

The Regular Meeting of the 26th Board of Representatives of the City of Stamford will be held Monday, June 6, 2005 in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, 4th Floor, Stamford, Connecticut.

MINUTES

The meeting was called to order at 8:50 p.m.

INVOCATION: Led by Rep. Blackwell.

“Let us pray. Oh, God, our Father, as we assemble here tonight to give thanks to you; bless each and every home that are represented here this evening; bless all of the officials throughout the world and abroad. This is a time of peace for all. Amen.”

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 thirty-six members present and four members excused (Reps. Esposito, Hunter, Sweeney and White).

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

MOMENTS OF SILENCE: For the late:

Charles Bennett, George Rice, George Elliott Greene, Henry Leon Ragsdale, Leroy P. Foster and Regina Goodwin by Rep. Summerville; Dominick P. Cingari by Reps. Giordano, Zelinsky and Lyons; Donald E. Vacheron by Reps. Day, McDermott and Zelinsky; Angelo P. Viesto, Ann C. Schneider and Phillip J. Rappa by Rep. Giordano; Jennie Docimo by Reps. Giordano and Zelinsky; Emma Z. Buzzeo, Robert J. Gillespie, Theresa C. Connors, Lloyd Howard Lecky, Hyman Levine, Rose M. Pace, Benjamin Conway, Alice M. Hartnett, Joseph

Louis D'Ademo, Myrtle S. Green, Joseph L. Wujcicki, Frances C. Ferraris, John V. Santoro, Felix John Mazur, Annette I. Cerulli, Frank Benko, Rocco A. Macchio and Francesco Sperduti by Rep. Zelinsky.

COMMUNICATIONS:

1. Rep. DeLuca announced that the Board's picnic will be held on Tuesday, June 14, 2005 at 5:30 p.m. at Barrett Park.
2. President Martin announced that Steering will meet on Monday, June 13, 2005.

Rep. Zelinsky moved to take an item out of order; said motion was seconded and approved by unanimous voice vote.

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| 1. | SENSE OF THE BOARD RESOLUTION;
congratulating Betsy DeSantis on being named
Teacher of the Year 2005-06.
05/05/05 – Submitted by 26 th Board | APPROVED
BY UNANIMOUS
VOICE VOTE |
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A motion to approve the Resolution was made, seconded and approved by unanimous voice vote.

President Martin invited Ms. DeSantis to the podium and read the resolution into the record (a copy of which is attached hereto and made a part hereof). Ms. DeSantis thanked the Board for this honor.

STEERING COMMITTEE: Tuesday, May 10, 2005
([Report](#)) 7:00 p.m. – Democratic Caucus Room

Majority Leader Boccuzzi moved to waive the Steering Committee report; said motion was seconded and approved by unanimous voice vote.

STANDING COMMITTEES

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

Chair Summerville reported that the Appointments Committee did not meet this month.

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| 1. A26.201 | <u>Economic Development Commission</u>
Eileen M. Heaphy (D) <i>Rep. Gwozdzowski</i>
247 Hamilton Avenue #4 <i>(Term Exp. 12/1/4)</i>
Stamford, CT 06902
03/24/05 – Submitted by Mayor Dannel P. Malloy
04/26/05 – Held in Committee | FAILED BY
UNANIMOUS
VOICE VOTE
(without
prejudice) |
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Chair Summerville stated that due to scheduling conflicts, the Committee has been unable to schedule an interview with Ms. Heaphy and recommended that the Board defeat the nomination without prejudice so that Ms. Heaphy's nomination can be resubmitted by the Mayor. Chair Summerville moved to approve the appointment; said motion was seconded and failed by unanimous voice vote.

FISCAL COMMITTEE: **Randall Skigen, Chair**
[\(Attendance\)](#) **Linda Cannady, Vice Chair**
[\(Votes\)](#) Meeting: Tuesday, May 31, 2005
7:00 p.m. – Republican Caucus Room

Chair Skigen reported that the Fiscal Committee met on Tuesday, May 31, 2005. Present were Committee Member Reps. Lyons, Cannady, Mirkin, Day, Fedeli, Figueroa, Giordano and Skigen. Reps. DeLuca and DePina were excused. Also present was Rep. Franzetti; Roger Fox of the Harbor Commission; Frank Fedeli of Citizens Service Center; Morton Klein of the Operations Committee; Sandra Dennies of the Grants Office; Brent Larrabee of the Police Department; Pepe Barbarotta of Facilities; Mike Zarba of Operatons; Peter Privitera of OPM; Ellen Bromley of Social Services; and Susan Nabel of the Board of Education.

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| 1. F26.501
\$25,000.00 | ADDITIONAL APPROPRIATION (Operating Budget); Harbor Master; Professional Consultant; to fund a Harbor Master Plan.
01/26/05 – Submitted by Mayor Dannel P. Malloy
02/10/05 – DEFEATED by Board of Finance
03/02/05 – Held in Committee
03/09/05 – Withdrawn
05/05/05 – Resubmitted by OPM
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved 8-0-1 | APPROVED
ON CONSENT
AGENDA |
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Secondary Committee: Parks & Recreation Committee *Waive*

A motion to waive the secondary committee report was made, seconded and approved by unanimous voice vote.

