

The Regular Meeting of the 25th Board of Representatives of the City of Stamford will be held Monday, June 7, 1999 at 8:00 p.m. in the Legislative Chamber of the Board of Representatives in the Government Center, 888 Washington Boulevard, Stamford, Connecticut.

Minutes

The meeting was called to order at 10:02 p.m.

INVOCATION: Led by Rep. Ruby Blackwell

“Dear God, as we bow our heads this evening we would like to give you thanks for another opportunity for we as the Board of Representatives to meet once more. We pray to you our father that our meeting will not be in vain tonight. We pray our father that we will all come on one accord, because we are working to better the community. Bless the homes that are represented this evening, bless our president, our clerk, and our secretary because they give long hours to help us get this material together in order that we may be able to function in this committee as well as it is. This is my prayer in Jesus name. Amen.”

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by President Carmen L. Domonkos.

ROLL CALL: Conducted by Clerk of the Board Annie M. Summerville. There were thirty-six members present and four members absent and excused: Reps. Gaztambide, Poltrack, Terenzio and Fortunato. At 10:30 p.m., Reps. Conrad, Corelli, Day, DeLuca, Fedeli, Imbrogno, Loglisci, Mobilio and Sherer left. At 10:45 p.m. Rep. Owens left; at 10:47 p.m., Reps. Shapiro and Carter-Green left.

MACHINE TEST VOTE: The machine was in good working order.

PAGES:

MOMENTS OF SILENCE: For the late:

Robert Siefert, by Rep. Mellis;
Nathaniel "Nat" Dickerson, by Reps. Giordano and Zelinsky;
George Arons; by Reps. Giordano, Loglisci and the Republican Caucus;
Helen Flaherty, by Reps. Fortunato, Fedeli, and Domonkos;
Otto Mosley, by Reps. Summerville and Loglisci;
Joseph N. Pace, by Rep. Loglisci;
Salvatore Vartulli, by Rep. Loglisci;
Arthur Schenkel, by Rep. Loglisci;
Josephine Rosa, by Rep. Loglisci;
Kevin F. Skarsberg, by Reps. Loglisci and Zelinsky;
Charlotte Zone, by Rep. Spandow;
Maria Rey, by Rep. Zelinsky.

STANDING COMMITTEES

STEERING COMMITTEE: Meeting: Wednesday, May 12, 1999
7:00 p.m. - Democratic Caucus Room

APPOINTMENTS COMMITTEE Paul A. Esposito, Chair
 (*Report*) Annie M. Summerville, Vice Chair
 Meeting: Tuesday, June 1, 1999
 7:00 p.m. - Democratic Caucus Room

Chair Esposito reported that the Appointments Committee met on Tuesday, June 1, 1999 at 7:00 p.m. Present were Committee Member Reps. Esposito, Summerville, Corelli, Nanos, Boccuzzi, Mellis, and Fedeli. Also present was Pat Broom, Director of Operations, Rep. Giordano and Members of the Parks and Recreation Commission: Steven Losando, Vincent Martino, Eric Dale and John Morrow.

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|----------------------------|--|--|
| 1. A25.086 | REVIEW; functions and powers of the Parks and Recreation Commission.
04/05/99 - Submitted by Appointments Committee
05/03/99 - Report Made
06/01/99 - Report Made | REPORT
MADE |
| 2. A25.077 | <u>Health Commission</u>
Eugene Conrad, Ph.D. (R)
237-1 Strawberry Hill Avenue
Stamford, CT 06902
Term Expires: 12/01/99
03/24/99 - Submitted by Mayor Dannel P. Malloy
04/20/99 - Held in Committee
06/01/99 - Committee voted 6-1-0 | Repl. Mobilio
DEFEATED
BY MACHINE
VOTE (12-21-1) |

Rep. Esposito states that one of the biggest issues raised is his membership on various commissions and boards. At this meeting Rep. Conrad was asked by the appointments committee to resign from the Smith House Board of Directors and from the Committee from of the selection of the next Health Director if he was approved for the Health Commission. The committee voted 6 - yes and 1 - no and he so moves.

Rep. Boccuzzi states that this evening we have had quite a bit of discussion on this item, back and forth from Caucus a couple of times. Its the consensus of the democrats that Mr. Conrad sits on some boards and commissions right now and democrats feel we shouldn't put him on another board or commission. He states that what the appointments committee had asked of Mr. Conrad, he agreed to finally this evening, but the majority of the democrats have decided what we feel what we want to happen because we do not want somewhere down the road this to happen again is where a member of the board to ask to ago on another board or commission while they sit on this board. We understand that Mr. Conrad was put on this board prior to

our knowledge of what boards he sat on and even in the appointments committee. We are not asking Mr. Conrad to resign from any board, committee or commission he is on right now, but we are not going to put him on another board or commission with the approval of the Board of Reps. knowing that he is already on 3 other commissions so therefore I am not going to vote for him and he has nothing against Mr. Conrad, he thinks he is intelligent, he thinks he could well serve but the point is we cannot have people being put on boards and commissions that will have votes that will directly effect when any legislation comes up in reference to the board. We are not asking for any resignation, all we are saying is that you can have what you got but we are not in favor of putting you, Mr. Conrad, on any other board or commission, it is not a personally item or your ability, it is just the ideal of someone hold to many seats on boards, commission and seat on the City of Stamford.

Rep. Sherer states that his understanding that from the appointments committee that they had made certain requests of Mr. Conrad and my understanding is that he met those requests this evening. Perhaps on upon the approval of the Health Commission, so it seems a bit hypocritical to have requested certain action on his part and then he undertakes that action and then the boards then turns around and changes the whole game plan in mid stream. I find that it might not be personally but it certainly smacks of real political back room politics and I do not like it at all.

Rep. Loglisci states that this is a very sneaky and self fulfilling situation you create. Your solutions stay whatever you are on but not any more, certainly leaves you without having to make any more decisions upon what your side has. No wonder it took you until 10 O'Clock to come up with such a sneaky situation.

