

*The Regular Meeting of the 26<sup>th</sup> Board of Representatives of the City of Stamford will be held Monday, February 2, 2004 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 at 9:38 p.m. by President David Martin.

**INVOCATION:** By Rep. John Fahan.

“Dear Lord, we gather tonight in your presence and of one another to combine ourselves together into a civil body politic for our better ordering preservation and in furtherance of your ends. We are blessed and fortunate to be Americans and proud to be Americans; proud, but humble. To those that never made it in the pages of history yet whose acts of bravery advanced the cause of freedom and liberty, we pray. We, the children and grandchildren of their sacrifice, are forever grateful. In your name, Lord. Amen.”

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

**ROLL CALL:** Conducted by Clerk of the Board Annie Summerville. There were 37 members present and three members absent/excused: Reps. Spadow, DeLeo and Cannady.

**VOTING MACHING STATUS:** Clerk of the Board Summerville reported that the machine was in good working order.

**MOMENTS OF SILENCE:** For the late: John Nowakowski, William Stover and Henry Louis Markiewicz by the 26<sup>th</sup> Board of Representatives; Faye Freeman by Rep. Summerville; Richard H. Piorkowski by Rep. McDermott; Mario Sonnino by Reps. Lyons, White and Zelinsky; John Lindenfeld, Oneida Haynes and Carol Bohannan by Reps. White and Lyons; Lena DeSanty by Rep. Benyus; Mary A. Czekik, by Reps. Giordano, Fedeli, Zelinsky, Loglisci, White and Lyons; Patrick Mahoney by Reps. Loglisci, Lyons and White; Nancy Valenzisi by Reps. Fedeli and Loglisci; John A. Kowaleski, Sr., Leonard S. Piorkowski, Annunzio Legato,

William E. Epifanio and Robert G. Kweskin by Reps. Giordano and Zelinsky; Joseph C. Romeo, Sr., Anne P. Annunziato by Reps. Giordano and Loglisci; Bruce A. Caldarone, Florence P. Candito, Mary Ilg and John DeLorco by Rep. Giordano; Thomas J. Hartnett, Pauline M. Pangia and Shirley Lord by Rep. Loglisci; Norman H. Reader by Reps. Zelinsky and Loglisci; Charles T. Lynch, Corrine M. Paoletta, Frank A. Meno, Jr., Rose Haspodor, Wilhelmina Van Middelaar, Emma Lynas and Rose Brodsky by Rep. Zelinsky; and Dominick Y. Yorfino, Sr. and George R. Crolla by Reps. Zelinsky and Loglisci.

**PAGES:**

President Martin read a letter of resignation from Representative DeLeo. President Martin stated he would verify that the letter had been filed with the Mayor's Office and with the Town Clerk's Office prior to declaring a vacancy.

**STANDING COMMITTEES**

**STEERING COMMITTEE:** Meeting: Monday, January 12, 2004  
([Report](#)) 7:00 p.m. – Democratic Caucus Room

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

**APPOINTMENTS COMMITTEE:** Paul A. Esposito, Chair  
Annie M. Summerville, Vice Chair  
Meeting: ~~Wednesday, January 28, 2004~~  
~~7:00 p.m. – Democratic Caucus Room~~  
*Meeting Cancelled*

Chair Esposito stated that the meeting was cancelled due to weather.

Chair Esposito moved to take Item No. 1 out of Committee; said motion was seconded and approved by unanimous voice vote. Because Item No. 1 is reaching the 90-day time limit on approval for appointments, he is recommending that the Board reject the appointment without prejudice so that the candidate can be resubmitted for consideration at the next Appointments Committee meeting.

1. [A26.116](#) Zoning Board of Appeals  
Zachary Weinberger (D)  
25 Chester Street  
Stamford, CT 06905

Repl. Ilaw  
(Exp 12/01/03)

**REJECTED BY  
UNANIMOUS  
VOICE VOTE**

Term Expires: 12/01/06  
11/12/03 – Submitted by Mayor Dannel P. Malloy  
12/30/03 – Held in Committee 8-0-0  
01/05/04 – Held in Committee  
01/28/04 – Meeting Cancelled

**(without  
prejudice)**

Chair Esposito moved for approval of Item No. 1; said motion was seconded and failed by unanimous voice vote (without prejudice).

Chair Esposito moved to take Item No. 2 out of Committee; said motion was seconded and approved by unanimous voice vote. Chair Esposito stated that the same circumstances apply to Item No. 2.

2. [A26.119](#) Health Commission  
Steffi Block (D) Reappoint.  
6 Coopers Pond Road (Exp. 12/01/03)  
Stamford, CT 06905  
Term Expires: 12/01/06  
11/12/03 – Submitted by Mayor Dannel P. Malloy  
12/30/03 – Held in Committee 8-0-0  
01/05/04 – Held in Committee  
01/28/04 – Meeting Cancelled

**REJECTED BY  
UNANIMOUS  
VOICE VOTE  
(without  
prejudice)**

Chair Esposito moved for approval of Item No. 2; said motion was seconded and failed by unanimous voice vote (without prejudice).

