

*The Regular Meeting of the 27th Board of Representatives of the City of Stamford was held on **Monday, March 2, 2009** in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, 4th Floor, Stamford, Connecticut.*

MINUTES

INVOCATION: Led by Rep. Cannady

“Dear Lord, as we gather here tonight, please bless us with Your wisdom. As we address the issues before us, bless the board members and all of the families represented here tonight. Keep all of Your sons and daughters in Your unconditional care. Amen.”

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

ROLL CALL: Conducted by Clerk of the Board Annie Summerville. There were thirty-two members present; seven members absent/excused (Reps. Aposporos, Giordano, Lodato, C. Martin, McGarry, Neary and Pia) and one vacancy. (Note: Rep. Pia arrived after roll call.)

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

MOMENTS OF SILENCE: For the late: Fiorenzo Corbo by the 27th Board of Representatives; Patsy Ruth Jones, by Clerk of the Board Summerville; Melvin Grove by Reps. Day and Zelinsky; Patrick G. Considine, Sr., Rose Giancola, Rose M. Tait, Emilio A. Talentino and Philip J. Lodato by Rep. Giordano; Richard C. Murray, Sr., Ann Y. Jablonsky, Francesco Savino, Anthony F. Pompa, Robert Buzzeo and Ruth Ann Linke by Rep. Zelinsky.

COMMUNICATIONS: President Martin announced:

1. Former Board Member Don Donahue is recovering in Stamford Hospital and is able to receive visitors.
2. Former Board Member Fiorenzo Corbo passed away last week.

3. Rep. Phil Giordano is missing (most likely) his first board meeting tonight due to a serious family illness.
4. This month Reps. Boccuzzi and Pia are celebrating birthdays.

FILLING OF VACANCY:

1. Appointment to fill vacancy in 15th District

Minority Leader DeLuca nominated Frank D. Cerasoli to fill the vacancy created by Michael Molgano’s resignation. Rep. DeLuca stated that he will have big shoes to fill, but after speaking with him and meeting him and looking at his impressive resume, he believes and has confidence that Frank will do a good job and serve the city with dignity and respect. We will be fortunate to have him on the Board with us.

Minority Leader DeLuca confirmed that he verified that Mr. Cerasoli is a member of the 15th District and is a registered Republican.

Said motion was seconded and approved by a voice vote (Rep. Skigen abstaining).

Rep. Coppola stated publicly thanked Michael Molgano for the hard work that he put in alongside him in the 15th District. It was an honor and a real pleasure to serve with him.

HONORARY RESOLUTIONS:

- | | | |
|----|--|---|
| 1. | <u>SENSE OF THE BOARD RESOLUTION</u> ;
congratulating Richard Taber on being selected
Citizen of the Year by the Jewish War Veterans of
the United States, Fred Robbins Post 142.
02/04/09 – Submitted by 27 th Board | APPROVED BY
 UNANIMOUS
 VOICE VOTE |
| 2. | <u>SENSE OF THE BOARD RESOLUTION</u> ; honoring
Judge Gerald M. Fox, Jr. for being selected Grand
Marshal of the 2009 St. Patrick’s Day Parade.
02/04/09 – Submitted by 27 th Board | APPROVED BY
 UNANIMOUS
 VOICE VOTE |

STANDING COMMITTEES

STEERING COMMITTEE:
[\(Attendance\)](#)
[\(Report\)](#)

Meeting: Monday, February 9, 2009
 7:00 p.m. – Democratic Caucus Room

Majority Leader Boccuzzi moved to waive the Steering Committee Report; said motion was seconded and approved by unanimous voice vote.

Motion to Suspend Rules:

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

PERSONNEL COMMITTEE:

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

Mary Lisa Fedeli, Chair

Pauline S. Rauh, Vice Chair

Meeting: Monday, February 23, 2009

6:30 p.m. – Democratic Caucus Room

- and -

Meeting: Monday, March 2, 2009

6:45 p.m. – Conference Room #1

Chair Fedeli reported that the Personnel Committee met on February 23, 2009. Present were Chair Fedeli and Vice Chair Rauh and Committee Member Reps. Boccuzzi, Cannady, Gabriele, Layton, Lodato and Skigen. Absent/excused was Committee Member Rep. Figueroa. Also present were Reps. Caterbone and Mirkin and Bob Murray, Assistant Director of HR.

Chair Fedeli reported that the Personnel Committee also met on March 2, 2009. Present were Chair Fedeli and Vice Chair Rauh and Committee Member Reps. Boccuzzi, Cannady, Figueroa and Layton. Absent/excused was Committee Member Rep. Gabriele, Also present was Rep. Zelinsky.

1. [P27.097](#) REJECTION; of a collective bargaining agreement between the City of Stamford and the United Electrical, Union Local #82.
01/31/09 – Submitted by Mayor Dannel P. Malloy
01/21/09 – Negative [Advisory](#) provided to Board of Reps. by Board of Finance
02/23/09 – Committee voted TO REJECT 5-3-0

**MOTION TO
REJECT
FAILED BY A
MACHINE VOTE
13-19-1**

Chair Fedeli moved Item No. P27.097 FOR REJECTION. This is a one-year contract for 3%. Total cost for this union, with 121 members, is \$225,020.