Rep. Boccuzzi states that he resents that remark.

Rep. Loglisci states that you resent it all you want you kept using the terms we Democrats, we Democrats, and that's exactly what it is your going to force yourself on everyone and states that he was still speaking.

Rep. Boccuzzi says speak but don't call me a sneak.

Rep. Loglisci states that the whole situation is sneaky and he will call you what he wants.

Rep. Domonkos states we do not call each other names on this board.

Rep. Loglisci states that he is not a child and we are not talking about child situations you had a prayer just a while ago it is to bad that people don't heed it.

Rep. DeLuca states that it is amazing that we hear we democrats don't want this, we will not ask for resignation, but earlier we were told that if Dr. Conrad was to submit a letter things would work out okay we would put Dr. Conrad on the Health Commission. He makes up his letter which is an insult to his integrity at least he feels that it is an insult, that at the appointments committee, he stated that he would resign from the Smith House and the screening committee for the Health Director if he was appointed to the Health commission

and yet you wouldn't trust the person that he wouldn't live up to his commitment to resign once he gets appointed to the health commission. You get him to write a letter and you still don't believe it. We here about we democrats this, if he's not mistaken you got a democrat on your own board that sits on the Smith House, why don't you ask for that resignation. The Smith House has a lot of power and this person that is on the Smith House and also on the Board of Representatives he votes for the budgets like we just did and yet that is okay but for a republican to sit on the Health Commission even though he gives you a letter that he is going to resign from the other two that is not acceptable to the democrats. Maybe with the next couple of elections the people are going to realize unless they elect more republicans so that we can have a good checks and balances over here this City is in for a disaster. Because they way it is now without checks and balance we are in sad shape and we do not have a two party system not on this board we don't and likewise on the Board of Finance. It is an insult to the people of Stamford as to what is happening here this evening and also to Dr. Conrad.

Rep. Martin states that what he has come to learn Mr. Conrad is quite capable on the Smith House Board and from what I understand the Mayor and Republican Town Committee, with their investigating feels that he will be quite capable on the Health Commission and in fact our own appointments committee feels similarly in their vote. He states that that is what makes this so hard because he thinks the appointments committee was looking for a compromise when despite his qualifications, again that what makes this so hard he has never voted for anyone Republican or Democrat to fill a seat who is already a member of the Board of Representatives. That is the policy that the vast majority of the democrats are endorsing this evening. We, in my opinion, does not want to set a precedent where we start putting members of our own board on the other commissions. It sets a precedent beyond Mr. Conrad that he does not want to get into. I don't want to have a discussion next month about whether David Martin should be in Zoning Board of Appeals or the next month whether Ralph Loglisci should be on the tax board of appeals and so on. Clearly the law department says that it is legal but he thinks that it is bad policy. We had a member that joined the board who is already a member of the Smith House and he has remained on the Smith House and he has spoken to him privately about his opinions on that regard. Mr. Conrad is almost exactly the same situation he is a member of the Smith House he has joined our board as the recommendation of the Republican Party and he thinks everyone voted in favor of that, recognizing that he would be a good member. He will have his conversation with him for what he thinks is appropriate but that is up to him to decide just as it is on our side. These things are almost exactly parallel, I have no ill will against Mr. Conrad and he will not vote to seat him on another board. I will not vote to seat any board member on any other board will they are not representing the Board of Representatives through special committees. That is his position, he believes it is the majority of all the democrats. He fills if we can set this highly emotional issue aside and think about it he thinks that most of us will agree with that. Therefore, with heavy heart I will vote against that and I feel that most of my fellow democrats will and I apologize for the anger that will come out of this and also for the lateness of the evening.

Rep. Esposito adds his suggestion not as sneaky but as fair. They have struggled hard tonight to come up with a solution fair solution. He has been on this board for 8 years two different periods of times and has not seen such ranker since the 1980 selection of a president when we

had a 20-20 board. We recognized that we had a dilemma, Joseph Gasparinni was a member of the Smith House Board of Directors and also a member of the Board of Representatives, we were presented with appointment which presented us with this dilemma, what do we do about this. We have labored and struggled all evening and what we decided in fairness to Mr. Gasparinni, the Republicans, the Democrats and the Mr. Conrad give him no more or no less than Mr. Gasparinni has and what the Democrats have approved in the pass and let him stay on the Smith house Board of Directors and even let him stay on the screening committee and we will not approve anyone else in the future. To fairness to and to everyone involved, he agreed to this, this went against what his committee voted. He agreed to this because it made the most sense. We have been arguing screaming and calling names, this makes the most sense. Give him the exact same thing as Mr. Gasparinni has and then we start fresh from this start on with an agreement that we will not approve any more dual office holdings.

Rep. Lyons, states that he takes umbrage in offense to the fact that certain members of this board who have on prior occasions has walked out of dually called legislative session would call this democratic caucus childish, forceful or sneaky. This caucus has debated this issue extensively, and come up with a almost unified decision which is neither sneaky or manipulative or deceitful in the best interest of the people.

Rep. Nakian states that other members have covered what she had to say. Briefly, we have struggled with this issue this evening but she knows that she and other members feels very strongly about dual membership on several boards. She agrees with Mr. Esposito that we have tried to come to a conclusion that we felt was fair to everyone. We in a since agreed to Mr. Gasparinni being on the Smith House Board of Directors when we excepted that and appointed him to this board and we did the same with Mr. Conrad when we appointed him to this board knowing he was on the Smith House. She feels very strongly that we should not have to find ourselves in this situation again. We are wise in not setting a precedent in going beyond the two cases we already have but are situations that came before us and were not issues that we voted on and she approves the decision not to appoint anyone to a dual decision.

