

*The Regular Meeting of the 27th Board of Representatives of the City of Stamford was held on **Tuesday, September 2, 2008** in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, 4th Floor, Stamford, Connecticut.*

MINUTES

The meeting was called to order at 9:00 p.m.

INVOCATION: Given By Rep. Zelinsky.

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

ROLL CALL: Conducted by Clerk of the Board Annie Summerville. There were 33 members present and 7 members absent/excused (Reps. DePina, Larobina, McGarry, Mitchell, Molgano, Neary and Young).

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

MOMENTS OF SILENCE: For the late: Garry C. Clemmons by the 27th Board of Representatives; Tony Pagano by Rep. Boccuzzi; Laura M. Boldrighini and Ralph “Nippy” Williams by Rep. Giordano; Anthony F. Cordova by Reps. Giordano and Zelinsky; and Anthony A. Venezia, Paul P. Meyer, Lewis J. (Lonny) Tranos and Yannis Rajau by Rep. Zelinsky.

COMMUNICATIONS:

1. President Martin wished Art Layton a Happy Birthday.
2. President Martin announced that Dr. Starr cancelled the meeting tomorrow that he was holding with representatives regarding redistricting.
3. President Martin announced that on September 20th, Rep. Greg Lodato will be getting married.
4. President Martin announced that also on September 20th, Rep. Jerry Pia will also be marrying.
5. Gabe DeLuca announced that the Annual Softball Game will be held on September 25th at 5:30 p.m. at Kosciusko Park.

6. Gabe DeLuca announced that the Annual Holiday Party will be held on December 2, 2008 at Columbus Park.

HONORARY RESOLUTIONS:

1. SENSE OF THE BOARD RESOLUTION; thanking Paramedic Jessica Crowley for saving the life of Robert Bidwell.
08/04/08 – Submitted by the 27th Board **HELD IN COMMITTEE**
2. SENSE OF THE BOARD RESOLUTION; commemorating the 400th Anniversary of the first Polish people coming to America at Jamestown, Virginia.
08/01/08 – Submitted by Rep. Zelinsky **HELD IN COMMITTEE**

STANDING COMMITTEES

STEERING COMMITTEE: Meeting: Monday, August 11, 2008
[\(Report\)](#) 7:00 p.m. – Democratic Caucus Room

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

APPOINTMENTS COMMITTEE: Annie M. Summerville, Chair
John J. Boccuzzi, Vice Chair

No meeting; No report.

FISCAL COMMITTEE: Randall M. Skigen, Chair
[\(Attendance\)](#) **Linda Cannady, Vice Chair**
[\(Votes\)](#) Meeting: Monday, August 25, 2008
[\(Report\)](#) 7:00 p.m. – Democratic Caucus Room

Vice Chair Cannady reported that the Fiscal Committee met on August 25, 2008. Present were Vice Chair Cannady and Committee Member Reps. Day, DeLuca, Fedeli, Giordano, Mirkin, Mitchell, and Rauh. Also present: Sandy Dennies, Director of Administration; and Karen Cammarota, Grants Officer.

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|--|--|---|
| 1. F27.438
\$104,162.00 | ADDITIONAL APPROPRIATION (Grants Budget); Dental Improvement Initiative; to purchase equipment to set up dental clinics in Cloonan, KT Murphy and Rogers.
07/28/08 – Submitted by Mayor Dannel P. Malloy
08/04/08 – Approved by Board of Finance
08/25/08 – Committee approved 7-0-0 | APPROVED
ON CONSENT
AGENDA |
| 2. F27.437
\$750.00 | ADDITIONAL APPROPRIATION (Operating Budget); Community Nursing; Clinic Supplies; to appropriate donation from the Lions Club for the Medical Mobile Unit.
07/28/08 – Submitted by Mayor Dannel P. Malloy
08/04/08 – Approved by Board of Finance
08/25/08 – Committee approved 7-0-0 | APPROVED
ON CONSENT
AGENDA |
| 3. F27.436
\$50,000.00 | ADDITIONAL APPROPRIATION (Capital Budget); Land Use; Traffic Management Studies; to appropriate funds contributed by Antares to satisfy conditions of Zoning Board approval; funds to be used for the Master Plan Traffic Study of the Transportation Center.
07/31/08 – Submitted by Mayor Dannel P. Malloy
08/04/08 – Approved by Board of Finance
08/19/08 – Approved by Planning Board
08/25/08 – Committee approved 7-0-0 | APPROVED
ON CONSENT
AGENDA |
| 4. F27.422
\$4,355,378.00 | ADDITIONAL APPROPRIATION (Operating Budget); Transfer to General Fund (with intent to later transfer to Capital Non-Recurring Fund); funds represent settlement with Sprint/Nextel to assist in defraying the cost of moving the citywide radio frequency from 800 to 700 Mhz.
07/31/08 – Submitted by Mayor Dannel P. Malloy
08/04/08 – Approved by Board of Finance
08/22/08 – Item Withdrawn by Administration | ITEM
WITHDRAWN |

President Martin noted that regarding Item No. 4, he had discussions with the Director of Administration, and the item was withdrawn because the money was going to be directly deposited in the capital non-recurring fund.

