

*The Regular Meeting of the 28<sup>th</sup> Board of Representatives of the City of Stamford was held on **Monday, February 1, 2010** at 8:00 p.m. in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, 4<sup>th</sup> Floor, Stamford, Connecticut.*

## **MINUTES**

President Skigen called the meeting to order at 8:45 p.m.

**INVOCATION:** Delivered by Monsignor DiGiovanni.

“Let us pray. Oh mighty eternal God, You are the source of all that is good and true. We thank You for all the innumerable blessings You have bestowed upon Stamford, a city of great diversity that has become the home for persons of various backgrounds since its founding and a city of commerce and a city internationally recognized as a center of finance and culture. Yet You have also granted us the grace to be the city that cares, for all who live, visit and work here. We ask Your continued blessings, Lord, upon us and in particular upon our new mayor and his administrative team, upon the newly nominated chief of police and upon the newly elected officials serving on the various boards charged with the well being and the good ordering of this city. In particular, bless the members of the board of representatives tonight and throughout their terms during their deliberations. Guide them and may all their decisions be just and beneficial to all our citizens. We ask this of You, our Lord, forever and ever. Amen.”

**PLEDGE OF ALLEGIANCE TO THE FLAG:** Led by President Randall M. Skigen.

**ROLL CALL:** Conducted by Clerk of the Board Annie Summerville. There were thirty-eight members present and two members excused (Reps. Kaufman and Martin).

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

**MOMENTS OF SILENCE:** For the late: Katherine Kay Kohn, Thomas J. Kernan and

Catina Cingari Sciaba from the 28<sup>th</sup> Board of Representatives; James B. Patterson, Sr., Robert W. Geitz, Suzanne Arguimbau Hubbard Davis and Nathaniel Green by Clerk of the Board Summerville; Anita Gulati by Rep. Heaphy; Delores A. DeLuca Freccia, Albert S. Longo, Anthony J. Cutugno, Salvatore Prognano and Richard J. Grasso, Sr., by Rep. Giordano; and Walter D. Scollard, Jr. and Victoria Racaniello Mennona by Rep. Zelinsky.

## COMMUNICATIONS:

1. Rep. Layton announced that on March 25, 2010, the Board of Representatives will be sponsoring a forum on Connecticut's common interest ownership act for owners and board members of condo associations in Stamford. These changes are significant to the 12,000 condominium dwellers in Stamford and must be implemented by July 1, 2010.
2. President Skigen wished Clerk Summerville and Representatives Wallace and Molgano a happy birthday.
3. President Skigen stated that a reception for former Police Chief Larrabee will be held on February 17, 2010 – details are available in the board office.

## HONORARY RESOLUTIONS:

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|----|---|---|
| 1. | <a href="#">Sense of the Board Resolution</a> honoring John Rubino on being presented with the Marine Corps League's Distinguished Service Award.<br>11/12/09 – Submitted by Rep. Mirkin<br>01/04/10 – Held | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |
| 2. | Sense-of-the-Board Resolution; congratulating Conair Corporation on its 50 <sup>th</sup> year in Connecticut and 25 years in Stamford.<br>01/06/10 – Submitted by Rep. Zelinsky                             | <b>NO ACTION<br/>TAKEN</b>                      |
| 3. | <a href="#">Sense of the Board Resolution</a> ; congratulating St. John the Evangelist Roman Catholic Church on its sanctuary being designated as a minor basilica.<br>01/11/10 – Submitted by Rep. Savage  | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |

Upon motion duly made and seconded, Item Nos. 1 and 3 above were approved by unanimous voice vote.

## STANDING COMMITTEES

**STEERING COMMITTEE:** Meeting: Monday, January 11, 2010  
(Attendance) 7:00 p.m. – Democratic Caucus Room  
(Report)

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

### SUSPENSION OF RULES

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

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|----------------------------|--|--|
| 1. <a href="#">T28.001</a> | RESOLUTION; approving a lease agreement between the City and St. John's Roman Catholic Church for a city-run public parking lot located between Tresser Blvd. and Bell Street.<br>10/13/09 – Submitted by Mayor Michael Pavia<br>10/27/09 – Approved by Planning Board<br>11/09/09 – Approved by Board of Finance<br>01/14/10 – Committee approved 6-0-0 | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE<br/>(as amended)</b> |
|----------------------------|--|--|

Chair DeLuca reported that the Committee amended the lease to reflect a reduced rent of \$4,500 per month (rather than the \$5,000 per month contained in the original lease).

Chair DeLuca moved to approve Item No. T28.001. Said motion was made, seconded and approved by unanimous voice vote.

