

The Regular Meeting of the 25th Board of Representatives of the City of Stamford will be held Tuesday, April 4, 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 9:15 p.m.

INVOCATION: Given by Rep. Hunter

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

ROLL CALL: There were thirty-five members present; excused were Reps. Gaztambide, Imbrogno, Mitchell, Nanos and Summerville. Rep. Nanos arrived at 10:00 p.m. Attached is the attendance sheet.

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

PAGES:

MOMENTS OF SILENCE: For the late:

Richard A. Northrop, Sr., by Reps. Giordano and Zelinsky; Salvatore J. Tolla, by Reps. Giordano, Loglisci and Zelinsky; Thomas A. Martinez, Sr., by Reps. Giordano, Loglisci and Zelinsky; Frank P. Tartell, Sr., by Reps. Giordano and Zelinsky; Mary Jane DeGuarida Redin, by Rep. Giordano; Agnes Pensiero, by Reps. Giordano, Loglisci and Zelinsky; Nick Pellegrino, by Reps. Giordano, Loglisci and Zelinsky; Ignatius Cardinal Kung Pinmei, by Reps. Giordano and Loglisci; Tillie Jaffe, by Rep. Mellis; Dominick A. Toscano, by Reps. Boccuzzi and Loglisci; Frederick Muller, by Rep. Giordano; Flavio W. Foglio, by Reps. Giordano, Loglisci and Zelinsky; Josephine Sacchetti, by Rep.

Giordano; Jean Fischer, by Reps. Mellis and Zelinsky; David Ganis, by Reps. Mellis and Zelinsky; Alice Amy Trudeau, by Rep. Mellis; George Andrianos, by Reps. Loglisci and Zelinsky; Lynne L. Stramaglia, by Rep. Loglisci; Rose M. Daddona, by Rep. Zelinsky; Thaddeus Zajkowski, by Rep. Zelinsky; Vincenza Coppelier, by Rep. Zelinsky; Jorge Rudas, by Rep. Zelinsky; Theodore Gaipa, by Rep. Zelinsky; Dorotea Rustici Socci, by Rep. Zelinsky; Vasilios G. Kalaizes, by Rep. White; Alice Oberth, by Rep. Zelinsky; Efrain Martinez, Sr., by Rep. Zelinsky; Renzaline Batan, by Rep. Zelinsky; Katherine C. Romaniello, by Rep. Zelinsky; Peter Wazdusiewicz, by Rep. Zelinsky; and Albert Krisecki, by Rep. Zelinsky;

STANDING COMMITTEES

STEERING COMMITTEE: Meeting: Wednesday, March 15, 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, March 28, 2000
7:00 p.m. - Democratic Caucus Room

The Appointments Committee met on Tuesday, March 28, 2000 at 7:00 p.m. Present were Committee Member Reps. Summerville, Esposito, DePina, Nanos, Corelli, Boccuzzi and Loglisci.

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|------------|--|-------------------------------|---|
| 1. A25.137 | <u>Planning Board (Alternate)</u>
Claire Fishman (D)
1 Clover Hill Drive
Stamford, CT 06902
Term Expires: 12/01/02
02/29/00 - Submitted by Mayor Dannel P. Malloy
02/28/00 - Committee voted 7-0-0 | Repl. Hill
(Exp. 12/1/99) | APPROVED
ON CONSENT
AGENDA |
| 2. A25.138 | <u>Environmental Protection Board (Alternate)</u>
Tessa Ried (D)
101 Maltbie Avenue
Stamford, CT 06902
Term Expires: 06/30/01
02/29/00 - Submitted by Mayor Dannel P. Malloy | Repl. Berns
(Exp. 6/30/98) | FAILED BY
MACHINE
VOTE 14-19-2)
(Reps. Alswanger,
Corelli, Domonkos,
Esposito, Gasparrini,
Giordano, Kernan, |

02/28/00 - Committee voted 3-4-0

MacInnis, Martin,
O'Neill, Poltrack,
Shapiro, White and
Mellis voting yea; Reps.
Green-Carter and
Zelinsky abstained)

Chair Esposito stated that the Committee voted 3-4-0 on this appointment. He moved that Ms. Ried be approved; said motion was seconded.

Chair Esposito stated Ms. Ried has been a resident of Stamford for 34 years. She stated to the Committee that she has spent most of her adult life involved in environmental projects. She has a degree from Radcliffe and a Masters Degree from Yale University; she has been involved with the Environmental Defense Fund, Save the Swans and various other environmental groups. Chair Esposito stated he feels she is eminently qualified to be an alternate on the Environmental Protection Board, and urged his fellow representatives to approve her appointment.

Rep. Boccuzzi stated that he was one of the people who voted no on this appointment. He stated that Ms. Ried belongs to an organization who joined with Greenwich and is suing the City of Stamford regarding the Rosa Hartman Park project. Rep. Boccuzzi stated that the EPB board approved the Rosa Hartman Park project. Rep. Boccuzzi stated that Ms. Ried readily admits belonging to the environmental group that is suing the City of Stamford and the actions of the Environmental Protection Board. Rep. Boccuzzi stated he cannot see how this individual can be appointed to a board that she is suing.

Rep. Loglisci stated that he agrees with Rep. Boccuzzi and also voted against the appointment.

Rep. Esposito stated that Ms. Ried is not suing the Environmental Protection Board, the organization to which she belongs, ECOS, is suing the City. The EPB is part of the City, but she does not have a lawsuit against EPB.

Rep. Lyons stated he supports Reps. Boccuzzi and Loglisci in their thoughts.

Rep. Day stated that he thinks it is unseemly that Ms. Ried be appointed when there is apparent conflict. He stated he feels it is important that in a position of this importance that objectivity coming into the position be maintained.

Rep. O'Neill stated that he is aware that many area environmental organizations opposed the development of Rosa Hartman Park, and he would not implicate every member of those organizations as being against the City. He stated that we are dealing with guilt by association, and it may or may not be relevant in this case. Rep. O'Neill stated that given her qualifications and being very qualified to serve in this capacity, he is in favor of approving this candidate.

