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## **SPECIAL MEETING**

**I. CALL TO ORDER**

**II. ROLL CALL**

**III. APPROVAL OF MINUTES:**

<b>Regular Meeting:</b>	May 24, 2023
<b>Special Meeting:</b>	June 1, 2023

**IV. PUBLIC COMMENT**

**V. CONFER WITH THE PRESIDENT AND COMMON COUNCIL REGARDING "RESOLUTION OF THE NORWALK COMMON COUNCIL PERTAINING TO RECOMMENDATIONS TO THE CHARTER REVISION COMMISSION PURSUANT TO C.G.S. §7-191(B) ("COUNCIL RECOMMENDATIONS")**

**VI. COMMENCE REVIEW AND DELIBERATE ON THE COUNCIL RECOMMENDATIONS**

**VII. DISCUSSION OF THE REMAINING STEPS IN THE PROCESS AND THE SCHEDULE OF MEETINGS TO PREPARE THE FINAL REPORT**

**VIII. ADJOURNMENT**

**CITY OF NORWALK  
CHARTER REVISION COMMISSION  
COMMON COUNCIL CHAMBERS AND VIA ZOOM  
MAY 24, 2023**

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ATTENDANCE: Patsy Brescia, Chair; Richard McQuaid Vice Chair; Carl Dickens; Tyler Fairbairn; Benita Watford Raleigh; Michael Witherspoon; Angela Wasunna (6:39 p.m.)

OTHERS: Attorney Steven Mednick Counsel to the Commission

**I. CALL TO ORDER**

Ms. Brescia called the meeting to order at 6:30 p.m.

**II. ROLL CALL**

Ms. Brescia called the Roll as indicated above.

### **III. APPROVAL OF MINUTES:**

Regular Meeting: May 11, 2023

**\*\* MR. DICKENS MOVED TO APPROVE THE MINUTES AS PRESENTED  
\*\* MS. WATFORD RALEIGH SECONDED  
\*\* MOTION PASSED UNANIMOUSLY**

### **PUBLIC COMMENT**

*Public comments are not verbatim and represent a summarization of statements unless otherwise noted. Speakers are Norwalk residents unless otherwise noted.*

Mr. Alex Knopp asked when a recommendation will be made about what form the Charter Revision will be presented to the public and who will make that decision. Mr. Mednick explained that the Commission is voting on the draft tonight and on June 2<sup>nd</sup> will submit the Charter to the Common Council. He said changes will be explained and he will draft a letter for Ms. Brescia's signature. Ultimately, what is on the ballot will be up to the Common Council to resolve.

Mr. Mednick explained that the Commission will send a draft report to the Common Council and the Common Council will set up a series of meetings where the Commission will make a presentation. If the Common Council has no recommendations, then they can state within 45 days that they accept the report as a final report. They will then vote on the Charter. Once they have an approved document, they will develop questions for the ballot.

Mr. Mednick said that in his experience, there are bound to be questions and recommendations. The Commission would then reconvene to work on those recommendations. Once they get the final report, they will vote sometime in August and then develop questions for the November ballot.

Mr. Knopp suggested having the changes to the Mayor's term listed separately, so the entire work of the Commission is not put at risk.

Ms. Wasunna joined the meeting at 6:39 p.m.

Mayor Knopp recommended making a political judgement if there is a controversial issue. He said he knows the required public hearings for this Commission ended, but asked if there will be opportunities to make recommendations. Mr. Mednick explained that the Common Council has

City Of Norwalk  
Charter Revision Commission  
Common Council Chambers and Via Zoom  
May 24, 2023  
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a statutory public hearing near the end of deliberations and they will begin developing their recommendations. The public will be able to comment on the document and the recommendations.

The public hearing will be an opportunity for everyone to testify. The public document will include the list of substantive changes.

Mr. Knopp said he was not in favor of a four year term for Mayor and noted that the term of Mayor was a substantive change.

