

*The Regular Meeting of the 26<sup>th</sup> Board of Representatives of the City of Stamford will be held Monday, March 1, 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 8:00 p.m. by President David R. Martin.

**INVOCATION:** Led by Rep. Nowakowski.

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

**ROLL CALL:** Led by Clerk of the Board Annie M. Summerville. There were thirty-five members present; one vacancy and four members absent at Roll Call: Reps. DePina, Shapiro, Figueroa and Imbrogno. Reps. DePina, Figueroa and Shapiro arrived after Roll Call.

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

**MOMENTS OF SILENCE:** For the late:

**FILLING OF BOARD OF REPRESENTATIVE VACANCY:** President Martin declared a vacancy in the 7<sup>th</sup> District. Rep. Martin moved the appointment of Gerry Pia to fill Mr. DeLeo's

vacant seat. Said motion was seconded and approved by voice vote with Rep. Skigen abstaining. President Martin administered the oath of office to Mr. Pia.

President Martin announced that for the time being, Mr. Pia would serve on the committees that Mr. DeLeo had served on.

A motion to take the following item out of order was made and seconded; said motion was approved by unanimous voice vote.

1. [Sense-of-the-Board Resolution](#) congratulating Nicole Crowley.  
01/15/04 – Submitted by the 26<sup>th</sup> Board **APPROVED BY UNANIMOUS VOICE VOTE**

Rep. DeLuca introduced Nicole Crowley and read a proclamation from the Mayor naming March 1 Nicole Crowley day. President Martin read the sense-of-the-board resolution and presented same to Ms. Crowley.

At 8:30 p.m., both parties returned to caucus.

The meeting was called back to order at 10:00 p.m.

### **STANDING COMMITTEES**

**STEERING COMMITTEE:** Meeting: Monday, February 9, 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**  
[\(Attendance\)](#) **Annie M. Summerville, Vice Chair**  
[\(Votes\)](#) Meeting: Tuesday, February 10, 2004  
[\(Report\)](#) 7:00 p.m. – Democratic Caucus Room

Chair Esposito reported that the Appointments Committee met on Tuesday, February 10, 2004. Present were Committee Member Reps. Summerville, Blackwell, Clear, Coppola, Mirkin and Nowakowski.

1. [A26.116](#) Zoning Board of Appeals **NO ACTION TAKEN**  
Zachary Weinberger (D) Repl. Ilaw  
25 Chester Street (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  
02/03/04 – Resubmitted by Mayor Dannel P. Malloy  
**02/10/04 – No action reported**

2. [A26.119](#) Health Commission  
Steffi Bloch (D) Reappoint. **NO ACTION  
TAKEN**  
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  
02/03/04 – Resubmitted by Mayor Dannel P. Malloy  
**02/10/04 – No action reported**
3. [A26.121](#) Personnel Commission  
Frank N. Green (D) Reappoint. **APPROVED  
ON CONSENT  
AGENDA**  
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  
**02/10/04 – Committee approved 6-0-0**
4. [A26.122](#) Board of Ethics  
Louis Klein, Jr. (D) Reappoint. **FAILED BY  
UNANIMOUS  
VOICE VOTE  
(without  
prejudice)**  
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  
**02/10/04 – Held in Committee**

Chair Esposito reported that due to time constraints, he recommended that the Board reject Mr. Klein's appointment without prejudice. Chair Esposito moved the appointment of Mr. Klein, said motion was seconded and failed by unanimous voice vote.

5. [A26.123](#) Golf Authority  
Michael L. Briscoe (D) Reappoint. **APPROVED  
ON CONSENT  
AGENDA**  
141 Mulberry Street (Exp. 01/01/04)  
Stamford, CT 06907  
Term Expires: 01/01/07

12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled  
**02/10/04 – Committee approved 6-0-0**

6. [A26.124](#) Golf Commission  
Robert Tyska (D) Reappoint. **APPROVED**  
84 Rachele Avenue (Exp. 12/01/03) **ON CONSENT**  
Stamford, CT 06905 **AGENDA**  
Term Expires: 12/01/06  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled  
**02/10/04 – Committee approved 6-0-0**
7. [A26.125](#) Planning Board  
Rose Marie Grosso (D) Reappoint. **APPROVED**  
20 Bend of River Lane (Exp. 12/01/03) **ON CONSENT**  
Stamford, CT 06902 **AGENDA**  
Term Expires: 12/01/06  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled  
**02/10/04 – Committee approved 6-0-0**
8. [A26.126](#) Water Pollution Control Authority  
Chris Maggio (D) Reappoint. **APPROVED**  
2029 Shippan Avenue (Exp. 01/01/03) **ON CONSENT**  
Stamford, CT 06902 **AGENDA**  
Term Expires: 01/01/06  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/28/04 – Meeting Cancelled  
**02/10/04 – Committee approved 6-0-0**

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 3 and 5 through 8, was approved by unanimous voice vote.

**FISCAL COMMITTEE:** **Randy Skigen, Chair**  
[\(Attendance\)](#) **Linda Cannady, Vice Chair**  
[\(Votes\)](#) Meeting: Monday, February 23, 2004  
[\(Report\)](#) 7:00 p.m. – Democratic Caucus Room

Chair Skigen reported that the Fiscal Committee met on Monday, February 23, 2004. Present were Committee Member Reps. Skigen, Cannady, Mirkin, DeLuca, Loglisci, Lyons, Fedeli, Giordano and Hunter; Reps. DePina and Figueroa were excused. Also present were Rep. Greenberg; Dave Judge and Ed Rondano of the Glenbrook Fire Department; Jane Norgren of Child Care

Learning; Sandy Dennies of the Grants Office; Jeanette Brown of the WPCA; Mary Willis of the Youth Services Bureau; Louis DeCarlo of the Stamford Police Department; Captain Richard Conklin of the SPD; Joseph Tarzia and Tim Abbazia of the Board of Finance; Bill Forker of Assessment and Taxation; Director of Administration Ben Barnes; OPM Director Peter Privitera; and President of the Board David Martin.

1. [F26.325](#) \$150,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Board of Education; Northeast School/Appropriation; to fund part of project from contingency fund.  
02/06/04 – Submitted by Mayor Dannel P. Malloy  
02/09/04 - \$150,000 from contingency to be appropriated to capital approved by Board of Finance  
**02/23/04 – Approved by Committee 9-0-0** **APPROVED ON CONSENT AGENDA**
  
2. F26.332 \$450,000.00 ADDITIONAL APPROPRIATION (Capital Budget); Operations – Engineering; Northeast School Sewage Disposal Project.  
02/06/04 – Submitted by Board of Finance, Board of Representatives and Ben Barnes  
02/09/04 – No action taken by Board of Finance  
**02/23/04 - Held in Committee 9-0-0** **HELD IN COMMITTEE**

*Secondary Committee on Nos. 1 and 2 above: Operations*

*Concur 8-0*

Chair Skigen stated that the Board has already approved \$600,000 in capital funding for this project. The \$150,000 (Item No. 1) is going to fund a portion of the project and will come from the contingency. The \$450,000 does not need to be approved again.