Rep. Esposito stated that Ms. Ried is an officer of ECOS.

Rep. MacInnis moved the question; said motion was seconded and approved by voice vote. The motion failed by a machine vote of 14-19-2. The voting record is attached hereto and made a part hereof.

3. A25.139	<u>Environmental Protection Board</u>	APPROVED
	Philip Berns (D)	BY MACHINE
	52 Givens Avenue	VOTE (22-12-1)
	Stamford, CT 06902	(Reps. Biancardi,
	Term Expires: 12/01/01	Blackwell, Boccuzzi,
	02/29/00 - Submitted by Mayor Dannel P. Malloy	Corelli, Day, DeLuca,
	02/28/00 - Committee voted 4-3-0	Fedeli, Loglisci, Lyons,
		Mobilio, Sherer and
		Spadow voting nay;
		Rep. Green-Carter
		abstained)

Chair Esposito stated that Mr. Berns is also a former member of ECOS. Mr. Berns has resigned from that position, he has a degree from Cornell University in Biology, has extensive history in environmental concerns and issues; he is currently on the Sewer and Water Commission, and he will resign the position if he is appointed tonight. Chair Esposito moved the item; said motion was seconded.

Rep. Day asked whether Mr. Berns resigned before or after the lawsuit over Rosa Hartman was filed. Chair Esposito stated he was unsure of the timing of his resignation.

Rep. Boccuzzi stated he is voting no for the same reasons. He stated that the EPB is regulated by state statute, and there are definitive regulations they have to follow. Rep. Boccuzzi feels that members of ECOS can separate themselves from issues.

Chair Esposito stated that Mr. Berns was questioned extensively on this issue. Mr. Berns told the committee that he is an attorney, he often defends issues that he does not necessarily agree with, and he can have a dispassionate and objective viewpoint. Chair Esposito stated that members of this Board take positions on issues they may have personal problems with, and he has confidence that these individuals will vote based on the law, even though they may be opposed to it. Chair Esposito stated that the Board should want people on the EPB that are highly qualified and who are staunch defenders of the environment, which is the purpose of the EPB. Chair Esposito stated they don't make law and they don't make policy, they make decisions based on policy.

Rep. Skigen stated that he would like any candidate who is up for appointment to a new board, to submit a resignation letter subject to approval of the new appointment. He stated that once we approve the person, they are approved, and if they choose to keep both seats, they are legally empowered to do so.

Rep. Shapiro stated that the mission of ECOS and the mission of the EPB are similar – to protect the environment. Rep. Shapiro stated that he does not believe that someone's actions as a private citizen should disqualify them for a public post.

Rep. Boccuzzi said that the statement was made that ECOS and the EPB are going down the same road and are on the same page. If that is so, the EPB was involved with the Rosa Hartman Park project, and if they are on the same page, why are they now going against the Environmental Protection Board.

The appointment of Mr. Berns was approved by a machine vote of 22-12-1. The record of the vote is attached hereto and made a part hereof.

4. A25.140	<u>Transit District</u> John J. Libertore (R) 31 Puritan Lane Stamford, CT 06906 Term Expires: 12/01/03 02/17/00 - Submitted by Mayor Dannel P. Malloy 02/28/00 - Committee voted 7-0-0	Reappointment (Exp. 12/1/99)	APPROVED ON CONSENT AGENDA
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Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1 and 4, was approved by unanimous voice vote.

FISCAL COMMITTEE David Martin, Chair
Bobby E. Owens, Vice Chair
Meeting: Monday, March 20, 2000
8:00 p.m. - Republican Caucus Room

Chair Martin reported that the Fiscal Committee met on Monday, March 20, 2000. Present were Committee Member Reps. Martin, Owens, Mellis, Loglisci, DeLuca, Sherer, Poltrack, Lyons and Giordano. The Committee met again last evening, April 3, 2000 at 6:30 p.m. Present were Committee Members Martin, Loglisci, Mellis, Poltrack, Giordano, Green-Carter, Nanos, DeLuca and Lyons.

Chair Martin stated that the public hearing on the budget was held last evening and was well-attended. All members of the Fiscal Committee were in attendance.

1. F25.221	REVIEW; of accounting and overtime related to the City of Stamford's maintenance contract with the Board of Education. 11/22/99 - Submitted by President Domonkos 12/20/99 - Committee voted to hold 02/28/00 - Report Made & Held in Committee 03/20/00 - Held in Committee	HELD IN COMMITTEE
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Secondary Committee: Education

Chair Martin reported the Committee took no action as Mr. Hamilton and Dena Diorio have not yet prepared the information requested. The item will be taken up next month.

2. F25.237 ADDITIONAL APPROPRIATION (Special Revenue Fund); Health Department; Cost Sharing Grant; funds to cover the City's share of social security costs and defray medical insurance expenses. **APPROVED ON CONSENT AGENDA**
\$6,814.00
03/09/00 - Submitted by Mayor Dannel P. Malloy
03/07/00 - Approved by Board of Finance
03/20/00 - Committee approved 9-0-0

Secondary Committee: Public Safety & Health

Concur

3. F25.238 ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Overtime; funds to cover shortfall in account due to community policing demands, Holiday Spirit Parade and Y2K preparedness. **APPROVED BY MACHINE VOTE (31-3-2) (Reps. Cannady, Owens & Zelinsky voting Nay)**
\$300,000.00
03/09/00 - Submitted by Mayor Dannel P. Malloy
03/07/00 - Approved by Board of Finance
04/04/00 - Committee approved 9-0-0

Secondary Committee: Public Safety & Health

Waived

A motion to wave the secondary report was made and seconded; the motion was approved by unanimous voice vote.

