

*The Regular Meeting of the 26th Board of Representatives of the City of Stamford will be held Tuesday, September 2, 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:** The meeting was called to order by President David Martin at 9:15 p.m.

**INVOCATION:** Led by Rep. Frank Browne

“I just want to say that this is not an original prayer. It is a prayer that I have adopted from Thomas Aquinas’s *Prayer Before Study*, which I did use in college. I would like to share it with you tonight. Almighty Creator, You who are called the True Source of Light and super-eminent Principle of Wisdom, be pleased to cast a beam of Your radiance upon the darkness of our minds and dispel from us the darkness of ignorance into which we have been born. You, who make the eloquent tongues of little children, fashion our words and pour upon our lips the grace of Your benediction. Grant us the focus to understand, capacity to retain, method and facility in study, subtlety in interpretation and abundant grace of expression. Order the beginning, direct the progress and perfect the achievement of our works. Amen.”

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by President David Martin

**ROLL CALL:** Conducted by Clerk of the Board Annie M. Summerville. There were 34 members present. Absent were Reps. DePina, DeLuca, Cannady, Blackwell, McCullen and Nowakowski.

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

**MOMENTS OF SILENCE:** For the late Mary A. Benedetto and Alphonse M. Buzzeo Sr. by Reps. Giordano, Loglisci and Zelinsky; Mary Iorio Cosentino by Reps. Zelinsky and Loglisci; William V. Bruno and Geraldine C. Sciarretta by Reps. Giordano and Loglisci; Dr. Leon

Smith by Reps. Spadow and Zelinsky; Phyllis V. Russo by Reps. Giordano and Zelinsky; Frank P. Santorella by Reps. Boccuzzi, Giordano, Loglisci and Zelinsky; William J. Barney Sr., Dominick A. Catino, Anna D. Franzetti, Joseph R. Arcano and Frank J. Gerardi by Rep. Loglisci; and Anna Pankosky by Rep. Summerville.

**PAGES:**

**STANDING COMMITTEES**

**STEERING COMMITTEE:** Meeting: Monday, August 11, 2003  
*(Report)* 7:00 p.m. – Democratic Caucus Room

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

**APPOINTMENTS COMMITTEE:** **Paul A. Esposito, Chair**  
*(Attendance)* **Annie M. Summerville, Vice Chair**  
*(Votes)* Tuesday, August 26, 2003  
*(Report)* 7:00 p.m. – Legislative Chambers

Chair Esposito reported that the Appointments Committee met on Tuesday, August 26, 2003. A Committee of the Whole meeting was held; in attendance were committee member Reps. Esposito, Clear, Morrow, DePina, Coppola, Kernan, Nowakowski, Blackwell, Boccuzzi, and Mirkin. Rep. Summerville was excused. Also present were Reps. Cannady, DeLeo, Day, Loglisci, Fahan, Fedeli, Browne, Pavia, Figueroa and Spadow.

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| 1. <a href="#">A26.103</a> | <u>Smith House Board of Directors</u><br>Michael E. Dubissette, MD (D)<br>44 Cerretta Street #5<br>Stamford, CT 06907<br>Term Expires: 12/01/05<br>06/30/03 – Submitted by Mayor Dannel P. Malloy<br>07/29/03 – No Action taken<br>08/04/03 – Held in Committee<br>08/26/03 – Committee approved 10-0-0 | Reappoint.<br><i>(exp. 12/1/2)</i>    | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 2. <a href="#">A26.108</a> | <u>Urban Redevelopment Commission</u><br>Edward J. Fuhrman (D)<br>186 Overbrook Drive<br>Stamford, CT 06906<br>Term Expires: 08/07/07<br>07/15/03 – Submitted by Mayor Dannel P. Malloy<br>08/26/03 – Committee approved 10-0-0   | Repl. Wormser<br><i>(Exp. 08/7/2)</i> | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |

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| 3. <a href="#">A26.110</a> | <u>Director of Economic Development</u><br>Michael W. Freimuth<br>1959 North Benson Road<br>Fairfield, CT 06430<br>08/11/03 – Submitted by Mayor Dannel P. Malloy<br>08/26/03 – Committee approved 10-0-0                  | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 4. <a href="#">A26.109</a> | <u>Director of Health &amp; Social Services</u><br>Johnnie A. Lee, MD<br>565 Manhattan Avenue, Lower Level<br>New York, NY 10027<br>08/04/03 – Submitted by Mayor Dannel P. Malloy<br>08/26/03 – Committee approved 10-0-0 | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |

