

***The Regular Meeting of the 26th Board of Representatives of the City of Stamford will be held Monday, May 6, 2002 at 8:00 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 9:00 p.m.

**INVOCATION:** Led by Rep. Harry Day

“Dear Heavenly Father, thank you for our blessings as free United States citizens of our great nation. Please be our guardian and our inspiration as our liberties are tested around the world. Bestow upon our national leaders continued wisdom and courage to meet our challenges. We thank you also for our good fortunes to live in this wonderful city. We ask tonight for your divine guidance as we deliberate on issues of importance to our community. May these decisions be made carefully and thoughtfully, with wisdom and without rancor or prejudice for the common interest of all our citizens from every walk of life. We pray for these things in your name. Amen.”

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by President of the Board David R. Martin.

**ROLL CALL:** Led by Clerk of the Board Annie M. Summerville. There were thirty-four members present and six absent-excused. Absent were Reps. Biancardi, Esposito, Kernan, O’Neill, Shapiro and Skigen.

**MOMENTS OF SILENCE:** For the late: Alfred J. Sullo, by Reps. Giordano, Loglisci and Zelinsky; Bonoface Benasik, by Reps. Skigen and Loglisci; Dorothy Austin, by Reps. Giordano and Zelinsky; William Sherman, Angelina M. Watowski, Lois N.

Valentine and Kathleen Shepherd, by Rep. Zelinsky; Clementina Mosca, by Rep. Giordano; Michael V. Montanaro, by Reps. Giordano, Esposito, Zelinsky and Loglisci; Valentino R. Candito, Livia DeFilippis, Lucretia Antonacci, Paul Nafey, Anthony M. Ferro, Filomena Scognamiglio and Albert Simmell, by Reps. Loglisci and Zelinsky; John H. Roos, by the 26<sup>th</sup> Board of Representatives; Joseph R. Robertucci, by Rep. Loglisci; and Richard J. Chichon, by the Republican Caucus and John Zelinsky.

## **STANDING COMMITTEES**

**STEERING COMMITTEE:** Meeting: Monday, April 8, 2002  
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**  
(Attendance) **Annie M. Summerville, Vice Chair**  
(Votes) Meeting: Wednesday, April 24, 2002  
6:30 p.m. – Democratic Caucus Room

1. [A26.047](#) Smith House Board of Directors  
 Lewis G. Pace (R) Repl. Verrastro  
 299 Westover Road *Term Exp. 12/31/00*  
 Stamford, CT 06902  
 Term Expires: 12/31/03  
 02/20/02 – Submitted by Mayor Dannel P. Malloy  
 04/01/02 – Held in Committee  
**04/24/02 – Committee approved 6-0-4**

**APPROVED  
ON CONSENT  
AGENDA**
  
2. [A26.048](#) Stamford Golf Authority  
 W. Frank Dell, II (R) Repl. McManus  
 125 Hardesty Road *Term Exp. 01/01/01*  
 Stamford, CT 06903  
 Term Expires: 01/01/04  
 02/20/02 – Submitted by Mayor Dannel P. Malloy  
 04/01/02 – Held in Committee  
**04/24/02 – Committee approved 9-0-1**

**APPROVED  
ON CONSENT  
AGENDA**
  
3. [A26.032](#) Fire Commission  
 Marilyn Dussault (D) Reapp.  
 2777 Summer Street *Term Exp. 12/30/01*  
 Stamford, CT 06905  
 Term Expires: 11/30/04  
 02/11/02 - Submitted by Mayor Dannel P. Malloy  
 04/01/02 – Held in Committee  
**04/24/02 – Committee approved 9-0-0**

**APPROVED  
ON CONSENT  
AGENDA**
  
4. [A26.033](#) Fire Commission  
 E. Gaynor Brennan, Jr. (R) Reapp.  
 241 Fairview Avenue *Term Exp. 11/30/01*  
 Stamford, CT 06902  
 Term Expires: 11/30/04  
 02/11/02 - Submitted by Mayor Dannel P. Malloy  
 04/01/02 – Held in Committee  
**04/24/02 – Committee approved 8-1-0**

**APPROVED  
BY MACHINE  
VOTE  
(33-1) (Rep.  
Coppola opposed)**
  
- Vice Chair Summerville moved Item No.4; said motion was seconded and approved by a machine vote of 33-1-0 (Rep. Coppola opposed).
  
5. [A26.034](#) Fire Commission  
 Richard L. Lyons (D) Reapp.  
 38 Van Rensselaer Ave. *Term Exp. 11/30/01*  
 Stamford, CT 06902  
 Term Expires: 11/30/04
 

**APPROVED  
ON CONSENT  
AGENDA (Rep.  
Lyons abstained)**

02/11/02 - Submitted by Mayor Dannel P. Malloy  
04/01/02 – Held in Committee  
**04/24/02 – Committee approved 9-0-0**

6. [A26.040](#) Police Commission **APPROVED**  
Rev. Winton M. Hill III (D) Reapp. **ON CONSENT**  
82 Ralsey Road Term Exp. 11/30/01 **AGENDA**  
Stamford, CT 06902  
Term Expires: 11/30/04  
02/11/02 – Submitted by Mayor Dannel P. Malloy  
04/01/02 – Held in Committee  
**04/24/02 – Committee approved 9-0-0**

7. [A26.052](#) Fire Commission **APPROVED**  
J. Ralph Murray (R) Reappoint. **ON CONSENT**  
15 Butternut Place **AGENDA**  
Stamford, CT 06903  
Term Expires: 11/30/04  
03/15/02 – Submitted by Mayor Dannel P. Malloy  
**04/24/02 – Committee approved 9-0-0**

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1, 2, 3, 5, 6 and 7, was approved on the Consent Agenda

**FISCAL COMMITTEE:** **Randall Skigen, Chair**  
(Votes) **Bobby E. Owens, Vice Chair**  
(Attendance) Meeting: Tuesday, April 30, 2002  
6:00 p.m. – Democratic Caucus Room

Vice Chair Owens reported that the Fiscal Committee met on Tuesday, April 30, 2002. Present were Committee Member Reps. Owens, DeLuca, Hunter, Figueroa, Giordano, Mirkin, Loglisci, Skigen and Cannady.

