Minutes

CALL TO ORDER: The meeting was called to order at 8:25 p.m. by President David Martin.

INVOCATION: Led by Representative Ralph Loglisci.

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

ROLL CALL: Conducted by Clerk of the Board Annie M. Summerville. There were 34 members present and five absent; there was one vacancy. Absent for the duration of the meeting were Reps. Lyons, Esposito, Nowakowski; absent at Roll Call were Reps. Greenberg and Figueroa, who both joined the meeting at a later time.

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


FILLING OF VACANCIES:

1. John Fahan (D) – 6th District Representative

President Martin declared a vacancy in the 6th District. Majority Leader moved the nomination of Pauline Rauh; said motion was seconded by Rep. Spandow. Ms. Rauh
was approved to serve as the 6th District Representative by voice vote (Rep. Skigen abstaining).

President Martin administered the oath of office.

2. Paul T. Callahan (D) - Constable

President Martin declared a vacancy in the Office of Constable. Majority Leader Boccuzzi moved the nomination of Philip Giordano; said motion was seconded by Clerk of the Board Summerville and Rep. O'Neill. Mr. Giordano was approved to serve as the Democratic Constable by voice vote (Rep. Skigen abstaining).

President Martin administered the oath of office.

COMMUNICATIONS:

1. President Martin distributed a letter from Mayor Malloy indicating that the contract to operate the Patio Café would be re-bid.
2. President Martin distributed a letter from Mayor Malloy indicating that the Haven Healthcare Contract would be re-bid.
3. President Martin distributed a letter of resignation by Ralph Loglisci.

Mr. Loglisci stated since 1991, it has been his distinct honor to represent the 14th District and the City of Stamford. While at times it may have seemed that he was doing this all on his own, he does acknowledge that there were 39 others shouldering their share of the responsibilities of this Board. At times, Mr. Loglisci stated he felt alone and alienated during those years as minority leader when the caucus was in the single digits. But, during the years he took the advice of Andrew Jackson who said that “one man with courage makes a majority” and he took solace in that fact. He also learned that extreme power on one side of the aisle is not healthy, and extreme partisanship is counterproductive and destructive. His best memories are of this Board working together for good government in Stamford, and Stamford citizens should be know how lucky it is to have such wonderful volunteers. For that opportunity, he will always be grateful. There are a lot of people he wanted to thank, including Father Nick Pavia, Mary Fedeli on the top of that list. Mr. Loglisci said he wanted to leave on a good note that he was very pleased to have made friends on both sides of the aisle and he hopes to remain friends with everyone forever.

5. President Martin announced that the Steering Committee would meet on Tuesday, October 12, 2004 rather than Monday due to the Columbus Day Holiday.
6. President Martin announced that the November Board Meeting would be held one week later on November 8, 2004 due to the election.

STEERING COMMITTEE: Meeting: Monday, September 13, 2004 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.

STANDING COMMITTEES

APPOINTMENTS COMMITTEE: Paul A. Esposito, Chair
Annie M. Summerville, Vice Chair

No meeting; No report.

FISCAL COMMITTEE: Randy Skigen, Chair
Linda Cannady, Vice Chair

Meeting: Monday, September 27, 2004 7:00 p.m. – Democratic Caucus Room

Chair Skigen reported that the Fiscal Committee met on September 27, 2004. Present were Committee Member Reps. Skigen, Cannady, Lyons, Loglisci, DeLuca, Fedeli, Giordano and Mirkin. Also present were Ben Barnes and Pete Privitera of OPM; Chief Louis DeCarlo and Assistant Chief Priolo and Joseph Kennedy of the Police Department; Robert Rondano of M. Rondano, Inc. and Kathy Cooper of the Shippan Point Association; Rachel Goldberg of the URC; Robin Stein of the Land Use Bureau; Jay Sandak representing the SPA.

1. **F26.441**

   RESOLUTION; authorizing the Mayor to enter into agreement with the State of CT Dept. of Environmental Protection for an urban forestry grant; amount of grant: $7,000.
   09/10/04 – Submitted by Mayor Dannel P. Malloy
   09/27/04 – Committee approved 8-0-0

   **APPROVED ON CONSENT AGENDA**

2. **F26.437**

   ADDITIONAL APPROPRIATION (Operating Budget); Fee Supported; Uniforms; reimbursement for purchase of t-ball shirts and hats.
   08/30/04 – Submitted by Mayor Dannel P. Malloy
   09/07/04 – Approved by Board of Finance

   **APPROVED ON CONSENT AGENDA**
Chair Skigen mentioned that Paul, Hastings, Janofsky & Walker, a law firm with offices in Stamford, donated the funds.

