

The Regular Meeting of the 25th Board of Representatives of the City of Stamford will be held Monday, February 7, 2000 p.m. in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, Stamford, Connecticut.

Minutes

The meeting was called to order at 9:47 p.m.

INVOCATION: By Rep. Loglisci

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

ROLL CALL: Conducted by Clerk of the Board Annie M. Summerville; there were thirty-six members present and three members excused: Reps. MacInnis, Mobilio and Spandow; Rep. Alswanger arrived at 10:00 p.m.

MACHINE TEST VOTE: The machine was in good working order.

PAGES:

MOMENTS OF SILENCE: For the late:

Steven Wilkie, by Reps Mellis and Zelinsky;

Bessie Chakere, by Reps. Giordano and Zelinsky;

John J. McGrath, by Reps. Giordano and Zelinsky;

Dorothy J. Farina, by Reps. Giordano, Loglisci and Zelinsky;

Cathy MacKenzie Richbourg, by Rep. Giordano

Gladys J. Koproski, by Reps. Giordano, Loglisci and Zelinsky

Mary P. Rizzi, by Reps. Giordano, Loglisci and Zelinsky;

Nora Davis, by the Black Caucus of the 25th Board of Representatives;

Ray Treadway, by the Black Caucus of the 25th Board of Representatives;

Lawrence Cummins, by Reps. Giordano and Zelinsky;
Virginia P. Dacey, by by Reps. Giordano, Loglisci and Zelinsky;
Harold Ballin, by Reps Mellis, Domonkos and Sherer;
Edward J. Talentino, by Reps. Giordano and Zelinsky;
Gloria Yanicki, by Reps. Mellis and Zelinsky;
Corinne Hancock, by Rep. Domonkos; and
Louis A. Costanzo, III, by Rep. Loglisci.

STANDING COMMITTEES

STEERING COMMITTEE: Meeting: Wednesday, January 12, 2000
([Report](#)) 7:00 p.m. - Democratic Caucus Room

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
Meeting: Tuesday, February 1, 2000
7:00 p.m. - Democratic Caucus Room

Chair Esposito reported that the Appointments Committee met on Tuesday, February 1, 2000. Present were Committee Member Reps. Esposito, Summerville, Fortunato, Nanos, Blackwell, DePina, Mobilio, Loglisci, Corelli, Mellis and Boccuzzi. Also present was President Domonkos, Rep. Day and Mr. Ted Payne from Performance Management, Inc.

1. A25.098	<u>Tax Assessment</u> Anthony D. Sutton (D) 87 Dean Street #3 Stamford, CT 06902 Term Expires: 12/01/02 01/10/00 - Submitted by Mayor Dannel P. Malloy 02/01/00 - Committee voted 6-5-0	Repl. Norman-Rosedam (exp. 12/01/99)	APPROVED BY VOICE VOTE (Reps. Loglisci, Day, Fedeli, Corelli, and DeLuca opposed)
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Chair Esposito stated the Committee voted 6-5-0 and moved the item; said motion was seconded and approved by voice vote (Reps. Loglisci, Day, Fedeli, Corelli and DeLuca opposed).

2. A25.099	<u>Tax Assessment</u> Phillip J. Pasetiner (D) 67 St. George Avenue	Repl. Levine (exp. 12/01/01)	APPROVED BY UNANIMOUS VOICE VOTE
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Stamford, CT 06905
Term Expires: 12/01/01
01/10/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 9-1-1

Chair Esposito reported that the Committee voted 9-1-1. Chair Esposito moved the item; said motion was seconded and approved by unanimous voice vote.

3. A25.100 Tax Assessment (Temporary Member) **APPROVED**
Hochman, Mary Frances (D) **ON CONSENT**
86 Overhill Road **AGENDA**
Stamford, CT 06902
01/10/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 10-0-1

Chair Esposito placed Item No. 3 on the Consent Agenda; President Domonkos stated that she saw no hands.

4. A25.101 Commission on Aging **APPROVED**
Leon W. Jaiven (R) Repl. Antonelli **ON CONSENT**
45 Fawn Drive (exp. 12/01/99) **AGENDA**
Stamford, CT 06905
Term Expires: 12/01/02
01/10/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 11-0-0

Chair Esposito placed Item No. 5 on the Consent Agenda; President Domonkos stated that she saw no hands.

5. A25.102 Commission on Aging **APPROVED**
Theresa Dell (R) Repl. Meyer **ON CONSENT**
125 Hardesty Road (exp. 12/01/98) **AGENDA**
Stamford, CT 06903
Term Expires: 12/01/01
01/10/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 11-0-0

Chair Esposito placed Item No. 5 on the Consent Agenda; President Domonkos stated that she saw no hands.

6. A25.103 Economic Development Commission **APPROVED**
W. Frank Dell, II (R) Repl. Rich **ON CONSENT**
125 Hardesty Road (exp. 12/01/98) **AGENDA**

Stamford, CT 06903
Term Expires: 12/01/01
01/10/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 10-0-1

Chair Esposito placed Item No. 6 on the Consent Agenda; President Domonkos stated that she saw no hands.

7. A25.104 Golf Authority **APPROVED**
Antonio Conte (R) Reappointment **ON CONSENT**
71 Barmore Drive East (exp. 01/01/00) **AGENDA**
Stamford, CT 06905
Term Expires: 01/01/03
01/07/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 11-0-0

Chair Esposito placed Item No. 7 on the Consent Agenda; President Domonkos stated that she saw no hands.

8. A25.117 Golf Authority **APPROVED**
Arnold Y. Kapiloff, Esq. (D) Repl. D'Elia **ON CONSENT**
20 Quarry Road (exp. 01/01/00) **AGENDA**
Stamford, CT 06903
Term Expires: 01/01/03
01/12/99 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 11-0-0

Chair Esposito placed Item No. 8 on the Consent Agenda; President Domonkos stated that she saw no hands.

9. A25.105 Golf Commission **APPROVED**
J. Ward Brennan (R) Repl. Ostrowski **ON CONSENT**
43 Seaview Avenue, Apt. 20 (exp. 12/01/99) **AGENDA**
Stamford, CT 06902
Term Expires: 12/01/02
01/07/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 11-0-0

Chair Esposito placed Item No. 9 on the Consent Agenda; President Domonkos stated that she saw no hands.

10. A25.106 Smith House Board of Directors **APPROVED**
June Zimblar (R) Rep. Conrad **ON CONSENT**

50 Amherst Place (exp. 12/01/99) **AGENDA**
Stamford, CT 06902
Term Expires: 12/01/02
01/07/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 11-0-0

Chair Esposito placed Item No. 3 on the Consent Agenda; President Domonkos stated that she saw no hands.

11. A25.107 Smith House Board of Directors **HELD IN**
Mark J. Verrastro (R) Rep. Hermann **COMMITTEE**
219 Club Road (exp. 12/31/97)
Stamford, CT 06905
Term Expires: 12/31/00
01/07/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Held in Committee

12. A25.113 Smith House Board of Directors **APPROVED**
Michael E. Dubissette, MD (D) Rep. Avalos **ON CONSENT**
44 Cerreta Street #5 (exp. **AGENDA**
12/01/99)
Stamford, CT 06907
Term Expires: 12/01/02
01/12/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 11-0-0

Chair Esposito placed Item No. 12 on the Consent Agenda; President Domonkos stated that she saw no hands.

13. A25.114 Smith House Board of Directors **HELD IN**
Sy Feinland (D) Rep. Gasparri **COMMITTEE**
37 Clifford Avenue (exp. 12/01/99)
Stamford, CT 06905
Term Expires: 12/01/02
01/12/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Held in Committee

14. A25.108 Zoning Board **HELD IN**
Harry L. Parson, Jr. (D) Reappointment **COMMITTEE**
29 Trailing Rock Lane (exp. 12/01/99)
Stamford, CT 06903
Term Expires: 12/01/02
01/12/00 - Submitted by Mayor Dannel P. Malloy

02/01/00 - Held in Committee

15. A25.109 Zoning Board **APPROVED
ON CONSENT
AGENDA**
Audrey Consentini (R) Reappointment
105 Wyndover Lane (exp. 12/01/99)
Stamford, CT 06902
Term Expires: 12/01/02
01/12/00 - Submitted by Mayor Dannel P. Malloy
02/01/00 - Committee voted 11-0-0

Chair Esposito placed Item No. 15 on the Consent Agenda; President Domonkos stated that she saw no hands.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 3-10, 12 and 15, was approved by unanimous voice vote.