2. F26.496 REVIEW; of the School Resource Officers Grant, **REPORT
MADE**
 especially compliance issues.
 02/01/05 – Submitted by Rep. Mirkin
 02/16/05 – Placed on Pending Agenda
 05/31/05 – Report Made

Chair Skigen stated that a report was received on the status of the School Resource Officers and regarding compliance issues with the grant. Stamford is not in compliance with the grant, but it has received an extension from the U.S. Department of Justice. They recognize that a number of communities are having difficulty complying with the terms of the grant, particularly post 911. Stamford has other problems with school resource officers. As noted in the paper recently, the U.S. Department of Justice has given the city five additional positions, and it is a matter of discussion between the Police Department and the administration whether to accept the grant money since we are having so much difficulty filling the positions. The Grants Office and the Police Department are working on trying to get police officers in the schools so that we are in compliance with the grant.

3. [F26.568](#) GRANT RESOLUTION; authorizing an application **APPROVED
ON CONSENT
AGENDA**
 for School Construction grants; to fund roof
 replacement at Rippowam Middle School.
 04/28/05 – Submitted by Mayor Dannel P. Malloy
 05/31/05 – Committee approved 9-0-0

4. [F26.552](#) ADDITIONAL APPROPRIATION (Grants Budget); **APPROVED
ON CONSENT
AGENDA**
 \$22,600.00 School Readiness Grant; SRC/Contracted Services
 to appropriate extra \$22,600 received in state grant;
 funds to be subcontracted to ChildCare Learning
 Center, Inc.
 04/15/05 – Submitted by Mayor Dannel P. Malloy
 05/12/05 – Approved by Board of Finance
 05/31/05 – Committee approved 9-0-0

5. ADDITIONAL APPROPRIATION (Operating Budget); **APPROVED
ON CONSENT
AGENDA**
 Smith House Administration; to fund costs from May
 1 to June 30, 2005.
[F26.553](#) Central Service Costs - \$2,122,834
[F26.554](#) Salaries - \$2,321,813
 05/03/05 – Submitted by Mayor Dannel P. Malloy
 05/12/05 – Approved by Board of Finance
 05/31/05 – Committee approved both 8-0-0

Secondary Committee: Public Safety & Health

Concur 7-0-0

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| 6. F26.569
\$240,000.00 | ADDITIONAL APPROPRIATION (Capital Budget); Health; School Dental Clinics; construction in 3 schools: Stillmeadow, Rippowam & Toquam.
04/28/05 – Submitted by Mayor Dannel P. Malloy
05/10/05 – Approved by Planning Board
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved 9-0-0 | APPROVED
ON CONSENT
AGENDA |
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F26.550 |
GRANT RESOLUTION; authorizing the Mayor to enter into an agreement with State Dept. of Public Health for a program to install dental clinics in three school sites in Stamford.
04/28/05 – Submitted by Mayor Dannel P. Malloy
05/31/05 – Committee approved 9-0-0 |
APPROVED
ON CONSENT
AGENDA |

Secondary Committee: Public Safety & Health

Concur 7-0-0

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| 7. F26.566 | RESOLUTION; accepting a gift from Pitney Bowes in the amount of \$13,500 to pay for overtime for pruning city trees bordering its property.
04/11/05 – Submitted by Tim Curtin
05/31/05 – Committee approved 6-0-0 | APPROVED
ON CONSENT
AGENDA |
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F26.567
\$13,500.00 |
ADDITIONAL APPROPRIATION (Operating Budget); Maintenance; Overtime; to appropriate funds to reimburse for overtime.
04/28/05 – Submitted by Mayor Dannel P. Malloy
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved 7-0-0 |
APPROVED
ON CONSENT
AGENDA |
| 8. F26.555
\$65,850.00 | ADDITIONAL APPROPRIATION (Operating Budget); Police; Emergency Equipment; to purchase thirty LIFEPAK 500 Automated External Defibrillators for use by police and installation in facilities, vehicles and vessels.
05/03/05 – Submitted by Mayor Dannel P. Malloy
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved 9-0-0 | APPROVED
ON CONSENT
AGENDA |

Secondary Committee: Public Safety & Health

Concur 7-0-0

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| 9. F26.551
\$50,000.00 | ADDITIONAL APPROPRIATION (Capital Budget); Land Use; Mianus River Park Trail; to include trail renovation, maintenance, undergrowth establishment and signage.
04/15/05 – Submitted by Mayor Dannel P. Malloy
04/26/05 – Approved by Planning Board
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved 9-0-0 | APPROVED
ON CONSENT
AGENDA |
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Secondary Committee: Land Use-Urban Redevelopment Committee Waive

A motion to waive the secondary committee report was made, seconded and approved by unanimous voice vote.

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| 10. F26.557
\$42,800.00 | ADDITIONAL APPROPRIATION (Operating Budget); Transfer Station; Electric Utility; to cover sharply increased electricity rates.
05/04/05 – Submitted by Mayor Dannel P. Malloy
05/12/05 – To be considered by Board of Finance
05/31/05 – Withdrawn | ITEM
WITHDRAWN |
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Secondary Committee: Operations

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| 11.