4. **F26.439**  
   APPROVAL; of contract with Fairfield County Communications for telecommunications maintenance and consulting services; term of contract: 1 year; amount of contract: $35,000 plus scheduled charges.  
   09/08/04 – Submitted by Mayor Dannel P. Malloy  
   09/27/04 – Held in Committee

5. **F26.436**  
   RESOLUTION; authorizing the issuance and sale (not to exceed $17,017,100) of City of Stamford General Obligation Bonds for the costs of constructing the Block 9 URC parking garage.  
   08/04/04 – Submitted by Ben Barnes  
   08/30/04 – Held in Committee 7-0-0  
   09/07/04 – Held in Committee  
   09/07/04 – Approved by Board of Finance  
   09/27/04 – Committee approved 8-0-0

6. **F26.440**  
   ADDITIONAL APPROPRIATION (Capital Budget); Ripponam High School; Academy of Information Technology; construction of new school building for 650 students; inter-district magnet school and is entitled to 100% grant funding by State of Connecticut  
   09/10/04 – Submitted by Mayor Dannel P. Malloy  
   09/28/04 – Approved by Planning Board  
   09/27/04 – Held in Committee

*Secondary Committee: Education*

Chair Skigen reported that the Charter requires that this item be approved by the Planning Board and the Board of Finance prior to the Board of Representatives.
Chair Skigen reported that there is a report regarding this item on everyone’s desk. This item will be revisited by the Committee in six to eight months.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1, 2, 3 and 5, was approved by unanimous voice vote.

Chair Nakian stated that this item is for publication. There are two versions, and the latest has four whereas clauses on the first page. Chair Nakian moved Item No. LR26.060; said motion was seconded. Chair Nakian moved to amend the ordinance by adding the work “an officer” on Page 3, Line 1, After Section a), so that it reads “who a) is an officer or employee of the City or the Board of Education.” Said amendment was
seconded and approved by unanimous voice vote. The main motion was approved by unanimous voice vote.

2. **LR26.054** PROPOSED ORDINANCE; for publication; amending Section 220-20 and Section 220-21 regarding tax abatements.
   - 06/28/04 – Submitted by Chair Nakian
   - 07/13/04 – Placed on Pending Agenda
   - 08/23/04 – No Quorum; Report Made
   - 09/07/04 – Report Made
   - 09/20/04 – Approved for publication 6-1-0

Chair Nakian stated this item was provided to everyone this evening. Chair Nakian moved Item No. LR26.054; said motion was seconded and approved by a machine vote of 32-2-0 (See RCS Vote Record No. 552) (Note: Polly Rauh voted in the affirmative).

3. **LR26.071** REVIEW; annual report letter from Ethics Board.
   - 09/07/04 – Submitted by Amy LiVoltsi, Chair of Ethics Board
   - 09/20/04 – Held in Committee & Report Made

Chair Nakian reported that the Code of Ethics says that annually the Board of Ethics shall issue a report to the Mayor and to our Board, outlining the cases that they have had during the year and making any recommendations for changes in the Code of Ethics. This is the first time the Board has recommended that the Board review the Code of Ethics and possibly make a change in it. It came about because of the opinion requested by President Martin regarding his voting on the Board of Education budget. In reviewing that, the Board of Ethics feels that the language in the Code does not give them any room to judge a case on its merits, instead they must deny all cases. They feel that this is in conflict with the stated intent of the Code of Ethics. They would like to see this discrepancy corrected. The item was held, and the Committee will try to come up with language to resolve this problem.

4. **LR26.050** PROPOSED ORDINANCE; for publication; 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
   - 02/02/04 – Held in Committee
   - 03/01/04 – Held in Committee
   - 07/13/04 – Placed on Pending Agenda
   - 09/20/04 – Held in Committee
Chair Nakian stated that this was held pending the final draft of the ordinance.

PERSONNEL COMMITTEE:  Sanchia Spandow, Co-Chair
(Attendance)  
Mary Lisa Fedeli, Co-Chair
(Votes)  
Meeting:  Tuesday, September 28, 2004
(Report)  
6:30 p.m. – Republican Caucus Room

Co-Chair Spandow reported that the Personnel Committee met on September 28, 2004. Present were Committee Member Reps. Spandow, Boccuzzi, Fedeli, Cannady, Pavia, Figueroa, McCullen, Layton and Munger; Rep. Zelinsky was also present. Excused was Rep. Skigen. Also present were Fred Manfredonia from HR and Registrars of Voters Alice Fortunato and Lucy Corelli.