Chair Esposito reported that Item Nos. 11, 13 and 14 were held because the candidate could not appear for the interview.

FISCAL COMMITTEE David Martin, Chair
Bobby E. Owens, Vice Chair
Meeting: Monday, January 24, 2000
7:00 p.m. - Democratic Caucus Room

Upon motion duly made and seconded by Rep. DeLuca, Item No. 10 was unanimously approved to be taken out of order.

10. F25.197 RESOLUTION; re: additional state funding for Smith **APPROVED BY
VOICE VOTE
(Rep. Gasparrini
opposed)**
House Nursing Home and response to the Mayor's
Report.
08/14/98 - Submitted by Rep. Martin
11/03/99 - Held in Committee
11/22/99 - Committee voted to hold
01/24/00 - Committee approved 7-1-1

Secondary Committee: Personnel

Concur

Chair Martin stated that all board members should have received the resolution that the Fiscal Committee passed by a vote of 7-1-1. Chair Martin stated that, in simple terms, this is a very complex issue with heartfelt opinions on a number of different sides. He stated he was not going to over simplify the matter so as to fit it within the Board meeting tonight. Chair Martin stated the Fiscal Committee worked over several months hearing representatives of the City, from the negotiating group, from the Legal Department as

well as leadership and members of the union that is at Smith House. Chair Martin stated that, after much due consideration, the Fiscal Committee came to, what he would call, a compromise position, and a difficult one at that, trying to represent both sides of the issue.

Chair Martin stated that the resolution speaks for itself, it is a recommendation to the Mayor that 40% of the funds be used for improvements in the staffing at Smith House, 20% be given as non-permanent bonuses to the employees at Smith House and that approximately 40% of the funds be used by the City to defray costs in general within the guidelines of the law and OPM for the Smith House facility. Chair Martin stated, that once again, this represents a compromise position of the people on the Fiscal Committee, it was a very difficult item, and that concludes his report on the item. Chair Martin moved the item; said motion was seconded.

The item was approved by voice vote (Rep. Gasparriini opposed).

Chair Martin reported that the Fiscal Committee met on Monday, January 24, 2000 at 7:00 p.m. Present were Committee Members Reps. Martin, Sherer, Mellis, Loglisci, DeLuca, Green-Carter, Lyons, Nanos, Poltrack and Giordano.

1. F25.232 \$43,534.00	ADDITIONAL APPROPRIATION (Special Revenue Fund); Health Department; Healthy Start; to align budgeted amount with state approved grant funding; funds will pay for an outreach worker's salary and benefits and travel. 12/30/99 - Submitted by Mayor Dannel P. Malloy 01/13/00 - Approved by Board of Finance 01/24/00 - Committee approved 10-0-0	APPROVED ON CONSENT AGENDA
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Secondary Committee: Public Safety & Health

Concur

Chair Martin reported that while this item is listed on the Agenda as \$45,534, the correct figure should be \$43,534. Chair Martin placed the item on consent; the president stated she saw no hands. Chair Martin also stated that these funds come from the Special Revenue Fund, not the Operating Budget.

2. F25.230 \$24,085.00	ADDITIONAL APPROPRIATION (Special Revenue Fund); Health Department; AIDS Risk Reduction Grant; represents increased grant funds awarded to Stamford; funds to be contracted to local organizations to perform outreach and education; funds to be used to pay for conferences, training, travel and supplies. 12/30/99 - Submitted by Mayor Dannel P. Malloy 01/13/00 - Approved by Board of Finance 01/24/00 - Committee approved 10-0-0	APPROVED ON CONSENT AGENDA
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Secondary Committee: Public Safety & Health

Concur

Chair Martin reported that Item No. 2 also comes from the Special Revenue Fund, not the Operating Budget, and that the item is on consent. President Domonkos stated she saw no hands.

3. F25.233 RESOLUTION; authorizing an agreement between the City and the CT Dept. of Social Services for a summer busing grant; program to be operated by Division of Recreation Services; amount of grant: \$1,903.00.
01/06/00 - Submitted by Mayor Dannel P. Malloy
01/24/00 - No action taken **NO ACTION TAKEN**

Chair Martin stated there was no action taken on Item No. 3 and that he anticipates it will be withdraw in the future.

4. F25.234 RESOLUTION; authorizing application for and an agreement with the CT Dept. of Social Services for a program to support counseling and referral services for elderly citizens; funds to pay the salary and partial benefits of an outreach worker; amount of grant: \$54,888.00.
01/06/00 - Submitted by Mayor Dannel P. Malloy
01/24/00 - Committee approved 10-0-0 **APPROVED ON CONSENT AGENDA**

Chair Martin reported that Item No. 4 is on consent; President Domonkos stated she saw no hands.

5. F25.231 ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Employee Assistance Program; to increase account as current spending trends are greater than budgeted amounts.
\$47,281.00 12/30/99 - Submitted by Mayor Dannel P. Malloy
01/13/00 - Approved by Board of Finance
01/24/00 - No action taken **NO ACTION TAKEN**

Secondary Committee: Public Safety & Health

Chair Martin reported that at the request of the Police Department, no action was taken on Item No. 5.

6. F25.229 ADDITIONAL APPROPRIATION (Operating **APPROVED**

\$604.00 Budget); Police Department; Drug Enforcement; **ON CONSENT**
Overtime; to align budgeted amount with state **AGENDA**
approved grant funding.
12/30/99 - Submitted by Mayor Dannel P. Malloy
01/13/00 - Approved by Board of Finance
01/24/00 - Committee approved 10-0-0

Chair Martin stated that Item No. 6 is to reconcile a grant funding and that the item is on Consent. President Domonkos stated she saw no hands.

7. F25.228 **ADDITIONAL APPROPRIATION (Operating**
\$131.00 Budget); Police Department; Crime Prevention; to **APPROVED**
align budgeted amount with state approved grant **ON CONSENT**
funding. **AGENDA**
12/30/99 - Submitted by Mayor Dannel P. Malloy
01/13/00 - Approved by Board of Finance
01/24/00 - Committee approved 10-0-0

Chair Martin stated that Item No. 7 was on consent; President Domonkos stated she saw no hands.

8. F25.227 **REVIEW; of current year's actual expenditures v.** **REPORT**
budget. **MADE**
12/16/99 - Submitted by Rep. Martin
01/24/00 - Report Made

Chair Martin reported that each representative should have received a one-page summary of an estimate of the budget for year end, and in quick, simple terms, the current estimate is that the City will end the year roughly \$3.5 million in the black, which is a little over 1% of the City's budget. The most important item that has a favorable variance is that the City will raise more money from taxation that previously estimated, primarily because of grand list growth. From a negative side, there seems to be some grant budgeting problems with some grants that will probably eventually be received, but not within this year, and the sheet shows the \$1.6 million to the negative that has mostly to do with those grant issues, which are being straightened out in the Grants Office.

Chair Martin reported that on the expense side, the City anticipates being over \$2 million ahead in salaries, with half of that being spent back in overtime. The City also has a substantial amount of savings in insurance. Chair Martin stated that hopefully with the cold, but not heavy snow, winter, the City could absorb the roughly \$3.5 million surplus.

9. F25.221 **REVIEW; of accounting and overtime related to the** **REPORT**
City of Stamford's maintenance contract with the **MADE &**

Board of Education.
11/22/99 - Submitted by President Domonkos
12/20/99 - Committee voted to hold
01/24/00 - Report Made

**HELD IN
COMMITTEE**

Secondary Committee: Education

Chair Martin stated a meeting was held relating to the City of Stamford's maintenance contract with the Board of Education. Chair Martin added that, as reported in the paper, the Mayor gave an overview of the activity by the Operations Department and the number of maintenance activities that they are undergoing. Chair Martin stated that this item continues, particularly with the request by the Committee to have more information pertaining to the budget and more information pertaining to the service performance, rather than the amount of work that has been conducted over the past year and a half.