Rep. Zelinsky states that we asked for an opinion from our director of legal affairs and did receive a response to that request regarding the propriety of a member of the Health Commission also serving on the Stamford Board of Representatives. According to the director of legal affairs he does not see any conflict in that case. We don't have people braking down doors to serve on our Boards or Commission. How many times in the past years have people been elected to the Board of Representatives, and because of family and business commitments cannot continue and have to resign. Most people in our community do not have the time to serve on boards and commissions because of family and work conditions. I personally feel if we have people in our community willing to serve and put in the time to serve duly on more than one board, I think that is commendable. With the voters in Mr. Conrad district don't want to serve on two boards, then when he comes up for election in November they have that right to vote against him and then he will not be serving on two boards, that is if he is approved tonight. In my 22 years on this Board of Representatives, I have only seen two cases this one included, where there was a situation pertaining with dual job holding, so we don't have 36 or 37 members of the Board of Representatives requesting

and wanted to serve on other boards and commissions, because of these reasons I will be supporting and voting for Mr. Conrad tonight.

Rep. Loglisci asks Mr. Esposito to present his position again on this.

Rep. Esposito states that he is going against what the committee had requested and decided out of a desire to come to some kind of fair resolution of this. We approved the nomination for the Health Commission 6 to 1. However, the debate that has existed tonight has led me and many others to believe that this is a very controversial issue. I suspect many people are trying to prove a point. In order to get to some conclusion and to be fair we came to the position that, Mr. Conrad would have no more or no less than Mr. Gasparrini. The Republicans would have 1 person with the Smith House Board of Directors and on the Board of Representatives and the same for the Democrats. From this point forward as the Chair of the appointments committee, his vote would be no more dual office holdings.

Rep. Loglisci states that the Republican caucus is going to take a recess.

President Domonkos states that Rep. Owens has left and it is now 10:45. (35 members present)

Rep. Loglisci states that before presenting Dr. Eugene Conrad as a candidate for the Board of Representatives and as a candidate for the Health Commission, I asked the Mayor, a democrat, if he had any objections, the Mayor said he had none personally. Next the corporation council was asked for a legal opinion which was issued which we had all read it and that opinion stated that there is no conflict. Dr. Conrad has been involved in the Stamford Health System and has been a important cog in it for over 10 years, including recently as acting Health Director. Dr. Conrad was up for the position on the Health Commission prior to his appointment to this board. Which he has accepted because of his commitment to the people of Stamford. He should at least have the choice of which board he wants to serve on other than this board. It is arbitrary, capricious and self serving that the democrats decided a new policy tonight without speaking to the republicans and without any committee meetings and without due process, which will effect all board members democrat and republican. Rep. Loglisci states that he thinks the democrats owe an apology.

Rep. Summerville states that at 10:47 all republicans are absent.

3. A25.080	<u>Personnel Appeals Board</u>		DEFEATED
	Margie Lanier (D)	Reappointment	(WITHOUT
	27 Lindstrom Road		PREJUDICE)
	Stamford, CT 06902		BY VOICE
	Term Expires: 12/01/01		VOTE (Rep.
	03/24/99 - Submitted by Mayor Dannel P. Malloy		Mitchell abs.)
	04/20/99 - Held in Committee		
	06/01/99 - Held in Committee		

4. [A25.085](#) Zoning Board of Appeals
 Claire D. Friedlander (D) Reappointment **DEFEATED**
 33 Lolly Lane **(WITHOUT**
 Stamford, CT 06903 **PREJUDICE)**
 Term Expires: 12/01/01 **BY VOICE**
 03/24/99 - Submitted by Mayor Dannel P. Malloy **VOTE**
 04/20/99 - Held in Committee
 06/01/99 - Held in Committee

Rep. Summerville states that Reps. Shapiro and Green-Carter have now left the meeting.

5. [A25.087](#) Golf Authority
 Michael P. Feighan (D) Repl. Bernardo **APPROVED**
 21 Van Renssalaer Aenue **ON CONSENT**
 Stamford, CT 06902 **AGENDA**
 Term Expires: 01/01/02
 04/21/99 - Submitted by Mayor Dannel P. Malloy
 06/01/99 - Committee approved 7-0-0

6. [A25.088](#) Commission on Aging
 James Robertson (D) Repl. Loughran **HELD IN**
 19 Appletree Lane **COMMITTEE**
 Stamford, CT 06905
 Term Expires: 12/01/01
 04/28/99 - Submitted by Mayor Dannel P. Malloy
 06/01/99 - Held in Committee

FISCAL COMMITTEE David Martin, Chair
 Bobby E. Owens, Vice Chair
 Meeting: Monday, May 24, 1999
 6:00 p.m. - Democratic Caucus Room

Chair Martin reported that the Fiscal Committee met on Monday, May 24, 1999 at 6:00 p.m. Present were Committee Member Reps. Martin, Owens, Loglisci, Poltrack, Shapiro, Giordano, Nanos, Mellis, Green-Carter, Deluca and Sherer.

- 1 F25.165 RESOLUTION and PUBLIC HEARING; approving **APPROVED**
 Neighborhood Assistance Act programs that meet **ON CONSENT**
 eligibility requirements. **AGENDA**
 04/21/99 - Submitted by Mayor Dannel P. Malloy
 05/24/99 - Committee approved 11-0-0

2. [F25.166](#) RESOLUTION; authorizing the Mayor to file an application and enter into an agreement with the State Department of Health Services for the purpose of providing a program of Health Education Risk Reduction for Stamford residents; amount of grant: \$19,650.
05/06/99 - Submitted by Mayor Dannel P. Malloy
05/24/99 - Committee approved 9-0-0 **APPROVED
ON CONSENT
AGENDA**
3. [F25.167](#) RESOLUTION; authorizing an agreement between the City and the Connecticut Department of Social Services for a summer busing grant; amount of grant: \$1,866.
04/26/99 - Submitted by Mayor Dannel P. Malloy
05/24/99 - Committee approved 9-0-0 **APPROVED
ON CONSENT
AGENDA**
4. [F25.172](#) RESOLUTION; authorizing the filing of an application with the US Department of Transportation Federal Transit Administration in order to operate the City's Dial-a-Ride program; amount of grant: \$262,291.
05/06/99 - Submitted by Mayor Dannel P. Malloy
05/24/99 - Committee approved 10-0-0 **APPROVED
ON CONSENT
AGENDA**
5. [F25.173](#) RESOLUTION; authorizing the Mayor to enter into an agreement with the State Department of Labor contract for a Community Employment Incentive Program; amount of grant: \$120,412.
05/06/99 - Submitted by Mayor Dannel P. Malloy
05/24/99 - Committee approved 10-0-0 **APPROVED
ON CONSENT
AGENDA**
6. [F25.174](#) RESOLUTION; authorizing the Mayor to enter into an agreement with the Department of Social Services to continue the Healthy Start Program; amount of grant: \$112,852.
05/06/99 - Submitted by Mayor Dannel P. Malloy
05/24/99 - Committee approved 10-0-0 **APPROVED
ON CONSENT
AGENDA**