**APPOINTMENTS COMMITTEE:** **Annie Summerville, Chair**  
(Attendance) **John Boccuzzi, Vice Chair**  
(Votes) Meeting: Tuesday, January 26, 2010  
(Report) 7:00 p.m. – Democratic Caucus Room

Chair Summerville reported that the Appointments Committee met as stated above. Present were Chair Summerville and Vice Chair Boccuzzi and Committee Member Reps. Caterbone, Cerasoli, Franzetti and Savage. Absent/excused was Committee Member Rep. McGarry. Also present were Mayor Michael Pavia; and Representatives Cannady, Coppola, Day, Fedeli, Heaphy, Molgano and Zelinsky.

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| 1. <a href="#">A28.003</a> | <b><u>Old Long Ridge Road Historic Society</u></b><br>Cynthia Russell (D) Reappointment<br>1374 Rock Rimmon Road (Term Exp. 12/01/09)<br>Stamford, CT 06903<br>Term Expires: 12/01/12<br>01/06/10 – Submitted by Mayor Michael Pavia | <b>NO ACTION<br/>TAKEN</b> |
|----------------------------|--|----------------------------|

12/14/09 - Held  
01/26/10 – No action taken

*Secondary Committee: Land Use-Urban Redevelopment*

*Held*

2. [A28.016](#)      **WPCA**      **HELD IN  
COMMITTEE  
21-17-0**
- Louis Basel (I)      Repl. Chris Maggio  
106 Carriage Drive      (*Exp. 1/1/8*)  
Stamford, CT 06902  
Term Expires: 02/01/13  
01/07/10 – Submitted by Mayor Michael Pavia  
01/26/10 – Committee approved 6-0-0

*Secondary Committee: Operations*

*No action*

Clerk Summerville reported that since the Committee's vote, a few additional questions were raised. The Committee is asking that the item be held for one month so that the Committee can interview the candidate a second time.

Rep. Mirkin asked whether those who had questions submitted them in advance of the interview. Clerk Summerville responded that the Committee Member was present for the interview, but after the Appointments Committee meeting, this Committee Member acquired additional information that they would like to share with the full committee.

A motion to hold the appointment of Louis Basel was made, seconded and approved by a machine vote of 21-17-0 (Reps. Adams, Boccuzzi, Cannady, DePina, Figueroa, Giordano, Giraldo, Heaphy, Mallozzi, McGarry, McNeil, Mitchell, Neary, Rauh, Savage, Skigen, Sklover, Summerville, White, Young and Zelinsky in favor; Reps. Caterbone, Cerasoli, Coppola, Day, DeLuca, Fedeli, Franzetti, Gabriele, Layton, Lombardo, Mirkin, Molgano, Pia, Raduazzo, Taylor, Uva and Wallace opposed) (See [Vote Record No. 1068](#)).

3. A28.002      **Camera Review Committee**      **NO ACTION  
TAKEN**
- Rev. Leroy G. Parker (D)      New Appointment  
817 Newfield Avenue  
Stamford, CT 06905  
Term expires: *runs concurrent with the Mayor*  
11/10/09 – Submitted by Mayor Michael Pavia  
12/14/09 – Held  
01/26/10 – No action taken

4. A28.011      **Chief of Police**      **APPROVED ON  
CONSENT  
AGENDA (Rep.  
Franzetti**
- Robert A. Nivakoff  
c/o Stamford Police Department  
805 Bedford Street  
Stamford, CT 06901

Term expires: 11/30/13  
01/06/10 – Submitted by Mayor Michael Pavia  
01/26/10 – Committee approved 5-0-1

*abstaining)*

*Secondary Committee on Items 3 and 4: Public Safety & Health Concur 5-1-0*

5. [A28.012](#) RESOLUTION; waiving the residency requirement under Section C5-20-20(b) of the Code of ordinances for Police Chief candidate Nivakoff. **APPROVED BY MACHINE VOTE 35-2-1**  
01/06/10 – Submitted by President Skigen  
01/26/10 – Committee approved 5-0-1

Chair Summerville moved to approve the resolution (A28.012); said motion was seconded.

Rep. Coppola stated that he has no opposition to any of the candidates; he feels they are highly qualified. But it is a matter of principle to him that if there is a charter provision with a residency requirement, he feels personally responsible to not waive that requirement. While the public approved this charter amendment, he never recalls the Board not waiving the residency requirement.