11. F25.224 REVIEW; of grant-funded School Based Partnership **REPORT
MADE**
program to reduce violence through analysis of
situations via survey and interview techniques.
01/04/00 - Submitted by Rep. Martin
01/24/00 - Report Made

Secondary Committee: Education

Chair Martin reported that this item relates to an appropriation approved last month, however there were additional questions regarding this grant-funded, school-based partnership program to reduce violence. Chair Martin stated, that in simple terms, the Police Department came and answered some obvious questions like why Wright Tech was not included, and the answer was that the state troopers maintain security at Wright Tech, and they have chosen to not participate at this time. It is the hope of the Police Department that they will eventually participate.

Chair Martin also stated that this is not about incidents on campus but how action can be taken to reduce events off campus. Also, the essence of this program is extending the models that have been used in other situations to reduce crime and bring that to the schools themselves, and this grant will pay for this.

12. F25.209 ADDITIONAL APPROPRIATION (Operating **NO ACTION
\$128,407.00 Budget); Health and Social Services; Welfare to Work TAKEN**
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

12/20/99 - Committee voted to hold
01/24/00 - No action taken

Secondary Committee: Housing/Community Development/Social Services

Chair Martin stated there was no action on No. 12, and no action has been taken for a few months. Chair Martin stated he feels that this will probably be withdrawn in the future.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1, 2, 4, 6 and 7, was approved by unanimous voice vote.

President Domonkos stated that the Board appreciates the Committee's hard work on the Smith House item, and that she realizes the Committee worked long and hard to come up with this resolution.

Chair Martin extended his thanks to Mr. Shapiro, who worked up the first draft of the resolution, and to Mr. Skigen, who is the chair of the Personnel Committee, who came and offered a number of improvements to the report. Chair Martin stated without some of their guidance, the matter would not have been completed.

LEGISLATIVE & RULES COMMITTEE Maria Nakian, Chair
William MacInnis, Vice Chair
Meeting: Monday, January 31, 2000
7:00 p.m. - Democratic Caucus Room

Chair Nakian reported that the Legislative and Rules Committee met on Monday, January 31, 2000. Present were Committee Member Reps. Nakian, Esposito, Gasparrini, Mitchell, Skigen, Spadow, Zelinsky, Day and Fedeli; Rep. MacInnis was excused.

Chair Nakian stated that none of the invited guests were present at the meeting.

1. LR25.101 **PROPOSED ORDINANCE; for publication;** **HELD IN**
granting a tax abatement to The First Haitian Free **COMMITTEE**
Methodist Church of Stamford, for four lots bounded
by Virgil Street, Dryden Street and Minor Place.
11/04/99 - Submitted by Howard C. Kaplan, Esq.,
Wofsey Rosen et al
01/31/00 - Held in Committee

Chair Nakian stated that Item No. 1 would be held as no one was present regarding the matter.

2. LR25.059 **PROPOSED ORDINANCE; for publication;** **HELD IN**
providing a tax abatement for the Bibleway Church **COMMITTEE**

of God for property located at 152-154 Selleck Street.
03/23/99 - Submitted by Roberts, Kambas, Rose &
Bates
01/31/00 - Held in Committee

Chair Nakian stated that Item No. 1 would be held as no one was present regarding the matter.

PERSONNEL COMMITTEE Randall Skigen, Chair
Ralph Loglisci, Vice Chair
Meeting: Wednesday, February 2, 2000
7:00 p.m. - Democratic Caucus Room

Chair Skigen reported that the Personnel Committee met on Wednesday, February 2, 2000. Present were Committee Member Reps. Boccuzzi, Cannady, Fedeli, Fortunato, Garparrini and Skigen; Reps. Loglisci, MacInnis and Spandow were excused. Also present were Reps. DePina, Hunter, Mitchell and Zelinsky; Tom Burns and Brenda Wells of Wright Tech, representatives from Westhill; Mike Pensiero of the Stamford IS Department; John Lindquist, Director of IS for the City and the Board of Education; Director of Human Resources James Haselkamp; Assistant Director of Human Resources Bill Stover; Dena Diorio, the Director of the Office of Policy & Management; the business liaison for the Board of Education's School to Career Program; Sophie Pastore of the Mayor's Office; Diane Christiano, the School-to-Career Program Facilitator; Jim Cousins, the attorney for Mr. John Marsalisi; and a teacher from Stamford High who did not sign in.

Clerk of the Board Summerville reported that Rep. Alswanger joined the meeting at this time.

1. P25.067	PROPOSED ORDINANCE; <u>for Final Adoption</u> ; 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 01/04/00 - Returned to Committee (21-17-0) 02/02/00 - Committee voted 6-0-0	APPROVED BY UNANIMOUS VOICE VOTE
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Secondary Committee: Administration & Technology Committee

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Chair Skigen stated that a public hearing was held, and Attorney James Cousins spoke on behalf of John Marsalisi expressing concerns that the program should be made available to all high school students who are city residents. No other members of the public appeared to speak, and the public hearing was closed. Chair Skigen reported that the various teachers and administrators involved in the computer classes in the School-to-Career Program spoke to the ordinance and the method of selection that will be used to select students.

Chair Skigen stated that in order to submit a resume, a student must be participating in one of the classes with a curriculum that has been reviewed by the City's Information Technology Department and must have completed the requirements of the School-to-Career Program. Teachers of the classes will review the resumes of interested students in coordination with the School-to-Career Program and will forward multiple resumes to the City for each open position. A student will then be given an opportunity to shadow a technician in order to see the job responsibilities. The technician will then report back to Mr. Lindquist. Mr. Lindquist will then interview students and will make the final determination regarding the hiring of interns. Interns will be expected to perform the job responsibilities, and if they prove unable to do so, their employment will be terminated.

Chair Skigen reported that after a lengthy discussion regarding the points raised by Attorney Cousins on behalf of Mr. Marsalisi, the Committee decided to leave the ordinance as drafted, and upon motion duly made and seconded, the Committee voted to approve the ordinance for final adoption 6-0-0. Chair Skigen moved the item; said motion was seconded.

Gloria DePina, Chair of the secondary committee, Administration & Technology, moved to waive its report; said motion was seconded and approved by unanimous voice vote.

Rep. Zelinsky stated he attended the meeting, but unfortunately the Committee decided to take this item up after the discussion item at the end of the meeting. He stated he had a previous obligation. Rep. Zelinsky stated he thinks that everything has been worked out to most of the representatives (who had concerns) satisfaction, however, he stated there still remains a very serious problem. Rep. Zelinsky stated that if this ordinance were to pass as it is, it would exclude private and parochial school students who live in the City of Stamford from this opportunity. He added that it would make them second-class citizens of our City, and he stated he doesn't think that is what the City is all about.

Rep. Zelinsky moved to amend Item No. P25.067 by including as Number 3, "enrolled in any City of Stamford school." Said motion was seconded. Rep. Zelinsky stated that the evening of the meeting of the Personnel Committee, there were representatives of public schools (Stamford and Westhill) and for whatever reason, they were invited. No one was invited from the other private or parochial schools in the City of Stamford to see if there is a program in their schools that would qualify under this ordinance to be interns in the City of Stamford. Rep. Zelinsky stated that if they had come and had shown that they do have a program that would qualify, that they should be included in this ordinance. Rep. Zelinsky stated it would be a mistake tonight to exclude some of the students who may qualify for this wonderful opportunity a chance to participate. Rep. Zelinsky stated he hopes his colleagues will go along with this. He added that if the Board does amend the ordinance, and there is no program in any of the other private or parochial schools, then it is mute (sic). Rep. Zelinsky stated that if there is a program that qualifies, they should be given the opportunity. Rep. Zelinsky stated he hoped everyone would go along with this.

