The Regular Meeting of the 25th Board of Representatives of the City of Stamford will be held Tuesday, January 4, 2000 at 8:00 p.m. in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, Stamford, Connecticut.

Minutes

INVOCATION:

Given by Rabbi Sharon Sobel of Temple Sinai:

"Oh God, as we assemble for the first time of this new year we ask your blessings on all our undertakings. Be with us in our deliberations as we strive to make just and true decisions. Guide us as we decide on our course of action and give us the wisdom and strength to persevere in our task. Grant us the ability to judge with all the facts in hand, not employing bias opinions or adverse gossip or first reactions. We understand that decisions which effect personal lives and our societal microcosm must be made with great care that analyzes each issue with frank honesty. As we embark on deliberations of utmost importance to our future and the future of our community, we must always remember to judge with truth, compassion and wisdom. We ask your blessings upon us all, and we are grateful for the freedom to do the things that conscious dictates and endow us with humility, and we ask your continued blessings on our work, on our community, on this land, with freedom, and to all the people throughout the world as we say together Amen.

Rev. Robert Pohley, Pastor of Sacred Heart Church:

"Almighty God, we thank you for this new year, for this new century, for this new millennium. We thank you for the many graces and blessings that you have given to the City of Stamford for the last three hundred and fifty-eight years. We put the past of Stamford to your mercy. We put our present City to your love. We put the future of our City to your providence, and we ask your blessing upon all the members of the Board of Representatives and your blessings upon all the citizens of this City. May the blessing of our mighty God – the Father, Son and Holy Spirit – come upon all of you and all citizens of this City now and throughout the new year."

Rev. Robert Perry, pastor of Union Baptist Church:

"Oh God, our Father, and author of new beginnings, grant to us the faith and meet the challenge of the new century to see the threshold of this millennium. We thank you for the privilege of life that enables us to experience this age of discovery and technology, but through it all, give us a spirit of love and compassion that we might know our brothers’ need. We convene this first time in this century in the Board of Representatives as chairs and leaders of legislation. Help us to see first our neighbors’ needs and provide agendas that are free from selfish gain and personal pride. Help to stand ready to sound the alarm from danger and give shelter for the less fortunate in our community and food for the hungry and to educate the least of our children and to acknowledge the human worth of all people. To guide us in our deliberations..."
that we might exercise wisdom through it all, with the glory of God, our Father, our Friend. In his name, we pray, Amen."

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by President Carmen Domonkos.

**ROLL CALL:** Conducted by Clerk of the Board Annie Summerville. There were thirty-eight (38) members present; absent was Rep. Alswanger; excused was Rep. Nable.

The Majority Leader requested a fifteen minute break at 8:47 p.m. The meeting resumed at 9:15 p.m.

**MACHINE TEST VOTE:** There was no voting machine in operation. The President stated that all votes would be roll call votes this evening.

**PAGES:**

**MOMENTS OF SILENCE:** For the late:

William N. Steinam, by 25th Board of Representatives;
Louis LoRusso, by Reps. Giordano, Loglisci and Zelinsky;
Herman Bernstein, by Reps. Mellis and Zelinsky;
Kevin J. Miner, by Reps. Giordano, Loglisci and Zelinsky;
Kathleen Pagliaro, by Reps. Domonkos, Loglisci and Zelinsky;
Raymond Spenard, by Reps. Giordano, and Zelinsky;
Emergy Labertrandie, by Rep. Giordano;
Sophie Powell, by Rep. Zelinsky;
Dorothy M. Perry, by Rep. Zelinsky;
James Rayce, by Rep. Zelinsky;
Louise Bria, by Reps. Poltrack and Zelinsky;
Hannah Greene Cordon, by Reps. Loglisci and Zelinsky;
Lucy Kocot Connors, by Reps. Loglisci and Zelinsky;
John Moehring, by Rep. Loglisci;
Minnie E. Turcio, by Rep. Loglisci and Zelinsky;
Francis "Frank" J. Malloy, by Rep. Loglisci;
Minutes of the January 4, 2000 Regular Board Meeting

John S. Rachinsky Jr., by Reps. Loglisci and Zelinsky;
Nettie L. Sessa, by Rep. Loglisci;

STANDING COMMITTEES

STEERING COMMITTEE: Meeting: Wednesday, December 15, 1999
7:00 p.m. - Democratic Caucus Room
(Report)

Upon motion duly made and seconded and approved by unanimous voice vote, the Steering Committee report was waived.

APPOINTMENTS COMMITTEE: Paul A. Esposito, Chair
Annie M. Summerville, Vice Chair

No report.

FISCAL COMMITTEE:  
David Martin, Chair
Bobby E. Owens, Vice Chair
Meeting: Monday, December 20, 1999
7:00 p.m. - Democratic Caucus Room

Rep. Martin reported that the Fiscal Committee met on Monday, December 20, 1999.

1. F25.223  
$14,850.00  
ADDITIONAL APPROPRIATION (Operating Budget); City and Town Clerk; Salaries/Overtime; to alleviate eight-month back up in land and other records.  
12/02/99 - Submitted by Mayor Dannel P. Malloy  
12/09/99 - Approved by Board of Finance  
12/20/99 - Committee approved 8-0-0

Secondary Committee: Legislative & Rules - Concur

1. F25.223  
$14,850.00  
ADDITIONAL APPROPRIATION (Operating Budget); City and Town Clerk; Salaries/Overtime; to alleviate eight-month back up in land and other records.  
12/02/99 - Submitted by Mayor Dannel P. Malloy  
12/09/99 - Approved by Board of Finance  
12/20/99 - Committee approved 8-0-0

Secondary Committee: Education - Waived

2. F25.224  
$59,830.00  
ADDITIONAL APPROPRIATION (Operating Budget); School Based Partnership; various accounts; grant-funded program to reduce violence through analysis of situations via survey and interview techniques.  
12/02/99 - Submitted by Mayor Dannel P. Malloy  
12/09/99 - Approved by Board of Finance  
12/20/99 - Committee approved 6-1-1

Secondary Committee: Legislative & Rules - Concur

2. F25.224  
$59,830.00  
ADDITIONAL APPROPRIATION (Operating Budget); School Based Partnership; various accounts; grant-funded program to reduce violence through analysis of situations via survey and interview techniques.  
12/02/99 - Submitted by Mayor Dannel P. Malloy  
12/09/99 - Approved by Board of Finance  
12/20/99 - Committee approved 6-1-1

Secondary Committee: Education - Waived
Chair Martin moved Item No. F25.224; said motion was seconded.