1. P26.062  PROPOSED ORDINANCE; for publication; amending the Benefits Ordinance with regard to the Registrars of Voters.  
8/23/04 – Submitted by Fred Manfredonia  
09/28/04 – Held in Committee 9-0-0

Co-Chair Spandow reported that some language changes were recommended, so this item was held.

09/09/04 – Submitted by Fred Manfredonia  
09/28/04 – Held in Committee

Co-Chair Spandow reported that because the contract was not yet available, this item was held.

LAND USE COMMITTEE:  Patrick White, Co-Chair
Harry Day, Co-Chair
Meeting:  Tuesday, September 28, 2004
7:30 p.m. – Republican Caucus Room
- Meeting Cancelled -

No Meeting; No Report.

1. LU26.047  REVIEW; of the feasibility of instituting an architectural review board or commission as part of the land use permitting process.  
11/14/03 – Submitted by Reps. Browne & O'Neill

NO REPORT
12/22/03, 01/05/04 – Held in Committee
01/27/04 – Meeting Cancelled
02/17/04 – No action reported
03/01/04 – Report Made
03/29/04 – No action reported
04/07/04; 05/24/04; 06/07/04, 07/06/04 – Held in Committee
07/28/04 – Report Made
08/02/04 – Report Made & Held in Committee
08/31/04 & 9/28/04 – Meeting Cancelled

2. **LU26.054**
   **Memo**
   REVIEW & RESOLUTION; approving an amendment to the Urban Redevelopment Plan with regard to adding a new section 601.3. changing the West Main Street Bridge to a pedestrian bridge capable of providing emergency vehicle access.
   08/05/04 – Submitted by Rachel Goldberg
   08/31/04 & 9/28/04 – Meeting Cancelled

**OPERATIONS COMMITTEE:**

**Chair:** John R. Zelinsky, Co-Chair
**Scott Mirkin, Co-Chair**

**Meeting:** Wednesday, September 22, 2004
7:00 p.m. – Democratic Caucus Room

Co-Chair Zelinsky reported that the Operations Committee met on September 22, 2004. Present were Committee Member Reps. Zelinsky, Mirkin, Adams, Coppola, Day, Hunter, O’Neill, Pavia and White; excused was Rep. McDermott. Also present were Reps. DeLuca, Jeanette Brown, Frank Fedeli and Nancy Dominziano.

1. **O26.062**
   REVIEW; of citywide street lighting and cost savings.
   09/02/04 – Submitted by Rep. Cannady
   09/22/04 – Report Made

   Chair Zelinsky reported that questions were asked by the representatives and answers were provided. Back up material is attached to the committee report.

2. **O26.063**
   REVIEW; of sewage treatment plant upgrade status.
   09/13/04 – Submitted by Reps. Pavia, DeLuca & Mirkin
   09/22/04 – Report Made

   Chair Zelinsky reported that Jeanette Brown gave a summary of the project and submitted a report. The project is well on budget and only three months behind schedule.
PUBLIC SAFETY & HEALTH COMMITTEE: Richard Lyons II, Chair  
Gail Clear, Vice Chair  
Meeting: Thursday, September 30, 2004  
7:00 p.m. – Democratic Caucus Room

Vice Chair Clear reported that the Public Safety & Health Committee met on September 30, 2004. Present were Committee Member Reps. Lyons, Adams, Coppola, Deluca, DePina, Pia and Mirkin; Reps. Blackwell, Zelinsky, Clear and Kernan were excused.

1. PS26.051 REVIEW; regulation and use of pocket bikes in the City of Stamford.  
   07/06/04 – Submitted by Reps. Boccuzzi, Fedeli & Loglisci  
   07/29/04 – Report Made  
   08/02/04 – Report Made & Held in Committee  
   09/02/04 – Meeting Cancelled  
   09/30/04 – Report Made

Vice Chair Clear reported that no action was taken by the Committee. Chief DeCarlo provided the committee with a recent ordinance from another Connecticut municipality that was recently adopted.

2. PS26.054 REVIEW; of State Regulations regarding the use and sale of Fireworks.  
   07/07/04 – Submitted by Reps. Lyons & Coppola  
   07/29/04 – Report Made  
   08/02/04 – Report Made & Held in Committee  
   09/02/04 – Meeting Cancelled  
   09/30/04 – Report Made

Vice Chair Clear reported that no action was taken by the Committee.

