

28TH BOARD OF REPRESENTATIVES CITY OF STAMFORD

President
RANDALL M. SKIGEN
Clerk of the Board
ANNIE M. SUMMERVILLE

Majority Leader
ELAINE MITCHELL
Minority Leader
ROBERT "GABE" DELUCA

RESOLUTION NO. 3488 CONCERNING RECOMMENDATIONS FOR CHANGES TO THE DRAFT REPORT OF THE 17TH CHARTER REVISION COMMISSION

WHEREAS, the 17th Charter Revision Commission submitted its Draft Report to the Town Clerk on May 30, 2012; and

WHEREAS, Section 7-191 of the Connecticut General Statutes, as amended, provides that the Board of Representatives shall hold at least one public hearing on the draft report and, not later than 15 days after its last hearing, shall make recommendations to the Commission for such changes in the draft report as it deems desirable; and

WHEREAS, the Board held a public hearing on June 19, 2012, and, after hearing the public comments, desires to make the attached changes to the draft report of the 17th Charter Revision Commission; and

WHEREAS, the recommendations for changes to the draft report of the Charter Revision Commission were voted upon at the June 25, 2012 Special Board Meeting of the 28th Board of Representatives.

NOW, THEREFORE, BE IT RESOLVED BY THE 28TH BOARD OF REPRESENTATIVES THAT:

The following recommendations, attached to and made a part of this resolution, concerning changes to the draft report of the 17th Charter Revision Commission are hereby approved and transmitted to the 17th Charter Revision Commission:

<u>Charter Provision</u>	<u>Vote No.</u>	<u>Subject</u>	<u>Board Action/Description</u>	<u>Vote</u>
C1-80-1	70	Election	Refer the following recommendation to <u>add language to the Charter back to the Commission for clarification as to the meaning of elected municipal position:</u> Limit service to one elected municipal position. (Currently there is no restriction on serving on multiple elected boards.)	Committee recommendation (6/13/12 minutes): APP 6-0-0; Board Action: REFERRED 24-5-1

<u>Charter Provision</u>	<u>Vote No.</u>	<u>Subject</u>	<u>Board Action/Description</u>	<u>Vote</u>
C8-20-7	37	Bonding	<u>Reject the following recommendation to change the language of the Charter:</u> Add language to clarify the process and make the language consistent with current charter provisions that state: upon the request of the Mayor, the BOF may amend the capital projects budget subject to the approval of the BOR. The action of the BOF is a "recommendation" to the BOR.	Committee Recommendation (6/19/12 minutes): FAILED 2-4-0; Board Action: Approve Committee recommendation 20-10-0
C8-50-1	40a	Bonding	<u>Reject the following recommendation to change the language of the Charter:</u> Codify and clearly provide that the authorization for issuance of bonds lies with the Mayor and his administration. (Currently, the BOR is authorized to issue bonds and under State law may delegate this authority to the Mayor and his administration to facilitate the process.)	Committee Recommendation (6/19/12 minutes): FAILED 3-4-0; Board Action: concurred with Committee recommendation
C8-50-1	40b	Bonding	<u>Reject the following recommendation to change the language of the Charter:</u> Allow the Mayor and the Director of Administration to set the maximum interest rates for bond issuances. (The Charter currently provides for BOF approval.)	Committee Action (6/19/12 minutes): FAILED 3-4-0; Board Action: concurred with Committee recommendation
C8-50-3	42	Bonding	<u>Reject the following recommendation to delete language of the Charter:</u> Eliminate the requirement of a vote by the BOF regarding the issuance of bonds in case of public emergency. (Current Charter language requires the approval of five members of the BOF and three fourths of the entire membership of the BOR (the BOR vote will still be required).	Committee Action (6/19/12 minutes): FAILED 0-7-0; Board Action: concurred with Committee Recommendation
C2-10-2	46	Board of Representatives	<u>Reject the following recommendation to add to the language of the Charter:</u> Provide that at the end of a BOR term, items on the agenda terminate and must be reintroduced by members of the incoming BOR.	Committee Action (6/5/12 minutes): FAILED 0-9-0; Board Action: concurred with Committee Recommendation
C2-10-4	47	Board of Representatives	<u>Reject the following recommendation to add to the language of the Charter:</u> Permit the Board of Representatives to cancel one regular meeting during each successive twelve month period following its Organizational Meeting.	Committee Action (6/5/12 minutes): FAILED 4-5-0; Board Action: concurred with Committee Recommendation