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

<b>FISCAL COMMITTEE:</b>	<b>Randall Skigen, Chair</b>
<a href="#">(Attendance)</a>	<b>Linda Cannady, Vice Chair</b>
<a href="#">(Votes)</a>	Meeting: Monday, August 25, 2003
<a href="#">(Report)</a>	7:00 p.m. – Democratic Caucus Room

Chair Skigen reported that the Fiscal Committee met on Monday, August 25, 2003. Present were Committee Member Reps. Skigen, Cannady, DeLuca, Fedeli, Figueroa, Giordano, Loglisci, Lyons and Mirkin. Excused were Reps. DePina and Hunter. Others in attendance are listed in the Committee Report.

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| 1. <a href="#">F26.230</a>                | APPROVAL; of an agreement for independent auditing services with McGladrey & Pullen, LLP; term of contract 3 years with 2 year optional renewals; amount of contract: \$175,000 in Years 1-3, \$178,500 in Years 4 and 5.<br>07/25/03 – Submitted by Mayor Dannel P. Malloy<br>08/25/03 – To be considered by Board of Finance<br>08/25/03 – Committee approved 5-0-3 | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 2. <a href="#">F26.239</a><br>\$51,705.00 | ADDITIONAL APPROPRIATION; Grants Budget; Every Child Matters Program; to fund Year 2 of 4-year grant; pays for a full time outreach worker, benefits, travel, postage and copying.<br>07/31/03 – Submitted by Mayor Dannel P. Malloy<br>08/25/03 – To be considered by Board of Finance<br>08/25/03 – Item withdrawn  | <b>ITEM<br/>WITHDRAWN</b>                 |



7. [F26.238](#) \$24,000.00 ADDITIONAL APPROPRIATION; Operating Budget; Fee Supported Programs; Contracted Services; to reimburse expenses used to fund the 4<sup>th</sup> of July celebration.  
07/31/03 – Submitted by Mayor Dannel P. Malloy  
08/25/03 – Approved by Board of Finance  
08/25/03 – Committee approved 8-0-0
- HELD IN COMMITTEE**

A motion to hold Item No. F26.237 was made and seconded; said motion was approved by unanimous voice vote.

8. [F26.242](#) APPROVAL; of an agreement for private telephone line service with SBC/SNET; term of contract: three years; amount of contract: \$215,808.  
07/22/03 – Submitted by Mayor Dannel P. Malloy  
08/25/03 – Approved by Board of Finance  
08/25/03 – Committee approved 9-0-0
- APPROVED ON CONSENT AGENDA**

9. [F26.229](#) \$3,000,000.00 ADDITIONAL APPROPRIATION (Capital Budget); Engineering; Old Town Hall; to renovate Old Town Hall to restore its historic features and to accommodate its utilization through code compliance.  
07/23/03 – Submitted by Mayor Dannel P. Malloy  
07/29/03 – Approved by Planning Board  
08/25/03 – Approved by Board of Finance  
08/25/03 – Committee approved 9-0-0
- APPROVED ON CONSENT AGENDA**

*Secondary Committee: Operations*

*Waive*

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

10. [F26.231](#) \$12,500.00 ADDITIONAL APPROPRIATION; Operating Budget; Solid Waste Transfer Station; Overtime; 03-04 budget anticipated curbside garbage collection; funding represents one-half of FY 03-4 costs (See [attached](#) for further info.).  
07/31/03 – Submitted by Mayor Dannel P. Malloy  
08/25/03 – Approved by Board of Finance  
08/25/03 – Committee approved 8-1-0
- APPROVED BY MACHINE VOTE 26-4-1**

Chair Skigen moved to approve Item No. F26.231 was made; said motion was seconded.

Chair Skigen stated he was the one no vote, and he believes that the Board should not appropriate additional overtime monies until the existing funds are substantially depleted. We are too early in the fiscal year to start appropriating additional funds.