Chair Martin stated that the Committee spoke to the Police Chief about this item. In the prior year, the Police Department's budget was cut by the Mayor in the amount of \$250,000 below the year before. The request for \$300,000 is due to the parade run by the DSSD which cost \$50,000; secondly, expenses were incurred for stake-outs related to crime directed at religious organizations; thirdly, a homicide investigation drove overtime expenses; and additional police support was required for New Years Eve; and training was provided for domestic violence incidents.

Chair Martin stated that the Committee spent a great deal of time talking to the Police Chief about these items, and while the Committee supports the request, the Committee expressed its disappointment in the documentation provided.

Rep. Esposito stated he is concerned that the Fiscal Committee did not get answers to its questions, and that the Police Chief does not need all the money now. Rep. Esposito moved to approve \$150,000 with \$150,000 held. Then the Police Chief can return next month with the documentation that the Committee requested. Said motion was seconded.

Rep. Martin stated that the \$150,000 should be held, not cut. Rep. Esposito agreed that the funds should be held; said motion was seconded.

Rep. Zelinsky stated he is in favor of Rep. Esposito's motion. Rep. Zelinsky stated he has concerns regarding the \$50,000 overtime expense for Thanksgiving Day in Stamford as he believed the sponsors of the event would pay for expenses related to the event.

Rep. Loglisci stated that the Police Chief stated he would not be back for any additional funds this year, and that he heard the concerns of the Committee. Rep. Loglisci stated he would vote to approve the entire amount.

The motion to approve \$150,000 and hold \$150,000 failed by a machine vote of 15-19-1. Reps. Cannady, Corelli, Day, Domonkos, Esposito, Fedeli, Gasparini, Giordano, Hunter, Kernan, O'Neill, Owens, Poltrack, White and Zelinsky voting Yea (Rep. Blackwell abstained.) A record of the vote is attached hereto and made a part hereof.

The original motion was approved by a machine vote of 32-3-0. A record of the vote is attached hereto and made a part hereof.

4. F25.239 \$1,238.00	ADDITIONAL APPROPRIATION (Special Revenue Fund); Health Department; TB Grant; to align city accounts with state-approved budget. 03/09/00 - Submitted by Mayor Dannel P. Malloy 03/07/00 - Approved by Board of Finance 03/20/00 - Committee approved 9-0-0	APPROVED ON CONSENT AGENDA
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5. F25.240 \$28,820.00	ADDITIONAL APPROPRIATION (Special Revenue Fund); Health Department; Immunization Expansion Program; funds represent increase in grant amount from State; funds will pay salary of part time immunization director, benefits, supplies and travel. 03/09/00 - Submitted by Mayor Dannel P. Malloy 03/07/00 - Approved by Board of Finance 03/20/00 - Committee approved 9-0-0	APPROVED ON CONSENT AGENDA
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Secondary Committee: Public Safety & Health

Concur

6. F25.241 \$400,000.00	ADDITIONAL APPROPRIATION (Capital Budget); Operations - Facilities; Old Town Hall Restoration; to fund Phase I, Exterior Renovation to plaza, including facade remediation, landscaping and lighting. 03/09/00 - Submitted by Mayor Dannel P. Malloy 03/07/00 - Approved by Board of Finance 03/25/00 - Approved by Planning Board	APPROVED ON CONSENT AGENDA
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03/20/00 - Committee approved 9-0-0

Secondary Committee: Operations

Waived

A motion was made to waive the secondary report; said motion was seconded and approved by unanimous voice vote.

7. F25.242 RESOLUTION; approval of Exhibit A, Authorization of bonding and declaration of official intent; regarding Item No. F25.242, additional capital appropriation of \$400,000 for Old Town Hall Restoration.
03/09/00 - Submitted by Mayor Dannel P. Malloy
04/04/00 - Committee approved 9-0-0
- APPROVED
ON CONSENT
AGENDA**

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1, 4, 5, 6 and 7, was approved by unanimous voice vote.

LEGISLATIVE & RULES COMMITTEE: Maria Nakian, Chair
William MacInnis, Vice Chair
Meeting: Monday, March 27, 2000
7:00 p.m. - Democratic Caucus Room

Chair Nakian reported that the Legislative & Rules Committee met on Monday, March 27, 2000. Present were Committee Member Reps. Nakian, MacInnis, Esposito, Gasparrini, Mitchell, Skigen, Zelinsky, Fedeli and Sherer present. Reps. Spandow and Day were excused. Also present were Reps. O'Neill, Nable and Giordano; Attorney Howard Kaplan; Attorney Elizabeth Bates; Attorney Hennessey; Thomas Hamilton and Andrew McDonald.

1. LR25.101 PROPOSED ORDINANCE; **for publication;** **HELD IN
COMMITTEE**
granting a tax abatement to The First Haitian Free 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
02/28/00 - Held in Committee
03/27/00 - Held in Committee

Chair Nakian reported that Item No. LR25.101 was being held pending further information.

2. LR25.059 PROPOSED ORDINANCE; **for final adoption;** **APPROVED
ON CONSENT
AGENDA**
providing a tax abatement for the Bibleway Church of God for property located at 152-154 Selleck Street.

03/23/99 - Submitted by Roberts, Kambas, Rose & Bates
02/28/00 - Committee approved publication 8-0-0
03/06/00 - Approved for publication
03/27/00 - Committee approved 8-0-0

3. LR25.097 **PROPOSED ORDINANCE; for final adoption;** **APPROVED**
enabling the designation of certain city streets as **BY VOICE VOTE**
“Scenic Roads.” **(Reps. MacInnis,**
09/09/99 - Submitted by Rep. Nabel **Gasparrini and**
09/15/99 - Placed on Pending Agenda **Kernan opposed)**
02/28/00 - Committee approved 7-1-0
03/06/00 - Approved for publication
03/27/00 - Committee approved 6-2-1

Chair Nakian reported that a public hearing was held on Item No. LR25.097. Two members of the public were present and both were in favor of the ordinance. Chair Nakian reported the Committee approved 6-2-1 and moved the item; said motion was seconded.

