

*The Regular Meeting of the 28th Board of Representatives of the City of Stamford was held on **Monday, December 6, 2010** at 8:00 p.m. in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, 4th Floor, Stamford, Connecticut.*

MINUTES

President Skigen called the meeting to order at 8:37 p.m.

INVOCATION: Delivered by Clerk of the Board Annie Summerville.

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

ROLL CALL: Conducted by Clerk of the Board Summerville. There were thirty-five members present and five members excused (Reps. Boccuzzi, Caterbone, Franzetti, Lombardo and Mitchell).

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

MOMENTS OF SILENCE:

For the late Rose Pavia and Stu Olds by the 28th Board of Representatives; Kenneth Mullins and Raheem Hargrove-Murray by Clerk of the Board Summerville; Henry H. White, Otis L. Winston, Sr., Marie Corvil and Veronica Jackson by the Black-Latino Caucus; Rose Barresi Megale, Stanley Evanchik and John B. Zemo by Rep. Giordano; Margaret Smegal by Reps. Giordano and White; Captain William Edward Cody by Reps. White and Zelinsky; and Jacqueline Montefalco Pfrang by Rep. Zelinsky.

Private Devon J. Harris, 24, Mesquite, TX; 1st Lieutenants William J. Donnelly IV, 27, Picayune, Mississippi; and James R. Zimmerman, 25, Aroostook, ME; Lance Corporals Arden J. Buenagua, 19, San Jose, CA; James B. Stack, 20, Arlington Heights, IL; Dakota R. Huse, 19, Greenwood, LA; Randy R. Braggs, 21, Sierra Vista, AZ; Brandon W. Pearson, 21, Arvada, CO; and Matthew H. Broehm, 22, Flagstaff, AZ. Specialists William K. Middleton, 26, Norfolk, VA; Justin E. Culbreth, 26, Colorado Springs, CO; Shane H. Ahmed, 31, Chesterfield, MI; Nathan E. Lillard, 26, Knoxville, TN; Scott T. Nagorski, 27, Greenfield, Wisconsin; Jesse A. Snow, 25, Fairborn, OH; Jacob C. Carroll, 20, Clemmons, NC; Shannon Chihuahua, 25, Thomasville, GA; David C. Lutes,

28, Frostburg, MD; Andrew L. Hutchins, 20, New Portland, ME; Anthony Vargas, 27, Reading, PA; Dale J. Kridlo, 33, Hughestown, PA; Blake D. Whipple, 21, Williamsville, NY; and Jonathan M. Curtis, 24, Belmont, MA.

Staff Sergeants Sean M. Flannery, 29, Wyomissing, PA; Lolani W. Gandy, 36, Pago, Pago, American Samoa; Javier O. Ortiz Rivera, 28, Rochester, NY; Kevin M. Pape, 30, Fort Wayne, IN; David P. Senft, 27, Grass Valley, CA; Juan L. Rivadeneira, 27, Davie, FL; and Jordan B. Emrick, 26, Hoyleton, IL.

Sergeants David J. Luff, Jr., 29, Hamilton, OH; David S. Robinson, 25, Fort Smith, Arkansas; Jason T. Smith, 28, Colorado Springs, CO; Edward H. Bolen, 25, Chittenango, NY; Aaron B. Cruttenden, 25, Mesa, AZ; Michael F. Paranzino, 22, Middletown, RI; and Jason J. McCluskey, 26, McAlester, OK.

Privates First Class Kyle M. Holder, 18, Conroe, TX; Christian M. Warriner, 19, Mills River, NC; Shane M. Reifert, 23, Cottrellville, Michigan; and Andrew N. Meari, 21, Plainfield, IL. Corporals Jacob R. Carver, 20, Freeman, MO; Shawn D. Fannin, 32, Wheelersburg, OH; and James C. Young, 25, Rochester, IL. Senior Airman Andrew S. Bubacz, 23, Dalzell, SC. Second Lieutenant Robert M. Kelly, 29, Tallahassee, FL. Sergeant 1st Class Todd M. Harris, 37, Tucson, AZ.