Rep. Loglisci stated that the Committee approved this with a few provisos, including that this should be subject to the Police Department appearing before the Committee; the Committee wants reports to the Board of Representatives on the results of this program; and that teachers and parents had involvement in this program.

Rep. Day stated that it is difficult to say anything against a program like this because it has to do with education, police and it is a "grant" so it is perceived to be free money, but he was not pleased with the way the program was explained, it was not well-explained; it was a last-minutes proposal with a deadline. Rep. Day stated that this program talks about a sophisticated analysis and includes spending a considerable amount of money, which, in his opinion, involves a search for complicated answers to what appears to be simple questions. Rep. Day stated that incidents of crime in the schools don’t, in his opinion, call for expensive analysis – they are what they are. Rep. Day stated that we know what’s going on and we don’t need experts to tell us, and there is a likelihood that this study is going to ultimately be of interest only to those who are conducting it. Rep. Day concluded by saying that having said the above, and in the faint hope that something good will come of it, and because it is grant funded, he will reluctantly support it.

The motion was approved by unanimous voice vote.

3. F25.226 $15,000.00  ADDITIONAL APPROPRIATION (Operating Budget); Social Services/Youth Services; Yacline; to fund salaries, equipment and supplies associated with Yacline operation; source of funds: corporate donations.
12/02/99 - Submitted by Mayor Dannel P. Malloy  
12/09/99 - Approved by Board of Finance  
12/20/99 - Committee approved 8-0-0

Secondary Committee: Personnel - Concur

4. F25.225 $25,000.00  ADDITIONAL APPROPRIATION (Operating Budget); CT-NIBRS; Non-capital computer Equipment; to purchase equipment related to CT-NIBRS grant which will implement a reporting system that tracks violence against women and is tied into state and national reporting systems.
12/02/99 - Submitted by Mayor Dannel P. Malloy  
12/09/99 - Approved by Board of Finance  
12/20/99 - Committee voted 8-0-0

Secondary Committee: Public Safety & Health - Concur
5. F25.222 RESOLUTION; authorizing the Mayor to enter into agreement with the CT Dept. of Public Safety, Division of State Police; implementation of the CT National Incident-Based Reporting System that will help define the extent of violence against women through improved reporting; source of funds: state grant; amount of grant: maximum of $25,000.00.
11/24/99 - Submitted by Mayor Dannel P. Malloy
12/20/99 - Committee voted 8-0-0

6. F25.209 ADDITIONAL APPROPRIATION (Operating Budget); Health and Social Services; Welfare to Work Formula Funds; funds to provide education referrals, training, supportive services, assistance in job searches and job placement to 35 individuals; source of funds: federal Department of Labor grant.
10/05/99 - Submitted by Mayor Dannel P. Malloy
10/14/99 - Approved by Board of Finance
11/03/99 - Held in Committee
11/22/99 - Committee voted to hold 9-0-0
12/20/99 - Committee voted to hold

Secondary Committee: Housing/Community Development/Social Services

7. F25.197 REVIEW; of matter of additional state funding for Smith House Nursing Home and response to Mayor's Report.
07/14/99 - Submitted by Rep. Martin
08/23/99 - Held in Committee
11/03/99 - Held in Committee
12/20/99 - Committee voted to hold

Chair Martin reported that it is the Committee’s hope that it will come forward for a recommendation regarding Smith House next month.

8. F25.221 REVIEW; of cost savings resulting from City of Stamford maintenance contract with the Board of Education.
11/22/99 - Submitted by President Domonkos
12/20/99 - Committee voted to hold

Secondary Committee: Education

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1, 3, 4 and 5, was approved by unanimous voice vote.
Rep. Nakian reported that the Legislative & Rules Committee met Monday, December 27, 1999. Present were committee member Reps. Nakian, MacInnis, Mitchell, Day, Fedeli and Sherer. Excused were Reps. Skigen, Spandow and Esposito. Also present was Christopher Roosevelt, the Vice Chairman of the Mianus Gorge Preserve. A Public hearing was held on Item Number 1 and no one from the public attended.

1. LR25.102 PROPOSED ORDINANCE; for final adoption; amending Chapter 179 of the Code of Ordinances to designate the Office of Cashiering & Permitting as the office to issue vending licenses.
12/27/99 - Committee approved 6-0-0

2. LR25.103 PROPOSED ORDINANCE; for publication; providing for a tax abatement for property located on East Middle Patent Road, owned by the Mianus Gorge Preserve, Inc.
11/19/99 - Submitted by Mianus Gorge Preserve, Inc.
12/27/99 - Committee voted 5-1-0

Chair Nakian stated that this matter involves a donation of 44 acres of land in Stamford along the Mianus Gorge River which was donated by Paula Rockefeller to the Mianus Gorge Preserve, a non-for-profit land preservation organization which holds approximately 770 acres of land for conservation purposes along the Connecticut-New York border. She stated that, in some cases, this land is also contiguous to the Blake Coleman property that was purchased by the City through some deal with the State. Chair Nakian stated that the deed was transferred to the Mianus Gorge Preserve in December of 1997, and was filed by the attorneys for Ms. Rockefeller on December 30, 1997. The Mianus Gorge Preserve made many attempts in the intervening period to ascertain the status of that land transfer, and they never got an answer from the attorneys until August 11, 1999 when they received a letter saying that the deed had been filed.