F26.558
F26.559
F26.560 | ADDITIONAL APPROPRIATION (Operating Budget); Natural Gas-Utility; to cover sharply increased natural gas rates.
Transfer Station - \$17,000.00
Maintenance - \$74,300.00
Government Center - \$30,000.00
05/04/05 – Submitted by Mayor Dannel P. Malloy
05/12/05 – No action taken by Board of Finance
05/31/05 – Three Items Withdrawn | ITEMS
WITHDRAWN |
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| 12. F26.563
\$45,500.00 | ADDITIONAL APPROPRIATION (Operating Budget); Collection; Overtime; to cover current deficit due to continuation of weekend litter basket pickup.
04/29/05 – Submitted by Mayor Dannel P. Malloy
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved 8-0-0 | APPROVED
ON CONSENT
AGENDA |
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Secondary Committee: Operations Waive

A motion to waive the secondary committee report was made, seconded and approved by unanimous voice vote.

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| 13. F26.564
\$25,000.00 | ADDITIONAL APPROPRIATION (Operating Budget); Special Events; Overtime; to fund overtime for St. Patrick Day parade, Alive at Five and Farmer's Market.
04/29/05 – Submitted by Mayor Dannel P. Malloy
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved 8-0-0 | APPROVED
ON CONSENT
AGENDA |
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Secondary Committee: Operations

Waive

14. ADDITIONAL APPROPRIATION (Operating Budget); Haulaway; the quantity of MSW hauled is increasing above the winter by as much as 25%; these funds will cover anticipated account shortage.
- [F26.539](#)
[F26.541](#)
- | | |
|-----------------|--------------|
| Miscellaneous - | \$195,000.00 |
| Bulky Waste - | \$68,000.00 |
- 04/04/05 – Submitted by Mayor Dannel P. Malloy
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved each 4-0-4
- BOTH ITEMS RETURNED TO COMMITTEE BY MACHINE VOTE 35-1-0**

Secondary Committee: Operations

Waive

Chair Skigen reported that the Committee approved each item by a vote of 4-0-4. Chair Skigen moved both items.

Chair Skigen stated a discussion was held with the managers of this department, and the Committee received additional information it had requested. This information was deficient. Chair Skigen stated that he voted in committee to approve so that it would go to the floor, with the anticipation that the additional information would be satisfactory. He does not believe the information is satisfactory, and as such moved to hold the item. Said motion was seconded.

Rep. Mirkin stated that the information received was rubbish. From the submission of the item, they are reversed. Bulky Waste should be Miscellaneous and vice versa. This is enough to cause suspicion of what is being presented. This is a trend that started two months ago in the Operations Committee. The numbers still don't make sense, and this attempt to explain the numbers raises more questions than it answers. Rep. Mirkin hoped the item will be unanimously sent back to Committee.

Rep. Skigen stated that if we defeat the motion, it will have to go back to the Board of Finance. If it is held, the Committee can review it further.

Rep. Lyons asked if the reason for holding is the quality of the information received. Chair Skigen stated that speaking for himself, the information received is deficient.

Rep. Mirkin stated that it is based on deficient information, however, this is an issue where he is not sure that the people that come before the Committee for additional appropriations really understand what is driving these costs. Until these individuals understand this, he will send the items back to Committee.

Rep. DeLuca stated he agreed with Reps. Mirkin and Skigen. This Department had insufficient answers during the budget deliberations, and they still don't have a clue as to what is happening. He hopes this will inspire them to take this

matter with the same seriousness as the Fiscal Committee and the Board of Representatives take their responsibilities.

Said motion was approved by a vote of 35-1-0 (Reps. Adams, Benyus, Blackwell, Boccuzzi, Cannady, Clear, Coppola, Day, DeLuca, DePina, Diamond, Fedeli, Figueroa, Franzetti, Giordano, Greenberg, Kernan, Layton, Martin, McCullen, McDermott, Mirkin, Mitchell, Molgano, Morrow, Munger, Nakian, Nowakowski, O'Neill, Pavia, Pia, Rauh, Skigen, Summerville and Zelinsky in favor; Rep. Lyons opposed) (See [Vote Record No. 619](#)).

A motion to waive the secondary committee report was made, seconded and approved by unanimous voice vote.

15. [F26.561](#)
\$57,977.00

ADDITIONAL APPROPRIATION (Operating Budget); Recycling; Contracted Services; this account covers curbside pickup of recycled paper and cardboard; monthly charge, per contract, has risen from \$94,201.85/month to \$96,960.90 in last six months.
04/29/05 – Submitted by Mayor Dannel P. Malloy
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved 5-3-1

**RETURNED TO
COMMITTEE BY
MACHINE VOTE
21-15-0**

Secondary Committee: Operations

Waive

Chair Skigen moved to approve Item No. F26.561; said motion was seconded.