Suspension of Rules Item:

Chair Skigen moved to suspend the rules to take up an item not appearing on the Agenda. Said motion was seconded and approved by unanimous voice vote.

5. [F27.444](#) [RESOLUTION](#); reauthorizing and amending Resolution No. 2469 (enacted in October 1997) by incorporating corrections and the permanent project number re: North Street Reconstruction Project.
08/30/08 – Submitted by Mani Poola
- APPROVED
BY
UNANIMOUS
VOICE VOTE**

Chair Skigen stated that we were notified on Friday that a new resolution needs to be provided to the State no later than September 17, 2008. We had first acted on this item back in May of 1997; apparently the project is now ready to move forward. All representatives have a copy of the resolution.

Chair Skigen moved to approve Item No. F27.44, said motion was seconded and approved by unanimous voice vote.

A motion to approve the Consent Agenda, consisting of Item Nos. 1-3 above, was made, seconded and approved by unanimous voice vote.

LEGISLATIVE & RULES

COMMITTEE:

[\(Votes\)](#)

[\(Report\)](#)

James D. Diamond, Chair

Arthur Layton, Vice Chair

Meeting: Monday, August 18, 2008

7:00 p.m. – Democratic Caucus Room

Chair Diamond reported that the Legislative & Rules Committee met on Monday, August 18, 2008. Present were Chair Diamond and Vice Chair Layton and Committee Member Reps. Day, Esposito, Heaphy, Mitchell and Zelinsky; absent/excused were Committee Member Reps. Berns, Lodato, Lombardo and C. Martin. Also present were Reps. Adams and DeLuca; Sandy Dennies, Director of Administration; Rick Redniss representing the Boys & Girls Club; Mr. and Mrs. Lombardo and Attorney Cohen of the Food Bank; and several members from the public to speak on Pilgrim Towers.

1. [LR27.070](#) **PROPOSED ORDINANCE; for public hearing & final adoption**; approving a second amendment to a tax abatement agreement between the City and Pilgrim Towers, Inc.
06/12/08 – Submitted by Mayor Dannel P. Malloy
07/21/08 – Committee approved 8-0-0
08/04/08 – Approved for publication
08/18/08 – Committee approved 6-0-0
- APPROVED
ON CONSENT
AGENDA**
2. [LR27.077](#) **RESOLUTION; for publication**; approving a lease agreement between the City of Stamford and The Boys & Girls Club of Stamford, Inc. for the leasing
- APPROVED
ON CONSENT
AGENDA**

of a parking lot located immediately south of 347 Stillwater Avenue.
07/31/08 – Submitted by Mayor Dannel P. Malloy
08/19/08 – Approved by Planning Board
08/04/08 – Approved by Board of Finance
08/18/08 – Committee approved 7-0-0

Chair Diamond stated that this item requires a public hearing next month.

3. [LR27.075](#) PROPOSED ORDINANCE; **for publication:** **APPROVED BY**
amending Section 220-8 B. of the Code of **MACHINE VOTE**
Ordinances, Senior Citizens and Disabled Property **32-1-0**
Owners Tax Abatement; to provide for increased
income limits and increased exemption in the fair
market value of the residence for both the
abatement and the deferral program.
07/21/08 – Submitted by Reps. DeLuca, Zelinsky
and Lodato
08/18/08 – Committee approved 6-1-0

Chair Diamond stated that this represents a small increase in the eligibility requirements to take advantage of the tax abatement program for seniors and disabled property owners. It increases the requirements by a small amount; e.g., eligibility for a single resident goes up from \$85,000 to \$100,000 and from \$100,000 to \$120,000 in annual income for married persons. The intent is to continue to encourage seniors to stay in Stamford as it becomes more and more economically difficult for them to do so.

Chair Diamond moved to approve Item No. LR27.075, said motion was seconded.

Vice Chair Layton stated he was the vote against the item and voted against it the last time the limits were raised. He voted against it because he has a hard time understanding how someone who may have a \$1 million house, \$120,000 in income should get a tax break in Stamford. He feels it is excessive.

Rep. Zelinsky stated that seniors are experiencing utility and property tax increases. This is something we should do, it is bipartisan as it was submitted by Reps. DeLuca and Lodato and himself. There is a built-in safety guard because the total grand list exemption cannot exceed \$5 million; presently, there are 1,049 people participating, totaling an amount of \$613,414.61. He asked his colleagues to support this item.