Said motion was approved by a machine vote of 26-4-1 (Reps. Coppola, Greenberg, Imbrogno and Skigen opposed; Rep. Figueroa abstaining) (See [Vote Record #428.](#))

11. <a href="#">F26.232</a> \$956.00	ADDITIONAL APPROPRIATION; Operating Budget; Solid Waste Transfer Station; Social Security; 03-04 budget anticipated curbside garbage collection; funding represents one-half of FY 03-4 costs (See <a href="#">attached</a> for further info.). 07/31/03 – Submitted by Mayor Dannel P. Malloy 08/25/03 – Approved by Board of Finance 08/25/03 – Committee approved 9-0-0	<b>APPROVED ON CONSENT AGENDA</b>
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12. <a href="#">F26.233</a> \$361,125.00	ADDITIONAL APPROPRIATION; Operating Budget; Solid Waste Recycling; Contracted Services; 03-04 budget anticipated curbside garbage collection; funding represents one-half of FY 03-4 costs (See <a href="#">attached</a> for further info.). 07/31/03 – Submitted by Mayor Dannel P. Malloy 08/25/03 – Approved by Board of Finance 08/25/03 – Committee approved 9-0-0	<b>APPROVED ON CONSENT AGENDA</b>
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**Secondary Committee: Operations**

*Waive*

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

13. <a href="#">F26.234</a> \$25,000.00	ADDITIONAL APPROPRIATION; Operating Budget; Solid Waste Collection; Overtime; 03-04 budget anticipated curbside garbage collection; funding represents one-half of FY 03-4 costs (See <a href="#">attached</a> for further info.). 07/31/03 – Submitted by Mayor Dannel P. Malloy 08/25/03 – Approved by Board of Finance 08/25/03 – Committee approved 8-1-0	<b>APPROVED BY MACHINE VOTE (26-5-0)</b>
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**Secondary Committee: Operations**

*Waive*

A motion to approve Item No. F26.231 was made and seconded. Chair Skigen stated he voted no on this item due to the same reason as Item No. 10.

Said motion was approved by a machine vote of 28-5-0 (Reps. Coppola, Greenberg, Imbrogno, Kernan and Skigen opposed) (See [Vote Record #429](#).)

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

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| 14. <a href="#">F26.235</a><br>\$1,913.00  | ADDITIONAL APPROPRIATION; Operating Budget; Solid Waste Collection; Social Security; 03-04 budget anticipated curbside garbage collection; funding represents one-half of FY 03-4 costs (See <a href="#">attached</a> for further info.).<br>07/31/03 – Submitted by Mayor Dannel P. Malloy<br>08/25/03 – Approved by Board of Finance<br>08/25/03 – Committee approved 9-0-0     | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 15. <a href="#">F26.236</a><br>\$83,050.00 | ADDITIONAL APPROPRIATION; Operating Budget; Solid Waste Collection; Contracted Services; 03-04 budget anticipated curbside garbage collection; funding represents one-half of FY 03-4 costs (See <a href="#">attached</a> for further info.).<br>07/31/03 – Submitted by Mayor Dannel P. Malloy<br>08/25/03 – Approved by Board of Finance<br>08/25/03 – Committee approved 9-0-0 | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |

**Secondary Committee: Operations**

*Waived*

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

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| 16. F26.243 | REVIEW; and fiscal analysis of police extra duty fees.<br>08/06/03 – Submitted by Rep. Skigen, Lyons & Loglisci<br>08/25/03 – Report Made | <b>REPORT<br/>MADE</b> |
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Chair Skigen stated that a lengthy discussion was held with OPM, the Police Department, the Police union, the Risk Management Department and Corporation Counsel. There were two items of concern. The first is uncollected debt, and the parties seem to be in agreement that the Police Department should adopt a written policy regarding prepayment of extra duty fees. This would eliminate the uncollected debt issue going forward. The second item of concern is the allegation of workers' comp to the extra duty assignment. Mr. Whitting treats this as if the City were an insurance company as the City is self-insured. He charges rates that are commercially reasonable. Others believe that it would be appropriate to look at our loss history regarding workers' compensation on extra duty assignments because that



would yield a lower allocation and therefore a lower extra duty administrative fee. No agreement was reached on this issue. Mr. Whitting is confident that his numbers are good and accurate; the union is confident that they are not. Chair Skigen does not feel a short-term resolution will be reached on this issue.

Chair Skigen stated that with the resolution of the bad debt issue and the establishment of a written policy regarding prepayment, all Committee Members are satisfied that the 14% administrative fee in effect is adequate to cover the City's cost in administering the program.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1, 4, 5, 8, 9, 11, 12, 14 and 15, was approved by unanimous voice vote.