COMMUNICATIONS: President Skigen announced:

1. Reps. Mallozzi, Mitchell and Merritt are celebrating December birthdays.
2. Jim Kelley has resigned as the legislative representative for the Fire Union.
3. The Holiday Party will be held at 6:30 at the 19th hole this Wednesday, 12/8/10.
4. The Yerwood Center is holding a press conference on December 7, 2010 at 4:00 p.m. to announce its new Teen Center.
5. The Black-Latino Caucus is holding a Holiday Party on Saturday, December 18th.
6. The NRZ Tree Lighting Ceremony will be held this Thursday, 12/9/10 at St. Luke's Lifeworks.
7. Stamford's All School Musical, Hairspray, will run through this weekend. Tickets can be bought at Stamfordallschoolmusical.org. Children of Reps. Cerasoli, Sklover and Skigen are in the play.
8. Jerry Pia is performing in an event with Stamford students at the Palace Theater on December 19th.
9. The Steering deadline is December 9, 2010 at 9:00 a.m.

HONORARY RESOLUTIONS:

1. [SENSE OF THE BOARD RESOLUTION;](#) **APPROVED**
congratulating Valerie A. Cooper on being awarded

the National Outstanding Entrepreneur Award by the National Association of Female Executives and the Good Scout Award by the Yankee Council of the Boy Scouts of America.
11/22/10 – Submitted by the Black-Latino Caucus

**BY
UNANIMOUS
VOICE VOTE**

2. [SENSE OF THE BOARD RESOLUTION](#); thanking Robin Stein for his thirty-six years of service to the City of Stamford.
11/23/10 – Submitted by Clerk Summerville

**APPROVED
BY
UNANIMOUS
VOICE VOTE**

3. [SENSE OF THE BOARD RESOLUTION](#); congratulating Police Sergeant Gerald Obuchowski on the occasion of his retirement after 42 years of service.
12/03/10 – Submitted by Rep. Franzetti

**APPROVED
BY
UNANIMOUS
VOICE VOTE**

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

RESOLUTIONS:

1. [RESOLUTION](#); accepting the 2011 Board Calendar.
11/10/10 – Submitted by Steering Committee
- APPROVED
BY
UNANIMOUS
VOICE VOTE
(as amended)**
2. [RESOLUTION](#); changing the date of the January 2011 meeting from January 3 to January 10.
11/10/10 – Submitted by Steering Committee
- NO ACTION
TAKEN**

A motion to approve Item No. 1 above was made and seconded. Rep. Rauh moved to amend the November 2011 meeting date from November 7th to November 14th. The 2011 calendar was approved, as amended, by unanimous voice vote.

STANDING COMMITTEES

STEERING COMMITTEE: Meeting: Wednesday, November 10, 2010
[Report](#)
[Video](#) 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 Summerville, Chair

[Attendance](#)

[Votes](#)

[Report](#)

[Video](#)

John Boccuzzi, Vice Chair

Meeting: Tuesday, November 30, 2010

7:00 p.m. – Democratic Caucus Room

Chair Summerville reported that the Appointments Committee met on November 30, 2010. Present were Chair Summerville and Committee Member Reps. Caterbone, Cerasoli, Franzetti, McGarry and Savage. Excused was Vice Chair Boccuzzi. Also present were Reps. Cannady and White.

- | | | |
|----------------------------|--|--|
| 1. A28.080 | <u>Harbor Management Commission (Ponus)</u>
Jeff Saunders (U) <i>Reappointment</i>
195 Long Ridge Road <i>Exp. 8/2/10</i>
Stamford, CT 06903
Term Expires: 08/02/13
08/05/10 – Submitted by Mayor Michael A. Pavia
08/31/10 – Committee approved 6-0-1
09/07/10 – Held in Committee
10/13/10 – Withdrawn by administration
10/21/10 – Resubmitted by Mayor Michael A. Pavia
11/30/10 – FAILED in Committee 2-2-2 | FAILED BY
MACHINE
VOTE
0-32-0 |
|----------------------------|--|--|

Chair Summerville moved to approve Item No. A28.080; said motion was seconded.

Chair Summerville stated that names of candidates for appointment to the Harbor Commission have been submitted and sent back several times. She stated that there were no candidates from the Democratic Party submitted by the Mayor for this Commission, and both Democratic & Republican mayors in the past have always included at least one person from each party on a board or commission. Chair Summerville went on to say that because there are no democrats on this board or commission, there would be no input from the Democratic Party or the residents that it represents.

Chair Summerville continued, stating that her opposition to these candidates has absolutely nothing to do with the individuals nominated for the Harbor Commission. This has all to do with the breaking of the precedent and the lack of fairness. All sides should have a place at the table and should be able to voice opinions.