Chair Nakian stated that the problem with approving the tax abatement, and while everyone agrees this is a worthy organization, and it is the kind of tax abatement that would easily go through had it taken place within the proper time frame, the City ordinance states that an organization has to come before the Board of Representatives within 6 months of the date of the acquisition of the property in order for the Board to consider it. Chair Nakian stated that there was much discussion in Committee on this issue, and the Committee voted 5-1-0 that the land preserve deserved a tax abatement. The problem is in trying to figure out a way it can be done, and in trying to write the ordinance for this, she couldn’t figure out how this Board could bend its own ordinance to provide for something that was a value judgment, and then not have to make the same judgment for any other organization that comes before us with other extenuating circumstances. Chair Nakian stated that, bearing in mind
that the Committee voted 5-1-0 in favor of the ordinance, she stated that the Board should consider very carefully the precedent that this Board would be setting if it grants this tax abatement. Rep. Nakian moved the item; said motion was seconded.

Rep. MacInnis stated that he was the sole individual that voted against this ordinance, and he did so for a number of reasons. Rep. MacInnis stated that this Board should not be determining what City ordinances will be enforced or to what degree, and this frustrates the entire legislative process. He stated that it seems that is wasn’t too many months ago that this Board amended this ordinance. He added that the ordinance clearly states that there is a six-month time frame from the date of acquisition. Rep. MacInnis believes it is bad public policy and sets a very bad precedent and could hurt the city in the future to approve this, and he will vote against this. Rep. MacInnis urged his colleagues to vote against this ordinance.

Rep. Boccuzzi stated that he agrees with Rep. MacInnis and his position has nothing to do with the Mianus Gorge Preserve but with the fact that if this Board has an ordinance, it should go by what it enacts. He stated that when we start bending rules, what we are saying is that we will sit and judge any further applicant who happens not to come in at the right time. Rep. Boccuzzi stated he feels sorry for the applicant, but that he will go by the ordinance.

Rep. Day stated that the value of any ordinance is that it is there to provide guidance to people so that they know what actions to take. Rep. Day added that this is a peculiar circumstance in which the party in question and had no ability to be guided by the ordinance. Rep. Day feels that the worst public policy here would be to deny relief to Mianus Gorge, and he does not think it sends a very good message to the community. He added that as far as "sitting in judgment," he questioned how many times this would likely to occur, and added that he, as a member of the Legislative & Rules Committee, would be willing to evaluate the few cases that arise and be confident that, as a Committee, members would not act arbitrarily or inappropriately. Rep. Day stated that the reason for the rule is to supply notice, and that the reason for the rule does not apply in this case, which is why he supports making an exception. Rep. Day does not feel it is bad public policy nor does he feel it will set a precedent.

Rep. Summerville stated that she respects Rep. Day’s decision, but that this is simply a matter of what is right and what is wrong and that there are no exceptions when it comes to the law. Rep. Summerville added that those who sit on this Board and deliberate and pass ordinances to the best of our ability, make the laws. Rep. Summerville stated that she differs with Rep. Day when he says the Mianus Gorge Preserve did not know, in 1997, when it was done, that there were lawyers involved. Rep. Summerville stated that lawyers should know what the rules are, and if they make an error, they will oftentimes pay for it. Rep. Summerville stated, however, that this is not the question before this Board – what the merits of this particular situation are. Before this Board is whether this abatement can be legally enacted, and it is as clear as day that this Board cannot do it according to the law that it has established. Rep. Summerville stated that it is unfortunate for this particular group, but they are not an exception – nor is anyone else in this City – to the laws that we make.

Rep. Lyons added that there are clear and concise statutory time requirements that need to be met
for the tax abatement granting, and they were not met in this case -- whether it be through the fault of legal counsel, the fault of the persons who donated the land, or the fault of the persons who took title of the property. Rep. Lyons stated that it is not our fault that they were not made aware of this provision through their outside legal council. Rep. Lyons urged that the Board stick to the ordinance and vote accordingly.

Rep. Martin stated that he is going to vote in favor of the ordinance and thinks that reasonable people can disagree on this because he does not see the public good that is furthered by denying this. Rep. Martin stated that the ordinance specifies procedure and guidance and it is a law. What we are asking to do here is to pass another law, and this Board is entitled to pass another law with regard to this matter, and people can take exception to this. However, this new ordinance is a change in the law, it is not violating the law, there is nothing wrong about it, and every time we pass an ordinance, we change the laws. Rep. Martin said that nevertheless, he does understand the need to keep some laws constant, but he disagrees with his fellow representatives.

Rep. Summerville states that it isn’t as simple as passing a law. Laws are made and passed by this Board in a proper form. This Board doesn’t sit and change ordinances when we have public hearings; whatever the law is, there is a procedure. Rep. Summerville stated that if the Board was to vote in favor of this law tonight, it would not be following the proper procedure to change the law, in her opinion.

Rep. Biancardi moved the question; said motion was seconded and approved by unanimous voice vote.

President Domonkos stated a majority of present and voting members would be needed to approve this ordinance. Rep. Biancardi requested a roll call vote. Clerk of the Summerville called the roll; said results are attached hereto and made a part hereof. The motion failed by a vote of 28-9-1.