**LEGISLATIVE & RULES COMMITTEE:**

(Attendance)

(Votes)

(Report)

**Maria C. Nakian, Chair**

**Jim Shapiro, Vice Chair**

Meeting: Monday, August 25, 2003

7:00 p.m. – Republican Caucus Room

Chair Nakian reported that the Legislative & Rules Committee met on Monday, August 25, 2003. Present were Committee Member Reps. Nakian, Shapiro, Mitchell, Nowakowski, Esposito, Spandow, Zelinsky and Greenberg present. Also present were James Minor and Sybil Richards of the Law Department; Ben Barnes, Director of Public Safety; and Gordon Meyers, Chair of the Yerwood Center.

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| 1. <a href="#"><u>LR26.034</u></a>   | PROPOSED ORDINANCE; <b><u>for PUBLIC HEARING &amp; FINAL ADOPTION</u></b> ; amending Chapter 191, Public Utilities, concerning revisions concerning pay telephones.<br>07/11/03 – Submitted by Jim Minor<br>07/21/03 – Committee approved 6-0-0<br>08/04/03 – Approved for Publication<br>08/25/03 – Committee approved 7-0-1 | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b>       |
| 2. <a href="#"><u>LR26.035</u></a><br><a href="#"><u>Presentation<br/>Resolution</u></a> | RESOLUTION APPROVAL; of a purchase, sales and lease agreements between the City, Yerwood Center and Mutual Housing.<br>07/17/03 – Submitted by Mayor Dannel P. Malloy<br>07/29/03 – Approved by Planning Board<br>08/25/03 - Approved by Board of Finance<br>08/25/03 – Committee approved 7-0-1                              | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |

*Secondary Committee: Land Use*

*Concur 7-0-0*

Chair Nakian stated that the Board must approve this by Resolution. Chair Nakian moved Item No. LR26.035; said motion was seconded.



Rep. Loglisci asked if the funds being released were grant funds or if they were city funds. Chair Nakian stated that any funds given to Mutual Housing are not part of this agreement per se, but there is the possibility that the City will contribute \$375,000 to Mutual Housing for this. This is the City affordable housing fund, and Mr. Barnes said there is approximately \$1.6 million in the fund at this point. It is very probable that this grant will be made, but it is not set at this time, and it is not part of this agreement.

Rep. Loglisci stated that he asks because the whole layout was that it would appear that the City was not spending any money and that Mutual Housing was paying \$375,000 for this. Rep. Loglisci wants to make it clear that the City is spending \$375,000 on this. He feels this should be clear to everyone. While the City is gaining 10 units of affordable housing, it should not appear that the City is not putting up any money.

The item was approved by unanimous voice vote.

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| 3. LR26.032 | REVIEW; of tax relief program for veterans.<br>07/09/03 – Submitted by Reps. Boccuzzi, DeLuca<br>& Zelinsky<br>07/21/03 – Held in Committee<br>08/04/03 – Held in Committee<br>08/25/03 – Held in Committee | <b>HELD IN<br/>COMMITTEE</b> |
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Upon motion duly made and seconded, the Consent Agenda, consisting of Item No. 1, was approved by unanimous voice vote.

President Martin congratulated Rep. Nakian for being named Volunteer of the Year from the Stamford Museum and Nature Center.

<b>PERSONNEL COMMITTEE:</b> <i>(Attendance)</i> <i>(Votes)</i> <i>(Report)</i>	<b>Sanchia Spadow, Co-Chair</b> <b>Mary Lisa Fedeli, Co-Chair</b> Meeting: Wednesday, August 27, 2003 7:00 p.m. – Democratic Caucus Room
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Chair Fedeli reported that the Personnel Committee met on Wednesday, August 27, 2003. Present were Committee Member Reps. Fedeli, Spadow, Boccuzzi, Browne, Cannady, DeLeo, Figueroa, Loglisci and Pavia. Excused were Reps. McCullen and Skigen. Also present were Bill Stover and Fred Manfredonia from the Human Resources Department.