7. F25.176 \$26,600.00	ADDITIONAL APPROPRIATION (Operating Budget); Town Clerk; Office Supplies; to fund filming of land records due to increase of 10,000 deeds. 05/07/99 - Submitted by Mayor Dannel P. Malloy 05/12/99 - Approved by Board of Finance 05/24/99 - Committee approved 11-0-0	APPROVED ON CONSENT AGENDA
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Secondary Committee: Land Use

Concur

8. F25.177 \$1,600.00	ADDITIONAL APPROPRIATION (Operating Budget); Town Clerk; Office Supplies; to fund state-mandated audit of land record documents due to increase of 10,000 deeds this year. 05/07/99 - Submitted by Mayor Dannel P. Malloy 05/12/99 - Approved by Board of Finance 05/24/99 - Committee approved 11-0-0	APPROVED ON CONSENT AGENDA
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9. F25.175	RESOLUTION; amending the Board of Education Capital Budget for Fiscal Year 1998/1999 regarding renovations at Davenport School. 05/06/99 - Submitted by D. Merkle, Stamford Public Schools 05/24/99 - Committee approved 11-0-0	APPROVED ON CONSENT AGENDA
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10. F25.178 \$929,409.00	ADDITIONAL APPROPRIATION (Capital Budget); Board of Education; General Improvements to School Buildings program for Priority School Districts Grant; to appropriate grant funds to commence certain school improvement projects. 05/11/99 - Submitted by Mayor Dannel P. Malloy 05/12/99 - Approved by Board of Finance 05/25/99 - Approved by Planning Board 05/24/99 - Committee approved 9-0-0	APPROVED ON CONSENT AGENDA
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Secondary Committee: Education

Concur

11. F25.179 \$550,000.00	ADDITIONAL APPROPRIATION (Capital Budget); Board of Education; Westhill High Code Compliance; to complete various projects required for accreditation,	APPROVED BY UNANIMOUS VOICE VOTE
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one of which is \$360,000 for a new HVAC system for certain classrooms.

05/11/99 - Submitted by Mayor Dannel P. Malloy

05/12/99 - Approved by Board of Finance

05/25/99 - Approved by Planning Board

05/24/99 - Committee approved 8-2-0

Secondary Committee: Education

Concur

12. [F25.168](#) \$15,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Mayor's Office; Open Space Task Force; funds to be matched \$1.00 (to a maximum of \$15,000) for every \$3.00 raised by the Jackie Robinson Park of Fame Committee for the construction of a statue.
04/26/99 - Submitted by Mayor Dannel P. Malloy
05/12/99 - Approved by Board of Finance
05/24/99 - Committee approved 11-0-0
- APPROVED
ON CONSENT
AGENDA**

Secondary Committee: Land Use

Concur

13. [F25.169](#) \$72,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Law Department; Professional consultants; to fund outside legal expenses in connection with a Superfund claim (\$55,000) and a lawsuit by a terminated employee (\$65,825).
04/26/99 - Submitted by Mayor Dannel P. Malloy
05/12/99 - Approved by Board of Finance
05/24/99 - Committee approved 10-0-0
- APPROVED
ON CONSENT
AGENDA**

Secondary Committee: Legislative & Rules

Concur

14. [F25.170](#) \$196,000.00 ADDITIONAL APPROPRIATION (Operating Budget); Board of Education; Building and Grounds; Salaries and Overtime; to fund recently settled Custodians contract.
04/30/99 - Submitted by Mayor Dannel P. Malloy
05/12/99 - Approved by Board of Finance
05/24/99 - Committee approved 6-0-0
- APPROVED
ON CONSENT
AGENDA**

Secondary Committee: Personnel

Concur

15. [F25.171](#) ~~\$152,306.00~~ ADDITIONAL APPROPRIATION (Operating Budget); Operations; WPCA; Salaries and Overtime;
- APPROVED BY
UNANIMOUS**

\$109,036.00 to fund Teamsters contract settled in April of 1998. **VOICE VOTE***
04/30/99 - Submitted by Mayor Dannel P. Malloy
05/12/99 - Approved by Board of Finance
05/24/99 - Committee approved \$109,036 (8-0-0)

Secondary Committee: Personnel

Concur

16. [F25.150](#) ADDITIONAL APPROPRIATION (Capital Budget); **NO ACTION**
\$1,000,000.00 Administration, Year 2000 Compliance; to replace **TAKEN**
existing computer chips at Board of Education; to
upgrade computer fueling system for Operations; to
upgrade Operations facilities.
02/28/99 - Submitted by Mayor Dannel P. Malloy
03/09/99 - Approved by Planning Board
03/30/99 - Approved by Board of Finance
04/05/99 - \$50,000 approved, \$1,000,000 Held
05/24/99 - No action taken

Secondary Committee: Administration & Technology

Upon motion duly made and seconded and approved by unanimous voice vote, the rules were suspended to take up the following item:

17. [F25.180](#) ADDITIONAL APPROPRIATION (Capital Budget); **APPROVED BY**
\$175,000.00 Stamford Fire & Rescue; Rescue Truck **UNANIMOUS**
Refurbishment; to refurbish existing 1990 Mack CF **VOICE VOTE**
Rescue Vehicle to extend life of truck 4-6 years.
05/13/99 - Submitted by Mayor Dannel P. Malloy
05/24/99 - Approved by Board of Finance
05/25/99 - Approved by Planning Board
05/24/99 - Committee approved 8-0-0

LEGISLATIVE & RULES COMMITTEE
(Report)

Maria Nakian, Chair
William MacInnis, Vice Chair
Meeting: Monday, May 17, 1999
7:00 p.m. - Democratic Caucus Room

* The Committee approved reduced this item to \$109,036.00 and the approval was contingent upon the funds being used for the Operations and Golf Authority only; as the WPCA is a separate entity, funds were not approved for this entity.