PERSONNEL COMMITTEE: Randall Skigen, Chair
Ralph Loglisci, Vice Chair
Meeting: Wednesday, December 22, 1999
7:00 p.m. - Democratic Caucus Room

Chair Skigen stated that the Personnel Committee met on Wednesday, December 22, 1999 at 7:00 p.m. Present were committee member Reps. Boccuzzi, Cannady, Fedeli, Fortunato, Gasparrini, Loglisci, MacInnis and Skigen. Rep. Spandow was excused. Also present were Rep. O’Neill; John Chardavoyne, Asst. Superintendent of Schools; Walter Domeika, Teachers Union President; Jim Haselkamp, Human Resources Director.; Bill Stover, Asst. Human Resources Director; David Exline, UAW President; Julie Kushner, UAW Representative; Dena Diorio, Director of Policy and Management.

Chair Skigen reported that the Committee also met on January 4, 2000, with the members of the Board of Finance. All members were present.
1. P25.062 PROPOSED ORDINANCE; for Final Adoption; creating the position of Youth Advisory Council Line ("Yacline") Referral Center Operator.
10/07/99 - Submitted by Mayor Dannel P. Malloy
11/03/99 - Returned to Committee
12/22/99 - Committee voted 6-0-0

2. P25.063 PROPOSED ORDINANCE; for Final Adoption; creating the position of Youth Advisory Council Line ("Yacline") Support Specialist.
10/07/99 - Submitted by Mayor Dannel P. Malloy
11/03/99 - Returned to Committee
12/22/99 - Committee voted 6-0-0

3. P25.067 PROPOSED ORDINANCE; for Final Adoption; concerning the creation and designation of the position of Student Intern as unclassified.
11/05/99 - Submitted by Mayor Dannel P. Malloy
12/22/99 - Committee voted 7-0-0

Chair Skigen moved Item No. P25.067; said motion was seconded.

Rep. Zelinsky moved to return the item to committee; said motion was seconded. Rep. Zelinsky stated there were some key issues brought up in the Democratic caucus pertaining to the selection of the individuals, the pay for the individuals, and he and his colleagues feel that at this particular point in time, he would not want it voted on for final adoption. Rather, he would like to have another meeting and invite appropriate individuals back to answer and address the concerns that were raised.

Rep. Loglisci stated that this was 7-0 in the Committee, and he thought all questions were asked. Rep. Loglisci asked what exactly the Board would hold it for.

Rep. Zelinsky stated that there were several members of the caucus that were not able to attend the committee meeting to address some new concerns that were not raised in the past. Also, there were some new issues raised as far as the criteria in the selection of the individual students involved, and Rep. Zelinsky feels this particular matter is critical. Rep. Zelinsky stated that holding this item up for one month will not jeopardize the program, and hopefully, if these issues are addressed next month, the item can be passed.

Rep. Martin stated that more specifically the exact job specification in terms of what is expected of these interns and what specific skills they should bring to the job and how the qualifications and selection procedure will fit the specific skills are the major issues for some. Rep. Martin stated he agrees with Mr. Zelinsky and would like to see the item held.

Said motion was seconded and approved by voice vote (21-17-0). Opposed were Reps. Loglisci, Imbrogno, Day, Fedeli, Corelli, DeLuca, Sherer, Mobilio, Giordano, Mellis, O’Neill, Gasparrini, Skigen, Nakian, Hunter, MacInnis and White.
4. P25.068 APPROVAL; of labor contract between Stamford Public Schools and the Stamford Teachers Union. 11/22/99 - Submitted by Stamford Public Schools 12/22/99 - Committee approved 7-0-0

Note: Rep. White left the floor for the vote on Item No. P25.068.

Chair Skigen moved the item; said motion was seconded and approved by unanimous voice vote.

5. P25.065 PROPOSED ORDINANCE; for publication; concerning the creation and designation of the position of Executive Aide to the Superintendent of Schools as Unclassified. 11/05/99 - Submitted by Mayor Dannel P. Malloy 12/22/99 - Committee voted to hold

Secondary Committee: Education

Chair Skigen stated this matter was held as the Superintendent of Schools was unable to attend.

6. P25.057 APPROVAL; of City of Stamford Motor Vehicle Use Policy. 07/26/99 - Submitted by Mayor Dannel P. Malloy 08/12/99 - Referred to Committee - Board of Finance 09/01/99 - Held in Committee 12/22/99 - Committee voted to hold

Chair Skigen reported that Item No. 6 was also held. Numerous suggestions were made for changes to the policy. Everyone has a copy of the revised policy, which does not incorporate all of the changes, but does incorporate some.


Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1, 2 and 7, was approved by unanimous voice vote.

LAND USE COMMITTEE: Donald B. Sherer, Co-Chair Patrick White, Co-Chair Meeting: Thursday, December 30, 1999 7:30 p.m. - Democratic Caucus Room
Chair Sherer reported that the Land Use Committee met on December 30, 1999 at 7:30pm. Present were committee member Reps. Sherer, Loglisci, Nakian, O’Neill and Boccuzzi. Also present was Rep. Giordano; Robin Stein; and GIS Representatives.

1. LU25.031 APPROVAL; of agreement with Merrick and Company for photogrammatic mapping services; update of city's mapping resources through recent aerial photography; amount of contract: $258,798.00.
   11/22/99 - Submitted by Mayor Dannel P. Malloy
   12/09/99 - To be considered by Board of Finance
   12/30/99 - Committee voted to hold

Chair Sherer reported that this item is being held because the Committee didn’t remember receiving back up and it was unfamiliar with the material.

2. LU25.032 RESOLUTION; requesting acceptance of West Rock Trail, West Knobloch Lane and Knobloch Lane as city streets under Charter Part 8, Budgetary Procedures - 6; Special Assessment.
   11/30/99 - Submitted by Westover Woods, LLC
   12/30/99 - Committee approved 5-0-0

Chair Sherer stated that this starts the process, and we have learned over the past few months that we have been handling these acceptances wrong in the past. From now on, we start with the resolution and end up approving the acceptance. This merely authorizes the Mayor to send out the forces to examine the property and make sure they meet City codes and to assess the petitioners 100% for the cost. Rep. Sherer added that we have an ordinance on the books that requires that no approvals be made until spring, so this will not come before us before April again for approval. The Committee approved this item 5-0-0.