Rep. Zelinsky stated that he reviewed the matter. The Board already approved a 3% raise for six other unions, and he is not in favor of discriminating against this group of workers. The average salaries are \$21,000 to \$31,000 for a few. He urged his colleagues to support this salary increase.

Majority Leader Boccuzzi stated that there should be a level playing field, and since we approved contracts like this in the past, we should approve this one.

Rep. Mirkin stated he can appreciate the difference in opinion as to whether we should extend this contract. He does not believe that the world is the same today economically as it was prior to September, when most of the other contracts were approved. It is not a matter of a level playing field or a matter of what union. He will not support the extension of any contract simply because we are talking about taxpayers. Everyone in this City is, economically, hurting in the private sector, of which he is a member. His company has reduced salaries 10%, people have been laid off, people are losing jobs, and this is an unfortunate and distasteful reality. As we ponder this difficult decision, let us remember that the facts have changed, we are not discriminating against anyone; it is a matter of timing – such as when you buy a house or a stock and sell it – market conditions take over and sometimes you cannot control that. He asked that the Board think of the taxpayer; that is who we represent first.

Rep. Larobina stated that he won't vote for this because we are in a very uncertain economy right now; he believes that the money not spent today could save jobs in the future. We should consider a freeze on spending in the City with today's economy.

Rep. Diamond stated that if we are going to change our approach to these labor contracts from 3%, one-year increases, this would be a change from our position. Last month we rejected a contract but that was for a two-year contract. If we change our approach, then he will be voting to change our approach after he hears from the Mayor, when he presents his budget, that there is a need to change our approach, and not based on what we think is the economic situation in our city and the revenue that is coming in. This is a modest contract, a modest increase; it is just one year, and in fact we have approved the same contract with the MAA, 1199, the nurses, the Teamsters, dental hygienists, the UAW, and he will not vote to reject this contract.

The motion to reject the contract FAILED by a vote of 13-19-1 (Reps. Caterbone, Cerasoli, Coppola, Day, DeLuca, Fedeli, Gabriele, Larobina, Layton, Lombardo, D. Martin, Mirkin and Rauh in favor of rejecting the contract; Reps. Adams, Boccuzzi, Cannady, DePina, Diamond, Esposito, Figueroa, Heaphy, Lyons, Mallozzi, McNeil, Mitchell, Pia, Skigen, Summerville, Wallace, White, Young and Zelinsky voting against rejecting the contract; Rep. Franzetti abstaining) (See [Vote Record No. 988.](#)) NOTE: The vote on this item was to reject the contract; therefore, **the contract was NOT REJECTED.**

2. [P27.098](#) REJECTION; of an agreement with the Stamford Assistant Corporation Counsel, Local 1303-191, Council AFSCME, AFL-CIO for a one-year contract extension (7/1/9 – 6/30/10).
02/09/09 – Submitted by Human Resources
02/09/09 – Board of Finance to issue advisory opinion to Mayor

**MOTION TO
REJECT
PASSED BY A
MACHINE VOTE
OF 28-3-2**

02/24/09 – Negative [Advisory](#) provided to Board of
Reps by Board of Finance
02/23/09 – No motion
03/02/09 – Committee rejected 4-0-2

Chair Fedeli stated that this contract provides for an increase in the age of dependents who are full-time college students from 23 to 24. Apparently, during the last full round of negotiations, this extension was agreed to but was never included in the contract language.

Rep. Skigen stated that the Human Resources Department was unable to provide documentation that this was in fact agreed to, upon his request.

Rep. Boccuzzi stated that some of the other contracts did include an age increase, but the Committee has not approved any contracts with additional terms other than the 3% increase.

Chair Fedeli moved Item No. P27.098 FOR REJECTION. Said motion was APPROVED by a vote of 28-3-2 (Reps. Adams, Boccuzzi, Cannady, Caterbone, Cerasoli, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa, Gabriele, Heaphy, Larobina, Layton, Lombardo, Lyons, Mallozzi, D. Martin, McNeil, Mirkin, Mitchell, Rauh, Skigen, Summerville, Wallace, Young and Zelinsky IN FAVOR OF REJECTION; Reps. Diamond, Esposito and White OPPOSED TO REJECTION; Reps. Franzetti and Pia abstaining) (See [Vote Record No. 989](#).)

(Note: Rep. Larobina left the meeting at 9:50 p.m.)

APPOINTMENTS COMMITTEE: Annie M. Summerville, Chair
(Attendance) **John J. Boccuzzi, Vice Chair**
(Votes) Meeting: Tuesday, February 24, 2009
(Report) 7:00 p.m. – Democratic Caucus Room

Chair Summerville reported that the Appointments Committee met on February 24, 2009. Present were Chair Summerville and Vice Chair Boccuzzi and Committee Member Reps. Aposporos, DePina and McNeil. Absent/excused were Committee Member Reps. Caterbone and McGarry.