3. [A26.121](#) Personnel Commission  
Frank N. Green (D) Reappoint.  
61 Cold Spring Road (Exp. 12/01/03)  
Stamford, CT 06905  
Term Expires: 12/01/06  
12/10/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled
4. [A26.122](#) Board of Ethics  
Louis Klein, Jr. (D) Reappoint.  
80 Butternut Lane (Exp. 06/30/03)  
Stamford, CT 06903  
Term Expires: 06/30/08  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled
5. [A26.123](#) Golf Authority  
Michael L. Briscoe (D) Reappoint.  
141 Mulberry Street (Exp. 01/01/04)  
Stamford, CT 06907

**NO ACTION  
TAKEN**

**NO ACTION  
TAKEN**

**NO ACTION  
TAKEN**

Term Expires: 01/01/07  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled

6. [A26.124](#) Golf Commission  
Robert Tyska (D) Reappoint. **NO ACTION**  
84 Rachelle Avenue (Exp. 12/01/03) **TAKEN**  
Stamford, CT 06905  
Term Expires: 12/01/06  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled
7. [A26.125](#) Planning Board  
Rose Marie Grosso (D) Reappoint. **NO ACTION**  
20 Bend of River Lane (Exp. 12/01/03) **TAKEN**  
Stamford, CT 06902  
Term Expires: 12/01/06  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled
8. [A26.126](#) Water Pollution Control Authority  
Chris Maggio (D) Reappoint. **NO ACTION**  
2029 Shippan Avenue (Exp. 01/01/03) **TAKEN**  
Stamford, CT 06902  
Term Expires: 01/01/06  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled

**FISCAL COMMITTEE: Randy Skigen, Chair**  
[\(Attendance\)](#) **Linda Cannady, Vice Chair**  
[\(Votes\)](#) Meeting: Monday, January 26, 2004  
[\(Report\)](#) 7:00 p.m. – Democratic Caucus Room

Chair Skigen reported that the Fiscal Committee met on Monday, January 26, 2004. Present were Committee Member Reps. Skigen, Cannady, Loglisci, DeLuca, Lyons, Fedeli, Giordano and Hunter. Reps. Figueroa and DePina were excused. Also in attendance were Reps. Martin, Molgano and Zelinsky; Jane Norgren; Louis Porter; Jack Halpert; Richard Priola; Peter Brown; Shari Antonucci, Sandy Dennies; Peter Privitera; Dr. Johnnie Lee; Ben Barnes; Antonio Iadarola; Edward Gentile; Tim Curtin; Frank Smeriglio and Tom Lombardo.

1. [F26.287](#) ADDITIONAL APPROPRIATION (Capital Budget); Operations – Engineering; Northeast School Sewage Disposal Project. **APPROVED ON CONSENT AGENDA**  
\$900,000.00  
\$600,000.00  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
12/22/03 – No action taken  
01/22/04 – \$600,000 approved by Board of Finance  
12/30/03 – Approved by Planning Board  
01/05/04 – No action taken  
01/26/04 – Committee voted 9-0-0

*Secondary Committee: Operations*

*Concur 8-0*

2. [F26.288](#) ADDITIONAL APPROPRIATION (Grants Budget); Youth Services Bureau; YSB/Direct Service Grant; to align account with state-approved amount. **APPROVED ON CONSENT AGENDA**  
\$1111.00  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0

3. [F26.289](#) ADDITIONAL APPROPRIATION (Grants Budget); Connection with KYDS; Direct Service; to align account with state-approved amount. **APPROVED ON CONSENT AGENDA**  
\$1,322.00  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0

4. [F26.291](#) ADDITIONAL APPROPRIATION (Grants Budget); DUI Enforcement Program; DUI/Overtime; for patrols and sobriety checkpoints over Thanksgiving, Christmas and New Year's holiday periods; grant requires 30% city match and is appropriated from existing overtime funds; total project expenses are \$14,200.00. **APPROVED ON CONSENT AGENDA**  
\$9,940.00  
12/18/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0

5. [F26.297](#)  
\$496,750.00

ADDITIONAL APPROPRIATION (Grants Budget); COPS Technology Initiative; Capital Outlay Equipment; to complete information infrastructure, including 800 MHz controller upgrade, a Nextel telephone network, live scan fingerprint system and connection to the State Automated Fingerprint Identification System.  
12/18/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0

**APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Public Safety & Health*

*Concur 8-0-0*

6. [F26.295](#)  
\$94,946.00

ADDITIONAL APPROPRIATION (Grants Budget); Bio-terrorism emergency response; various accounts; represents 2<sup>nd</sup> year of funding to enhance bio-terrorism response capacities; funds will develop plan appending the smallpox response plan and provide for two drills.  
12/18/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0

**APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Public Safety & Health*

*Concur 8-0-0*

7. [F26.296](#)  
\$20,000.00

ADDITIONAL APPROPRIATION (Grants Budget); Bio-terrorism grant; various accounts; to fund epidemiologist to work on project to address suspected cases of disease that could be due to bioterrorism, outbreaks and other diseases of public health importance.  
12/18/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0

**APPROVED  
ON CONSENT  
AGENDA**

8. [F26.311](#)

GRANT RESOLUTION; authorizing the Mayor to enter into the first supplemental agreement between the State and the City for the construction, inspection and maintenance required in conjunction with the replacement of Studio Road and Buckingham Drive bridges utilizing federal funds and the State's local bridge program.

