

*The Regular Meeting of the 26th Board of Representatives of the City of Stamford will be held Monday, May 5, 2003 at 8:00 p.m. in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, Stamford, Connecticut.*

# Minutes

**CALL TO ORDER:** By Clerk of the Board Annie M. Summerville at 9:00 p.m.

**INVOCATION:** By Rep. Stephen DeLeo

“It is in difficult times that great men and women step to the forefront of our democratic system of government to lead our country to more prosperous times. Lord, as you have undoubtedly put each of us in a unique position to govern this great City, it is with great humbleness and humility that we pray for your divine guidance, so that we may meet the expectations of the citizens who have put their trust in this Board to make a positive difference in their lives. For this guidance, and for the swift and safe return of the men and women of our military now serving abroad, we pray to the Lord.”

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by Majority Leader John Boccuzzi and Minority Leader Ralph Loglisci

**ROLL CALL:** There were 34 members present and six absent; absent were Reps. Blackwell, DePina, Figueroa, Martin, Skigen and White.

**VOTING MACHINE STATUS:** The machine was in good working order.

**ELECTION OF TEMPORARY CHAIRPERSON:** Rep. Lyons nominated John Boccuzzi; said motion was seconded and approved by unanimous voice vote.

**MOMENTS OF SILENCE:** For the late: George J. Vlamis by the 26<sup>th</sup> Board of Representatives; Mr. Derenzo by Reps. Boccuzzi and Giordano; Pearl Karp, Frank M. Karas, and Minnette R.C. Deutsch by Reps. Giordano, Loglisci & Zelinsky; Louise L. Ambrosecchio and Vincent M. D'Arinzo by Rep. Loglisci; Ruth M. Giusti, by Repos. Loglisci, Spandow and Zelinsky; Karen M. Colangelo, James F. Farrell, Sr., John W. Hull, Jr. and Frieda S. Kravitz by Reps. Loglisci & Zelinsky; Hilda A. Toohar Corcoran by Reps. Giordano, Loglisci, Boccuzzi and Zelinsky; Johnston L. Orr, Gieuseppi Serino, Thomas R. Grady, Verne T. Coxen, Jr. Patricia H. Parker by Reps. Giordano and Zelinsky; Richard A. Tassiello, Victor Trehubenko, Ronald F. Kapitan, Milly DeMott Grisko, Olga A.C. Bello and Charles T. Pepper by Rep. Giordano; Corporal Kemaphoom Chanawongse by Rep. O'Neill; Karen Colangelo by Reps. Fedeli and Zelinsky.

**PAGES:**

**STANDING COMMITTEES**

**STEERING COMMITTEE:** Meeting: Monday, April 14, 2003  
(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**  
(Attendance) **Annie M. Summerville, Vice Chair**  
(Votes) Meeting: Tuesday, April 22, 2003  
7:00 p.m. – Democratic Caucus Room  
- and -  
(Attendance) Meeting: Wednesday, April 30, 2003  
(Votes) 7:00 p.m. – Democratic Caucus Room

Chair Esposito reported that the Appointments Committee met on Tuesday, April 22, 2003, and present at that meeting were Committee Member Reps. Boccuzzi, Esposito, Clear, DePina, Kernan, Morrow, Summerville and Coppola; Rep. Mirkin was excused. The second meeting was held on Wednesday, April 30, 2003, and present at that meeting were Committee Member Reps. Esposito, Summerville, Mirkin, Blackwell, Kernan, Copolla, Nowakowski, Morrow, DePina and Boccuzzi; excused was Rep. Clear.

- |                   |   |                                   |   |
|-------------------|---|-----------------------------------|---|
| 1. <u>A26.070</u> | <u>Board of Ethics</u><br>Lois B. Anderson (R)<br>39 Big Oak Lane | Reappointment<br>Term Exp. 6/30/2 | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
|-------------------|---|-----------------------------------|---|

Stamford, CT 06903  
Term Expires: 06/30/07  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/22/03 – Committee Approved 5-0-2

2. [A26.071](#)      Board of Ethics  
Sheldon Levine (R)      Reappointment  
29 Cricket Lane      *Term Exp. 6/30/1*  
Stamford, CT 06903  
Term Expires: 06/30/06  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/22/03 – Committee Approved 5-0-2

**APPROVED  
ON CONSENT  
AGENDA**
  
3. [A26.090](#)      Economic Development  
John I. Choate, Esq. (R)      Repl. Dell  
22 Powell Place      *Term Exp. 12/1/1*  
Stamford, CT 06902  
Term Expires: 12/01/04  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 9-0-0

**APPROVED  
ON CONSENT  
AGENDA**
  
4. [A26.072](#)      Environmental Protection Board  
Gary Stone (R)      Reappointment  
199 Webbs Hill Road      *Term Exp. 12/1/2*  
Stamford, CT 06903  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/22/03 – Committee Approved 6-0-1

**APPROVED  
ON CONSENT  
AGENDA**
  
5. [A26.073](#)      Environmental Protection Board- Alternate  
Peter M. Conetta (R)      Reappointment  
41 Martin Street      *Term Exp. 12/1/2*  
Stamford, CT 06902  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 9-0-0