1. [F26.079](#) RESOLUTION & PUBLIC HEARING; approving **APPROVED**  
the 2002 Neighborhood Assistance Act. **ON CONSENT**  
03/11/02 – Submitted by Sandra Dennies **AGENDA**  
**04/30/02 – Committee approved 7-0-0**
2. [F26.0`81](#) ADDITIONAL APPROPRIATION (Operating **APPROVED**  
\$80,000.00 Budget); E.G. Brennan; Supplies – Land; to fund **ON CONSENT**  
various improvements at facility. **AGENDA**

03/28/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 9-0-0**

3. F26.080 RESOLUTION; authorizing an application for school construction grants for technology infrastructure at 8 schools and for an inter-district magnet at Rippowam School. **APPROVED BY UNANIMOUS VOICE VOTE**  
04/03/02 – Submitted by Mayor Dannel P. Malloy  
**04/30/02 – Committee approved 9-0-0 (as amended, eliminating the Inter-District Magnet at Rippowam)**

Vice Chair Owens reported that the Committee voted to eliminate the Inter-District Magnet Program at Rippowam. Vice Chair Owens moved the Resolution, as amended by the Committee. Said motion was approved by unanimous voice vote.

4. F26.076 ADDITIONAL APPROPRIATION (Capital Budget); **APPROVED BY UNANIMOUS VOICE VOTE (as amended)**  
~~\$248,000.00~~ Public Services - Highways; Parking Meters; to purchase and install 360 meters with life cycle of 20 years; payback period of less than one year anticipated.  
\$193,275.00  
03/28/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 7-0-2**

Secondary Committee: Operations

Concur

Vice Chair Owens moved Item No. F26.076. Said motion was seconded.

Vice Chair Owens reported that at the present time, the City has 624 on-street parking meters, of which 360 are new, electronic meters. The Operations Department needs 318 to replace the old mechanical units as well as 48 meters for the new parking garage on lower Summer Street. They also plan to install 30 meters on Hoyt Street, 15 meters on Morgan Street, and 25 meters on Franklin Street. This would increase the total number of on-street parking meters to 153. This is a 25% increase in the number of parking meters.

Rep. Zelinsky stated he is not against replacing old meters with new meters, but is concerned about installing new meters on Hoyt, Morgan and Franklin Streets, which are residential streets. Rep. Zelinsky moved to amend the amount of the additional appropriation to \$193,275, or \$54,725 less. This amount would allow for replacement, but would not allow funds for the new parking meters. Said motion was seconded. Rep. Zelinsky stated that he is opposed to having the residents pay for parking in front of the buildings where they reside.

**Rep. Mirkin stated that it was his understanding that the vote in Committee did not include an approval for the new meters, but merely replacement of the existing meters. Rep. Mirkin confirmed that the Fiscal Committee did recommend the full amount of the additional appropriation.**

Rep. Loglisci stated that he abstained because he felt there was work to be done before new meters were installed on the three streets. For example, are they all day meters or 24-hour a day meters? The Committee felt that it would cost more per meter if they bought fewer than the 360. The Committee wanted to provide funds to buy all the meters but not have them installed on the three streets.

Rep. Boccuzzi recommended that the Board hold the remaining \$54,735 in Committee until they come back and indicate what the plans are for the meters. Rep. Zelinsky agreed with the amendment to the motion.

Rep. Day stated that he endorsed Rep. Boccuzzi's motion. He added that the economics of the program don't work unless all the meters are purchased.

Rep. DeLuca stated that it was his understanding that the Committee would approve the full amount, but that Glen McWilliams would not install the meters at Hoyt, Franklin and Morgan Streets without coming back to the Committee for further discussion.

The amendment passed by a vote of 29-6 (See [attached Vote Report No. 249](#)).

The main motion was approved by unanimous voice vote.

|                            |   |  |
|----------------------------|---|--|
| 5. <a href="#">F26.077</a> | FUNDING RESOLUTION (formerly Exhibit A) in connection with F26.076; Public Services – Highways; Parking Meters.<br>03/28/02 – Submitted by Mayor Dannel P. Malloy<br><b>04/30/02 – Committee approved 9-0-0</b> | <b>APPROVED BY UNANIMOUS VOICE VOTE (amended to \$193,275)</b> |
|----------------------------|---|--|

A motion to amend the amount to correspond to Item No. F26.076 was made and seconded and approved by unanimous voice vote. The main motion, as amended, was approved by unanimous voice vote.

|  |   |                                   |
|--|---|-----------------------------------|
| 6. <a href="#">F26.066</a><br>\$850,000.00 | ADDITIONAL APPROPRIATION (Grants Budget); Healthy Homes Grant; to fund 3 year HUD grant to identify and correct housing-related hazards which contribute to the incidence of asthma | <b>APPROVED ON CONSENT AGENDA</b> |
|--|---|-----------------------------------|

in children.

