

*The Regular Meeting of the 27th Board of Representatives of the City of Stamford was held on **Monday, March 3, 2008** in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, 4th Floor, Stamford, Connecticut.*

MINUTES

President Martin called the meeting to order at 8:30 p.m.

INVOCATION: Led by Rep. Figueroa.

“Oh, God, our Father, creator, provider and minister of every one of us, we thank You for this opportunity tonight, for allowing us to gather together, to carry out the business of this community. We implore, our Father, that our hearts will carry on together, that it will make all of our responsibilities easier to execute. Grant us intelligence as we go far into the world. Bless each house that is represented here tonight. And this is our prayer. Amen.”

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

ROLL CALL: Conducted by Clerk of the Board Summerville. There were 39 members present and 1 member absent at roll call (Rep. Berns, who arrived at approximately 8:45 p.m.).

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

MOMENTS OF SILENCE: For the late: William F. Buckley, Harold J. Sandak, and Marcia Lynn Stella of the 27th Board of Representatives; Joseph Pankey, Sr. and Andrew Maciejczyk, by Clerk Summerville; Rosa Booker by Rep. Mitchell; Maria R. Hrywna, Chris Bienkowski, Kenneth Miller, Wesley R. Deicke, Patrick M. Henry, William Edward McKenna, Raymond A. Colletto, Sr., Constance Vodola and Mary Karukas by Rep. Giordano; Catherine V. Peluso, William J. Gerardi, Sr., Henry R. Sienkiewicz, Mark Nowakowski and Mary M. Windhorst by Reps. Giordano and Zelinsky; Louis W. Meyer, Kim Muscetta and Anthony Koproski, Jr., by Rep. Zelinsky.

COMMUNICATIONS:

1. President Martin announced that Mary Fedeli and Randy Skigen will be representing the Board on the OPEB Trust.

2. President Martin announced that the Steering Committee will be held next Monday. At the beginning of the meeting, he will give a 15-minute presentation on the new web site. At the conclusion of the meeting, the Mayor and Dr. Starr will be presenting an overview of their budget to the Fiscal Committee.

HONORARY RESOLUTIONS:

1. [Sense-of-the-Board Resolution](#); commending Smith House for superior performance and achievement in the Dept. of Public Health Survey. 02/06/08 – Submitted by Reps. DeLuca and Day **APPROVED BY UNANIMOUS VOICE VOTE**
2. [Sense-of-the-Board Resolution](#); congratulating The Rev. Robert Perry on this 35th Anniversary as Senior Pastor of Union Baptist Church. 02/25/08 – Submitted by Clerk Summerville **APPROVED BY UNANIMOUS VOICE VOTE**

STANDING COMMITTEES

A motion to take a Committee Report out of order was made, seconded and approved by unanimous voice vote.

PARKS & RECREATION

COMMITTEE: Linda Cannady, Co-Chair

[\(Attendance\)](#)

Joseph Coppola, Co-Chair

[\(Votes\)](#)

Meeting: Tuesday, February 26, 2008

[\(Report\)](#)

7:00 p.m. – Conference Room #1

Co-Chair Coppola reported that the Parks & Recreation Committee met on Tuesday, February 26, 2008. Present were: Co-Chairs Cannady and Coppola and Committee Member Reps. Fedeli, Franzetti, Heaphy, Lyons, Mallozzi, Pia and White; absent/excused was Rep. Young. Also present was Clerk Summerville and Reps. Aposporos, Day, Molgano and Summerville; Lou Casolo, City Engineer; Ed Gentile, Asst. City Engineer; and Pepe Barbarotta, Laurie Albano and Mickey Docimo of Operations.

1. [PR27.027](#) APPROVAL; of an agreement with DeRosa Tennis Contractors, Inc. for the design and construction of four synthetic turf fields at Westhill High, West Beach and Lione Park. 02/04/08 – Submitted by Mayor Dannel P. Malloy **APPROVED BY MACHINE VOTE 31-8-1**

02/13/08 – Approved by Board of Finance 3-2-0
02/26/08 – Committee approved 7-2-0

Co-Chair Coppola stated the Committee meeting was relocated to the cafeteria due to the large attendance. The Committee approved the contract 7-2-0. Co-Chair Coppola moved Item No. PR27.027; said motion was seconded.

President Martin stated that since the Committee meeting, we have received a significant quantity of correspondence that the Board Office has tried to share with everyone through email or hard copy. There was additional information submitted this evening that was placed on everyone's desk. Just before the Board Meeting, President Martin stated he became aware of a petition with numerous signatures, and we were not able to distribute this, but it is now in possession of the Clerk of the Board. It is reported there are about 1,500 signatures supporting the petition.

Co-Chair Coppola stated he received a good number of calls from people throughout Stamford, but primarily from the Shippan area. He tried to explain his position on this matter, and he did tell some of these callers that he would let the Board know of their concerns of the turf fields, whether or not he shares them. There has been some correspondence that he received via email along with other members of the Board, in addition to many pieces of correspondence and many emails. He tried to read them all and take everything into consideration. As of two hours ago he had finished reading everything he had, while there are environmental concerns and he respects those, he sees nothing concrete to cause him to change his position. He leaves it up to the rest of the members of his Committee and his colleagues on the Board to draw their own conclusions. He hopes everyone read the material made available, and he appreciates the material, and he did learn a lot about artificial turf fields. He wants his colleagues to understand that there have been some environmental issues that have been brought up. He personally doesn't see them as something that should stand in the way of these fields.

Rep. Zelinsky moved to return the item back to Committee for one month. Said motion was seconded. Rep. Zelinsky stated he received requests from residents for more time to do more research. Because they will not be working on this project until next year, he feels a one month delay is reasonable.

The motion to return the Item to Committee failed by a machine vote of 9-30-0 (Reps. Esposito, Giordano, Heaphy, McGarry, Munger, White, Young and Zelinsky in favor; Reps. Adams, Aposporos, Blackwell, Boccuzzi, Cannady, Coppola, Day, DeLuca, DePina, Diamond, Fedeli, Figueroa, Franzetti, Gabriele, Larobina, Layton, Lodato, Lombardo, Lyons, Mallozzi, C. Martin, D. Martin, Miller, Mirkin, Mitchell, Molgano, Pia, Rauh, Skigen and Summerville opposed.) (See [Vote Record No. 893.](#))

Rep. Diamond stated that he has heard the environmental concerns and he appreciates them, but he will vote against this from a different perspective because this was a particularly difficult budget year. He has been led to believe that we are in austere times, and where he has supported improvements to the parks over the last few years,

it appears that this year is the wrong year to be putting this kind of money into parks. We have seen reductions to services like trash pickup, laid off firefighters, we have struggled with library hours, recycling hours, and we are even talking about closing a school. This very month we are taking \$846,000 from our Rainy Day Fund. Even though he has been told this is a capital item, he feels we have more important needs for sidewalks, bridges and schools. In a year like this, he cannot support \$3 million for artificial turf fields at these parks.