**APPROVED  
ON CONSENT  
AGENDA**
  
6. [A26.074](#)      Golf Authority  
William Lombardo (R)      Reappointment  
96 Boxwood Drive      *Term Exp. 1/1/3*  
Stamford, CT 06906  
Term Expires: 01/01/06  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/22/03 – Committee Approved 6-0-1

**APPROVED  
ON CONSENT  
AGENDA**
  
7. [A26.075](#)      Golf Authority

**APPROVED**

- |                             |  |  |   |
|-----------------------------|--|--|---|
|                             | Antonio Conte (R)<br>71 Barmore Drive East<br>Stamford, CT 06905<br>Term Expires: 01/01/06<br>04/08/03 – Submitted by Mayor Dannel P. Malloy<br>04/22/03 – Committee Approved 6-0-1  | Reappointment<br><i>Term Exp. 1/1/3</i>  | <b>ON CONSENT<br/>AGENDA</b>              |
| 8. <a href="#">A26.076</a>  | <u>Golf Authority</u><br>Arnold Y. Kapiloff, Esq. (D)<br>20 Quarry Road<br>Stamford, CT 06903<br>Term Expires: 01/01/06<br>04/08/03 – Submitted by Mayor Dannel P. Malloy<br>04/30/03 – Committee approved 9-0-0             | Reappointment<br><i>Term Exp. 1/1/3</i>  | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 9. <a href="#">A26.091</a>  | <u>Health Commission</u><br>Patricia D. Parry, RN (R)<br>121 Fairview Avenue<br>Stamford, CT 06902<br>Term Expires: 12/01/05<br>04/08/03 – Submitted by Mayor Dannel P. Malloy<br>04/22/03 – Committee Approved 6-0-1        | Repl. Conrad<br><i>Term Exp. 12/1/2</i>  | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 10. <a href="#">A26.077</a> | <u>Parks &amp; Recreation Commission</u><br>Julian W. Sayer (D)<br>147 Berrian Road<br>Stamford, CT 06905<br>Term Expires: 12/01/05<br>04/08/03 – Submitted by Mayor Dannel P. Malloy<br>04/22/03 – Committee Approved 7-0-0 | Reappointment<br><i>Term Exp. 12/1/2</i> | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 11. <a href="#">A26.095</a> | <u>Parks &amp; Recreation Commission</u><br>Jo-Anne H. Hand (D)<br>120 Dundee Road<br>Stamford, CT 06903<br>Term Expires: 12/01/05<br>04/08/03 – Submitted by Mayor Dannel P. Malloy<br>04/22/03 – Committee Approved 7-0-0  | Repl. Brandi<br><i>Term Exp. 12/1/2</i>  | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 12. <a href="#">A26.078</a> | <u>Patriotic &amp; Special Events Commission</u><br>Pat Battinelli (D)<br>81 Cowing Place<br>Stamford, CT 06906<br>Term Expires: 12/01/04<br>04/08/03 – Submitted by Mayor Dannel P. Malloy                                  | Reappointment<br><i>Term Exp. 12/1/1</i> | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |

04/22/03 – Committee Approved 7-0-0

13. [A26.079](#) Patriotic & Special Events Commission  
Ralph Battinelli (D) Reappointment  
24 Pepper Ridge Rd. Term Exp. 12/1/99  
Stamford, CT 06905  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/22/03 – Committee Approved 7-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
14. [A26.080](#) Personnel Commission  
William M. Tong (D) Reappointment  
2132 Long Ridge Road Term Exp. 12/1/2  
Stamford, CT 06903  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 9-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
15. [A26.092](#) Personnel Commission  
Peter C. Nanos (D) Repl. Terrell  
12 Houston Terrace Term Exp. 12/1/2  
Stamford, CT 06902  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/22/03 – Committee Approved 7-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
16. [A26.081](#) Planning Board  
Theresa Dell (R) Reappointment  
125 Hardesty Road Term Exp. 12/1/2  
Stamford, CT 06903  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/22/03 – Committee Approved 6-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
17. [A26.082](#) Planning Board  
Duane E. Hill (D) Reappointment  
108 N. Lake Drive Term Exp. 12/1/2  
Stamford, CT 06903  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/22/03 – Committee Approved 6-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
18. [A26.083](#) Planning Board – Alternate  
Claire Fishman (D) Reappointment  
1 Clover Hill Drive Term Exp. 12/1/2  
**APPROVED  
ON CONSENT  
AGENDA**

Stamford, CT 06902  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/22/03 – Committee Approved 6-0-0

19. [A26.084](#) Sewer/Water Commission **HELD IN  
COMMITTEE**  
Thomas C. Romas (R) Reappointment  
13 Van Buren Circle *Term Exp. 12/1/2*  
Stamford, CT 06906  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy

Chair Esposito reported that Mr. Romas did not attend the Appointments Committee meeting.