3. [F26.323](#) GRANT RESOLUTION; authorizing the Mayor to enter into agreement with State for funding assistance re: childcare learning centers HVAC  
01/23/04 – Submitted by Mayor Dannel P. Malloy  
**02/23/04 – Committee approved 9-0-0** **APPROVED ON CONSENT AGENDA**
  
4. [F26.326](#) \$50,000.00 ADDITIONAL APPROPRIATION (Grants Budget); Childcare Learning Centers HVAC; to replace six HVAC roof units to maintain temperature in three classrooms during extreme temperatures. **APPROVED ON CONSENT AGENDA**

02/06/04 – Submitted by Mayor Dannel P. Malloy  
02/24/04 – Approved by Planning Board  
**02/23/04 – Committee approved 9-0-0**

*Secondary Committee: Operations*

*Concur 8-0*

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|---|---|---|
| 5. <a href="#">F26.331</a><br>\$5,155.00  | ADDITIONAL APPROPRIATION (Grants Budget); School Readiness Grant; Contracted Services; funds subcontracted to Child Care Center to provide pre-school day care for 4-year olds.<br>02/06/04 – Submitted by Mayor Dannel P. Malloy<br><b>02/23/04 – Committee approved 9-0-0</b>   | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 6. <a href="#">F26.321</a><br>\$4,063.00  | ADDITIONAL APPROPRIATION (Grants Budget); Juvenile Justice Center; Contracted Services; represents increased grant allotment for this fiscal year.<br>01/15/04 – Submitted by Mayor Dannel P. Malloy<br>02/09/04 – Approved by Board of Finance<br><b>02/23/04 – Committee approved 9-0-0</b>   | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 7. <a href="#">F26.322</a><br>\$1,500.00  | ADDITIONAL APPROPRIATION (Grants Budget); Youth Services Bureau; YSB/Direct Service Grant; to appropriate funds donated by Client Business Services, Inc. to purchase food for the SEED Program.<br>01/15/04 – Submitted by Mayor Dannel P. Malloy<br>02/09/04 – Approved by Board of Finance<br><b>02/23/04 – Committee approved 9-0-0</b> | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 8. <a href="#">F26.313</a><br>\$10,000.00 | ADDITIONAL APPROPRIATION (Grants Budget); Drug Diversion Investigation; grant funds from Purdue Pharma to support investigative needs.<br>01/29/04 – Submitted by Mayor Dannel P. Malloy<br>02/09/04 – Approved by Board of Finance<br><b>02/23/04 – Committee approved 9-0-0</b>   | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 9. <a href="#">F26.327</a>                | ADDITIONAL APPROPRIATION (Grants  | <b>HELD IN</b>                            |

\$7,425.00 Budget); Town Clerk; Historic Preservation; Office Supplies; grant funds to pay for shelving for records storage.  
02/06/04 – Submitted by Mayor Dannel P. Malloy  
**02/23/04 – Held in Committee** **COMMITTEE**

10. [F26.328](#) ADDITIONAL APPROPRIATION (Grants Budget); Town Clerk; Historic Preservation; Building Maintenance; grant funds to pay for repairs to first floor vault lock.  
\$1,340.00 02/06/04 – Submitted by Mayor Dannel P. Malloy  
**02/23/04 – Held in Committee** **HELD IN COMMITTEE**

11. [F26.329](#) ADDITIONAL APPROPRIATION (Grants Budget); Town Clerk; Historic Preservation; Contracted Services; grant funds to pay for unbilled invoices from ACS.  
\$9,501.00 02/06/04 – Submitted by Mayor Dannel P. Malloy  
**02/23/04 – Held in Committee** **HELD IN COMMITTEE**

12. [F26.330](#) ADDITIONAL APPROPRIATION (Grants Budget); Town Clerk; Historic Preservation; Software Maintenance; grant funds to pay for user licenses for internet access to land record information.  
\$2,783.00 02/06/04 – Submitted by Mayor Dannel P. Malloy  
**02/23/04 – Held in Committee** **HELD IN COMMITTEE**

Chair Skigen stated that Item Nos. 9-12 were held at the request of the submitter.

13. [F26.314-315](#) ADDITIONAL APPROPRIATION (Operating &/or Capital Budget); Big 5 Volunteer Glenbrook; Building Addition New Hope; for repairs and rehabilitative work to Glenbrook Fire House.  
\$35,000.00 F26.314-\$35,000-Operating Budget  
F26.315-\$35,000-Capital Budget  
12/08/03 – Planning Board approved \$35,000 (Capital Budget)  
01/29/04 – Submitted by Mayor Dannel P. Malloy  
02/09/04 – \$35,000 from Capital and \$35,000 **APPROVED ON CONSENT AGENDA**

from contingency approved by Board of Finance  
**02/23/04 – Committee Approved 9-0-0 (\$35,000 from contingency to capital and then appropriated from capital budget)**

*Secondary Committee: Public Safety & Health*

*Concur 9-0*

Chair Skigen stated that this is for building repairs for the Glenbrook Fire House. He stated that this item has to be broken into two items: F26.314 which is \$35,000 of operating funds; the second is F26.315, which is \$35,000 in capital funds. The Board of Finance is funding a capital project with current revenue in this case, and the Board of Representative needs to approve the \$35,000 coming from the contingency fund to the operating budget and then \$35,000 from the operating budget to the capital budget. The Committee voted 9-0 on each item.

14. [F26.316-319](#)  
~~\$497,000.00~~  
\$250,000.00

ADDITIONAL APPROPRIATION (Operating Budget); Snow Removal; Various accounts; to fund additional snow removal costs.  
F26.316-Overtime-\$194,000  
F26.317-Salt & Sand-\$210,000  
F26.318-Supplies-Land-\$4,000  
F26.319-Contractors-Snow-\$89,000  
01/29/04 – Submitted by Mayor Dannel P. Malloy  
02/09/04 –Board of Finance approved \$250,000  
**02/23/04 – Committee approved \$100,000 for Overtime (9-0-0), \$150,000 to Salt & Sand (9-0-0) and held Supplies and Contractors**

**APPROVED ON  
CONSENT  
AGENDA**

*Secondary Committee: Operations*

*Concur 8-0*

Chair Skigen stated that the administration had requested four separate line items for a total of \$497,000, and the Board of Finance reduced the amount to \$250,000 and bundled it, not assigning it to any specific line item. The Fiscal Committee determined that it would place \$100,000 into the overtime line, \$150,000 into salt and sand and then F26.318 and F26.319 were held. Both appropriations were held 9-0.

15. F26.333

REVIEW; of assessed value of undeveloped commercial property downtown and the impact of the revaluation on those properties.  
02/02/04 – Submitted by Reps. Greenberg, Mirkin, Browne, Imbrogno & Pavia

**REPORT  
MADE**



**02/23/04 – Report Made**

Chair Skigen reported that Mr. Forker and Mr. Barnes discussed the assessments of commercial property in general and developed commercial property. It is their opinion that the assessments are valid, that they are good numbers, and as to undeveloped property they do take into account the zoning and any zoning variances the properties may have, even they have not been developed in that manner in determining the assessment for that property.