**APPROVED  
ON CONSENT  
AGENDA**

01/07/04 – Submitted by Mayor Dannel P. Malloy  
01/26/04 – Committee voted 9-0-0

9. [F26.293](#)  
\$300,000.00

ADDITIONAL APPROPRIATION (Capital Budget); Engineering; Studio Road Bridge; replacement of bridge funded 100% by the CT Dept. of Transportation's federal local bridge program.  
12/29/03 – Submitted by Mayor Dannel P. Malloy  
01/06/04 – Approved by Planning Board  
01/22/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0

**APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Operations*

*Concur 8-0*

10. [F26.294](#)  
\$440,000.00

ADDITIONAL APPROPRIATION (Capital Budget); Engineering; Buckingham Drive Bridge; replacement of bridge funded 100% by the CT Dept. of Transportation's federal local bridge program.  
12/29/03 – Submitted by Mayor Dannel P. Malloy  
01/06/04 – Approved by Planning Board  
01/22/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0

**APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Operations*

*Concur 8-0*

11. [F26.292](#)  
\$13,279.00

ADDITIONAL APPROPRIATION (Operating Budget); Public School Health Program; Salaries; to fund wage increases arising from bargaining agreement.  
12/18/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0

**APPROVED  
ON CONSENT  
AGENDA**

12. [F26.298](#)  
\$82,238.00

ADDITIONAL APPROPRIATION (Operating Budget); Public School Health Program; Salaries; to fund retroactive wage increases arising from bargaining agreement.  
12/18/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance

**APPROVED  
ON CONSENT  
AGENDA**

01/26/04 – Committee voted 9-0-0

*Secondary Committee: Personnel*

*Waived*

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

13. [F26.299](#) \$1,474,051.00 ADDITIONAL APPROPRIATION (Operating Budget); Stamford Fire Rescue; Salaries; to fund retroactive wage increases arising from bargaining agreement.  
12/18/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0
- APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Personnel*

*Waived*

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

14. [F26.300](#) \$208,333.00 ADDITIONAL APPROPRIATION (Operating Budget); Big 5 Volunteer Glenbrook; Salaries; to fund retroactive wage increases arising from bargaining agreement.  
12/18/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance  
01/26/04 – Committee voted 9-0-0
- APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Personnel*

*Waived*

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

15. [F26.290](#) \$177,124.00 ADDITIONAL APPROPRIATION (Grants Budget); School Readiness Grant; SRP/Contracted Services; funds represent increase in State's annual allocation; funds subcontracted out to Child Care Center, Inc. for educational preschool day care for 4-year olds.  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Held by Board of Finance  
01/26/04 – Committee approved 9-0-0
- APPROVED  
ON CONSENT  
AGENDA**



16. F26.312 REVIEW; revaluation and consideration of phase-in.  
01/12/04 – Submitted by President Martin  
01/26/04 – Report Made

**REPORT  
MADE**

Chair Skigen reported that Director Barnes presented an overview of the impact of revaluation on single-family homes, waterfront and condominiums. This indicated that the median value of single family homes increased from \$304,400 to \$479,757, which is a 58% increase. Under the old values, residential homes represented 56% of the grant list; under the new values, residential homes represent 63% of the grand list.

Chair Skigen stated that assuming a flat budget, homeowners whose values who increased by less than 50% will on average see a flat or decreased tax bill. For those whose values increased 50-59%, the average tax increase will be 6%. Those who increase 60-69%, the average tax increase will be 13%; 70-79%, an average tax increase of 20%; 80-89%, an average tax increase of 27%; 90-99%, an average tax increase of 34%; and over 100%, an average tax increase of 41%. A chart showing the breakdown of the number of homes within each category was provided to all representatives.

Chair Skigen stated that as to condominiums, the average value increased by 75%, from \$122,550 to \$215,049. The percentage increases in the categories are the same as above. However, the percentage of affected homes in condominiums is different, and that is depicted in the chart referred to earlier.

Chair Skigen stated that the Committee asked a number of questions regarding a phase-in, and this item will appear on the Steering Agenda next month.

Rep. Loglisci stated that in the last revaluation, the Board of Representatives took the lead by requiring a three-year phase-in, and he stated that with the impact of this revaluation, this Board has the responsibility again to ease the burden on the taxpayers by phasing-in this tax increase over three years in even increments. This will result in a lower tax bill for homeowners. Rep. Loglisci asked his fellow board members to agree with him and support a three-year phase-in.

17. [F26.301](#) ADDITIONAL APPROPRIATION (Operating  
~~\$89,000.00~~ Budget); Snow Removal; Contractors-Snow;  
\$175,000 request represents one-half of the total  
appd. for Nos. anticipated deficit associated with snow removal  
17-20 during the FY03-04 winter season.  
12/29/03 – Submitted by Mayor Dannel P.  
Malloy

**HELD BY  
UNANIMOUS  
VOICE VOTE**

01/08/04 – \$175,000 app'd. by Board of Finance  
01/26/04 – Committee approved \$175,000 in  
total for Items 17-20 (9-0-0)

*Secondary Committee: Operations*

*Concur 8-0*

Chair Skigen moved to hold Item No. 17; said motion was seconded and approved by unanimous voice vote.

18. [F26.302](#)  
~~\$210,000.00~~  
\$175,000  
appd. for Nos.  
17-20

ADDITIONAL APPROPRIATION (Operating Budget); Snow Removal; Salt and Sand; request represents one-half of the total anticipated deficit associated with snow removal during he FY03-04 winter season.  
12/29/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – \$175,000 app'd. by Board of Finance  
01/26/04 – Committee approved \$175,000 in total for Items 17-20 (9-0-0)

**APPROVED  
BY  
UNANIMOUS  
VOICE VOTE  
(\$175,000)**

*Secondary Committee: Operations*

*Concur 8-0*

Chair Skigen moved to approve Item No. 18 in the amount of \$175,000; said motion was seconded and approved by unanimous voice vote.

19. [F26.303](#)  
~~\$4,000.00~~  
\$175,000  
appd. for Nos.  
17-20

ADDITIONAL APPROPRIATION (Operating Budget); Snow Removal; Supplies - Land; request represents one-half of the total anticipated deficit associated with snow removal during he FY03-04 winter season.  
12/29/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – \$175,000 app'd. by Board of Finance  
01/26/04 – Committee approved \$175,000 in total for Items 17-20 (9-0-0)

**HELD BY  
UNANIMOUS  
VOICE VOTE**

Chair Skigen moved to hold Item No. 19; said motion was seconded and approved by unanimous voice vote.