Rep. White stated that he would summarize remarks he made at the public meeting on the 11th and remarks before the Board of Finance on the 13th. All of us are in general agreement that the fields should be safe and playable and they should be properly maintained and monitored. From his position, he believes that parks are open space and that they should be used for both active and passive recreation and not just for the exclusive use of one interest group. In essence, we are abrogating a park really to one group, and he has always been opposed to that. His opposition tonight is to the passage of this contract. The contract has information, such as it is calling for fencing, scoreboards, bleachers, parking, artificial turf, etc., and they claim that they will sit down and make various concessions, but they are still in that contract. There is no call for a design committee in the contract, and to modify the contract at a later point will be extremely difficult. They can claim that they will sit down and negotiate and make changes, but it is a matter of contract.

Rep. White continued by saying that he doesn't think the neighborhood was properly engaged. There was a public meeting last August by the Engineering Department, and it was attended by a dozen people. Most of your neighborhood organizations usually don't meet in the summer, and the summer is a laid back, relaxed time, a lot of people are on vacation – especially early August – that is not the time to hold this kind of a meeting. This is why it was under the radar. When only a dozen or so attend, that tells you something. He is also concerned about keeping the covenants and promises that will be made, and if one looks at Cummings Park, that is proof that those promises are not kept.

Rep. White continued that regarding fiscal issues, they have not been properly examined. There are twenty year bonds paying for fields with a life span of 10-12 years. What is the cost to replace them? What if there are new environmental laws when it comes time to replace them? What about costs of disposing of them when that time comes. None of this has been taken into consideration in addition to the fact we are in an economic downturn right now. Alternatives have not been properly examined, grass fields in particular, especially in terms of what the proper maintenance and monitoring of these fields, and this has not been done. It is not the fault of the recreation department, and he does not believe they have ever had a proper budget in terms of maintaining the fields and monitoring their use. He believes that this should be explored.

Rep. White continued saying that in terms of safety questions, they loom larger every week. We have heard that no one really knows, and that is true and that is the crux of

the issue in terms of safety. He checked with the CDC, and they again said they don't know of any definitive studies, using rigorous scientific methods, to determine if there is a health hazard or safety issue with these artificial turf fields. This is a huge issue. He knows that the State Health Department has left up a decision on these to the local cities and towns, and this position is based on the fact that a \$2,000 study was done by the Agricultural Experiment Station, and there results were inconclusive. Dr. Lee has made a decision, and he is in support of the artificial turf based on the fact that no studies so far have been conclusive. It goes back to the fact that if you are going to make a decision, he would make a decision on the conservative side of the question. Until we know, he would not use them and would have a moratorium on these fields.

Rep. White stated that our CT State Legislature held a public hearing by the Environmental Committee, and they had support in the Committee, and there recommendation is to fund a \$250,000 study. That may become law in the next several weeks, and this was backed by Atty. General Blumenthal. As a result of all of this, we have several towns in CT that have instituted moratoriums. Last Tuesday Ridgefield held a referendum and defeated the installation of artificial turf, and a main reason is there are a lot of open questions in terms of health and safety.

Rep. White stated that there was a petition in three days by 480 plus residents in short time and made a part of the Parks & Recreation Committee meeting and those people were certainly opposed to it. While many were Shippan, many were technically not part of Shippan but members of various condo groups and live on the periphery of this and they were very much opposed to it.

Rep. White added that there were references made to the 1997 Parks Master Plan. This was a concept, not written in stone, and it was meant to improve our parks, but what he finds with master and conceptual plans is that they take on a life of their own and the scope of the project grows. All of a sudden we are faced with not just resurfaced fields, all the other considerations go out the window and it expands. You have more parking, the fences, and before you know it groups will be raising money to install concession stands and other amenities, forgetting the fact it is a public park and should be open to all. He knows that there are several groups, various neighborhood associations and condominium associations, very much opposed to this plan, and that should be taken into consideration. The Shippan Point Association does not like the present plan, but they believe that the fields that are there should be repaired.

Mr. White stated that the City Master Plan of 2002 says, "places important to local residents have become citywide attractions creating tensions. The neighborhoods are tightly built, with the result that every new proposal is fraught with controversy. Above all, the plan for the Cove, East Side and Shippan must reflect these concerns. It must give residents a sense that they are in control of their destiny, it must respect the hope residents have of preserving a genuine suburban neighborhood despite constant pressures for a more urban atmosphere. At the same time, it must preserve the qualities that make the area distinctive. A diverse economic and residential waterfront

parkland, maritime ecology, tree lined residential streets.” This project will turn it quite frankly into a sports complex at the expense of a park.

Rep. Mallozzi stated that there is no request for an additional appropriation. This contract includes work for Westhill and the design for West Beach. The important thing tonight is to vote for the contract so that the fields of Westhill can be done before the new school year. Also, we are still going to have another shot at dealing with this because after the design is done, we will receive the budget and will have an opportunity to eliminate the money to finish the project. We may find that the City is not working with the neighborhood and we may have more information on the safety of the fields. By voting for the contract tonight, it doesn't really guarantee the installation of those fields.

Rep. Heaphy stated that she wanted to add her voice to support Rep. White on the request to vote down the proposal. The soccer players do deserve better fields than they have, even if it requires some fencing. She believes that the offer of the administration to work with the neighborhood to try to make it more appropriate and suitable to the neighborhood is genuine, and she believes they will do that, however, she remains concerned about the health issues. More and more communities are saying that they want to look closely at these fields before they go forward. She feels we are better off now standing back and looking at what the science tells us before we get to a situation where we have to remove the fields because they become a proven health or environmental concern. For these reasons, she will not vote in favor of this agreement at this point.

Rep. Day stated that he wants to address the issues of the alleged risks and dangers of these synthetic fields, because on balance, both from a health and an environmental standpoint, the arguments weigh in favor of these fields. These fields will require no watering, no fertilizers or pesticides. They will require no use of gas-powered motors, gas-powered aerators or leaf blowers. They involve the benefit of recycling tires, which is something all environmentalists believe in. The process of recycling these tires removes most of the bad stuff. By the way, what do they think happens to the 5/8 of an inch of rubber material on their tires that wears out during the life of those tires. Are we prepared to ban tires from our automobiles? You need to contrast the purely hypothetical dangers to the known risks of the alternatives. What do we have there currently? We have a hard, barren surface with rocks, glass, geese droppings. The kids get cuts, abrasions, broken bones, twisted ankles in the holes. With the goose droppings there, who can possibly argue that that is not a health problem. The alternatives, which involve natural turf with the enormous expense of maintaining that, the use of water, fertilizers, pesticides, and you could argue that you can maintain these fields organically, but you cannot maintain these fields organically with the amount of use that these fields get. Finally, there is another agenda item about the health of our citizens and the health of our kids. Obesity is a problem with our kids, what are we going to do, not have the fields? We have to deal with reality and go what is given – we have an opinion from Dr. Lee, information from the Dept. of Public Health – and the attorney general is not recommending that we don't build them.