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| 16. F26.312  | REVIEW; revaluation and consideration of phase-in.<br>01/12/04 – Submitted by President Martin<br>01/26/04 – Report Made<br><b>02/23/04 – Report Made</b>  | <b>REPORT<br/>MADE</b>                         |
| 17. <a href="#">F26.324</a><br><a href="#">Back-up</a> | PROPOSED ORDINANCE; <b>for publication</b> ;<br>phase-in of re-assessment over three years.<br>02/02/04 – Submitted by President Martin,<br>Republican Caucus and Fiscal Committee<br>01/26/04 – Report Made<br>02/02/04 – Report Made<br><b>02/23/04 – Committee approved 9-0-0</b><br><b>02/23/04 – Amendment to hold failed 3-6-0</b> | <b>APPROVED<br/>BY MACHINE<br/>VOTE 39-0-0</b> |

Chair Skigen stated that he would discuss Item No. 312 and 324 together. Regarding Item No. 17, the initial proposal that was sent down was 50% of the revaluation would be assessed in the first year with 25% in year 2 and 25% in year 3. The committee amended that and proposed that 34% be assessed in Year 1, 33% in Year 2, and 33% in Year 3. Chair Skigen moved Item No. F26.324; said motion was seconded.

Rep. Lyons moved to hold the item; said motion was seconded. Rep. Lyons stated that his purpose is to delay the enactment of the revaluation. Even though Stamford is known as a fiscally-sound and well-run City, he feels that despite the fact there is some potential of financial ramifications from the State Office of Policy and Management, the Board owes it to the citizens to delay the enactment of this revaluation and conduct another one in one or two years when the commercial cycle has caught up to the residential cycle.

Rep. Zelinsky stated that he shares Rep. Lyons views, but he was told by City officials that inasmuch as the State of Connecticut mandates a four-year time frame, it would be illegal for Stamford to delay the implementation of this revaluation. Even though he would prefer to give a break to Stamford taxpayers, unfortunately it is not legal to do it at this time.

Rep. DeLuca stated he is against delaying it. Norwalk delayed their revaluation, and the result ended up being a 31% increase. Rep. DeLuca stated everyone

remembers what happened to Mayor Esposito when he delayed it. Rep. DeLuca stated that the 34-33-33 recommendation is a sound one.

Rep. Loglisci stated that this item should be held for a month so the Board can find out if it is acting out of fear or whether there are some ways to put the homeowners and condo owners in a better position. Rep. Loglisci stated that when the State decided to go to 4-year revaluations, the idea was not to create a large shock over ten year periods, but it appears that what is really happening is that four-year cycle revaluations is putting the burden on the home and condo owner at a faster pace. The Board should spend a month reviewing its options.

Rep. Mirkin stated that the Board should vote for the phase-in as it came out of the Fiscal Committee. If the issue is the schedule as mandated by the State, then the Board needs to work with its state delegation. He appreciates the efforts of those representatives who want to delay the revaluation, but he is unsure that in the future the City won't be saddled with a more burdensome tax increase.

Rep. Lyons stated that once in a while in the course of legislators' duties, it becomes time to throw some tea in the harbor, and in his mind, there is no better time than now to throw this revaluation in the harbor. Rep. Lyons urges his colleagues to hold the item.

President Martin stated that a decision by the Board to postpone the phase-in, if it is within the Board's legal authority, doesn't necessarily mean that the Board has to hold the ordinance before it. The Board can still vote on this item for publication, and those that believe that the Board should take some other action can put that on the Steering Agenda for further discussion.

Rep. Skigen stated that holding this would lead to concerns on the administration's part that there may be an effect on our bond rating by delaying the revaluation, there may be an impact in our ability to engage in corporate relocation and corporate management in terms of corporations feeling that Stamford is a city that they cannot count on for certainty when these items come before us. Rep. Skigen urged his fellow representatives to approve the item.

Rep. DeLuca moved the question; said motion failed by a vote of 16-23 (See [RCS Vote Record No. 474](#) – Note Reps. Pia, DePina and Figueroa voted no; Rep. Shapiro voted yes).

Rep. Day stated that it is his understanding that Rep. Lyons is purporting to hold the phase-in of the revaluation and the effect of that is that the entire revaluation could go into effect immediately.

President Martin stated that if we do not pass a phase-in ordinance and there is no other action that otherwise postpones the revaluation, the revaluation would go into effect immediately.

Rep. Day stated that it seems to him that this effort to hold the phase-in is likely to accomplish the exact opposite result of what Mr. Lyons is attempting to achieve.

Rep. Mirkin stated that he agrees with Rep. Day, and he is uncertain that that is the intent of those making the motion.

Rep. Lyons stated that we could easily submit a proposed ordinance that would devalue or eliminate the proposed revaluation from enactment for next month's steering agenda, which is his intention.

Rep. DeLuca stated that all we are doing is playing games, and trying to give the community misinformation that something is going to happen. Holding this gains us nothing. The ordinance as it stands will be beneficial to the community.

Rep. Nakian stated that holding this could lead to the end result of just having a straight revaluation.

The motion to hold failed by a machine vote of 7-32-0 (See [RCS Vote Record No. 475](#)).

The main motion was approved by a machine vote of 39-0 (See [RCS Vote Record No. 476](#)).

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| 18. <a href="#">F26.320</a><br>\$65,000.00 | ADDITIONAL APPROPRIATION (Operating Budget); Board of Finance; to fund audit of Special Education Costs.<br>01/23/04 – Submitted by Board of Finance<br><b>02/24/04 – Committee approved 8-1-0</b> | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |
|--|--|---|

Chair Skigen moved Item No. 18; said motion was seconded and approved by unanimous voice vote.

Rep. DeLuca asked Chair Skigen if the Fiscal Committee ever received the memo from Tim Abbazia regarding the Board of Representatives having input when it came to setting the mill rates.

Chair Skigen stated he received a memo this evening that says: "As discussed during the Charter Revision Commission meeting, the responsibility to set a mill rate each year will reside solely with the Board of Finance. As always, the Board of Finance will consider any suggestions by the Fiscal Committee of the Board of Representatives regarding the mill rate and will invite the Committee Members to

its meeting when the mill rate is scheduled to be addressed, some time prior to May 25.”

Rep. DeLuca moved to hold or defeat this item. He added that he is annoyed with the Chairman of the Board of Finance’s lack of respect with the Board of Representatives. Mr. DeLuca stated that an agreement was made back in September, and it took Mr. Abbazia this long to send a letter, only because of pressure put on him.

Rep. DeLuca added that the Board of Representatives works very hard and its members are dedicated, and to have someone show disrespect to it is an insult. Because we have a memo from him that says we can participate in discussions, but not have a vote on it, he will vote against the item.

Rep. DeLuca asked that President Martin and Mr. Skigen assign members of the Fiscal Committee to sit in on the Board of Finance meetings to set the mill rate.

A motion to approve the Consent Agenda, consisting of Item Nos. 1, 3-8, 13 and 14, was made, seconded and approved by unanimous voice vote.

Chair Skigen stated that the Fiscal Committee will begin the budget hearings. Next Monday, March 8, the Mayor will be presenting his budget to the Fiscal Committee (prior to Steering). The following Monday night, March 15, 2004 will be the joint public hearing on the budget at Westhill High School.