20. [F26.304](#)  
~~\$194,000.00~~  
\$175,000  
appd. for Nos.  
17-20

ADDITIONAL APPROPRIATION (Operating Budget); Snow Removal; Overtime; request represents one-half of the total anticipated deficit associated with snow removal during he FY03-04 winter season.  
12/29/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – \$175,000 app'd. by Board of Finance  
01/26/04 – Committee approved \$175,000 in total for Items 17-20 (9-0-0)

**HELD BY  
UNANIMOUS  
VOICE VOTE**

Secondary Committee: Operations

Concur 8-0

Chair Skigen moved to hold Item No. 20; said motion was seconded and approved by unanimous voice vote.

21. <a href="#">F26.305</a> <del>\$956.00</del> \$300,000 app'd. for Nos. 21-26	ADDITIONAL APPROPRIATION (Operating Budget); Solid Waste Transfer Station; Social Security; due to reduced funding during budget season, funds are requested to support backyard garbage collection for the last half of 03/04. 12/29/03 – Submitted by Mayor Dannel P. Malloy 01/08/04 – \$300,00 app'd. by Board of Finance 01/26/04 – Committee approved \$300,000 in total for Items 21-26 (9-0-0)	<b>HELD BY UNANIMOUS VOICE VOTE</b>
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Chair Skigen moved to hold Item No. 21; said motion was seconded and approved by unanimous voice vote.

22. <a href="#">F26.306</a> <del>\$453,225.00</del> \$300,000 app'd. for Nos. 21-26	ADDITIONAL APPROPRIATION (Operating Budget); Solid Waste Recycling; Contracted Services; due to reduced funding during budget season, funds are requested to support backyard Garbage collection for the last half of 03/04. 12/29/03 – Submitted by Mayor Dannel P. Malloy 01/08/04 – \$300,00 app'd. by Board of Finance 01/26/04 – Committee approved \$300,000 in total for Items 21-26	<b>APPROVED BY UNANIMOUS VOICE VOTE (\$300,000)</b>
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Secondary Committee: Operations

Concur 8-0

Chair Skigen moved Item No. 22 in the amount of \$300,000; said motion was seconded and approved by unanimous voice vote.

23. <a href="#">F26.307</a> <del>\$25,000.00</del> \$300,000 appd. for Nos. 21-26	ADDITIONAL APPROPRIATION (Operating Budget); Solid Waste Collection; Overtime; due to reduced funding during budget season, funds are requested to support backyard garbage collection for the last half of 03/04. 12/29/03 – Submitted by Mayor Dannel P. Malloy 01/08/04 – \$300,00 app'd. by Board of Finance 01/26/04 – Committee approved \$300,000 in total for Items 21-26 (9-0-0)	<b>HELD BY UNANIMOUS VOICE VOTE</b>
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Chair Skigen moved to hold Item No. 23; said motion was seconded and approved by unanimous voice vote.

24. [F26.308](#) ADDITIONAL APPROPRIATION (Operating Budget); Solid Waste Collection; Social Security; due to reduced funding during budget season, funds are requested to support backyard garbage collection for the last half of 03/04.  
~~\$1,913.00~~  
\$300,000  
app'd. for  
Nos. 21-

12/29/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – \$300,00 app'd. by Board of Finance  
01/26/04 – Committee approved \$300,000 in total for Items 21-26 (9-0-0)

**HELD BY  
UNANIMOUS  
VOICE VOTE**

Chair Skigen moved to hold Item No. 24; said motion was seconded and approved by unanimous voice vote.

25. [F26.309](#) ADDITIONAL APPROPRIATION (Operating Budget); Solid Waste Collection; Contracted Services; due to reduced funding during budget season, funds are requested to support backyard garbage collection for the last half of 03/04.  
~~\$83,050.00~~  
\$300,000  
app'd. for  
Nos. 21-26

12/29/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – \$300,00 app'd. by Board of Finance  
01/26/04 – Committee approved \$300,000 in total for Items 21-26 (9-0-0)

**HELD BY  
UNANIMOUS  
VOICE VOTE**

*Secondary Committee: Operations*

*Concur 8-0*

Chair Skigen moved to hold Item No. 25; said motion was seconded and approved by unanimous voice vote.

26. [F26.310](#) ADDITIONAL APPROPRIATION (Operating Budget); Solid Waste Transfer Station; Overtime; due to reduced funding during budget season, funds are requested to support backyard garbage collection for the last half of 03/04.  
~~\$12,500.00~~  
\$300,000  
app'd. for  
Nos. 21-26

12/29/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – \$300,00 app'd. by Board of Finance  
01/26/04 – Committee approved \$300,000 in total for Items 21-26 (9-0-0)

**HELD BY  
UNANIMOUS  
VOICE VOTE**

Chair Skigen moved to hold Item No. 26; said motion was seconded and approved by unanimous voice vote.

Chair Skigen moved the Consent Agenda, consisting of Item Nos. 1-15; said motion was seconded and approved by unanimous voice vote.