Chair Nakia reported that the Legislative & Rules Committee met on Monday, May 17, 1999 at 7:00 p.m. Present were Committee Member Reps. Nakian, MacInnis, Lasko, Skigen, Sherer and Fedeli. Also present was Reps. Deluca and Loglisci.

1. LR25.058 PROPOSED ORDINANCE; for final adoption; for **HELD IN**
property located at 1616 Washington Boulevard and **COMMITTEE**
owned by Friends of Laurel House.
03/11/99 - Submitted by Elyse Deutscher, Laurel Hse.
05/03/99 - Approved for publication
05/17/99 - Held in Committee

2. LR25.061 PROPOSED ORDINANCE; for publication; **HELD IN**
amending Chapter 194 of the Code of Ordinances **COMMITTEE**
regarding Closing Out Sales.
04/09/99 - Submitted by Rep. Nakian
04/26/99 - Held in Committee
05/17/99 - Held in Committee

3. LR25.064 SENSE-OF-THE-BOARD RESOLUTION regarding **RETURNED TO**
open space purchases via a conveyance tax. **COMMITTEE**
04/09/99 - Submitted by Rep. DeLuca **(Rep. Skigen**
04/26/99 - Held in committee **opposed)**
05/17/99 - Committee voted 3-3-0

4. LR25.063 PROPOSED ORDINANCE, for publication; **HELD IN**
providing for a tax abatement for property located on **COMMITTEE**
Tanglewood Lane and owned by the Stamford Land
Conservation Trust.
04/13/99 - Submitted by Dr. Joel M. Berns
05/17/99 - Held in Committee

5. LR25.065 PROPOSED ORDINANCE; for publication; **APPROVED**
amending Section 70 (Alarm Systems) of the Code of **ON CONSENT**
Ordinances to provide for a new fine. **AGENDA**
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0

6. LR25.066 PROPOSED ORDINANCE; for publication; **APPROVED BY**
amending Chapter 141 (Hairdressers and **UNANIMOUS**

Cosmeticians) of the Code of Ordinances to provide for a new fine.

05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee approved 6-0-0
05/17/99 - Committee voted 6-0-0

VOICE VOTE

Rep. Zelinsky states he wants this off.

Rep. Zelinsky states that the ordinance specifies that the code of ordinances on this particular ordinance, that the direct of health shall have authority to issue a citation for violation of this chapter. As he understands, they do not have a director of health, he believes we should have an acting director or someone else issuing citations because in the absence of anyone issuing citations this particular ordinance is not enforceable.

Rep. Mellis states that that is not correct the charter provides that any position, director of health or any of the department heads can have a designee acting for them it is just understood. Also, the ordinance on civil citations itself specifies that the designee can issue a violation. The only reason for putting this here is to make it clear for someone who happens to be looking at this ordinance that the director of health can issue a citation, but the power to do that is already in the code of ordinances.

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| 7. LR25.067 | PROPOSED ORDINANCE; <u>for publication</u> ;
amending Chapter 156 (Litter and Handbills) of the
Code of Ordinances to provide for a new fine and
enforcement by civil citation.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0 | APPROVED
ON CONSENT
AGENDA |
| 8. LR25.068 | PROPOSED ORDINANCE; <u>for publication</u> ;
amending Chapter 175 (Parks and Recreation) of the
Code of Ordinances to provide for a new fine and
enforcement by civil citation.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0 | APPROVED
ON CONSENT
AGENDA |
| 9. LR25.069 | PROPOSED ORDINANCE; <u>for publication</u> ;
amending Chapter 200 (Sewers), Article III (Water
Pollution Control Authority) of the Code of
Ordinances to provide for a new fine.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0 | APPROVED
ON CONSENT
AGENDA |

10. LR25.071 PROPOSED ORDINANCE; for publication; **APPROVED**
amending Chapter 202 (Shellfish) of the Code of **ON CONSENT**
Ordinances to provide for a new fine. **AGENDA**
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0
05/17/99 - Committee voted 6-0-0

11. LR25.072 PROPOSED ORDINANCE; for publication; **APPROVED**
amending Chapter 214, Article I (Streets and **ON CONSENT**
Sidewalks – Miscellaneous Provisions) of the Code of **AGENDA**
Ordinances to provide for a new fine.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0

Rep. Zelinsky states that he would like that off.

Rep. Zelinsky states that the ordinance deals with a minimum fine of \$25.00 when all other ordinances states \$90.00, I was wondering why this ordinance has minimum fine and all other ordinances have a \$90.00 fine.

Rep. Mellis states that a lot of ordinances go back to 1926 and even I was not here when they were inactive and she does not know why they put a \$25.00 fine in. However, some of the provisions contained in the chapter are very small violations and if someone felt that the fine should be more than \$25.00 who is she to argue with them, she did not see any reason to change them. It is not the only case it just happens to be the only case this evening.