**LEGISLATIVE & RULES COMMITTEE: Maria Nakian, Chair**

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

**Jim Shapiro, Vice Chair**

Meeting: Tuesday, February 17, 2004

7:00 p.m. – Democratic Caucus Room

Chair Nakian stated that the Legislative & Rules Committee met on Tuesday, February 17, 2004. Present were Committee Member Reps. Nakian, Esposito, Nowakowski, Spadow, Zelinsky, Benyus, Browne and Greenberg present; Reps. Mitchell and Shapiro were excused. Also present were Reps. Adams, Boccuzzi, Day, DeLuca, Fedeli, Loglisci, Lyons, Molgano, O’Neill and White; Board of Finance Members Rubino and Tarzia; Thomas Cassone; William Forker; Tim Curtin; Lou Casolo and Antonio Iadarola and several members of the Engineering Department; Bob McGrath, Fire Chief; Ben Culloden from the Police Department; Rachel Goldberg of the URC; Bill Hennessey and Pam Koprowski of Stamford Health System; Bob Owens; several people from Friends of Mill River and representatives of the Shippan Point Association and the West Side Action Group.

1. [LR26.055](#) PROPOSED ORDINANCE; for public hearing & **APPROVED**  
final adoption; 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 – Approved for publication  
**02/17/04 – Committee approved 6-0-0**

**ON CONSENT  
AGENDA**

2. [LR26.032](#) PROPOSED ORDINANCE; **for republication**;  
amending Section 220.13 of the Code of  
Ordinances increasing the exemption and income  
allowance for veterans.  
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 – **Public Hearing Held & Held in**  
Committee 5-1-0  
02/02/04 – Held in Committee  
**02/17/04 – Held in Committee**

**HELD IN  
COMMITTEE**

Chair Nakian stated that several suggestions were made at the Committee meeting; unfortunately all suggestions had the potential to cause other changes to be made. The Committee held this item with the understanding that Mr. Forker would provide it with more backup material next month as to what the proposed changes would cost the City. The item was held.

3. [LR26.053](#) PROPOSED ORDINANCE; **for publication**;  
amending Chapter 220, Article IV by increasing the  
home value for participants in the senior tax relief  
program from \$500,000 to \$600,000; ~~and adding  
ee-ops as provided for in State law.~~  
02/02/04 – Submitted by full Board  
02/09/04 – \$600,000 limited recommended by  
Board of Finance  
**02/17/04 – Committee approved 8-0-0**

**APPROVED  
ON CONSENT  
AGENDA**

4. [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  
02/02/04 – Returned to Committee

**RETURNED TO  
COMMITTEE  
BY MACHINE  
VOTE (31-6-0)**

**02/17/04 – Committee approved 8-0-0**

Chair Nakian moved this item; said motion was seconded.

Chair Nakian stated that this ordinance is an attempt to prohibit donations in excess of \$100, the soliciting of donations and gifts of money, property or services to any elected, appointed city official, Board of Education official or employee by a contractor who either has a contract with the City or is in the process of bidding or proposing for a contract. It is a refinement of the ordinance that was first proposed by Mr. Rubino. This ordinance contains a clause, which he proposes will go into every city contract noting these prohibitions. This has already been added to four contracts, and the Board of Finance has stated that it will not approve any contracts unless this clause is included. The proposed ordinance will become part of the chapter on contractors; it is not a violation of the Code of Ethics, which deals with city officials accepting gifts – it is from the other side on the part of contractors.

Rep. Skigen moved to send the item back to committee; said motion was seconded. Rep. Skigen stated that this is entitled “An ordinance concerning gifts from contractors to city and board of education officials and employees.” Ninety percent of this ordinance impacts political donations, it does not deal with gifts. We have strong state laws in the State of Connecticut regarding donations and regarding disclosure of donations. Rep. Skigen thinks this ordinance goes too far in trying to prohibit donations to political candidates, and in terms of the small section that deals with gifts, it would prohibit gifts between spouses, if one was an employee of the City and the other was a contractor with the City. Rep. Skigen stated that this ordinance needs quite a bit of work and needs to go back to Committee.

Rep. Lyons stated that clearly Mr. Rubino has some good intentions with the draft language, but he agrees with Rep. Skigen that there are many flaws. Rep. Lyons stated that there are inherent dangers in the ordinance in its current form that would encourage people to sidetrack and to deceive into illegal campaign contributions in order to get around this ordinance. It makes no sense to make it a punitive measure upon a person who wins a city contract, and then to limit their amount of campaign donations. It also makes no sense to limit campaign donations to spouses. Suppose one spouse is a democrat and the other is a Republican. Rep. Lyons stated that it makes no sense to preclude what workers of a company may make in terms of political donations. Rep. Lyons stated the ordinance does not solve the problems Mr. Rubino proposes to solve.

Rep. Lyons stated that Stamford is lucky to have a lot of local companies that bid on local contracts. This ordinance drives local companies out of this market, because you will have this onerous contract that some companies may not want to sign. Rep. Lyons urges that this item should be sent back to committee.

A motion to return Item No. LR26.048 to committee was made and seconded; said motion was approved by a machine vote of 31-6-0 (See [RCS Vote Record No. 477](#)).

5. [LR26.051](#) PROPOSED ORDINANCE; **for publication;** **HELD IN COMMITTEE**  
providing for a tax abatement for property located at 112 Prospect Street, 2<sup>nd</sup> Floor, Unit A, owned by the American National Red Cross.  
01/14/04 – Submitted by Madeline Piccolo  
**02/17/04 – No action taken**

Chair Nakian stated that the Committee took no action on this because it was unsure whether or not the first half of the 2002 taxes, which were requested to be abated, were paid and who paid them. Chair Nakian found out the answer and it raises some legal questions; she has asked for an opinion from the Law Department. The item is held.

6. [LR26.049 Resolution](#) APPROVAL of public hearing and RESOLUTION regarding the Stamford Urban Transitway Project and acquisition by negotiation or eminent domain of rights of way. **PUBLIC HEARING APPROVED BY MACHINE VOTE (28-6-1)**  
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  
02/02/04 – Held in Committee  
**02/17/04 – Committee voted to hold public hearing 6-0-1**

Secondary Committee: Land Use

Chair Nakian explained that the only aspect of this that the Committee voted on is the approval of a public hearing. The Charter provides that no condemnation can take place unless there is a public hearing, and the Law Department has rules that there must be a public hearing held by the Board of Finance and the Board of Representatives, the two Boards that approve condemnation of property, along with the Engineering Department.

The Committee voted in favor of holding the public hearing. The Engineering Department is setting the date, and it will be held on Tuesday, March 16, 2004 at 7:00 p.m. The location has not yet been announced.

Chair Nakian stated that the resolution does not approve the project but calls for the Mayor to cause a report to be prepared, and this is the report that sets the values of the property and the amounts of damages or benefits to be assessed against property owners. It is a rather complicated procedure which is set out in

the charter and the Code and must be followed before there is any condemnation of property.

Chair Nakian stated the Board is voting on a public hearing this evening. Chair Nakian moved the Committee's recommendation to hold a public hearing; said motion was seconded.

Rep. White stated he is voting against the item because he believes the project has gotten out of hand. The motion was approved by a machine vote of 28-6-1 (See [RCS Vote Record No. 478](#)).