3. LU25.34 APPEAL; of Planning Board Denial of Application No. MP-364 re: 999 Bedford Street; appellant: 999 Bedford Street Corporation.
   12/13/99- Submitted by 999 Bedford Street Corp.
   12/30/99 - Held in Committee

Chair Sherer reported that this matter is being held until next month at the request of the attorney for the appellant.

4. LU25.35 REVIEW; of Telecommunications Siting Report and status of any proposed legislation.
   12/15/99 - Submitted by Rep. Shapiro
   12/30/99 - Report Made

Rep. Sherer stated that Robin Stein stated that this matter is being reviewed by the Zoning Board, and actually has been put on the back burner by them. No legislation has been drafted, so the Land
Use Committee will press them for further information, but for now it is rather a non-issue as far as the Zoning Board is concerned.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item No. 2, was approved by unanimous voice vote.

**OPERATIONS COMMITTEE:**  
Bobby E. Owens, Chair  
Susan Nabel, Vice Chair  
Meeting: Tuesday, December 28, 1999  
7:00 p.m. - Democratic Caucus Room

Chair Owens reported that the Operations Committee met on Tuesday, December 28, 1999. Present were committee member Reps. Owens, Nanos, Zelinsky, Hunter, and O’Neill. Also present was Deputy Chief DeVito; Captain Tom Lombardi; Lieutenant Cronin. The Committee also met on January 4, 2000, and present were Committee Member Reps. Owens, Hunter, Nanos, Lyons and Corelli.

1. O25.024 REVIEW; of Government Center security system.  
   12/28/99 - Committee voted to hold  

   **Secondary Committee: House**

   Chair Owens reported that a representative from Shamrock was invited but could not attend due to illness. The Police Department gave an impressive presentation of the security regarding the Government Center. The Police Department was most concerned with the failures of the present system of operation. The Committee voted to hold this item until it could meet with Shamrock and the Police Department jointly.

   Upon motion duly made and seconded and approved by unanimous voice vote, the House Committee report was waived.

2. O25.025 APPROVAL; agreement between Kapell and Kostow Architects, P. HELD IN C. and the City of Stamford for architectural and engineering services for exterior renovations of Old Town Hall; amount of contract: $56,500.00.  
   12/02/99 - Submitted by Mayor Dannel P. Malloy  
   01/13/99 - To be considered by Board of Finance  
   12/28/99 - Committee voted to hold 5-0-0

Chair Owens reported that the Committee voted 5-0-0 to hold the item as additional information was requested. In addition, the Committee wants to check the qualifications of the consultants that the City is using in this case. Further, Chair Owens was unsure if the Board of Finance had approved this item.
Chair Fortunato reported that the Public Safety & Health Committee met on Wednesday, December 22, 1999 at 6:30 in the Republican Caucus room. Present were Committee Member Reps. DeLuca, MacInnis, O’Neill, Poltrack, Skigen, and Fortunato. A public hearing was held for Item No. 1, and no one from the public attended.

1. PS25.020 PROPOSED ORDINANCE; for Final Adoption; dealing with blighted properties in the City of Stamford.
   05/07/99 - Submitted by Reps. DeLuca and Fortunato
   11/02/99 - Report Made
   12/22/99 - Committee approved 6-0-0

Chair Fortunato moved the ordinance; said motion was seconded. Chair Fortunato moved an amendment, including the Land Use Office in the list of departments responsible for the certification list in Section 3A, page 5. Said amendment was seconded and approved by unanimous voice vote.

Chair Fortunato moved the second amendment: changing the penalty in Section 4C to $90 from $100 for each day the property remains in violation. Said motion was seconded and approved by unanimous voice vote.

Chair Fortunato moved the ordinance, as amended. Said motion was seconded.

Rep. Martin stated it is his opinion that material changes to the ordinance have been made; and moved for republication of the ordinance. Said motion was seconded and approved by unanimous voice vote.

Rep. Loglisci asked if it will be immediately published and if there will be another public hearing. He stated that one of his constituents has a change he wants the Committee to consider.

Rep. Domonkos stated that there will be another public hearing and that Rep. Loglisci would have to go to the Committee’s public hearing with any proposed changes.

Chair Fedeli reported that the Parks & Recreation Committee met on Monday, December 27, 1999 at 6:30 p.m. in the Republican Caucus Room. Present were committee member Reps. Fedeli, Cannady, Imbrogno, Poltrack, and Sherer. Also present were Pat McGrath, Golf Authority; and
members of the E.G. Brennan Golf Commission. Due to only five members being present, there was no quorum.

Chair Fedeli moved to take Item No. PR25.040 out of committee; said motion was seconded and approved by voice vote

1. PR25.40 APPROVAL; of lease between Sterling Farms Golf Course and the City of Stamford; term of lease: 5 years; annual rent: 11% of gross revenue.
   08/03/99 - Submitted by Mayor Dannel P. Malloy
   08/10/99 - Approved by Planning Board
   09/09/99 - To be considered by Board of Finance
   08/25/99 - Held in Committee
   09/29/99 - Held in Committee
   12/01/99 - Committee approved 8-1-0
   12/27/99 - No quorum

Chair Fedeli reported that this was previously approved at the last committee meeting by a vote of 8-1-0; Chair Fedeli moved the item. Said motion was seconded.

Rep. O’Neill moved to amend the approval by having the Board president transmit a letter to the Mayor and the Golf Authority to permanently set aside the playground open space area and public picnic area for public use.

Rep. Martin stated that the if the president agreed to the letter and there was no objection, the Board could agree to the sending of the letter. If a motion of this nature is to be made, it should occur after the main motion was voted on, and this motion is technically out of order at this time.