The motion was approved by a machine vote of 35-2-1 (Reps. Adams, Boccuzzi, Cannady, Caterbone, Cerasoli, Day, DeLuca, DePina, Fedeli, Figueroa, Giordano, Giraldo, Heaphy, Layton, Lombardo, Mallozzi, McGarry, McNeil, Mirkin, Mitchell, Molgano, Neary, Pia, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky in favor; Reps. Coppola and Gabriele opposed; Rep. Franzetti abstaining) (See [Vote Record No. 1068](#)).

6. [A28.014](#) **Director of Economic Development**  
Laure C. Aubuchon  
325 E. 79<sup>th</sup> Street, Apt. 3E  
New York, NY 10075  
Term Expires: 11/30/13  
01/07/10 – Submitted by Mayor Michael Pavia  
01/26/10 – Committee approved 6-0-0 **APPROVED ON CONSENT AGENDA**

*Secondary Committee: Land Use-Urban Redevelopment Concur 5-0-0*

7. [A28.017](#) RESOLUTION; waiving the residency requirement under Section C5-20-20(b) of the Code of ordinances for Director of Economic Development candidate Aubuchon. **APPROVED BY MACHINE VOTE 37-1-0**  
01/06/10 – Submitted by President Skigen  
01/26/10 – Committee approved 6-0-0

Chair Summerville moved to approve the resolution (A28.017); said motion was seconded.

Rep. Coppola stated he voices the same objection regarding this residency waiver.

The motion was approved by a vote of 37-1-0 (Reps. Adams, Boccuzzi, Cannady, Caterbone, Cerasoli, Day, DeLuca, DePina, Fedeli, Figueroa, Franzetti, Gabriele Giordano, Giraldo, Heaphy, Layton, Lombardo, Mallozzi, McGarry, McNeil, Mirkin, Mitchell, Molgano, Neary, Pia, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky in favor; Rep. Coppola opposed) (See [Vote Record No. 1069](#)).

8. [A28.013](#)      **Director of Administration**      **APPROVED ON  
CONSENT  
AGENDA**  
Frederick C. Flynn, Jr.  
256 Ocean Drive West  
Stamford, CT 06902  
Term Expires: 11/30/13  
01/07/10 – Submitted by Mayor Michael Pavia  
01/26/10 – Committee approved 6-0-0

*Secondary Committee: Fiscal*

*Concur 10-0-0*

9. [A28.015](#)      **Director of Operations**      **APPROVED ON  
CONSENT  
AGENDA**  
Ernest Orgera  
88 Gaymoor Drive  
Stamford, CT 06907  
Term Expires: 11/30/13  
01/07/10 – Submitted by Mayor Michael Pavia  
01/26/10 – Committee approved 6-0-0

*Secondary Committee: Operations*

*Approve 7-0-0*

A motion to approve the Consent Agenda, consisting of Item Nos. 4, 6, 8 and 9, was made, seconded and approved by unanimous voice vote (Rep. Franzetti abstaining on No. 4).

Chair Summerville stated that detailed minutes were provided to all representatives this month. In addition, there were questions as to whether Mr. Flynn would be willing to devote all of his time to the City, in light of his other activities with public companies. Chair Summerville stated she learned tonight that during employment negotiations with Mr. Flynn, he will be either taking vacation time or furlough days, and if he exceeds those days, it is the expectation that there will be a pro rata reduction in his city salary.

**FISCAL COMMITTEE:**      **John Mallozzi, Chair**  
[\(Attendance\)](#)              **Linda Cannady, Vice Chair**  
[\(Votes\)](#)                      Meeting: Monday, January 25, 2010  
[\(Report\)](#)                      7:00 p.m. – Democratic Caucus Room

Chair Mallozzi reported that the Fiscal Committee met as indicated above.

Present were: Chair Mallozzi and Vice Chair Cannady and Committee Member Reps. Day, DeLuca, Fedeli, Figueroa, Mirkin, Mitchell, Rauh and Sklover. Also present were Representatives: Gabriele and Summerville; Karen Cammarota, Grants Office; Peter Privitera, OPM; Fred Flynn, Administration; Mani Pool, Traffic Engineer; Lou Casolo, Engineer Bureau; Mike Pensiero, Technology Dept and Ernie Orgera, Operations.