Chair Nakian moved to amend the ordinance as follows: Under Section 4D, signage shall now read: “Scenic Road Obey Posted Speed Limits.”

Rep. Zelinsky stated he suggested the amendment in that the prior wording (“Posted Speed Limit Strictly Enforced”) could lead someone to believe that speed limits are not strictly enforced in other parts of the city.

Rep. Loglisci asked, for the record, that no one will be forced to survey the land, if they choose not to, if their street becomes part of a scenic road. Rep. Nakian stated that is correct. Rep. Loglisci also asked whether it is true that there will be no cost to the City other than the signage. Rep. Nakian stated that was correct.

Rep. MacInnis commended Ms. Nabel for her well-intended ordinance. He stated that it seems to him that this ordinance is more symbolic than substantive. It states that we should obey speed limits, and that says that we should obey them up there and if you want to speed, come downtown. It says that we should maintain scenic roads, but we should also maintain non scenic roads. Rep. MacInnis thinks that because other districts don’t have pristine, bucolic roads, this ordinance could Balkanize our city by setting aside one area for special treatment. Rep. MacInnis urged his colleagues to vote no on this ordinance.

Rep. Lyons stated that there are certain areas of the entire City that could fall within the scenic roads category.

Rep. Nakian stated that the reason for saying to obey the posted speed limit is because some of these narrow and winding roads can be very dangerous. Also, the ordinance is not saying that only scenic roads will be maintained but that scenic roads will be maintained in a manner that best preserves their scenic quality.

The ordinance, as amended, was approved by voice vote, with Reps. MacInnis, Gasparrini and Kernan opposed.

4. LR25.110 **PROPOSED ORDINANCE; for publication;** **APPROVED**
providing for a tax abatement for property located at **BY VOICE**
104 Richmond Hill Avenue, owned by CTE, Inc. **VOTE**
01/31/00 - Submitted by William J. Hennessey, Jr.
03/27/00 - Committee approved 9-0-0

Chair Nakian amended Item No. 4, changing the dollar amount of the abatement to \$2,668.39. Said motion was seconded and approved by unanimous voice vote.

Chair Nakian moved Item No. LR25.110; said motion was seconded and approved by unanimous voice vote.

5. LR25.111 **PROPOSED ORDINANCE; for publication;** **APPROVED**
establishing a personal property taxing district. **ON CONSENT**
03/07/00 - Submitted by Rep. MacInnis **AGENDA**
03/27/00 - Committee approved 8-0-0

6. LR25.112 **APPROVAL;** of a lease termination agreement **APPROVED**
between the City of Stamford and the State of **BY VOICE VOTE**
Connecticut regarding the Stamford Transportation **(Rep. O'Neill**
Center. **opposed)**
03/10/00 - Submitted by Mayor Dannel P. Malloy
04/04/00 - Committee approved 8-0-0

Secondary Committee: Transportation

Concur

Chair Nakian stated that at the meeting on the 27th, the actual agreement was still being negotiated. At that meeting, Mr. McDonald presented information to the Committee in executive session. The agreement was finalized late Friday afternoon, and presented to the Board at 6:00 p.m. this evening. Because of the state-mandated deadline of April 14, 2000, it is necessary for the Board to vote on this item this evening. Corporation Counsel provided a thorough briefing on all aspects of the contract, as follows: 1) the Transportation Center will be turned over to the State at 12:01 a.m. on April 14, 2000; 2) the City will continue to pay all the bonding obligations and will hold the State harmless in connection with these obligations; and 3) the City will defend all claims arising out of the City's operation of the Transportation

Center or out of the surrender of it to the State. But, the costs are restricted to the City paying the legal costs only; any judgments that come from any court case will be paid by the State. If the State does not accept the settlement and a judgment comes in for more than the settlement offer, the State will also pay the legal costs.

Chair Nakian continued her report: 1) the State will pay to the City, \$1,884,279 in full compensation for all costs the City has incurred on the debt service for building the Transportation Center, all of its management costs and all costs associated with the management of the traffic and parking at the Transportation Center; 2) the State will pay to the City \$1,073,707 representing all future indebtedness on municipal bonds that relate to the Transportation Center; 3) the State will pay to the City \$1,258,990 as full reimbursement for the City's portion of the Gateway Project, which means that State will be paying 100% of that project. Chair Nakian stated that the first payment will be made on May 1 and the other two are payable on August 1, for a total of \$4.2 million.

Chair Nakian stated that because the State has all the sticks in this case, they have threatened to condemn the City's lease of the Transportation Center and have given the City until April 14. If the City does not accept the termination agreement and decides to fight it in court, there is a very good chance that the City will lose and will not receive any compensation from the State. Chair Nakian stated that the Committee believed that this agreement was in the best interests of the City, and the Committee voted 8-0 to accept the agreement.

Chair Nakian stated that Reps. MacInnis, Nakian, Fedeli, Day, Skigen, Spadow and Gasparrini were all present at the meeting this evening. Chair Nakian moved that the Board accept the termination agreement; said motion was seconded.

Rep. O'Neill stated he is opposed to this agreement because the State has a legally-binding contract with the City for fifteen years. Because the Transportation Center is now making a profit is a good reason for the City to hang onto this asset. Rep. O'Neill stated that there is a long history to the Transportation Center, however, the construction issues should not be justification for the State taking the Transportation Center over. Rep. O'Neill doesn't know if the State can do a better job of maintaining the quality of the Transportation Center.

Rep. Martin stated he agrees with Mr. O'Neill's sentiments and believes the state is using strong-arm tactics. Rep. Martin stated that the recourse through the courts will be expensive and that the administration has done a good job of getting the best we can get in this situation. He stated he will support it.

Rep. Loglisci stated he agrees with Rep. Martin. Rep. Loglisci said that we are in a situation where we should not take a chance of not receiving any funds.