Rep. Berns stated that he has received dozens of emails on both sides of the question. There has been some characterization of people against this as being from Shippan, and although a lot of emails he received were from there, he received emails from other parts of the City as well. No one seems to think the fields are fine as they are, and he feels the fields are in terrible shape and we absolutely need a solution for health and safety purposes for that. His concern is that there appears to be proposed legislation to fund a study on the toxicity of these tire turf surfaces here in the State of CT. California and New York are having moratoriums on these fields.

Rep. Berns stated that if we delay this for one month, we can allow time for Dr. Lee to respond to the many concerns about the safety and health of the use of these fields. His other concern besides seeking another month is that the only two options ever considered were the tire surface and natural turf. It is difficult for him to believe there are not other options out there. Astro turf has been used in professional fields, and he imagines there are surfaces more durable than natural that have a longer history of use and therefore more information about the safety/health consequences of using them.

Rep. Lyons stated that this is a very, very emotionally-charged issue. In November 2004, Federal Little League came in with a donation fund to light their Little League Field. They were the only League in the City at that time with one field, and they wanted to light the field to extend the hours of play. The neighborhood opposed it vehemently, and it got appealed to the Board of Reps. At that time, the City was in the process of the West Beach master plan. In March of 2005, the Federal Little League agreed to withdraw its light application pending the City leasing to them another ballfield. That ballfield was the adult softball field at the northern end of West Beach. As soon as Kosciusko was opened, the adult ballfield from the northern end of West Beach would be relocated to Kosciusko, as happened. Stamford Youth Soccer had two fields side by side on the south end of West Beach behind Federal Little League. In 2006, funds were acquired to take part of their field and create a second baseball field for Federal Little League. In 2007, when the parks budget was approved, they moved Federal Little League into another field on the same side as their field at West Beach. The only funding available now is the Westhill Project, which must be completed by September and the design of the West Beach fields. There is no money for building the West Beach fields. When that happened, that is when Engineering and the City began to look at West Beach to design a layout. Having all that happen, there were many late correspondences, a meeting with Engineering last week, and there was a lot of information shared. This is a very serious issue; it is just not an issue that has been rushed. The Mayor has met privately and publicly, he has issued strict promises about what he will give as far as a neighborhood working group, there has been outreach, and he knows it is a difficult issue and there are ways to split the issue. He hopes that in the end we can come up with something that works.

Rep. Zelinsky stated that this issue pits residents against residents. Rep. Zelinsky has attended all meetings on this matter and has listened carefully to both sides. His son played on one of these fields and the fields are in bad condition. Rep. Zelinsky spoke

with Greenwich personnel who said they have five fields, and after their extensive research, they installed the fields. They have had no problems and they plan on equipping middle schools with the same fields. He hopes that the working group comes to pass. The cost to maintain each field is about \$46,000. In the future if it is determined that using these fields are dangerous, we can stop the use of these fields. He will vote in favor of the item.

Rep. Coppola stated that there is a letter on file from Dr. Lee in the Board Office. He was told that this issue has to go before the Zoning Board, so it is by no means a done deal. Eventually, once the design is complete, it has to go before Zoning. Also, the Mayor and Mr. Casolo confirmed that there will be a Committee put in place. As co-chair of Parks & Recreation, he will make sure there is a committee in place and will monitor it to assure that it is a substantive committee that will try to get everyone in a position where they can all live with what they come up with. This Board needs to understand that this is going in to a design phase, and everything is on the table.

Rep. Berns stated that he read Dr. Lee's letter, and his interpretation of the letter was that based on the information available, this appears to be healthy and safe, but Dr. Lee made it clear there is not much information available. He would have preferred the item be held, as he doesn't want to spend money on a field that may later have to be removed due to unknown health concerns.

Rep. White stated that safety concerns are not the only issues; there are concerns about aesthetics and the fact that this is a public park.

The motion to approve the item was approved by a vote of 31-8-1 (Reps. Aposporos, Blackwell, Boccuzzi, Cannady, Coppola, Day, DeLuca, DePina, Esposito, Fedeli, Figueroa, Franzetti, Gabriele, Giordano, Layton, Lodato, Lombardo, Lyons, Mallozzi, C. Martin, D. Martin, Miller, Mirkin, Mitchell, Molgano, Pia, Rauh, Skigen, Summerville, Young and Zelinsky in favor; Reps. Berns, Diamond, Heaphy, Larobina, McGarry, Munger, Neary and White opposed; Rep. Adams abstaining.) (See [Vote Record No. 894.](#))

STEERING COMMITTEE: Meeting: Monday, February 11, 2008
([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.

APPOINTMENTS COMMITTEE: **Annie M. Summerville, Chair**
([Attendance](#)) **John J. Boccuzzi, Vice Chair**
([Votes](#)) Meeting: Tuesday, February 26, 2008

[\(Report\)](#)

7:00 p.m. – Democratic Caucus Room

Chair Summerville reported that the Appointments Committee met on Tuesday, February 26, 2008. Present were Chair Summerville and Vice Chair Boccuzzi and Committee Member Reps. Aposporos, Blackwell, DePina, Molgano and Munger.

1. [A27.137](#) **Urban Redevelopment Commission** **APPROVED ON
CONSENT
AGENDA**
Jacquelin Heftman (D) Repl. Fuhrman
97 Acre View Drive *Term Exp. 8/7/7*
Stamford, CT 06903
01/09/08 – Submitted by Mayor Dannel P. Malloy
01/22/08 – No action taken
02/26/08 – Committee approved 7-0-0

2. A27.133 **Old Long Ridge Historic District** **REJECTED
WITHOUT
PREJUDICE BY
UNANIMOUS
VOICE VOTE**
Marshall Millsap (D) New Member
76 Mill Road
Stamford, CT 06903
Term Expires: 12/01/11
12/11/07 – Submitted by Mayor Dannel P. Malloy
01/22/08 – No action taken
02/26/08 – No action taken

Because Mr. Millsap was unable to attend two interviews, a motion to reject the appointment (without prejudice) was made, seconded and approved by unanimous voice vote.

3. A27.138 **Tax Assessment Board of Appeals (Extra)** **APPROVED
ON CONSENT
AGENDA**
Starr B. Merritt (D) Extra position
65 Judy Lane
Stamford, CT 06906
02/08/08 – Submitted by Mayor Dannel P. Malloy
02/26/08 – Committee approved 7-0-0

Chair Summerville moved the Consent Agenda, consisting of Item Nos. 1 and 3; said motion was seconded and approved by unanimous voice vote.

Suspension of Rules

A motion to suspend the rules to take up an item not appearing on the Agenda was made, seconded and approved by unanimous voice vote.