1. [F28.007](#) PROPOSED ORDINANCE; **for public hearing & final adoption**; amending the OPEB ordinance to provide for 50% funding in 2010-11, 75% funding in 2011-12 and 100% funding in 2012-13 and thereafter.  
12/10/09 – Submitted by President Skigen  
01/04/10 – Approved on Consent Agenda  
01/25/10 – Committee approved 9-0-0 **APPROVED ON  
CONSENT  
AGENDA**
  
2. [F28.009](#) GRANTS **RESOLUTION**; authorizing an application for school construction grants.  
01/06/10 – Submitted by Mayor Michael Pavia  
01/25/10 – Committee approved 5-0-4 **APPROVED ON  
CONSENT  
AGENDA**
  
3. [F28.008](#) ADDITIONAL APPROPRIATION (Grants Budget); **APPROVED ON  
CONSENT  
AGENDA**  
\$26,924.00 Cost Sharing Grant; Professional Consultants; funds to be used to pay for a physician consultant to work at TB clinic and Well Child Program.  
12/17/09 – Submitted by Mayor Pavia  
01/14/10 – Approved by Board of Finance  
01/25/10 – Committee approved 4-0-6
  
4. [F28.010](#) ADDITIONAL APPROPRIATION (Grants Budget); **APPROVED ON  
CONSENT  
AGENDA**  
\$2,765,240.00 Urban Area Security Initiative; funds to support creation of 5-channel, 700mhz trunked communication system with a common platform allowing information sharing across 14 jurisdictions.  
01/04/10 – Submitted by Mayor Pavia  
01/14/10 – Approved by Board of Finance  
01/25/10 – Committee approved 10-0-0
  
5. [F28.011](#) ADDITIONAL APPROPRIATION (Capital Budget); **APPROVED ON  
CONSENT  
AGENDA**  
\$145,100.00 Engineering; Bartlett Arboretum Renovations; to renovate Education Center Building.  
01/07/10 – Submitted by Mayor Michael Pavia  
01/05/10 – Approved by [Planning Board](#)  
01/14/10 – Approved by Board of Finance  
01/25/10 – Committee approved 10-0-0



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| 6. <a href="#">F28.005</a><br>\$500,000.00 | ADDITIONAL APPROPRIATION (Capital Budget); Operations & Traffic Engineering; Long Ridge and High Ridge Corridor Study; to improve traffic and safety conditions along High Ridge and Long Ridge Roads.<br>12/01/09 – Submitted by Mayor Michael Pavia<br>12/08/09 – Approved by Planning Board<br>01/14/10 – Approved by Board of Finance 5-1-0<br>01/25/10 – Committee approved 9-0-1 | <b>APPROVED ON<br/>CONSENT<br/>AGENDA</b> |
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**Suspension of Rules**

A motion to suspend the rules to take up Item No. F28.012 below was made, seconded and approved by unanimous voice vote.

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| 7. <a href="#">F28.012</a> | REJECTION; of a capital project closeout; Project No. CP0040 – Leased Facilities/Outside Agencies Improvements (Bartlett Visitor Center’s Renovation) in the amount of \$145,100.00.<br>01/07/10 – Submitted by Mayor Michael Pavia<br>01/05/10 – Approved by <a href="#">Planning Board</a><br>01/14/10 – Approved by Board of Finance<br>01/25/10 – No motion | <b>NO ACTION<br/>TAKEN</b> |
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Chair Mallozzi stated that the Committee discussed Item No. F28.012, however, a motion to reject was not made during the committee meeting. Therefore, the committee recommends no motion to reject.

A motion to suspend the rules to take up Item No. F28.013 below was made, seconded and approved by unanimous voice vote.

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| 8. <a href="#">F28.013</a> | GRANTS <a href="#">RESOLUTION</a> ; authorizing the Mayor to file applications and execute contracts with the Federal Transit Administration as required for the Urban Transitway (and other) transportation projects.<br>01/21/10 – Submitted by Mayor Michael A. Pavia<br>01/25/10 – Committee approved 10-0-0 | <b>APPROVED BY<br/>MACHINE VOTE<br/>36-1-0</b> |
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Chair Mallozzi moved to approve Item No. F28.013. Said motion was seconded.

Rep. White stated that he is opposed to the Urban Transitway, and he does not know what other projects are included in the resolution. His no vote is strictly against the Urban Transitway.

The motion was approved by a machine vote of 36-1-0 (Reps. Adams, Boccuzzi, Cannady, Caterbone, Cerasoli, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa,



Gabriele Giordano, Giraldo, Heaphy, Layton, Lombardo, Mallozzi, McGarry, McNeil, Mirkin, Mitchell, Molgano, Neary, Pia, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky in favor; Rep. White opposed) (See [Vote Record No. 1070](#))

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

## LEGISLATIVE & RULES

### COMMITTEE:

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Report\)](#)

**Eileen Heaphy, Chair**

**Arthur Layton, Vice Chair**

Meeting: Tuesday, January 19, 2010

7:00 p.m. – Democratic Caucus Room

Chair Heaphy reported that the Legislative & Rules Committee met as indicated above. Present were Chair Heaphy, Vice Chair Layton, and Committee Member Reps. Day, Mitchell, Rauh, Uva and Zelinsky. Absent or excused were Committee Member Reps. Martin and McGarry.