- |  |   |   |
|--|---|---|
| 7. LR26.056<br><a href="#">Lease 1</a><br><a href="#">Lease 2</a><br><a href="#">Resolutions</a> | RESOLUTION <b>and public hearing</b> ; of lease agreements between the City of Stamford and SEMS for properties known as 684 Long Ridge Road and 80 Fairfield Avenue.<br>01/15/04 – Submitted by Mayor Dannel P. Malloy<br>02/09/04 – Approved by Board of Finance<br>02/24/04 – Approved by Planning Board<br><b>02/17/04 – Committee approved both leases 6-0-0</b> | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
|--|---|---|

Chair Nakian stated that the Long Ridge Site has been leased to SEMS since its inception, and this is a continuation of a long-standing lease. The Fairfield Avenue site is the fire station and the lease is for one parking space and two garage bays.

- |             |   |                              |
|-------------|---|------------------------------|
| 8. LR26.047 | REVIEW; of Chapter 68, Aircraft, Article I, Helicopters, Sections 68-2, Use of Public Property Prohibited, 68-3 Exceptions, 68-6 Restricted Activity and 68-7 Violations and Penalties.<br>01/07/04 – Submitted by Reps. Blackwell, Boccuzzi, Nakian, Nowakowski, Loglisci, President Martin, Zelinsky and Director Bill Callion<br>01/12/04 – Held in Committee<br><b>02/17/04 – No action taken</b> | <b>HELD IN<br/>COMMITTEE</b> |
|-------------|---|------------------------------|

*Secondary Committee: Public Safety & Health*

Chair Nakian stated that the Law Department is in the process of reviewing the present ordinance. There is also a committee that has been formed with Director Callion, Tom Cassone, William Hennessey of Stamford Health System, Rep. White and herself. They are going to come up with an ordinance which will allow the City to have one or possibly two helicopter sites, as had been requested by Homeland Security. The City has so far been spared the necessity to have to deal with any public emergencies, but it is certainly better to be prepared, and Mr. Callion is trying to move ahead as fast as possible in trying to provide sites.



At the same time, Stamford Health System would like to provide a helicopter site for its trauma center. They are considering combining the two. The changes to the ordinance will only be for emergency use. It will not allow any private heliports or airports, but just the limited use of emergency or medical emergency.

Chair Nakian stated that the actual proposal that Mr. Callion is making is in the Public Safety & Health Committee. Legislative & Rules is only dealing with the changes to the ordinance.

Rep. Zelinsky stated he will be attending the meeting as one of the co-sponsors.

9. [LR26.052](#) APPROVAL **and public hearing**; of a purchase **APPROVED**  
[Add'l backup](#) and sales agreement between the City of Stamford **BY MACHINE**  
[Maps](#) and AEL Realty Holdings for properties located at **VOTE 27-9-0**  
[Resolution](#) 3, 7, 11, 15, 17, 21, 25 and 27 West Park Place.  
01/27/04 – Submitted by Mayor Dannel P. Malloy  
02/03/04 – Approved by Planning Board  
02/09/04 – Rejected by Board of Finance  
02/14/04 – Approved by Board of Finance  
**02/17/04 – Committee approved 6-0-2**

Chair Nakian moved Item No. LR26.052; said motion was seconded. Chair Nakian stated that this is additional parcels of land which will become part of the Mill River Corridor parkland. It is about 1.1 acres, and it has received zoning approval to construct a 118 unit apartment building on the site. The building was never constructed, but the zoning permit is there. The City would be wise, in her opinion, to purchase this property before it is developed. Once it is developed, this potential parkland will be denied forever. The Board of Finance first rejected the purchase and then met again and approved it. The Committee approved it 6-0-2.

Rep. Loglisci stated that this property is next to the large parcel that Archstone owns, where a building will be built. The City bought this small parcel instead. It will probably be used by the apartment dwellers for dog-walking, and as such, he will not vote for this item.

The item was approved by a machine vote of 27-9-0 (See [RCS Vote Record No. 479](#)).

Chair Nakian moved the Consent Agenda, consisting of Item Nos. 1, 3 and 7. Said motion was seconded and approved by unanimous voice vote.

**PERSONNEL COMMITTEE: Sanchia Spandow, Co-Chair**

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

**Mary Lisa Fedeli, Co-Chair**

Meeting: Wednesday, February 25, 2004  
7:00 p.m. – Democratic Caucus Room

President Martin turned the Chair over to Clerk of the Board Summerville.

Chair Spadow reported that the Personnel Committee met on Wednesday, February 25, 2004. Present were Committee Member Reps. Spadow, Boccuzzi, Browne, Cannady, Fedeli, Figueroa, Loglisci, Pavia and Skigen. Excused was Rep. McCullen. Also in attendance was Rep. Coppola, Fire Chief McGrath, Assistant Fire Chief Brown, Director of Public Safety, Health & Welfare Callion and Fred Manfredonia from Human Resources.

1. [P26.051](#) PROPOSED ORDINANCE; **for public hearing and final adoption**; establishing a sick bank provision for non-union and appointed officials.  
12/02/03 – Submitted by Reps. Fedeli, President Martin, Skigen and Spadow  
12/16/03 – Committee approved 8-0-0  
01/05/04 – Approved for publication  
01/28/04 – Meeting Cancelled  
02/02/04 - No action taken  
**02/25/04 – Committee approved 9-0-0** **APPROVED ON CONSENT AGENDA**
  
2. [P26.054](#) APPROVAL; of an employment contract between the City of Stamford and John F. McCabe, Assistant Fire Chief.  
01/16/04 – Submitted by Human Resources Dept.  
**02/25/04 – Committee approved 6-0-3** **APPROVED BY MACHINE VOTE 22-14-1**

Co-Chair Spadow stated that this contract is for the Assistant Fire Chief of Operations. Mr. McCabe has been with the Fire Department for 34 years. At the present time Chief McGrath and Assistant Chief Brown have been doing the work of this position. Right now, they have a firefighter and fire marshal position which are not going to be replaced this year and those funds will be used to pay for this position this year. Next year, the salary is added to the budget.

Rep. Greenberg stated that he took this item off of the agenda for discussion; Rep. Greenberg yielded the floor to Mr. Coppola.

Rep. Coppola stated that while he realizes the purpose of the vote tonight is to approve a contract, the issue, in his opinion, is much greater and much more far-reaching than just simply approving a contract. The Board is actually permitting the expansion of the command staff of the Stamford Fire & Rescue Department, at a cost of \$94,061 to the taxpayers. This position was cut from the 02-03 budget, and not included in the 03-04 budget. In that time, to his knowledge, the public safety in the Stamford fire rescue district has not suffered at all. At a time

when the taxpayers are suffering from a huge tax increase and bracing for possibly yet another, this contract expense is being submitted. Rep. Coppola stated, at the very least, this request is insensitive.

Rep. Coppola stated that his investigation into this matter found that in the past three years, no substantial increase in alarms, no unusually heavy concentration of serious fires or other emergencies, no increase in personnel, no increase in fire apparatus. With the exception of the replacement of Station No. 2 in the South End, there has been no expansion of fire stations. In fact, the only expansion at Stamford Fire & Rescue is the addition of another assistant chief, at a cost to the taxpayers of \$94,061.