1. A27.182	Old Long Ridge Historic Commission William M. Bretschger (D) Repl. Carroll 1333 Rock Rimmon Road (Term Exp. 12/1/8) Stamford, CT 06903 Term Expires: 12/01/09 01/21/09 – Submitted by Mayor Dannel P. Malloy 02/24/09 – Committee approved 5-0-0	APPROVED ON CONSENT AGENDA
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2. [A27.183](#) **Old Long Ridge Historic Commission** **APPROVED ON
CONSENT
AGENDA**
Theodore H. Graves (D) Repl. Brewton
60 Mill Road (*Term Exp. 12/1/7*)
Stamford, CT 06903
Term Expires: 12/01/09
01/21/09 – Submitted by Mayor Dannel P. Malloy
02/24/09 – Committee approved 5-0-0

3. [A27.184](#) **Old Long Ridge Historic Commission** **APPROVED ON
CONSENT
AGENDA**
Thomas F. Rice (U) Repl. Ranhosky
130 Mill Road (*Term Exp. 12/1/87*)
Stamford, CT 06903
Term Expires: 12/01/09
01/21/09 – Submitted by Mayor Dannel P. Malloy
02/24/09 – Committee approved 5-0-0

A motion to approve the Consent Agenda was made, seconded and approved by unanimous voice vote.

Chair Summerville stated that the Committee was very encouraged by these appointments. The Committee felt that these were very good applicants for the positions, and she believes some exciting things will happen with this Commission.

FISCAL COMMITTEE: **Randall M. Skigen, Chair**
[\(Attend\)](#) **Linda Cannady, Vice Chair**
[\(Votes\)](#) Meeting: Monday, February 23, 2009
[\(Report\)](#) 7:00 p.m. – Democratic Caucus Room

Present were: Chair Skigen and Vice Chair Cannady and Committee Member Reps. Day, DeLuca, Fedeli, Lyons, Mirkin, Mitchell and Rauh; absent/excused were Committee Member Reps. Figueroa and Giordano. Also present were: Jim Hricay, OPM; Karen Cammarota, Grants; Sandy Dennies, Director of Administration; Barry Bernabe, Webster Bank; Ed Gentile and Lou Casolo of Engineering; and Ben Barnes, Director of Operations.

1. [F27.484](#) ADDITIONAL APPROPRIATION (Grants Budget); **APPROVED ON
CONSENT
AGENDA**
\$10,000.00 Medical Reserve Corps; funds to be used to
purchase equipment for training, uniforms, copying
and printing and advertising.
01/29/09 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/23/09 – Committee approved 8-0-1

2a. [F27.485](#) GRANTS RESOLUTION; authorizing an agreement **APPROVED ON
CONSENT**
regarding a Brownfields Grant for remediation of the

Harbor Point Development; amount of grant:
\$450,000.
01/26/09 – Submitted by Mayor Dannel P. Malloy
02/23/09 – Committee approved 8-0-0

AGENDA

2b. [F27.488](#)
\$450,000.00

ADDITIONAL APPROPRIATION (Grants Budget);
Brownfield Municipal Pilot Grant; Contracted
Services; State Dept. of Economic & Community
Development grant for remediation of contaminated
land in Harbor Point.
01/29/09 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/23/09 – Held in Committee 8-0-0

**HELD IN
COMMITTEE**

Chair Skigen stated that this item was held; the Committee plans to take it up once the remediation has been completed and certified by the State.

3. [F27.489](#)
\$22,000.00

ADDITIONAL APPROPRIATION (Operating Budget);
Operations; Special Events; Overtime; to appropriate
funds reimbursed for support services provided by
the City to the DSSD for Alive at 5 concerts.
01/29/09 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/23/09 – Committee approved 8-0-0

**APPROVED ON
CONSENT
AGENDA**

4. [F27.491](#)

GRANTS RESOLUTION; authorizing an application
for school construction grants; State to reimburse
Stamford approximately 28% of eligible items.
01/29/09 – Submitted by Mayor Dannel P. Malloy
02/23/09 – Committee approved 8-0-0

**APPROVED ON
CONSENT
AGENDA**

5. [F27.495](#)
\$67,500.00

ADDITIONAL APPROPRIATION (Operating Budget);
Registrar of Voters; Seasonal (\$20,000); Presidential
Election (\$27,500); and Election Expenses
(\$20,000); to reimburse shortage due to 2008
presidential election.
02/04/08 – Submitted by Mayor Dannel P. Malloy
02/23/09 – Withdrawn by administration
02/23/09 – Held in Committee 8-0-0

**HELD IN
COMMITTEE**

6. [F27.486](#)

REJECTION; capital projects closeouts; grant funds;
Stamford Urban Transitway – STP \$825,000 and
Stamford Urban Transitway Phase I STP-E
\$420,000.
01/27/09 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/10/09 – Planning Board took no action (*ie,*