Ms. Diane Cece thanked the Commissioners for their hard work and for the three page recap of changes. She said she was opposed to the four year mayoral term and is concerned about how the questions will be relayed on the ballot. She said that early on she was a proponent of increasing the number of people on the Police Commission but most of the agenda items have to do with tuition reimbursements et cetera and are not substantive. They need to look at what the role of the police Commission is. She added that they should also consider a Citizen's Review Board. Ms. Brescia said that was not addressed.

Nicole (did not state her last name) asked about the question on the ballot to move the Mayor to a four year term. She also asked if there is a reason why Planning and Zoning are not elected. Ms. Brescia explained that the Board of Education and Common Council are elected. All the others are not elected. They are recommended by the Mayor for Common Council approval, including the Board of Estimate and Taxation.

#### **IV. LIBERATIONS OF THE COMMISSION PERTAINING TO TRANSMITTAL OF THE DRAFT REPORT TO THE COMMON COUNCIL**

Mr. Mednick shared his screen and reviewed the major changes to the 2023 revised Charter. He said that by Friday or at the latest, Monday, he would send his final mark up to the Commissioners. He asked everyone to take one last look at the document.

Mr. McQuaid said the biggest question is the four year term for Mayor. He asked to move it to 2027. He said this would allow people to look at all the work that has been done on the Charter Revision. He added that he would hate to see it crash and burn over the four year term.

Mr. Dickens said he received five calls last week and the comments were about the Mayoral term. He suggested moving it because if it stays in the document, it will be voted down.

Mr. Fairbairn said he has not been lobbied by anyone to do a four year term. When it first came up it was "best practice". It is not a power grab. He said a four year Mayoral term has a lot of benefits, but if people do not want it, it will not hurt his feelings. He suggested if the Commission is going to bump it out that they take it out of the Cr and perhaps add a

recommendation for when the Charter Commission revisits this next time. He said he shares Mr. McQuaid's concern that all of the work will suffer because people are concerned about the four year term.

Ms. Brescia said she had had the opposite response from people who want a four year term for Mayor and the Common Council. She said the intent of the Commission was for this to be a separate item. She said she is looking at this from a business and governance position and to have leadership take on projects within a four year term instead of two years.

Ms. Brescia said the Common Council has the option to make changes and said she recalls that several people were in favor of a four year term.

Ms. Watford Raleigh said she has not heard a reason why people do not want a four year term. Mr. Dickens said the calls he received were political because of the minority party not having elected leadership. He said he agreed with Ms. Brescia and this was deliberated at length. It is designed for a business viewpoint to get things done. He said his concern is that if it stays as a bundled vote, the Charter will fail.

Mr. Mednick said that if the Common Council approves the four year term, then can include it as a separate question. Mr. Fairbairn said that it was clear from the beginning that this would be a separate vote. He said his concern is that the people who are opposed to the four year term would make it their mission to tank this.

Mr. Dickens said that people will need to understand these are two different votes. He added that it was incumbent upon the Commission to deliver that message. Ms. Brescia said it was incumbent upon the Commission to deliver what is best for the City.

Mr. McQuaid said that he got a lot of comments from both sides. He said he looked at 2016 and there were not a lot of signs out to vote yes for the Charter.

Mr. Witherspoon said that in 2016 three out of the four questions were voted down.

Mr. Dickens suggested staying with the four years, but making it clear that it is a separate vote from the Charter. Mr. McQuaid suggested pushing the four year Mayoral term out to 2027. Mr. Dickens agreed. He said it is up to the Common Council to have a separate question.

**\*\* MR. MCQUAID MOVED THE FOUR YEAR MAYORAL TERM WOULD COMMENCE ON JANUARY 1 2028 FOLLOWING THE 2027 ELECTION AND THE CHARTER REVISION COMMISSION RECOMMENDS A SEPARATE QUESTION ON THE BALLOT**

**\*\* MOTION PASSED WITH ONE (1) VOTE IN OPPOSITION (MS. BRESCIA)**

Mr. Mednick reviewed the Police and Fire Commission section and said there is public support for more public oversight for both. He said the language on management and supervision comes from the State Statute. He added that areas such as suspension are governed by collective bargaining, which trumps the provision of the Charter. Ms. Brescia said they could make a suggestion that this be reviewed next time with the collective bargaining unit.