Rep. Coppola stated that the presentation before the Personnel Committee meeting did not convince him that this expansion was necessary. The Stamford Fire & Rescue Department has a chief, an assistant chief, five eminently-qualified deputy chiefs, which are customarily in command at all fire and emergencies, 26 captains and 24 lieutenants. Rep. Coppola stated he doesn't see how the addition of a second assistant chief will make their response any better than it already is.

Rep. Coppola asked his colleagues to consider that, not based on any kind of personality, but based on the fact that this is not the time to expand any department and spend that kind of money, if it doesn't absolutely, necessarily have to be spent. Rep. Coppola stated that in his heart, he believes it does not have to be spent.

Rep. Shapiro stated that he respects Rep. Coppola's opinion on this and he is aware that he has tremendous familiarity with these issues, but he disagrees with his premise that now is the time to not pay as close attention to public safety and security as we can. Rep. Shapiro feels that now is exactly the time to increase our efforts in this area. If history has told us nothing, it is that you don't slack off when danger is nigh, that is when you re-double your efforts. Rep. Shapiro stated he also finds it difficult not to look at this as somewhat a personal issue. John McCabe has spent his life running into buildings that other people have been running out of, and he is being promoted because of his long service and his expertise, and Rep. Shapiro stated he would hate now to see a worthy person's contract rejected because of budgetary politics and other issues. Mr. Shapiro stated he is going to support this strongly.

Rep. Pavia stated that as he understands this position, it is in an acting capacity at the present time, and during the Committee review, he voted in favor of it. He now questions the timing, as we are on the verge of the next budget cycle, and it is too close to that budget cycle to really make a prudent decision on this position. Rep. Pavia stated it will not be fair to all parties concerned to vote on it now, when the next budget cycle is imminently upon us. This determination can be made during that budget deliberation or immediately thereafter.

Rep. Lyons stated that several years ago during a fiscal review of the Fire Department budget, Chief McGrath and Chief Brown stated that due to the fact that another assistant chief was retiring, or leaving, they were willing to tighten their belt and leave that position vacant for that budget cycle. Now, whether that vacancy translated into the position that is being filled or not is not what the Board is debating. What the Board is debating is approving or turning down a contract promoting a gentleman to the position of Assistant Chief. The Department used to have two assistant chiefs and one chief; it went vacant after the retirement of the other assistant chief, and the Department was nice enough to tighten its belt at that time. Rep. Lyons stated he sees no reason why the Fiscal Committee, which is very capable of reviewing budgets, cannot find line item reductions to either compensate or reduce the same amount, if its feels, after reviewing their budget, that this budget is putting an onerous burden on the taxpayers. But, that is not what the Board is here deliberating tonight nor was that what the Personnel Committee was charged to deliberate. If that is the case, come to the budget hearings and talk about the Fire Department budget. That is where the Fiscal Committee will enact its recommendations.

Rep. Lyons stated that is simply about the approval of a contract to beef up the administrative and assistant chief levels of the Stamford Fire & Rescue Department.

Rep. Skigen stated that in response to Rep. Pavia's concerns, there are two provisions in the contract, one of which allows the City to terminate with or without cause upon 30 days' written notice to the employee. The second provides that this position will be filled subject to the availability of funds appropriated in the City budget. If it is the determination of this Board at a future date that this position is not necessary, the Board can cut the funds out of the budget and the position goes away.

Co-Chair Spandow moved Item no. P26.054; said motion was seconded and approved by a machine vote of 22-14-1 (See [RCS Vote Record No. 480](#)).

Co-Chair Spandow moved the Consent Agenda; said motion was seconded and approved by unanimous voice vote.

President Martin returned to chair the meeting.

## **LAND USE AND URBAN REDEVELOPMENT**

### **COMMITTEE:**

[\(Attendance\)](#)

[\(Votes\)](#)

**Patrick White, Co-Chair**

**Harry Day, Co-Chair**

Meeting: Tuesday, February 17, 2004

(Report)

8:00 p.m. – Conference Room #1

Co-Chair Day reported that the Land Use-Urban Redevelopment Committee met at 8:00 p.m. on Tuesday, February 17, 2004. Present were Committee Member Reps. Day, White, Benyus, Boccuzzi, Greenberg, Loglisci, Nakian and Spandow. Reps. Mitchell, Shapiro and Summerville were excused. Also attending were Reps. Adams, DeLuca, Esposito and Molgano; Corporation Counsel Thomas Cassone; Director of Operations Tim Curtin; Antonio Iadarola, Lou Casolo and Paul Giannatti from Engineering; Milton Puryear from the Mill River Collaborative and Louis Porter from the Advocate.

1. LU26.047      REVIEW; of the feasibility of instituting an architectural review board or commission as part of the land use permitting process.      **REPORT MADE**  
11/14/03 – Submitted by Reps. Browne & O'Neill  
12/22/03 – Held in Committee  
01/05/04 – Held in Committee  
01/27/04 – Meeting Cancelled  
**02/17/04 – No action reported**

Co-Chair Day stated that the Committee was presented with a voluminous amount of research, and decided to hold the item pending review of this material.

2. LU26.049      PROPOSED ORDINANCE; **for publication;**      **REPORT MADE**  
amending Chapter 146 of the Code of Ordinances to provide a fine for property owners with illegal units within their dwellings.  
01/06/04 – Submitted by Rep. DeLuca  
01/27/04 – Meeting Cancelled  
**02/17/04 – No action reported**

Co-Chair Day stated that a number of questions were raised, and a full report has been provided to all representatives. The matter will be continued nextmonth.

3. LU26.050      REVIEW; replacement of Main Street Bridge over the Mill River.      **REPORT MADE**  
01/12/04 – Submitted by Rep. Summerville  
01/27/04 – Meeting Cancelled  
**02/17/04 – No action reported**

Co-Chair Day stated that Messrs. Giannatti, Iadarola and Casolo reviewed the deterioration of this bridge, which has been closed since 2002. They noted that the cost of replacing the bridge for vehicular use would be at least \$2.5 million compared to a pedestrian bridge of about \$900,000. The Committee was provided conceptual renderings at the meeting. Co-Chair Day stated that while

the aesthetics of the pedestrian bridge were generally well-received, most of the committee members expressed a strong preference for building a new vehicular bridge at that location. There was no endorsement by any member of the Committee for the concept of a pedestrian bridge. Among the reasons were the importance of restoring connectivity to the West Side at that location, traffic congestion, and access to the hospital for senior residents at that facility. Co-Chair Day stated that it was an extremely important meeting that the Committee had an important impact on a project that the City was rushing ahead of.

Rep. Summerville asked whether there was any communication from the Committee to the City to advise them of the consensus of the Committee's preference for a vehicular bridge.

Co-Chair Day stated that the item was a review item, so no vote was taken. The purpose of the item was to familiarize the members with the concept of a pedestrian bridge. Co-Chair Day stated that it was useful to the Committee, and he believes there was a clear signal given, though no formal resolution or action was taken at the Committee. The Committee did clearly express its sentiment that there would be very little support for a pedestrian bridge.