03/22/02 – Submitted by Mayor Dannel P. Malloy

04/11/02 – Approved by Board of Finance

**04/30/02 – Committee approved 9-0-0**

**Secondary Committee: Housing, Community Development & Social Services**

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

7. [F26.059](#) \$118,672.00 ADDITIONAL APPROPRIATION (Operating Budget); Fire Department Overtime; to supplement overtime funds through remainder of fiscal year; funds needed due to long term sick and injury leave.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 9-0-0** **APPROVED ON CONSENT AGENDA**
8. [F26.059](#) \$35,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Big Five; Turn of River Fire Department; Overtime; to supplement overtime funds through remainder of fiscal year.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 9-0-0** **APPROVED ON CONSENT AGENDA**
9. [F26.061](#) \$35,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Big Five; Belltown Fire Department; Overtime; to supplement overtime funds through remainder of fiscal year.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 8-0-0** **APPROVED ON CONSENT AGENDA**
10. [F26.074](#) \$62,827.00 ADDITIONAL APPROPRIATION (Operating Budget); Big Five; Long Ridge Fire Department; Overtime; to fund replacement firefighters on overtime basis due to two officers on light duty.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 8-0-0** **APPROVED ON CONSENT AGENDA**

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|---|---|--|
| <p>11. <u>F26.075</u><br/>\$45,000.00</p>   | <p>ADDITIONAL APPROPRIATION (Operating Budget); Big Five; Glenbrook Fire Department; Overtime; to fund anticipated overtime expenses through remainder of fiscal year.<br/>03/28/02 – Submitted by Mayor Dannel P. Malloy<br/>04/11/02 – Approved by Board of Finance<br/><b>04/30/02 – Committee approved 8-0-0</b></p>                      | <p><b>APPROVED<br/>ON CONSENT<br/>AGENDA</b></p>           |
| <p>12.<br/><u>F26.067</u><br/>\$488,170.00</p>  | <p>ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Salaries; to fund 3% contract raise.<br/>03/22/02 – Submitted by Mayor Dannel P. Malloy<br/>04/11/02 – Approved by Board of Finance<br/><b>04/30/02 – Committee approved 7-0-0</b></p>   | <p><b>APPROVED<br/>ON CONSENT<br/>AGENDA</b></p>           |
| <p>13.<br/><u>F26.068</u><br/><del>\$307,700.00</del><br/><del>\$57,000.00</del><br/>\$307,700.00</p> | <p>ADDITIONAL APPROPRIATION (Operating Budget); Police Department; overtime; to fund anticipated overtime costs through end of fiscal year; \$57,000 reflects 3% contract raise.<br/>03/22/02 – Submitted by Mayor Dannel P. Malloy<br/>04/11/02 – Approved by Board of Finance<br/><b>04/30/02 – Committee approved \$57,000 (6-1-0)</b></p> | <p><b>APPROVED<br/>BY<br/>UNANIMOUS<br/>VOICE VOTE</b></p> |

**Secondary Committee: Public Safety & Health**

**Concur (\$57,000)**

Vice Chair Owens reported that the Committee approved the amount of \$57,000 by a vote of 6-1-0.

Rep. Loglisci stated that he voted against the reduced amount. He stated that the Committee reduced the amount due to the fact that it did not get requested information. Rep. Loglisci moved to increase the amount of the appropriation back to the originally requested \$307,700. Said motion was seconded.

Vice Chair Owens stated that the Committee did receive the requested information, and that if the Committee feels at this point that the receipt of this material satisfied the request, he would support it. He added that he has not had an opportunity to look at the material. Rep. Boccuzzi stated that it is difficult to review the report and approve the significant amount of money being requested this evening. Rep. Boccuzzi stated that Rep. Skigen is not in attendance tonight and also had not had a chance to review the material. Rep. Boccuzzi stated he sees no reason it cannot be approved next month.

Vice Chair Owens stated that Chair Skigen was okay with the report coming in during his absence, and he was willing to support the matter as long as the information was



received. Vice Chair Owens stated that if the Board wants to approve it, that would be fine; if the Board wanted to hold it, that would also be fine also.

Rep. Greenberg moved to send the entire matter back to committee; said motion was seconded.

Rep. Loglisci stated that the Police Department probably needs at least the \$57,000, and withholding all the funds may create a problem. Rep. Loglisci stated that there were no conditions placed on the Police Department by Mr. Skigen, but that the Committee merely asked that the report be provided to it. He added that the Police Department had taken its time providing the report, and they have now fulfilled their promise to do so. In that the Board will have to give them the money anyway, the Board might as well approve it tonight.

Rep. Lyons stated that we are entering a time of year that requires significant overtime and he would not want to see public safety jeopardized by withholding any amount of overtime.

Rep. Figueroa agreed with Rep. Lyons comments.

President Martin stated that all representatives should be speaking to the motion on the floor; i.e., the motion to return the request to Committee.

Rep. Boccuzzi stated he would rather give them the 3% contract raise of \$57,000 and hold the remainder so that the Fiscal Committee can review the report. Then if the Committee thinks that the anticipated overtime is going to be \$250,700, they can approve it.

Rep. Greenberg withdrew his motion to return the item to Committee.

President Martin stated that the current motion on the floor is to amend the Committee's \$57,000 approved amount to the requested amount of \$307,700.

Rep. Zelinsky stated he concurs with Rep. Boccuzzi. The amount that is actually needed at this time is \$57,000, and the other amount has not been incurred yet. He said he does not believe this action will jeopardize any citizens.

Rep. Lyons stated that the Board of Finance approved the full request.

The amendment was approved by a vote of 30-4 (see attached [Vote Record #250](#)). The main motion was approved by unanimous voice vote.