Mr. Mednick reviewed the section on the Duty of the Police to Arrest Without Warrant.

**\*\* MS. WATFORD RALEIGH MOVED TO REMOVE THE DUTY OF THE POLICE TO ARREST WITHOUT WARRANT**  
**\*\* MS. WASUNNA SECONDED**  
**\*\* MOTION PASSED UNANIMOUSLY**

Mr. Mednick reviewed the portion of the Charter that referenced the Taxing Districts. Ms. Brescia said it was important to go to all of the taxing district meetings.

Ms. Brescia asked if there is a Municipal Historian as referenced to on page 66. Mr. Mednick said it is in the Ordinance. Ms. Brescia said it is a popular subject in Norwalk. Mr. McQuaid said he would look into this.

**\*\* MR. MCQUAID MOVED TO APPROVE THE CHARTER SUBJECT TO FURTHER EDITS AND COMMENTS BETWEEN THE COMMON COUNCIL AND THE CHARTER REVISION COMMISSION**  
**\*\* MR. DICKENS SECONDED**  
**\*\* MOTION PASSED UNANIMOUSLY**

Mr. Mednick said it has been a pleasure to work with this Commission and said there is still work to be done. Ms. Brescia told Mr. Mednick that he educated them and that she appreciated it.

## **V. ADJOURNMENT**

There was no further business, and the meeting was unanimously adjourned at 8:57 p.m.

Respectfully submitted,

Rosemarie Lombardi  
Telesco Secretarial Services

**CITY OF NORWALK  
CHARTER REVISION COMMISSION  
SPECIAL MEETING  
JUNE 1, 2023**

**ATTENDANCE:** Patsy Brescia, Chair; Carl Dickens, Tyler Fairbairn, Richard McQuaid, Benita Watford, Angelina Wasunna, Michael Witherspoon

**STAFF:** Atty. Steven Mednick, consultant

**I. CALL TO ORDER**

Ms. Brescia called the meeting to order at 5:02 p.m.

**II. ROLL CALL**

The roll was called and a quorum was present.

**III. APPROVAL OF MINUTES:**

**• Public Hearing: May 17, 2023**

**\*\* MR. MCQUAID MOVED TO APPROVE THE MINUTES OF THE PUBLIC HEARING ON MAY 17, 2023.**

**\*\* MS. WASUNNA SECONDED.**

**\*\* THE MOTION TO APPROVE THE MINUTES OF THE PUBLIC HEARING ON MAY 17, 2023 AS SUBMITTED PASSED UNANIMOUSLY.**

**IV . CONTINUED FINAL DELIBERATIONS AND ACTION: REVIEW OF EDITS AND TECHNICAL AMENDMENT OF DRAFT REPORT (ARTICLE X TENTATIVELY APPROVED 1 MARCH 2023)**

Atty. Mednick said that they needed to amend Article 10, which was accidentally omitted from the document. There are no outstanding changes. Atty. Mednick said that Mr. Dachowitz had not gotten back to him.

**\*\* MR. MCQUAID MOVED TO APPROVE THE AMENDMENT of ARTICLE 10 AS PRESENTED.**

**\*\* MR. DICKENS SECONDED.**

**\*\* THE MOTION TO APPROVE THE AMENDMENT OF ARTICLES 10 AS PRESENTED PASSED UNANIMOUSLY.**

Atty. Mednick said that in Article 8, which addresses the Board of Education, there was an addition regarding addressing other capital expenditures. Atty. Mednick said that Atty. Thomas Mooney, the BOE counsel, had contacted Atty. Mednick to point out that the new language would impede with the BOE's ability to make other capital expenditures for items such as computers or other types of equipment including furniture. Atty. Mednick said he would recommend deleting the additional phrase "or other capital expenditures" from the article.