Chair Skigen stated that the City is legally obligated to pay this contract. He voted against it in Committee. He is concerned with what is and what is not in the contract, and there is a serious concern in North Stamford and other parts of Stamford where the haulers are not covering their trucks, and stuff is flying out of the trucks and littering the sidewalks.

Chair Skigen stated that he understands this is a contractual obligation, but he wants to send a message to Enviro that their conduct is not satisfactory. Apparently just telling them about their conduct isn't achieving any solution.

Rep. Mirkin stated that he also voted against this in Committee, and he also recognized this as a contractual obligation. However, there is an obligation for the Contractor to perform and it is hard-pressed for anyone to believe with litter flying off the back of the truck, it is incomprehensible why we are still paying them at the rate of \$1.2 million a year. He has worked on this over the last six months; he has pointed it out to the Mayor on tours of the neighborhood, he has spoken to Tim Curtin and nothing has happened. He was advised by Morty Klein that on a Saturday, Enviro employees picked up 100 milk jugs on their own time. Rep. Mirkin stated this means nothing. It is a simple matter, you put the doors up, put

a tarp on the truck, follow City Ordinance 137-5 and the fine is \$90 per incident. A police officer should follow these trucks and fine them. Rep. Mirkin stated that we should send a message to Enviro and the administration that this performance is unacceptable. Rep. Mirkin stated he hopes that other members, on both sides of the aisle, vote no on this matter.

Rep. Lyons stated that he voted in favor of this item in Committee and will vote in favor of it tonight. He stated that there is a lot of emotion around this issue, and there may be better management needed, but we should really get to the people's business. Does this Board really want to have an interruption in recycling for a few weeks? Members should remember the public outcry when garbage collection was skipped on certain Mondays. Rep. Lyons stated that we could bring Enviro in front of the Operations Committee, but we should approve this for the citizens who rely on the recycling services.

Rep. DeLuca stated that in reality, holding this money will not stop the recycling program. It will send a message to Enviro.

The motion to approve the item failed by a machine vote of 14-22-0 (Reps. Adams, Blackwell, Boccuzzi, Cannady, DePina, Diamond, Figueroa, Giordano, Kernan, Lyons, McDermott, Mitchell, Nowakowski and Zelinsky in favor; Reps. Benyus, Clear, Coppola, Day, DeLuca, Fedeli, Franzetti, Greenberg, Layton, Martin, McCullen, Mirkin, Molgano, Morrow, Munger, Nakian, O'Neill, Pavia, Pia, Rauh, Skigen and Summerville opposed) (See [Vote Record No. 620](#)).

A motion to reconsider was made, seconded and approved by a machine vote of 22-14-0 (Reps. Adams, Blackwell, Boccuzzi, Cannady, Clear, DePina, Diamond, Figueroa, Giordano, Kernan, Lyons, Martin, McCullen, McDermott, Mitchell, Nakian, Nowakowski, O'Neill, Rauh, Skigen, Summerville and Zelinsky in favor; Reps. Benyus, Coppola, Day, DeLuca, Fedeli, Franzetti, Greenberg, Layton, Mirkin, Molgano, Morrow, Munger, Pavia and Pia opposed) (See [Vote Record No. 621](#)).

A motion to hold Item No. F26.561 was made, seconded and approved by a machine vote of 21-15-0 (Reps. Adams, Blackwell, Boccuzzi, Cannady, Clear, DePina, Diamond, Figueroa, Giordano, Lyons, Martin, McCullen, McDermott, Mitchell, Nakian, Nowakowski, O'Neill, Rauh, Skigen, Summerville and Zelinsky in favor; Reps. Benyus, Coppola, Day, DeLuca, Fedeli, Franzetti, Greenberg, Kernan, Layton, Mirkin, Molgano, Morrow, Munger, Pavia and Pia opposed) (See [Vote Record No. 622](#)).

A motion to waive the secondary committee report was made, seconded and approved by unanimous voice vote.

16.	ADDITIONAL APPROPRIATION (Operating Budget); Building Maintenance; additional funds	APPROVED ON CONSENT
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required due to special ongoing projects at Barrett Park and for Police Department such as lead testing, mold and asbestos removal.

AGENDA

[F26.562](#)
[F26.565](#)

Overtime - \$16,000.00
Building Maintenance - \$20,315.00
04/29/05 – Submitted by Mayor Dannel P. Malloy
05/12/05 – Approved by Board of Finance
05/31/05 – Committee approved both 7-0-0

Secondary Committee: Operations

Waive

A motion to waive the secondary committee report was made, seconded and approved by unanimous voice vote.

17.

ADDITIONAL APPROPRIATION (Operating Budget); Snow Removal; due to higher than average snow incidents (17 incidents), overtime account is currently in deficit.

NO ACTION TAKEN

[F26.544](#)
[F26.545](#)
[F26.546](#)
[F26.547](#)

Overtime - \$348,114.00
Salt & Sand - \$109,552.00
Contractors/Snow - \$89,258.45
Social Security - \$26,630.66
04/04/05 – Submitted by Mayor Dannel P. Malloy
04/14/05 – Held by Board of Finance
04/25/05 – Held in Committee
05/12/05 – **Failed 3-3** by Board of Finance
05/31/05 – Held in Committee

Secondary Committee: Operations

A motion to approve the Consent Agenda, consisting of Item Nos. 1, 3 through 9, 12, 13 and 16, was made, seconded and approved by unanimous voice vote.