14. [F26.071](#) ADDITIONAL APPROPRIATION (Operating  
\$149,000.00 Budget); Police Department; Clothing Allowance;  
to fund recent contract settlement which provides  
for bulletproof vest replacement for all officers;

**APPROVED  
ON CONSENT  
AGENDA**

account currently has -\$117,625 and -\$24,000 in non-existent Safe Neighborhoods Account.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 7-0-0**

15. [F26.065](#)  
\$35,700.00

ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Differential; to fund 3% contract raise.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 7-0-0**

**APPROVED  
ON CONSENT  
AGENDA**

16. [F26.064](#)  
\$30,561.00

ADDITIONAL APPROPRIATION (Operating Budget); Police Department; College Tuition; to fund unpaid tuition payments for five officers.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 7-0-0**

**APPROVED  
ON CONSENT  
AGENDA**

**Secondary Committee on Item Nos. 7-16 above:  
Public Safety & Health**

**Concur**

17. [F26.060](#)  
\$13,204.00

ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Holiday; to fund 3% contract raise.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 7-0-0**

**APPROVED  
ON CONSENT  
AGENDA**

18. [F26.073](#)  
\$7,800.00

ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Accumulated Leave; to fund 3% contract raise.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 7-0-0**

**APPROVED  
ON CONSENT  
AGENDA**

19. [F26.069](#)  
\$6,750.00

ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Overtime Mandated Training; to fund 3% contract raise.  
03/22/02 – Submitted by Mayor Dannel P. Malloy

**APPROVED  
ON CONSENT  
AGENDA**

04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 7-0-0**

20. F26.072      ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Court Time; to fund \$5,400.00      3% contract raise.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Held in Committee**      **HELD IN COMMITTEE**
21. F26.070      ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Day-Off slips; to fund \$1,800.00      3% contract raise.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 7-0-0**      **APPROVED ON CONSENT AGENDA**
22. F26.063      ADDITIONAL APPROPRIATION (Operating Budget); Emergency Medical Services; Radio Maintenance; to supplement contract funds through remainder of fiscal year; contract based upon population density and offset by grant funds.  
03/22/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/30/02 – Committee approved 7-0-0**      **APPROVED ON CONSENT AGENDA**

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1, 2, 6-12, 14-17, 19, 21 and 22, was approved by unanimous voice vote.

**LEGISLATIVE & RULES COMMITTEE:**      **Maria C. Nakian, Chair**  
(Attendance)      **Jim Shapiro, Vice Chair**  
(Votes)      Meeting: Monday, April 22, 2002  
(Report)      7:00 p.m. – Republican Caucus Room

Chair Nakian reported that the Legislative & Rules Committee met on Monday, April 22, 2002. Present were Committee Member Reps. Nakian, Shapiro, Fahan, Mitchell, Browne and Greenberg present. Reps. Esposito, Zelinsky and Spandow were excused. Present on Item Nos. 1 and 2 were Robin Stein and Burt Rosenberg, Assistant Corporation Counsel; on Number 3, Dr. Vince Massa of the Landmark Baptist Church; and on No. 4, Burt Rosenberg. A public hearing was held on Item Nos. 1, 2 and 4, and no one from the public was present.

Rep. Nakian left the floor for a discussion of Item Nos. 1 and 2.

1. [LR26.008](#) RESOLUTION & Public Hearing; approving the sale of city-owned land located at 25 Burwood Avenue to Steven Maleh; price of land: \$142,500. **APPROVED BY MACHINE VOTE (18-15)**  
03/04/02 – Submitted by Mayor Dannel P. Malloy  
03/12/02 – Approved by Planning Board  
03/14/02 – Approved by Board of Finance  
04/01/02 – Held in Committee  
**04/22/02 – Failed in Committee 2-3-1**

**Secondary Committee: Land Use/Urban Redevelopment**

**Failed 3-3-2**

2. [LR26.009](#) RESOLUTION & Public Hearing; approving the sale of city-owned land located at 27 Burwood Avenue to David Maleh; price of land: \$142,500. **APPROVED BY MACHINE VOTE (20-14)**  
03/04/02 – Submitted by Mayor Dannel P. Malloy  
03/19/02 – Approved by Planning Board  
03/14/02 – Approved by Board of Finance  
04/01/02 – Held in Committee  
**04/22/02 – Failed in Committee 2-3-1**

**Secondary Committee: Land Use/Urban Redevelopment**

**Failed 3-3-2**

Rep. Mitchell gave the Committee Report regarding Item Nos. 1 and 2, while Chair Nakian left the floor. Rep. Mitchell moved Item No. 1; said motion was seconded.

Rep. Loglisci stated that since both lots sold at the same price, it appears that the intent is to come back for a variance so that a multiple family can be built on both lots. Rep. Loglisci stated that the City should not be selling land, and the value of the land has gone up. Rep. Loglisci stated the City did not investigate if it could make better use of the land, such as for affordable housing.

Rep. Boccuzzi stated that these properties are in his district. He has not received any calls from anyone against selling the property. Right in the middle of the two lots is a pumping station, and there is an easement from Burwood Avenue, through these properties to the back road. There is no way that the two pieces of property could be joined together.

A motion to move the question was made and seconded; said motion was approved by a vote of 31-2 (see [Vote Record #251](#)).

The main motion (Item No.1) was approved by a machine vote of 18-15 (see [Vote Record #252](#)).

Item No. 2 (LR26.009) was approved by a machine vote of 20-14 (see [Vote Record #253](#)). Note: Rep. Sherer intended on voting Yea on this item.

3. [LR26.005](#) PROPOSED ORDINANCE; for publication; of tax abatement request by the Landmark Baptist Church for property located on Crescent Street.  
02/01/02 – Submitted by Dr. Vince J. Massa  
02/25/02 – Held in Committee  
04/01/02 – Held in Committee  
**04/22/02 – Committee approved 5-0-1** **APPROVED ON CONSENT AGENDA** (Rep. Fahan abstaining)
4. [LR26.010 Resolution](#) RESOLUTION; approving a lease with the Environmental Protection Agency for 700 square feet in the Government Center.  
04/08/02 – Submitted by Mayor Dannel P. Malloy  
04/16/02 – Approved by Planning Board  
**04/22/02 – Committee approved 6-0-0** **APPROVED BY UNANIMOUS VOICE VOTE**

A motion to approve the Consent Agenda, consisting of Item No. 3, was made and seconded and approved by unanimous voice vote. (Rep. Fahan abstaining).

