



**CITY OF NORWICH**  
CONNECTICUT

**AGENDA – MEETING OF THE COUNCIL OF THE CITY OF NORWICH**  
**February 5, 2018**  
**7:30 PM**

**PRAYER**

**PLEDGE OF ALLEGIANCE**

**ADOPTION OF MINUTES:** January 2 and 16, 2018

**PUBLIC HEARING**

1. AN ORDINANCE TO AMEND PORTIONS OF ORDINANCE NO. 1762 CODIFIED AS SECTION 2-23 – NORWICH RATEPAYER REPRESENTATIVE TO CMEEC

**SECOND READING AND ACTION ON THE ORDINANCE LISTED ABOVE**

**PETITIONS AND COMMUNICATIONS**

1. Relative to a letter of removal from Chairman of the Inland Wetlands, Water Courses and Conservation Commission regarding Philip Kiley.
2. Relative to a letter of resignation of Pamela Muccilli from the Norwich Historic District.

**CITY MANAGER'S REPORT**

**CITIZENS COMMENT ON RESOLUTIONS**

**NEW BUSINESS-RESOLUTIONS**

1. Relative to adopting the Hazard Mitigation Plan update, 2017.
2. Relative to an appointment of a regular member to the Inland Wetlands, Water Courses and Conservation Commission.
3. Relative to appointing a certified public accounting firm to perform the regular general audit for fiscal year 2017-2018.
4. Relative to abolish and discharge various City committees.
5. Relative to reappointments to the Board of Appeals (Building Code).
6. Relative to Coalition Bargaining: Amendments to General City Pension.

**EXECUTIVE SESSION:** Collective Bargaining.

*Betsy Bannard*  
City Clerk

**AN ORDINANCE TO AMEND PORTIONS of ORDINANCE NO. 1762 CODIFIED AS SECTION 2-23 – NORWICH RATEPAYER REPRESENTATIVE TO CMEEC**

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORWICH that Ordinance No. 1762 codified as section 2-23 of the Norwich Code of Ordinances be and hereby is amended as follows:**

**Section 2-23 - Norwich Ratepayer Representative to CMEEC**

**(a) Purpose**

~~The position of a municipal representative for the City of Norwich to be made pursuant to Public Act No. 17-73, amending Connecticut General Statute (“C.G.S.”) §7-233c of Chapter 101a of the C.G.S., effective October 1, 2017, is hereby established by the Council of the City of Norwich to provide for additional representation for the City of Norwich on the governing body of the Connecticut Municipal Electric Energy Cooperative. This representative shall be appointed to the cooperative utility board of the Connecticut Municipal Electric Energy Cooperative by the Council of the City of Norwich by a resolution duly adopted and the position shall be titled the “Norwich Ratepayer Representative to CMEEC.”~~

***The purpose of this Ordinance is to establish the position of “Norwich Ratepayer Representative to the Connecticut Municipal Electric Energy Cooperative (CMEEC)” pursuant to Public Act No. 17-73. The Council of the City of Norwich hereby establishes said position of the purpose of appointing a representative to serve on the CMEEC managing body charged with assisting the CMEEC managing body in carrying out its corporate purposes and powers and who will, consistent with his or her fiduciary duties to CMEEC, keep the Norwich City Council appraised of the activities, performance, and condition of CMEEC and its programs.***

~~(b) Qualifications~~

~~Any person to be appointed to the cooperative utility board of the Connecticut Municipal Electric Energy Cooperative by the Council of the City of Norwich (the Norwich Ratepayer Representative to CMEEC) shall be:~~

- ~~1) An elector of the City of Norwich;~~
- ~~2) A residential or commercial ratepayer of Norwich Public Utilities, who, at the time of appointment, owes only current residential or commercial utility charges to Norwich Public Utilities and is not delinquent in the payment of any such charges;~~

- ~~3) An individual who does not hold other official positions in and is not employed by (a) the governing body of Norwich Public Utilities; (b) the City of Norwich; (c) the governing body of any other municipal electric utility which is a member of the CMEEC; (d) any municipality in which any other member municipal electric utility operates, or (e) The Connecticut Municipal Electric Energy Cooperative or any other municipal electric energy cooperative;~~
- ~~4) The qualifications primarily to be considered for the Norwich Ratepayer Representative to CMEEC shall include:
  - ~~a) Professional or other expertise likely to be of assistance to the cooperative utility board in formulating opinions and directions relative to electric procurement and electrical generation strategy, contracting and management; and~~
  - ~~b) The ability to represent residential and commercial ratepayers of Norwich Public Utilities; and~~
  - ~~c) The possession of adequate availability, time, and resources to permit preparation and participation in proceedings on the cooperative utility board of CMEEC; and~~~~
- ~~5) Any Norwich Ratepayer Representative to CMEEC who shall cease to possess any of the qualifications enumerated in subsections 1), 2), and 3) herein shall forthwith forfeit the office, which shall be deemed vacant and the vacancy shall be filled by the Council of the City of Norwich for the unexpired term.~~
- ~~(6) Any Norwich Ratepayer Representative, following initial appointment by the Council of the City of Norwich, shall be required to take and successfully complete the ethics training program then offered to and required of city department heads appointed by the city manager prior to attending any meeting of the cooperative utility board of the Connecticut Municipal Electric Energy Cooperative as the Norwich Ratepayer Representative, and shall be subject to applicable requirements as to additional or continuous ethics training required of such department heads while serving as the Norwich Ratepayer Representative.~~