1. [LR28.001](#) APPROVAL; of changes to Rules of the Board re: **HELD IN  
COMMITTEE**  
1) requiring interviews before the Appointments Committee for all replacements for elective offices; and 2) instituting a dress code; and 3) increase to postage allowance.  
11/13/09 – Submitted by 1) President Skigen and Rep. DeLuca; 2) Rep. Layton; and 3) Rep. Zelinsky  
01/04/10 – Held in Committee  
01/19/10 – Held in Committee
2. [LR28.002](#) REVIEW; proposed ordinance prohibiting the **HELD IN  
COMMITTEE**  
unsolicited distribution of telephone books or similar bulky printed materials.  
12/10/09 – Submitted by Rep. Day  
12/21/09 – Held in Committee  
01/04/10 – Held in Committee  
01/19/10 – Held in Committee
3. [LR28.004](#) RESOLUTION; approving a lease between the City **HELD IN  
COMMITTEE**  
of Stamford and Cox Communications, Inc. for lease of property on Magee Avenue.  
12/22/09 – Submitted by Mayor Pavia  
01/05/10 – Approved by Planning Board  
01/14/10 – Held by Board of Finance  
01/19/10 – No action taken/Held

**PERSONNEL COMMITTEE:**  
[\(Attendance\)](#)  
[\(Votes\)](#)  
[\(Report\)](#)

**Mary Fedeli, Chair**  
**Polly Rauh, Vice Chair**  
Meeting: Wednesday, January 27, 2010  
7:00 p.m. – Democratic Caucus Room

Chair Fedeli reported that the Personnel Committee met as indicated above. Present were Chair Fedeli, Committee Member Reps. Boccuzzi, Cannady, Figueroa and Layton. Absent or excused were Committee Member Reps. Gabriele and Rauh. Also present were Rep. DeLuca; Ann Marie Mones, Risk Manager; Robert Murray, Assistant Director of Human Resources; Michael Larobina, Director of Legal Affairs; Tania Barnes, Human Resources; Ernie Orgera, Acting Director of Operations; Claudia Puff and Ralph Romano.

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| 1. P28.004 | REVIEW; City of Stamford vehicle use policy.<br>10/19/09 – Submitted by Reps. DeLuca, Fedeli, Day & Mirkin<br>01/27/10 – Held in Committee            | <b>HELD IN<br/>COMMITTEE</b>   |
| 2. P28.005 | APPROVAL; of an employment contract with Police Chief Nivakoff.<br>01/07/10 – Submitted by Mayor Michael Pavia<br>01/27/10 – Committee approved 4-0-1 | <b>APPROVED BY<br/>UNANIMOUS<br/>VOICE VOTE (as<br/>amended) (Rep.<br/>Franzetti<br/>abstaining)</b> |

A motion to approve Item No. P28.005 was made and seconded.

Chair Fedeli moved to amend the contract by changing the annual salary from \$130,718 to \$123,456, the lesser amount having been approved by the Personnel Commission. The motion was seconded and approved by unanimous voice vote (Rep. Franzetti abstaining).

The main motion, approval of the amended contract, was approved by unanimous voice vote (Rep. Franzetti abstaining).

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| 3. P28.006 | APPROVAL; of an employment contract with Economic Development Director Aubuchon.<br>01/07/10 – Submitted by Mayor Michael Pavia<br>01/27/10 – Committee Approved 5-0-0 | <b>APPROVED ON<br/>CONSENT<br/>AGENDA</b>                    |
| 4. P28.007 | APPROVAL; of a Clerk of the Works contract with Robert Hagan<br>01/11/10 – Submitted by Mayor Pavia<br>01/27/10 – Committee approved 3-1-1                             | <b>HELD IN<br/>COMMITTEE BY<br/>MACHINE VOTE<br/>19-18-0</b> |

Chair Fedeli reported that this is a Clerk of the Works II contract. The salary is \$75,123, which is at the midpoint. The projects that this Clerk would be responsible for are listed in the contract – Parks & Fields improvements, park renovations and city field renovations. The Committee voted 3-1-1. Chair Fedeli moved approval of Item No. P28.007. Said motion was seconded.

Minority Leader DeLuca called for a 5-minute recess. The Republican Caucus left at 9:25 p.m. for a 5-minute recess, returning at 9:30 p.m., at which time President Skigen called the meeting back to order.