LEGISLATIVE & RULES COMMITTEE: Maria Nakian, Chair

Meeting: Monday, June 6, 2005
6:30 p.m. – Democratic Caucus Room

Chair Nakian reported that the Legislative & Rules Committee met today with Reps. Nakian, Diamond, Mitchell, Layton and Greenberg present. Also Vincent Tufo and Richard Fox of the Housing Authority were present.

The only item on the Agenda was No. 1.

1. [LR26.094](#)
[Ordinance](#)

PROPOSED ORDINANCE; **for final adoption & Public Hearing**; providing for a tax abatement agreement between the City and Taylor Street

APPROVED ON CONSENT AGENDA

Limited Partnership for property located at 25 Taylor Street and 33 Taylor Street.
 03/14/05 – Submitted by Mayor Dannel P. Malloy
 04/25/05 – Committee approved 6-0-0
 05/02/05 – Committee approved 9-0-0
 06/06/05 – Committee approved 6-0-0

Chair Nakian reported that a public hearing was held, and there was no one from the public present.

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| 2. LR26.092 | PROPOSED ORDINANCE; for Final Adoption & Public Hearing; amending Chapter 103, Contractors, to clarify prohibited gift provision.
02/10/05 – Submitted by Rep. Nakian
03/02/05 – Committee approved 6-0-0
03/07/05 – Approved for Publication on Consent
03/21/05 – Committee approved 7-0-0
04/04/05 – Returned to Committee
04/25/05 – Held in Committee 8-0-0 | HELD IN COMMITTEE |
| 3. LR26.071 | PROPOSED ORDINANCE; for publication; amending the Ethics Ordinance.
09/07/04 – Submitted by Amy LiVolsi, Chair of Ethics Board
10/04/04 – Report Made
11/08/04, 11/20/04, 12/06/04 – Held in Committee
12/13/04 – Placed on Pending Agenda | HELD IN COMMITTEE |
| 4. LR26.098 | PROPOSED ORDINANCE; for Publication; amending Sections 23-18(4) of the Code of Ordinances Concerning Contractors.
05/10/05 – Submitted by Chair Nakian | HELD IN COMMITTEE |
| 5. LR26.091 | PROPOSED ORDINANCE; for publication; amending Chapter 9 of the Code of Ordinances concerning disposition of city-owned properties.
02/07/05 – Submitted by Chair Nakian
03/02/05 – No action reported
03/07/05 – Held in Committee
03/21/05 – Held in Committee
04/04/05 – Held by 26 th Board
04/25/05 – Held in Committee 8-0-0 | HELD IN COMMITTEE |
| 6. LR26.093 | RESOLUTION; regarding reimbursement from other municipalities who enroll children in | HELD IN COMMITTEE |

Stamford's Inter-district Magnet Schools.
03/09/05 – Submitted by Reps. Diamond & O'Neill
03/21/05 – Held in Committee
04/04/05 – Held by 26th Board
04/25/05 – Held in Committee 7-0-0

Secondary Committee: Education

A motion to approve the Consent Agenda, consisting of Item No. 1, was made, seconded and approved by unanimous voice vote.

PERSONNEL COMMITTEE: **Mary Lisa Fedeli, Chair**
(Attendance) Meeting: Wednesday, June 1, 2005
(Votes) 7:00 p.m. – Democratic Caucus Room
(Report)

Chair Fedeli reported that the Personnel Committee met on Wednesday, June 1, 2005. Present were Committee Member Reps. Fedeli, Boccuzzi, Figueroa, Cannady, Morrow, McCullen and Skigen; also present was Director of Human Resources Dennis Murphy, Peter Lucia of the MAA and Mike Rossi of Operations.

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| 1. P26.074 Transmittal | APPROVAL; of a clerks of the works agreement with Michael J. Klubek, Sr.
05/02/05 – Submitted by Human Resources Dept.
06/01/05 – Committee Approved 7-0-0 | APPROVED
ON CONSENT
AGENDA |
| 2. P26.075 | REJECTION; of a proposed collective bargaining agreement between the City of Stamford and the Teamsters Union, Local #145 for the period July 1, 2003 – June 30, 2009.
05/05/05 – Submitted by Human Resources
05/12/05 – No Action by Board of Finance
06/01/05 – No action reported | ITEM
WITHDRAWN |
| 3. P26.076 Contract Salary Grids Summary | REJECTION; of a proposed collective bargaining agreement between the City of Stamford and the Local 2657 of Council AFSCME, AFL-CIO, Stamford Municipal Supervisory Employees Union, for the period July 1, 2005 – June 30, 2009.
05/05/05 – Submitted by Human Resources
05/12/05 – No Recommendation by Board of Finance
06/01/05 – Rejection of Contract Failed 0-6-1 | NOT REJECTED
BY VOICE VOTE
<i>(Reps. Greenberg,
DeLuca, Mirkin &
Fedeli abstaining)</i> |

A motion to REJECT Item No. P26.076 was made and seconded; said motion FAILED by voice voice (Reps. Mirkin, Fedeli, Greenberg and DeLuca abstaining).