20. [A26.094](#) Social Services Commission **APPROVED  
ON CONSENT  
AGENDA**  
William P. Flannery (R) Repl. Dell  
89 Pepper Ridge Road *Term Exp. 12/1/3*  
Stamford, CT 06905  
Term Expires: 12/01/03  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 8-0-0

21. [A26.093](#) Smith House **APPROVED  
ON CONSENT  
AGENDA**  
Richard A. Meyer, Jr. (D) Repl. Boslet  
26 Quarry Road *Term Exp. 12/1/2*  
Stamford, CT 06903  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 8-0-0

22. [A26.085](#) Southwestern Regional Planning Agency **APPROVED  
ON CONSENT  
AGENDA**  
Jack Halpert (R) Reappointment  
77 Cricket Lane *Term Exp. 3/15/2*  
Stamford, CT 06903  
Term Expires: 03/15/04  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 9-0-0

23. [A26.096](#) Tax Assessment Board of Appeals **APPROVED  
ON CONSENT  
AGENDA**  
Marc Leferman (D) Repl. Paseltiner  
65 MacArthur Lane *Term Exp. 12/1/1*  
Stamford, CT 06902  
Term Expires: 12/01/04  
04/08/03 – Submitted by Mayor Dannel P. Malloy

04/30/03 – Committee approved 9-0-0

24. [A26.086](#) Water Pollution Control Authority  
Alan Barnett (R) Reappointment  
300 Bayberrie Drive Term Exp. 1/1/2  
Stamford, CT 06902  
Term Expires: 01/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 9-0-0
25. [A26.087](#) Zoning Board  
Harry L. Parson, Jr. (D) Reappointment  
29 Trailing Rock Lane Term Exp. 12/1/2  
Stamford, CT 06903  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 9-0-0
26. [A26.088](#) Zoning Board of Appeals  
Jonathan T. Hoch (R) Reappointment  
116 Knapp Street Term Exp. 12/1/2  
Stamford, CT 06904  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 9-0-0
27. [A26.089](#) Zoning Board of Appeals  
Georgiana D. White, Ph.D. (D) Reappoint.  
66 Auldwood Road Term Exp. 12/1/2  
Stamford, CT 06902  
Term Expires: 12/01/05  
04/08/03 – Submitted by Mayor Dannel P. Malloy  
04/30/03 – Committee approved 9-0-0

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1-18 and 20-27, was approved by unanimous voice vote.

**FISCAL COMMITTEE:**  
[\(Attendance\)](#)  
[\(Votes\)](#)

**Randall Skigen, Chair**  
**Linda Cannady, Vice Chair**  
Meeting: Monday, April 21, 2003  
7:00 p.m. – Democratic Caucus Room

Vice Chair Cannady reported that the Fiscal Committee met on Monday, April 21, 2003. Present were Committee Member Reps. Cannady, DeLuca, DePina, Fedeli, Figueroa, Giordano, Hunter, Loglisci, Lyons and Mirkin; also in attendance were Reps. Adams, Fahan and Board President Martin. Others present were Thomas Hamilton, Don Whitting, Chief McGrath, Gregory Tomlin and Richard Priolo of the Police Department, Ben Barnes and Valerie Pankosky (Administrative Assistant – Board of Representatives).

1. [F26.195](#) ADDITIONAL APPROPRIATION (Grants Budget); **APPROVED**  
\$9,687.00 Immunization Program; Medical & Life; to align **ON CONSENT**  
with state approved grant allocation; funds to **AGENDA**  
reimburse city for insurance costs.  
03/31/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Approved by Board of Finance  
04/21/03 – Committee approved 9-0-1

2. [F26.194](#) ADDITIONAL APPROPRIATION (Grants Budget); **APPROVED**  
\$3,967.00 VD Clinic Grant; Part Time; to align with state **ON CONSENT**  
approved grant allocation; funds to pay for a **AGENDA**  
computer program analyst.  
03/31/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Approved by Board of Finance  
04/21/03 – Committee approved 10-0-0

3. [F26.197](#) ADDITIONAL APPROPRIATION (Grants Budget); **APPROVED**  
\$170,000.00 Health Department; WIC; to increase grant **ON CONSENT**  
allocation to state approved amount. **AGENDA**  
04/11/03 – Submitted by Mayor Dannel P. Malloy  
04/21/03 – Committee approved 10-0-0

*Secondary Committee: Housing/Community Development/  
Social Services*

*Concur*

4. [F26.190](#) ADDITIONAL APPROPRIATION (Operating **APPROVED**  
\$23,246.70 Budget); Board of Representatives; Professional **ON CONSENT**  
Consultant; to fund arbitrators' fees in recent **AGENDA**  
rejection of SAU Contract.  
03/28/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Approved by Board of Finance  
04/21/03 – Committee approved 10-0-0

*Secondary Committee: Personnel*

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

5. [F26.193](#) \$468,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Police Department; Overtime; to fund anticipated deficit due to reduction of available officers and increased homeland security efforts.  
03/31/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Approved by Board of Finance  
04/21/03 – Committee approved 11-0-0
- APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Public Safety & Health*

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

6. [F26.192](#) \$963,862.00 ADDITIONAL APPROPRIATION (Operating Budget); Stamford Fire Department; Salaries; to fund collective bargaining agreement.  
03/31/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Approved by Board of Finance  
04/21/03 – Committee approved 10-0-0
- APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Personnel*

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

7. [F26.196](#) \$42,921.00 ADDITIONAL APPROPRIATION (Operating Budget); Emergency Communications; Overtime; to continue staff for the balance of the fiscal year.  
03/31/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Approved by Board of Finance  
04/21/03 – Committee approved 11-0-0
- APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Public Safety & Health*