Rep. Zelinsky stated that if the letter is sent, the Authority should sign this letter and agree to this.

President Domonkos stated that the vote is on the lease at this time.

Rep. Summerville stated that she will vote for the lease if there is an understanding that this letter will be sent. Rep. Summerville asked for clarity as to how she can vote for the lease, contingent upon the letter being sent, if there is no approval of a motion to send the letter. Rep. Summerville stated that her vote is contingent on this letter being sent, and feels that this letter should be an amendment to the lease.

President Domonkos agreed to write this letter, if the Board informally consents to it; otherwise, a formal vote could be taken. Rep. Summerville asked President Domonkos to clarify what the letter would say.

Rep. Martin said he understands what Rep. Summerville is saying, but that technically, the motion is to approve the lease, the Board is not passing the lease but is passing a motion saying we approve of
the lease. The motion could be amended to say that the Board is approving the lease and writing a letter – this would be acceptable.

Rep. Summerville stated that if the amendment included the words, "let the record reflect that the contents of the letter represents the intent of this Board in approving this lease." Rep. Summerville moved such an amendment; said amendment was seconded. President Domonkos clarified the motion and second: to approve the lease and an accompanying letter that so states what Mr. O’Neill requested in his comments. Said motion was approved by voice vote.

Rep. White stated that we have a lease, the issue is quite serious and that he believes should be part of the lease, and the Board is trying to cover itself with the letter. Rep. White stated that the letter doesn’t really hold much weight. While he has confidence in the present Authority and its members that they would respect the spirit of this letter, this is no protection in the future. Authorities change, various boards and commissions change, and we are not sure how this would turn out. The best protection of this public land would be to make it a matter of the lease, and Rep. White believes the reasoning for this letter is seriously flawed – it should be part of the lease.

Rep. Loglisci stated he never saw so much made over a lease. Rep. Loglisci thought we were looking to approve this lease, which has been put off several times, and every time the lease is brought up for approval, the Board comes up with a new reason not to sign it. Rep. Loglisci stated that he is uncertain as to what this letter will accomplish, does not believe it has any legal hold on that Authority, and he believes the Board should sit down with the Authority, let them know what the Board wants, and they may agree with us. Rep. Loglisci stated that adding additions to a contract and delaying the signing of the lease, indicating we don’t trust the members of the Committee is beating a dead horse. The Board should just approve the contract, and leave the other stuff to conversation, relay the Board’s intent and work it out that way.

Rep. Lyons stated that he agrees with Rep. Loglisci’s thoughts, adding that this contract has been in front of us for several months. Both sides have demonstrated good faith efforts on several contentious issues. Section 6 of Paragraph 5 of the lease states that "it is further agreed by the tenant that the Tenant shall comply with and conform to all laws of the State of Connecticut and the Charter, Code of Ordinances, by-laws, rules and regulations of the City within which the premises hereby leased are situated." Rep. Lyons stated that there is enough legal language in there currently to protect the open space and the "municipal parkland" being discussed. Rep. Lyons is certain the Authority would conform and would agree to express the same sentiments everyone wants to see in having this land protected. Rep. Lyons urged that logic prevail and that the Board finally move this lease off of the Agenda.

Rep. Corelli stated that she has used the public area on several occasions, through the Authority, and she has not had any problems utilizing the area.

Rep. Martin stated that some don’t think the letter is needed, but he doesn’t believe any one would see it as harm, and some feel the letter will improve the security of this contract. Rep. Martin stated he would like to see this amendment passed as it will offer some degree of security.
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stated he then believes the Board should pass the lease.

President Domonkos stated that the Board is now voting on the amendment to the motion to approve the lease. The item was approved by voice vote, Reps. Loglisci, Imbrogno, Fedeli, Corelli, White and Mobilio opposed).

President Domonkos stated that the Board is now voting on the lease with the accompanying letter as the amendment. Said motion was approved by voice vote, Rep. White opposed.

Chair Fedeli moved to take Item No. PR25.045 out of Committee; said motion was seconded and approved by unanimous voice vote.

2. PR25.045  APPROVAL; of 2000 Brennan Golf Course fees; includes annual permit increase of $5, golf cart rental increases and tournament rate increases.  
10/18/99 - Approved by Golf Commission  
12/02/99 - Submitted by Mayor Dannel P. Malloy  

Chair Fedeli reported that the 2000 rates include a $5 permit increase, a $1 cart rental increase and a $2 increase to tournament rates; Chair Fedeli moved the item; said motion was seconded.

Rep. Skigen asked if Sterling Farms was also raising its permit fee. Chair Fedeli replied that if this is passed, Sterling Farms will increase its fee also.

Rep. DeLuca stated that the fees themselves are not out of line. Rep. DeLuca stated what is not pointed out in the request is the fact that the Golf Commission proposes increasing the number of guaranteed tournament players from 72 to 84. Rep. DeLuca stated that this really doesn’t make good business sense in that the organizations that have the Monday tournaments have been having problems guaranteeing 72 people. If they are having a difficult time meeting 72, why would they want to increase it to 84? Rep. Martin stated that to try to get 84 people, there may actually be less tournaments, and he recommends that the Boards should make the 72 minimum contingent upon the approval.

Rep. DeLuca moved that the approval include the 72 person minimum; said motion was seconded.

Chair Fedeli stated that during discussion this matter came up, and it was the Commission’s view that when they do book a tournament, the entire course is booked, and by their increasing the number, the revenue will be increased – not decreased – because they will get the fair amount that they should be getting for the entire course for that particular time.

Rep. Lyons stated that they are only talking about three extra foursomes, and he sees no major implications in increasing it, and in fact questions why the City shouldn’t bring it even higher. Rep. Lyons asked why the City should be subsidizing people who want to use the municipal golf courses for private tournaments.
Rep. Skigen asked if the Board is allowed to amend a recommendation coming from the Golf Commission, and that he believes the Board should only have to vote the matter up and down. Rep. Martin responded that he believes Mr. Skigen is correct and that we shouldn’t be amending the fees but should be informing the Golf Authority of what we would accept and approved.