**(b) Qualifications for Appointment or Continuation**

- 1) No person shall be appointed to, or shall continue to serve as the Norwich Ratepayer Representative to CMEEC unless he or she is: (i) an elector of the City of Norwich; and (ii) a residential or commercial ratepayer of Norwich Public Utilities;**

- 2) ***In addition, no person shall be appointed, or shall continue to serve, as the Norwich Ratepayer Representative if he or she is an official or employee of: (i) NPU, or CMEEC; (ii) the City of Norwich; (iii) any other municipality served by a CMEEC member utility; or (iv) any other CMEEC member utility.***
- 3) ***The qualifications to be considered when appointing an individual to serve as a Norwich Ratepayer Representative to CMEEC shall include:***
  - a) ***Professional or other expertise that would allow the individual to understand and effectively participate in CMEEC managerial decisions; and***
  - b) ***Knowledge of the standards of good conduct ethics that govern the operation and management of nonprofit organizations such as CMEEC; and***
  - c) ***The ability to represent residential and commercial ratepayers of Norwich Public Utilities; and***
  - d) ***The ability to commit sufficient time to prepare for, and effectively participate in the proceedings of the cooperative utility board of CMEEC.***
- 4) ***If during his or her term of appointment, the Norwich Ratepayer Representative to CMEEC shall cease to possess any of the qualifications required for appointment, he or she shall inform the Mayor and the City Manager in writing and a successor shall be appointed at the Council's earliest opportunity to fill out the remainder of their expired term. If necessary, pursuant to Public Act No. 17-73, the Norwich Ratepayer Representative may also be removed by the Council of the City of Norwich, with, or without cause, by majority vote.***

**(c) Term of Office and Method of Appointment**

The Norwich Ratepayer Representative to CMEEC shall be appointed by the Council of the City of Norwich to a two year term commencing as of January 15, 2018 and biennially thereafter. ***No person shall serve more than five consecutive terms as the Norwich Ratepayer Representative.*** ~~The same person may be reappointed to additional terms.~~

**(d) Duties and Responsibilities**

The Norwich Ratepayer Representative to CMEEC shall exercise all powers and carry out all duties and responsibilities established and provided for in Chapter 101a of the Connecticut General Statutes as amended by P.A. No. 17-73 and as they may be amended from time to time.

***Consistent with his or her fiduciary duties as a member of the managing board of CMEEC, the Norwich Ratepayer Representative shall provide the Norwich City Council with an annual report describing the activities, performance, and condition of CMEEC and its programs as they relate to the City of Norwich. The Ratepayer Representative may coordinate with the Mayor, City Manager and Corporation Counsel in preparing the quarterly report, but the report shall be the work product of the Norwich Ratepayer Representative.***

**(e) Compensation and Reimbursement**

The Norwich Ratepayer Representative to CMEEC may receive such salary or compensation and expense reimbursement as may be determined by the CMEEC by-laws for each meeting of the cooperative utility board or committee thereof actually attended, or as otherwise may be provided for in said by-laws or this ordinance, and said sum shall be payment in full for such services. Such representatives shall receive no salary, compensation or expense reimbursement from the City of Norwich. Any conflicting ordinances of the City of Norwich notwithstanding, CMEEC may reimburse such representatives for expenses for travel, both within and without the state, incurred in connection with services as a designated representative on such board.

**(f) Effective Date**

This ordinance shall take effect ten (10) days following its publication in a newspaper having general circulation in the City of Norwich following passage.

Alderman Samuel Browning IV

RESOLUTION #1

**WHEREAS**, the City of Norwich has historically experienced severe damage from natural hazards and it continues to be vulnerable to the effects of those natural hazards profiled in the plan (e.g. *flooding, high wind, thunderstorms, winter storms, earthquakes, dam failure, and wildfires*), resulting in loss of property and life, economic hardship, and threats to public health and safety; and

**WHEREAS**, the Southeastern Connecticut Council of Governments, of whom the City of Norwich is a member, has developed and received conditional approval from the Federal Emergency Management Agency (FEMA) for its Hazard Mitigation Plan Update, 2017 under the requirements of 44 CFR 201.6; and

WHEREAS, committee meetings were held and public input was sought in 2016 and 2017 regarding the development and review of the Hazard Mitigation Plan Update, 2017; and

**WHEREAS**, the Norwich City Council approved the previous version of the Plan in 2012; and

**WHEREAS**, the Plan specifically addresses hazard mitigation strategies and Plan maintenance procedures for the City of Norwich; and

**WHEREAS**, the Plan recommends several hazard mitigation actions that will provide mitigation for specific natural hazards that impact the City of Norwich, with the effect of protecting people and property from loss associated with those hazards; and

**WHEREAS**, adoption of this Plan will make the City of Norwich eligible for funding to alleviate the impacts of future hazards.