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

8. [F26.173](#) \$759,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Risk Management; Self Insurance Payments; Workers' Compensation; to fund depleted account.  
02/28/03 – Submitted by Mayor Dannel P. Malloy  
03/13/03 – Held by Board of Finance
- APPROVED  
ON CONSENT  
AGENDA**



1. [P26.039](#) REJECTION; of a tentative agreement of a new collective bargaining agreement with AFSCME Local #1303-273 (Dental Hygienists); term of contract: July 1, 2002 to June 30, 2005.  
03/28/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Positive Advisory by Board of Finance  
04/30/03 – No quorum

**FAILED BY  
MACHINE  
VOTE  
0-30-0**

Co-Chair Fedeli stated that the contract represents the five dental hygienists who service the School District. The term of the contract is three years, with a 3% wage increase over each year. All hygienists are at the top of the scale, so there are no step increases. All receive longevity payments, and those, along with the 3% increase are included in the total cost of the contract which is \$20,219.00. Upon execution, the members will contribute to the health care plan – 5% in the first year, 7.5% in the second year and 10% in the third year.

Co-Chair Fedeli stated that there is a change in the pension contribution. They are required, during the first 5 years to contribute 3% annually to the CERF plan. After the 5 years, if the CERF plan remains overfunded by at least 125%, they have the option to contribute into a 457 deferred compensation plan. In the future, however, if the CERF plan goes below the overfunded status, they need to return those contributions back to the CERF plan.

Co-Chair Fedeli moved to reject the contract; said motion was seconded.

Acting President Boccuzzi stated that a yes vote on this means that the Board wants to reject the contract; a no vote on this means the Board wants to accept the contract. The motion failed by a machine vote of 0-30-0 (See [Vote Record No. 400](#)).

#### **LAND USE/URBAN REDEVELOPMENT COMMITTEE:**

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

**Patrick J. White, Co-Chair**

**Harry Day, Co-Chair**

Meeting: Tuesday, April 29, 2003

7:30 p.m. – Republican Caucus Room

Co-Chair Day reported that the Land Use/Urban Redevelopment Committee met on Tuesday, April 29, 2003. Present were Committee Member Reps. Day, White, Loglisci, Nakian, Shapiro and Summerville; Reps. Mitchell, Benyus and Boccuzzi were excused.

1. [LU26.32](#) PROPOSED ORDINANCE; **FOR REPUBLICATION & PUBLIC HEARING & FINAL ADOPTION;**  
amending Ordinance No. 983 authorizing the City of Stamford to adopt a public hearing fee for Zoning

**APPROVED BY  
MACHINE VOTE  
22-11-0**

Board of Appeals special exceptions and all other applications other than variances.

01/09/03 – Submitted by Mayor Dannel P. Malloy

03/31/03 – Committee approved 5-3-0 (\$500 fee)

04/29/03 – Committee approved 6-0-0

Co-Chair Day stated that a public hearing was held on Item No. 1; no one attended from the public. Co-Chair Day moved Item No. 1; said motion was seconded.

Rep. Greenberg stated that while this issue has been discussed at length, he feels the \$500 is excessive and he will vote against it.

Rep. O'Neill stated that he is opposed to this fee as well. Rep. O'Neill stated he feels it is almost a punitive measure to make the citizens pay this to appear before a panel and feels that people have a right to be heard in our democratic form of government, and therefore, he will vote against it.

The item was approved by a machine vote of 22-11 (Reps. Browne, DeLeo, Greenberg, Hunter, Imbrogno, McDermott, Mirkin, Molgano, Nowakowski, Pavia and O'Neill voted no.) (See [Vote Record No. 401](#)). (Mr. O'Neill's vote did not record.)

**OPERATIONS COMMITTEE:**

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

**John R. Zelinsky, Jr., Co-Chair**

**Anthony Imbrogno, Co-Chair**

Meeting: Wednesday, April 30, 2003

7:00 p.m. – Republican Caucus Room

Co-Chair Zelinsky reported that the Operations Committee met on Wednesday, April 30, 2003. Present were Committee Member Reps. Zelinsky, Imbrogno, Adams, Coppola, Day, Fahan, Hunter, McDermott, Pavia and White. Rep. O'Neill was excused. Also present were Antonio Iadarola, Edward Gentile, Mani Poola and Ben Barnes.

1. O26.030 REVIEW; matter of monitoring replacement of the Dial-a-Ride program.  
03/04/03 – Submitted by Reps. Zelinsky, Loglisci, DeLuca, Benyus, DePina, Blackwell, Browne, Coppola, McCullen, Hunter, Cannady, Summerville, Mirkin, Figueroa and Nowakowski  
04/07/03 – Report Made  
04/30/03 – Report Made

**REPORT  
MADE**

Co-Chair Zelinsky stated that Mr. Barnes answered questions of the Committee. He said that the City sent out a mailing to the 1,400 riders last year. Eighty new applications for handicapped residents and thirty non-senior disabled applied. Co-Chair Zelinsky stated that the 4 newer buses will be turned over to the

Norwalk Transit District, 5 of the remaining vehicles will be given to non-profit organizations. The remaining two buses would be kept by the City.