President Domonkos stated that she specifically remembers reducing fees in other situations. Rep. Martin stated that the Board of Representatives has a special power to set fees for the City, and that it can set the fees for anything. However, with regard to park regulations, the Board is not permitted to amend them; these regulations are to be submitted and the Board either approves or disapproves them – it can’t amend them. Rep. Martin stated the question is whether this is part of the fee or is it a regulation, and he interprets this as a regulation.

Rep. Sherer stated that Section C6-1-30-2, Powers & Duties of the Golf Commission, Subsection 2, "to make such rules and regulations for the use and conduct of the course and of attendant facilities as may be required for proper usage and benefit to users … such rules and regulations may be modified by the Board of Representatives."

President Domonkos stated that the Board can modify rules and regulations. President Domonkos stated there is a motion and a second on the floor to reduce the number of tournament players from 84 to 72.

Rep. Zelinsky pointed out that there are several charitable organizations in the City of Stamford that use the Golf courses as major fund raisers. As an example, Rep. Zelinsky cited the Red Cross and the Rehabilitation Center of Southwestern Fairfield County. Rep. Zelinsky believed it would be detrimental to these organizations, and he agreed with Rep. DeLuca.

The amendment was approved by voice vote with Reps. Spandow, Martin, Nakian, Lyons, Skigen, MacInnis, Gasparrini, White, Poltrack, Fedeli, Domonkos, Summerville and Fortunato opposed. President Domonkos stated the vote was 25-13-0.

Rep. DeLuca stated that the number of rounds of golf were down at E. Gaynor Brennan during the last year approximately 5,245 rounds. In 1998 there were 54,000 rounds of gold; in 1999, there were 48,000 rounds of golf. At an average cost of $12 a round, there has been an income loss of approximately $72,000 on green fees alone. If you consider that half of these people take carts, there would have been another $20,000, for a $90,000 revenue decrease. Rep. DeLuca stated that two years ago he proposed allowing non-resident taxpayers to purchase a resident permit, and this was soundly defeated. However, due to the fact that times have changed and E. Gaynor Brennan is in need of increased income, he would like to move to allow non-resident taxpayers be permitted to buy a $100 season pass (vs. the $25 fee for residents), and have a special green fees rate of $23 on weekends and $18 on weekdays. This is a $10 decrease from the current rates. Rep. DeLuca stated this would help E. Gaynor Brennan immensely, and he does not want to see a similar situation (such as Smith House) where the facility loses money and is sold or privatized. Said motion was seconded;
Rep. Lyons stated that the previous debate centered around decreasing the number of tournament slots from 84 to 72, which would have increased revenue at the course; now, in the next amendment, the proposal is for decreasing user fees, which has caused reduced revenues to begin with. Rep. Lyons stated he sees no flow of logic whatsoever in reducing any further the monetary input to the course. Rep. Lyons stated that it is a very simple theory – the course needs revenue – users pay and the City gets revenue. Rep. Lyons added that he does not see why the Board is trying to subsidize the golfers.

Rep. Skigen stated that the Board seems to be trying to micromanage the facility. He added that Mr. DeLuca’s amendments may have validity, but they should come from the Golf Commission rather than from this Board. Rep. Skigen stated he would vote against this item.

Rep. Martín moved the question. Said motion was seconded and approved by unanimous voice vote. President Domonkos stated that the Board is now voting on Mr. DeLuca’s motion, which is to create a special category for non-residents at E. Gaynor Brennan Golf Course. Said motion failed by voice vote with Reps. DeLuca and Loglisci in favor of the item.

President Domonkos stated that the Board would now vote on the main motion, as amended. Said motion was approved by voice vote, with Reps. Shapiro and Skigen opposed.

Chair Fedeli stated that her report was concluded, and she thanked her Committee for having patience over the past months on several items.

EDUCATION COMMITTEE:  Ellen Mellis, Chair
Philip Giordano, Vice Chair
Meeting: Monday, December 20, 1999
7:00 p.m. - Democratic Caucus Room
(in conjunction with Fiscal Committee)
- and -
Meeting: Wednesday, December 22, 1999
7:00 p.m. - Democratic Caucus Room
(in conjunction with Personnel Committee)

No report.

URBAN REDEVELOPMENT COMMITTEE:  Jim Shapiro, Chair
Joseph Gasparrini, Vice Chair

No report.
Chair Mitchell stated that the Housing/Community Development/Social Services Committee met on December 20, 1999. Present were Committee Members Blackwell, Cannady, Green-Carter, Gaztambide, Giordano and Mitchell, and Rep. Mellis was excused. Also in attendance were Tim Beeble, Director of Community Development, and Ellen Bromley, Social Services Coordinator.

1. HCD25.27 DISCUSSION; of privatization of Rippowam Park/Oak Park apartments.
   07/08/99 - Submitted by Reps. Domonkos and Mitchell
   09/07/99 - Report Made
   09/28/99 - Held in Committee
   12/21/99 - Report Made

Chair Mitchell reported that the Committee discussed the possibility of meeting with representatives from the Housing Authority and the Housing Commission regarding future plans for privatization. The Committee will request a list of vacancies of housing units at all sites, any waiting lists, the number of new applications accepted within the last three years, and information regarding the Section 8 program. Chair Mitchell reported that this item will be held in committee.