**\*\* MR. MCQUAID MOVED TO AMEND ARTICLE 8 BY DELETING THE PHRASE "OR OTHER CAPITAL EXPENDITURES" AS DISCUSSED.**

**\*\* MR. DICKENS SECONDED.**

**\*\* THE MOTION TO APPROVE THE AMENDMENT OF ARTICLES 8 BY DELETING THE PHRASE "OR OTHER CAPITAL EXPENDITURES" AS DISCUSSED PASSED UNANIMOUSLY.**

Atty. Mednick said that when Ms. Brescia reviewed the updated charter, she realized that the Library Director had been omitted. Atty. Mednick then spoke about Title 11 which creates the Library Commission. He reminded everyone that the Library Board positions were elected and reviewed the details of the provision. The Public Library is listed as a Department but there is no mention of a Library Director. Atty. Mednick said that he believed that when the item is presented to the Council, they will encourage the Council to discuss this issue. He added that he had spoken to the Corporation Counsel about this.

Atty. Mednick said that he had received an email with a number of recommendations from the Economic Development, but these recommendations were no

**\*\* MR. MCQUAID MOVED TO APPROVE THE CHARTER AS AMENDED.**

**\*\* MS. WATFORD AND MS. WASUNNA SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Atty. Mednick said that the Charter Revision will be presented to the Council on June 5th at 7:30 p.m. There will be a number of workshops for the Council and on July 10th, there will be a Public Hearing, followed by a Council vote on July 17th. On July 19th, the Commission will received the Council's recommendations.

Atty. Mednick said that the workshops would be with the Council Members and the Commissioners. The Council Members will have the opportunity to ask the Commissioners about the various changes. Discussion followed about the details. Atty. Mednick said that they would have a better sense of the timeline once the Council presentation was made. Atty. Mednick said that he would send the Commissioners a list of the potential dates as soon as possible.

*Ms. Wasunna left the meeting at 5:26 p.m.*



Ms. Brescia encouraged everyone to attend as many of the meetings as possible. She said that she would prefer that they meet with the Council as a whole rather than having an Ad Hoc Committee.

Mr. McQuaid thanked Ms. Brescia and Atty. Mednick for their work on the Charter Revision. He said that he had been on a number of Committees and Commissions and this one had remained non-partisan. Mr. Dickens agreed.

#### **V. ADJOURNMENT**

**\*\* MR. DICKENS MOVED TO ADJOURN.**  
**\*\* MR. MCQUAID SECONDED.**  
**\*\* THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 5:29 p.m.

Respectfully submitted,

Telesco Secretarial Services

# RESOLUTION OF THE NORWALK COMMON COUNCIL

## RECOMMENDATIONS TO THE CHARTER REVISION COMMISSION PURSUANT TO C.G.S. §7-191(b)

**WHEREAS**, the Charter Revision Commission (hereinafter, “Commission”) submitted its draft report to the City Clerk on June 2, 2023 (“Draft Report”); and,

**WHEREAS**, the Common Council has engaged in public meetings with members of the Commission and has conducted a Public Hearing on the Draft Report in accordance with C.G.S. §7-191(b) and considered and reviewed said Draft Report; and,

**WHEREAS**, the Common Council generally accepts the content of the Draft Report favorably; and,

**WHEREAS**, pursuant to C.G.S. §7-191(c) the Common Council, as the appointing authority of the Commission is authorized to make recommendations to the Commission for modifications of the Draft Report; and,

**WHEREAS**, the Common Council does have a number of issues in the Draft Report that should be added, modified or deleted.

**NOW, THEREFORE, BE IT RESOLVED BY THE NORWALK COMMON COUNCIL:** That the Charter Revision Commission consider the following recommendations and alterations to its Draft Report:

1. **Article I, §1-5.A:** Merge sub-par. (1) and (3); to avoid redundancy.
2. **Article II. Modification of Definitions:**
  - (a) **Article II, §2-2.B(2).** Clarify: Common Council is not a Board or Commission.
  - (b) **Article II, §2-2.B(3).** Add: “created by the City in accordance with Law.”
  - (c) **Article II, §2-2.B(7).** Clarify definition of “Capital Budget” and utilize the defined term “Five Year Program of Capital expenditures.”
  - (d) **Article II, 2-2.B(11).** Clarify definition of “Day” by including language from **Article IV, §4-10.K(2).**
  - (e) **Article II, §2-2.B(13).** Delete the term “of a permanent nature.”
  - (f) **Article II, §2-2.B(15).** Remove statutory reference/create explanatory footnote.