Rep. Skigen stated that according to the Charter, the Director of Legal Affairs has the authority to settle and compromise claims and this matter certainly comes within that authority. Rep. Skigen commended Mr. McDonald for taking the steps to bring this before the Board, and he doesn't think he was obligated to do so. Rep. Skigen stated that we are faced

with a looming deadline from the State, but in view of the circumstances, he feels this is a good deal for the City.

The item was approved by voice vote (Rep. O'Neill opposed).

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 2 and 5, was approved by unanimous voice vote.

PERSONNEL COMMITTEE Randall Skigen, Chair
Ralph Loglisci, Vice Chair
Meeting: Wednesday, March 29, 2000
7:00 p.m. - Democratic Caucus Room

Chair Skigen reported that the Personnel Committee met on Wednesday, March 29, 2000. Present were Committee Member Reps. Cannady, Fedeli, Fortunato, Loglisci, MacInnis, Skigen and Spadow; Reps. Boccuzzi and Gasparrini were excused. Also present were Rep. Giordano and David Exline, UAW President.

The Committee met again this evening at 6:45 p.m. Present were Committee Member Reps. Cannady, Fedeli, Gasparrini, Loglisci, MacInnis and Spadow. Also present were Reps. Day and Mobilio.

1. P25.066	PROPOSED ORDINANCE; <u>for final adoption;</u> concerning City and Town Clerk pensions. 11/05/99 - Submitted by Mayor Dannel P. Malloy 02/07/00 - Approved for publication 02/16/00 - Held in Steering 04/04/00 - Committee voted 8-1-0	APPROVED BY VOICE VOTE (Reps. Gasparrini and Zelinsky opposed)
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Chair Skigen moved the item; said motion was seconded.

Rep. Zelinsky asked Chair Skigen what the cost to the City would be. Chair Skigen replied that it would be approximately \$170,000 to purchase an annuity. Rep. Zelinsky stated that his comments do not reflect on the individuals involved personally. Rep. Zelinsky stated this was disturbing to long term city employees who have a pension. He also questioned how this is in the best interests of the City of Stamford, as the ordinance states. Rep. Zelinsky also stated that civil service benefits were being provided via this ordinance. Rep. Zelinsky stated that Bridgeport, New Haven and Waterbury do not have pensions for their elected city clerks. Rep. Zelinsky stated it would be a disservice to the residents of the City of Stamford to provide this pension.

Rep. Gasparrini stated that this item has been characterized as granting a pension to Ms. PontBriant. Rep. Gasparrini felt that describing it this way obscures the financial impact of the proposal and may be misleading in that "providing a pension" could lead one to

believe it is merely including Ms. PontBriant in a pension fund, and if this was the proposal, he would not object to it. He added that the item in front of us is a plan to use city operating funds to buy an annuity from an insurance company for Ms. PontBriant. The Board is being asked to approve an expenditure of \$170,000 that will pay one individual about \$22,200 annually.

Rep. Gasparri stated that buying the annuity would be a kind and generous thing for this Board to do. The City has no obligation to spend \$170,000 on an annuity, and it is not warranted and she is not entitled to the annuity. If the City does spend this money on the annuity, it will receive nothing in return. If the Board passes this proposal, it will have made a decision to give a former city officeholder a spectacular going away present. Rep. Gasparri does not believe we should impose this cost on the taxpayers as there is nothing in it for them. He stated he will be voting against the ordinance.

The item was approved by voice vote (Reps. Gasparri and Zelinsky opposed).

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| 2. P25.070 | PROPOSED ORDINANCE; <u>for publication</u> ;
concerning the repeal of Chapter II, Article I
concerning fees for examinations.
12/16/99 - Submitted by Mayor Dannel P. Malloy
02/07/00 - Held in Committee
03/29/00 - Held in Committee | HELD IN
COMMITTEE |
| 3. P25.073 | PROPOSED ORDINANCE; <u>for publication</u> ;
changing the application fee for fire and police
department applicants to an examination fee.
02/16/00 - Submitted by Rep. Skigen
03/29/00 - Held in Committee | HELD IN
COMMITTEE |
| 4. P25.064 | ORDINANCE; <u>for publication</u> ; of feasibility of
providing a deferred compensation plan for elected,
appointed and unclassified officials.
11/03/99 - Submitted by Rep. Skigen
02/07/00 - Held in Committee
02/16/00 - Held in Steering Committee
03/29/00 - Held in Committee | HELD IN
COMMITTEE |
| 5. P25.065 | PROPOSED ORDINANCE; <u>for final adoption</u> ;
creating the position of Special Assistant to the
Superintendent of Schools.
11/05/99 - Submitted by Mayor Dannel P. Malloy
01/12/00 - Removed from Agenda
02/11/00 - Resubmitted by Superintendent Mazzullo | HELD IN
COMMITTEE |

Rep. White moved Item No. LU25.041; said motion was seconded. Rep. Zelinsky made a motion to return the item to Committee; said motion was seconded and approved by unanimous voice vote.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item No. 2, was approved by voice vote (Rep. Corelli opposed).

OPERATIONS COMMITTEE Bobby E. Owens, Chair
Susan Nabel, Vice Chair
Meeting: Thursday, March 23, 2000
7:00 p.m. - Democratic Caucus Room

Chair Owens reported that the Operations Committee meeting was held on Thursday, March 23, 2000 at 7:00 p.m. Present were Committee Member Reps. Owens, Nabel, Imbrogno, Nanos, Zelinsky and Lyons. Also present were Rep. Giordano; Deputy Chief Steve DeVito, Stamford Police Department on Item No. 25.024; Cynthia Smith, Thomas Kirk, Brian Rolly and Les Ross on Item No. 25.026; Dena Diorio, Office of Policy and Management; and Andrew McDonald, Corporation Counsel.

1. O25.026 REVIEW; of Greater Norwalk Clean Air Coalition resolution. **HELD IN COMMITTEE**
12/02/99 - Submitted by President Domonkos
03/06/00 - Held in Committee
03/23/00 - Held in Committee

Chair Owens reported that a number of people from the "Filthy Five" power plants in to speak to the Committee. The Committee voted to hold the item for another month so that it can invite the Norwalk Clean Air Coalition back to discuss the information.