Chair Summerville stated that this is a very challenging position to be in, but she will not vote for any of the proposed candidates for this Commission because of the lack of Democratic Party representation.

Rep. Mirkin stated that he spoke with the Mayor this evening, and the Mayor fully expects this Board to not approve any of the positions. The Mayor stated he wants to

have Republican, Democratic and unaffiliated members on this Commission. Rep. Mirkin added that this particular commission is more difficult than most because it requires members from various yacht clubs. First, the Mayor has to identify the club that needs to be represented, then the Mayor needs to locate qualified candidates who wish to sit on the Commission, and then he needs to address party affiliation.

Rep. Mirkin stated that his side of the aisle will concur with the majority on the Harbor Commission appointments.

The motion, to approve Item No. A28.080, failed by a machine vote of 0-32-0 (Reps. Adams, Cannady, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa, Fountain, Giordano, Giraldo, Heaphy, Kaufman, Layton, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky opposed.) (See [Vote Record No. 1133](#)).

2. [A28.075](#) Harbor Management Commission (*at-large*) **FAILED BY
MACHINE
VOTE
0-32-0**
W. Frank Dell, II (R) *Repl. Trow*
125 Hardesty Road *Exp. 8/2/10*
Stamford, CT 06903
Term Expires: 08/02/13
08/05/10 – Submitted by Mayor Michael A. Pavia
08/31/10 – Committee approved 7-0-0
09/07/10 – Held in Committee
10/13/10 – Withdrawn by administration
10/21/10 – Resubmitted by Mayor Michael A. Pavia
11/30/10 – Committee approved 3-2-1

Chair Summerville moved to approve Item No. A28.075; said motion was seconded and approved by a machine vote of 0-32-0 (Reps. Adams, Cannady, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa, Fountain, Giordano, Giraldo, Heaphy, Kaufman, Layton, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky opposed.) (See [Vote Record No. 1134](#)).

3. [A28.076](#) Harbor Management Commission (*Halloween*) **ITEM
WITHDRAWN**
John Condlin (U) *Repl. Fox*
95 Downs Avenue *Exp. 8/2/10*
Stamford, CT 06901
Term Expires: 08/02/13
08/05/10 – Submitted by Mayor Michael A. Pavia
08/31/10 – Committee approved 7-0-0
09/07/10 – Held in Committee
10/13/10 – Withdrawn by administration
10/21/10 – Resubmitted by Mayor Michael A. Pavia
11/30/10 – Item withdrawn by administration

4. [A28.077](#) Harbor Management Commission (*city marina user*) **FAILED BY**
Damian E. Ortelli (R) *Repl. Strada* **MACHINE**
1360 Bedford Street *Exp. 8/2/10* **VOTE**
Stamford, CT 06905 **0-32-0**
Term Expires: 08/02/13
08/05/10 – Submitted by Mayor Michael A. Pavia
08/31/10 – Committee approved 7-0-0
09/07/10 – Held in Committee
10/13/10 – Withdrawn by administration
10/21/10 – Resubmitted by Mayor Michael A. Pavia
11/30/10 – Committee approved 3-2-1

Chair Summerville moved to approve Item No. A28.077. Said motion was seconded and failed by a machine vote of 0-32-0 (Reps. Adams, Cannady, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa, Fountain, Giordano, Giraldo, Heaphy, Kaufman, Layton, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky opposed.) (See [Vote Record No. 1135](#)).

5. [A28.078](#) Harbor Management Commission (*SYC*) **FAILED BY**
James Ryan (R) *Repl. Condlin* **MACHINE**
23 Westminster Road *Exp. 8/2/10* **VOTE**
Stamford, CT 06902 **2-31-0**
Term Expires: 08/02/13
08/05/10 – Submitted by Mayor Michael A. Pavia
08/31/10 – Committee approved 6-0-1
09/07/10 – Held in Committee
10/13/10 – Withdrawn by administration
10/21/10 – Resubmitted by Mayor Michael A. Pavia
11/30/10 – Committee approved 3-2-1

Chair Summerville moved to approve Item No. A28.078. Said motion was seconded and failed by a machine vote of 2-31-0 (Reps. Gabriele and Zelinsky in favor; Reps. Adams, Cannady, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa, Fountain, Giordano, Giraldo, Heaphy, Kaufman, Layton, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White and Young opposed.) (See [Vote Record No. 1136](#)).