**FINAL APPROVED RESOLUTION OF THE NORWALK COMMON COUNCIL  
RECOMMENDATIONS TO THE CHARTER REVISION COMMISSION,**

- (g) Article II, 2-2.B(17).** Clarify and make consistent with §2-2.B(7).
  - (h) Article II, §2-2.B(20).** Regulatory enactments included in “Law.”
  - (i) Article II, §2-2.B(24) and (29).** Revise and align the definitions of “Meeting Notice.” “Hearing Notice” and “Public Notice” in order to avoid duplication of concepts and avoiding confusion or ambiguity.
  - (j) Article II, §2-2.B(28).** Add “Common Council” and “Operating and Capital Budgets” for clarity.
  - (k) Article II, §2-2.B(30).** Add definition of “Quorum.” (See also, **Article IV, §4-3.A(1)** and **Article VII, §7-1.B(3)**).
  - (l) Article II, §2-2.B(31).** Add change “budget” to “Operating and Capital Budget.”
  - (m) Article II, §2-2.B(39).** Merge language from the body of the document to the definition of “Vacancy.”
- 3. Article II, §2-3.B(2)** Add language regarding placement of “reasons for recusal” on the public record.
  - 4. Article II, §2-7.** Integrate all “compliance and cooperation clauses.”
  - 5. Article III, §3-2.D** Add the word “open and” prior to the word “remain.”
  - 6. Article III, §3-3.C** Add “Registrars of Voters” and clarify Sunset Provision (A).
  - 7. Article III, §3-6.A.** Language moved to definition of “Vacancy” in Article II, §2-2.B(39).
  - 8. Article IV, §4-4.B(3) and (4).** Establish separate authority for the Common Council to create and modify Boards and Commissions on their own motion (Councilmember Niedzielski-Eichner).
  - 9. Article IV, §4-10.F.** Consolidate redundant language into the opening provisions of §4-10 (Councilmember Niedzielski-Eichner).
  - 10. Article V, §5-2.B(1)** Eliminate the role of the Mayor as presiding over Committee meetings (Councilmember Niedzielski-Eichner).
  - 11. Article V, §5-6.A and D.** Clarification of Mayoral appointment authority for the City Clerk and the administrative relationship of the Clerk with the President of the Common Council.

**FINAL APPROVED RESOLUTION OF THE NORWALK COMMON COUNCIL  
RECOMMENDATIONS TO THE CHARTER REVISION COMMISSION,**

12. **Article VII, §7-1B(4) and (5).** Permitting (4) modification of the “frequency of meeting standard” by ordinance; and (5) adding “staff” in lieu of “clerks”.
13. **Article VII, 7—2.A(3)(b). Align with 7-1.B(6).**
14. **Article VII, §7-2.B.(1) and C(1).** Should the terms of the Board of Police Commissions and Fire Commissions be coterminous with the term of the Mayor?
15. **Article VIII, §8-2.A(1).** Clarifying that the Chief of Staff, Corporation Counsel and City Clerk are subject to removal at the sole discretion of the Mayor.
16. **Article VIII, §8-2.A(3).** Add the Director of Recreation and Parks.
17. **Article IX, §9-3.** Should this provision be placed in Article X?
18. **Article X, §10-10.C.** Please consider whether 90 days makes more sense than 30 days (Councilmember Niedzielski-Eichner).
19. **Article X, §10-21.B.** Eliminate the role of the Chair provision.
20. **Article XI, 11-5.** Effective Date should be changed to January 1, 2024 and the Commission should review whether there needs to be further clarity with respect to effective dates of specific provisions.
21. Please review all voting standards of the Council and revise accordingly.
22. Please continue to review issues pertaining to the term of office (Councilmember Smyth).
23. Please continue to review and approve (a) all errata, scrivener’s corrections; and, (b) the effective date provisions in order to facilitate the implementation of any revisions.
24. Errata or scrivener corrections throughout the proposed revised Charters (Articles I -XIV), including spelling, grammatical and punctuation changes, and the following clarifications:
  - (a) **Article II, §2-2.B(25).** Errata or scrivener corrections (correction of legislative body reference).
  - (b) **Article II, §2-2.B(26).** Errata or scrivener corrections (clarifying edit).
  - (c) **Article II, §2-2.B(32) and (33).** Errata or scrivener corrections (clarifying edits).
  - (d) **Article II, §2-3.** Errata or scrivener corrections (minor edits).
  - (e) **Article II, §2-4.B and F.** Errata or scrivener corrections (clarifying edits).