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| 1. <u>P26.045</u> | PROPOSED ORDINANCE; <b>for PUBLIC HEARING &amp; FINAL ADOPTION</b> ; repealing Code of Ordinances Sections 47-20 and 47-22, Wage Increases, | <b>HELD IN<br/>COMMITTEE</b> |
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Advertising Limits.  
06/30/03 – Submitted by Rep. Fedeli  
07/30/03 – Committee approved 7-0-0  
08/04/03 – Approved for publication  
08/27/03 – Held in Committee

2. P26.047 APPROVAL; of an agreement between the City and Hartford Life for the provision of a deferred compensation program pursuant to Section 457 (IRS Code). **APPROVED ON CONSENT AGENDA**  
(contract on file)  
07/31/03 – Submitted by Mayor Dannel P. Malloy  
08/25/03 – Approved by Board of Finance  
08/27/03 – Committee approved 6-0-1
3. P26.048 APPROVAL; of a contract of employment for the Director of Health & Social Services. **APPROVED BY UNANIMOUS VOICE VOTE**  
08/04/03 – Submitted by Mayor Dannel P. Malloy  
08/27/03 – Committee approved 7-0-1

Co-Chair Fedeli stated that this is a five year contract, and receives the same benefits as MAA. They will contribute to the health insurance program. The Committee approved the contract 7-0-1. Co-Chair Fedeli moved the item; said motion was seconded.

Rep. Loglisci stated that there is no penalty for individuals to leave early, and he feels that if the person is only going to stay for three years, the contract should be for three years. Rep. Loglisci stated that Dr. Lee is on a learning curve here and he has no experience in public health. Further, his history shows no longer than two years anywhere. Rep. Loglisci does not want to see Stamford pay for his learning curve and then watch him leave in two-three years. Rep. Loglisci stated that we should make sure that the if the contract states five years, we should make sure there are reasons for them to stay the five years.

Clerk of the Board Summerville stated she takes issue with the term “learning curve.” Dr. Lee’s academic background indicates he is more than qualified for this position, and he is not in the learning process. She stated that as a result of the interview and the investigation that was conducted, it is apparent that he is expanding his career path, but not on a learning curve. She added that it is common knowledge that professionals usually don’t stay on jobs in today’s world more than three years. They go on to do other things. When you have a professional educational backgrounds, these individuals want to move on.

Rep. Loglisci stated that he has no experience in public health having recently received his public health degree. Rep. Loglisci stated what he is really concerned about is that if people are going to stay three years, we should give three-year contracts, not five-year contracts.

Rep. Esposito stated that Dr. Lee is qualified for the position, having no doubts about it. But, he does agree with Rep. Loglisci. Rep. Esposito recalled asking Dean Esserman how long he would stay, and he said he would stay five years. Rep. Esposito recalled asking Dr. Iton how long he would stay, and he indicated he would stay five years. Rep. Esposito stated he asked Dr. Lee the same thing, and he said he would stay five years. He said he believes we have a better shot at Dr. Lee staying because he has roots in the local community, but it is an inherent problem with attracting young, highly-skilled professionals who are on the way up. Rep. Esposito said he didn't know if he would be as attracted to Dr. Lee if the Board thought he would stay for the next 20-30 years, so maybe the City shouldn't have five-year contracts. Maybe the City should realize that they have highly-qualified people who probably will only stay 2-3 years and give them 2-3 year contracts.

Rep. Lyons stated that it is unfortunate that these comments are being discussed under the item of Dr. Lee's appointment, when this is a long-standing issue. Rep. Lyons stated that in this contract Dr. Lee must give the City 180 days notice of resignation, and in the 3-year contract with the Director of Economic Development, he must provide 60-day notice. So, negotiations can occur.

Rep. Day stated that you can't force anyone to continue in a job that they don't want to continue in. The terms of these contracts are subject to negotiation. The advantage to the City with a five-year contract is that if he works out, we have him set at a certain salary level. There are different advantages to different lengths of time. The employee, however, can always leave the position providing he complies with notice provisions.

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

The Item was moved and seconded and approved by unanimous voice vote.

*Suspension of Rules:*

A motion to suspend the rules to take up Item No. P26.049 was made and seconded and approved by unanimous voice vote.

4. P26.049 APPROVAL; of a contract of employment for the Director of Economic Development.  
08/04/03 – Submitted by Mayor Dannel P. Malloy  
08/27/03 – Committee suspended rules 9-0-0  
08/27/03 – Committee approved 8-0-0

**APPROVED BY  
UNANIMOUS  
VOICE VOTE**

A motion to approve Item No. P26.049 was made and seconded; said motion was approved by unanimous voice vote.

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

## LAND USE/URBAN REDEVELOPMENT COMMITTEE:

(Attendance)

(Votes)

(Report)

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

**Harry Day, Co-Chair**

Meeting: Wednesday, August 27, 2003

7:30 p.m. – Republican Caucus Room

Co-Chair White reported that the Land Use/Urban Redevelopment Committee met on Wednesday, August 27, 2003. Present were Committee Member Reps. White, Benyus, Greenberg, Nakian, Spandow, Summerville and Day. Reps. Boccuzzi, Mitchell, Shapiro and Loglisci were excused. Other representatives present were Reps. O'Neill, Mirkin and Pavia.