12. LR25.074 PROPOSED ORDINANCE; for publication; **APPROVED**
amending Chapter 214, Article II (Streets and **ON CONSENT**
Sidewalks – Encroachments) of the Code of **AGENDA**
Ordinances to provide for a new fine.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0

13. LR25.075 PROPOSED ORDINANCE; for publication; **APPROVED**
amending Chapter 214, Article II (Streets and **ON CONSENT**
Sidewalks – Encroachments and Excavations) of the **AGENDA**
Code of Ordinances to provide for a new fine and to
delete outdated sections.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0

14. LR25.076 PROPOSED ORDINANCE; for publication; **APPROVED**

- | | | |
|--------------|---|---|
| | amending Chapter 214, Article IV (Streets and Sidewalks – Sidewalk Cafes) of the Code of Ordinances to provide for a new fine.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0 | ON CONSENT
AGENDA |
| 15. LR25.077 | PROPOSED ORDINANCE; <u>for publication;</u>
amending Chapter 227, Article I (Trees and Shrubs – Jurisdiction over Public Trees) of the Code of Ordinances to provide for a new fine and enforcement by civil citation.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0 | APPROVED
ON CONSENT
AGENDA |
| 16. LR25.078 | PROPOSED ORDINANCE; <u>for publication;</u>
amending Chapter 227 (Trees and Shrubs), Article III (Tree Spraying) of the Code of Ordinances to provide for a new fine and enforcement by civil citation.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0 | APPROVED
ON CONSENT
AGENDA |
| 17. LR25.079 | PROPOSED ORDINANCE; <u>for publication;</u>
amending Chapter 231 (Vehicles and Parking), Article II (Trucks) of the Code of Ordinances to provide for a new fine.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0 | APPROVED
ON CONSENT
AGENDA |
| 18. LR25.081 | PROPOSED ORDINANCE; <u>for publication;</u>
amending Chapter 238-8, Article I (Water Emergency) of the Code of Ordinances to provide for a new fine and enforcement by civil citation.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0 | APPROVED
ON CONSENT
AGENDA |
| 19. LR25.083 | PROPOSED ORDINANCE; <u>for publication;</u>
amending Chapter 244 (Weights and Measures) of the Code of Ordinances to provide for a new fine and enforcement by civil citation.
05/03/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0 | APPROVED
ON CONSENT
AGENDA |

20. LR25.084 PROPOSED ORDINANCE; for publication; **APPROVED**
amending Chapter 231 (Vehicles and Parking), Article **ON CONSENT**
IV (Truck Parking on Residential Streets) of the Code **AGENDA**
of Ordinances to refer to Parking Violations.
05/06/99 - Submitted by Rep. Nakian
05/17/99 - Committee voted 6-0-0

21. LR25.085 PROPOSED ORDINANCE; for publication; **APPROVED BY**
amending Chapter 231 (Vehicles and Parking), Article **UNANIMOUS**
I (Miscellaneous Provisions) of the Code of **VOICE VOTE**
Ordinances by Moving Section 231-2 to Chapter 214. **(as amended)***
05/06/99 - Submitted by Rep. Nakian
05/17/99 - Committee approved 6-0-0

Rep. Zelinsky states that he would like this off the consent agenda.

Rep. Zelinsky states that he spoke to the chairperson in caucus pertaining to a specific problem that he has in his district and the corner vision obstruction requirements specified no hedged shrubbery or other obstacle and particularly his situation is over hanging branches and he believes the chairperson has come up with some language that she would to introduce.

Rep. Nakian states that should suggest to cover Mr. Zelinsky's concern that we add on to the end of that paragraph "Nor shall the foliage of any tree be maintained or permitted to obstruct vision within so distance".

22. LR25.086 PROPOSED ORDINANCE; for publication; **APPROVED**
amending Chapter 231 (Vehicles and Parking), Article **ON CONSENT**
I (Miscellaneous Provisions) of the Code of **AGENDA**
Ordinances to provide for a new fine and enforcement
by civil citation.
05/06/99 - Submitted by Rep. Nakian
05/17/99 - Committee approved 6-0-0

23. LR25.087 PROPOSED ORDINANCE; for publication; **HELD IN**
amending Chapter 220 of the Code of Ordinances to **COMMITTEE**
provide eligibility for tax abatements for newly
qualifying organizations.

* This ordinance was amended by unanimous voice vote by adding the following text to the end of the sentence under Section 214-27.1: "nor shall the foliage of any tree be maintained or permitted to obstruct vision within said distance."

05/12/99 - Submitted by Steering Committee
05/17/99 - Held in Committee

PERSONNEL COMMITTEE Randall Skigen, Chair
(Report) Ralph Loglisci, Vice Chair
Meeting: Wednesday, May 26, 1999
7:00 p.m. - Democratic Caucus Room

Chair Skigen reported that the Personnel Committee met on Wednesday, May 26, 1999 at 7:00 p.m. Present were Committee Member Reps. Skigen, Cannaday, Fedeli, Fortunato, Loglisci, Spadow, and MacInnis. Rep. Gasparinni and Lasko were excused. Also present were Rep. Giordano; Director of Human Resources, Jim Haselkamp; Asst. Director of Human Resources, Bill Stover; Director of Administration, Tom Hamilton; and Fire Chief, Anthony Milone.

1. P25.045 APPROVAL; of tentative agreement of an interim agreement regarding department reorganization with the International Association of Fire Fighters, Local #786 the City of Stamford.
03/10/99 - Submitted by H. James Haselkamp
03/29/99 - Held in Committee
04/20/99 - Held in Committee
05/26/99 - Committee approved 7-0-0 **APPROVED
ON CONSENT
AGENDA**

2. [P25.051](#) APPROVAL; of City of Stamford travel policy
04/27/99 - Submitted by Mayor Dannel P. Malloy
05/12/99 - Approved by Board of Finance
05/26/99 - Committee approved 7-0-0 **APPROVED BY
UNANIMOUS
VOICE VOTE**

Rep. Zelinsky states that he had concerns about the new travel policy and purpose for the new travel policy was to close some of the loop holes. Comparing the two seems to be more loop holes. The first one is the pre-approval of any travel in excess of 200 miles from the City of Stamford and 400 miles round trip. It seems that New York City being approximately 39 miles away and Hartford about 50 miles away more or less, that seems to give a lot of leeway without having to get a pre-approval, with 200 miles the individual could go as far as Washington or Maine or whatever. Rep. Zelinsky would like to amend that pre-approval employee travel where it says any travel in excess of 200 miles from the City of Stamford and 400 miles round trip, would like to make it amendment to change it to 50 miles from the City of Stamford and 100 miles round trip and he so moves.