4. P26.071 REVIEW; of funding levels for all City pension plans. **REPORT MADE**
02/07/05 – Submitted by Chair Fedeli
03/02/05 – No action reported
03/07/05 – Held by 26th Board
03/14/05 – Placed on Pending Agenda
06/01/05 – Report Made

Upon motion duly made and seconded, the Consent Agenda, consisting of Item No. 1, was approved by unanimous voice vote.

LAND USE COMMITTEE: **Patrick White, Co-Chair**
[\(Attendance\)](#) **Harry Day, Co-Chair**
[\(Report\)](#) Meeting: Thursday, May 26, 2005
7:30 p.m. – Democratic Caucus Room

Co-Chair Day reported that the Land Use Committee met on Thursday, May 26, 2005. Present were Committee Member Reps. Day and White, Clear, Diamond, Nakian and Franzetti. Reps. Benyus, Boccuzzi, Greenberg, Mitchell and Summerville were excused. Also present was Rep. O'Neill; Jim Lunney, Zoning Enforcement Officer; Glenn Harris, Enterprise Zone Board; Mike Freimuth, Office of Economic Development; and Michael Hyman from CTE.

1. LU26.059 REVIEW; zoning enforcement process, policies and procedures for dealing with illegal housing units within the City of Stamford. **REPORT MADE**
02/10/05 – Submitted by Reps. Greenberg, DeLuca, Mirkin, Coppola & Zelinsky
03/03/05 – Held in Committee 8-0-0
03/07/05 – Held by 26th Board
03/22/05 – Held in Committee 9-0-0
04/04/05 – Held by 26th Board
04/26/05 – Report Made
05/26/05 – Report Made
2. [LU26.060](#) REVIEW; Enterprise Zone Final Report. **REPORT MADE**
04/05/05 – Submitted by Rep. Day
04/11/05 – Placed on Pending Agenda
05/26/05 – Report Made

Secondary Committee: State & Commerce

Rep. Day stated that a report has been submitted to all representatives regarding the two items above. He added that regarding Item No. 1, the Committee heard that the process for filling the vacancies in the Land Use Department is not going well, and the Committee felt that the president of the Board should write a letter to the Human Resources Department and the Personnel Commission as it appears this is not being treated very seriously. There are insufficient applicants, and we are either not offering enough or not advertising properly.

On the second item, Co-Chair Day encouraged everyone to look at the report, and he praised the presenters for an excellent discussion of the report. He was pleasantly surprised by the positive results depicted in this report. It also outlines certain areas where we need to improve, particularly in the tracking of job creation. This program is of great benefit to the City, and the report was of extremely high quality.

OPERATIONS COMMITTEE: **John R. Zelinsky, Co-Chair**
[\(Attendance\)](#) **Scott Mirkin, Co-Chair**
[\(Report\)](#) Meeting: Wednesday, May 25, 2005
 7:00 p.m. – Democratic Caucus Room

Co-Chair Zelinsky reported that the Operations Committee met on May 25, 2005. Present were Committee Members Zelinsky, Mirkin, Coppola, Hunter, McDermott, Munger, O'Neill, Adams and White; excused were Reps. Pavia and Sweeney. Also present were Morton Klein of Operations; and Ellen Bromley of Social Services.

1. O26.074 REVIEW; municipal solid waste statistics, including volume collection by category (MSW, bulky waste, recyclables, co-mingled, cardboard, mixed paper). **REPORT MADE**
 03/08/05 – Submitted by Rep. Mirkin
 03/22/05 – No action taken
 04/04/05 – Held by 26th Board
 04/20/05 – Report Made
 05/25/05 – Report Made

Co-Chair Zelinsky stated that Mr. Klein answered questions of the Committee, and no action was taken.

2. [O26.076](#) AGREEMENT; between the City of Stamford and the Norwalk Transit District for provision of transportation services for disabled citizens. **APPROVED ON CONSENT AGENDA**
 05/05/05 – Submitted by Ellen Bromley
 05/12/05 – Approved by Board of Finance
 05/25/05 – Committee approved 9-0-0

Co-Chair Zelinsky reported that the contract runs from July 1, 2005 to June 30, 2006, and it is a renewal of an agreement this Board passed last year. Last year the subsidy was \$125,000 and this year the fixed subsidy is \$90,000.

3. O26.077 REVIEW; costs of bringing recyclables collection in house. **REPORT
MADE**
05/05/05 – Submitted by Rep. Mirkin
05/25/05 – Report Made

Rep. Zelinsky stated that Mr. Klein answered questions from the Committee members, and no action was taken.