2. HCD25.28 DISCUSSION; of the Year 25 Annual Action Plan for the use of Community Development Block Grant (CDBG) Funding and the HOME Investment Partnership Program.
   12/10/99 - Submitted by Timothy R. Beeble
   12/21/99 - Report Made

Chair Mitchell reported that the public hearing will be held January 27, 2000 at 5:30 p.m. in the Legislative Chambers. The Budget Workshop will be on February 5, 2000 in the Democratic Caucus Room. The Committee also discussed the following items: the signing of contracts, better advertisement for the HOME Investment Partnership Program, and as part of the application process, each agency will need to include with their request, how their proposed activity will be self-sufficient at the end of three years.
Chair DeLuca reported that the Transportation Committee met on Wednesday, December 29, 1999. Present were Committee Members DeLuca, Nanos, Giordano, Zelinsky and Blackwell. Also present were Herb Cohen of the Operations Department and Dave Schmidt of ProPark.

1. T25.019 APPROVAL; of agreement between the City of Stamford and Propark Inc. for managed operation of parking facilities at the Transportation Center Garage.
   01/13/99 - Submitted by Mayor Dannel P. Malloy
   12/29/99 - Committee voted 5-0-0

Chair DeLuca stated the item was approved 5-0-0 by the Committee. The Committee asked what would happen if the State takes over the parking garage. ProPark has signed a waiver stating that the contract will be null and void.

Chair DePina reported that the Administration & Technology Committee met on Tuesday, December 21, 1999. President were Committee Members Day, Mitchell, Hunter, Summerville and DePina. Also present was John Byrne, Director of Public Safety; Steve Anderson and another representative from DesLauriers Solutions.

1. AT25.008 APPROVAL; of agreement with DesLauriers Municipal Solutions, Inc. for a pen-based field inspection computer system for Health, Building and Fire Departments; amount of contract: $100,000.00.
   11/30/99 - Submitted by Mayor Dannel P. Malloy
   12/09/99 - To be considered by Board of Finance
   12/21/99 - Committee voted 4-0-0

Chair Depina reported that the Committee approved the contract 4-0-0 and she moved the item. Said motion was seconded.

It was confirmed that the Board of Finance approved the item on December 9, 1999.
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The item was approved by voice vote.

**HOUSE COMMITTEE:**

Annie M. Summerville, Chair  
Meeting: Tuesday, December 28, 1999  
7:00 p.m. - Democratic Caucus Room  
(in conjunction with Operations Committee)

No report.

**SPECIAL COMMITTEE ON PARKS:**

Lisa Poltrack, Co-chair  
Paul Esposito, Co-chair

No report.

President Domonkos announced that this Committee would be cancelled and would be re-established should the need arise.

**SPECIAL REVALUATION COMMITTEE:**

Maria Nakian, Chair  
Meeting: Wednesday, December 8, 1999  
6:00 p.m. - Board of Finance Conf. Rm.

Chair Nakian reported that the Special Revaluation Committee met on Wednesday, December 8, 1999 with the Board of Finance. Present were Reps. Nakian, Loglisci and Martin with Reps. Fedeli and Spandow excused. Also present from the Board of Finance was Ms. Rinaldi, Mr. Fox, Ms. Powers, Mr. Callion and Mr. Tarzia. Thomas Hamilton, William Forker, and Frank Kirwin from the City; Steven Hazzard, the president of Sabre Systems and James Moran, the president of Moran & Associations were also present.

1. REVIEW; of status of City revaluation  

Chair Nakian stated that Mr. Hamilton gave a very complete outline of the revaluation. Chair Nakian stated that the entire outline is on the website. In addition, Chair Nakian issued a shorter report of points not covered in Mr. Hamilton’s document. These have also been posted on the website. Chair Nakian commented that in today’s paper, there have been approximately 400 requests for appeals, as opposed to 2,000 during the last revaluation. Chair Nakian stated that the care taken in this revaluation will pay off in fewer appeals and better retention rate of the values for the City. Chair Nakian stated that Mr. Hamilton has requested one more meeting with the Committee after the appeals have been done. At that time a final report will be issued.

Rep. Zelinsky stated he has read the report. He stated that several of his constituents are not happy with the way the revaluation was done. He said that people who have attended appeals have told him
that the company simply took the sale of homes within the City of Stamford (approximately 2,000 homes) and calculated figures based on those to match with each individual homeowner. The homeowners stated they were simply driving by the homes being appraised. Rep. Zelinsky stated that in his district, which is an old established neighborhood, according to Mr. Hamilton’s chart, the highest increase affects approximately 12% of the Stamford residents or 1,000 homeowners, and these individuals will receive a 32% increase. Rep. Zelinsky’s district contains people who have been increased 36%, 40% and as high as 45%. These individuals do not live on the water or in a rich area of the community, and many of these people may be appealing. Rep. Zelinsky added, for the record, that he is a little bit dissatisfied. Rep. Zelinsky stated that the map provided by Mr. Hamilton in his report, which was very well done, showed that the maximum increase for his district would be 26% and a neighboring district showed a -4%. Therefore, Rep. Zelinsky doesn’t understand where they came up with 36% and 40% increases.

Rep. Zelinsky stated that representatives can help their constituents by looking at the differences between 1993 and 1999 and calculate the difference, they can see what the percentage is. Even though the mill rate will be decreased – from .28 to .22, it is still based on assessment. If the assessment is going to be 45% more, they are going to have to pay more taxes, and they won’t realize this until they get their tax bill. Rep. Zelinsky stated that now is the time to appeal.

RESOLUTIONS

MINUTES

1. December 6, 1999 Regular Meeting

Rep. Nakian requested the December minutes be changed to reflect that Rep. Spandow was excused from the Legislative & Rules Committee meeting.

COMMUNICATIONS

1. President Domonkos read a letter from the Senior Center thanking those representatives who attended the dedication and inviting any representative who wants to tour the facility

2. President Domonkos asked all representatives to review the new committee list as some changes have been made.

OLD BUSINESS
NEW BUSINESS

ADJOURNMENT

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 10:55 p.m.

The proceedings are available on audio tape at the Offices of the Board of Representatives.