**NO
MOTION**

approved)
02/23/09 – No motion

- | | | |
|--|--|-----------------------------------|
| 7a. F27.494 | REJECTION; capital projects closeouts totaling \$2,184,360.65.
01/29/08 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/10/09 – Planning Board took no action (<i>ie, approved</i>)
02/23/09 – No motion | NO MOTION |
| 7b. F27.487
\$984,360.65 | ADDITIONAL APPROPRIATION (Capital Budget); Engineering Department; Street Patch ReSurface; to continue addressing critical backlog of paving at 8 roads.
01/29/08 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/10/09 – Approved by Planning Board
02/23/09 – Committee approved 8-0-0 | APPROVED ON CONSENT AGENDA |
| 7c. F27.492
\$600,000.00 | ADDITIONAL APPROPRIATION (Capital Budget); Engineering Department; Environmental Compliance/Stormwater Management; to address critical backlog of storm drainage repair projects.
01/29/08 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/10/09 – Approved by Planning Board
02/23/09 – Committee approved 8-0-0 | APPROVED ON CONSENT AGENDA |
| 7d. F27.493
\$600,000.00 | ADDITIONAL APPROPRIATION (Capital Budget); Engineering Department; Sidewalks; to address critical backlog of sidewalk repair projects.
01/29/08 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/10/09 – Approved by Planning Board
02/23/09 – Committee approved 8-0-0 | APPROVED ON CONSENT AGENDA |
| 8. F27.490 | RESOLUTION; authorizing the restructuring of the City's debt.
01/29/09 – Submitted by Mayor Dannel P. Malloy
02/23/09 – Committee approved 7-0-0 | APPROVED ON CONSENT AGENDA |
| 9a. F27.496
(Indenture) | RESOLUTION; amending the WPCA Capital Projects Budget for FY 06/07 to provide for reimbursement to the City of Stamford from the WPCA for payment made on outstanding debt (due to unavailability in the market of revenue bonds).
02/04/09 – Submitted by Mayor Dannel P. Malloy | APPROVED ON CONSENT AGENDA |

02/09/09 – Approved by Board of Finance
02/23/09 – Committee approved 8-0-0 (*subject to receipt of legal agreement (indenture)*)

Chair Skigen stated that the agreement has been received; it is being held in escrow in Corporation Counsel's Office.

- 9b. [F27.497](#) RESOLUTION; amending the WPCA Capital Projects Budget for FY 07/08 (see description in F27.496) **APPROVED ON CONSENT AGENDA**
02/04/09 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/23/09 – Committee approved 8-0-0 (*subject to receipt of legal agreement*)

Chair Skigen stated that the agreement has been received; it is being held in escrow in Corporation Counsel's Office.

- 9c. [F27.498](#) RESOLUTION; amending the WPCA Capital Projects Budget for FY 08/09 (see description in F27.496) **APPROVED ON CONSENT AGENDA**
02/04/09 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/23/09 – Committee approved 8-0-0 (*subject to receipt of legal agreement*)

Chair Skigen stated that the agreement has been received; it is being held in escrow in Corporation Counsel's Office.

10. [F27.477](#) PROPOSED ORDINANCE; **for final adoption**; amending Section 47-62 of the Code of Ordinance by revising the Minimum Mandatory Contribution (Section 47-62 (b)). **HELD IN COMMITTEE**
12/08/08 – Submitted by Mayor Dannel P. Malloy
12/15/08 – Held in Committee 6-0-0
01/05/09 – Committee approved 8-0-1 for publication
01/05/09 – Approved for publication
01/26/09 – Public Hearing Held; Held in Committee 8-0-0
02/02/09 – Held in Committee
02/23/09 – Held in Committee 8-0-0

11. F27.500 REVIEW; Police Extra Duty Administrative Rate **REPORT MADE & HELD IN COMMITTEE**
02/05/09 – Submitted by Reps. DeLuca & Lyons
02/23/09 – Report Made & Held in Committee

Chair Skigen stated that the Report Made for No. 11 included the fact that during the review, it was discovered that the rate increase approved in June of last year had never been implemented by the Extra Duty Office. He has sent a letter to Directors Callion and Dennies asking for an explanation or investigation and whether there is any recourse on this item. He expects to hear back in time for next month's meeting.

A motion to approve the Consent Agenda, consisting of Item Nos. 1, 2a, 3-4, 7b, 7c, 7d, 8, 9a, 9b and 9c was made, seconded and approved by unanimous voice vote.

LEGISLATIVE & RULES

COMMITTEE:

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

James D. Diamond, Chair

Arthur Layton, Vice Chair

Meeting: Monday, February 23, 2009

7:00 p.m. – Republican Caucus Room

Chair Diamond reported that the Legislative & Rules Committee met on February 23, 2009. Present were Chair Diamond and Vice Chair Layton and Committee Member Reps. Berns, Day, Gabriele, Heaphy, Lodato, Mitchell and Zelinsky. Absent/excused were Committee Member Reps. Esposito and Martin. Also present were Thomas Cassone, Esq., Director of Legal Affairs, City of Stamford; Ben Barnes, Director of Operations; Jeanette Brown, WPCA Bureau Chief; and Stamford Residents Howard Halpern, Charles Stobbie, Dick Giunta, William Chuckas, Gerald Rich and Howard Winters.