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

PUBLIC SAFETY &

HEALTH COMMITTEE:

[*\(Report\)*](#)

Richard Lyons II, Chair

Gail Clear, Vice Chair

Meeting: Thursday, June 2, 2005

6:30 p.m. – Stamford Police Department

805 Bedford St. – Stamford Police Commission Room

Chair Lyons reported that the Public Safety & Health Committee met on June 2, 2005. Present were Committee Member Reps. Lyons, Clear, Adams, Blackwell, Coppola, Mirkin and Zelinsky; also present were Reps. DePina and Morrow, Brent Larrabee, Bill Callion, Rich Priola, Mark Denham and Rev. Robert Perry.

1. PS26.073 REVIEW; of police headquarters and holding cell facilities. **REPORT
MADE**
05/05/05 – Submitted by Reps. Lyons & DePina
06/02/05 – Report Made

Chair Lyons reported that all members present were in agreement that the facility needs to be addressed – both long term and short term. The Director of Engineering agreed to help draft a scope of work document to attempt to get a feasibility study prior to the beginning of September. This will allow time for lobbying for the project in the next capital budget cycle.

Chief Larrabee indicated that the two most immediate areas of concern were the jail cell facilities and the records retention room and workspace area connected to that.

PARKS AND

RECREATION COMMITTEE:

Linda Cannady, Co-Chair

Steve McDermott, Co-Chair

[\(Attendance\)](#)

[\(Report\)](#)

Meeting: Tuesday, May 24, 2005

7:00 p.m. – Democratic Caucus Room

Co-Chair Cannady reported that the Parks & Recreation Committee met on May 24, 2005. Present were Committee Member Reps. Cannady, McDermott, Clear, Giordano, Lyons, Fedeli and Morrow. Also in attendance were Reps. Boccuzzi and Zelinsky. Excused were Committee Member Reps. McCullen, Pavia, Pia and White. Frank Fedeli, Erin McKenna and Sybil Richards were also in attendance along with members of the public.

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|-------------|--|----------------------------|
| 1. PR26.084 | RESOLUTION; REVIEW ; approving a gift acceptance from the Stamford Sailing Foundation in the amount of up to \$2 million for a building and marina refurbishment at Southfield Park.
04/07/05 – Submitted by Frank Fedeli and Skip Raymond (Stamford Sailing Foundation)
05/24/05 – Committee approved 5-1-1 to change to a resolution; Resolution approved 5-1-1 | NO ACTION
TAKEN |
|-------------|--|----------------------------|

Co-Chair Cannady stated a slide presentation was given by representatives of the Sailing Foundation. Copies of this material is available in the Board Office.

During Committee, a motion to change the item from a review to a resolution was made, seconded and approved by a vote of 5-1-1. The Committee approved the item by a vote of 5-1-1.

Rep. Mitchell moved to send the item back to Committee; said motion was seconded by Rep. Zelinsky. President Martin stated that the rules would have to be suspended by the full Board in order to do that. If that is not done, then no action will have been taken.

Co-Chair Cannady moved to suspend the rules to consider Item No. PR26.084 as a resolution; said motion was seconded.

Said motion failed by a machine vote of 18-16 (Reps. Benyus, Boccuzzi, Clear, Coppola, Day, DeLuca, Fedeli, Franzetti, Greenberg, Kernan, Layton, Lyons, McDermott, Mirkin, Molgano, Morrow, Munger and Pia in favor; Reps. Adams, Blackwell, Cannady, DePina, Diamond, Figueroa, Giordano, Martin, McCullen, Mitchell, Nowakowski, O'Neill, Rauh, Skigen, Summerville and Zelinsky opposed) (See [Vote Record No. 623](#)).

Rep. Lyons stated that everyone should bear in mind that all we are approving is allowing them to go out and secure funds to help them secure a facility. We are not approving the lease, the design of the building or the location of the building.

We are just allowing a private entity that wants to help underprivileged children, through a private fund at no cost to the taxpayers, to start a \$2 million donation campaign.

2. PR26.085 REVIEW; Shellfish Commission actions regarding issuance of permits and management of shellfish beds. **REPORT MADE**
05/05/05 – Submitted by Rep. Lyons
05/24/05 – Report Made

Co-Chair Cannady stated that the discussion was on events in 2002-03 regarding complaints about a commercial vessel. A report has been provided to all members.

Rep. Lyons stated that the commercial entity harvested shellfish, but the restoration of the clam beds never took place. The validity of the agreement is still in question.

Chair Cannady added that members of the Dept. of Aquaculture spoke about the standards of the Shellfish Commission. According to their records, they allowed the commercial vessel to harvest 450 bushels of shellfish from our recreational beds. There are on-going issues with this matter.

Clerk of the Board Summerville noted that Reps. Pavia and Nakian have left the meeting.

3. [PR26.086](#) [Schedule A](#) [Schedule B](#) APPROVAL; of an agreement between the City of Stamford and the Greater Stamford Tennis Association to renovate the Scalzi Park Tennis Courts. **APPROVED BY UNANIMOUS VOICE VOTE**
05/05/05 – Submitted by Operations Department
05/24/05 – Committee approved 7-0-0

Co-Chair Cannady reported that the Committee was advised that the Greater Stamford Tennis Association would be responsible for certain fees, but that all license and permit fees would be waived. Rep. Zelinsky pointed out at the Committee that the tennis courts would be out of service during tennis season. Rep. O'Neill stated his concern that the Board has not seen a design or parking plan and the effect on the surrounding neighborhood.