**LEGISLATIVE & RULES COMMITTEE:** **Maria Nakian, Chair**  
**Jim Shapiro, Vice Chair**

[\(Votes\)](#)

Meeting: Tuesday, January 20, 2004

[\(Report\)](#)

7:00 p.m. – Democratic Caucus Room  
- and -

Meeting: Monday, February 2, 2004

6:45 p.m. – Conference Room #1

Chair Nakian reported that the Legislative & Rules Committee met on Tuesday, January 20, 2004. Present were Committee Member Reps. Nakian, Esposito, Shapiro, Zelinsky, Benyus, Browne and Greenberg present; Reps. Mitchell and Spandow were excused. Also present were: Reps. Adams, Cannady, Clear, DeLeo, DeLuca, Fedeli, Loglisci, Lyons, Molgano and O'Neill; James Rubino and Joe Tarzia from the Board of Finance; Sybil Richards, Deputy Corporation Counsel; Ben Barnes, Director of Administration; Stephen Dougherty, the Executive Director of Laurel House; and approximately 30 people from the public on Items 1 and 2.

1. [LR26.032](#) **PROPOSED ORDINANCE; for public hearing and final adoption** ; amending Section 220.13 of the Code of Ordinances increasing the exemption and income allowance for veterans. **HELD IN COMMITTEE**
- 07/09/03 – Submitted by Reps. Boccuzzi, DeLuca and Zelinsky  
08/04/03 – Held in Committee  
08/25/03 – Held in Committee  
09/22/03 – Report Made  
10/20/03 – Held in Committee  
11/17/03 – Held in Committee  
12/01/03 – Held in Committee  
12/15/03 – Committee Approved 8-0-0  
01/05/04 – Approved for publication  
01/20/04 – Committee Held 5-1-0

Chair Nakian stated that a number of points were brought up in the public hearing, and the Committee wants to discuss the matter further. Chair Nakian stated she has conferred with Mr. Forker, and the cut-off date for application for the veterans' exemption is October 1. Therefore, it does not deprive the veterans of anything to hold this item.

2. [LR26.040](#) **PROPOSED ORDINANCE; for public hearing and final adoption**; increasing the income limits, asset allowance and home exemption under Stamford's local tax relief program for the elderly, Sections 220-8 and 220-9 of the Code of Ordinances. **APPROVED BY MACHINE VOTE (37-0-0)**
- 10/20/03 – Submitted by Reps. Lyons, Mirkin, DeLuca, Coppola, Pavia, Molgano and Zelinsky  
11/13/03 – Advisory issued by Bd. Of Finance  
11/17/03 – Held in Committee 8-0-0  
12/01/03 – Held in Committee

12/15/03 – Committee Approved 8-0-0  
01/05/04 – Approved for publication  
01/20/04 – Committee approved 6-0-0

Chair Nakian stated that this item was approved by the Committee. However, there is one small correction that needs to be made. Chair Nakian moved Item No. 2; said motion was seconded. Chair Nakian moved the following amendment: In section 221-9.1, change “Tax Collector” to “Tax Assessor” in two places. Said amendment was seconded and approved by unanimous voice vote.

Rep. Loglisci moved to change the value of homes from \$500,000 to \$600,000 while leaving all other parts of the ordinance as proposed. Rep. Loglisci stated that he does not feel this would require republishing, because it would not affect anyone negatively. According to Mr. Forker’s calculations, it may actually cost less money. Rep. Loglisci stated that increasing this value is more in line with what the Board’s intention is.

Rep. Loglisci stated that Mr. Forker’s analysis says that both under abatement and referral, there would be no negative effect and this would provide more meaningful relief.

Chair Nakian stated that the amount relates to market value – not assessed value. Chair Nakian added that under State law, this ordinance can only be changed after recommendation by the Board of Finance. She feels that they would have to approve any major changes such as this. Rep. Loglisci stated that he believed that the Board of Finance had approved either \$500,000 or \$600,000. Chair Nakian stated that it was her understanding that the Board of Finance make the proposal, and the Board of Representatives acts on their proposal. For that reason, any changes, such as the cap and the schedule of benefits, would have to be approved by the Board of Finance. Chair Nakian stated that she is following the advice of the Law Department.

Rep. Lyons stated that making changes now will affect the application process, and that the Board should approve this and then immediately move forward to make changes to it. This way, seniors could apply for this relief immediately.

Rep. DeLuca stated that the application period is February 1 through May 15. He also recommended that this item be approved this item, and then at Steering propose an increase in the limits for next month.

Rep. Lyons stated that the Board of Finance issued a positive advisory for the proposal as presented this evening. Rep. Lyons stated that there was some debate as to the actual Board of Finance vote, but the approval that was sent down to the Chair of Legislative & Rules was a positive advisory opinion on the proposal on the floor tonight.

Rep. DeLuca stated that at the time the recommendation came from the Board of Finance, they had no idea what the revaluation numbers were going to be. Now that the numbers are in, they may favorably look at the \$600,000 limit.

The main motion was approved by a machine vote of 37-0-0 (See [RCS Vote Record No. 469](#)).

Chair Nakian added that the Committee is aware of the level of concern among seniors regarding taxes and remaining in Stamford. The Committee promised them at the public hearing, that this item will remain on the agenda and will look at the figures of those applying and see how this ordinance can be changed to help the greatest number of people without harming others. Several other points were brought up at the public hearing, such as allowing co-ops to participate, but at the moment, this is the best program to help the most number of people immediately.

Rep. Boccuzzi stated that with this approval, those that qualify under the \$500,000 can apply immediately, and upon approval of the \$600,000 limit, others can apply.

Rep. Loglisci stated that the City of Stamford needs to educate the public on the tax deferral vs. the tax abatement, as the tax deferral eventually becomes revenue neutral whereas with abatement, the City cannot give the kind of relief that it wants to, and it shifts the burden from those that get the abatement to those that have to make up the difference. Rep. Loglisci stated that the City should make an honest effort to educate people about tax deferral.

