXPIRE 11/01/04**

Zoning Commission

**** MR. PORUBAN MOVED TO APPOINT STEVEN TOUGER TO THE ZONING COMMISSION FOR A TERM TO EXPIRE 07/01/06
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.
** MR. BONDI MOVED TO APPOINT DERICK DEMARCHE AS AN ALTERNATE TO THE ZONING COMMISSION FOR A TERM TO EXPIRE 07/01/05
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mr. Kimmel pointed out for the record that out of the twenty four nominees there were seven unaffiliated members, one independent and three republicans. Mr. Kimmel commended the Administration in getting all the relevant information together in such a short time.

Re-appointments

**** MR. BONDI MOVED TO RE-APPOINT CARMEN FALCONE TO THE FAIR HOUSING ADVISORY COMMISSION FOR A TERM TO EXPIRE 09/01/06
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Mr. Hilliard recused himself and left the Common Council chambers.

**** MR. SUTTON MOVED TO RE-APPOINT HEATHER RODIN TO THE FAIR HOUSING ADVISORY COMMISSION FOR A TERM TO EXPIRE 09/01/06
** MOTION PASSED BY VOICE VOTE OF TEN IN FAVOR.**

Mr. Hilliard re-joined the meeting.

**** MR. BONDI MOVED TO RE-APPOINT BERNADINE TATEM TO THE FAIR HOUSING ADVISORY COMMISSION FOR A TERM TO EXPIRE 09/01/06
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

Housing Authority Board of Commissions

**** MR. HILLIARD MOVED TO RE-APPOINT JEFFREY INGRAHAM TO THE HOUSING AUTHORITY BOARD OF COMMISSIONS FOR A TERM TO EXPIRE 5/31/08
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

**** MS. HUDGINS MOVED TO RE-APPOINT BERNADINE TATEM TO THE HOUSING AUTHORITY BOARD OF COMMISSIONS FOR A TERM TO EXPIRE 5/31/08
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

VII. ADJOURNMENT

**** MR. BONDI MOVED TO ADJOURN.
** MOTION PASSED UNANIMOUSLY BY VOICE VOTE.**

The meeting was adjourned at 9:15 pm.

ATTEST _____