Co-Chair Cannady stated that the agreement is contingent on the financing being finalized for the project. Co-Chair Cannady moved for approval of the item; said motion was seconded.

Rep. Zelinsky stated that he thinks it is great this tournament will be held here in Stamford, but he is disappointed that the courts will not be available during the summer season.

Rep. O'Neill stated that the courts were in very bad shape, and he hopes that the improvements are made expeditiously.

A motion to approve Item No. PR26.086 was made and seconded; said motion was approved by unanimous voice vote.

EDUCATION COMMITTEE: **Brian O'Neill, Co-Chair**
 Thomas Hunter, Co-Chair
Meeting: Monday, May 23, 2005
7:00 p.m. – Democratic Caucus Room
(in conjunction with the Legislative & Rules)

No report.

**HOUSING/COMMUNITY DEVELOPMENT/
SOCIAL SERVICES COMMITTEE:** **Elaine Mitchell, Chair**
(Attendance) **Philip Giordano, Vice Chair**
(Votes) Meeting: Tuesday, May 17, 2005
6:00 p.m. – Legislative Chambers

Chair Mitchell noted that the Housing/Community Development/Social Services Committee met on May 17, 2005. Present were Committee Member Reps. Mitchell, Giordano, McCullen, McDermott, Molgano and Rauh; Reps. Blackwell and Figueroa were excused. Also in attendance was Tim Beeble and 19 agencies applying for the 2005 Neighborhood Assistance Act.

1. HCD26.32	RESOLUTION & PUBLIC HEARING ; approving the 2005 Neighborhood Assistance Act. 03/07/05 – Submitted by Sandra Dennies 05/17/05 – Committee approved 6-0-0	APPROVED ON CONSENT AGENDA
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Clerk of the Board Summerville asked if participation by the agencies was required by the grant. Chair Mitchell said that this is the Committee's first year in taking this up, and she is unaware of any requirements that the agency must be present or participate in the public hearing.

Chair Mitchell also stated that the Committee had a review on the process for this grant at last month's meeting, and added the Committee will take this item up later this year.

2. [HCD26.035](#) RESOLUTION; approving the Annual Action Plan (budget) for the Year 31 HUD entitlement funding for the CDBG Program (\$1,235,403), current CDBG funds for reprogramming (\$9,489) and HOME Program (\$685,600).
03/08/05 – Submitted by Tim Beeble
04/19/05 – Report Made
05/12/05 – Approved by Board of Finance 4-0-2
05/17/05 – Committee approved 6-0-0 **APPROVED ON CONSENT AGENDA**
3. HCD26.039 APPROVAL; of freezing 2005 HOME income limits at the 2002 approved levels.
03/08/05 – Submitted by Tim Beeble
04/19/05 – Held in Committee 6-0-0
05/17/05 – Committee approved 6-0-0 **APPROVED ON CONSENT AGENDA**

Suspension of the Rules: A motion to suspend the Rules to take up Item No. HCD26.042 below was made, seconded and approved by unanimous voice vote.

4. [HCD26.042](#) APPROVAL; of the Year 31 CDBG Budget for July 1, 2005 through June 30, 2006 of (\$1,235,403); current CDBG funds for reprogramming (\$9,489) and HOME Program (\$665,600).
03/08/05 – Submitted by Tim Beeble
04/19/05 – Report Made
05/12/05 – Approved by Board of Finance 4-0-2
05/17/05 – Committee approved 6-0-0 **APPROVED BY VOICE VOTE**
(Rep. Cannady abstaining)

A motion to approve Item No. HCD26.042 was made and seconded; said motion was approved by voice vote (Rep. Cannady abstaining).

A motion to approve the Consent Agenda, consisting of Item Nos. 1 through 3 above, was made, seconded and approved by voice vote (Rep. Cannady abstaining).

STATE & COMMERCE COMMITTEE: Paul Esposito, Chair
John Morrow, Vice Chair

No report.

TRANSPORTATION COMMITTEE: Robert “Gabe” DeLuca, Chair
Terry Adams, Vice Chair

No report.

RESOLUTIONS

Suspension of the Rules:

1. [SENSE OF THE BOARD RESOLUTION;](#) **APPROVED BY**
recognizing Annie M. Summerville's 27 years of **UNANIMOUS**
service on the Board of Representatives. **VOICE VOTE**
05/05/05 – Submitted by 26th Board

MINUTES

1. [March 30, 2005 Special Board Meeting](#) **APPROVED BY**
UNANIMOUS
VOICE VOTE
2. [April 4, 2005 Regular Board Meeting](#) **APPROVED BY**
UNANIMOUS
VOICE VOTE
3. [May 2, 2005 Regular Board Meeting](#) **APPROVED BY**
UNANIMOUS
VOICE VOTE
4. [May 9, 2005 Special Budget Meeting](#) **APPROVED BY**
UNANIMOUS
VOICE VOTE

OLD BUSINESS

NEW BUSINESS

ADJOURNMENT Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 10:03 p.m.