Chair Diamond stated that the difficulty for many seniors is that they may have an asset (a house), and someday they may sell that asset and have the cash or the heirs will acquire the asset. Having the asset does not make it any easier to live in Stamford as costs increase as they do everywhere else in the country. This is a way of telling our seniors to stay in Stamford and that we recognize everything they have given to the community. Further, we recognize that as seniors move out of Stamford, they are very

likely to be replaced by younger couples with children who are expensive to educate. In the long run, the City is saving money with this program.

The item was approved by a machine vote of 32-1-0 (Reps. Adams, Aposporos, Berns, Blackwell, Boccuzzi, Cannady, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Figueroa, Franzetti, Gabriele, Giordano, Heaphy, Lodato, Lombardo, Lyons II, Mallozzi, C. Martin, D. Martin, Miller, Mirkin, Munger, Pia, Rauh, Skigen, Summerville, White and Zelinsky in favor; Rep. Layton opposed (See [Vote Record No. 936](#)).

4. [LR27.076](#) PROPOSED ORDINANCE; **for publication**; **APPROVED BY MACHINE VOTE 31-1-0**
amending Section 220-13, Article V of the Code of Ordinances; Additional Veterans Property Tax Exemptions to provide for increased income limits.
07/21/08 – Submitted by Reps. DeLuca, Zelinsky and Lodato
08/18/08 – Committee approved 6-1-0

Chair Diamond stated that this ordinance will change the eligibility requirements in exactly the same way as the previous item did, however, this applies to veterans. It is also a modest increase and something we ought to do to thank those who have served our country.

Chair Diamond made a motion to approve Item No. LR27.076, said motion was seconded and approved by a machine vote of 31-1-0 (Reps. Adams, Berns, Blackwell, Boccuzzi, Cannady, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Figueroa, Franzetti, Gabriele, Giordano, Heaphy, Lodato, Lombardo, Lyons II, Mallozzi, C. Martin, D. Martin, Miller, Mirkin, Munger, Pia, Rauh, Skigen, Summerville, White and Zelinsky in favor; Rep. Layton opposed (See [Vote Record No. 937](#)).

5. LR27.074 REVIEW; possible need to amend the approval limits in the Purchasing Ordinance. **REPORT MADE**
07/10/08 – Submitted by Rep. Lyons
08/18/08 – Report Made

Chair Diamond stated that the Committee discussed LR27.074; the administration will bring forward a draft for the Committee's consideration next month.

6. [LR27.078](#) PROPOSED ORDINANCE; **for publication**; **APPROVED ON CONSENT AGENDA**
amending Section 220 Taxation, Article X, Property leased to Charitable, Religious or Nonprofit Organizations, Section 220-33, Application Procedures to allow for the off-site signing and notarization of the required documents.
08/06/08 – Submitted by President Martin and Rep. DeLuca

08/18/08 – Committee approved 7-0-0

Chair Diamond stated that this will amend the existing ordinance to allow off-site signing and notarization of application documents. This means the applicant will not have to appear at the Government Center.

A motion to approve the Consent Agenda, consisting of Item Nos. 1, 2 and 6 above, was made, seconded and approved by unanimous voice vote.

PERSONNEL COMMITTEE: Mary Lisa Fedeli, Chair

(Attendance)

Pauline S. Rauh, Vice Chair

(Votes)

Meeting: Monday, August 25, 2008

(Report)

7:30 p.m. – Republican Caucus Room

Chair Fedeli reported that the Personnel Committee met on Monday, August 25, 2008. Present were Chair Fedeli and Vice Chair Rauh and Committee Member Reps. Boccuzzi, Cannady, Gabriele, Lodato and Skigen. Also present was Rep. Zelinsky, Dennis Murphy, Director of Human Resources; Fred Manfredonia, Human Resources; and Maggie Murray, Human Resources.

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| 1. <u>P27.076</u> | APPROVAL; of amendments to the Pay Plan.
05/05/08 – Submitted by Mayor Dannel P. Malloy
06/09/08 – Board of Finance approved 4-1-0
05/13/08 – Placed on Pending Agenda
07/30/08 – Held in Committee 8-0-0
08/04/08 – Held in Committee
08/25/08 – Committee approved 5-0-2 | APPROVED BY
MACHINE VOTE
22-8-3 |
|-------------------|--|--|

Chair Fedeli moved Item No. P27.081; said motion was seconded.

Chair Fedeli stated that there has been a lengthy discussion for two months in the Personnel Committee on the pay plan and the amendments put before us. There has been a plethora of information and documents that have been given out and placed on the website. Chair Fedeli stated that the pay plan defines the salary structure for the city employees not covered by union contracts. It is amended by approval of the Personnel Commission, the Board of Finance and the Board of Representatives. The pay plan was established in January of 1998; it was last amended in August of 2004. The ordinance requires that the Personnel Commission review the pay plan for its equity every two years, and this review process began in 2006. The Personnel Commission approved the final amendments on April 24, 2008, and the Board of Finance approved the amendments on June 9, 2008.