4. [A27.131](#) **Tax Assessment Board of Appeals** **APPROVED BY
UNANIMOUS
VOICE VOTE**
Karen J. Fisher (U) Additional Member
93 Arden Lane
Stamford, CT 06905
Term Expires: Temporary Appointment
12/11/07 – Submitted by Mayor Dannel P. Malloy

02/26/08 – Committee approved 7-0-0

A motion to approve Item No. A27.131 was made, seconded and approved by unanimous voice vote.

FISCAL COMMITTEE: **Randall M. Skigen, Chair**
(Attendance) **Linda Cannady, Vice Chair**
(Votes) Meeting: Monday, February 25, 2008
(Report)

7:00 p.m. – Democratic Caucus Room

Chair Skigen reported that the Fiscal Committee met on Monday, February 25, 2008. Present were Chair Skigen and Vice Chair Cannady and Committee Member Reps. Day, DeLuca, Fedeli, Figueroa, Giordano, Lyons, Mirkin, Rauh and Skigen; absent/excused was Committee Member Rep. Mitchell. Also present was President David Martin; Karen Cammarota, Grants Director; Sandy Dennies, Director of Administration; Bill Callion, Director of Public Safety, Health & Welfare; Brent Larrabee, Chief of Police; Jim Hricay, OPM; Tom Young; Bill Gaffney of Total Valuation; Karen and Kathleen Murphy; Alex Tergis, Operations and Donna Porstner of the Stamford Advocate.

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| 1. F27.351
\$18,000.00 | ADDITIONAL APPROPRIATION (Grants Budget);
Medical Van Outreach; represents grant allocation
from CT Chapter of the March of Dimes.
02/04/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – Approved by Board of Finance
02/25/08 – Committee Approved 9-0-0 | APPROVED
ON CONSENT
AGENDA |
| 2. F27.348
\$1,615.00 | ADDITIONAL APPROPRIATION (Grants Budget)
Commission on Aging Outreach Grant; Overtime;
represents increased allocation by State Dept. of
Social Services.
02/04/08 – Submitted by Mayor Dannel P. Malloy
03/13/08 – Approved by Board of Finance
02/25/08 – Committee Approved 9-0-0 | APPROVED
ON CONSENT
AGENDA |
| 3. F27.346
\$395,752.00 | ADDITIONAL APPROPRIATION (Grants Budget);
Day Care Grant; Day Care Allotment; increased CT
Dept. of Social Services allocation.
01/17/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – Approved by Board of Finance
02/25/08 – Committee Approved 9-0-0 | APPROVED
ON CONSENT
AGENDA |
| 4. F27.345 | ADDITIONAL APPROPRIATION (Grants Budget); | APPROVED |

\$14,000.00 Easy Breathing Grants; to appropriate grants from St. Mary's Hospital in Waterbury (\$4,000) and the City of Bridgeport (\$10,000) to pay a portion of the epidemiologist's salary and to encourage and maintain provider participation in the program.
01/17/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – Approved by Board of Finance
02/25/08 – Committee Approved 9-0-0

**ON CONSENT
AGENDA**

5. [F27.344](#)
\$10,000.00 ADDITIONAL APPROPRIATION (Grants Budget); Youth Services Bureau; Direct Service Grant; to fund Girls Empowerment Movement in Stamford (GEMS); collaboration of Youth Services Bureau, Domus, Stamford Public Schools and Child Guidance to benefit high school girls.
01/17/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – Approved by Board of Finance
02/25/08 – Committee Approved 9-0-0

**APPROVED
ON CONSENT
AGENDA**

6. [F27.349](#)
~~\$1,600,000.00~~
\$1,300,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Police; Overtime; to fund shortage in overtime account for second half of FY 07/08.
02/04/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – \$1,300,000 approved by Board of Finance 4-1-0
02/25/08 – Committee Approved 9-0-0

**APPROVED
ON CONSENT
AGENDA (Rep.
Franzetti
abstaining)**

Secondary Committee: Public Safety & Health

Concur 7-0-0

7. [F27.350](#)
\$100,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Support Services; Gasoline; energy costs were budgeted at \$2.13/gallon; current price is \$2.72.
02/04/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – Approved by Board of Finance 4-1-0
02/25/08 – Committee Approved 9-0-0

**APPROVED
ON CONSENT
AGENDA**

8. [F27.339](#)
\$200,000.00 ADDITIONAL APPROPRIATION (Capital Budget); Engineering; Boyle Stadium Renovation; to perform restoration work on home and visitor bleachers and to repair damaged concrete; source of funds: CT Commission on Culture & Tourism; required match: \$200,000.
01/09/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – Held by Board of Finance
01/28/08 – Approved by Planning Board
01/28/08 – Committee approved 9-0-0

**HELD IN
COMMITTEE**

02/25/08 – No Action Taken

Secondary Committee: Parks & Recreation

Waived

A motion to waive the Secondary Committee Report was made, seconded and approved by unanimous voice vote.

9. [F27.352](#) ADDITIONAL APPROPRIATION (Capital Budget); **APPROVED**
\$50,000.00 Engineering; Signal Hardware Equipment Upgrade; **ON CONSENT**
to replace and rewire traffic signal control **AGENDA**
equipment.
02/04/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – Approved by Board of Finance
02/25/08 – Committee Approved 9-0-0
10. [F27.347](#) ADDITIONAL APPROPRIATION (Operating **APPROVED**
\$100,000.00 Budget); Snow Removal; Salt & Sand; to increase **ON CONSENT**
salt stockpile at a favorable rate in order to ensure **AGENDA**
adequate quantities for winter storms.
02/04/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – Approval by Board of Finance
02/25/08 – Committee Approved 10-0-0
- 11a. [F27.313](#) RESOLUTION; approving a transfer to the Rainy **APPROVED**
Day Fund in the amount of \$846,695 from the **ON CONSENT**
2006-2007 budget surplus. **AGENDA**
09/28/07 – Submitted by Mayor Dannel P. Malloy
10/16/07 – Item withdrawn at Board of Finance
10/29/07 – Held in Committee 9-0-0
11/07/07 - Held
11/08/07 – Held by Board of Finance
11/14/07 – Placed on Pending Agenda
12/13/07 – Held by Board of Finance
01/28/08 – Held in Committee 10-0-0
02/13/08 – Approved by Board of Finance
02/25/08 – Committee Approved 10-0-0
- 11b. [F27.309](#) ADDITIONAL APPROPRIATION (Operating **ITEM**
\$398,495.00 Budget); Self Insurance; Medical & Life Insurance; **WITHDRAWN;**
to increase medical reserve to 4% as **NO ACTION**
recommended by consultant; source of funds: **TAKEN**
2006/07 Surplus.
10/01/07 – Submitted by Mayor Dannel P. Malloy
10/16/07 – Item withdrawn at Board of Finance mtg
10/29/07 – Held in Committee 9-0-0
11/07/07 – Held
11/08/07 – Held by Board of Finance

11/14/07 – Placed on Pending Agenda
12/13/07 – Held by Board of Finance
01/28/08 – Held in Committee 10-0-0
02/04/08 – [Withdrawn](#) by Mayor Malloy
02/13/08 – Withdrawn by Administration
02/25/08 – No action taken

11c. F27.353 \$398,495.00 \$348,495.00	ADDITIONAL APPROPRIATION (Operating Budget); Interfund Transfers; Use of Fund Balance; to offset anticipated 2d quarter financial deficit of \$669,564. 02/04/08 – Submitted by Mayor Dannel P. Malloy 02/13/08 – \$348,495 approved by Board of Finance 02/25/08 – Committee Approved 8-0-2	APPROVED BY MACHINE VOTE 26-13-0
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Clerk Summerville chaired the meeting at this point.