Majority Leader Boccuzzi moved to hold Item No. P28.007. Said motion was seconded.

Rep. Figueroa stated that the reason for the hold is that during the meeting she had requested additional information. She wanted to know how many applicants applied for this position and a description of the interview process. She did not get this information.

The motion was approved by a machine vote of 19-18-0 (Reps. Adams, Boccuzzi, Cannady, DePina, Figueroa, Giordano, Giraldo, Heaphy, Mallozzi, McNeil, Mitchell, Neary, Rauh, Savage, Skigen, Sklover, Wallace, Young and Zelinsky in favor; Reps. Caterbone, Cerasoli, Coppola, Day, DeLuca, Fedeli, Franzetti, Gabriele, Layton, Lombardo, Mirkin, Molgano, Pia, Raduazzo, Summerville, Taylor, Uva and White opposed) (See [Vote Record No. 1071](#)).

A motion to approve the Consent Agenda, consisting of Item No. 3, was made, seconded and approved by unanimous voice vote.

## **LAND USE/URBAN**

### **REDEVELOPMENT COMMITTEE:**

[\(Attendance\)](#)

[\(Report\)](#)

**Harry Day, Chair**

**Patrick White, Vice Chair**

Meeting: Wednesday, January 27, 2010

7:30 p.m. – Republican Caucus Room

Chair Day reported that the Land Use-Urban Redevelopment Committee met as indicated above. Present were: Chair Day and Vice Chair White and Committee Member Reps. Boccuzzi, Lombardo and Raduazzo. Also present were Representative Figueroa and Ernie Orgera, Acting Director of Operations.

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| 1. LU28.001 | REVIEW; status of DeBera Lane residents' application for emergency repairs under Section 214-39 of the Code of Ordinances ( <i>formerly item No. <a href="#">LU27.069</a></i> ). | <b>REPORT<br/>MADE</b> |
|             | 01/07/10 – Resubmitted by Rep. Figueroa  |                        |
|             | 01/27/10 – Report Made   |                        |

Chair Day stated this is a carry-over item from the previous board. Rep. Figueroa presented a signed petition from all of the residents on DeBera Lane asking the City to make emergency repairs to this unaccepted street. The Committee found the petition to be in proper form, and Ernie Orgera, Director of Operations, agreed with the Committee that the road is in horrendous condition and that money will be available to mill and pave the road. It appears this problem is resolved.

Clerk Summerville noted that Reps. Gabriele and McGarry had left the meeting (9:40 p.m.)

**OPERATIONS COMMITTEE:**      **Joseph Coppola, Jr., Co-Chair**  
[\(Attendance\)](#)                      **John R. Zelinsky, Co-Chair**  
[\(Votes\)](#)                              Meeting: Wednesday, January 20, 2010  
[\(Report\)](#)                              7:00 p.m. – Democratic Caucus Room

Co-Chair Coppola stated that the Operations Committee met as indicated above. Present were Co-Chair Coppola, Co-Chair Zelinsky, Committee Reps. Adams, Mallozzi, Raduazzo, Taylor and White. Also present were Ernie Orgera, Acting Director of Operations; Michael Toma, Esq., Law Department; and Jeanette Brown, WPCA.

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| 1. O28.002 | PROPOSED ORDINANCE; <b><u>for publication</u></b> ;<br>amending the WPCA ordinance regarding vacant<br>homes.<br>01/06/10 – Submitted by Reps. DeLuca, Coppola<br>and Zelinsky<br>01/20/10 – Report Made | <b>REPORT<br/>MADE</b> |
|------------|--|------------------------|

**PUBLIC SAFETY &  
HEALTH COMMITTEE:**      **Gloria G. DePina, Co-Chair**  
[\(Attendance\)](#)                      **Scott Mirkin, Co-Chair**  
[\(Votes\)](#)                              Meeting: Thursday, January 21, 2010  
[\(Report\)](#)                              7:00 p.m. – Republican Caucus Room

Co-Chair Mirkin reported that the Public Safety & Health Committee met as indicated above. Present were Co-Chairs Mirkin and DePina and Committee Member Reps. Adams, Caterbone, Coppola, Giraldo and Pia. Absent/excused were Committee Member Reps. Figueroa and Martin. Also present were: Reps. Day and Taylor; Fire Chief Robert J. McGrath; Tom Alessi, Asst. Fire Chief; Chief Frank Jacobellis, Turn-of-River FD; Claudia Puff, resident; Robert Bennett and Stu Teitelbaum, Long Ridge FD; John Didelow, Belltown FD; Johnnie Lee, MD, Director of Health; Troy Jones, Erik York and Frank Passero, Glenbrook FD.