Chair Fedeli stated that the pay plan states that amendments are to be made if the plan's objectives are not met. The main objectives are: 1) internal equity; and 2) competitiveness with the municipal market (except where dictated by special circumstances). As people know, the pay plan has really not been amended since the pay structure in 1998; as a result, there are numerous instances where senior managers supervise employees with greater salaries. The Personnel Commission on November 2, 2006 noted that the pay plan failed to maintain internal equity, and as a result commissioned a market study and found that the pay plan did in fact fail to maintain its competitive standing with the municipal market. There has been a lot of discussion on the pay plan, and there has been some misinformation on the pay plan regarding its increases.

To set the record straight, Chair Fedeli stated that there have been reports that the pay plan increases are over 30% in some instances. In the handout received in our weekend packet, there was a spreadsheet that clearly outlines the percentage increase that each job would receive. Five positions would be receiving an increase of 20-25%; three would be receiving increases between 15 and 20%; three positions between 10 and 15%; nine between 5 and 10% and two under 5%.

Chair Fedeli added that the total cost of the pay plan is \$239,669. That money is appropriated in the 2008-09 budget. The Personnel Committee voted 5-0-2. Chair Fedeli moved to approve the pay plan; said motion was seconded.

Rep. Zelinsky stated that Mr. Murphy's handouts at the committee meeting showed two at 26%; one at 23%; two at 21%; one at 19%; one at 16%; two at 11%; three at 9% and 4 at 6% and the rest at 4 or 5%. The other handout sheet showed the total percentage annual increase since the appointment of particular individuals. The ranges on that page are 97%, 69%, 68%, 56%, 51%, 50%, 40%, 38%, 34%, 24% and down the line down to 9%. These individuals are in these positions by their own choice; if they went and worked in the business sector they would probably get a 50% increase or possibly double their salary. Rep. Zelinsky noted that all the people in the pay plan deserve some type of an increase, they are hardworking, loyal and capable at their jobs. In response to comments that there has never been a good time in the last ten years to do this and that now is the right time, Rep. Zelinsky stated that this is the worst economy in 20 years. Our residents have to pay their property taxes that increased between 10 and 22%. They also had to pay increases in utilities and of course, gasoline. Many of our residents are unemployed due to the economic conditions. He has received many telephone calls and comments from residents that all say the high increases are outrageous. He agrees with his constituents.

Rep. Zelinsky stated that the elected officials' pay raises cannot be determined precisely because they are not eligible until after the 2009 election. Rep. Zelinsky provided each member with a proposal to increase the salaries by 5% across the board. Rep. Zelinsky moved to amend the pay plan to have a flat 5% increase across the board, instead of the proposed pay increases that range to a high of 26%.

The President determined that Rep. Zelinsky's motion cannot be made after speaking. The Parliamentarians (Messrs. Skigen and Day) concurred with the President's determination.

Rep. Mirkin stated that when he reviewed the spreadsheet, he is reminded of federal legislation where the primary legislation may have merit but other things in the legislation are not worthy of support. He finds himself in that position this evening. This is a one-size-fits-all which he cannot accept. It is all or nothing. There are positions that are certainly worthy of an increase, but when you look at the significant variances between those getting a 5 and 10% increase and those in the 20-25% range, he cannot reconcile in his mind, as an elected member watching taxpayer dollars, to support this. If this were sent back and we were able to change the ordinance, something that gives us the opportunity to look at line items, he would consider it. He will not support this, but he understands the need to make sure these people are compensated fairly. This is too much for him to swallow, and he will not support it this evening.

Rep. Mallozzi noted that there are four director positions, with two earning in the \$140,000 range and two in the \$114,000 range. Chair Fedeli responded that the disparity depends on how long the person has been in the position. The directors are in grade levels. You take the current salary, give them a 3% increase and, depending on the years of service in that position, their new salary will fall in the grade level that they will be assigned to. If you have a director who has been in the position for 3-4 years, they may or may not have a higher salary than someone who has been in that position for only two years. It is based on where their salary was, a percentage increase and what step they are at.

Rep. Mallozzi stated that in that case, the individual filling the position has to be looked at also. His question then is why would the Director of Operations and the Director of Public Safety, Health & Welfare have a \$20,000 difference in salary between the two positions. Chair Fedeli responded that if the person comes in at a lower salary than the previous director, it will impact the salary.

Rep. Skigen noted that if, for example, a person was hired in one position as a director and moved to another position as a director, they would not necessarily be at the same salary as a person who was a newly appointed director. So, their base salary would be higher before we make any of these amendments. When the amendments are made, their step increase will be based on years of experience.

Rep. Adams moved to amend the ordinance by providing a 5% across the board increase. Said motion was seconded.