**PERSONNEL COMMITTEE: Mary Lisa Fedeli, Co-Chair**  
[\(Attendance\)](#) **Sanchia Spandow, Co-Chair**  
[\(Votes\)](#) Meeting: Wednesday, May 1, 2002  
[\(Report\)](#) 7:00 p.m. – Democratic Caucus Room

Co-Chair Spandow reported that the Personnel Committee met on Wednesday, May 1, 2002. Present were Committee Member Reps. Spandow, Greenberg, Figueroa, Fedeli, DeLuca, McCullen, Loglisci, Cannady and Boccuzzi.

1. P26.018 APPROVAL; of employment contract with Karen Vitale, Stamford Water Pollution Control Authority Project Accountant.  
04/05/02 – Submitted by Mayor Dannel P. Malloy  
**05/01/02 – Approved by Committee 9-0-0** **APPROVED ON CONSENT AGENDA**

Co-Chair Spandow moved the Consent Agenda, consisting of Item No. 1. Said motion was seconded and approved by unanimous voice vote.

**LAND USE/URBAN REDEVELOPMENT COMMITTEE:**

(Attendance)  
(Votes)  
(Report)

**Harry Day, Co-Chair**  
**Patrick J. White, Co-Chair**  
Meeting: Wednesday, May 1, 2002  
7:30 p.m. – Democratic Caucus Room

Co-Chair White reported that the Land Use Committee met on Wednesday, May 1, 2002. Present were Committee Member Reps. Boccuzzi, Day, Loglisci, Mitchell, Nakian, Spadow, Summerville and White. Absent were Reps. Biancardi, Benyus and Shapiro. Also in attendance were Reps. McCullen, Robin Stein and Rachel Goldberg of the URC.

1. LU26.012 PROPOSED ORDINANCE; for final adoption;  
authorizing the City of Stamford to adopt a new fee  
schedule for Planning Board applications. **APPROVED**  
01/10/02 – Submitted by Mayor Dannel P. Malloy **ON CONSENT**  
03/01/02 – Re- submitted as ordinance **AGENDA**  
03/04/02 – Held by Board  
03/20/02 – Committee approved 6-0-0  
04/01/02 – Approved for publication  
**05/01/02 – Approved by Committee 8-0-0**
  
2. LU26.013 PROPOSED ORDINANCE; for final adoption;  
authorizing the City of Stamford to adopt a new fee  
schedule for Zoning Board applications. **APPROVED**  
01/10/02 – Submitted by Mayor Dannel P. Malloy **ON CONSENT**  
03/01/02 – Re- submitted as ordinance **AGENDA**  
03/04/02 – Held by Board  
03/20/02 – Committee approved 6-0-0  
04/01/02 – Approved for publication  
**05/01/02 – Approved by Committee 8-0-0**
  
3. LU26.015 PROPOSED ORDINANCE; for final adoption;  
authorizing the City of Stamford to adopt a new fee  
schedule for Zoning Board of Appeals applications. **APPROVED**  
01/10/02 – Submitted by Mayor Dannel P. Malloy **ON CONSENT**  
03/01/02 – Re- submitted as ordinance **AGENDA**  
03/04/02 – Held by Board  
03/20/02 – Committee approved 6-0-0  
04/01/02 – Approved for Publication  
**05/01/02 – Approved by Committee 8-0-0**

Co-Chair White reported that no one from the public was present for the public hearing on Item Nos. 1 through 3.

4. LU26.018 RESOLUTION; initiating the process for a road **HELD IN**

Resolution acceptance for South Lake Drive and Wallenberg Drive. **COMMITTEE**  
03/21/02 – Submitted by Cacace, Tusch & Santagata  
**05/01/02 – Held in Committee**

Chair White reported that Engineering has not yet inspected the road, and therefore the Committee held the item.

5. LU26.017 REVIEW; of impact of Curley Diner's decision on Block 8 and 9 development and the Mill River Corridor Project. **REPORT MADE**  
03/06/02 – Submitted by Rep. Skigen  
**05/01/02 – Report Made**

Co-Chair White reported that Rachel Goldberg, attorney for the URC, stated that the Connecticut Supreme Court rejected the URC appeal without comment. Simply put, the legal case is over, and the URC cannot take the property. This gives the URC a number of options: first, it may develop a new plan for the site; 2) the URC may build around the property line of the diner; and 3) negotiations between the URC, the diner owner and Park Square West may lead to a resolution in allowing the original development to proceed. The URC is presently determining which course of action to pursue. Attorney Goldberg promised to keep the Committee informed.

The Consent Agenda, consisting of Item Nos. 1, 2 and 3, was moved, seconded and approved by unanimous voice vote.

**OPERATIONS COMMITTEE: Bobby E. Owens, Chair**  
(Attendance) **Anthony Imbrogno, Vice Chair**  
(Votes) Meeting: Wednesday, April 24, 2002  
7:00 p.m. – Republican Caucus Room

Chair Owens reported that the Operations Committee met on Wednesday, April 24, 2002. Present were Committee Member Reps. Owens, Day, McDermott, Zelinsky, White, Coppola and O'Neill. A public hearing was held on Item No. 1.

1. O26.009 PROPOSED ORDINANCE; for final adoption; amending Chapter 214, Article II of the Code of Ordinances to increase fee for street opening permits. **HELD IN COMMITTEE**  
01/23/02 – Submitted by Mayor Dannel P. Malloy  
02/20/02 – Committee approved 6-0-0 (as amended)  
03/04/02 – Held by Board  
04/02/02 – Approved for publication  
**04/24/02 – Held in Committee 6-0-0**

Chair Owens stated that after much discussion and after hearing the one member of the public who appeared regarding this item, the Committee found that it did not have enough information from the administration. The Committee voted to hold the item in Committee for an additional month.