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| 1. <a href="#">PS28.001</a> | PROPOSED ORDINANCE; <b><u>for publication</u></b> ; | <b>APPROVED BY</b> |
|-----------------------------|---|--------------------|

prohibiting the burning of garbage, refuse, or waste of any kind within any dwelling unit or on any residential property.  
12/10/09 – Submitted by Rep. Day  
01/21/10 – Committee approved 6-1-0

**UNANIMOUS  
VOICE VOTE (as  
amended)**

Co-Chair Mirkin moved Item No. PS28.001; said motion was seconded. Co-Chair Mirkin stated that our current ordinance does not prohibit the burning of trash or refuse outside. This ordinance would bring the ordinance in line with state statutes and prohibit the burning of trash and refuse.

Co-Chair Mirkin moved to amend the fine/penalty from \$250 to \$200. Subsequent to the meeting, the Committee learned that the State limits the fine to \$200. Said motion was seconded and approved by a voice vote (Rep. Adams abstaining).

The main motion, as amended, was approved by unanimous voice vote.

2. [PS28.003](#) REVIEW; radio patch issues.  
01/11/10 – Submitted by Rep. Coppola  
01/21/10 – Report Made

**REPORT  
MADE**

Co-Chair Mirkin stated that the Committee discussed the issue of the volunteer fire departments having problems with hearing radio communications. The Committee drafted a letter and sent it to the Mayor asking that the patch be re-activated to enable these communications. There will be no cost to the City. A lengthier report is attached to the minutes.

## **PARKS & RECREATION**

### **COMMITTEE:**

[\(Attendance\)](#)

[\(Votes\)](#)

[\(Reports\)](#)

**Linda Cannady, Chair**

Meeting: Tuesday, January 19, 2010

7:00 p.m. – Republican Caucus Room

Chair Cannady reported that the Parks & Recreation Committee met as indicated above. Present were: Chair Cannady and Committee Member Reps. DePina, Fedeli, Franzetti, Neary and Taylor. Absent/excused were Committee Member Reps. Heaphy, McGarry and Pia. Also present were Reps. Caterbone, DeLuca and White; and Mickey Docimo, Parks & Recreation Superintendent; Laurie Albano of Parks & Recreation; Thomas Lombardo, Parks & Recreation Commission Chair; Pepe Barbarotta of the Board of Education; and Mike Sullivan of E. Gaynor Brennan Golf Commission.

1. [PR28.001](#) REVIEW; use of turf fields for sports other than soccer.  
12/17/09 – Submitted by President Skigen and Reps.

**REPORT  
MADE**

DeLuca and Caterbone  
01/19/10 – Report Made

- |                             |  |   |
|-----------------------------|--|---|
| 2. <a href="#">PR28.002</a> | APPROVAL; and APPROVAL of public hearing for 2010 season rate increases for E. Gaynor Brennan Golf Course.<br>12/21/09 – Submitted by Mayor Pavia<br>01/19/10 – Committee approved 6-0-0 | <b>APPROVED ON<br/>CONSENT<br/>AGENDA</b> |
| 3. PR28.003                 | REVIEW; allocation of city sports playing fields.<br>01/07/10 – Submitted by Rep. Taylor<br>01/19/10 – Report Made   | <b>REPORT<br/>MADE</b>                    |

Chair Cannady stated that Item Nos. 1 and 3 were reviewed in detail. Hopefully some resolution can be achieved by the Parks & Recreation Commission.

A motion to approve the Consent Agenda, consisting of Item No. 2, was made, seconded and approved by unanimous voice vote.

<b>EDUCATION COMMITTEE:</b> <a href="#">(Attendance)</a> <a href="#">(Report)</a>	<b>Michael Molgano, Co-Chair</b> <b>Andy Sklover, Co-Chair</b> <b>Mary Savage, Vice Chair</b> Meeting: Thursday, January 28, 2010 7:00 p.m. – Democratic Caucus Room
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Co-Chair Molgano reported that the Education Committee met as indicated above. Present were Co-Chairs Molgano and Sklover and Committee Member Rep. Layton. Absent/excused were Committee Member Reps. Cerasoli, Wallace and Young.

- |            |  |                        |
|------------|--|------------------------|
| 1. E28.001 | REVIEW; Pending/Open Education Committee items from the 27 <sup>th</sup> Board.<br>01/04/10 – Submitted by Reps. Molgano, Savage & Sklover<br>01/28/10 – Report Made | <b>REPORT<br/>MADE</b> |
|------------|--|------------------------|

Co-Chair Molgano stated that the Committee identified several items for discussion, and they intend on discussing the list with the Superintendent, pending Steering Committee approval.