Now therefore be it RESOLVED by the Council of the City of Norwich that:

1. The Plan is hereby adopted as an official plan of the City of Norwich;
2. The respective officials identified in the mitigation strategy of the Plan are hereby directed to pursue implementation of the recommended actions assigned to them;
3. Future revisions and Plan maintenance required by 44 CFR 201.6 and FEMA are hereby adopted as a part of this resolution for a period of five (5) years from the date of this resolution.
4. An annual report on the progress of the implementation elements of the Plan shall be presented to the City Council.

Mayor Peter A. Nystrom  
Alderman Samuel Browning IV

RESOLUTION #2

**WHEREAS**, the City Manager John L. Salomone, has appointed with Council approval as a regular member of the Inland Wetlands, Water Courses and Conservation Commission for a term to expire on June 15, 2019 or until a successor is appointed:

Robert McCoy (U)

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Norwich hereby acknowledges the appointments of the above named to the Inland Wetlands, Water Courses and Conservation Commission.

City Manager John L. Salomone

RESOLUTION #3

Relative to appointing a certified public accounting firm to perform the regular general audit for fiscal year 2017-2018

**WHEREAS**, the Finance Department selected the proposal by the certified public accounting firm of Blum, Shapiro & Company, P.C. with request for proposals number 18-08 to perform the audits for the fiscal years ending June 30th 2018 through 2022; and

**WHEREAS**, Connecticut General Statutes §§7-391 through 397 require each municipality to file financial statements prepared in accordance with generally accepted accounting principles and audited by an independent public accountant in accordance with generally accepted auditing standards by December 31<sup>st</sup>; unless an extension is granted by the Connecticut Office of Policy & Management; and

**WHEREAS**, the independent auditor must be appointed by the “appointing authority” on or before May 31<sup>st</sup>; and

**WHEREAS**, the Council of the City of Norwich is the appointing authority for the City of Norwich.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORWICH**, that the accounting firm of Blum, Shapiro & Company, P.C. be and hereby is, appointed to perform the regular general audit for the City of Norwich for fiscal year 2017-2018.

Mayor Peter A. Nystrom  
Alderwoman Stacy Gould



RESOLUTION #4

**WHEREAS**, prior councils of the City of Norwich have from time to time established committees for specific or general purposes which committees have completed their assignment, or become inactive and there appears to be no present reason to re-establish the same; and

**WHEREAS**, city records continue to list a number of these committees although they are no longer functioning actively.

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NORWICH** that the following committees, having completed their assignment or having become inactive with the passing of time are hereby abolished and discharged of further responsibility and duty, and that the council extends its appreciation to all who served on the same:

- 1) 631 West Main Street Committee of Sale established by resolution dated March 3, 2014;
- 2) Dodd Stadium Committee established by resolution dated October 5, 2009 to report to the council by November 16, 2009 considering the process selecting a baseball team to lease Dodd Stadium;
- 3) Select Committee of Inquiry established by the council by resolution dated April 17, 2017 and having submitted its report to the council;
- 4) 751 North Main Street Committee established by resolution adopted March 16, 2009;
- 5) Downtown Coordinating Committee established by resolution adopted January 7, 2013;
- 6) Sustainable Energy Sources Committee established by resolution adopted July 19, 2010

Alderwoman Stacy Gould

RESOLUTION #5

**BE IT RESOLVED** that the below named be reappointed as regular members to the Board of Appeals (Building Code) with a term to expire on January 7, 2020 or until a successor is appointed:

Scott Barbarossa (D)  
Thomas Cummings (D)

**BE IT FURTHER RESOLVED** that the below named be appointed as a regular member to the Board of Appeals (Building Code) with a term to expire on January 7, 2020 or until a successor is appointed:

Henry Olender, Jr. (U)

Aldерwoman Stacy Gould  
Aldерwoman Joanne Philbrick  
Alderman Joseph A. DeLucia

RESOLUTION #6

**WHEREAS**, The City of Norwich Administration, the City of Norwich Department of Public Utilities Administration, the Board of Education Administration and a consortium of City and Board of Education bargaining units have negotiated an amendment to the existing labor contracts; and

**NOW THEREFORE BE IT RESOLVED**, that the amendment of the city labor contracts agreed to by the City of Norwich, the City of Norwich Department of Public Utilities, the Board of Education and their respective bargaining units, be and is hereby approved; and

**BE IT FURTHER RESOLVED**, that said amendment applies to the following municipal collective bargaining units: AFSCME Local 2422 City Hall Union, MEUI Local 506 City Hall Supervisors, AFSCME Local 818 Public Works Supervisors, United Steel Workers Local 9411 Public Utilities, AFSCME Local 818 Public Utilities Supervisors, IBEW Local 457 Public Utilities, MEUI Norwich Public Schools Para-educators, MEUI Norwich Public Schools Custodians/Maintainers, AFSCME Norwich Public Schools Administrative Assistants, 1199 SEUI Norwich Public Schools Nurses.

Mayor Peter A. Nystrom  
Alderman Samuel Browning IV