2. O25.024 REVIEW; of Government Center security system. **REPORT MADE AND HELD IN COMMITTEE**
11/25/99 - Submitted by Rep. O'Neill
02/07/00 - Held in Committee
03/06/00 - Held in Committee
03/23/00 - Report Made & Held in Committee

Secondary Committee: House

Chair Owens stated that Deputy Chief DeVito gave the Committee a summary of steps the Police Department has taken for ongoing security for the Government Center building. They are recommending security cameras for stairwells and exits from elevators, new door alarms. These door alarms would help to lock down all doors. Chair Owens also stated that the Police Department and Human Resources are having contract

negotiations with security companies, so the Committee was somewhat limited to the answers it could get regarding staffing.

Chair Owens stated that the Police Department has taken a lead in its resolve to increase security in the Government Center. This item will be on-going, and a final report will be issued.

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| 3. O25.027 | RESOLUTION; setting fees for use of the public scale and for a weighing and measuring device license; fees to increase by 40%.
03/10/00 - Submitted by Mayor Dannel P. Malloy
03/23/00 - Committee approved publication 6-0-0 | APPROVED
ON CONSENT
AGENDA (for
publication) |
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Chair Owens reported that this item will be published.

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| 4. O25.028 | RESOLUTION; <u>for publication</u> ; concerning tree spraying equipment fees; fee to increase from \$40 to \$56.
03/10/00 - Submitted by Mayor Dannel P. Malloy
03/23/00 - Committee approved publication 6-0-0 | APPROVED
ON CONSENT
AGENDA (for
publication) |
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| 5. O25.030 | PROPOSED ORDINANCE; <u>for publication</u> ;
amending Section 137-8 of the Code of Ordinances concerning permits for the collection and transfer of refuse by enabling fees to be set by resolution.
03/10/00 - Submitted by Mayor Dannel P. Malloy
03/23/00 - Committee approved 6-0-0 | APPROVED
ON CONSENT
AGENDA |
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| 6. O25.029 | RESOLUTION; concerning permit fees for the collection and transfer of refuse; fee to increase from \$40 to \$56.
03/10/00 - Submitted by Mayor Dannel P. Malloy
03/23/00 - Committee approved publication 6-0-0 | APPROVED
ON CONSENT
AGENDA (for
publication) |
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Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 3-6, was approved by voice vote (Reps. Corelli and Mobilio opposed).

**PUBLIC SAFETY & HEALTH
COMMITTEE**

Alice Fortunato, Chair
Lucy F. Corelli, Vice Chair
Meeting: Thursday, March 30, 2000
7:00 p.m. - Democratic Caucus Room

Chair Fortunato reported that the Public Safety & Health Committee met on Thursday, March 30, 2000. Present were Committee Member Reps. Biancardi, Corelli, DeLuca, DePina, Kernan, MacInnis, O'Neill, Poltrack and Fortunato; Reps. Boccuzzi, Cannady, Giordano, Loglisci and Spandow. Excused were Reps. Skigen and Mobilio. Also in attendance were Director of Legal Affairs Andrew McDonald and Office of Policy and Management Director Dena Diorio.

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| 1. PS25.020 | PROPOSED ORDINANCE; <u>for Final Adoption</u>;
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
01/04/00 - Approved for Republication
02/07/00 - Held in Committee
03/06/00 - Approved for Republication
03/30/00 - Committee approved 6-0-2 | APPROVED
BY MACHINE
VOTE 25-10-0
(Reps. Blackwell,
Cannady, DePina,
Green-Carter,
Hunter, Martin,
Nabel, Nanos,
Owens & Zelinsky
opposed) |
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Chair Fortunato reported a public hearing was held with approximately 45 people in attendance. Eighteen people spoke against the proposed ordinance and one spoke in favor. At the close of the public hearing, the Committee reconvened and voted in favor of the ordinance 6-0-2.

Rep. Martin removed the item from Consent. Chair Fortunato moved the item; said motion was seconded.

Rep. Green-Carter stated that she is voting against the ordinance as she believes that everyone has some blighted properties in his/her district. She stated that there are other agencies and departments and remedies that can be applied to remedy those problems. Rep. Green-Carter stated that we should not pass an ordinance because we cannot deal with a couple of uncooperative homeowners, and that we should put some teeth into enforcement of ordinances already on the books. Rep. Green-Carter stated that this ordinance can be the beginning of the end for an urban community, starting with the identification of blighted properties, the taking of said properties and ultimately ending up with the extinguishing of a community. Rep. Green-Carter stated that this ordinance will not be positive for her district.

Rep. Zelinsky moved that this item be returned to Committee; said motion was seconded. Rep. Zelinsky stated that the language of the ordinance is vague and general and he is

concerned the ordinance could be challenged in Court. Rep. Zelinsky stated that the Stamford Board of Realtors has expressed concern about the ordinance.

Rep. Martin stated that he is in favor of an anti-blight ordinance, but that he cannot support this ordinance and therefore wants it returned to Committee. Rep. Martin stated he finds numerous inconsistencies in the language, which he is certain the Board does not intend to enact. Rep. Martin stated, as example, the definition of a blighted property includes properties that have experienced a crime report, properties that contribute to the depreciation of property values in a neighborhood, and this could lead to declaring a firehouse a blighted property because it depreciates neighboring property values.

Rep. DeLuca stated he is against sending the item back to Committee, and that this ordinance has been in Committee for eleven months. Several public hearings have been held, and revisions have been made based on public input. Further, a resolution will be passed to revisit the ordinance in one year.

Rep. Lyons stated that the Law Department has revised the ordinance twelve times, and he has enough confidence in the Law Department that the ordinance will pass legal muster. He stated he is against returning it to Committee.

A motion to move the question was made, seconded and approved by unanimous voice vote.