2. O26.014 APPROVAL; of amendment to agreement with Fuss & O'Neill for engineering services re: widening of West Avenue. **APPROVED ON CONSENT AGENDA**  
03/27/02 – Submitted by Mayor Dannel P. Malloy  
04/11/02 – Approved by Board of Finance  
**04/24/02 – Committee approved 6-0-0**

The Consent Agenda, consisting of Item Nos. 1 and 2, was moved, seconded and approved by unanimous voice vote.

**PUBLIC SAFETY & HEALTH COMMITTEE:** **Richard Lyons II, Chair**  
(Attendance) Meeting: Wednesday, May 1, 2002  
(Report) 7:00 p.m. – Republican Caucus Room

Chair Lyons reported that the Public Safety & Health Committee met on Wednesday, May 1, 2002. Present were Committee Member Reps. Coppola, Imbrogno, Lyons, DeLuca, Clear, DeLeo, DePina and Mirkin. Reps. O'Neill and Biancardi were excused. Reps. Blackwell, Crowley and Kernan were absent.

1. PS26.003 PROPOSED ORDINANCE; for final adoption; proposed fee increases for false alarm fines and establishing new fees for alarm registration and late payment penalties. **HELD IN COMMITTEE**  
01/10/02 – Submitted by Mayor Dannel P. Malloy  
04/01/02 – Approved for publication  
**05/01/02 – Held in Committee**

Chair Lyons reported that the Committee held a public hearing on the amended ordinance. Assistant Chief Richard Priolo spoke at the public hearing. Mr. Priolo spoke at length about the registration aspect of false alarm programs that had been enacted in other municipalities. Mr. Priolo also provided sample false alarm ordinances from other municipalities. The public hearing was closed, and the members debated the issue and voted to hold the item in Committee.

2. PS26.007 REVIEW; of citywide radio communications for emergency personnel. **REPORT MADE**  
02/25/02 – Submitted by Rep. Mirkin  
**05/01/02 – Report Made**



Chair Lyons reported that a written report was provided to everyone regarding this item.

3. PS26.009 ~~APPROVAL-RESOLUTION~~; of revised emergency water restrictions and review of status of drought. **APPROVED BY MACHINE VOTE (35-0)**  
04/03/02 – Submitted by President Martin  
05/01/02 – Committee approved 6-0-0

Chair Lyons reported that the Committee approved these water restriction regulations subject to the Code's declaration of a water supply emergency, as declared by the Mayor and the Director of Health. Chair Lyons moved approval of the revised water emergency restrictions. Said motion was seconded.

Rep. Imbrogno moved to amend the regulations, excluding the cover requirements for commercial and non-profit pools. Chair Lyons stated the amendment as follows: "Section 3, Sentence B. A pool cover or solar blanket designed to minimize evaporation loss is required for all residential pools. Commercial pools and not-for profit agency pools are excluded." "Section 3, Sentence C. No company shall fill or service a residential pool in Stamford that is not equipped with a pool cover or solar blanket." Said motion was seconded. Rep. Imbrogno stated that these covers were dangerous if anyone should fall into the pool. They basically just float on top of the pool and can wrap around anyone who fell in. Said amendment was approved by unanimous voice vote.

Rep. Sherer moved to amend the regulations to allow boat washing: Chair Lyons stated the amendment: "Paragraph 2, Subsection 4 of Sentence A. Boats or boat trailers may be rinsed off after saltwater use. Such rinse off or rinse down shall not last longer than ten minutes in duration." Said motion was seconded. Rep. Sherer noted that salt water damages boats and trailers, and rinsing off the salt water is necessary. Said motion was approved by unanimous voice vote.

Rep. Brown moved, under Paragraph 3, Swimming Pools, to strike the second paragraph regarding Stamford pool fill companies using Stamford water to fill out-of-town pools. Rep. Brown moved to treat companies that fill pools in the same way as commercial, industrial and other commercial water uses, by adding after the words "water users" in Paragraph 7, "including swim pool water companies." Said motion was seconded. Rep. Brown stated that large companies, like Clairol, are using our water and sending it outside of Stamford in the form of shampoo; other businesses make cement, using water. In this case we are isolating one particular industry and treating it differently from other commercial and industrial uses. Rep. Brown said that they should come in with a plan for water reduction as well. Rep. Sherer stated that his problem with the motion is if the only purpose of the business is to fill swimming pools, and this business is requested to reduce water consumption by 20%, there doesn't appear to be a solution other than to fill each pool 20% less or turn down business. Rep. Sherer stated there really are no options for this type of business.

Rep. Lyons stated that the pool water companies had expressed a desire to work within certain parameters. Under the regulations, the City can prevent them from filling swimming pools. There are 1,600 pools on record with the tax assessor using 26 million gallons of water. That amounts to about 1 day's use in July. The pool companies will be allowed to take secondhand

water from certain water sources within the city and offer irrigation services for landscaping and horticultural uses to help offset their economic hardships. While it is somewhat onerous on pool companies, the regulations, as written, are valid. Said motion failed by a machine vote of 13-20-2 (see [Vote Record #254](#)).

The main motion, approving the regulations as amended, was approved by a machine vote of 35-0 (see [Vote Record #255](#)).

## **PARKS & RECREATION**

### **COMMITTEE:**

[\(Attendance\)](#)

[\(Votes\)](#)

**Linda Cannady, Co-Chair**

**Donald B. Sherer, Co-Chair**

Meeting: Tuesday, April 23, 2002

7:30 p.m. – Democratic Caucus Room

Co-Chair Sherer reported that the Parks & Recreation Committee met on Tuesday, April 23, 2002. Present were Committee Member Reps. Sherer, Cannady, Clear, Coppola, Fedeli, Giordano, McCullen, McDermott and White. Reps. Imbrogno and Lyons were excused.