**OPERATIONS COMMITTEE:**

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

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

**Anthony Imbrogno, Co-Chair**

Meeting: Wednesday, February 18, 2004

7:00 p.m. – Democratic Caucus Room

Co-Chair Zelinsky reported that the Operations Committee met on February 18, 2004 at 7:00 p.m. Present were Committee Member Reps. Zelinsky, Imbrogno, Adams, Coppola, Fahan, McDermott, Mirkin, O'Neill and Pavia. Excused were Reps. Day, Hunter and White. Also present was Mike Zarba from the Operations Department.

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|------------|--|------------------------|
| 1. O26.052 | REVIEW; delayed opening of Kosciusko Park.<br>01/07/04 – Submitted by Reps. Adams,<br>Blackwell, Cannady, Loglisci and Zelinsky<br>01/21/04 – Report Made<br><b>02/18/04 – Report Made</b> | <b>REPORT<br/>MADE</b> |
|------------|--|------------------------|

Co-Chair Zelinsky stated that no one from the City attended, however, a letter was received by Glenn MacWilliams stating that there would be a future meeting with state officials, the City of Stamford and the Health Director. No action was taken, but it will remain on the agenda.

- |            |  |                        |
|------------|--|------------------------|
| 2. O26.053 | REVIEW; inventory and status of maintenance<br>equipment used for leaf pickup and snow | <b>REPORT<br/>MADE</b> |
|------------|--|------------------------|

removal.  
02/02/04 – Submitted by Reps. Greenberg,  
Mirkin, Imbrogno and Pavia  
**02/18/04 – Report Made**

Co-Chair Zelinsky reported that Mike Zarba answered questions from the representatives. Mr. Zarba also sent an inventory of all equipment to the Board Office. Mr. Zelinsky stated that he has available contact information for the Highway Department's three city facility yards, the contact persons and phone numbers along with a list of snow routes. Mr. Zarba also sent a large map that shows the snow routes by zone, and which facility in the City covers each zone.

**PUBLIC SAFETY &  
HEALTH COMMITTEE:**

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

**Richard Lyons II, Chair**  
**Gail Clear, Vice Chair**

Meeting: Thursday, February 26, 2004  
7:15 p.m. – Democratic Caucus Room

Vice Chair Clear reported that the Public Safety & Health Committee met on Thursday, February 26, 2004. Present were Committee Member Reps. Clear, Lyons, Adams, Coppola, DePina, DeLuca, Kernan, Mirkin and Zelinsky. Rep. Nakian was also present; William Callion; Louis DeCarlo; Police Captain Tom Lombardo; Mike Kraynak of the Health Department; Atty. Bill Hennessey and Lisa Reynolds.

1. PS26.48 PROPOSAL; to establish a city-controlled emergency helicopter landing zone.  
02/03/04 – Submitted by Director Bill Callion and President Martin  
**02/26/04 – Report Made**

**REPORT  
MADE**

*Secondary Committee: Legislative & Rules*

Vice Chair Clear stated a report has been provided to everyone on Item No. PS26.048. Rep. Zelinsky felt that there should be two landing sites – one at the Hospital and a second site for other emergencies.

2. PS26.045 REVIEW; of false alarms ordinance and registration program.  
01/23/04 - Submitted by Chair Lyons, President Martin and Rep. Mirkin  
**02/26/04 – Report Made**

**REPORT  
MADE**

Vice Chair Clear stated a report was provided to everyone on Item No. PS26.045.

3. [PS26.046](#) APPROVAL; of an agreement with Haven Health Care Management, LLC for the management of Smith House; term of contract: 1/1/4 – 6/30/4.  
01/15/04 – Submitted by Mayor Dannel P. Malloy  
02/09/04 – Approved by Board of Finance  
**02/26/04 – Committee approved 9-0-0** **APPROVED ON CONSENT AGENDA**
  
4. PS26.047 REVIEW; of Massage Parlor Ordinance; status report from Public Safety & Health departments with regard to Ordinance enactment and enforcement.  
02/03/04 – Submitted by Rep. Lyons  
**02/26/04 – Report Made** **REPORT MADE**

Vice Chair Clear stated a report was provided to everyone on Item No. PS26.047.

Vice Chair Clear moved the Consent Agenda, consisting of Item No. 3. Said motion was seconded and approved by unanimous voice vote.

#### **PARKS AND**

#### **RECREATION COMMITTEE:**

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

[\(Attendance\)](#)

[\(Votes\)](#)

**Linda Cannady, Co-Chair**

**Steve McDermott, Co-Chair**

Meeting: Tuesday, February 17, 2004

7:00 p.m. – Republican Caucus Room

- and -

Meeting: Thursday, February 26, 2004

7:00 p.m. – Conference Room #1

Co-Chair McDermott reported that the Parks & Recreation Committee met on Tuesday, February 17, 2004. Present were Committee Member Reps. McDermott, Cannady, Fedeli, Giordano, Lyons, Morrow and White; excused were Reps. Pavia, Clear and Imbrogno.

1. [PR26.059](#) RESOLUTION and public hearing; approving recreation service fees for Fiscal Year 2004.  
12/17/03 – Submitted by Mayor Dannel P. Malloy  
01/20/04 – Committee approved 7-0-0  
02/02/04 – Approved for publication  
**02/17/04 – Committee approved 6-0-0** **APPROVED ON CONSENT AGENDA**



Co-Chair McDermott stated that no members of the public appeared.

2. PR26.060      PROPOSED ORDINANCE; **for publication**;      **APPROVED  
ON CONSENT  
AGENDA**  
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  
02/02/04 – Held in Committee  
**02/17/04 – Committee Approved 6-0-0**

Co-Chair McDermott moved the Consent Agenda, consisting of Item Nos. 1 and 2; said motion was seconded and approved by unanimous voice vote.

Suspension of the Rules:

Co-Chair McDermott reported the Committee suspended the rules by a vote of 6-0-0 to take up the following item.

Co-Chair McDermott moved to suspend the Board's rules to take up Item No. PR26.061; said motion was seconded and approved by unanimous voice vote.

3. PR26.061      APPROVAL; of agreement with Fore Seasons      **APPROVED BY  
UNANIMOUS  
VOICE VOTE**  
Restaurants, LLC for the operation of the  
restaurant facility at E. Gaynor Brennan Golf  
Course.  
02/25/04 – Submitted by Mayor Dannel P. Malloy  
03/01/04 – Approved by Board of Finance  
**02/26/04 – Committee Approved 6-0-0**

Co-Chair McDermott reported that a special meeting was called on February 26, 2004 to take this item up. Present were Co-Chair McDermott, Clear, Fedeli, Giordano, Lyons and White; excused were Reps. Cannady, McCullen and Pavia. Also present was Rep. DeLuca; representatives from the E. Gaynor Brennan Golf Course, the City's Operations Department and the Law Department and members of the Golf Commission and the owners of Fore Seasons Restaurant, LLC.

Co-Chair McDermott stated the Committee voted 6-0-0 after discussing this contract. Co-Chair McDermott moved the item; said motion was seconded and approved by unanimous voice vote.

President Martin stated that there has been some disappointment of the tardiness of some parks & recreation items. The Committees, in his opinion, have a responsibility to the full Board to offer their advice about items that are coming before the Board. If the Committee chairs and vice chairs feel it is

important to hold an emergency meeting, even if it is not on the agenda, they have the authority to call those meetings.