The motion to return to committee failed by a machine vote of 14-21-0 (Reps. Biancardi, Blackwell, Cannady, DePina, Esposito, Gasparrini, Green-Carter, Hunter, Martin, Nabel, Nanos, Owens, Sherer & Zelinsky in favor of returning the item to committee).

The main motion was approved by a machine vote of 25-10-0 (Reps. Blackwell, Cannady, DePina, Green-Carter, Hunter, Martin, Nabel, Nanos, Owens & Zelinsky opposed).

2. PS25.035	RESOLUTION; regarding a review of the Blighted Properties ordinance after 1 year. 03/15/00 - Submitted by the Steering Committee 03/30/00 - Committee approved 6-0-2	APPROVED BY VOICE VOTE (Reps. DePina, Green-Carter, Zelinsky, Nanos, Owens & Cannady opposed)
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Chair Fortunato reported that the Steering Committee requested that the ordinance be revisited in one year, and hopefully this resolution will dispel some of the concerns about enforcement issues. The Committee approved the item 6-0-2.

Rep. Zelinsky removed the item from the Consent Agenda.

Upon motion duly made and seconded, the item was approved by voice vote (Reps. DePina, Green-Carter, Zelinsky, Nanos, Owens and Cannady opposed.)

3. [PS25.028](#) RESOLUTION; concerning barbershop and hairdressing and/or cosmetology shop license fees; fees to increase from \$50 to \$75 for 1-5 stations; from \$75 to \$105 for 6-10 stations; and \$100 to \$140 for 10+ stations.
03/10/00 - Submitted by Mayor Dannel P. Malloy
03/30/00 - Committee approved 7-1-0
- RETURNED
TO
COMMITTEE**

Chair Fortunato reported that this item was approved 7-1-0 in Committee and moved the item. Said motion was seconded.

Rep. Zelinsky moved to return the item to Committee for one month so that a public hearing can be held; said motion was seconded and approved by unanimous voice vote.

4. PS25.029 ORDINANCE; **for publication**; amending Section 137-16 of the Code of Ordinances concerning food service establishments correcting the list of food service establishments to provide for additional categories of services requiring fees.
03/10/00 - Submitted by Mayor Dannel P. Malloy
03/30/00 - Committee approved 7-1-0
- APPROVED
BY VOICE
VOTE (Reps.
Mobilio and
Corelli opposed)**

Chair Fortunato reported that the Committee approved this item 7-1-0 and moved the item; said motion was seconded.

The item was approved by voice vote (Reps. Mobilio and Corelli opposed).

5. PS25.031 RESOLUTION; increasing food service establishment license and service fees; various fees to increase by 40%.
03/10/00 - Submitted by Mayor Dannel P. Malloy
03/30/00 - Committee approved 7-1-0
- RETURNED
TO
COMMITTEE**

Chair Fortunato reported that the Committee approved this item 7-1-0 and moved the item; said motion was seconded.

Rep. Zelinsky moved to return the item to Committee for one month so that a public hearing can be held; said motion was seconded and approved by unanimous voice vote.

6. PS25.030 PROPOSED ORDINANCE; **for publication**; amending Chapter 143 (Health Standards) of the Code of Ordinances to provide for new miscellaneous health inspections, tests and inspection
- APPROVED
BY VOICE VOTE
(Rep. Corelli
opposed)**

fees.

03/10/00 - Submitted by Mayor Dannel P. Malloy

03/30/00 - Committee approved 7-1-0

Chair Fortunato reported that the Committee approved this item 7-1-0 and moved the item; said motion was seconded.

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

7. PS25.032	RESOLUTION; setting new fees for miscellaneous health inspections and tests.	RETURNED TO COMMITTEE
	03/10/00 - Submitted by Mayor Dannel P. Malloy	
	03/30/00 - Committee approved 7-1-0	

Chair Fortunato reported that the Committee approved this item 7-1-0 and moved the item; said motion was seconded.

Rep. Zelinsky moved to return the item to Committee for one month so that a public hearing can be held; said motion was seconded and approved by unanimous voice vote.

PARKS & RECREATION COMMITTEE: Herman P. Alswanger, Co-Chair
Mary L. Fedeli, Co-Chair
Meeting: Thursday, March 23, 2000
7:00 p.m. - Republican Caucus Room

Chair Fedeli reported that the Parks & Recreation Committee met on Thursday, March 23, 2000. Present were Committee Member Reps. Fedeli, Cannady, Imbrogno, Nabel, Lyons, O'Neill and Poltrack. Also present were Rep. Giordano; Moira McNulty, Laurie Albano and David Sulkis; and Susan Elan from the Stamford Advocate.

1. PR25.048	APPROVAL; of Recreation Services Program Fees for 2000.	RETURNED TO COMMITTEE (Rep. Kernan opposed)
	01/19/00 - Submitted by Mayor Dannel P. Malloy	
	02/24/00 - Committee approved 6-0-0	
	03/06/00 - Held in Committee	
	03/23/00 - Committee approved 7-0-0	

Chair Fedeli reported that this item was approved 7-0-0 and moved the item. Rep. Corelli asked that the item be taken off of consent.

Chair Fedeli moved the item; said motion was seconded. Rep. Zelinsky moved to return the item to Committee; said motion was seconded. The motion to return to committee was approved by voice vote (Rep. Kernan opposed).

2. PR25.050 APPROVAL; of proposed park activities fees for the Year 2000. **APPROVED ON
CONSENT
AGENDA**
02/29/00 - Submitted by Mayor Dannel P. Malloy
03/23/00 - Committee approved 7-0-0

Chair Fedeli reported that there were no increase to these fees and stated the Committee approved the item 7-0-0.

3. PR25.051 REVIEW; of Master Parks Plan and updates on 1999-2000 projects and future improvements. **REPORT
MADE**
03/03/00 - Submitted by Rep. Fedeli
03/23/00 - Report Made

Chair Fedeli said that everyone received a report on this item.