1. [LR27.087](#) PROPOSED ORDINANCE; for **public hearing & final adoption**; amending Chapter 218 (Swimming Pools) of the Code of Ordinances to add penalty and enforcement provisions and to allow for the enforcement of the most recently-amended version of the State Building Code. **APPROVED ON CONSENT AGENDA**
12/22/08 – Submitted by Mayor Dannel P. Malloy
01/26/09 – Committee approved 8-0-0 (as amended)
02/02/09 – Approved for publication
02/23/09 – Committee approved 7-0-0

Chair Diamond stated that no one from the public appeared at the public hearing.

2. [LR27.081](#) PROPOSED ORDINANCE; for **public hearing & final adoption**; designating the Office of the Town Clerk as the department responsible for posting all meeting minutes and all special meeting notices received by public agencies on the official website per Public Act No. 08-3. **APPROVED ON CONSENT AGENDA**
09/30/08 – Submitted by Mayor Dannel P. Malloy
10/27/08 – Committee Held 6-0-0

11/10/08 – Report Made & Held in Committee
11/24/08 – Held in Committee 6-0-0
01/26/09 – Committee approved 8-0-0
02/02/09 – Approved for publication
02/23/09 – Committee approved 7-0-0

Chair Diamond stated that no one from the public appeared at the public hearing.

3. [LR27.075](#) PROPOSED ORDINANCE; for **public hearing & final adoption**; amending Section 220-8 B. of the Code of Ordinances, Senior Citizens and Disabled Property 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. **APPROVED BY A MACHINE VOTE OF 28-1-2**
- 07/21/08 – Submitted by Reps. DeLuca, Zelinsky and Lodato
08/18/08 – Committee approved 6-1-0
09/02/08 – Approved for publication
09/15/08 – Committee approved 5-1-0
10/06/08 – Item approved 31-1-1
10/10/08 – Resubmitted by President Martin
11/24/08 – Held in Committee
01/26/09 – Committee approved 6-1-1 (as amended)
02/02/09 – Approved for publication
02/23/09 – Committee approved 6-1-0

Chair Diamond stated that the speakers at the public hearing expressed problems with the forms provided by the Tax Office. He plans to add a review of the forms and the assistance and public education provided by the Tax Department on next month's agenda.

Rep. Zelinsky stated he was in favor of this bipartisan effort.

Rep. Berns stated he was in favor of this item. He mentioned that the tax deferral option, which can be more beneficial to Stamford, is not used by many residents. By deferring a larger amount, they would receive a better benefit during their lifetime and Stamford would receive its full tax assessment. This issue should be revisited and the program should be perfected so that we can provide the seniors with the best benefits.

Chair Diamond moved to approve LR27.075; said motion was seconded and approved by a machine vote of 28-1-2 (Reps. Adams, Berns, Boccuzzi, Cannady, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Figueroa, Franzetti, Gabriele, Heaphy, Lombardo, Lyons, Mallozzi, D. Martin, Mirkin, Mitchell, Pia, Rauh, Skigen, Summerville, Wallace, White, Young and Zelinsky in favor; Rep. Layton opposed; Reps. McNeil and Cerasoli abstaining.) (See [Vote Record No. 990](#).)

(Note: Rep. DePina left the meeting at 10:00 p.m.)

4. [LR27.088](#) RESOLUTION; **and public hearing**; approving a lease with Congressman James A. Himes and the City of Stamford for office space on the 10th Floor of the Government Center. **RETURNED TO COMMITTEE BY UNANIMOUS VOICE VOTE**
01/05/09 – Submitted by Mayor Dannel P. Malloy
01/13/09 – Approved by Planning Board
02/09/09 – Approved by Board of Finance
02/23/09 – Committee approved 7-0-0

Chair Diamond moved to return Item No. LR27.088 to Committee; said motion was seconded and approved by unanimous voice vote.

5. [LR27.089](#) RESOLUTION; **and public hearing**; approving a lease with Vincent Gilleski d/b/a CT Quality Transmissions for property located at 80 Magee Avenue. **APPROVED ON CONSENT AGENDA**
01/02/09 – Submitted by Mayor Dannel P. Malloy
01/13/09 – Approved by Planning Board
02/09/09 – Approved by Board of Finance
02/23/09 – Committee approved 7-0-0

6. [LR27.090](#) RESOLUTION; **and public hearing**; approving a lease with the United States Environmental Protection Agency for office space on the 6th floor of the Government Center. **APPROVED ON CONSENT AGENDA**
01/05/09 – Submitted by Mayor Dannel P. Malloy
01/13/09 – Approved by Planning Board
02/09/09 – Approved by Board of Finance
02/23/09 – Committee approved 7-0-0

7. [LR27.080](#) PROPOSED ORDINANCE; **for publication**; requiring the abatement of discharge of fats, oils and grease into public sewers. **HELD IN COMMITTEE**
09/11/08 – Submitted by Mayor Dannel P. Malloy
10/27/08 – Committee Held 6-0-0
11/10/08 – Report Made & Held in Committee
11/24/08 – Held in Committee 6-0-0
01/26/09 – Held in Committee 8-0-0
02/02/09 – Held in Committee
02/23/09 – Held in Committee 7-0-0

Chair Diamond stated that another draft of this ordinance was provided by Jeanette Brown of the WPCA. The Committee discussed it. It requires further amendments and

discussion, so it was held. The Committee is mindful of the costs that will be visited upon restaurant owners if approved as is.