Rep. Esposito moved the question (i.e., the 5% increase proposal), said motion was seconded and approved by a machine vote of 22-10-1 (Reps. Boccuzzi, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Franzetti, Gabriele, Giordano, Heaphy, Layton, Lombardo, Lyons II, Mallozzi, D. Martin, Mirkin, Pia, Rauh, Skigen and White in favor; Reps. Adams, Berns, Blackwell, Cannady, Figueroa, Lodato, C. Martin, Miller,

Summerville and Zelinsky opposed; Rep. Munger abstaining) (See [Vote Record No. 938](#)).

The amended motion (i.e., 5% across the board increase) failed by a machine vote of 6-25-2 (Reps. Adams, Aposporos, Cannady, Figueroa, C. Martin and Zelinsky in favor; Reps. Berns, Blackwell, Boccuzzi, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Gabriele, Giordano, Heaphy, Layton, Lodato, Lombardo, Lyons, Mallozzi, D. Martin, Miller, Mirkin, Pia, Rauh, Skigen, Summerville and White opposed; Reps. Franzetti and Munger abstaining) (See [Vote Record No. 939](#)).

President Martin stated the committee would now return to the main motion; i.e., the pay plan as originally submitted.

Rep. DeLuca stated that some people felt the pay plan was out of whack, but there is no one receiving 60% plus increases. Column 17 on the latest spreadsheet shows only 4 people receiving increases higher than what they would receive if they were in the MAA. In essence, if these people were in the MAA, their current salaries would be much higher. The Director of Operations position would be earning \$140,854 if they were in MAA: the pay plan is only giving the position \$134,000. The Director of Public Safety would be getting \$136,000 versus \$119,000 in the pay plan. The Director of Legal Affairs would be earning \$150,000 if in the MAA versus \$140,000 under the plan.

Rep. DeLuca stated that after last week's personnel committee meeting and after speaking with Dennis Murphy, everyone agreed that this makes sense, it is much clearer now, the increases are not near what has been reported, and he is in favor of this item.

Rep. Coppola stated that the way this is set up, it causes us to have to vote all or nothing. That is a lousy way to have presented this. If we don't vote for it, we will be harming those that deserve increases; if we do vote for it, we are going to cause people who he feels are not necessarily entitled to such big increases to get the increases. He will probably support this by voting with one hand and holding his nose with the other.

Rep. Zelinsky stated that he admires and respects everyone on the list – they are hardworking and a credit to the city, but we are not talking about this tonight. We are talking about percentage increases. At the committee meeting, two sheets were handed out, the first one titled "Proposed Pay Plan Salary Changes, print date July 24, 2008." The 10th column over says "New Proposed Percentage Increase to the Base." It includes two at 26% increases, a few at 23%, 21%, 11% down to 9%, 6% and 4%. The other sheet alluded to in his original remarks also says "July 1 2008 Proposed Pay Plan Percentage Annual Based Increase Since Their Appointment." Clear as day it has one individual at 68% increase; 97%, 56%, 51%, 34%, 24%, 23%. Now that is the way it is, okay, so if this were passed, this is the amount of the percentage of their annual base increase since their first appointment, and those are pretty high percentage increases. Again, he urged his colleagues, although they didn't vote for the 5%, but give it a

thought, think of our taxpayers that are hard-pressed, and he doesn't think we are sending the right message out there, if we approve this.

Chair Fedeli stated that the spreadsheet that Rep. Zelinsky is referring to, and she knows that Rep. Zelinsky was at the meeting though she is not sure he heard all the explanation for the different columns, was used during an initial discussion that the Committee had in previous months. (That spreadsheet supposes what the salaries would be if the position was in the MAA and received step increases plus merit increases. The Committee disregarded this spreadsheet because it was not what the Committee was looking for. The spreadsheets that were received in the packet over the weekend are the spreadsheets that reflect actual increases, and these can be determined by the footnote stating that the increases total \$239,000 (which was the amount that was appropriated in the budget). Obviously, if people were getting 90% increases on a salary that was \$111,000, the amount of the increase that was approved in the budget would certainly be more than \$239,000. Everyone should understand that the spreadsheet that was given out over the weekend are the actual increases per the pay plan. The other spreadsheets were machinations that the Committee asked the Director to provide based on different scenarios.

Rep. Mirkin moved to return the item to Committee, said motion was seconded.

Rep. Mirkin stated that he doesn't like the one-size-fits-all, and he would like the legislative body to have an opportunity to look at these increases on a case-by-case basis. If it requires another two or three months and if it requires some direction vis-à-vis an ordinance change, he would rather do that, and he doesn't feel that another two or three months will put this in a position where it cannot be accomplished.

Rep. Skigen stated that this would not require an ordinance change, it would require a charter change. We would need a charter revision commission that would change Section C5-10-3, which is where this procedure is set up. We are not talking about a couple of months, we are talking about a couple of years.

Rep. Mirkin stated that this is somewhat different than what he had been told before. If it is in fact a charter change, he will withdraw his motion.