Rep. Lyons asked that Mr. Zelinsky provide his report in writing to all other representatives.

Co-Chair Zelinsky stated that Mr. Barnes advised that city residents who want a ride must call two days in advance, and 90% of those riders will be accommodated. He mentioned that at the present time, three non-profits, Red Cross, ARI and Catholic Charities, would be willing to take over some of the responsibilities providing they receive some of the vans and some funding.

Rep. Loglisci asked whether there are commitments made by the non-profits regarding the use of these vehicles.

Co-Chair Zelinsky stated no final determinations have been made and that the only thing this Board has to approve is a contract with the Norwalk Transit District, not how the vans will be disbursed.

Rep. Loglisci stated that we should not let these vans go with no idea how they will be used.

Co-Chair Zelinsky stated that this matter will be brought up at next month's meeting.

Acting President Boccuzzi stated that when we approve the contract with the Norwalk Transit District, we should have the information as to the disposition of the existing vans.

Rep. Lyons stated that the Committee should consider leasing the vehicles to the non-profits for a nominal amount; then if Dial-a-Ride should be restored, the City could get the vans back.

Rep. Day stated that the Committee did ask Mr. Barnes for a variety of information in response to questions that were raised, including questions as to the condition of these vehicles. It was represented to the Committee that the useful life of the vehicles was zero, and yet the vehicles are operating. The Committee is supposed to receive additional information.

2. [O26.032](#) PROPOSED ORDINANCE; for publication;  
concerning street use permits.  
02/18/03 – Submitted by Mayor Dannel P. Malloy  
03/03/03 – Held in Committee  
04/07/03 – Held in Committee  
04/30/03 – Failed in Committee 0-9-0

**FAILED BY  
MACHINE  
VOTE  
(1-32-0)**

Co-Chair Zelinsky stated that the Committee turned this item down because these fees were just increased last October. Co-Chair Zelinsky moved to approve Item No. O26.032; said motion was seconded. The motion failed by a machine vote of 1-32-0 (Rep. Nakian in favor) (See [Vote Record No. 402.](#))

3. [O26.033](#) PROPOSED ORDINANCE; for publication;  
concerning street opening permits. **FAILED BY  
MACHINE  
VOTE (2-30-0)**  
02/18/03 – Submitted by Mayor Dannel P. Malloy  
03/03/03 – Held in Committee  
04/07/03 – Held in Committee  
04/30/03 – Failed in Committee 0-9-0

Co-Chair Zelinsky stated that the Committee turned this item down because these fees were just increased last October. Co-Chair Zelinsky moved to approve Item No. O26.033; said motion was seconded. The motion failed by a machine vote of 2-30-0 (Reps. Kernan and Nakian in favor.) (See [Vote Record No. 403.](#))

4. [O26.036](#) APPROVAL; of contract with Diversified Technology Consultants for a third amendment to agreement for consulting engineering services for the reconstruction of Grenhart Road; amount of contract: \$35,000. **APPROVED  
ON CONSENT  
AGENDA**  
03/28/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Approved by Board of Finance  
04/30/03 – Committee approved 9-0-0
5. [O26.035](#) APPROVAL; of an agreement with Fuss & O'Neill, Inc., Consulting Engineers for preliminary engineering, semi-final and final design plans and technical signal hardware upgrade and traffic control center expansion, Phase F. **APPROVED  
BY MACHINE  
VOTE  
(23-8-0)**  
03/28/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Approved by Board of Finance  
04/30/03 – Committee approved 10-0-0

Co-Chair Zelinsky moved to approve Item No. O26.035; said motion was seconded.

Rep. Shapiro stated that in reviewing the Phase F documentation distributed to all representatives, in 11 locations, they list in remarks “camera location.” Rep. Shapiro inquired as to whether these were replacement or new cameras. Rep. Zelinsky stated that these were new cameras.

Rep. Shapiro questioned the rationale for the cameras. Rep. Shapiro reminded everyone that several years ago, the City received a state grant for a six to

twelve cameras to monitor traffic, focusing on the I-95 overflow. An ordinance was enacted that limited the use of these cameras to that usage.

Rep. Shapiro stated that looking at the current map, there is a certain creeping of the cameras northward and outward. Rep. Shapiro asked if a new rationale was given for these cameras.

Co-Chair Zelinsky replied that they didn't give a specific rationale, other than that they were needed to improve traffic flow.

Rep. Shapiro stated that at the time, the Board was concerned with the expansion of the cameras, and it has now occurred. Rep. Shapiro stated he would support it because the Committee approved it, but that the Board should reassess where the City is going with this before a small city department changes the way all of Stamford's residents live without the Board focusing on this matter.

Said motion was approved by a machine vote of 23-8-0 (Notes: Rep. DeLeo voted no; Rep. McDermott voted yes; also opposed were Reps. Adams, Browne, Cannady, Kernan, Mitchell, Shapiro and Summerville.) (See [RCS Vote Record No. 404.](#))

- |                            |   |                              |
|----------------------------|---|------------------------------|
| 6. <a href="#">O26.037</a> | APPROVAL; of contract with Northeast Turf HUE, Inc. for construction of artificial turf field at Westhill High School.<br>04/14/03 – Submitted by Mayor Dannel P. Malloy<br>04/30/03 – Committee approved 9-0-0 | <b>HELD IN<br/>COMMITTEE</b> |
|----------------------------|---|------------------------------|

Co-Chair Zelinsky stated that the Committee held this item because the Board of Finance had not voted on it. Upon motion duly made and seconded, the Consent Agenda, consisting of Item No. 2, was approved by unanimous voice vote.