Rep. Nakian stated that most of the Committee members agree with his position, and the Committee should beef up the deferral program so it is more attractive, and the Committee will look at the matter.

Rep. Lyons stated that the leadership of the Board should notify the tax assessor's office to ask them to put notices up in the Senior Center that this has now been modified. They have previously agreed to do this.

Rep. Fahan stated that he is glad that the Board supported this tonight. He added that regarding Mr. Loglisci's comments vis-à-vis the tax shift burden, he believes it is incumbent upon us during the budget season that this Board find areas in the budget that will offset this tax shift to everyone else. The numbers are between \$400,000 to \$1 million, and the Board should go above and beyond what it would normally do in a tax season by making up this tax difference.

Chair Nakian moved to take Item No. 3 out of Committee; said motion was seconded and approved by unanimous voice vote.

3. [LR26.045](#) PROPOSED ORDINANCE; **for public hearing** **APPROVED BY**  
**and final adoption**; amending Chapter 164 of the



Code of Ordinances, Noise, to change the fine from \$99 to \$90.

12/01/03 – Submitted by Reps. Nakian & Zelinsky

12/15/03 – Committee Approved 8-0-0

01/05/04 – Approved for publication

01/20/04 – Meeting continued to 2/2/4

02/02/04 – No quorum

**MACHINE  
VOTE (35-0-0)**

Chair Nakian stated that when Legislative & Rules met this month, they were unable to vote on this item due to a lack of a quorum. At tonight's called meeting, there was still not a quorum. Rep. Nakian moved to take this item out of committee; said motion was seconded and approved by unanimous voice vote.

Chair Nakian moved Item No. 3; said motion was seconded and approved by a machine vote of 35-0-0 (See [RCS Vote Record No. 470](#)).

Chair Nakian moved to take Item No. 4 out of Committee; said motion was seconded and approved by unanimous voice vote.

4. [LR26.046](#) PROPOSED ORDINANCE; **for publication**; providing for a tax abatement for property located at 4 Washington Court and owned by Laurel House.  
12/16/03 – Submitted by Laurel House  
01/20/04 – Meeting continued to 2/2/4  
02/02/04 – No quorum

**APPROVED BY  
UNANIMOUS  
VOICE VOTE**

Chair Nakian moved Item No. 4; said motion was seconded and approved by unanimous voice vote.

5. [LR26.048](#) PROPOSED ORDINANCE; **for publication**; concerning gifts from contractors to city officials.  
01/07/04 – Submitted by Jim Rubino  
01/20/04 – Committee approved 6-0-0

**RETURNED TO  
COMMITTEE  
BY  
UNANIMOUS  
VOICE VOTE**

Chair Nakian stated that the Committee voted for publication. However, as the Committee continued to discuss the matter, more and more issues were raised. Therefore, Chair Nakian moved to return Item No. 5 to Committee; said motion was seconded.

Chair Nakian stated that no one was opposed to the ordinance, but issues were raised with the language, and it was an amicable decision with Mr. Rubino, and they were just going to get some language clarified. The decision was made so that the item would not have to be republished.

The motion was approved by unanimous voice vote.



6. LR26.050 PROPOSED ORDINANCE; **for publication**; **HELD IN COMMITTEE**  
 amending Chapter 200 of the Code of Ordinance to merge the Sewer Commission into the WPCA, define or modify the geographic authority, fiscal process, sewer approval, board representation and other procedures of the WPCA.  
 01/08/04 – Submitted by President Martin  
 01/20/04 – Held in Committee
7. LR26.049 [Resolution](#) REVIEW; of the Stamford Urban Transitway Project and review of the acquisition by negotiation or eminent domain of rights of way. **HELD IN COMMITTEE**  
 12/30/03 – Submitted by Mayor Dannel P. Malloy  
 01/08/04 – No action taken by Board of Finance  
 01/20/04 – Held in Committee

*Secondary Committee: Land Use*

**PERSONNEL COMMITTEE:** **Sanchia Spadow, Co-Chair**  
**Mary Lisa Fedeli, Co-Chair**  
~~Meeting: Wednesday, January 28, 2004~~  
~~7:00 p.m. — Republican Caucus Room~~  
*Meeting cancelled*

1. [P26.051](#) PROPOSED ORDINANCE; **for public hearing and final adoption**; establishing a sick bank provision for non-union and appointed officials. **NO ACTION TAKEN**  
 12/02/03 – Submitted by Reps. Fedeli, Martin, Skigen and Spadow  
 12/16/03 – Committee approved 8-0-0  
 01/05/04 – Approved for publication  
 01/28/04 – Meeting Cancelled

**LAND USE COMMITTEE:** **Patrick White, Co-Chair**  
**Harry Day, Co-Chair**  
~~Meeting: Tuesday, January 27, 2004~~  
~~7:30 p.m. — Republican Caucus Room~~  
*Meeting cancelled*

No meeting was held this month.