President Domonkos states that there is no second.

Rep. Zelinsky states that his next concern is that in the original ordinance, receipts were mandated for meals and in the new policy in subsection 3 #3 except for meals receipts are not required and he would like to move they be included as in the original ordinance. He does not see any reason why they should not have to be documented. Just as if anyone of us goes to a restaurant and get a receipt there is no problem with that and he so moves.

Rep. O'Neill seconds the motion.

Rep. Esposito has left the meeting.

Rep. Martin states that he is not ready to support Mr. Zelinsky's amendment but he has a question to the chairman the IRS has rules regarding reimbursement travel and particularly of meals and they have requirements that the level of documents need to support those type of types of reimbursement. The private sector has to follow those rules I'm not sure about the public. Do you know anything that may have been considered along those lines.

Rep. Skigen states that section 4 subsection 1 deals with the federal meal and incidental expense per diem established by the general service administration and what the new policy has done is remove the requirements for receipts and instead impose the federal guide lines for New York City which provides for per diem meal of \$46/daily. So if you were out for a 24 period you are entitled for \$26.00 a day and there is not need for document based on the GSA rules.

Rep. Zelinsky states that the only comment he has is that this is for New York City. He also states it is not going to pass anyway but he wants this on record.

Rep. Skigen states that to the extent the board agrees with Mr. Zelinsky that it makes no sense to amend subsection 3 of paragraph 3 without amending subsection 1 of paragraph 4 because a establishing a per diem and then we are saying we have to submit receipts which may not match the per diem, it is useless paper.

Rep Zelinsky states that number 7 non-reimbursement expenses in the old travel policy under personal property loss, theft, or damage, that was it. Now, the new travel policy it say except upon the written approval of the office of legal affairs. If any person lost any personal items I believe they would be covered under their personal insurance policy. He sees no reason again why it is included in the new policy and in the old policy it was not included. He sees no reason for this if we are trying to fill loop holes. He moves that we eliminate "Except upon the approval of the office of legal affairs."

President Domonkos states no second.

Rep. Zelinsky states that under the old policy it had non-reimbursable expenses, Credit Card Fees and under the new policy that is no longer covered. Rep. Zelinsky asked does chairman Skigen have any knowledge of this.

Rep. Skigen states he is not sure why it was taking out but he assumes that no one would want to temerity to submit their annual credit card fee as a business expense.

Rep. Zelinsky asks does any City employees have any City Credit Cards.

Rep. Skigen states that he can find out from Mr. Hamilton.

- | | | |
|------------|--|------------------------|
| 3. P25.005 | UPDATE; of status of contract negotiations.
05/07/99 - Submitted by Rep. Skigen
05/26/99 - Report made | REPORT
MADE |
|------------|--|------------------------|

LAND USE COMMITTEE Donald B. Sherer, Co-Chair
(Report) Patrick White, Co-Chair
Wednesday, June 2, 1999
7:30 p.m. - Democratic Caucus Room

Chair White reported that the Land Use Committee met on Wednesday, June 2, at 7:30 p.m. Present were Committee Member Reps. Sherer, White, Conrad, O'Neill, Shapiro, Spandow and Loglisci. Also present were Rep. Andrew McDonal, Director of Legal Affairs; Rick Redniss and Representatives from Louis Dreyfuss Corporation.

- | | | |
|-------------|---|--|
| 1. LU25.023 | RESOLUTION; providing for a notice of intent to discontinue a portion of North State Street (a/k/a Clinton Avenue Extension.
05/12/99 - Submitted by Mayor Dannel P. Malloy
06/02/99 - Committee approved 6-1-0 | APPROVED BY
UNANIMOUS
VOICE VOTE
(Reps. White and
Zelinsky opposed) |
|-------------|---|--|

Rep. White states that there is a correction that reads "This is for a non-binding resolution which would permit the mayor to began the process to discontinuing the portion of North State Street. The process would include public hearings and engineering and traffic studies and it would be sufficient input from the public and experts to determine whether or not this discontinuing should go forward. In exchange for giving approximately 16,000 square feet road to Louis Dreyfuss the city will receive approximately 26,000 square feet of property some of which adjoins the green belt, and he so moves.

Rep. Summerville states that she is one of the representatives who asked to hold this in caucus for one month. She would like to reconsider to ask the caucus to vote for this process to began tonight with the understanding that a meeting has been set for the 24th of the month at 7:00pm hear in the democratic caucus room knowing that the item will be going before the zoning or planning board on the 15th but we were giving a satisfactory answer from Mr. Redniss that nothing would be done other than the process started until this meeting on June 24th.

Rep. White states that he voted against this and he wants to state his reasons why. He thanks Ms. Summerville for her comments he thinks the fact that these meetings are going forth on June 24th, it has been more reason to hold it until after that. He thinks the fact that they passed this resolution and that it is not binding it does start the process and in effect it gives the appearance of some kind of approval. He is against giving up city streets to private developers in swap of land. Even though this land is going to be on Richmond Hill and he believe there

2. [LU25.019](#) APPROVAL; of road acceptance for Bud Lane. **HELD IN**
11/18/98 - Submitted by Joseph A. Tomonto, c/o Bud **COMMITTEE**
Construction
12/28/98 - Held in Committee
06/02/99 - Held in Committee

OPERATIONS COMMITTEE Bobby E. Owens, Chair
Susan Nabel, Vice Chair

PUBLIC SAFETY & HEALTH COMMITTEE Alice Fortunato, Chair
Lucy F. Corelli, Vice Chair
(Report) Meeting: Thursday, May 20, 1999
7:00 p.m. - Democratic Caucus Room

1. PS25.019 UPDATE; regarding Stamford Health System **HELD IN**
(formerly Stamford Hospital). **COMMITTEE**
04/07/99 - Submitted by Rep. Fortunato
05/03/99 - Held in Committee
05/20/99 - Held in Committee