**FINAL APPROVED RESOLUTION OF THE NORWALK COMMON COUNCIL  
RECOMMENDATIONS TO THE CHARTER REVISION COMMISSION,**

- (f) **Article II, §2-5.C.** Errata or scrivener corrections (Eliminate redundant “compliance and cooperation” clause.)
- (g) **Article III, §3-3.D(1) and Article VIII, 8-4.D(1).** Errata or scrivener corrections (Use defined term “Public Officials.”).
- (h) **Article III, §3-3.E.** Errata or scrivener corrections (minor restructure of content).
- (i) **Article III, §3-4.A(1).** Errata or scrivener corrections (minor edits and creation of new Transition Provision reference).
- (j) **Article III, §3-6.B(1).** Errata or scrivener corrections (change the word “certified” to “qualified”).
- (k) **Article III, §3-6.C.** Errata or scrivener corrections (delete the clause “by the Common Council or otherwise”).
- (l) **Article III, §3-7.** Errata or scrivener corrections (add “of the Mayor”).
- (m) **Article III, §3-7.B.** Errata or scrivener corrections (add “temporary” in lieu of “unexplained” absence)
- (n) **Article III, §3-9.** Errata or scrivener corrections (minor edits and internal reference corrections)( Councilmember Niedzielski-Eichner and Camacho).
- (o) **Article III, §3-10.** Errata or scrivener corrections (revise title of provision and other minor edits).
- (p) **Article III, §3-10.K.** Errata or scrivener corrections (replace “work agreements” with CBAs).
- (q) **Article III, §3-11.** Errata or scrivener corrections (clarify proposed language).
- (r) **Article IV, §4-3.B).** Errata or scrivener corrections (add transition provisions).
- (s) **Article IV, §4-4.B(5).** Errata or scrivener corrections (use defined term “Public Official”)
- (t) **Article IV, §4-4.B(9) and (10).** Errata or scrivener corrections (split the provision containing two separate concepts).
- (u) **Article IV, §4-10.I.** Errata or scrivener corrections (clarify by adding the majority of electors standard).
- (v) **Article IV, §4-10.K(2).** Errata or scrivener correction (moved to definition of “Day” in Article II, §2-2.B(11)).
- (w) **Article V, §5-3.** Errata or scrivener correction (minor edits and addition of “ordinances” to clarify the Mayoral appointment authority).
- (x) **Article V, §5-5.A.** Errata or scrivener correction (minor edits re – addition of “staff”).
- (y) **Article VII, §7-1.A.** Errata or scrivener correction (deletion of term “scope of responsibility” and “presenting” replaced by “regarding”).
- (z) **Article VII, §7-1.B(1).** Errata or scrivener correction (minor edit).
- (aa) **Article VII, §7-1.B(7) and §7-1.D.** Errata or scrivener correction (minor edit).
- (bb) **Article VII, §7-2.A(5).** Errata or scrivener correction (add the Mayor and Board of Estimate as recipients of the Report).
- (cc) **Article VII, §7-2.A(4).** Errata or scrivener correction (moved **Article X, §10-4** regarding Board of Finance authority not necessarily aligned with the time-