A motion to approve Item No. F27.353 was made, seconded and failed (for lack of a 2/3 vote) by a machine vote of 22-17-0 (Reps. Blackwell, Boccuzzi, Cannady, Day, DeLuca, DePina, Esposito, Fedeli, Giordano, Heaphy, Lyons, C. Martin, McGarry, Miller, Mitchell, Molgano, Neary, Rauh, Skigen, Summerville, Young and Zelinsky in favor; Reps. Aposporos, Berns, Coppola, Diamond, Figueroa, Franzetti, Gabriele, Larobina, Layton, Lodato, Lombardo, Mallozzi, D. Martin, Mirkin, Munger, Pia and White opposed) (See [Vote Record No. 895](#)).

A motion to reconsider was made by a member of the prevailing side; said motion was seconded and approved by a vote of 24-15-0 (Reps. Adams, Aposporos, Berns, Blackwell, Boccuzzi, Cannady, Day, DeLuca, DePina, Diamond, Esposito, Fedeli, Gabriele, Giordano, Heaphy, Lyons, C. Martin, Miller, Mitchell, Neary, Rauh, Skigen, Summerville and Young in favor; Reps. Coppola, Figueroa, Franzetti, Larobina, Layton, Lodato, Lombardo, D. Martin, McGarry, Mirkin, Molgano, Munger, Pia, White and Zelinsky opposed.) (See [Vote Record No. 896](#); note that Rep. DeLuca's vote was not recorded electronically, but he advised the Clerk he was voting in favor.)

Majority Leader Boccuzzi moved for a recess at 9:43 p.m.; said motion was approved by a vote of 26-12-0 (Reps. Adams, Aposporos, Blackwell, Boccuzzi, Cannady, Day, DeLuca, DePina, Diamond, Esposito, Fedeli, Figueroa, Giordano, Heaphy, Larobina, Lyons, C. Martin, D. Martin, Miller, Mitchell, Rauh, Skigen, Summerville, White, Young and Zelinsky in favor; Reps. Coppola, Franzetti, Gabriele, Layton, Lodato, Lombardo, McGarry, Mirkin, Molgano, Munger, Neary and Pia opposed.) (See [Vote Record No. 897](#).)

Majority Leader Boccuzzi took over chairing the meeting at this point, and called the meeting to order at 10:02 p.m. Note that Rep. Mallozzi left the meeting at this time.

Rep. Skigen stated that pursuant to Robert's Rules of Order, the effect of the adoption of a motion to reconsider is to immediately place before the assembly again the

question on which the vote is to be reconsidered. So the item is before us without another motion.

Rep. Berns stated that he recalls when the CCTV vote failed, there was a motion to reconsider at that time, which effectively postponed the revote for one month. So, Rep. Berns wanted to know why this matter was being treated in a different way. Mr. Martin stated that regarding the CCTV vote, the motion to reconsider was followed by a motion to hold, which held it back a month. A motion to reconsider does not result in an automatic postponement in any way.

Rep. Berns stated that prior to the recess, there were a number of complex motions that clearly were confusing to most people, and he thought that part of the meeting was particularly well run.

A motion to approve Item No. F27.353 was approved by a machine vote of 26-13-0 (Reps. Adams, Berns, Blackwell, Boccuzzi, Cannady, Day, DeLuca, DePina, Diamond, Esposito, Fedeli, Figueroa, Giordano, Heaphy, Lyons, C. Martin, McGarry, Miller, Mitchell, Neary, Rauh, Skigen, Summerville, White, Young and Zelinsky in favor; Reps. Aposporos, Coppola, Franzetti, Gabriele, Larobina, Layton, Lodato, Lombardo, D. Martin, Mirkin, Molgano, Munger and Pia opposed.) (See [Vote Record No. 898.](#))

President Martin returned to chairing the meeting.

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|-----------------------------|--|------------------------|
| 12. F27.327 | PROPOSED ORDINANCE; <u>for publication</u> ;
establishing contribution levels to the Post
Employment Benefits Trust.
12/07/07 – Submitted by President Martin & Reps.
Skigen, Fedeli & Day
12/17/07 – Held in Committee 8-0-0
01/28/08 – Held in Committee 10-0-0
02/25/08 – Report Made | REPORT
MADE |
| 13. F27.354 | REVIEW; 2007 revaluation results; implications on
property tax assessments.
02/06/08 – Submitted by President Martin
02/25/08 – Report Made | REPORT
MADE |
| 14. F27.355 | REVIEW; legal opinion concerning phase-in
calculations for recently-improved properties.
02/06/08 – Submitted by President Martin
02/25/08 – Report Made | REPORT
MADE |

A motion to approve the Consent Agenda, consisting of Item Nos. 1 through 7 and 9, 10 and 11A, was made, seconded and approved by voice vote (Rep. Franzetti abstaining on Item No. 6; Rep. Berns abstaining on the Consent Agenda).

Chair Skigen stated that the Mayor will be sending his budget down one week from today. The Fiscal Committee will meet with the Mayor and the Superintendent of Schools who will present overviews of their budgets at that time. The schedule for budget hearings have been distributed to everyone.

LEGISLATIVE & RULES

COMMITTEE:

James D. Diamond, Chair
Arthur Layton, Vice Chair

No meeting; no report.

1. [LR27.059](#) PROPOSED ORDINANCE; **for publication;** **NO REPORT**
amending Chapter 164 of the Code of Ordinances to reduce noise pollution caused by lawn and landscaping equipment.
11/07/07 – Submitted by Rep. Lodato
11/19/07 – Held in Committee 9-0-0
12/17/07 – Held in Committee 10-0-0
01/28/08 – Held in Committee 7-0-0

2. [LR27.067](#) PROPOSED ORDINANCE; **for publication;** **NO REPORT**
amending Section 97-10 of the Code of Ordinances providing for Board of Representative Approval for the appointment of Civil Citation Officers.
02/06/08 – Submitted by President Martin

3. [LR27.064](#) RESOLUTION; approving a lease agreement **NO REPORT**
between the City of Stamford and the Stamford Federal Credit Union for space on the 6th Floor of the Stamford Government Center.
01/29/08 – Submitted by Mayor Dannel P. Malloy
02/12/08 – To be considered by Planning Board
02/13/08 – Approved by Board of Finance

4. [LR27.065](#) RESOLUTION; concerning a tax exemption for **NO REPORT**
higher mileage vehicles and hybrid passenger cars.
01/30/08 – Submitted by Mayor Dannel P. Malloy

PERSONNEL COMMITTEE: Mary Lisa Fedeli, Chair

Pauline S. Rauh, Vice Chair

No meeting; no report.