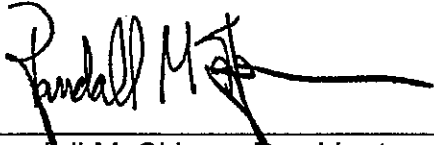
<u>Charter Provision</u>	<u>Vote No.</u>	<u>Subject</u>	<u>Board Action/Description</u>	<u>Vote</u>
C6-100-3; C6-120-4; C6-130-3; C6-140-10; C6-160-6	130	Board of Reps/Super seding Ordinance Language	<u>Reject the following recommendation to delete the language of the Charter:</u> Eliminate the authority of the BOR to vote a Commission out of existence. (This authority is found in several charter sections.)	Committee Action (6/5/12 minutes): FAILED 0-9-0; Board Action: concurrent with Committee Recommendation
C8-30-12	6	Budget Process	<u>Reject the following recommendation to change the language of the Charter:</u> Add a provision eliminating BOF and BOR approval for additional appropriation requests in amounts of \$2,500 or less in the aggregate per annum per department.	Committee Action (6/5/12 minutes): FAILED 0-9-0; Board Action: concurrent with Committee Recommendation
C8-30-11	7	Budget Process	<u>Reject the following recommendation to add to the language of the Charter:</u> Permit the Mayor to manage the budget (with respect to salary items) once approved by the elective boards.	Committee Action (6/5/12 minutes): FAILED 0-8-1; Board Action: concurrent with Committee
C5-10-1	56	City Directors/Di r of Economic Developme nt	<u>Reject the following recommendation to change the language of the Charter:</u> This recommendation would add a 5th member to the Mayor's Cabinet by elevating the Director of Economic Development to a cabinet position and leading a newly-created Office of Planning & Economic Development.	Committee Action (6/13/12 minutes): FAILED 2-3-0; Board Action: concurrent with Committee Recommendation
C5-30-1, et seq	83	City Department s	<u>Reject the following recommendation to change the language of the Charter:</u> Place the Land Use offices under a new Office of Planning & Economic Development under the supervision of a newly-created cabinet position, Director of Planning and Economic Development.	Committee Action(6/13/12 minutes): FAILED 2-3-0; Board Action: concurrent with Committee Recommendation
C5-10-1; C5-30-1	86	City Department s	<u>Reject the following recommendation to change the language of the Charter:</u> Create an Office of Planning and Economic Development, headed by a new cabinet level position, the Director of Planning & Economic Development, who shall be responsible for the administration, supervision and performance of all administrative municipal functions related to Land Use and Economic Development including but not limited to planning, zoning, zoning appeal and enforcement, environmental protection, economic developments, community development and traffic planning. The Building	Committee Action (6/13/12 minutes): FAILED 2-3-0; Board Action: concurrent with Committee Recommendation

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			Department remains under the Office of Operations.	
C1-80-1	74	Election	<u>Reject the following recommendation to change the language of the Charter:</u> Reduce the size of the BOR to the election of one representative per current district commencing with the election of 2013.	Committee Action (6/13/12 minutes): FAILED 3-3-1; Board Action: approved Committee Recommendation 7-23-0
C2-10-2(10)	97	Easements	<u>Reject the following recommendation to add to the language of the Charter:</u> Require BOR approval prior to the City entering into an agreement for an easement. (The Charter currently provides that the BOR approves the sale of property.)	Committee Action (6/13/12 minutes): FAILED 3-4-1; Board Action: concurred with Committee Recommendation
	141a	Citizen's Bill of Rights - Ombudsman	<u>Reject the following recommendation to add to the language of the Charter:</u> Include the Citizens Service Bureau in the Charter.	Committee Action: FAILED 1-6-1; Board Action: concurred with Committee Recommendation
C5-40-3(d)	116b	Fire Service	<u>Reject the following recommendation to change the language of the Charter:</u> Change the requirement for a 2/3 vote of the BOR to change a fire district to a simple majority	Committee Action (6/13/12 minutes): FAILED 0-8-0; Board Action: concurred with Committee Recommendation
C8-30-11	131	Budget Process	<u>Refer the following recommendation to change the language of the Charter back to the Commission for clarification on whether the Commission's intent was to eliminate the 1995 organizational structure (For example, the Office of Legal Affairs contains the Human Resources Department and the Benefits Department):</u> Use the word "department" in place of the word "office" with regard to the transfer of certain non-salary budgeted funds within an office, department, etc.	Committee Action (6/5/12 minutes): REFER; Board Action: concur with Committee recommendation

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C8-20-9	39	Bonding	<u>Refer the following recommendation to change the language of the Charter back to the Commission to 1) consider removing the Planning Board from the process; and 2) reconsider whether both BOF and BOR should remain part of the process:</u> Eliminate the requirement that the BOF approve an amendment to the capital projects budget, consistent with the above recommendation. (C8-20-9 relies upon the current Charter language in C8-20-7 and provides that the approval process to increase the capital projects budget requires the approval of an amendment to the capital budget by both the Board of Finance and the Board of Representatives.)	Committee Action (6/19/12 minutes): REFER 6-0-0; Board Action: concurred with Committee recommendation
C5-40-3(d)	116a	Fire Service	<u>Refer the following recommendation to delete language of the Charter back to the Commission, based on discussion in the 06/13/2012 minutes of Charter Review Committee:</u> Delete the word "status" in the re-write of this section: Jurisdiction. ... Nothing in this Charter shall be construed to affect the organization, status or property of the Volunteer Departments of Stamford.	Committee Action (6/13/12 minutes): REFER 8-0-0; Board Action: concurred with Committee recommendation
C6-210-2	110	Board of Ethics - Limitations of Membership	<u>Refer the following recommendation to add language to the Charter back to the Commission with a recommendation to eliminate item 2) and leave these details up to the Board of Representatives to determine by ordinance:</u> Require the Charter follow CGS 1-80 (but only for 2 years). 1) "All members shall be electors of the City of Stamford and not an employee of the City of Stamford; 2) no member of the Board [of Ethics] shall (a) hold or campaign for any public office; (b) have held a public office or have been a candidate for public office for a 2-year period prior to appointment; and (c) hold office in any political party or political committee or be a member of any organization or association organized primarily for the purpose of influencing legislation or decisions of public agencies."	Committee Action (6/13/12 minutes): REFER 8-0-0; Board Action: concurred with Committee recommendation

This resolution shall become effective upon its enactment.

This resolution was approved by unanimous voice vote at a Special Meeting of the 28th Board of Representatives held on Monday, June 25, 2012.



Randall M. Skigen, President



Annie M. Summerville, Clerk

- c: Mayor Michael Pavia
T. Jankowski, Director of Public Safety, Health & Welfare
Donna Loglisci, Town & City Clerk
Ernie Orgera, Director of Operations
Michael Handler, Acting Director of Administration
Joseph Capalbo, Esq., Director of Legal Affairs