1. LU26.036 PROPOSED ORDINANCE; for publication; amending Section 8-2 of the Demolition Ordinance (requirements for older buildings). **HELD IN COMMITTEE**  
09/18/02 – Submitted by Rep. O'Neill  
06/30/03 – Report Made  
07/28/03 – Report Made  
08/04/03 – Report Made  
08/27/03 – Held in Committee 7-0-0

Co-Chair White stated that Committee members received a proposed ordinance at the start of the meeting. Mr. Strazza gave background regarding State statutes and the ordinance and the procedures followed by the Building Department. Renee Kahn echoed Reps. Adams and O'Neill's concerns that there is inadequate notice concerning demolition. The Committee held the item pending review of the ordinance.

2. LU26.039 REVIEW; of the Code of Ordinances, Section 227, Tree Ordinance. **HELD IN COMMITTEE**  
07/10/03 – Submitted by Rep. White  
07/28/03 – Held in Committee 7-0-0  
08/04/03 – Held in Committee  
08/27/03 – Held in Committee 7-0-0
3. LU26.040 REVIEW; URC's relationship with the Urban Transitway Project. **REPORT MADE**  
07/10/03 – Submitted by Rep. White  
07/28/03 – Held in Committee 6-0-0  
08/04/03 – Held in Committee  
08/27/03 – Report Made

Co-Chair White stated that the issue here is who authorized the URC to work with the City to relocate people and to acquire property and does the URC have the right to act as such. Rachel Goldberg, URC lawyer, explained that the URC's relationship is not to act as a commission and not to use commission authority. The URC staff is being used by the City on a contract basis. The staff consists of Rachel Goldberg, URC lawyer, a

full-time person dedicated to the Transitway Project and an appraiser. The staff use was requested by the Engineering Department and authorized by the Federal Transit Authority.

Co-Chair White continued that Director of Legal Affairs Tom Cassone explained that the City is to take the property and follow the procedures set by charter. The relationship of the City and the URC concerning the Urban Transit Project is somewhat different than the past relationship. Here the City is hiring the URC staff for its expertise and is not using the URC to administer a renewal project.

Rep. Loglisci asked if the Committee was satisfied with the answers received, and if not, shouldn't this matter be continued. Rep. White replied that this relationship is a little different than in the past, and the City is using the expertise of the URC and he can understand why. In the past, there was a whole redevelopment project, and in those cases, the URC controlled the entire project. In this case, the City handles the demolition and other aspects and is just subcontracting to the URC to perform two functions: acquire the properties and relocate the people because that is their area of expertise.

Rep. Day stated that the Committee didn't feel there was much left to explore.

Rep. O'Neill stated that the Committee was concerned about the use of the URC-hired appraiser. The Committee was assured that this appraiser's work will be verified by an independent appraiser. The Committee was also told that the City and the Engineering Department were in charge of this project.

Rep. Lyons stated that he understood there are three URC staff members who are working as contract employees for the City, and this has been approved by the Federal Transit Authority to act in this matter. It is actually not the URC itself, but these three employees.

President Martin stated it was his understanding that the contract was with the URC.

Rep. White stated that URC staff is named in the contract as they have the expertise in this area.

4. LU26.041 REVIEW; of the placement of outdoor for profit clothing donation bins in shopping centers and parking lots. Should special signage or zoning be necessary so as not to confuse these drop off bins with non-profit drop off centers?  
08/07/03 – Submitted by Rep. O'Neill  
08/27/03 – Held in Committee

**HELD IN  
COMMITTEE**

Co-Chair White stated that the issue here is whether special zoning or signing be necessary so as to not to confuse the public between for-profit and charitable drop off bins. The item was held pending Director of Legal Affairs, Tom Cassone's, research.

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| 5. LU26.042 | Review; process for obtaining permits and approval from EPB.<br>08/07/03 – Submitted by Rep. Mirkin<br>08/27/03 – Report Made | <b>REPORT<br/>MADE &amp; HELD<br/>IN COMMITTEE</b> |
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Co-Chair White stated that Mr. Emerson outlined the procedure for obtaining a permit, stating that the EPB takes a strict interpretation of the regulations established by state statute. Committee members and other representatives present thought there might be gray areas that should be taken into consideration when the local EPB is rendering a decision. The Committee will continue its review of this item.