Rep. Zelinsky re-read his amendment, "the position will allow students who are enrolled in any City of Stamford school."

Rep. Sherer stated that for clarification it should be worded, “any school in the City of Stamford” rather than any Stamford School, which is another way of saying public school. Rep. Zelinsky stated he welcomed that correction; Ms. Green-Carter, who seconded the motion, accepted the correction.

Rep. Loglisci asked if he believed this program would go forward under these new terms. Chair Skigen stated that it certainly would not go forward in the time frame that is anticipated, if this Board does pass it. Chair Skigen said it was questionable if it would go forward at all, there would certainly be issues regarding the review of any curriculum to assure that the standards are being met. Chair Skigen stated that he can’t say Mr. Lindquist won’t do that, but he can say that based on the demands of Mr. Lindquist’s department at the current time, that he certainly won’t do it in an expeditious fashion.

Rep. Loglisci asked if grant funds were involved. Chair Skigen stated there were not.

Rep. Loglisci asked if there was any danger of the City pulling the funds for the program. Chair Skigen stated that he had not heard of any.

Rep. Lyons stated that Trinity Catholic happens to be a regional high school, and he wouldn’t want to see a Stamford student lose out to a student from Norwalk or Darien or Rowayton in one of these internship positions. Rep. Lyons stated that residency needs to be an issue considered here by everyone involved. Rep. Lyons also stated that secondly, the ordinance has been around for quite a while and the Committee has worked very diligently on revision after revision after revision. He added that it is expandable in the future to include private and parochial students, however, in the beginning it is going to be very burdensome on the Board of Ed and the IT people to roll it out. Rep. Lyons is hesitant to amend it and believes that the Board should consider it as it came out of Committee.

Chair Skigen joined in Mr. Lyons’ concerns. Chair Skigen stated that if we do try to limit it in the way that Mr. Marsalisi suggests, that it would be limited to the residents of the City who attend any high school, which is not the language that Rep. Zelinsky has proposed, that we would run into a potential legal problem in view of the fact that since it wouldn’t be a cooperative relationship between the City of Stamford and the Board of Education, we could not limit ourselves to City of Stamford residents and that we would have to open it to all high school students, wherever they may come from.

Rep. Martin stated it is his understanding that this is a cooperative program between the Board of Education and the City and he believes there is merit to the argument that it has to start there. Rep. Martin stated he would like to expand on Mr. Lyons’ comments, and that it is not that it could be, he would like to see it done. Rep. Martin stated he is not certain that this amendment, in its simple form, is going to solve all of the problems to execute that sort of thing, but would like to go on and say that it can be done. Rep. Martin stated this is a statement of a wish of his rather than something that he can execute through passing an ordinance.

Rep. Carter-Green stated [inaudible - microphone not on]. She also stated that the Board needs to slow down and, as it appears now, just about every program that is offered in the City of Stamford is offered to the public school and the children that go to parochial and private schools are no less important. Rep. Carter-Green stated their education is no less important, and the fact that we want them to come out and be good citizens within the City and to be able to get a worthy job should be key here. Rep. Green-Carter stated we should not rush to judgment, or be too quick to act, but to be sure that the Board does the right thing for everybody – not just for those in a public school setting. For that reason, Rep. Green-Carter stated she stands very strongly, that while some of her colleagues feel that this is something we should address at a later date, she thinks it may not come around to be addressed at a later date. Rep. Green-Carter asked her colleagues to think about changing the amendment now to include all the children who attend parochial, private and public schools.

Rep. Biancardi agreed with his colleague in that parochial and private school should be included, and the Board should vote to amend tonight or hold the item, but not hope that in the future this ordinance gets broadened, when it is forgotten about later on.

Rep. Hunter suggested an alteration to Mr. Zelinsky's proposal, and the wording be changed to "state accredited school or state accredited course." Rep. Zelinsky accepted the amendment, and thanked Rep. Hunter. Ms. Carter-Green accepted the amendment.

Rep. Zelinsky stated that he believes the Board is making a really big to-do about this, and the matter is very simple. The Human Resources Director, Mr. Haselkamp, only has to send a letter to the state-mandated schools, as amended by Rep. Hunter, to see if they have a program that would qualify the students for the program. If they don't, they don't participate; if they do, they will. Rep. Zelinsky stated that the Board is talking about sending a handful of letters, and this is not going to tax the Human Resources Department of the City when it will benefit the students within the City.

Rep. Lyons stated that it has been bantered about that people who don't support broadening this ordinance are against parents of children who are in private and parochial schools within the City. Rep. Lyons stated that this is far from what the issue is. He added that he believes the Board of Education and the Information Technology Department, with all the comments and information that has gone back and forth in this issue, that it would be very hard to roll this proposal out if it were broadened. Rep. Lyons stated that because it is now February and the program won't be rolled out until March, leaving three months left in the school year, he believes it would effectively kill the program for this academic year. Rep. Lyons stated that is his main concern. He added that it is not a matter of being fair or equitable, but a matter of getting it off the agenda and get it initiated and then the Board can tinker with it.

Rep. Biancardi stated that if it had to be held, there is an old saying, "haste makes waste" and maybe it would be better if it was held and didn't go effect until September. Rep. Biancardi stated the bottom line is that parents of private and parochial school students

also pay property taxes and they should be recognized; they make a contribution, and the program should be open.

Rep. Loglisci stated he doesn't like the idea of leaving out parochial and private schools, either, but he stated it was interesting that no one from the administration of any of these schools came to the public hearing. Rep. Loglisci added that he doesn't believe they have to be invited to a public hearing. Rep. Loglisci asked if this is going to be an idea that will collapse because it is felt it will be unmanageable. He added that if we have some success with this program, maybe it will be expanded by being opening up to other Stamford students who attend other schools. Rep. Loglisci stated that he believes that it should have included everyone from the beginning, but he also thought that since the students were going to be working out of the schools, that this was a sort of City-Board of Ed joint venture. Rep. Loglisci stated it was a tough decision, but he wants to vote for the program to go ahead.

Mr. Boccuzzi asked the Chair how many positions will be open in the program. Chair Skigen replied that at the current time it is estimated that it will be ten to twelve positions.

President Domonkos stated that we will vote by machine on the amendment. Mr. Zelinsky re-read the amendment as follows: under number 3 job description, "allow students who are enrolled in any state accredited school or course in the City of Stamford." President Domonkos stated a majority of those present and voting is required for approval. The president called the vote. The motion has failed by a vote of 23-14-3. A record of the vote is attached hereto and made a part hereof.

Chair Skigen moved the amendment for final adoption. Said motion was approved by voice vote.

2. P25.066	PROPOSED ORDINANCE; <u>for publication</u>; concerning City and Town Clerk pensions. 11/05/99 - Submitted by Mayor Dannel P. Malloy 12/13/99 - Held in Steering Committee 02/02/00 - Committee voted 5-1-0	APPROVED BY VOICE VOTE (Reps. Zelinsky, Gasparrini and Kernan opposed)
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Chair Skigen stated everyone should have received an amended version of this item this evening. Chair Skigen stated that this is an ordinance designed to benefit one individual at this point of time. Chair Skigen stated that Lois Pontbriant has served the City for twenty-five years, and the Charter allows the Board of Representatives to award a pension to an employee who has served for twenty-five years or longer. Chair Skigen stated that the amendment that was made in Committee provides that instead of the City having the option to fund this pension out of the Operating Budget or with an annuity, it can only be funded as an annuity. The amendment also provides that the Town & City Clerk will only receive a pension upon payment of a buy-back in an amount determined by the City in accordance with a formula established by the Department of Human Resources. Such payment may either be made in the form of a lump sum payment or in the form of an annuitized contribution, to be paid via a reduced yearly annuity payment.

Chair Skigen also stated that there is a final amendment to the ordinance that provides that the City will offer continued health coverage to the recipient of such pension on the same terms and conditions available to members of the Classified Employees Retirement Fund, as of December 1, 1999. Chair Skigen moved the ordinance, as amended in Committee; said motion was seconded.