6. [A28.079](#) Harbor Management Commission - Alternate **FAILED BY**
Frank Fumega (R) *Repl. Ruffels* **MACHINE**
128 Hubbard Avenue *Exp. 8/2/10* **VOTE**
Stamford, CT 06905 **0-32-0**
Term Expires: 08/02/13
08/05/10 – Submitted by Mayor Michael A. Pavia
08/31/10 – Committee approved 7-0-0
09/07/10 – Held in Committee

10/13/10 – Withdrawn by administration
10/21/10 – Resubmitted by Mayor Michael A. Pavia
11/30/10 – Committee approved 3-2-1

Chair Summerville moved to approve Item No. A28.079. Said motion was seconded and failed by a machine vote of 0-32-0 (Reps. Adams, Cannady, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa, Fountain, Giordano, Giraldo, Heaphy, Kaufman, Layton, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky opposed.) (See [Vote Record No. 1137](#)).

7. [A28.095](#) Harbor Management Commission (conservation)
Raymond Redniss (U) Repl. Bartley
78 Old North Stamford Road Term Exp. 8/2/10
Stamford, CT 06905
Term Expires: 08/02/13
11/04/10 – Submitted by Mayor Michael A. Pavia
11/30/10 – Committee approved 3-0-3

**FAILED BY
MACHINE
VOTE
0-31-0**

Secondary Committee: Parks & Recreation

Chair Summerville moved to approve Item No. A28.095. Said motion was seconded and failed by a machine vote of 0-31-0 (Reps. Adams, Cannady, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa, Fountain, Giordano, Giraldo, Heaphy, Kaufman, Layton, McGarry, McNeil, Merritt, Mirkin, Molgano, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky opposed.) (See [Vote Record No. 1138](#)).

8. [A28.090](#) Parks & Recreation Commission
David Winston (R) Reappointment
1128 Cove Road Term Exp. 12/1/10
Stamford, CT 06902
Term Exp: 12/01/13
10/07/10 – Submitted by Mayor Michael A. Pavia
11/30/10 – Committee approved 6-0-0

**APPROVED
ON CONSENT
AGENDA**

Secondary Committee: Parks & Recreation

9. A28.091 Traffic Hearing Officer
Alan M. Sosnowitz (U) Repl. Ginsberg
95 Blue Ridge Drive Term Exp. 12/1/10
Stamford, CT 06903
Term Exp: 12/01/12
10/07/10 – Submitted by Mayor Michael A. Pavia
11/30/10 – Held in Committee 5-1-0

**HELD IN
COMMITTEE**

Secondary Committee: Transportation

10. A28.094 Environmental Protection Board
Peter Conetta (R) Repl. Hicks
46 Chesterfield Road Term Exp. 12/1/13
Stamford, CT 06902
Term Expires: ~~12/01/10~~ **12/01/13**
11/04/10 – Submitted by Mayor Michael A. Pavia
11/30/10 – Committee approved 6-0-0

**APPROVED
BY MACHINE
VOTE
32-2-1**

Comment [A1]: Typographical error; expiration date should be 12/01/13. Corrected 4/24/13-vap.

Secondary Committee: Land Use-Urban Redevelopment

A motion to approve Item No. A28.094 was made and seconded.

Rep. White stated that Mr. Conetta is knowledgeable and a good person, but it is his philosophical position that no one connected with the development industry should serve on land use boards.

The item was approved by a machine vote of 32-2-1 (Reps. Adams, Cannady, Cerasoli, Coppola, Day, DePina, Fedeli, Figueroa, Fountain, Gabriele, Giordano, Giraldo, Kaufman, Layton, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Pia, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, Young and Zelinsky in favor; Reps. Heaphy and White opposed; Rep. DeLuca abstaining) (See [Vote Record No. 1132](#)).

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

A motion to take the Land Use Committee Report out of order was made, seconded and approved by unanimous voice vote.