<b>HOUSING/COMMUNITY DEVELOPMENT/ SOCIAL SERVICES COMMITTEE:</b>	<b>Elaine Mitchell, Chair</b> <b>Philip Giordano, Vice Chair</b>
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No meeting; No report.

**TRANSPORTATION COMMITTEE:**     **Robert “Gabe” DeLuca, Chair**  
[\(Attendance\)](#)                             **Terry Adams, Vice Chair**  
[\(Votes\)](#)                                     Meeting: Thursday, January 14, 2010  
[\(Report\)](#)                                    7:00 p.m. – Republican Caucus Room

Chair DeLuca reported that the Transportation Committee met as indicated above. Present were all members: Chair DeLuca and Vice Chair Adams and Committee Member Reps. Giordano, Lombardo, McNeil, Raduazzo and Young. Also present were Reps. Cannady, Savage, Uva and White; Ernie Orgera, Acting Director of Operations; John Leydon, Jr., Esq.; Mons. Stephen DiGiovanni; Laura Labosky and Ann Brown of the Urban Transitway Project; Mani S. Poola, Traffic Engineer and Lou Casolo, City Engineer.

1. [T28.001](#)     RESOLUTION; approving a lease agreement                             **SEE REPORT**  
                  between the City and St. John’s Roman Catholic                         **UNDER**  
                  Church for a city-run public parking lot located                         **SUSPENSION**  
                  between Tresser Blvd. and Bell Street.                                 **OF RULES (p. 2)**  
                  10/13/09 – Submitted by Mayor Michael Pavia  
                  10/27/09 – Approved by Planning Board  
                  11/09/09 – Approved by Board of Finance  
                  01/14/10 – Committee approved 6-0-0
  
2. [T28.002](#)     REVIEW; Jefferson Street and Halloween Boulevard                         **REPORT**  
                  traffic flow.   **MADE**  
                  12/01/09 – Submitted by Rep. DeLuca  
                  01/14/10 – Report Made

Chair DeLuca stated that the median divider was going to prohibit access from Elm Street, to make a left-hand turn on Halloween Boulevard. After getting a legal opinion, they contacted the Federal Transit Authority and learned that the funding would not be affected. Therefore, the median divider will be opened to allow this turn.

**STATE & COMMERCE COMMITTEE:**     **Mitchell Kaufman, Chair**  
[\(Attendance\)](#)                             **Salvatore Gabriele, Vice Chair**  
[\(Votes\)](#)                                     Wednesday, January 20, 2010  
[\(Report\)](#)                                    7:00 p.m. – Republican Caucus Room  
   - continued to –  
[\(Attendance\)](#)                             Monday, February 1, 2010  
[\(Report\)](#)                                    6:45 p.m. – Conference Room #1



1. [SC28.001](#) APPROVAL; of 1) joint Mayoral proclamation and Board resolution and 2) UPDATE; regarding upcoming 2010 census for the City of Stamford.  
10/13/09 – Submitted by President Skigen  
01/20/10 – No quorum & meeting continued  
02/01/10 – Resolution approved 5-0-0

**APPROVED BY  
UNANIMOUS  
VOICE VOTE**

Committee Member Heaphy stated the Committee met to receive a presentation from Julia Wade, the Chair of Stamford's census activity. The Committee also discussed at both meetings ways the Board of Representatives can urge constituents to participate in the census. There was also a draft proclamation from Mayor Pavia and Randall M. Skigen as President of the 28<sup>th</sup> Board of Representatives. The proclamation was approved.

Committee Member Heaphy moved approval of the proclamation; said motion was seconded and approved by unanimous voice vote.

## **MINUTES**

1. [January 4, 2010 Regular Board Meeting](#)

**APPROVED BY  
UNANIMOUS  
VOICE VOTE**

## **OLD BUSINESS**

## **NEW BUSINESS**

1. President Skigen announced that the Legislative Seminar is scheduled for Saturday, March 13, 2010. The event will take place at Purdue Pharma, and the Mayor and his directors have been invited to attend. The event will run between 9:00 a.m. and 12 noon or 1:00 p.m.
2. Rep. DeLuca stated he would like Marcia Kane of the Senior Center invited to the Legislative Seminar so that she can get to know members of the Board.

## **ADJOURNMENT**

The meeting was adjourned at 9:50 p.m.

*Audio & video recordings of these proceedings  
are available at [www.boardofreps.org](http://www.boardofreps.org) or through the  
Offices of the Board of Representatives, City of Stamford, CT*