A motion to approve the Consent Agenda, consisting of Item Nos. 1, 2, 5 and 6, was made, seconded and approved by unanimous voice vote.

LAND USE/URBAN

REDEVELOPMENT COMMITTEE:

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

Harry Day, Chair

Patrick J. White, Vice Chair

Meeting: Wednesday, February 25, 2009

7:30 p.m. – Republican Caucus Room

Chair Day reported that the Land Use/Urban Redevelopment Committee met on February 25, 2009. Present were Chair Day, Vice Chair White and Committee Member Reps. Gabriele, Mitchell and Summerville. Absent/excused were Committee Member Reps. Boccuzzi, Diamond, Franzetti and Lombardo. Also present was Rep. Zelinsky; Rachel Goldberg, Urban Redevelopment Commission; Paul Ginotti, Ed Gentile and Ann Brown, City of Stamford Engineering Department; and Robin Stein, Land Use.

(Note: Rep. Larobina left the meeting at 9:50 p.m.)

- [LU27.059](#) RESOLUTION; **for public hearing & referral to Planning Board**; authorizing the acquisition by negotiation or eminent domain of rights of way and easements for the Cold Spring Road Bridge Rehabilitation Project.
01/09/09 – Submitted by Mayor Dannel P. Malloy
01/28/09 – Committee approved 5-0-0
02/02/09 – Approved for public hearing/referral
02/09/09 – Approved by Board of Finance 3-2-1
02/24/09 – Approved by [Planning Board](#)
02/25/09 – Committee approved 5-0-0

**APPROVED ON
CONSENT
AGENDA**

Chair Day stated that no one from the public attended the public hearing.

- [LU27.060](#) RESOLUTION; **for approval of public hearing & approval of referral to Planning Board**; authorizing the acquisition by negotiation or eminent domain of rights of way for Phase II of the Stamford Urban Transitway Project.
01/30/09 – Submitted by Mayor Dannel P. Malloy
_____ - To be considered by Board of Finance
_____ - To be considered by Planning Board
02/25/09 – Committee approved for public hearing/referral 4-1-0

**APPROVED BY
A MACHINE
VOTE OF 28-3-0**

Chair Day stated that this matter was approved 4-1-0, with Vice Chair White voting against the matter.

Rep. White stated that he has always been against this project because it is designed to do nothing but move massive amounts of traffic out of the South End toward I-95. He was against Phase I, and he knew there would eventually be a Phase II and Phase III. This is now authorizing a Phase II which would complete the Urban Transitway from Elm Street right through Myrtle Avenue to East Main Street, right through an East Side neighborhood. It will cause a reduced quality of life for that neighborhood. He will vote against it.

Rep. Berns stated he will vote against it. As a prior member of the Board of Directors of the East Side Partnership with an interest in the area, these plans will turn Myrtle Avenue and the first section of East Main Street into another Washington Boulevard. Cars will travel at high speed, there will be very few places for pedestrians to cross the street, and the same problems on Washington Boulevard will be found on this street. This is the wrong direction for Stamford.

Rep. Diamond stated that this is a vitally important project for the future of the city. It is an area where a lot of money has been spent on revitalization. He knew it would involve more than one phase all along. It is being paid for by federal funds, and he was under the impression that the East Side Partnership was in favor of it. He will support the project.

Rep. Day stated that this is a pedestrian-friendly in contrast to the current state of Myrtle Avenue and East Main Street. There are pedestrian walkways and bike paths. Not only is the traffic improved, but the value of the properties in proximity to this project and the value of Stamford, based on \$20 million of federal funds, is astronomical. It is a very good project.

A motion to approve Item No. LU27.060 was made and seconded. Said motion was approved by a machine vote of 28-3-0 (Reps. Adams, Boccuzzi, Cannady, Caterbone, Cerasoli, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Figueroa, Franzetti, Gabriele, Heaphy, Layton, Lombardo, Lyons, Mallozzi, D. Martin, McNeil, Mirkin, Rauh, Skigen, Summerville, Wallace, Young and Zelinsky in favor; Reps. Berns, Pia and White opposed.) (See [Vote Record No. 992.](#))

3. [LU27.061](#) APPROVAL; of a 4th amendment to an agreement between the City of Stamford and Olin Partnership, Ltd. For the development of bid-ready documents for the Mill River Project RFP #336.
01/30/09 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/25/09 – Committee approved 5-0-0

**APPROVED BY
A MACHINE
VOTE OF 30-1-1**

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

Meeting: Thursday, February 26, 2009
6:30 p.m. – Democratic Caucus Room

Chair Lyons reported that the Public Safety & Health Committee met on February 26, 2009. Present were Chair Lyons and Committee Member Reps. Adams, Aposporos, Berns, Coppola, DePina, Mirkin, Pia and Zelinsky; absent/excused were Committee Member Reps. C. Martin and Larobina. Also present were President of the Board David Martin; Bill Callion, Director of Public Safety, Health & Welfare; Ben Barnes, Director of Operations; and Jim Kelly, Local 786 IAFF.