**FINAL APPROVED RESOLUTION OF THE NORWALK COMMON COUNCIL  
RECOMMENDATIONS TO THE CHARTER REVISION COMMISSION,**

- line of budget process).
- (dd) **Article VII, §7-2.B(1)(c).** Errata or scrivener correction (change quorum requirement).
  - (ee) **Article VII, §7-2.B(3) and 7-2.C(3)(b).** Errata or scrivener correction (add subsection titles and eliminate reference to 2023 in sub-section (a) delete “bipartisan” in (b)).
  - (ff) **Article VII, §8-1.A.** Errata or scrivener correction (minor edits).
  - (gg) **Article VIII, §8-4.D(3)(d).** Errata or scrivener correction (break up each of these into separate sub-sections).
  - (hh) **Article VIII, §8-5, §8-7.B, §8-8 and §8-9.** Errata or scrivener correction (title)
  - (ii) **Article IX, §9-1.A(7), (8) and (9).** Errata or scrivener correction (minor edits and consolidations).
  - (jj) **Article X.** Errata or scrivener correction. (Align the defined terms “Capital Budget” and “Five Year Program of Capital Expenditures”).
  - (kk) **Article X. 10-1.C.** Errata or scrivener correction. (Align provisions with the definitions of Public Notice, eliminate the last sentence of 10-1.C(10 and flip (3) and (4) change date of budget calendar to September).
  - (ll) **Article X. 10-2.** Errata or scrivener correction. (title changes and update definition of Budgeted Entity to ensure inclusion of the Board of Education and Norwalk Public Schools ).
  - (mm) **Article X, §10-3.** Errata or scrivener correction (eliminate meeting requirement for BET to correspond with the Council receipt requirements).
  - (nn) **Article X. 10-4.** Errata or scrivener correction. (Moved to **Article VII, §7-2.A(4)**).
  - (oo) **Article X. 10-4.B.** Errata or scrivener correction. (Moved to **Article II, §2-2.B(7)** to align with the defined term).
  - (pp) **Article X, §10-5.** Errata or scrivener correction (make clear that they have the ability to amend the Mayor’s proposed budget cap).
  - (qq) **Article X, §10-19.** Errata or scrivener correction (restructure and realign the provisions as shown).
  - (rr) **Article XI, §11-3,** Errata or scrivener correction.
25. **Article III, §3-4 B(3).** In the heading, delete “Minority”, so that it reads: “Party Representation” (Councilmember Camacho).
26. **Article III, §3-8.** Should read as follows: “Any member who, while holding office, is found, after a public hearing, to have directly or indirectly taken or bargained for any fee or pecuniary consideration to influence a vote or action upon any resolution or ordinance pending in the Common Council, shall be ordered to pay to the City a penalty equal to the fee or pecuniary consideration received or bargained for, and shall, upon a two-thirds vote of the entire membership of the Council, be expelled from office” (Councilmember Camacho).
27. **Article IV, §4-4.** Should consider the following changes: In Line 4, delete the coma (it doesn’t seem necessary there), and after “(2)” delete “essential” and

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insert “indispensable”, after “declared” delete “objects” and insert “objectives”, and thereafter delete “not simply convenient, but indispensable”, so that subparagraph (2) reads: “(2) indispensable to the declared objectives and purposes of the City” (Councilmember Camacho).

**28. Article V, §5-4.** Please review this provision since it is likely that it is legally void under the vagueness doctrine, in line 3 of the provision, it is unclear what “neglects to refuse” even means (Councilmember Camacho).

**29. Article V, 5-5.B.** In the third sentence of “**B. Division Chiefs**”, after “qualifications in” insert “their applicable field, including,”, so the second sentence of sub-provision B reads: “The Division Chiefs must have professional qualifications in their applicable field, including, but not limited to...” (Councilmember Camacho).

**BE IT FURTHER RESOLVED:** That the Common Council authorizes the Corporation Counsel and Charter Counsel and Charter Commission to continually review the document for errata and other non-substantive editorial revisions, subject to the approval of the Commission and final review and approval by the Board.