**PUBLIC SAFETY & HEALTH COMMITTEE:**

[\(Attendance\)](#)  
[\(Report\)](#)

**Richard Lyons II, Chair**  
**Gail Clear, Vice Chair**  
Meeting: Thursday, May 1, 2003  
7:00 p.m. – Democratic Caucus Room

Chair Lyons reported that the Public Safety & Health Committee met on Thursday, May 1, 2003. Present were Committee Member Reps. Lyons, Clear, Coppola, DeLuca and Mirkin; Reps. DePina, DeLeo and Zelinsky were excused. Reps. Adams, Blackwell and Kernan were absent. Also present were Reps. Imbrogno, Day and Fedeli.

1. [PS26.020](#) PROPOSED ORDINANCE; **for FINAL ADOPTION & PUBLIC HEARING**; regulating massage establishments. **HELD IN COMMITTEE**  
11/15/02 – Submitted by Rep. Lyons and John Mullin  
01/30/03 – Committee voted 7-0-0 to hold  
02/25/03 – Committee voted to Hold 8-0-0  
03/03/03 – Held in Committee  
04/07/03 – Approved for publication  
05/01/03 – No quorum

Chair Lyons reported that a public hearing was held on Item No. PS26.020. After the public hearing, no formal action was taken by the Committee.

Chair Lyons moved to take Item No. PS26.023; said motion was seconded and approved by unanimous voice vote.

2. [PS26.023](#) PROPOSED ORDINANCE; **for FINAL ADOPTION & PUBLIC HEARING**; concerning housing license fees. **APPROVED BY VOICE VOTE**  
02/10/03 – Submitted by Mayor Dannel P. Malloy (Reps. Cannady and Summerville opposed)  
02/25/03 – Committee voted to Hold 8-0-0  
03/03/03 – Held in Committee  
04/07/03 – Approved for publication  
05/01/03 – No quorum

Chair Lyons reported that no one from the public attended; Chair Lyons moved approve Item No. PS26.023; said motion was seconded and approved by a voice vote with Reps. Cannady and Summerville opposed. (Note Rep. Adams left the floor for this item.)

Chair Lyons moved to take Item No. PS26.024 out of committee; said motion was seconded and approved by unanimous voice vote.

3. [PS26.024](#) PROPOSED ORDINANCE; **for FINAL ADOPTION & PUBLIC HEARING**; concerning police department fees. **APPROVED BY VOICE VOTE**  
02/10/03 – Submitted by Mayor Dannel P. Malloy (Rep. O'Neill opposed)  
02/25/03 – Committee voted to Hold 8-0-0  
03/03/03 – Held in Committee  
04/07/03 – Approved for Publication  
05/01/03 – No quorum

Chair Lyons moved to approve Item No. PS26.024; said motion was seconded and approved by a voice vote (Rep. O'Neill opposed).

4. [PS26.026](#) APPROVAL; of a contract with M/A-Com, Inc. **HELD IN COMMITTEE**  
Enhanced Digital Access Communications System

Radio System Equipment maintenance agreement;  
term of agreement 3 years.  
04/09/03 – Submitted by Mayor Dannel P. Malloy  
05/01/03 – No quorum

Vice Chair Clear reported that Mr. Barnes gave the Committee background information on Item No. PS26.026. He felt that this contract would help alleviate some of the maintenance problems with the radio systems. Due to the lack of a quorum, the item was held in Committee.

Clerk Summerville asked whether the invitees in fact appeared to discuss the item. Chair Lyons responded that late today the administration asked that the item be held due to some signature problems.

5. PS26.027    REVIEW; matter of day laborers pick-up location and complaints from area businesses.    **HELD IN COMMITTEE**  
04/01/03 – Submitted by Rep. Imbrogno  
05/01/03 – No quorum

Chair Lyons reported that a long discussion was held regarding this matter, some actions planned by Director Barnes were discussed. Subsequent to that, the representatives of District 7 have asked that this matter remain on the agenda. Chair Lyons stated that the matter is held.

**PARKS & RECREATION  
COMMITTEE:**

**Linda Cannady, Co-Chair  
Steve McDermott, Co-Chair**

**EDUCATION COMMITTEE:**

**Thomas Hunter, Co-Chair  
Brian O'Neill, Co-Chair**

1. E26.007    REVIEW; of school playing fields and conditions; discussion on scheduled maintenance activities to improve conditions.    **NO REPORT**  
01/10/03 – Submitted by Rep. Hunter  
01/21/03 – Report Made  
02/25/03 – Report Made  
03/07/03 – Report Made  
04/23/03 – Meeting Cancelled

**STATE AND COMMERCE COMMITTEE: Jim Shapiro, Chair**

**John Morrow, Vice Chair**

**HOUSING/COMMUNITY DEVELOPMENT/**

**SOCIAL SERVICES COMMITTEE:**

(Attendance)

**Elaine Mitchell, Chair**

**Philip Giordano, Vice Chair**

Meeting: Monday, April 21, 2003

6:30 p.m. – Republican Caucus Room

Chair Mitchell reported that the Housing/Community Development/Social Services Committee met on Monday, April 21, 2003.