<b>OPERATIONS COMMITTEE:</b> <u>(Attendance)</u> <u>(Votes)</u> <u>(Report)</u>	<b>John R. Zelinsky, Jr., Co-Chair</b> <b>Anthony Imbrogno, Co-Chair</b> Meeting: Wednesday, August 20, 2003 7:00 p.m. – Democratic Caucus Room
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Rep. Zelinsky reported that the Operations Committee met on Wednesday, August 20, 2003. Present were Committee Member Reps. Zelinsky, Adams, Day, Fahan, Hunter and McDermott. Excused were Reps. Imbrogno, Coppola, O'Neill and Pavia. Absent was Rep. White. Also present were Bill Andrews, John Chardavoyne, Antonio Iadarola, Al Barbarotta, Ed Gentile, Jr., and Capt. Tom Leyman of the Police Department.

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| 1. <u>O26.042</u> | PROPOSED ORDINANCE; <b>for publication</b> ;<br>amending Chapter 164-3 Definitions and Chapter<br>164-5 Noise Levels<br>07/14/03 – Submitted by Rep. Zelinsky<br>08/20/03 – Committee approved 5-1-0 | <b>HELD IN<br/>COMMITTEE</b> |
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A motion to hold Item No. 1 was made and seconded; said motion was approved by unanimous voice vote.

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| 2. O26.044 | REVIEW; of installation of sewer line to service<br>Northeast School.<br>08/06/03 – Submitted by Rep. Skigen<br>08/20/03 – Report Made | <b>HELD IN<br/>COMMITTEE</b> |
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Co-Chair Zelinsky reported that Mr. Iadarola said that the private lateral would be preferable to repairing the existing septic system for several reasons, including greater reliability, lower maintenance costs and environmental restrictions. He said the only

approval needed is of the WPCA board, which has already been granted. He also sent an August 25, 2003 letter, that is attached to the report, which gives more details.

President Martin stated that as a representative, he will be opposing this project.

Rep. Fahan asked whether the WPCA actually approved the item. Rep. Zelinsky stated that this approval has been received.

Rep. Nakian stated that she thought that this Board had to approve private sewer lines. She recalled something with Chimney Corners and also a private developer wanted to put a private sewer line on High Ridge Road. They came before this Board for approval. Rep. Nakian stated that this Board should look and determine whether this requires Board approval.

Rep. Skigen stated that the letter sent to Mr. Zelinsky dated 8/25/3 from Antonio Iadarola, says that an official request on behalf of the Board of Ed has been submitted to the WPCA board. Once the approval has been obtained and the design drawings are substantially complete, a public information session will be held.

President Martin asked that Mr. Zelinsky get clarification on this item.

3. O26.040	REVIEW; status of Norwalk Transit District's operation of the former Dial-a-Ride service and rides for non-disabled seniors for medical services. 07/08/03 – Submitted by Rep. Zelinsky 08/20/03 – No Report	<b>REPORT MADE</b>
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Rep. Zelinsky stated he has received some complaints about the service, and he will be following up on this matter.

4. O26.038	REVIEW; residential trash pickup to include expanding services to District C. 06/02/03 – Submitted by Rep. Mirkin 07/14/03 – Placed on Pending Agenda 08/20/03 – Held in Committee	<b>HELD IN COMMITTEE</b>
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#### **PUBLIC SAFETY & HEALTH COMMITTEE:**

(Attendance)

(Votes)

(Report)

**Richard Lyons II, Chair**

**Gail Clear, Vice Chair**

Meeting: Thursday, August 21, 2003

7:30 p.m. – Democratic Caucus Room

Chair Lyons reported that the Public Safety & Health Committee met on Thursday, August 21, 2003. Present were Committee Member Reps. Lyons, Adams, Blackwell, Coppola,



DeLuca, Kernan, Mirkin and Zelinsky. Reps. DeLoe, DePina and Clear were excused. Also present was Rep. Summerville, Bill Stover, Louis DeCarlo, Anthony Mazzullo, Alan May from the Health Department and Judy Kalen, Director for the CT Dept. of Children & Families.