LAND USE/URBAN

REDEVELOPMENT COMMITTEE:

[Attendance](#)

[Votes](#)

[Report](#) & [Video](#)

[Attendance](#)

[Votes](#)

[Report](#)

Harry Day, Chair

Meeting: Wednesday, November 17, 2010

7:45 p.m. – Republican Caucus Room

- and

Meeting: Monday, December 6, 2010

6:30 p.m. – Conference Room #1

Chair Day reported that the Land Use-Urban Redevelopment Committee met as

indicated above. In attendance were Chair Day, Committee Member Reps. Kaufman, Lombardo, McGarry, Raduazzo and Summerville. Also present were Reps. Adams, Cannady, DeLuca, Mitchell and White; Laure Aubuchon, Director of Economic Development, City of Stamford; Milton Puryear, Mill River Collaborative; Michael Schiff, Starwood Hotels; Elizabeth Kim, Stamford Advocate; Cynthia Peters; Patrice Blanton; Ted Davey; and Regina and Michael Kirschbaum.

Chair Day also reported that the Land Use-Urban Redevelopment Committee met as indicated above. Present were Chair Day and Committee Member Reps. Kaufman, McGarry, Raduazzo and Summerville. Absent/excused were Committee Member Reps. Boccuzzi and Lombardo. Also present were Rep. Zelinsky; Laure Aubuchon, Economic Development; Robert McGrath, Stamford Fire Chief and Michael Schiff, Starwood Hotels & Resorts.

1. [LU28.012](#) RESOLUTIONS; approving a change of name from
[LU28.012a](#) Pressprich Street to Young Dixon Way.
[LU28.012b](#) 08/03/10 – Submitted by Reps. Mitchell & Boccuzzi
09/07/10 – No action
09/30/10 –Held in Committee
10/04/10 – Held in Committee
11/17/10 – Item Held until 12/6/10
12/06/10 – Committee approved both resolutions 5-
0-0

**APPROVED BY
MACHINE
VOTE
31-1-1**

Chair Day moved to approve Resolution No. LU28.012a, waiving the requirements of the Code of Ordinances.

Clerk Summerville stated that tonight, Handy Dixon's work will speak for itself. She stated that the Chiefs of Police and Fire have signed off on this name change. She thanked the Stamford Advocate for its excellent reporting on this issue. Clerk Summerville added that she was privileged to have served with Mr. Dixon, and on behalf of John Boccuzzi and Elaine Mitchell, she asked that all support this resolution.

Rep. Zelinsky stated he served with Rep. Dixon for 8 years, and he was an honorable, hard-working representative. While he feels it is admirable for his daughter to want to honor her father, he feels this would be a bad precedent. Quoting from the Stamford Advocate, Mr. Zelinsky stated that while Mr. Dixon and Ms. Young did help the neighborhood, there have been representatives in the past who have done that and much more, such as Reps. Wider, Blum and Goldstein. Rep. Zelinsky stated he is in favor of dedicating a plaque or considering some other gesture of honor as opposed to street-naming and offered to work with Mr. Dixon's daughter to come up with a different option.

Rep. Day stated that Ms. Peters gave a very moving and inspirational presentation to the Committee. The Board's action tonight sets no precedence, other than evaluating the proposal, based on a set of facts, and applicable to a particular situation. We are not just recognizing minor achievements here, we are recognizing two people that had a

profound impact on the basic fabric of the City. Rep. Day stated we are not bound by this action to do anything else.

Rep. DeLuca stated that he agrees with Rep. Day, and found the presentation heartwarming. Rep. Dixon was a great representative, and this Board will weigh each item as it comes before it during the future.

The motion was seconded and approved by a vote of 33-1-1 (Reps. Adams, Cannady, Cerasoli, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa, Fountain, Gabriele, Giordano, Giraldo, Heaphy, Kaufman, Layton, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Pia, Raduazzo, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White and Young in favor; Rep. Zelinsky opposed; Rep. Rauh abstaining) (See [Vote Record No. 1139](#)).

A motion to approve Resolution No. LU28.012b, renaming the street, was made, seconded and approved by a vote of 33-1-1 (Reps. Adams, Cannady, Cerasoli, Coppola, Day, DeLuca, DePina, Fedeli, Figueroa, Fountain, Gabriele, Giordano, Giraldo, Heaphy, Kaufman, Layton, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Pia, Raduazzo, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White and Young in favor; Rep. Zelinsky opposed; Rep. Rauh abstaining) (See [Vote Record No. 1140](#)).