- |                     |   |                        |
|---------------------|---|------------------------|
| 1. <u>HCD26.011</u> | Second public hearing.<br>01/10/03 – Submitted by Timothy Beeble<br>01/28/03 – Public Hearing Held<br>02/22/03 – Report Made<br>03/03/03 – Held in Committee<br>04/07/03 – Held in Committee<br>04/10/03 – Approved by Board of Finance<br>04/21/03 – Report Made | <b>REPORT<br/>MADE</b> |
|---------------------|---|------------------------|

Chair Mitchell stated only two individuals came before the committee to comment. No action is required of the Board.

- |   |   |   |
|---|---|---|
| 2. <u>HCD26.013</u><br><u>Reprogram Funds</u> | RESOLUTION; establishing annual action plan (budget) for Year 29 HUD entitlement funding for the Community Development Block Grant (\$1,334,000) and HOME (\$684,248) Programs.<br>01/10/03 – Submitted by Timothy Beeble<br>01/28/03 – Public Hearing Held<br>02/22/03 – Report Made<br>03/03/03 – Held in Committee<br>04/07/03 – Held in Committee<br>04/10/03 – Approved by Board of Finance<br>04/21/03 – Committee approved 7-0-0 | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b><br>(Rep. DeLeo<br>abstaining) |
|---|---|---|

Chair Mitchell moved to approve HCD26.011; said motion was seconded and approved by unanimous voice vote (Rep. DeLeo abstaining).

- |              |  |   |
|--------------|--|---|
| 3. HCD26.012 | APPROVAL; of HOME income limits for 2003.<br>04/08/03 – Submitted by Timothy Beeble<br>04/21/03 – Committee approved 7-0-0 | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |
|--------------|--|---|

Chair Mitchell moved to approve Item No. HCD26.012; said motion was seconded. Chair Mitchell stated that the Committee voted to retain the 2002 income limits.

Rep. Greenberg stated that this was necessary because for the first time in many years, the median income in the City of Stamford has dropped. He added that this was significant. The Committee voted to retain the same percentages so that at least the same standards for this year were kept for those that qualify for these programs.

The item was approved by unanimous voice vote.

**TRANSPORTATION COMMITTEE:**

(Attendance)

(Votes)

(Report)

**Robert “Gabe” DeLuca, Chair**

**John Fahan, Vice Chair**

Meeting: Wednesday, April 16, 2003

7:00 p.m. – Republican Caucus Room

Chair DeLuca reported that the Transportation Committee met on Wednesday, April 16, 2003. Present were Committee Member Reps. DeLuca, Fahan, Zelinsky, Giordano and Blackwell. Rep. Mirkin was excused.

1. T26.030 PROPOSED ORDINANCE; for publication; amending Section 231 by adding Section 231-54 “Article VI Towing Regulations, Administrative Towing Fee; and by adding Sec. 231.55 “Towing Registration Fee.”  
02/10/03 – Submitted by Mayor Dannel P. Malloy  
02/13/03 – Held in Committee  
03/03/03 – Held in Committee  
04/07/03 – Held in Committee  
04/16/03 – Committee approved 5-0-0 **APPROVED  
ON CONSENT  
AGENDA**
  
2. T26.034 APPROVAL; of a contract with ProPark, Inc. for parking facilities management agreement for the Bell Street and Forest Street garages.  
03/31/03 – Submitted by Mayor Dannel P. Malloy  
04/10/03 – Approved by Board of Finance  
04/16/03 – Committee Held 5-0-0 **HELD IN  
COMMITTEE**
  
3. T26.035 APPROVAL; of a contract amendment with Rich-Taubman Associates regarding parking meter violations at the Town Center garage.  
03/29/03 – Submitted by Rep. DeLuca  
04/16/03 – Committee approved 5-0-0 **MOTION  
SPLIT**

Chair DeLuca moved Item No. T26.035; said motion was seconded. Chair DeLuca stated that this is a win-win situation for everyone. Representatives of the Town Center, Michael McAndrews and Jim Zeliensky, felt they would have no problem increasing the meter violations from \$5 to \$7 and increasing the fines for late payments from \$20 to \$25. This would result in additional revenue to the City of

about \$150,000. In view of the fact of the financial crisis, this is much-needed revenue.

Chair DeLuca stated that going from \$5 to \$7 in meter violations is still \$8 cheaper than non-mall meter violations.

Rep. Spandow asked how much of the \$7 fine comes to the City. Chair DeLuca stated the contract provides that any fines paid on time goes to Taubman Associates. Any traffic tickets paid late, plus the increase in the penalty, reverts to the City. Past experience over the last ten years shows that 60% are paid on time and 40% are paid late. The meter violation of \$5 has been in effect since 1982. There has been no increase for 21 years.

Rep. Hunter asked what it costs the City to ticket the cars and collect the fines.

Chair DeLuca stated that the costs are all part of the total enforcement process. No overtime is utilized in enforcement. He did not ask for a breakdown of the costs of enforcing the meters in the mall.