1. PS26.029      REVIEW; of the Board of Education policies regarding classroom and school safety issues.      **REPORT MADE**  
05/08/03 – Submitted by Rep. Mirkin  
05/29/03 – Report Made  
06/17/03 – Held in Committee  
07/24/03 – Report Made  
08/04/03 – Held in Committee  
08/21/03 – Report Made

*Secondary Committee: Education*

2. [PS26.034](#)      APPROVAL; of an amendment to the agreement with Haven Healthcare Management, LLC regarding Smith House.      **HELD IN COMMITTEE (21-13-0)**  
07/22/03 – Submitted by Mayor Dannel P. Malloy  
08/25/03 - Approved by Board of Finance  
08/21/03 – Failed in Committee 1-7-0

Chair Lyons reported that Director Stover appeared before the Committee to provide details of the amendment that will allow for the privatization of two positions that Haven Health Care would be responsible for filling – the Director of Nursing and the Admissions Coordinator. Director Stover stated that the City has had a historically hard time filling the Director of Nursing position. Haven Health Care will pay somewhat less than what the City would pay. The Committee voted 1-7-0. Chair Lyons moved the item; said motion was seconded.

Rep. Kernan moved that the item be held; said motion was seconded and approved by a vote of 21-13-0 (See [Vote Record No. 430](#)).

3. PS26.035      REVIEW; of assistance by city/state to control deer population; of lyme disease statistics and trends; and of damage caused to property and the potential for accidents caused by deer on the roads      **REPORT MADE AND HELD IN COMMITTEE**  
07/22/03 – Submitted by Rep. Mirkin  
08/21/03 – Report Made

## PARKS & RECREATION

### COMMITTEE:

(Attendance)

(Votes)

**Linda Cannady, Co-Chair**

**Steve McDermott, Co-Chair**

Meeting: Tuesday, August 19, 2003

7:00 p.m. – Democratic Caucus Room

Co-Chair McDermott reported that the Parks & Recreation Committee met on Tuesday, August 19, 2003. Present were Committee Member Reps. McDermott, Cannady, Fedeli, Giordano, Morrow, Pavia, Lyons and White. Reps. Clear, Imbrogno and McCullen were excused. Also present were Reps. Fahan, Loglisci and O'Neill; Herb Kohn and Rachel Goldberg.

1. PR26.046 REVIEW; creating a Harbor Management Commission as defined and authorized under Connecticut General Statutes. **REPORT MADE**  
05/07/03 – Submitted by Rep. Lyons  
05/20/03 – Held in Committee 7-0-0  
06/24/03 – Held in Committee 6-0-0  
07/22/03 – Report Made  
08/04/03 – Report Made  
08/19/03 – Committee Approved 7-1-0 (for publication)

Co-Chair McDermott stated that the committee voted 7-1-0 for publication. However, since this appeared on the agenda as a review item, it will be returned to Steering to be placed on the agenda as an ordinance.

2. PR26.049 APPROVAL; of submittal application for historic designation for certain portions of Rosa Hartman and Fort Stamford Parks. **HELD IN COMMITTEE**  
06/17/03 – Submitted by Rep. O'Neill  
07/22/03 – Committee Held 9-0-0  
08/04/03 – Held in Committee  
08/19/03 – Held in Committee 8-0-0
3. PR26.050 APPROVAL; of an agreement between the City and Stamford Beach Concessions, Inc. for beach concessions facilities at Cummings Beach, Cove Beach, West Beach and Terry Connors Ice Rink. **APPROVED ON CONSENT AGENDA**  
07/25/03 – Submitted by Mayor Dannel P. Malloy  
08/25/03 – Approved by Board of Finance  
08/19/03 – Committee approved 8-0-0
4. PR26.051 Feasibility study of the creation of a new park on Greyrock Place, on the lot adjacent to the telephone Co. property. **NO ACTION TAKEN**





President Martin stated that some of the items are very important changes to our government, and he urged all representatives to carefully look at the changes that the Commission is considering.

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

Chair Skigen reported that the Education Budget Committee did not meet this month.

**RESOLUTIONS**

**MINUTES**

1. [August 4, 2003 Regular Board Meeting](#) **HELD**

**COMMUNICATIONS**

1. President Martin announced that the CCM Conference will be held on October 9. Anyone interested in attending should contact the Board Office.
2. Rep. O'Neill stated that a Memorial Service will be held at Veterans' Park on September 11. Details were provided to each representative.
3. The Annual Softball Game will be held on Thursday, September 4, 2003.

**OLD BUSINESS**

**NEW BUSINESS**

**ADJOURNMENT**

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 11:00 p.m.