President Domonkos noted that this item is for publication.

Chair Skigen stated that Rep. Fedeli and he have done a fair amount of work on this item with the help of Mr. Kaplan in the Human Resources/Benefits Department, and just so that everything is in front of everyone, the total cost for either of the two options that would be offered under this ordinance for the City would be approximately \$183,000. Chair Skigen wanted everyone to know what the facts are and what the costs to the City are when they vote.

Rep. Zelinsky asked whether any type of clarification from the Director of Legal Affairs pertaining to whether it were legal for the Board of Representatives to allow an elected official to receive a pension and health insurance benefits. Chair Skigen stated that the ordinance, as originally drafted was sent down by the Mayor and the Director of Legal Affairs office. Chair Skigen stated there was also precedent in that the Board, back in 1983, granted a pension to the two registrars of voters who were serving the City at that point in time.

Rep. Zelinsky stated that even though the ordinance came down from the Mayor and the Legal Affairs Director, he has some concerns, and being that there is no time frame or speed within which this has to be approved inasmuch as it just came down a few months ago, Rep. Zelinsky asked his colleagues if they could hold the item for one month. Rep. Zelinsky moved to hold the item; said motion did not receive a second.

Rep. Zelinsky stated that although he would have preferred to hold it, and recognizing it is not the will of the body, \$183,000 is a lot of money from the taxpayers. Rep. Zelinsky stated that anyone who runs for elective office, including this Board, knows what they are getting into. He stated that they are not running for any type of benefits or anything else, but are running because they want to represent their constituencies within a district. Rep. Zelinsky stated he would presume that the other officials who run, whether it be the Town Clerk and the Mayor also run because they want to serve the community and are well aware of the fact that there is no pension. Rep. Zelinsky stated he served on the Board when the Board did pass an ordinance to allow the previous registrar of voters to have a pension, and at that time, he believes, it was not meant to approve it as a starting point where future elected officials would also be entitled to a pension and also health benefits. Rep. Zelinsky stated he thinks it would be a mistake, referring to the principle of the pension – not the individuals who have served or will serve in the future – but about the fact that the Board is giving a pension to people who are not city employees, they are elected officials as the members of the Board are. He stated that the Board works for no remuneration, no reimbursement for gasoline or any other type of benefits, and the Board members know the situation. Rep. Zelinsky added that he thinks it would

be a mistake to start something now, not just for this position, but maybe other positions within the City that have elected officials. These elected officials would say, "OK, now we got the ball rolling and I want a city pension, too; I want health benefits." Rep. Zelinsky stated that the residents of the City of Stamford will have to pay for this. Rep. Zelinsky feels it would be better served if somehow the benefits department could come up with a plan where individuals could have a pension, but would have to pay in 100% of their own funds for it, and the City could administer it such as an annuity. Rep. Zelinsky stated he really doesn't think it is fair for our taxpayers to fund elected officials. He added that he doesn't think it is the right thing to do at this time and he cannot vote in favor of it.

Rep. Gasparri stated he is opposed to the proposal for many of the same reasons as John Zelinsky mentioned. He stated the most basic point is that the Board is here to represent the interests of the taxpayers of the City of Stamford, and he doesn't support this proposal because it would be an expenditure of \$183,000 to purchase this annuity, and he doesn't believe that the taxpayers would get their money's worth and he feels this is almost obvious. Rep. Gasparri stated that in that the former Town Clerk worked at a job in the City that she ran for, that did not provide for a pension, and she retired from the job last December, and now she is no longer even part of the City and a proposal has come before us to expend this money on purchasing a pension for her. He added that this is something she is simply not entitled to, the City is simply not obligated to do it, and the Board should really focus on the bottom line.

Rep. Gasparri added that this is \$183,000 that would not be available to do things like enhance the technology in schools, to hire an additional health inspector, which is badly needed, to advance the City's efforts to develop affordable housing, to improve the conditions in our parks, to expanding hours at the Turn of River library, just to state a few things. Rep. Gasparri stated the City will get nothing in return and it has no obligation to do this, so he strongly opposes it.

Rep. Summerville stated she wants to speak to the motion whether to send this on for a public hearing, and she asked her colleagues to give this matter due process by giving those taxpayers who the representatives have alluded to an opportunity come and be heard. Rep. Summerville asked her colleagues to approve publication of this item as part of the due process. Rep. Summerville stated that this will allow the taxpayers an opportunity to speak for themselves.

Rep. Fedeli stated that back in 1987 a pension was approved for the registrars of voters, which wasn't really paid until 1991, when they retired. At that time, the Board chose to pay it out of the general fund on an on-going basis. So far, since 1991, the City has paid over \$450,000 just to fund these two pensions. Rep. Fedeli stated that this is a lot more fiscally responsible going forward, that the City do a one time payment.

Rep. Lyons stated that a lot of final adoption discourse was going on, when this matter is just for publication. However, he added, that Ms. PontBriant served the City very well for twenty-four years, and when she took the position, pensions were not a common day

thing, but an item of luxury, and this Board should look to not take care of but to satisfy the needs of someone who served the City with a long and distinguished career.

Rep. Boccuzzi moved the question; said motion was seconded and approved by voice vote (Reps. Gasparri, Kernan and Zelinsky opposed).

The main motion was voted on and approved by voice vote (Reps. Gasparri, Kernan and Zelinsky opposed).

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| 3. P25.070 | PROPOSED ORDINANCE; for publication;
concerning the repeal of Chapter II, Article I
concerning fees for examinations.
12/16/99 - Submitted by Mayor Dannel P. Malloy
02/02/00 - Held in Committee | HELD IN
COMMITTEE |
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Chair Skigen stated Item No. 3 was held.

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| 4. P25.071 | APPROVAL; of revisions to the City of Stamford
Pay Plan allowing for an increase in the salary for the
Director of Health (when an M.D.).
01/03/00 - Submitted by Mayor Dannel P. Malloy
02/02/00 - Committee voted 6-0-0 | APPROVED BY
UNANIMOUS
VOICE VOTE |
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Chair Skigen moved Item No. 4; said motion was seconded.

Rep. Loglisci stated that while he is going to vote to approve this item, he has a problem that the City has been looking for a candidate for a year and a half, and he believes that within that time period, this revision could have been put in place, rather than making it appear that it is strictly for the candidate. He added that he doesn't believe that the ends justifies the means, he doesn't like the way it is being done, this should have been done before, and this is why he asked it to be removed from consent.

Rep. Skigen stated that he doesn't disagree with Mr. Loglisci's position, but noted that he understood that every candidate who had an M.D. came in with a salary request that was at least as high as what we are voting on tonight, and there was a strong feeling among the search committee that an M.D. was desirable for the City. Rep. Skigen stated that Rep. Day may be able to speak to this. Rep. Skigen added that while he doesn't want to execute the Personnel Commission, he believes they are responding to what the job market showed them at the completion of the search.

Rep. Zelinsky asked if the previous health director was an M.D. Rep. Skigen replied that Dr. McBride was an M.D. Rep. Zelinsky asked what his salary was at that time; Rep. Skigen stated his salary was in the range of \$116,000. Rep. Zelinsky asked what the range is for the new health director, if this item was approved. Chair Skigen stated he did not have the range with him tonight, but the midpoint of the range, plus 50% is

approximately \$137,000. Rep. Zelinsky asked if the Board did not approve the revisions in the pay plan, then the salary would be \$116,000 as it was for the previous health director. Chair Skigen responded it would be the same as Dr. McBride, which includes a 20% automatic increase for having a medical degree. Chair Skigen also stated that Dr. McBride and Dr. Iton do not have the same qualifications. Dr. Iton, in addition to his M.D. has a M.P.H. and a law degree.

Rep. Zelinsky asked who would determine whether it was a 20% premium or a 50% premium. Chair Skigen stated it would be negotiated pursuant to the pay plan. This Board has the final say on it because it always approves the contract with the Director of Health.

The item was approved by unanimous voice vote.

President Domonkos paused the meeting at this time to allow Mr. Teitelbaum to adjust the microphones.