2. PS25.020 REVIEW; of feasibility of enacting an anti-blight **HELD IN**
ordinance in the City of Stamford. **COMMITTEE**
05/07/99 - Submitted by Reps. DeLuca and
Fortunato
05/20/99 - Held in Committee

PARKS & RECREATION COMMITTEE Herman P. Alswanger, Co-Chair
Mary L. Fedeli, Co-Chair
Meeting: Wednesday, June 2, 1999
7:00 p.m. - Republican Caucus Room

1. [PR25.033](#) APPROVAL; of City of Stamford 1999 Summer **APPROVED BY**

Camp Fees.
04/27/99 - Submitted by Mayor Dannel P. Malloy
06/02/99 - Approved by Committee

**UNANIMOUS
VOICE VOTE (as
amended)***

2. [PR25.032](#) APPROVAL; of gift from Mortimer Levitt of \$250,000 for the construction of a performing arts pavilion; and of \$500,000 to the Stamford Cultural Development Corp. over five years for program development for the Levitt Pavilion.
03/05/99 - Submitted by Mayor Dannel P. Malloy
03/10/99 - Held in Committee

**ITEM
WITHDRAWN**

EDUCATION COMMITTEE

Ellen Mellis, Chair
Philip Giordano, Vice Chair
Meeting: Monday, May 24, 1999
6:30 p.m. - Democratic Caucus Room

1. [E25.023](#) REVIEW; of security in Stamford Public Schools.
04/27/99 - Submitted by Rep. Mellis
05/24/99 - Held in Committee

**HELD IN
COMMITTEE**

**URBAN REDEVELOPMENT
COMMITTEE**

Jim Shapiro, Chair
Joseph Gasparini, Vice Chair
Meeting: Friday, May 14, 1999
5:00 p.m. - 26 Clinton Avenue (Cafeteria) and
Tuesday, May 25, 1999
7:00 p.m. - Democratic Caucus Room

1. [UR25.004](#) REVIEW; of the Urban Redevelopment Commission's actions regarding the Mill River Corridor Project, including its Statement of Policy and the Delineation & Eligibility Report.
09/11/98 - Submitted by E. Steinberg, Executive Director, URC
05/03/99 - Report Made
05/25/99 - Report Made

**REPORT
MADE**

Secondary Committee: Land Use

* The Committee approved this item with the condition that reduced lunches be offered to eligible children at Dorothy Heroy as well as at the Cloonan site.

**HOUSING/COMMUNITY DEVELOPMENT/
SOCIAL SERVICES COMMITTEE**
(Report)

Elaine Mitchell, Chair
Meeting: Wednesday, May 19, 1999
6:30 p.m. - Democratic Caucus Room

1. [HCD25.012](#) REVIEW; of Chapter 13 of the Code of Ordinances concerning Community Development Block Grant funding.
10/08/98 - Submitted by Rep. Mitchell (D-2)
03/01/99 - Held in Committee
04/20/99 - Held in Committee
05/19/99 - Committee approved 5-0-0 **RETURNED TO COMMITTEE**

2. [HCD25.022](#) APPROVAL; of request by Yerwood Center to use \$53,670 of Year 24 funds for roof replacement (rather than exterior lighting).
04/13/99 - Submitted by Mayor Dannel P. Malloy
05/19/99 - Committee approved 5-0-0 **NO ACTION TAKEN**

3. [HCD25.25](#) APPROVAL; of request by Office of Operations to use \$82,118 of Year 22 funds for improvements to McKeithan Park.
04/13/99 - Submitted by Mayor Dannel P. Malloy
05/19/99 - Held in Committee **HELD IN COMMITTEE**

Upon motion duly made and seconded and approved by unanimous voice vote, the rules were suspended to split Item No. 3, HCD25.025 into a two parts.

4. [HCD25.23](#) APPROVAL; of request by Office of Operations to use \$61,859 of Old Town Hall funds for Kosciuszko Park projects.
04/13/99 - Submitted by Mayor Dannel P. Malloy
05/19/99 - Committee approved 5-0-0 **APPROVED BY UNANIMOUS VOICE VOTE**

5. [HCD25.024](#) APPROVAL; of transfers to the contingency line of excess funds from various projects; total amount of transfers: \$97,581.00.
04/13/99 - Submitted by Mayor Dannel P. Malloy
05/19/99 - Committee approved 5-0-0 **NO ACTION TAKEN**

TRANSPORTATION COMMITTEE Gabe DeLuca, Chair
([Report](#)) Peter C. Nanos, Vice Chair
Meeting: Thursday, May 27, 1999
7:00 p.m. - Republican Caucus Room

1. [T25.015](#) REVIEW; of feasibility of discontinuing parking fees **RETURNED TO**
in the Bedford Street surface lot on Saturdays (as a **COMMITTEE**
pilot program).
05/03/99 - Submitted by Reps. Loglisci and DeLuca
05/27/99 - Report Made

ADMINISTRATION & TECHNOLOGY COMMITTEE Gloria DePina, Chair
Ellen S. Mellis, Vice Chair

HOUSE COMMITTEE Annie M. Summerville, Chair

SPECIAL COMMITTEE ON PARKS Lisa Poltrack, Co-chair
Paul Esposito, Co-chair

SPECIAL REVALUATION COMMITTEE: Maria Nakian, Chair

RESOLUTIONS

1. SENSE-OF-THE-BOARD RESOLUTION **APPROVED BY**
regarding the Year 2000 census. **UNANIMOUS**
05/12/99 - Submitted by Robin Stein **VOICE VOTE**

MINUTES

1. [May 3, 1999 Regular Meeting](#) **APPROVED BY**
UNANIMOUS
VOICE VOTE
2. [May 4, 1999 Budget Meeting](#) **APPROVED BY**
UNANIMOUS
VOICE VOTE

COMMUNICATIONS

OLD BUSINESS

NEW BUSINESS

ADJOURNMENT

Upon motion duly made and seconded, the meeting was adjourned at 11:50 p.m.

*The proceedings are available on audio tape at the
Offices of the Board of Representatives.*