Rep. O'Neill said that if we were to audit how much the City spends on these meters, enforcing the meters and processing these claims, he would be amazed if we made close to \$100,000 per year. He is certain there is a cost figure that is not being figured in this formula. He felt that after 20 years, it is really time to look at the contract with Taubman Associates as a whole, and not just take this fee and fine out of context. Rep. O'Neill stated he is opposed to the increase, and it will negatively impact the workers at the mall who have to pay it.

Rep. DeLeo stated he is in favor of the increase because increasing the fine does not increase the costs of enforcement. This is also a fee where the residents have a choice.

Rep. Shapiro stated that while these revenue-generating ideas are reasoned well to a point, looking at the issue from a long view, we have a hulking mass in the center of town called the mall. The mall drives the downtown. If the mall does well, the downtown does well, also. If it slides, and anyone who has been in there lately can't help but notice the recent slide, it takes the whole downtown with it. Anything that tips the scales away from that mall succeeding, whether it is an increase in the fee or anything else, is going to be a mistake in the long run. The Board should do everything it can to support that mall. This is not worth the cost.

Rep. Cannady stated that she doesn't want to deter people from coming to the mall, and she doesn't feel those shopping in the mall should be penalized for overstaying a bit.

Rep. Esposito confirmed that the City maintains the meters and that the City enforces the meters and that in fact, we are now giving the mall \$2 per ticket extra. Rep. Esposito asked how this helps the city's coffers.

Chair DeLuca responded that if the ticket is paid on time, the mall gets the funds. If the ticket is paid late, the City gets the extra \$2 plus and extra \$5 for the late payment fee. The City only gets extra money if the ticket is paid late. Chair DeLuca stated that in the FY 02, we received \$280,000 in additional revenues for Town Center parking tickets paid late. By making these changes, the City can increase revenue by about \$150,000.

Rep. Esposito stated that the Board should just increase the late fee, not the meter overtime parking fee.

Acting President Boccuzzi asked that since this is an amendment to an agreement between the City and Taubman Associates, whether both parties must negotiate any changes to the agreement.

Chair DeLuca responded that the agreement provides that the Board of Representatives sets the rates.

Rep. Esposito stated that because the City has incurred increases in enforcement and maintenance, it makes no sense to raise the fine for Taubman Associates, but only to raise that aspect of the parking fine that the City would receive.

Rep. Lyons moved to split the question into Part A and Part B. Part A would raise the City's late fine from \$20 to \$25. Part B would raise the fine payable to Taubman from \$5 to \$7.

A motion was made to split the question into two parts. Said motion was approved by a machine vote of 26-8-0 (Reps. Adams, Cannady, Mitchell, O'Neill, Pavia, Summerville, White and Zelinsky opposed.) (See [Vote Record No. 405.](#))

3A. T26.035A APPROVAL; of a contract amendment with Rich-Taubman Associates regarding parking meter violations at the Town Center garage increasing the late penalty rate from \$20 to \$25.  
03/29/03 – Submitted by Rep. DeLuca  
04/16/03 – Committee approved 5-0-0

**APPROVED BY  
MACHINE  
VOTE (25-9-0)**

A motion to approve T26.035A above was made and seconded; said motion was approved by a machine vote of 25-9-0 (Reps. Adams, Browne, Cannady, Mitchell, O'Neill, Pavia, Shapiro, Summerville and White opposed.) (See [Vote Record No. 406.](#))

3B. T26.035B APPROVAL; of a contract amendment with Rich-Taubman Associates regarding parking meter violations at the Town Center garage increasing the late fee ticket fine to \$7 from \$5.  
03/29/03 – Submitted by Rep. DeLuca  
04/16/03 – Committee approved 5-0-0

**RETURNED  
TO  
COMMITTEE**

A motion to return Item No. T26.035B to committee was made and seconded and approved by unanimous voice vote.

### **SPECIAL COMMITTEES**

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

**EDUCATION BUDGET COMMITTEE:** Randall Skigen, Chair

### **RESOLUTIONS**

1. SENSE-OF-THE-BOARD RESOLUTION  
congratulating Trinity Catholic High for winning the  
State Championship.  
03/28/03 – Submitted by the 26<sup>th</sup> Board

**HELD IN  
COMMITTEE**

### **MINUTES**

1. [March 3, 2003 Regular Board Meeting](#)

**APPROVED BY  
UNANIMOUS  
VOICE VOTE**

2. [April 7, 2003 Regular Board Meeting](#)

**APPROVED BY  
UNANIMOUS  
VOICE VOTE**

Rep. Zelinsky stated, regarding the approval of the E. Gaynor Brennan Golf Fees, that he would like the minutes corrected to reflect his statement that he preferred to see higher resident rates for non-resident golfers as opposed to resident golfers for the golf cart rentals.

## **COMMUNICATIONS**

1. Clerk of the Board Summerville announced the going away party for Dr. Iton would be held this Friday evening.
2. Clerk of the Board Summerville announced that there is now a section of the web site that covers the activities of the Charter Commission.

## **OLD BUSINESS**

## **NEW BUSINESS**

## **ADJOURNMENT**

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 10:25 p.m.