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| 5. P25.064 | REVIEW; of feasibility of providing a deferred compensation plan for elected, appointed and unclassified officials.
11/03/99 - Submitted by Rep. Skigen
12/13/99 - Held in Steering Committee
02/02/00 - Held in Committee | HELD IN
COMMITTEE |
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Chair Skigen reported that everyone received a memorandum back in November regarding this matter; the Committee reviewed the memo this month and authorized him to go ahead to work with the Corporation Counsel's office in order to prepare an ordinance that will allow us to avoid situations like Item No. 2 in the future.

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| 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
11/03/99 - Held in Committee
12/22/99 - Held in Committee
02/02/00 - Committee voted 5-0-1 | APPROVED BY
VOICE VOTE &
REMAIN ON
AGENDA (Rep.
Fedeli abstained) |
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Chair Skigen stated this item has been on the agenda for approximately seven or eight months, with final revisions being made in Committee last week. Chair Skigen moved the item; said motion was seconded.

Rep. DeLuca stated he was unable to attend the meetings due to other commitments, however he moved to amend it as follows: "a violation of the motor vehicle use policy shall be considered as a violation of the City's Code of Ethics." Rep. DeLuca stated that this will give added strength to the policy. President Domonkos asked Rep. DeLuca

where the revision would appear. Rep. DeLuca stated it should be placed above the effective date.

Chair Skigen replied that it could appear in that place, but noted that the Code of Ethics, Section 19.7 of the Code states: “no officer or employee shall use or authorize others to use city-owned property, including vehicles and facilities except (a) for city business; (b) for purposes and on terms generally available to other persons or (c) according to a contract of employment with the City in which use of such property is part of the compensation or terms of employment.” Chair Skigen stated Rep. DeLuca’s concern is already addressed in the Ethics Code.

Rep. DeLuca stated that he feels the amendment would give added strength to the policy, and if someone from the public sees someone abusing the policy, they can file a complaint to the Board of Ethics. Chair Skigen stated that this was already included in Section 19.7 just cited.

Rep. DeLuca withdrew his amendment.

Rep. Zelinsky stated he had two amendments. The first amendment, on Page 1, under paragraph headed *Assignment of City Vehicles*, “employees who do not comply with any of the provisions of this policy *shall* be subject to disciplinary action ...”. The last paragraph on the last page, No. 3, the word may should be changed to *shall* and on the last page under responsibility, it should read: “policy *shall* result in disciplinary action as well as suspension or termination of vehicle privileges.” Said motion was seconded.

Rep. Zelinsky stated that as he explained in caucus, without changing these words, the Board will be passing an ordinance (sic) with no teeth in it. Rep. Zelinsky stated that *may* means that the employee may or may not adhere to the provisions. By adding the word *shall* it adds meat to the ordinance (sic), and the employee knows that if he violates the policy he will be punished, it is not a matter of whether he would be punished.

President Domonkos stated that this was a policy, not an ordinance.

The amendment was approved by unanimous voice vote.

Rep. Zelinsky stated that when the Committee originally considered changes to the policy, one of the changes was to prohibit employee family members from being passengers in the City vehicle. Rep. Zelinsky stated he knows what the Mayor’s stance is on this. Rep. Zelinsky asked Chair Skigen whether the Committee addressed this matter or if it was just eliminated.

Chair Skigen stated that the Committee did address the issue, under the first bullet point on Page 2 of Use of City Vehicles. It now provides that City vehicles may be used for commuting, de minimus personal errands and in order to address the Mayor’s concerns, it now reads during workdays only, while traveling between work and home. This means

you could not use the vehicle to transport family members except for on the way to or from your job.

Rep. Zelinsky asked where the employee's weekly vehicle log and the quarterly report submitted to the Board of Representatives is incorporated.

Chair Skigen replied that under the second bullet point under Use of City Vehicles now requires the maintenance of daily reports of usage, and the reports will be maintained by each individual department, then be made available upon request. The City felt, and he doesn't believe incorrectly, that if this Board expresses an interest in receiving these vehicle logs, a copy will be made, but that when we are looking at approximately 70 vehicles, to provide copies on a quarterly basis to the Board was just creating unnecessary paper work. Chair Skigen stated that if any representative wanted to see the vehicle logs, they would have the right to do so.

Chair Skigen stated that the fourth bullet point under Use of City Vehicles provides that there will be a certain method of imputing income to employees who use these vehicles. Under IRS regulations, it is \$3 per day for each day of commuting. On Wednesday, Chair Skigen stated he received a summary of the IRS regulations from Ms. Diorio, and he has not had an opportunity to review them to see whether there are other methods that could be used. Chair Skigen stated he would do that, and to the extent that there may be other methods, he will bring them to the attention to the Board, and if it is the Board's will to amend the policy to use another method of income imputation, the policy can be amended at a future date.

Rep. Zelinsky asked Chair Skigen whether some employees who use their vehicle to commute a considerable distance from the City of Stamford are taxed so that they receive some type of income.

Chair Skigen stated that he was just speaking to that subject, and that all employees, whether they drive 1 mile or whether they drive 90 miles for commutation, are charged \$3 per day. He added that this is clearly a method that is approved by the IRS. There are other methods used by the IRS, but some of them can only be used if you allow an employee unrestricted use of a vehicle. Because the City has restricted use, he is unsure of the methods allowable under IRS regulations, and he will look at these.

The item, as amended, was approved by voice vote (Rep. Fedeli abstaining).

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| 7. P25.072 | APPROVAL; of employment contract between the City of Stamford and Anthony B. Iton, MD, JD, MPH as Director of Health and Social Services; term of contract: 5 years.
01/12/00 - Submitted by Mayor Dannel P. Malloy
02/02/00 - Held in Committee | HELD IN
COMMITTEE |
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Chair Skigen stated that Item No. 7 was held. Chair Skigen asked Administrative Assistant Valerie Pankosky who received copies of the contract. Valerie Pankosky responded that in

addition to members of the Personnel Committee, some members who had meetings that week had also received it.

President Domonkos explained that the Law Department submitted the contract and the next day indicated it was confidential and only for the Personnel Committee. At that point, some representatives not on Personnel had received copies, and all remaining copies were pulled.

Chair Skigen asked that a copy be circulated to the entire board. The intent is that Dr. Iton will start his employment in March and therefore, if there are any issues with the contract, he wants people to get back to him by the end of next week so they can all be received by March 1, 2000, when the Committee next meets.

LAND USE COMMITTEE Donald B. Sherer, Co-Chair
Patrick White, Co-Chair
Meeting: Thursday, February 3, 2000
7:30 p.m. - Democratic Caucus Room

Chair White reported that the Land Use Committee met on Thursday, February 3, 2000. Present were Committee Member Reps. White, Sherer, Boccuzzi, Hunter, Loglisci, Nakian, O'Neill and Shapiro; excused was Rep. Spandow. Also present were President Domonkos; Norman Cole, Principal Planner; Marggie Laurrie and Jack Rich from the Planning Board; a representative of Patriot National Bank; Joseph Tooher, Esq. and Brendan Leydon representing Bedford Street Corporation; and Robin Stein, Land Use Bureau Chief. Robin Stein excused himself on Item No. 2 due to a conflict of interest.

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| 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
01/13/00 - Approved by Board of Finance
12/30/99 - Held in Committee
02/03/00 - Committee approved 7-0-0 | APPROVED
ON CONSENT
AGENDA |
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Chair White reported that this item was on Consent. President Domonkos stated she sees no hands.

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| 2. LU25.034 | APPEAL; of Planning Board Denial of Application No. MP-364 re: 47-49 Hoyt Street; appellant: 999 Bedford Street Corporation.
12/13/99 - Submitted by 999 Bedford Street Corp.
12/30/99 - Held in Committee
02/03/00 - Committee approved 5-3-0 | APPROVED
BY MACHINE
VOTE (27-8-2) |
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Chair White stated that Item No. 2 was a public hearing. He reviewed the hearing by saying that the Planning Board held a meeting in October 1999 to consider an application to amend the Master Plan to change from Category 5 to Category 6 by the Bedford Street Corporation. At the November 1999 meeting, the Planning Board voted 3-2 to deny the application. The decision was appealed to the Board of Representatives in December 1999.