1. [PR26.018](#) PROPOSED ORDINANCE; for final adoption; **APPROVED  
ON CONSENT  
AGENDA**  
amending Chapter 179-15 Concerning Peddlers, Street Vendors and Solicitors.  
01/10/02 – Submitted by Mayor Dannel P. Malloy  
03/01/02 – Re-submitted as ordinance  
03/04/02 – Held by Board  
04/01/02 – Approved for publication  
**04/23/02 – Committee approved 8-0-0**
  
2. [PR26.019](#) PROPOSED ORDINANCE; for final adoption; **APPROVED  
ON CONSENT  
AGENDA**  
amending Chapter 179-6 Concerning Peddlers, Street Vendors and Solicitors.  
01/10/02 – Submitted by Mayor Dannel P. Malloy  
03/01/02 – Re-submitted as ordinance  
03/04/02 – Held by Board  
04/01/02 – Approved for publication  
**04/23/02 – Committee approved 8-0-0**

Chair Sherer reported that a public hearing was held on Item Nos. 1 and 2.

3. PR26.013 PROPOSED ORDINANCE; for publication; **HELD IN  
COMMITTEE**  
amending Chapter 175, Section 175-8 regarding water skiing restrictions.  
01/10/02 – Submitted by Rep. Lyons

02/27/02 – Held in Committee  
03/04/02 – Held by Board  
04/01/02 – Held in Committee

4. PR26.014 RESOLUTION; establishing a non-resident beach sticker policy (replaces corporate beach sticker policy); to provide for Monday through Friday access for non-residents who purchase a sticker. **APPROVED BY MACHINE VOTE (27-5-1)**
- 02/01/02 – Submitted by Mayor Dannel P. Malloy  
01/29/02 – Approved by Parks & Rec. Commission  
02/27/02 – Held in Committee  
03/04/02 – Held by Board  
04/01/02 – Held in Committee  
**04/23/02 – Original proposal failed in committee 3-4-0; amended resolution approved in committee 4-3-2**

Co-Chair Sherer reported that the Committee defeated the original resolution by a vote of 3-4-0. The Committee then approved an amended resolution that provides for a Monday through Friday parking pass at a cost of \$150 per season; a Saturday or Sunday daily parking pass would cost \$20 and a pass for a consecutive Saturday and Sunday would be \$25. The Committee approved this by 4-3-2.

Co-Chair Sherer moved to approve the resolution, as amended by the Committee. Said motion was seconded. Co-Chair Sherer stated that it has always been Stamford's policy to open our beaches to the public graciously. The issue is not about stopping people from using our beaches, it is about parking.

Rep. Zelinsky asked whether Dorothy Heroy Park was included in this resolution. Co-Chair Sherer stated that it was not discussed, but that this would only apply to the beaches. The other parks are for city residents only. Rep. Zelinsky stated that residents that reside near the beaches are not in favor of allowing out of town people on our beaches in that they are overcrowded and there is inadequate parking. Rep. Zelinsky stated he would vote against the resolution.

Co-Chair Sherer stated that this proposal would be in effect for one year, as the fees are reviewed on an annual basis. If there are problems with this plan, it will be changed next year.

Rep. White stated that he voted against the item. Rep. White stated he is opposed to out-of-towners being eligible for any type of a season pass to our beaches. He stated that the charges are too low. Also, by encouraging people to come into our beaches, it will lead to overcrowding. These beaches are for Stamford residents and their guests, not for outsiders to come in. More people on the beaches would require more money to maintain the beaches. Rep. White stated that he has not met one resident who is in favor of this policy.

Rep. Giordano stated that he abstained from the vote because he didn't think it went far enough. If the fee is \$150 for an out of towners to have a beach pass, they are not going to pay it. They will just park on residential streets and walk to the beach. Rep. Giordano stated he would rather see the City charge \$100 for the season so that it is affordable to everyone, and the City could realize revenue and not create parking problems.

Rep. Lyons stated that because this plan has been spread to all beaches, he will support it. He stated that some members are under the impression that a large number of people will start flocking to the beaches, but this matter will be reviewed in a year and it could be changed at that time if in fact the use level increases greatly.

Rep. McDermott stated that this sets a bad precedent, and it probably will not alleviate the parking problems in the neighborhoods.

Rep. Mirkin moved the question. Said motion was approved by a machine vote of 26-7 (see [Vote Record #256](#)).

The main motion was approved by a machine vote of 27-5-1 (see [Vote Record #257](#)).

- |                             |   |  |
|-----------------------------|---|--|
| 5. <a href="#">PR26.021</a> | APPROVAL; of E. Gaynor Brennan Golf Fees; free tee times for two hours for 60 juniors (Junior Metropolitan Golf Association); and PGA Playability Test fee of \$75.<br>04/04/02 – Submitted by Mayor Dannel P. Malloy<br>03/18/02 – Approved by Golf Commission<br><b>04/23/02 – Committee approved 9-0-0</b> | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b>      |
| 6. PR26.020                 | REVIEW; of parking near access areas to public easements along the water front.<br>04/03/02 – Submitted by Rep. Sherer<br><b>04/23/02 – Held in Committee</b>   | <b>HELD IN<br/>COMMITTEE</b>                   |
| 7. <a href="#">PR26.022</a> | RESOLUTION; amending the marina rules to allow for dinghy slips.<br>04/08/02 – Submitted by Rep. Sherer<br><b>04/23/02 – Committee approved 8-1-0</b>   | <b>APPROVED BY<br/>MACHINE<br/>VOTE (31-1)</b> |

Co-Chair Sherer moved Item No. PR26.022; said motion was seconded.

Rep. McDermott asked about the length of dinghies. Rep. Sherer responded that a boat 13' and under would qualify as a dinghie.

Rep. White stated he voted no in Committee. He feels that the City should not be giving out our city slips for this purpose, and it is bad policy.

The motion was approved by a machine vote of 31-1 (see Vote Record #258).