1. [PS27.041](#) APPROVAL; of an agreement with Advanced Security Technologies, Inc. for design-build – Security Cameras – Municipal Buildings
01/26/09 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance
02/26/09 – Committee approved 6-1-0
**APPROVED BY
A MACHINE
VOTE OF 29-1-0**

Chair Lyons moved to approve Item No. PS27.041; said motion was seconded.

The item was approved by a machine vote of 29-1-0 (Reps. Adams, Boccuzzi, Cannady, Cerasoli, Caterbone, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli, Figueroa, Gabriele, Heaphy, Layton, Lombardo, Lyons, Mallozzi, D. Martin, McNeil, Mitchell, Pia, Rauh, Skigen, Summerville, Wallace, White, Young and Zelinsky in favor; Rep. Berns opposed.) (See [Vote Record No. 993.](#))

2. PS27.043 REVIEW; vehicle apparatus sign-on policy.
01/29/09 – Submitted by Director Callion
02/26/09 – Report Made
**REPORT
MADE**
3. PS27.042 REVIEW; Save-a-Life Program (Help us Find You) Street Numbering program.
01/29/09 – Submitted by Director Callion
02/26/09 – Report Made
**REPORT
MADE**
4. [PS27.024](#) REVIEW/FINAL APPROVAL; draft policies & procedures manual for CCTV cameras.
04/06/07 – Submitted by Director Callion
05/31/07 – Report Made & Held in Committee
07/09/07 – Motion to place on Agenda failed
08/23/07, 09/27/07, 10/01/07 – Report Made
11/15/07 – Held in Committee 9-0-0
01/31/08 – Report Made
02/28/08, 03/03/08, 03/27/08, 04/07/08, 05/29/08,
06/02/08, 6/19/08, 7/7/08 – Report Made & Held in Committee
**REPORT
MADE & HELD
IN COMMITTEE**

08/11/08 – Placed on Pending Agenda
02/26/09 – Report Made

Chair Lyons stated that the latest revised draft was handed out that evening. The Committee discussed it, and the item was held.

5. [PS27.040](#) REVIEW; matter of circulation/distribution of draft version of Strategic Fire Study. **HELD IN COMMITTEE**
01/08/09 – Submitted by Rep. DeLuca
01/29/09 – Report Made & Held in Committee
02/02/09 – Report Made & Held in Committee
02/26/09 – Held in Committee 9-0-0

PARKS & RECREATION

COMMITTEE:

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

Linda Cannady, Co-Chair

Joseph Coppola, Co-Chair

Meeting: Tuesday, February 24, 2009

7:00 p.m. – Republican Caucus Room

Co-Chair Coppola reported that the Parks & Recreation Committee met on February 24, 2009. Present were Chair Day, Vice Chair White and Committee Member Reps. Gabriele, Mitchell and Summerville. Absent/excused were Committee Member Reps. Boccuzzi, Diamond, Franzetti and Lombardo. Also present were Rep. Zelinsky; Rachel Goldberg, Urban Redevelopment Commission; Paul Ginotti, Ed Gentile and Ann Brown, City of Stamford Engineering Department; and Robin Stein, Land Use.

1. [PR27.037](#) PROPOSED ORDINANCE; **for public hearing & final adoption**; adopting the Harbor Management Plan. **APPROVED ON CONSENT AGENDA**
12/02/08 – Submitted by Parks & Recreation Committee
12/08/08 – Placed on Pending Agenda
01/27/09 – Meeting Continued
02/02/09 – Committee approved 8-0-0 (*as amended*)
02/02/09 – Approved for publication
02/24/09 – Committee approved 8-0-1
2. [PR27.038](#) APPROVAL; of an agreement between the City and AFB Construction Management of Trumbull, Inc. for management services for city parks. **RETURNED TO COMMITTEE BY A MACHINE VOTE OF 29-2-0**
01/16/09 – Submitted by Mayor Dannel P. Malloy
02/09/09 – Approved by Board of Finance 4-2-0
02/24/09 – Committee approved 4-1-4

Chair Coppola moved Item No. PR27.038; said motion was seconded. Chair Coppola stated that this contract is for one year with five extensions. It is to provide maintenance services for city parks. The increase is \$40,000, and this will pay for one additional staff member to oversee the parks. Right now there is one individual doing this, and that person is paid overtime. This is not really something that is frivolous; it is very badly needed, and in the long run, it will be more cost effective than the way it is being handled now.

Rep. Cannady stated that she voted against this because she has an issue with the additional position, and she doesn't believe that additional positions should be added in today's economy. She doesn't believe that additional positions eliminate overtime as the Board is assured. She believes that we ought to be able to accept the existing contract, and still try to eliminate overtime.