1. P27.072 REJECTION; of an contract settlement between the Board of Education and the Educational Assistants of Stamford Association (EASA). **NO REPORT**
02/07/08 – Submitted by Board of Education
02/13/08 – Reviewed by Board of Finance
(Advisory to be issued)
2. P27.073 APPROVAL; of an agreement to modify extra duty pay with the Stamford Police Association (SPA). **NO REPORT**
02/07/08 – Submitted by Dennis Murphy

LAND USE/URBAN

REDEVELOPMENT COMMITTEE: Harry Day, Chair

[\(Attendance\)](#)

Patrick J. White, Vice Chair

[\(Report\)](#)

Meeting: Wednesday, February 27, 2008
7:30 p.m. – Republican Caucus Room
- and -

[\(Attendance\)](#)

Meeting: Monday, March 3, 2008
6:45 p.m. – Republican Caucus Room

[\(Votes\)](#)

[\(Report\)](#)

Chair Day reported that the Land Use/Urban Redevelopment Committee met on Wednesday, February 27, 2008. Present were: Chair Harry Day and Representative Members: Franzetti, Salvatore, and Summerville. Absent or excused were Representatives: Mitchell, Boccuzzi, White, Diamond, and Lombardo. Also present were: Tim Curtin, Chairman of OTHRA; Todd Dumais, Planning Associate; and Mike Freimuth, Director of Economic Development.

Chair Day reported that the Committee also met this evening. Present were Chair Day and Committee Member Reps. Boccuzzi, Diamond, Gabriele, Lombardo, Mitchell and Summerville. Absent/excused were Committee Member Reps. Franzetti and White.

1. LU27.043 **RESOLUTION & public hearing**; providing for an adjustment to the zoning fees schedule. **APPROVED ON CONSENT AGENDA**
12/20/07 – Submitted by Mayor Dannel P. Malloy
01/30/08 – Committee approved 5-0-0
02/04/08 – Approved for public hearing
02/27/08 – No quorum
03/03/08 – Committee approved 7-0-0 (as amended)

Chair Day reported that a public hearing was held on this item, and no one from the public attended. The Committee voted to approve the item this evening with some minor wording changes for clarification.

2. [LU27.013](#) **RESOLUTION**; approving the acceptance of Walnut Ridge Lane. **APPROVED ON CONSENT AGENDA**
12/27/07 – Submitted by Leonard C. D’Andrea
01/18/08 – Approved by [Engineering Department](#)
01/30/08 – Held in Committee 5-0-0
02/27/08 – No quorum
03/03/08 – Committee approved 7-0-0

3. [LU27.044](#) **REVIEW**; status of the Old Town Hall Redevelopment Project. **REPORT MADE**
02/07/08 – Submitted by President Martin, Clerk Summerville, Rep. Day and Tim Curtin
02/27/08 – Report Made

Chair Day urged everyone to read the Committee Report and the memorandum prepared by Mr. Curtin to OTHRA as this concerns an important adjustment to the capital budget that was presented to the Planning Board.

A motion to approve the Consent Agenda, consisting of Item Nos. 1 and 2 was made, seconded and approved by unanimous voice vote.

OPERATIONS COMMITTEE: **John R. Zelinsky, Jr., Chair**
([Attendance](#)) **Scott Mirkin, Vice Chair**
([Votes](#)) Meeting: Wednesday, February 27, 2008
([Report](#))
7:00 p.m. – Democratic Caucus Room

Chair Zelinsky reported that the Operations Committee met on February 27, 2008. Present were: Chair Zelinsky and Committee Member Reps. Adams, Berns, Coppola, Larobina, Lodato, Mallozzi and Munger. Absent/excused were Committee Member Reps. Mirkin, Neary and White. Also present was Clerk of the Board Summerville, Alex Tergis, Public Service Bureau Chief; Ben Barnes, Director of Operations; and Lou Casolo, Ed Gentile and Paul Ginotti of the Engineering Department; and Donna Porstner of the Stamford Advocate.

1. [O27.037](#) **REVIEW**; updated report (prior report 11/29/07) on storm drainage system vis-à-vis April and October flooding. **REPORT MADE**
02/06/08 – Submitted by Chair Zelinsky

02/27/08 – Report Made

Chair Zelinsky stated a report was attached to the Committee Report.

2. [O27.038](#) REVIEW; progress of curbside pickup of trash and recycling. **REPORT MADE**
02/06/08 – Submitted by Chair Zelinsky
02/27/08 – Report Made

Chair Zelinsky stated a report was attached to the Committee Report.

3. [O27.036](#) APPROVAL; of a contract modification for the contract between the City and BL Companies for the design of Richmond Hill Avenue Bridge. **APPROVED ON CONSENT AGENDA**
02/04/08 – Submitted by Mayor Dannel P. Malloy
02/13/08 – Approved by Board of Finance
02/27/08 – Committee approved 8-0-0

Chair Zelinsky moved the Consent Agenda, consisting of Item No. 3. Said motionw as seconded and approved by unanimous voice vote.

PUBLIC SAFETY & HEALTH COMMITTEE: Richard Lyons, II, Chair

[\(Attendance\)](#)

Meeting: Thursday, February 28, 2008

[\(Votes\)](#)

6:30 p.m. – Democratic Caucus Room

[\(Report\)](#)

Chair Lyons reported that the Public Safety & Health Committee met on February 28, 2008. Present were Chairman Lyons and Committee Member Reps. Berns, Larobina, Mirkin, Adams, Aposporos, Coppola, Pia, and Zelinsky. Absent or excused were Committee Member Reps.: DePina and Cynthia Martin. Also present were: David Martin, President of the Board of Representatives, Bill Callion, Director of Public Safety, Health & Welfare; Johnnie Lee, M.D., Director of Health; Peter Brown, Deputy Fire Chief and Police Chief Larabee.

1. [PS27.024](#) REVIEW; draft policies & procedures manual for CCTV cameras. **REPORT MADE & HELD IN COMMITTEE**
04/06/07 – Submitted by Director Callion
05/31/07 – Report Made & Held in Committee
07/09/07 – Motion to place on Agenda failed
08/23/07 – Report Made
09/27/07 – Report Made
10/01/07 – Report Made

11/15/07 – Held in Committee 9-0-00
01/31/08 – Report Made
02/28/08 – Report Made & Held in Committee

Chair Lyons stated the item was reviewed again and will be taken up at next month's meeting.

2. [PS27.030](#) APPROVAL; of an agreement for a Strategic Fire Study with System Planning Corporation, Tridata Division. **HELD IN COMMITTEE**
01/29/08 – Submitted by Mayor Dannel P. Malloy
01/28/08 – Approved by Board of Finance
02/28/08 – Held in Committee 7-1-1

Chair Lyons stated that due to some discrepancies regarding attachments to the contract, and confusion both on the Committee's part and Director Callion, the Committee agreed to hold this item for one month.