- |             |                                                                                                                                                                                                                                                                                     |                            |
|-------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|
| 1. LU26.047 | REVIEW; of the feasibility of instituting an architectural review board or commission as part of the land use permitting process.<br>11/14/03 – Submitted by Reps. Browne & O'Neill<br>12/22/03 – Held in Committee<br>01/05/04 – Held in Committee<br>01/27/04 – Meeting Cancelled | <b>NO ACTION<br/>TAKEN</b> |
| 2. 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<br>09/08/03 – Placed on Pending Agneda<br>12/22/03 – Held in Committee<br>01/05/04 – Held in Committee<br>01/27/04 – Meeting Cancelled                | <b>NO ACTION<br/>TAKEN</b> |
| 3. LU26.049 | PROPOSED ORDINANCE; amending Chapter 146 of the Code of Ordinances to provide a fine for property owners with illegal units within their dwellings.<br>01/06/04 – Submitted by Rep. DeLuca<br>01/27/04 – Meeting Cancelled                                                          | <b>NO ACTION<br/>TAKEN</b> |
| 4. LU26.050 | REVIEW; replacement of Main Street Bridge over the Mill River.<br>01/12/04 – Submitted by Rep. Summerville<br>01/27/04 – Meeting Cancelled                                                                                                                                          | <b>NO ACTION<br/>TAKEN</b> |

**OPERATIONS COMMITTEE:**

[\(Attendance\)](#)

[\(Votes\)](#)

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

**Anthony Imbrogno, Co-Chair**

Meeting: Wednesday, January 21, 2004

7:00 p.m. – Democratic Caucus Room

Co-Chair Imbrogno reported that the Operations Committee met on Wednesday, January 21, 2004. Present were Committee Member Reps. Imbrogno, Day, McDermott, White, Fahan, Zelinsky, Adams, Coppola and Hunter. Excused were Reps. Pavia and O'Neill. Also present were Reps. Loglisci, Molgano, Blackwell and Tim Curtin and Glenn MacWilliams of the Operations Department.

- |            |                                                                                    |                        |
|------------|------------------------------------------------------------------------------------|------------------------|
| 1. O26.052 | REVIEW; delayed opening of Kosciusko Park.<br>01/07/04 – Submitted by Reps. Adams, | <b>REPORT<br/>MADE</b> |
|------------|------------------------------------------------------------------------------------|------------------------|

Blackwell, Cannady, Loglisci and Zelinsky  
01/21/04 – Report Made

Co-Chair Imbrogno stated a report has been provided to all representatives. This item will appear on next month's agenda for additional review.

**PUBLIC SAFETY &  
HEALTH COMMITTEE:**

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

**Richard Lyons II, Chair**

**Gail Clear, Vice Chair**

Meeting: Thursday, January 29, 2004

7:30 p.m. – Democratic Caucus Room

Chair Lyons reported that the Public Safety & Health Committee met on Thursday, January 29, 2004. Present were Committee Member Reps. Lyons, Clear, Adams, Coppola, DeLuca, Loglisci, Mirkin and Zelinsky. Reps. Blackwell, DePina and Kernan were absent. Also present was Director of Public Safety & Health Bill Callion, SEMS representatives Patricia Squire, Edward Brown and Richard Ellwood.

1. [PS26.044](#) APPROVAL; of an agreement with Stamford EMS for emergency medical services; term of contract: 7/1/03 to 6/30/07; amount of contract: \$715,000 for FY 2003-04; \$775,000 for FY 04/05; \$830,000 for FY 05-06 and \$900,000 for FY 06-07.  
12/08/03 – Submitted by Mayor Dannel P. Malloy  
01/08/04 – Approved by Board of Finance (as amended regarding gifts & political contributions)  
01/29/04 – Committee voted 8-0-0
- APPROVED  
ON CONSENT  
AGENDA**

Chair Lyons moved the Consent Agenda, consisting of item No. 1; said motion was seconded and approved by unanimous voice vote.

**PARKS AND  
RECREATION COMMITTEE:**

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

**Linda Cannady, Co-Chair**

**Steve McDermott, Co-Chair**

Meeting: Tuesday, January 20, 2004

7:00 p.m. – Republican Caucus Room

Co-Chair McDermott reported that the Parks & Recreation Committee met on Tuesday, January 20, 2004. Present were Committee Member Reps. Cannady, McDermott, Clear, Fedeli, Giordano, Lyons and Morrow. Excused were Reps. Imbrogno, Pavia, McCullen and White. Also present was Laurie Albano from the Office of Operations.

1. [PR26.059](#) RESOLUTION for public hearing; approving recreation service fees for Fiscal Year 2004. **APPROVED ON CONSENT AGENDA**  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/20/04 – Committee approved 7-0-0

Co-Chair McDermott reported that Ms. Albano reviewed fees with the Committee and explained the reasons for fee increases. The major factor for fee increases was due to increased supply and staff costs.

2. PR26.060 PROPOSED ORDINANCE; **for publication**; **HELD IN COMMITTEE**  
rescinding Ordinance No. 991, amending Section 84-7, areas of specific speed restriction to comply with DEP requirements.  
01/08/04 – Submitted by President Martin  
01/20/04 - Held in Committee

Co-Chair McDermott reported that this item was held.

Co-Chair McDermott moved the Consent Agenda, consisting of item No. 1; said motion was seconded and approved by unanimous voice vote.

**EDUCATION COMMITTEE:** **Brian O’Neill, Co-Chair**  
[\(Attendance\)](#) **Thomas Hunter, Co-Chair**  
[\(Report\)](#) Meeting: Wednesday, January 21, 2004  
7:00 p.m. – Republican Caucus Room

Co-Chair Hunter reported that the Education Committee met on Wednesday, January 21, 2004. Present were Committee Member Reps. Hunter, Molgano, O’Neill, Benyus, McCullen, Imbrogno and Day. Excused were Reps. Mitchell and DePina. Also present were Ben Barnes, Director of Administration; Kim Olds, President of the Board of Education; Dudley Williams, member of the Board of Education.