President Martin stated that the motion can only be withdrawn by the body. President Martin stated that the process is set by the charter, so we can't change the process, but we can change the pay plan, but only after the Personnel Commission and the Board of Finance agree to the changes in the pay plan. The Charter sets the process, and if the Board of Representatives had the power to change particular items without the other approvals (actually starting the process all over again), that would mean a process change that would require a change to the Charter.

Rep. Boccuzzi stated that he is not in favor of returning this to committee. As a member of the Personnel Committee, many meetings were held, they reviewed everything thoroughly, and he feels that the only options are to vote it up or down. To return it to

committee is not going to provide any more information, the numbers are not going to change, and he asked his fellow representatives to vote against returning this to committee.

The motion failed by a machine vote of 8-22-2 (Reps. Adams, Aposporos, Cannady, Coppola, Gabriele, Lombardo, Mirkin and Zelinsky in favor; Reps. Berns, Blackwell, Boccuzzi, Day, DeLuca, Diamond, Esposito, Fedeli, Giordano, Heaphy, Layton, Lodato, Lyons II, Mallozzi, C. Martin, D. Martin, Miller, Pia, Rauh, Skigen, Summerville and White opposed; Reps. Franzetti and Munger abstaining) (See [Vote Record No. 940](#)).

President Martin noted that the main motion was under consideration.

Rep. Lyons moved the question; said motion was seconded and approved by a vote of 29-1-2 (Reps. Adams, Aposporos, Blackwell, Boccuzzi, Cannady, Coppola, Day, DeLuca, Diamond, Esposito, Figueroa, Gabriele, Giordano, Heaphy, Layton, Lodato, Lombardo, Lyons II, Mallozzi, C. Martin, D. Martin, Miller, Mirkin, Pia, Rauh, Skigen, Summerville, White and Zelinsky in favor; Rep. Berns opposed; Reps. Franzetti and Munger abstaining) (See [Vote Record No. 941](#)).

The main motion was approved by a vote of 22-8-3 (Reps. Berns, Blackwell, Boccuzzi, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Giordano, Heaphy, Layton, Lodato, Lyons II, Mallozzi, D. Martin, Miller, Pia, Rauh, Skigen, Summerville and White in favor; Reps. Adams, Aposporos, Figueroa, Gabriele, Lombardo, C. Martin, Mirkin and Zelinsky opposed; Reps. Cannady, Franzetti and Munger abstaining) (See [Vote Record No. 942](#)).

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| 2. P27.081 | REJECTION; of a tentative agreement with the Teamsters Local #145 for a one year extension of the labor agreement.
07/31/08 – Submitted to Board of Reps. by Dennis Murphy
08/06/08 – Submitted to Board of Reps. and Board of Finance by Dennis Murphy
08/19/08 – Advisory issued by Board of Finance
08/25/08 – Committee failed to reject 0-7-0 | MOTION TO REJECT FAILED BY UNANIMOUS VOICE VOTE |
| 3. P27.080 | REVIEW; matter of city employees taking cars home.
07/14/08 – Submitted by Rep. Franzetti
08/25/08 – Report Made | REPORT MADE |
| 4. P27.066 | PROPOSED ORDINANCE; for publication ; establishing a policy to provide five points on Police Officer written test for Stamford residents.
11/07/07 – Submitted by Reps. DeLuca & Zelinsky | APPROVED BY MACHINE VOTE 29-4-0 |

11/28/07 – Held in Committee 8-0-0
12/03/07 – Held in Committee
04/02/08 – Held in Committee 8-0-0
04/07/08 – Held in Committee
04/14/08 – Placed on Pending Agenda
08/25/08 – Committee approved 4-3-0

Chair Fedeli stated that this item was thoroughly discussed in committee and will provide 5 points for Stamford residents taking the police exam. The points will be added to a total score of a passing grade. Much as we did with the firefighters, this ordinance will sunset after 2009. The Committee voted 4-3 in favor.

Chair Fedeli moved to approve Item No. P27.066, said motion was seconded.

Rep. Fedeli, in response to Rep. Berns' question about the score to which the five points is added, stated that the test is graded on a curve so it is not known until after everyone takes the exam. She added that the test is on the scale of 100.

Rep. Zelinsky stated that this is another bipartisan effort, and the 5 points is not added unless it is a passing grade. Rep. Zelinsky stated that even those who are not in favor should approve this because it is for a public hearing. He understands that the police commission will be invited to the public hearing.

Rep. Rauh stated that other communities give points, but we do not have the information about whether there are any stipulations or requirements. We know that many of the local people who take the test immediately move out of town. In giving the points, she would be in favor of giving points to our high school graduates who are taking coursework which is now being developed in electives that would increase their knowledge, their agility, their conversational Spanish and things like that and get them internships at the Police Department so that we are giving the points to those youngsters who have the background. It is not just knowing the streets, you can know them from wandering the streets as well. Our biggest thing is to have the best qualified candidates and young police officers. She encourages those to vote against it at this point until we know what our competing communities are doing.