Rep. Heaphy stated that she will support this agreement. The main benefit is that the current overtime is accrued by city workers because there is insufficient staff. This allows the contractor to pull in another person for approximately the same amount the Parks Department has been using in overtime. This position is a person that could work any hour, without incurring any overtime costs. Not only does this put an additional person in the system in a valuable way, but it is also a more flexible position in that they can work other than regular working hours. This is a plus for the City, and she believes it should be approved.

Rep. Adams stated he is opposed because not only do we add a position but we are approving in essence a five-year contract. We are giving away our power by passing this with the four one-year options. Each year also provides for a 3% increase. The Board of Representatives cannot reject it in later years; we can only remove it from the budget. He believes that we should have the contract run for 1-2 years and then have the contract come before the Board.

Rep. Mirkin stated it was his understanding that the contract was for one year, it can be renewed for up to 5 years, but it would have to come back to the Board for a vote.

President Martin asked the parliamentarians for an opinion. Rep. Skigen stated that the administration can renew this contract, and he does not believe that the City would have to bring the exercise of the optional years back to the Board. Rep. Day concurred with Rep. Skigen.

Rep. Mirkin stated that he was supportive of this, because he thought the contract would come back to us. We don't know what will happen in the future, so if we are not the deciding Board, then he will vote against it. Rep. Day replied that the contract is subject to the annual budgeting process of the City.

A motion was made to return Item No. PR27.038 to Committee was made; said motion was seconded and approved by a machine vote of 29-2-0 (Reps. Adams, Boccuzzi, Cannady, Caterbone, Cerasoli, Coppola, Day, DeLuca, Diamond, Esposito, Fedeli,

Chair Mitchell reported that the HCD-SS Committee met on February 3, 2009. Present were Chair Mitchell and Vice Chair Giordano and Committee Member Reps. Aposporos, McNeil and Wallace. Also present was Tim Beeble.

Chair Mitchell reported that the HCD-SS Committee met on February 21, 2009. Present were Chair Mitchell and Vice Chair Giordano and Committee Member Reps. Aposporos, Figueroa, McNeil and Wallace. Also present were Tim Beeble and Karen Cammarota.

1. [HCD27.46](#) BUDGET WORKSHOP; to develop recommendations for Year 35 and approval of the Annual Action Plan/budget. **REPORT MADE**
02/04/09 – Submitted by Chair Mitchell
02/21/09 – Committee approved budget 6-0-0

Chair Mitchell reported that the initial amount the Committee was given was \$1.1 million. An additional \$300,000 from the CDBG Economic Stimulus Package was awarded to Stamford. Also there was \$79,442 from reprogrammed money. The Committee allocated \$1,479,442. She learned last week that there was an additional \$3,817 for reallocation. They have also not received the final HUD allocation, so it could be more than the initial \$1.1 million.

TRANSPORTATION COMMITTEE: **Robert “Gabe” DeLuca, Chair**
[\(Attendance\)](#) **Terry Adams, Vice Chair**
[\(Votes\)](#) Meeting: Thursday, February 19, 2009
[\(Report\)](#) 7:00 p.m. – Republican Caucus Room

1. [T27.053](#) PROPOSED ORDINANCE; **for republication & public hearing**; amending Chapter 231, Vehicles & Traffic, Article IX – One Way Streets to provide for signage and notification of residents when streets directions are altered. **MOTION TO REPUBLISH APPROVED BY UNANIMOUS VOICE VOTE**
11/27/08 – Submitted by Chair DeLuca and Reps. Coppola and Zelinsky
01/22/09 – Committee approved 6-0-0 (*as amended*)
02/02/09 – Approved for publication
02/19/09 – Committee approved 6-0-0 (*as amended*)

Chair DeLuca stated that the President stated that the ordinance needed to be republished.

Chair DeLuca moved to amend the ordinance (as amended in Committee); said motion was seconded and approved by unanimous voice vote. Chair DeLuca moved to approve Item No. T27.053 for republication; said motion was seconded and approved by unanimous voice vote.

STATE & COMMERCE COMMITTEE: **Paul A. Esposito, Chair**
Eileen Heaphy, Vice Chair
([Attendance](#))
([Report](#))
Meeting: Wednesday, February 18, 2009
7:30 p.m. – Democratic Caucus Room

Chair Esposito reported that the State & Commerce Committee met on February 18, 2009. Present were Chair Esposito and Vice Chair Heaphy and Committee Member Reps. Mallozzi, DeLuca, Lombardo and Skigen. Also present were Rep. Caterbone and Michael Freimuth, Director of Economic Development.

1. SC27.032 REVIEW; update on Clairol Property. **REPORT
MADE**
01/05/09 – Submitted by Chair Esposito
02/18/09 – Report Made
2. [SC27.033](#) REVIEW; Economic Development Report. **REPORT
MADE**
02/05/09 – Submitted by Chair Esposito
02/18/09 – Report Made

MINUTES

1. [February 2, 2009 Regular Board Meeting](#) **APPROVED BY
UNANIMOUS
VOICE VOTE**

OLD BUSINESS

NEW BUSINESS

ADJOURNMENT

The meeting was adjourned at 10:55 p.m.

*Audio & video recordings of the above proceedings are available
on the website of the Office of the Board of Representatives (www.boardofreps.org)*