Rep. Berns stated he had written comments that he wanted to submit to the record to be attached to the minutes. Among other things, the written comments request that henceforth City officials who come before committees bring all the documents necessary for us to properly review them or to refer back to them.

Chair Lyons stated that it is very nice of Rep. Berns to resubmit his written notes, but they are in fact attached to each Committee Report sent out to all Board Members, and there is a notation about the notes that Rep. Berns submitted. So his notes are fully attached and are a complete part of the public record for the meeting.

Rep. Berns replied that Rep. Lyons may believe that the notes and comments made at the time of the meeting were everything he had to say, and in fact, the current submission for incorporation into the minutes – preferably typed – actually reflects some broader concerns about documentation being provided and not being provided at committee meetings.

Chair Lyons responded that comments were duly needed, but he does not remember items being added at the Regular Board Meeting to a committee report that is completed.

Clerk Summerville stated that, as the recordkeeper, she surely does not want to be in violation of Freedom of Information laws, and we have filed with the Town Clerk our minutes and our votes, and the procedure that the President has set forth is that the Chairman of each committee go over the minutes and whatever they sign off on is what we publish for the public and file with the Town Clerk. She is not in favor of discussing this matter at a full Board meeting, but she cautioned President Martin that if we are going to have committee minutes altered at the Board Meeting (without the Clerk of the Board, who is legally responsible for recordkeeping, or the chair of the Committee, she wants the record to reflect that she will not take legal responsibility for those minutes.

Clerk Summerville stated that she is not trying to deny a simple request from Mr. Berns to add something to the minutes, but she questions this procedure in light of state Freedom of Information laws.

President Martin replied that this is not a request to file a report but to file remarks with the minutes. Clerk Summerville stated that, in addition, this Board does not accommodate requests for verbatim minutes. If the Board is going to change its policy regarding minutes, then everyone should be advised of the policy change. As Clerk of the Board, she feels she has the right to determine the format that the minutes will take. Again, she is not trying to be disagreeable, but is merely trying to follow past and consistent practice.

President Martin stated that this issue has taken a different twist, and he believes something will have to be figured out. He stated he understands the Clerk's concerns, and this is a matter that will be taken up at a later time.

Rep. Day stated that he does not recall this practice being done in the past; i.e., submitting, for the record, written comments. President Martin stated he has encouraged people in the past to do this. Rep. Day responded stated that while there may not be anything wrong with it from a Robert's Rules standpoint, he just doesn't recall that we have ever done it, and he does not like the precedent. If this becomes a regular practice, we could grow our minutes to scores and scores of pages with material in the record that many members may not have the time to read much less debate. He added he is very troubled by this as a precedent.

President Martin stated that he understands, and this is not at the moment an item for consideration, but it raises an issue which he will deal with the Clerk.

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| 3. PS27.031 | PROPOSED ORDINANCE; <u>for publication</u> ;
restricting the sale of foods containing artificial trans
fat products in any food service establishment.
02/06/08 – Submitted by Johnnie Lee, MD
02/28/08 – Committee approved 8-0-0 (as amended) | APPROVED BY
MACHINE VOTE
34-4-0 |
|-----------------------------|--|--|

Chair Lyons stated that Dr. Lee gave a proposal, the committee discussed the matter at length, and the Committee voted to approve the item. The amendment was to add a penalty of \$90.

Rep. Zelinsky stated that in addition to the \$90 fine, there is no fine for the first offense.

Rep. Day stated that he did not want to make a big deal of this right now, but he cannot support this. He feels it is not our role, he feels that this is too close to a nanny-state type of proposal, and it is not the same as smoking, which he was also opposed to. In the case of smoking, one person's smoking causes a danger to another person. He would much prefer to approach this, if we wanted to address it, by requiring disclosure rather than prohibition, so he will vote against it.

Chair Lyons stated that he understands there are concerns and issues with this matter, but he notes that approximately 650 establishments hold this license from the City, and when they mailed out the renewal license form to those establishments, they included the notice that there would be some sort of enforcement program or outreach program about trans fats, and as of the meeting last Thursday, not one food license establishment contacted the Health Department to express concern.

Rep. Aposporos felt that the item should be listed on the menu in each food service establishment.

Rep. Diamond stated that in response to Rep. Day's interesting comment about the nanny state, we make many moral judgments through our legislation that we impose on our residents, whether it is green standards on buildings, tax breaks for nonprofits, tax breaks for hybrid cars, and this is just another one and he believes we are being consistent.

A motion to approve Item No. PS27.031 was made, seconded and approved by a machine vote of 34-4-0 (Reps. Adams, Aposporos, Berns, Blackwell, Boccuzzi, Cannady, Coppola, DeLuca, DePina, Diamond, Esposito, Fedeli, Figueroa, Franzetti, Gabriele, Giordano, Heaphy, Larobina, Lombardo, Lyons, C. Martin, D. Martin, McGarry, Miller, Mirkin, Molgano, Munger, Pia, Rauh, Skigen, Summerville, White, Young and Zelinsky in favor; Reps. Day, Layton, Lodato and Neary opposed.) (See [Vote Record No. 899.](#))

EDUCATION COMMITTEE: Polly Rauh, Chair

(Attendance)

Michael L. Molgano, Vice Chair

(Report)

Meeting: Thursday, February 28, 2008

7:00 p.m. – Republican Caucus Room

Chair Rauh reported that the Education Committee met on February 28, 2008. Present were Chair Rauh and Vice Chair Molgano and Committee Member Reps. Pia, Lodato and Miller; absent/excused were Committee Member Reps. C. Martin and C. Young. Also present were Reps. Franzetti, Gabriele and DeLuca; Susan Nabel, Roseanne McManus and Richard Freedman of the Board of Education and Eileen Swerdlitz of Stamford Public Schools along with approximately a dozen members of the public.

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| 1. E27.022 | REVIEW; of magnet school program. | REPORT |
| | 11/27/07 – Submitted by Rep. DeLuca | MADE |
| | 12/10/07 – Placed on Pending Agenda | |
| | 02/28/08 – Report Made | |

Chair Rauh stated that Ms. Swerdlitz gave a review of the program, and how their standards and programs are basically the same throughout the City.

- 2 [E27.024](#) REVIEW; rationale for redistricting Newfield and Stillmeadow students. **REPORT MADE**
02/11/08 – Submitted by Reps. DeLuca, Gabriele, Franzetti and Zelinsky
02/28/08 – Report Made

Chair Rauh stated that Ms. Nabel and Mr. Freedman gave a full presentation, there was a dialogue with some parents, and the end product is that the Board of Ed will improve communication with the representatives involved and the parent groups.