Chair White continued by stating a public hearing was called to order at 7:40 p.m. and closed at 9:00 p.m. No one from the public spoke in opposition or spoke in favor of the application. Mr. Tooher, representing Bedford Street Corporation, presented several letters from property owners who supported the application. In Mr. Tooher's presentation, he stated that the Bank would convert the house to office space and would relocate the people who are currently living there. His arguments for the master plan change also included the mixed uses of the neighborhood, and he characterized the area as a commercial zone, using as examples other businesses such as doctors and lawyers offices and increased traffic due to the Hoyt Street extension.

Rep. White added that Mr. Tooher stressed the fact that Patriot National Bank is a good citizen. Also alluded to by Mr. Tooher was, although legal, was the fact that alternates were part of this decision.

Rep. White reported that Mr. Cole spoke next. Mr. Cole spoke and argued that this area is under study for the updated master plan and that the Bank is not materially injured by the Planning Board decision and that other office space is available. He would not characterize this area as commercial, but did agree that this was a difficult decision and that some solution should be found. He made it clear that the Planning Board was correct in its decision. During the public hearing, Committee Members took part.

Rep. White stated that after the public hearing, in executive session, at the start of the Committee decision, each committee member was asked if he or she had any conflict of interest concerning this issue. Each member stated, for the record, that they did not have a conflict of interest. After discussion, the Committee voted 5-3-0 to overturn the Planning Board's Master Plan Change, and the appeal was upheld. Members in favor were Reps. Boccuzzi, Hunter, Loglisci, Nakian and Sherer; members opposed were O'Neill, Shapiro and White.

Co-Chair Sherer moved the item. Said motion was seconded.

President Domonkos asked Rep. White to read the legal notice of publication. Said notice is attached hereto and made a part hereof.

Rep. Martin asked what Mr. White was referring to when he mentioned "executive session." He stated that executive session usually refers to a meeting in private with no public attendance, and he wanted to be clear that it was after the public hearing, that the committee met publicly but without public input.

Mr. White stated that Rep. Martin was correct.

Rep. O'Neill stated that he is not voting against this appeal because he is against the bank, which from all accounts he has heard is a very fine institution. He stated he is voting against this change because he is in favor of preserving the residential quality of the neighborhood. He stated he is not against this change because he is against commercial development; he is against it because he believes in preserving housing and supporting the residential designation of this area. He stated he is voting against it because he believes in a thoughtful process of reviewing zoning issues by the Planning Board, as is incorporated in the Master Plan.

Rep. Loglisci stated he really doesn't believe this is a residential area, and it is really an anomaly as you look at the types of buildings that are there, but he believes that the City, when it decided that it was going to create an outer loop by widening Grove Street to Hoyt Street in anticipation of increased courthouse traffic and thus create the Hoyt Street extension, they were not looking to preserve a residential character. They inundated the street with a lot of heavy traffic. Rep. Loglisci stated that if it was a larger company looking for some changes he questions if there would be opposition to it. He stated this is a local bank, the area is not going to be harmed by them using this home, and he is going to vote in favor of it.

Rep. Zelinsky stated that this particular piece of property resides in the 11th District, which he represents, and as far as he understands, the residents of the neighborhood are not opposed to it. This involves a two-family residence, of approximately 2,000 sq. ft., on a quarter of an acre, and the bank, as he understands it, wants to use it as a back up office of operations, employ 8-10 people. The office would not be open to the public and the building would not be torn down, but would be used as it is. They have also assured the Committee and the tenants that they would not be thrown on the street until new accommodations were found. Rep. Zelinsky stated one of the representatives of the bank mentioned that if the Board were to turn this down, he is not sure where the bank would find the convenient space needed. Rep. Zelinsky stated he certainly would not want to think that Patriot Bank would have to move out of Stamford in order to expand, so he hopes that his colleagues vote in favor of this.

Rep. Biancardi agreed with his colleagues, Reps. Zelinsky and Loglisci, on this matter. He stated that Patriot Bank employs local people, which is what the Board was trying to do with the intern program earlier this evening. They are going to increase their staff by making this into offices, it is one multi-family house. This Board took a whole street away for a big corporation, like Mr. Loglisci pointed out, and housing will continue to be lost so that people can stroll in the future Mill River Park. This is a successful bank that wants to grow and a local bank, and he believes we should give them their due.

Rep. Boccuzzi stated that the Board closes streets and gives them to developers, the Board changes parking, shares parking – all for large construction companies outside the City of Stamford. What we have here is a bank, run by local people that serves the population of the City of Stamford, and they are looking at a little parcel of approximately 10,000 square feet behind their bank. On this property is a house, and the people in that house will be relocated before the bank makes a move, and the Planning Board decided they were not going to approve this application. During the hearing it was mentioned that if the bank needed additional space, they should go down Summer Street and rent space, and he doesn't think that this is the way local people should be treated when the City does a lot of other things for big corporations. He thinks they should be given the same opportunity to expand that the City gives big contractors and developers from outside the City.

Rep. Mellis stated she disagrees, the City is currently updating the Master Plan and the City is losing housing that it should be concerned about.

Rep. White stated that he voted against this for a number of reasons. First, the Master Plan was changed in 1981, and it was really to stop this kind of commercialization in these neighborhoods as it was destroying the downtown neighborhoods, and, if the Board allows this change in the Master Plan it is really a step back – it is not progress. It is a step back to a time when we saw streets such as Summer Street that were literally destroyed. At one time they were great neighborhoods, with beautiful residences, and the same thing will happen in this area. Also, it is inevitable that where this house stands that once this Master Plan is amended and they go in for a zone change, it is just a matter of time before that house disappears and you have some type of commercial development. Then you will have support from property owners nearby. None of the nearby property owners live there. All of these people who own this property will have their investments maximized, and they will come in one after another seeking a master plan change and going for a zoning change, and before you know it, you will have intense development of this area. Then you will really see the character of this area change. Rep. White added that while you have doctors and lawyers offices there, and what the bank wants is really not allowed, there will be a way around it. What the Planning Board has said is that they are really studying this area. The Board should let the Planning Board come up with something to solve this problem without going for a master plan change right now. The whole idea was to encourage housing in this area. The net result is that you will have less housing. Whether these people are relocated doesn't mean more housing somewhere else in town. The fact that the bank is growing fast and is a good citizen has nothing to do with the issue – this is a land use issue – we are amending the master plan, and changing the whole character of what is in this area. While it was characterized as asking for very little, a master plan change is really asking for very much.

Rep. White stated that under questioning that evening, in terms of the people who support this, some are clear in the sense that because they own the building, because they rent out to businesses and so on, even people who live in the area, it is not established whether they actually own the property or not – they are renters. They have a financial issue. The other point alluded to in the presentation, the fact that alternates had voted on this, really has no relevance whatsoever in this case. An alternate is just as valid a voter when they are listening to something in front of the Planning Board as any other member. Rep. White urged his colleagues to really consider what is going on here. It is not an issue of whether Patriot Bank is really a good citizen. It is a land use issue and it is a big change, and it isn't something that should be taken lightly.

Rep. Nanos moved the question; said motion was seconded and approved by voice vote (Rep. White opposed).

The President stated that a machine vote would be taken. A yes vote would be to uphold the appeal and overturn the Planning Board's decision; a no vote would be to deny the appeal and uphold the Planning Board's decision. The Planning Board's decision was overturned by a vote of 27-8-2. A copy of the machine vote is attached hereto and made a part hereof.

Note: Rep. Gasparri left the floor on Item No. LU25.034 due to a potential conflict of interest.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item No. 1, was approved by unanimous voice vote.