**Approved: 10 yeas – 0 nay – 5 absent (27 July 2023)**

**Item #21 - Common Council Recommendations to the Charter  
Revision Commission  
17 July 2023**

**Article II, §2-2.B(21): Majority Vote of the Council** means an affirmative vote of at least a majority of the members of the Council, present and voting, at a Meeting of the Council at which a quorum is present.

1. **Article II, §2-4C(2):** Adoption of rules of order by “an affirmative vote of two-thirds of the entire membership of the Council, Board or Commission.”
2. **Article III, §3-7.B.** Temporary disability or absence of the Mayor determined by “the affirmative vote of twelve members of the Common Council, present and voting.”
3. **Article III, §3-8.** Expulsion of Councilmembers by “affirmative vote of not less than two-thirds of the entire membership of the Council.”
4. **Article III, §3-9.A.** Removal of Mayor for misconduct or neglect of duty commencement of action by “a majority of the entire membership of the Common Council.”
5. **Article III, §3-9.D.** Resolution of removal fails if it does not receive “affirmative vote of two-thirds of the entire membership of the Council.” In other words, to be operative it must receive “the affirmative vote of two-thirds of the entire membership of the Council.”
6. **Article IV, §4-4.B.** Legislative actions in the ordinary course of business require a “**Majority Vote of the Council.**”
7. **Article IV, §4-4.B(3).** Vote required for merger, consolidation or elimination of departments and other entities set forth in (a) – (g): “an affirmative vote of two-thirds of the entire membership of the Common Council.”
8. **Article IV, §4-4.B(4).** Vote required for merger, consolidation or elimination of other Boards and Commissions: “an affirmative vote of two-thirds of the entire membership of the Common Council.”
9. **Article IV, §4-4.C(1).** Vote required to authorize the Mayor to borrow in the name of the City: “**a Majority Vote of the Council.**”
10. **Article IV, §4-5.A.** Mayor may initiate a divisional or departmental reorganization by Ordinance subject to “an affirmative vote of two-thirds of the entire membership of the Common Council.”
11. **Article IV, §4-7.A.** Council appointments where power is vested must be made by “a plurality of votes passed in the Council, the Mayor having a vote only in case of a tie.”



## Item #21 - Common Council Recommendations

12. **Article IV, §4-8.D(2).** Council override of Mayoral veto: “a recorded affirmative vote of not less than two-thirds of the entire membership of the Council.”
13. **Article V, §5-2.E.** Mayor may hire outside counsel with consent of “***a Majority Vote of the Council.***”
14. **Article VII, §7-1.C.** Mayor may appoint Board and Commission members and alternate subject to approval by “***a Majority Vote of the Council.***”
15. **Article VIII, §8-1.B.** Common Council vote on divisions and departments proposed by the Mayor shall be a “by an affirmative vote of two-thirds of its entire membership.”
16. **Article VIII, §8-1.D.** Common Council vote on reorganization of divisions and departments proposed by the Mayor shall be a “by an affirmative vote of two-thirds of the entire membership of the Common Council.”
17. **Article X, §10-5.A.** Common Council sets the maximum limit on total appropriations by “an affirmative vote of a majority of the entire membership of the Council.”
18. **Article X, §10-7.B.** Common Council may amend the maximum limit on total appropriations by “an affirmative vote of two-thirds of the entire membership of the Council.”
19. **Article X, §10-10.A and B.** Common Council approval of special appropriations by “an affirmative vote of two-thirds of the entire membership of the Council.”
20. **Article X, §10-16.A.** Common Council approval of capital budget by “***a Majority Vote of the Council.***”
21. **Article X, §10-16.C.** Common Council approval of items deemed inconsistent with the City’s POCD by “an affirmative vote of two-thirds of the Council, present and voting.”
22. **Article X, §10-17.B.**
  - a. Planning and Zoning Commission approval of the Mayor’s request to terminate or abandon any Capital Budget Item by be approved by “***a Majority Vote of the Council.***”
  - b. Planning and Zoning disapproval of the Mayor’s request may be overruled by “a recorded affirmative vote of two-thirds of the entire membership of the Council.”