1. E26.011 REVIEW; of status of grants process and administration of grants received and administered by the Board of Education. **REPORT MADE**  
11/12/03 – Submitted by Rep. Hunter  
11/25/03 – Report Made  
12/01/03 – Report Made  
01/05/04 – Report Made  
01/21/04 – Report Made

Co-Chair Hunter stated that the Committee was given a section of the grants section of the financial and operations review dated February, 2003 by Public

Financial Management, which was commissioned by the Board of Finance. In addition, an analysis of the competitive state and federal grants won by each of Connecticut's five major cities was distributed. The data was adjusted for grants that Stamford was ineligible for due to our sound financial condition.

Director Barnes discussed the loss of \$3 million in grant funds, which included approximately \$1 million in improper salary charges to grants. \$1 million has been added to the Board of Education budget in the coming year to make up for this deficiency. Co-Chair Hunter provided the committee members with a grants analysis based on the State Department of Education's website, which indicates that, on a comparative basis, New Haven gets over \$100 million more in grants than Stamford. The four-city average grant total is \$54 million more than what Stamford is receiving. While the numbers may not be precise, they do point out the significant revenue gap between Stamford and other cities in the State.

The Committee agreed not to propose a sense of the committee resolution until the Board of Education can respond to the above matters at the next meeting.

**STATE & COMMERCE COMMITTEE:**

**Jim Shapiro, Chair**  
**John Morrow, Vice Chair**

No meeting.

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

**Elaine Mitchell, Chair**  
**Philip Giordano, Vice Chair**  
~~Meeting: Tuesday, January 27, 2004~~  
~~5:30 p.m. — Legislative Chambers~~  
*Meeting Cancelled*

Chair Mitchell reported that the meeting was cancelled, but they will meet this Wednesday, at 5:30 p.m. for the public hearing.

- |                              |                                                                                                                                    |                        |
|------------------------------|------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| 1. <a href="#">HCD26.019</a> | PUBLIC HEARING; for the Year 30 (2004-2005) Community Development Block Grant                                                      | <b>NO ACTION TAKEN</b> |
| 2. HCD26.20                  | PUBLIC HEARING; for HUD funding for Housing and Community Development for Year 30 (2004-05).<br>01/08/04 – Submitted by Tim Beeble | <b>NO ACTION TAKEN</b> |

3. HCD26.21      APPROVAL; of reassignment of the 2003-04 CDBG allocation in the amount of \$25,000 from the Council of Churches and Synagogues, Inc. (now known as Interfaith Council of Southwestern Connecticut) to The Food Bank of Lower Fairfield County, Inc.  
01/08/04 – Submitted by Tim Beeble
- NO ACTION  
TAKEN**

**TRANSPORTATION COMMITTEE:**      **Robert “Gabe” DeLuca, Chair**  
[\(Attendance\)](#)  
[\(Report\)](#)  
John Fahan, Vice Chair  
Meeting: Thursday, January 29, 2004  
7:00 p.m. – Republican Caucus Room

Chair DeLuca reported that the Transportation Committee met on Thursday, January 29, 2004. Present were Committee Member Reps. DeLuca, Mirkin, Giordano and Zelinsky; Rep. Fahan was excused. Also present were Reps. Greenberg, Adams and Loglisci; Mani Poola of the Department of Operations.

1. T26.046      REVIEW; matter of providing for a left-hand turn on to Guernsey Street.  
01/09/04 – Submitted by Rep. Greenberg  
01/29/04 – Report Made
- REPORT  
MADE**

Chair DeLuca stated that a report has been provided to all representatives, and at this time there is no recommendation to allow a left-hand turn on to Guernsey Street.

### **SPECIAL COMMITTEES**

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

Co-Chair Nakian reported that the Charter Commission held its final public hearing last Monday. They will have their final report to the Board between March 1 and March 10, which is the deadline.

Co-Chair Nakian asked if the Board Office could arrange to have the Charter Commission’s report forwarded to all representatives. Chair Nakian asked that everyone review the report and provide the Committee with any input or comments.

**EDUCATION BUDGET  
COMMITTEE:**

**Randall Skigen, Chair**

~~Meeting: Monday, January 26, 2004~~

~~9:00 p.m. — Democratic Caucus Room~~

*Meeting Cancelled*

- |             |                                                                                                                                                                                                                                                                                                                               |                            |
|-------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|
| 1. SB26.008 | REVIEW; status of Board of Education Budget.<br>09/09/02 – Submitted by Rep. Skigen<br>10/07/02 – Report Made<br>12/02/02 – Report Made<br>01/27/03 – Report Made<br>06/30/03 – Report Made<br>08/04/03 – Report Made<br>08/11/03 – Placed on Pending Agenda<br>10/27/03 – Report Made<br>11/12/03 – Placed on Pending Agenda | <b>NO ACTION<br/>TAKEN</b> |
|-------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|

*Co-Committees: Fiscal and Education*

**RESOLUTIONS**

**MINUTES**

- |    |                                                       |                                                 |
|----|-------------------------------------------------------|-------------------------------------------------|
| 1. | <a href="#">January 5, 2004 Regular Board Meeting</a> | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |
|----|-------------------------------------------------------|-------------------------------------------------|

**COMMUNICATIONS**

1. Clerk of the Board Summerville extended the Board's condolences to Mr. Nowakowski on the loss of his brother.
2. Rep. Zelinsky moved to change the date of the March meeting from March 1 to March 3; said motion was seconded and failed by a machine vote of (10-23-0) (See [RCS Vote Record No. 471](#)).
3. Rep. Skigen noted that a memorial service will be held for William Stover in the lobby on Thursday at 4:30 p.m. Thereafter, a fund-raiser is being held.

**OLD BUSINESS**

## **NEW BUSINESS**

## **ADJOURNMENT**

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 11:25 p.m.