OPERATIONS COMMITTEE Bobby E. Owens, Chair
Susan Nabel, Vice Chair
Meeting: Tuesday, January 25, 2000
7:00 p.m. - Democratic Caucus Room

Chair Owens reported that the Operations Committee met on Tuesday, January 25, 2000. Present were Committee Member Reps. Owens, Nabel, Hunter, Zelinsky and Lyons. Also present was Kevin Shanahan from Shamrock and also Tom Fava of the City of Stamford.

1. O25.026 REVIEW; of Greater Norwalk Clean Air Coalition resolution. **HELD IN COMMITTEE**
12/02/99 - Submitted by President Domonkos
01/25/00 - Held in Committee

Chair Owens reported that this item was held.

2. O25.024 REVIEW; of Government Center security system. **HELD IN COMMITTEE**
11/25/99 - Submitted by Rep. O'Neill
12/28/99 - Held in Committee

01/25/00 - Held in Committee

Secondary Committee: House

Chair Owens stated that this item was held pending the receipt of additional information.

3. O25.025 APPROVAL; agreement between Kapell and Kostow Architects, P.C. and the City of Stamford for architectural and engineering services for exterior renovations of Old Town Hall; amount of contract: \$179,500.00. **APPROVED BY UNANIMOUS VOICE VOTE**
12/02/99 - Submitted by Mayor Dannel P. Malloy
01/13/00 - Approved by Board of Finance
12/28/99 - Held in Committee
01/25/00 - Committee approved 6-0-0

Chair Owens reported that the Committee voted 6-0-0 and moved the item; said motion was seconded and approved by unanimous voice vote.

PUBLIC SAFETY & HEALTH COMMITTEE

Alice Fortunato, Chair
Lucy F. Corelli, Vice Chair
Meeting: Thursday, January 27, 2000
7:00 p.m. - Republican Caucus Room

Chair Fortunato reported that the Public Safety & Health Committee met on Thursday, January 27, 2000. Present were Committee Member Reps. Biancardi, Corelli, DeLuca, Mobilio, O'Neill, Poltrack, Skigen and Fortunato. Excused were Reps. DePina, Kernan and MacInnis.

1. PS25.020 PROPOSED ORDINANCE; for Final Adoption; dealing with blighted properties in the City of Stamford. **HELD IN COMMITTEE**
05/07/99 - Submitted by Reps. DeLuca and Fortunato
11/02/99 - Report Made
12/22/99 - Committee approved 6-0-0
01/04/00 - Approved for Republication
01/27/00 - Held in Committee

Chair Fortunato reported that a public hearing was held regarding Item No. 1. Approximately 20 members of the public appeared to speak on the issue. The Committee discussed the proposed document and voted to hold the item.

2. PS25.023 REVIEW; of amending the existing False Alarms Ordinance. **HELD IN COMMITTEE**
10/13/99 - Submitted by S. DeVito (Police Dept.)
12/13/99 - Held in Steering Committee
01/27/00 - Held in Committee

Chair Fortunato reported that Item No. 2 was held.

PARKS & RECREATION COMMITTEE Herman P. Alswanger, Co-Chair
Mary L. Fedeli, Co-Chair

No report.

EDUCATION COMMITTEE Ellen Mellis, Chair
Philip Giordano, Vice Chair
Meeting: Wednesday, January 19, 2000
6:30 p.m. - Democratic Caucus Room
- and -
Monday, January 24, 2000
7:00 p.m. - Democratic Caucus Room
(in conjunction with Fiscal Committee)

Chair Mellis reported that the Education Committee met on Monday, January 24, 2000. Present were Committee Member Reps. Day, Fedeli, Giordano, Nabel, Poltrack and Mellis. Committee Members Green-Carter, Imbrogno and Shapiro were absent. Other members present were Reps. Lyons, Loglisci, Skigen, O'Neill and Zelinsky; also present were John Chardavoyne and Carol LaBruno; Martin Levine, Tom Hickey, Roseann McManus and Chiquita Stephenson.

1. E25.031 REVIEW; of Operations Dept. listing of obsolete and/or dangerous playground equipment and removal of Stillmeadow School playground equipment. **REPORT MADE**
11/29/99 - Submitted by Reps. DeLuca, O'Neill and Loglisci
12/13/99 - Held in Steering Committee
01/19/00 - Report Made

Chair Mellis reported that a lengthy report was given to all members. Basically, what was quite apparent was that there was no accountability as to who was doing what regarding playground equipment. The Committee suggested very strongly that Operations and the Board of Ed work together to review the playground and come up with some kind of a time line and game plan as to who would take care of them.

2. E25.033 PROPOSED ORDINANCE; for publication; **HELD IN**

concerning truancy and habitual truancy.
12/15/99 - Submitted by Mayor Dannel P. Malloy
01/19/00 - Held in Committee

COMMITTEE

Chair Mellis stated that because neither the Chief of Police nor anyone from the Mayor's office was present, this item was held.

3. E25.032 REVIEW; of Stamford Special Education report. **REPORT**
12/06/99 - Submitted by Reps. Skigen and Mellis **MADE**
01/19/00 - Report Made

Chair Mellis reported that John Chardavoyne and Carol LaBruno spoke to this issue; again there is a report before everybody. Basically, they are reviewing the whole program and expect to do more hiring, if budgets permits, and revamp many of the programs. The Committee asked for a report at a future date.

**URBAN REDEVELOPMENT
COMMITTEE**

Jim Shapiro, Chair
Joseph Gasparrini, Vice Chair

No report.

1. UR25.004 REVIEW; of the Urban Redevelopment **NO**
Commission's actions regarding the Mill River **REPORT**
Corridor Project, including its Statement of Policy
and the Delineation & Eligibility Report.
09/11/98 - Submitted by E. Steinberg, Executive
Director, URC
05/03/99 - Report Made
12/13/99 - Held in Committee

Secondary Committee: Land Use

**HOUSING/COMMUNITY DEVELOPMENT/
SOCIAL SERVICES COMMITTEE**

Elaine Mitchell, Chair
Anthony Imbrogno, Vice Chair
Meeting: Thursday, January 27, 2000
5:30 p.m. - Democratic Caucus Room

Chair Mitchell reported that the Housing/Community Development/Social Services Committee met on Thursday, January 27, 2000 and February 2 and February 5. Present were Committee Member Reps. Blackwell, Cannady, Gaztambide, Green-Carter, Giordano, Imbrogno, Kernan, Mellis and Mitchell; also present were Tim Beeble, Sandra Dennies and

Ellen Bromley. Excused from the January 27 meeting were Reps. Gaztambide, Green-Carter and Kernan; excused from the February 5 meeting was Mr. Kernan.

1. HCD25.28 PUBLIC HEARING; of Year 26 Annual Action Plan for the use of Community Development Block Grant (CDBG) Funding and the HOME Investment Partnership Program. **REPORT MADE & HELD IN COMMITTEE**
12/10/99 - Submitted by Timothy R. Beeble
12/21/99 - Report Made and Held in Committee
01/27/00 - Report Made and Held in Committee

Chair Mellis stated that this item was being held in Committee.

TRANSPORTATION COMMITTEE Gabe DeLuca, Chair
Peter C. Nanos, Vice Chair

No report.

ADMINISTRATION & TECHNOLOGY COMMITTEE Gloria DePina, Chair
Harry Day, Vice Chair
Meeting: Wednesday, February 2, 2000
7:00 p.m. - Democratic Caucus Room
(in conjunction with Personnel Committee)

No report.

HOUSE COMMITTEE Annie M. Summerville, Chair
Meeting: Tuesday, January 25, 2000
7:00 p.m. - Democratic Caucus Room
(in conjunction with Operations Committee)

No report.

SPECIAL REVALUATION COMMITTEE: Maria Nakian, Chair

No report.

RESOLUTIONS

MINUTES

1. [January 4, 2000 Regular Meeting](#)

**APPROVED BY
UNANIMOUS
VOICE VOTE**

COMMUNICATIONS

1. President Domonkos noted that a Committee of the Whole will be held on Tuesday, February 22, 2000 to interview Dr. Iton, the candidate for Director of Health and Social Services.

OLD BUSINESS

NEW BUSINESS

ADJOURNMENT

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 11:45 p.m.

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