3. PS26.055 PROPOSED ORDINANCE; for publication; amending Section 146-45, Blighted Properties to address high grass and weeds as part of definition of blighted.  
   08/01/04 – Submitted by Rep. DeLuca  
   09/02/04 – Meeting Cancelled  
   09/30/04 – Report Made

Vice Chair Clear reported that the Committee met with Director Callion and Dr. Lee regarding this item. Dr. Lee stated that due to the lengthy and deliberate processes that are mandated by the Anti Blight Ordinance, this item could not be properly addressed via
the anti-blight ordinance. Dr. Lee stated that enforcement through existing health code regulations could address this issue.

4. **PS26.056** REVIEW; of use of Emergency Defibrillators by Police Department.  
   09/07/04 – Submitted by Rep. DeLuca  
   09/30/04 – Report Made

Vice Chair Clear reported that this item was reviewed with Director Callion, Dr. Lee and Chief DeCarlo. After a lengthy discussion, it was the sense of the Committee and Director Callion that the rollout of this item would most likely need to include an additional appropriation to help finance the training costs associated with CRP and AED certification that the police officers would be required to have. The sense of the committee was that any additional appropriation that helps to start this program should be supported. Director Callion and the committee agreed that his office would begin to formulate a proposal to try and start the program.

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**PARKS AND RECREATION COMMITTEE:**  
Linda Cannady, Co-Chair  
Steve McDermott, Co-Chair  
Meeting: Tuesday, September 28, 2004  
7:00 p.m. – Democratic Caucus Room

Co-chair Cannady reported that the Parks & Recreation Committee met on September 28, 2004. Present were Committee Member Reps. Cannady, Clear, Fedeli, Giordano, Lyons, McCullen, McDermott, Pavia and Pia. Also in attendance were Reps. Copolla, Figueroa, Members of the Friends of Cove Island Park and Donna Porstner of the Advocate, Sandy Goldstein and Lynn Colacella of the DSSD.

1. **PR26.067** APPROVAL for public hearing; of a new fee schedule for Terry Conners Ice Rink.  
   08/30/04 – Submitted by Mayor Dannel P. Malloy  
   09/28/04 – Committee approved 7-0-0

Co-Chair Cannady reported that Dean Pomeroy provided a copy of a proposed fee schedule. Rep. Fedeli stated that it should be approved for public hearing, and the Committee agreed to approve it for that purpose.

2. **PR26.068** REVIEW; of proposed second rink at Terry Conners.  
   09/09/04 – Submitted by President Martin  
   09/28/04 – Report Made
Co-Chair Cannady stated that Dean Pomeroy agreed to put together some numbers showing the cost to having the rink at other locations. The Committee was given copies of a proposal that contained estimates and budget requirements. A copy was provided to the Board Office.

Rep. White stated he is opposed to a second rink at Cove Island because it is inappropriate use of parkland, and the property should remain as open space. This is a continuing problem in Stamford, literally carving up our parks and open space.

Rep. Kernan stated he supported Rep. White in his position. His district is emphatically opposed to this, and it could easily be located somewhere else, rather than to destroy Cove Island.

3. **PR26.070** RESOLUTION; renaming the bridge at Cove Island the Gerald J. Rybnick Memorial Bridge. 09/13/04 – Submitted by 26th Board of Reps. 09/28/04 – Committee approved 8-0-0

**APPROVED ON CONSENT AGENDA**

**Suspension of Rules:**

Co-Chair Cannady moved to suspend the rules; said motion was seconded and approved by a machine vote of 35-1-0 (See **RCS Vote Record No. 553**).

4. **PR26.069** RESOLUTION; accepting a gift of a sculpture by Martha Pettigrew from the DSSD and the Friends of the Downtown. 09/10/04 – Submitted by Sandra Goldstein

**APPROVED BY UNANIMOUS VOICE VOTE**

Co-Chair Cannady moved Item No. PR26.069; said motion was seconded. Co-Chair Cannady stated a picture and map were provided to Committee members. The Committee was advised there was no cost to the City and approved the item by unanimous voice vote.

Rep. Zelinsky stated that he did not want to suspend the rules because the matter should not be on the agenda, and if it were on the regular agenda he would have attended the committee meeting to find out more about this. He said the Old Town Hall will be going through renovation, and he wonders if it would be prudent to put anything in this area as it may have to be moved. Also, he is concerned that the procedure followed should have been that this item was placed on next month’s agenda. He understands this was a done deal and many people were invited to participate in the placement of the sculpture. He is 100% in support of all the arts in Stamford, but he believes the procedures should be followed, and the Board should get the respect it deserves.