4. PR25.052 APPROVAL; of proposed user fees for Cubeta Stadium; new fees to apply to those 18 years of age and older at \$40. **NO ACTION
TAKEN & HELD
IN COMMITTEE**
03/01/00 - Approved by Parks & Recreation Commission.
03/10/00 - Submitted by Mayor Dannel P. Malloy
03/23/00 - No action taken

Chair Fedeli stated this item was held.

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

EDUCATION COMMITTEE

Ellen Mellis, Chair
Philip Giordano, Vice Chair
Meeting: Thursday, March 23, 2000
6:30 p.m. - Democratic Caucus Room

Chair Mellis reported that the Education Committee met on Thursday, March 23, 2000. Present were Committee Member Reps. Poltrack, Giordano, Day, Fedeli, Nabel, Shapiro, Imbrogno and Mellis. Rep. Green-Carter was excused. Also present were Deputy Chief DeCarlo, Joe Tarzia and Tobin Coleman.

1. E25.033 PROPOSED ORDINANCE; **for final adoption;** **RETURNED
TO
COMMITTEE**
concerning truancy and habitual truancy.
12/15/99 - Submitted by Mayor Dannel P. Malloy

02/07/00 - Held in Committee
03/06/00 - Approved for Publication
03/23/00 - Committee approved 8-0-0

Chair Mellis reported that a public hearing was held. Mr. Tarzia spoke in favor of the ordinance. The Committee voted 8-0-0 and Chair Mellis moved the item. Said motion was seconded. Rep. Boccuzzi requested the item be taken off of consent.

Chair Mellis stated that procedures were very important to this ordinance, and they should be well understood by the Police Department, parents, teachers and school personnel. The Committee also asked that a report be provided to the Committee in six months to a year as to how this ordinance is working.

Rep. Boccuzzi moved to return the item to Committee. Said motion was seconded and approved by unanimous voice vote.

URBAN REDEVELOPMENT Jim Shapiro, Chair
COMMITTEE Joseph Gasparini, Vice Chair

No report.

HOUSING/COMMUNITY DEVELOPMENT/ Elaine Mitchell, Chair
SOCIAL SERVICES COMMITTEE Anthony Imbrogno, Vice Chair
Meeting: Tuesday, March 28, 2000

6:30 p.m. - Legislative Chambers

President Domonkos stated that the Chair reported no action was taken on the items in the Committee. A vote will be taken on Item No. 1 next month.

1. HCD25.28 SECOND PUBLIC HEARING and APPROVAL; of **NO**
Year 26 Annual Action Plan for the use of **ACTION**
Community Development Block Grant (CDBG) **TAKEN**
Funding and the HOME Investment Partnership
Program.
12/10/99 - Submitted by Timothy R. Beeble
01/04/00 - Report Made and Held in Committee
02/07/00 - Report Made and Held in Committee
02/16/00 - Held in Steering Committee

2. HCD25.30 REVIEW; of Home funding application regarding **NO**
Fairfield Court apartments. **ACTION**

03/02/00 - Submitted by Rep. DePina & Sadie Green-Carter **TAKEN**

3. HCD25.31 REVIEW; of Hope VI funding for Southfield Village.
03/08/00 - Submitted by Rep. Mitchell **NO ACTION TAKEN**

TRANSPORTATION COMMITTEE Gabe DeLuca, Chair
Peter C. Nanos, Vice Chair
Meeting: Monday, March 27, 2000
6:45 p.m. - Republican Caucus Room

Chair DeLuca reported that the Transportation Committee met on Monday, March 27, 2000. Present were Committee Member Reps. DeLuca, Blackwell, Giordano and Nanos. Also present were Moira McNulty, Dena Diorio and Tobin Coleman.

1. T25.020 **PROPOSED ORDINANCE; for final adoption;** **APPROVED ON CONSENT AGENDA**
amending Chapter 231, Section 6, Vehicles and Traffic, regarding parking violations fees.
01/19/00 - Submitted by Mayor Dannel P. Malloy
02/23/00 - Committee approved publication
03/06/00 - Approve for publication
03/27/00 - Committee approved 4-0-0

Chair DeLuca reported that a public hearing was held on Item No. 1, and the Committee voted 4-0 to approve the item.

2. T25.023 **PROPOSED ORDINANCE; for publication;** **APPROVED ON CONSENT AGENDA (Rep. Corelli opposed)**
amending Chapter 231 (Vehicles and Traffic) of the Code of Ordinances to provide for fines for parking violations; fines to increase from \$10 to \$17 for overtime/meter parking; from \$20 to \$27 for Class II violations; from \$35 to \$42 for Class II violations and from \$85 to \$92 for Class IV violations.
03/10/00 - Submitted by Mayor Dannel P. Malloy
03/27/00 - Committee approved 4-0-0

Chair DeLuca reported that the Committee voted 4-0-0 for publication.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1 and 2, was approved by voice vote (Rep. Corelli opposed).

Rep. Zelinsky stated he was unable to attend the Transportation Committee meeting because he was out of town on another commitment.

ADMINISTRATION & TECHNOLOGY COMMITTEE Gloria DePina, Chair
Harry Day, Vice Chair

No Report.

HOUSE COMMITTEE Annie M. Summerville, Chair

No report.

SPECIAL REVALUATION COMMITTEE: Maria Nakian, Chair

No report.

RESOLUTIONS

- | | | |
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| 1. | SENSE-OF-THE-BOARD RESOLUTION
Congratulating Polish People in Stamford as on May 3, 2000 they Commemorate the 209 th Anniversary of the Adoption of Poland's First Constitution. | APPROVED BY
UNANIMOUS
VOICE VOTE
(Rep. Sherer
abstained) |
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MINUTES

1. [March 6, 2000](#) Regular Meeting

COMMUNICATIONS

1. Rep. Martin reminded everyone that the Fiscal Committee is continuing with its budget hearings, with the Board of Education budget being reviewed Wednesday, April 5, 2000 at 7:00 p.m.

OLD BUSINESS

NEW BUSINESS

ADJOURNMENT

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 11:20 p.m.

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