President Martin stated that the matter of getting items late in this area is a matter that Board leadership will take up with the administration.

**EDUCATION COMMITTEE:**

(Attendance)

(Report)

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

Thomas Hunter, Co-Chair

Meeting: Thursday, February 26, 2004

7:00 p.m. – Republican Caucus Room

Co-Chair Hunter reported that the Education Committee met on Thursday, February 26, 2004. Present were Committee Member Reps. Hunter, Molgano, Mitchell and O'Neill. Reps. Day, Imbrogno and Benyus were absent; Reps. DePina and McCullen were excused. Also in attendance was Board of Education President Kim Olds, Vice President of Finance McManus and Angela Correnti, Superintendent Mazzullo, Messrs. Chardavoyne and Murphy; and Michael Pollard of the Board of Finance Education Committee.

1. E26.011      REVIEW; of status of grants process and administration of grants received and administered by the Board of Education.  
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  
02/02/04 – Report Made  
**02/26/04 – Report Made**

**REPORT  
MADE**

The Committee congratulated the Board of Education on the new budget format and the contributions made by the Stamford Public Education Foundation. The Committee inquired as to the state of compliance with the grants section of the financial and operational review of the Stamford Public Schools commissioned by the Board of Finance in 2003. The Committee was assured by Mr. Chardavoyne that following the filling of the grants position, the Board of Education will be in full compliance of that section, and that they have already hired the necessary financial staff to assure grants accounting. Mr. Chardavoyne also stated that all of the financial practices assessed and evaluated in the Report, have been corrected and that the Board of Education is in complete compliance with that Report.

The Board of Education has initiated the hiring process for the grants director. Dr. Mazzullo stated that the person would be a Board of Education employee and would be responsible to the superintendent. The Education Committee

expressed concern that it in this highly technical subject, success requires expertise of the City of Stamford, the subject of the grant and the intention of the agency offering the grant in complying with the intricate details of grant applications as they apply to Stamford. It is imperative that the new grants person get up to speed as quickly as possible in order to produce grant income. Therefore, a draft resolution calls for a formal relationship between the City and the Board of Education grants person.

2. [E26.012](#) SENSE OF THE BOARD RESOLUTION; regarding the managements of grants by the Board of Education. **APPROVED BY UNANIMOUS VOICE VOTE**  
01/28/04 – Submitted by Rep. O’Neill  
**02/26/04 – Approved by Committee (no quorum)**

Co-Chair Hunter moved to take Item No. E26.012 out of committee; said motion was seconded and approved by unanimous voice vote. Co-Chair Hunter moved Item No. E26.012; said motion was seconded and approved by unanimous voice vote.

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

**HOUSING/COMMUNITY DEVELOPMENT/**

**SOCIAL SERVICES COMMITTEE:** **Elaine Mitchell, Chair**  
**Philip Giordano, Vice Chair**  
[\(Attendance\)](#)  
[\(Votes\)](#)  
[\(Report\)](#)  
[\(Attendance\)](#)  
Meeting: Wednesday, February 4, 2004  
5:30 p.m. – Legislative Chambers  
- and -  
Meeting: Tuesday, February 10, 2004  
6:30 p.m. – Democratic Caucus Room  
- and -  
Meeting: Saturday, February 21, 2004  
9:30 a.m. – Democratic Caucus Room

Chair Mitchell reported that the Housing/Community Development/ Social Services Committee met on Wednesday, February 4, 2004, Tuesday, February 10, 2004 and Saturday, February 21, 2004. Attendance is included in the report that was distributed to everyone.

- 1.HCD26.019 PUBLIC HEARING; for HUD funding for Housing and Community Development for Year 30 (2004-05). **REPORT MADE**

01/08/04 – Submitted by Tim Beeble  
**02/02/04 – Report Made**

2. 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  
**02/04/04 – Committee approved 8-0-0**
- NO ACTION REQUIRED**

**TRANSPORTATION COMMITTEE:**      **Robert “Gabe” DeLuca, Chair**  
John Fahan, Vice Chair  
~~Meeting: Thursday, February 19, 2004~~  
~~7:00 p.m. – Republican Caucus Room~~  
Meeting Cancelled

1. T26.043 REVIEW; of parking master plan.  
01/29/04 – Submitted by Reps. Fahan & DeLuca  
**02/19/04 – Meeting Cancelled**
- NO ACTION TAKEN**
2. T26.047 RESOLUTION **for publication**; setting fees for the Bell and Bedford parking garage fees.  
02/03/04 – Submitted by Glen MacWilliams  
**02/19/04 – Meeting Cancelled**
- NO ACTION TAKEN**
3. T26.048 RESOLUTION **for publication**; setting on-street meter fees and enforcement hours.  
02/03/04 – Submitted by Glen MacWilliams  
**02/19/04 – Meeting Cancelled**
- NO ACTION TAKEN**
4. T26.049 REVIEW; installation of parking meters on the 1<sup>st</sup> floor of the Government Center garage.  
02/03/04 – Submitted by Glen MacWilliams  
**02/19/04 – Meeting Cancelled**
- NO ACTION TAKEN**

### **SPECIAL COMMITTEES**

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

**EDUCATION BUDGET  
COMMITTEE:**

**Randall Skigen, Chair**

Meeting: Monday, February 23, 2004

8:00 p.m. – Democratic Caucus Room

*(immediately following Fiscal Committee)*

- |             |  |                        |
|-------------|--|------------------------|
| 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<br><b>02/23/04 – Report Made</b> | <b>REPORT<br/>MADE</b> |
|-------------|--|------------------------|

*Co-Committees: Fiscal and Education*

**RESOLUTIONS**

Clerk of the Board Summerville moved to suspend the rules to take up an item not appearing on the agenda; said motion was made and seconded and approved by unanimous voice vote.

- |    |  |   |
|----|--|---|
| 2. | <a href="#">Sense of the Board Resolution</a> congratulating Marc Goodman on attaining the honor of Eagle Scout.<br>02/15/04 – Submitted by the 26 <sup>th</sup> Board | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |
|----|--|---|

**MINUTES**

- |    |  |   |
|----|--|---|
| 1. | <a href="#">February 2, 2004 Regular Board Meeting</a> | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |
|----|--|---|

**COMMUNICATIONS**

1. President Martin stated that the budget process starts on Monday, March 8, 2004, when the Mayor presents his budget to the Fiscal Committee prior to the Steering Committee meeting.

2. President Martin stated that the Steering Agenda deadline is Thursday, March 4, 2004 at 9:00 a.m.
3. President Martin stated that the joint public budget hearing will be held on Monday, March 15, 2004 at 7:00 p.m. at Westhill High School.
4. President Martin stated that the Urban Transitway project public hearing will be held on Tuesday, March 16, 2004. The location will be determined.
5. Rep. Mitchell stated that the Housing/Community Development/Social Services Committee will hold its second public hearing on Tuesday, March 16, 2004.
6. Clerk of the Board Summerville stated that the budget books are traditionally delivered to the Board Office immediately before the Mayor's budget presentation. Board members will be notified as soon as they are available.

### **OLD BUSINESS**

### **NEW BUSINESS**

### **ADJOURNMENT**

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 11:40 p.m.