Rep. Franzetti stated that this is a simple item, it says that if you have constituents in your district who take the test and pass it, they will get five additional points. It seems like a no brainer. Secondly, we have the best and the brightest right here in our town, and it would be nice to give them an extra five points on their test.

Rep. Lodato stated that he voted against the ordinance. He doesn't believe it addresses the fundamental problem we have, which is housing. We need our fire and police and teachers to be able to afford to live in the city. No matter what benefits we give to those who currently reside in the city (in some cases with their parents), we are not solving the problem. Our police officers cannot afford to stay here, and we should be focusing on housing, we should be focusing on programs like low interest loans so we can maintain these public servants in the city.

Rep. Lyons stated that this is a simple ordinance, it has a sunset clause and we have done it with other public safety areas such as fire.

Rep. Heaphy stated that Rep. Rauh makes excellent points as to what we should do in the future to encourage our young people to consider law enforcement, in addition to Rep. Lodato's comments, but these are long term structural problems. There is no reason not to do it.

The item was approved by a machine vote of 29-4-0 (Reps. Adams, Aposporos, Blackwell, Boccuzzi, Cannady, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Figueroa, Franzetti, Gabriele, Giordano, Heaphy, Layton, Lombardo, Lyons II, Mallozzi, C. Martin, D. Martin, Miller, Mirkin, Munger, Pia, Summerville, White and Zelinsky in favor; Reps. Berns, Lodato, Rauh and Skigen opposed) (See [Vote Record No. 943](#)).

Note: Rep. Mirkin left the meeting at this time.

LAND USE/URBAN

REDEVELOPMENT COMMITTEE: Harry Day, Chair

[\(Attendance\)](#)

Patrick J. White, Vice Chair

[\(Votes\)](#)

Meeting: Wednesday, August 20, 2008

[\(Report\)](#)

7:30 p.m. – Republican Caucus Room

Chair Day reported that the Land Use/Urban Redevelopment Committee met on August 20, 2008. Present were Chair Day, Vice Chair White and Committee Member Reps. Boccuzzi, Franzetti, Gabriele and Summerville. Also present was Rep. Giordano and Tom Cassone, Corporation Counsel.

1. [LU27.051](#) **RESOLUTION**; approving the City's acquisition of 41-43 Hanrahan Street to complement the City's redevelopment plans for the Mill River Corridor by creating pedestrian and bike paths and facilitating the continuing of the trail north to Scalzi Park.
07/31/08 – Submitted by Mayor Dannel P. Malloy
08/19/08 – Approved by Planning Board
08/04/08 – Approved by Board of Finance (*by resolution*)
08/20/08 – Committee approved 6-0-0

**APPROVED ON
CONSENT
AGENDA**

A motion to approve the Consent Agenda, consisting of Item No. LU27.051, was made, seconded and approved by unanimous voice vote.

OPERATIONS COMMITTEE: **John R. Zelinsky, Jr., Chair**
(Attendance) **Scott Mirkin, Vice Chair**
(Report) Meeting: Tuesday, August 19, 2008
7:00pm – Legislative Chambers

Chair Zelinsky reported that the Operations Committee met on August 19, 2008. Present were Operations Chair Zelinsky and Vice Chair Mirkin and Operations Committee Member Reps. Coppola, Lodato, Mallozzi, Neary and White. Present from the Board were President Martin and Clerk Summerville and Reps. Aposporos, Boccuzzi, Cannady, DeLuca, DePina, Fedeli, Figueroa, Franzetti, Gabrielle, Giordano, Miller, Molgano, Rauh and Aposporos. Also in attendance were Ben Barnes, Director of Operations; Robert DeMarco, Chief Building Inspector and Al Barbarotta of AFB Construction.

1. [O27.044](#) REVIEW; safety issues at Trump Tower construction project – COMMITTEE OF THE WHOLE MEETING. **REPORT MADE**
08/04/08 – Submitted by Leadership and requested as Meeting of the Whole
08/19/08 – Report Made

Chair Zelinsky read from the Operations Committee Report: “The reason for this item being on our agenda is for the last 3 months debris has fallen 4 times to the street from the Trump Parc construction site at the corner of Washington Boulevard and Broad Street.

In May a piece of debris ripped through a delivery truck sending the driver to the hospital with minor injuries; next, metal fell smashing a glass door at UCONN and the latest incident occurred on Saturday, August 2, 2008 when a 4 x 4 piece of lumber fell 27 stories and went through the roof of a postal delivery truck missing the female driver by 3 inches!” Chair Zelinsky asked Mr. Barnes and Mr. DeMarco what has the City done to protect our residents from these continual falling objects? Can you assure us that no debris will ever fall again from this site? Mr. Barnes responded that he cannot promise that a future event will or will not occur, but that the City has taken many steps to improve safety at this job site.”