**HOUSING/COMMUNITY DEVELOPMENT/
SOCIAL SERVICES COMMITTEE: Elaine Mitchell, Chair**

Philip J. Giordano, Vice Chair

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

Meeting: Wednesday, February 6, 2008
7:00 p.m. – Democratic Caucus Room
- and -

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

Meeting: Wednesday, February 20, 2008
7:00 p.m. – Democratic Caucus Room

Chair Mitchell reported that the HCD-SS Committee met on Wednesday, February 6, 2008. Present were Chair Mitchell and Vice Chair Giordano and Committee Member Reps. Blackwell, Figueroa, Miller and Molgano; excused/absent was Rep. Aposporos. Also present was Clerk Summerville.

Chair Mitchell reported that the HCD-SS Committee also met on Wednesday, February 20, 2008. Present were Chair Mitchell and Vice Chair Giordano and Committee member Reps. Aposporos, Blackwell, Miller and Molgano; absent/excused was Committee Member Rep. Figueroa. Also present was Clerk of the Board Summerville.

1. [HCD27.032](#) APPROVAL; of Year 34 budget for the Community Development Block Grant, including Budget Workshop. **REPORT MADE & HELD IN COMMITTEE**
01/02/08 – Submitted by Tim Beeble
02/20/08 – Committee approved 6-0-0 & Held in Committee

The Committee reviewed the budget, but it is not in its final version. The Committee will meet with the Mayor on March 18th to review discrepancies. The item is held.

TRANSPORTATION COMMITTEE:
[\(Attendance\)](#)
[\(Votes\)](#)
[\(Report\)](#)

Robert “Gabe” DeLuca, Chair
Terry Adams, Vice Chair
Meeting: Thursday, February 21, 2008
7:00 p.m. – Republican Caucus Room

Chair DeLuca reported that the Transportation Committee met on Thursday, February 21, 2008. Present were all members: Chair DeLuca and Vice Chair Adams and Committee Member Reps. Lombardo, Larobina, Young, Zelinsky, Blackwell, Franzetti and Giordano.

1. [T27.033](#) PROPOSED ORDINANCE; **for publication**; **APPROVED BY MACHINE VOTE 26-13-0**
amending the Code of Ordinances to increase the fines for parking in handicapped spaces.
02/04/08 – Resubmitted by Reps. DeLuca, Boccuzzi, Fedeli, Mirkin and Day
02/21/08 – Committee approved 8-1-0

A motion to approve Item No. T27.033 was made, seconded and approved by a machine vote of 26-13-0 (Reps. Blackwell, Boccuzzi, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Franzetti, Gabriele, Giordano, Larobina, Layton, Lodato, Lombardo, Lyons, D. Martin, Mirkin, Molgano, Munger, Pia, Rauh, Skigen, White, Young and Zelinsky in favor; Reps. Adams, Aposporos, Berns, Cannady, DePina, Figueroa, Heaphy, C. Martin, McGarry, Miller, Mitchell, Neary and Summerville opposed.) (See [Vote Record No. 900.](#))

2. [T27.036](#) PROPOSED ORDINANCE; for **public hearing & final adoption**; amending Chapter 231-5 of the Code of Ordinances to provide for Board of Representatives approval over parking meter enforcement hours. **APPROVED BY UNANIMOUS VOICE VOTE**
01/30/08 – Submitted by Transportation Committee
01/30/08 – Committee approved 6-1-0
02/21/08 – Committee approved 9-0-0

Chair DeLuca stated that a public hearing was held on the matter, and the Committee voted 9-0-0 to approve. Chair DeLuca stated the language was amended slightly for clarification purposes. The President ruled that the changes were not substantive and therefore it would not require republication. Upon motion duly made and seconded, the amended language was approved by unanimous voice vote.

Upon motion duly made and seconded, the item was approved by unanimous voice vote.

3. [T27.037](#) RESOLUTION; for **public hearing and final adoption**; establishing the hours of enforcement for parking meter enforcement (with the exception of the Bedford Street Surface Parking Lot). **APPROVED BY UNANIMOUS VOICE VOTE**

01/31/08 – Submitted by Rep. DeLuca
02/21/08 – Committee approved 9-0-0

Chair DeLuca stated this ordinance sets the hours at 8:00 a.m. to 6:00 p.m. for downtown parking meter enforcement. Upon motion duly made and seconded, the item was approved by unanimous voice vote.

4. [T27.038](#) APPROVAL; of a lease agreement between the City and Saturn of White Plains for a 3-year term commencing 11/1/7 and ending 10/31/2010 for space in the Bell Street Garage. **HELD IN COMMITTEE BY MACHINE VOTE 24-13-0**
02/04/08 – Submitted by Mayor Dannel P. Malloy
02/12/08 – Approved by Planning Board
02/13/08 – Approved by Board of Finance
02/21/08 – Committee approved 8-0-1

Chair DeLuca moved Item T27.038 was made; said motion was seconded.

Vice Chair Adams stated that there were many questions in Committee regarding this lease, and there was no one present to answer the questions. Vice Chair Adams moved to return the item to Committee. Vice Chair Adams stated that the Committee needs to get a grasp on who is parking where, and we need the administration to return and answer these questions. Said motion was seconded.

The motion was approved by a vote of 24-13-0 (Reps. Adams, Berns, Boccuzzi, Cannady, DePina, Diamond, Esposito, Figueroa, Giordano, Lodato, Lyons, C. Martin, D. Martin, McGarry, Miller, Mitchell, Munger, Neary, Rauh, Skigen, Summerville, White, Young and Zelinsky in favor; Reps. Coppola, Day, DeLuca, Fedeli, Franzetti, Gabriele, Heaphy, Larobina, Layton, Lombardo, Mirkin, Molgano and Pia opposed.) (See [Vote Record No. 901.](#))

Chair DeLuca asked that all questions be submitted in writing to him prior to next month's meeting so that the answers can be acquired prior to the committee's meeting.

STATE & COMMERCE COMMITTEE: Paul A. Esposito, Chair
[\(Attendance\)](#) **Eileen Heaphy, Vice Chair**
[\(Report\)](#) Meeting: Tuesday, February 19, 2008
7:00 p.m. – Democratic Caucus Room

Chair Esposito reported that the State & Commerce Committee met on Tuesday, February 19, 2008. Present were Chair Esposito and Committee Member Reps: Day, DeLuca, Fedeli, Summerville, Lombardo, Mallozzi, and Rauh. Absent or excused were Vice Chair Heaphy and Representative Skigen. Also present was Mike Freimuth of the Office of Economic Development.

1. [SC27.025](#) REVIEW; 2007 Economic Development Report. **REPORT
MADE**
02/04/08 – submitted by Chair Esposito
02/19/08 – Report Made

Chair Esposito stated a written report was provided to all board members.

MINUTES

1. [February 4, 2008 Regular Board Meeting](#) **APPROVED**

III. OLD BUSINESS

IV. NEW BUSINESS

V. ADJOURNMENT

The meeting was adjourned at 10:30 p.m.

*A transcript of these proceedings is available in
the Offices of the Board of Representatives*