

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. 3549 CONCERNING THE CHARGE OF THE 17TH CHARTER REVISION COMMISSION

WHEREAS, pursuant to Section C1-40-5 of the City of Stamford Charter, and in accordance with the provisions of Section 7-188 of the Connecticut General Statutes, as amended, the Board Representatives has initiated the process of charter revision; and

WHEREAS, pursuant to Section 7-190(a) of said General Statutes the Board of Representatives has appointed an 18th Charter Revision Commission consisting of seven electors; and

WHEREAS, Section 7-190(b) of said Connecticut General Statutes provides that the Board of Representatives may make recommendations to the Commission and the Commission shall in its report comment on each recommendation which it has been directed to consider. The Commission may also consider other items for inclusion in the Charter, other changes to the Charter, and such other items as it deems desirable or necessary, and such items and/or changes shall be included in its report.

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

1. The 18th Charter Revision Commission shall review and make recommendations on the following subjects:
 - A. **C6-210-2.** Increase the membership of the Board of Ethics to either seven (7) members and two (2) alternate members or to nine (9) members.

The Board of Ethics currently consists of five (5) members and four (4) alternates. The Code of Ethics, in Code Sec. 19-14, provides that every complaint received by the Board of Ethics be investigated by an Investigating Board, consisting of three (3) members from among the regular and alternate members. If the Investigating Board determines that there is probable cause that a violation of the Code of Ethics has occurred, and the complaint is not settled, a Hearing Board will then determine whether there has been a violation of the Code of Ethics. The Hearing Board consists of three (3) members from among the

regular and alternate members who were not members of the Investigatory Board.

The restriction within the Charter creates an unusual situation for the Board of Ethics because an alternate member would always be required to participate in the consideration of a complaint (either on the Investigatory Board or the Hearing Board).

In addition, the Charter provision is currently silent about alternate members on the Board of Ethics, although the Charter specifically mandates alternate members of other Boards.

2. The Commission may also consider other changes as it deems desirable or necessary and shall include such items and/or changes in its final report.
3. The Commission shall, in its report, comment on each recommendation which it has been directed to consider and on any other changes that said Commission has deemed desirable.
4. The first meeting of the Commission shall be held in March, 2013. At said meeting the Commission shall elect a chairperson from among its members.
5. The Commission shall submit its draft report to the Board of Representatives on or before April 30, 2013.

The Commission shall terminate upon acceptance or rejection of its final report by the Board of Representatives.

~~This resolution was approved by a machine vote of 28-6-1 at the regular monthly meeting of the 28th Board of Representatives held on Monday, March 4, 2013.~~



Randall M. Skigen, President



Annie M. Summerville, Clerk

cc: Mayor Michael Pavia
J. Capalbo, Esq., Law Department
Donna Loglisci, Town & City Clerk
Ernie Orgera, Director of Operations
Michael Handler, Director of Administration
Ted Jankowski, Director of Public Safety, Health & Welfare