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1, 2 and 5, was approved by unanimous voice vote.

**EDUCATION COMMITTEE:**      **Thomas Hunter, Co-Chair**  
   **Brian O’Neill, Co-Chair**

**STATE AND COMMERCE COMMITTEE:** **Jim Shapiro, Chair**  
   **John Morrow, Vice Chair**

**HOUSING/COMMUNITY DEVELOPMENT/**

**SOCIAL SERVICES COMMITTEE:**      **Elaine Mitchell, Chair**

(Attendance)

(Votes)

(Committee Report)

Meeting: Tuesday, April 16, 2002

6:30 p.m. – Democratic Caucus Room

- and -

Monday, May 6, 2002

6:45 p.m. – Democratic Caucus Room

Chair Mitchell reported that the Housing/Community Development/Social Services Committee met on Tuesday, April 16, 2002 and Monday, May 6, 2002.

- |             |  |   |
|-------------|--|---|
| 1. HCD26.03 | RESOLUTION; authorizing the Mayor to submit the Year 28 annual action plan for the Community Development Program of the City of Stamford for Year 28 (2002-2003).<br>12/06/01 – Submitted by Tim Beeble<br>04/11/02 – Approved by Board of Finance<br><b>04/16/02 – Committee approved 7-1-0</b> | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |
|-------------|--|---|

Chair Mitchell moved Item No. 1; said motion was seconded.

Chair Mitchell stated there was a typographical error on the budget. On Page 4, Item 21, Mutual Housing Association of Southwestern Connecticut indicates \$10,000 and should be \$30,000; Item 2, Stamford Housing Authority Clinton Manor Elevators indicates \$115,349 and should be \$110,000; Item 23, Stamford Community Development Housing Development Program indicates \$115,349 and should be \$115,249. The subtotal for

housing should be \$275,249. Chair Mitchell moved the corrections; said corrections were seconded and approved by unanimous voice vote.

The motion was approved by unanimous voice vote.

2. HCD26.04 APPROVAL; of \$6,854 transfer to the contingency line item of excess funds as follows: \$4,400 from the Child Care Center; \$2,444 from CTE – Summer Enrichment and \$10 from Oak Street Center. **APPROVED BY UNANIMOUS VOICE VOTE**  
03/05/02 – Submitted by Tim Beeble  
03/19/02 – Held in Committee  
**04/16/02 – Committee approved 8-0-0**

Chair Mitchell moved Item No. 2; said motion was seconded and approved by unanimous voice vote.

3. HCD26.05 REVIEW; of the per unit subsidy and income limits for the HOME Program. **APPROVED BY UNANIMOUS VOICE VOTE (as amended)**  
03/05/02 – Submitted by Tim Beeble  
03/19/02 – Held in Committee  
**04/16/02 – Committee approved to increase from \$15,000 to \$20,000 6-2-2; to increase income limits 5-2-1; and to apply for HOME Program 7-1-0**

Chair Mitchell moved to suspend the rules to change Item No. HCD26.05 to a resolution; said motion was seconded and approved by unanimous voice vote. Chair Mitchell explained that the resolution was in three parts: 1) increase the amount of subsidy per unit from \$15,000 to \$20,000 (6-0-2 committee approval); 2) increase the HUD program income limits from 56% to 65% of median income (5-2-1 committee approval); and 3) increases applicable to HOME program only (7-1-0 committee approval). The amendments were seconded and approved by unanimous voice vote.

Chair Mitchell thanked her committee for all the hard work, adding that at the annual workshop, she had a full quorum of committee members. Chair Mitchell especially thanked Rep. Summerville who chaired the Committee in her absence.

**TRANSPORTATION COMMITTEE:** Robert “Gabe” DeLuca, Chair  
John R. Zelinsky, Jr., Vice Chair

**CHARTER COMMITTEE:** Maria Nakian, Co-Chair  
Robert “Gabe” DeLuca, Co-Chair

## RESOLUTIONS

1. [Sense of the Board Resolution](#) commemorating the 111<sup>th</sup> Anniversary of Poland's first constitution.  
04/30/02 – Submitted by Rep. Zelinsky **APPROVED BY UNANIMOUS VOICE VOTE**
2. [Sense of the Board Resolution](#) congratulating Sam Cingari on being selected Stamford's 2002 Citizen of the Year.  
04/30/02 – Submitted by Rep. Sherer **APPROVED BY UNANIMOUS VOICE VOTE**

## MINUTES

1. [April 1, 2002 Regular Board Meeting](#) **APPROVED BY UNANIMOUS VOICE VOTE**
2. [April 29, 2002 Special Budget Meeting](#) **APPROVED BY UNANIMOUS VOICE VOTE**

## COMMUNICATIONS

1. Clerk Summerville stated that the next meeting in June will be the annual board picture. Reminder calls will not be made.
2. Rep. Loglisci stated that the SCDC in effect insulted the Board in regards to the recent budget cuts imposed on it. Rep. Summerville stated that she would send a letter to the editor of the Advocate and encouraged other representatives to do the same.
3. Rep. Day reminded Land Use Committee members and any other members, that there is a special meeting of the Land Use Committee on Wednesday, May 15, 2002 at 7:00 p.m. for the purpose of reviewing the proposed changes to the Master Plan.
4. President Martin stated that Steering Committee will be held one week from today. The deadline for submissions is Thursday at 9:00 a.m. of this week.

5. President Martin stated he would be reviewing committee assignments. Any representative who wishes to change his/her committee assignment should get in touch with the president, the majority leader, or the minority leader.
6. President Martin asked everyone to review the Agenda to check that the committee actions are correctly reported.
7. Clerk Summerville asked those who are interested in an orientation to contact her.

### **OLD BUSINESS**

### **NEW BUSINESS**

### **ADJOURNMENT**

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 11:52 p.m.