Clerk Summerville stated that proper procedure was followed to the letter in this matter, and no improper procedures were followed. This item, according to the Committee, was
an item that merited suspension of the rules, which is done many times on this Board. There was never a “done deal.” Clerk Summerville stated while she is respectful of Rep. Zelinsky’s opinion, she wants the minutes to reflect that all rules were properly followed with regard to this Board’s rules at all times with regard to this item.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1 and 3 above, was approved by unanimous voice vote.

EDUCATION COMMITTEE:  
Brian O’Neill, Co-Chair  
Thomas Hunter, Co-Chair  
Meeting: Thursday, September 30, 2004  
7:00 p.m. – Democratic Caucus Room

Co-Chair O’Neill reported that the Education Committee met on September 30, 2004.

   08/02/04 – Submitted by President Martin & Rep. Cannady  
   08/09/04 – Placed on Pending Agenda  
   09/30/04 – Report Made

Co-Chair O’Neill reported that the Domus Foundation gave a presentation on their program. They operate Trailblazers Academy, and Michael Duggan, the Executive Director attended. They also explained the Stamford Academy High School, which currently has 100 students with a waiting list. There is a complete report in the Board Office.

Mr. Duggan invites all members of the Board of Representatives to visit any of their schools.

HOUSING/COMMUNITY DEVELOPMENT/  
SOCIAL SERVICES COMMITTEE:  
Elaine Mitchell, Chair  
Philip Giordano, Vice Chair  
Meeting: Wednesday, Sept. 29, 2004  
6:30 p.m. – Democratic Caucus room

Chair Mitchell reported that the HCD-SS Committee met on September 29, 2004. Present were Committee Member Reps. Giordano, McDermott, Molgano and Mitchell; excused were Reps. Blackwell and Munger. Also present was Rep. Martin, Director Callion and Tim Beeble.

1. HCD26.25 REVIEW; of Linkage Ordinance.  
   08/05/04 – Submitted by Tim Beeble  
   08/25/04 – Held in Committee  
   09/07/04 – Held in Committee

HELD IN COMMITTEE
2. **HCD26.27** REVIEW; of qualifying neighborhood coordinators as CDBG economic development activities. HELED IN COMMITTEE
   - 08/05/04 – Submitted by Tim Beeble
   - 08/25/04 – Held in Committee
   - 09/07/04 – Held in Committee
   - 09/29/04 – Held in Committee

3. **HCD26.28** REVIEW; of Housing Commitment Report Form. HELED IN COMMITTEE
   - 08/05/04 – Submitted by Tim Beeble
   - 08/25/04 – Held in Committee
   - 09/07/04 – Held in Committee
   - 09/29/04 – Held in Committee

**STATE & COMMERCE COMMITTEE:**

Jim Shapiro, Chair
John Morrow, Vice Chair

No meeting; no report.

**TRANSPORTATION COMMITTEE:**

Robert “Gabe” DeLuca, Chair
Meeting: Thursday, September 23, 2004
7:00 p.m. – Republican Caucus Room
- Meeting Cancelled -

No Meeting; No Report.

1. **T26.055** APPROVAL; of an agreement between the City of Stamford and the Urban Redevelopment Commission for the management of parking lots located on portions of Re-Use Parcels 19 and 19B. NO REPORT
   - 08/04/04 – Submitted by Mayor Dannel P. Malloy
   - 08/18/04 – Committee approved 6-0-0
   - 09/07/04 – Held in Committee
   - 09/07/04 – Approved by Board of Finance

**SPECIAL COMMITTEE**

**CHARTER COMMITTEE:**

Maria Nakian, Co-Chair
Robert “Gabe” DeLuca, Co-Chair

No meeting; no report.
RESOLUTIONS

1. SENSE OF THE BOARD RESOLUTION; congratulating Hellen Grillo on her 100th birthday. 09/13/04 – Submitted by Rep. Summerville

2. SENSE OF THE BOARD RESOLUTION; commemorating the 50th anniversary of the purchase of Cove Island. 09/13/04 – Submitted by 26th Board

APPROVED BY UNANIMOUS VOICE VOTE

MINUTES

1. September 7, 2004 Regular Board Meeting

APPROVED BY UNANIMOUS VOICE VOTE

OLD BUSINESS

NEW BUSINESS

1. President Martin announced that Rep. Rauh will serve on the HCD-SS and Education Committees.

ADJOURNMENT

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 9:35 p.m.