Rep. Zelinsky stated that the rest of the report is available for all representatives.

2. [O27.045](#) REVIEW; matter of improper installation of the generator at Stamford High and determination of responsibility for installation and remediation. **REPORT MADE**
08/10/08 – Submitted by Rep. Mirkin
08/19/08 – Report Made

Chair Zelinsky read from the Operations Committee Report: "Vice Chair Mirkin inquired as to who was responsible for the improper installation of the generator (i.e., failure to ground it properly). Mr. Barbarotta replied that he is in the process of investigating the matter. The generator is now properly grounded." Chair Zelinsky stated that there are additional comments in the report.

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

No Meeting; No report.

**PARKS & RECREATION
COMMITTEE: Linda Cannady, Co-Chair**

Joseph Coppola, Co-Chair

No Meeting; No report.

EDUCATION COMMITTEE: Polly Rauh, Chair
(Attendance)

Michael L. Molgano, Vice Chair

(Report)

Meeting: Thursday, August 21, 2008
7:00 p.m. – Democratic Caucus Room

Chair Rauh reported that the Education Committee met on August 21, 2008. Present were Chair Rauh and Vice Chair Molgano and Committee Member Reps. Young and Miller. Absent/excused were Committee Member Reps. Lodato, C. Martin and Pia. Also present was Clerk of the Board Summerville; Dr. Starr, Superintendent of Schools; and Angela Lorenti of the Board of Education.

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| 1. E27.028 | REVIEW; 2008 achievement scores: CMTs and CAPT and comparison of educational achievement of specific groups of children as they progress through the system.
08/05/08 – Submitted by Chair Rauh
08/21/08 – Report Made | REPORT
MADE & HELD
IN COMMITTEE |
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Chair Rauh stated that the information and report from the superintendent compared year to year for the same grade, in terms of state results. This was challenged at the meeting and an alternative analysis was presented, and the following day the superintendent withdrew his analysis which was on the website. The Board informed

the Board of Education and the administration at the schools, however, there apparently will not be a rescinding or correction of that data. The Committee will try again next month but with the corrected analysis. The analysis that the committee worked on is in the office if anyone wants a copy of it. In today's paper, there are conflicting articles. This should be addressed now because this will affect looking at next year's data.

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

Philip J. Giordano, Vice Chair

No Meeting; No report.

TRANSPORTATION COMMITTEE: **Robert "Gabe" DeLuca, Chair**
[\(Attendance\)](#) **Terry Adams, Vice Chair**
[\(Votes\)](#) Meeting: Thursday, August 14, 2008
[\(Report\)](#) 7:00 p.m. – Republican Caucus Room

Chair DeLuca reported that the Transportation Committee met on August 14, 2008. Present were Chair DeLuca and Vice Chair Adams and Committee Member Reps. Blackwell, Giordano, Larobina, Young and Zelinsky; absent/excused were Committee Member Reps. Franzetti and Lombardo.

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| 1. T27.043 | RESOLUTION; <u>for public hearing & final adoption</u> ; approving adjustments to parking rates at city-owned garages.
07/08/08 – Submitted by Mayor Dannel P. Malloy
07/23/08 – Committee approved 6-0-0 (as amended)
08/08/04 – Approved for publication
08/14/08 – Committee approved 7-0-0 | APPROVED ON
CONSENT
AGENDA |
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A motion to approve the Consent Agenda, consisting of Item No. 1, was made, seconded and approved by unanimous voice vote.

STATE & COMMERCE COMMITTEE: **Paul A. Esposito, Chair**
[\(Attendance\)](#) **Eileen Heaphy, Vice Chair**
[\(Report\)](#) Meeting: Wednesday, August 27, 2008
7:00 p.m. – Democratic Caucus Room

Vice Chair Heaphy reported that the State & Commerce Committee met on August 27, 2008 . Present were Vice Chair Heaphy and Committee Member Reps. Rauh, Diamond,

Day and Deluca. A quorum was not present; however discussions were held as discussed below. Also present was Michael Freimuth, Economic Development Director.

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| 1. SC27.028 | RESOLUTION; extending the City's Enterprise Zone program for five years.
07/31/08 – Submitted by Michael Freimuth
08/27/08 – No action taken | NO ACTION
TAKEN/HELD IN
COMMITTEE |
| 2. SC27.027 | REVIEW; Enterprise Zone Report.
07/07/08 – Submitted by President Martin
07/14/08 – Placed on Pending Agenda
08/27/08 – No action taken | NO ACTION
TAKEN/HELD IN
COMMITTEE |

Vice Chair Heaphy reported that because there was a lack of a quorum, no action was taken.

MINUTES

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| 1. | August 4, 2008 Regular Board Meeting | NO
OBJECTIONS;
MINUTES
ACCEPTED |
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III. OLD BUSINESS

IV. NEW BUSINESS

V. ADJOURNMENT

The meeting was adjourned at 10:20 p.m.