2. [LU28.020](#) **RESOLUTION**; renaming a section of Ludlow Street to ~~Starwood Way~~ **Star Point**, in recognition of the relocation of Starwood Hotels & Resorts new world headquarters.
11/08/10 – Submitted by Laure Aubuchon
11/17/10 – Committee approved 6-0-0

**APPROVED BY
MACHINE
VOTE
26-5-2**

Chair Day moved Item No. LU28.020; said motion was seconded.

Chair Day stated that Starwood Industries will be moving its headquarters to this location. The Company will move in December 2011, it will occupy 8 stories of the tower and 2 stories of a second tower. The company wants to extend its image and its brand by renaming the section of Ludlow Street. Starwood is bringing 850 jobs to Stamford, it is diversifying our business community, and adding vitality to the South End. The proposal is strongly supported by the NRZ, by the district representatives Linda Cannady and Terry Adams, and the Committee feels strongly it should be approved.

Chair Day added that the Committee does not take street naming likely. The Committee researched the origin of the Ludlow Street name, and while Ludlow was a common name, there does not appear to be a particular individual that had a relationship to this location. Issues of safety were evaluated, and Chief McGrath supports the naming.

Rep. White stated that he does not believe the street should be renamed simply because a corporate headquarters is moving to Stamford. They are moving to Stamford because it makes good economic sense for it to do so. The fact that they would even request to change the street name to suit its own benefit, is uncalled for. In the past, the Stamford Advocate wanted to rename its location to Advocate Square, and this Board turned it down, despite the fact that the newspaper was a part of Stamford for about 150 years. There are many other corporations that have moved in and have not made those demands.

Rep. Adams stated that he and the NRZ are in favor of the name change. After meeting with Starwood Hotels and learning what they were bringing to the neighborhood and the statement that they were trying to make – in addition to the 850 employees and the fact that it is a portion of a road (East of Canal Street) with no other structures that will have this address – they supported the name change. Rep. Adams stated they are a welcome addition to the neighborhood and will contribute to the revitalization of the South End.

Rep. Zelinsky stated that with all due respect to the two representatives from the district, in this case he does not believe Starwood moved to Stamford solely to have a street named after them. They moved here for their own economic reasons. While reading the Stamford Advocate, he noted that Renee Kahn is opposed to the renaming. Rep. Zelinsky asked what happens if the company leaves Stamford. He also expressed concern that corporations that move into Stamford in the future will request the same consideration, and this sets a bad precedent.

Chair Day stated that this establishes no precedent whatsoever.

A motion to move the question was made, seconded and approved by unanimous voice vote.

The resolution, LU28.020, was approved by a machine vote of 26-5-2 (Reps. Adams, Cannady, Cerasoli, Day, DeLuca, Fedeli, Fountain, Gabriele, Giordano, Heaphy, Kaufman, Layton, Mallozzi, McGarry, McNeil, Mirkin, Molgano, Pia, Raduazzo, Skigen, Sklover, Summerville, Taylor, Uva, Wallace and Young in favor; Reps. Coppola, Giraldo, Savage, White and Zelinsky opposed; Reps. Merritt and Rauh abstaining) (See [Vote Record No. 1141](#)).

3. [LU28.018](#) APPROVAL; of a contract with Olin Partnership, Ltd. for a fifth amendment to the design of the Mill River Park.
10/01/10 – Submitted by Mayor Michael A. Pavia
11/10/10 – Approved by Board of Finance
11/17/10 – Committee approved 6-0-0

**APPROVED
ON CONSENT
AGENDA**

4. LU28.019 REVIEW; current condition of Mill River Park.

SEE

10/07/10 – Submitted by Rep. Zelinsky
11/17/10 – Report Made

**COMMITTEE
REPORT**

5. [LU28.017](#) REVIEW; creation of a district to be known as SOTO
– South of Town areas involving Canal/Jefferson and
Magee/Jefferson.
09/30/10 – Submitted by Reps. Day, DeLuca and
Uva
10/13/10 – Placed on Pending Agenda
11/17/10 – Report Made

**SEE
COMMITTEE
REPORT**

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

FISCAL COMMITTEE: **John Mallozzi, Chair**
[Attendance](#) **Linda Cannady, Vice Chair**
[Votes](#) Meeting: Monday, November 29, 2010
[Report](#) 7:00 p.m. – Democratic Caucus Room
[Video](#)

Chair Mallozzi reported that the Fiscal Committee met as indicated above. Present
were Chair Mallozzi, Vice Chair Cannady and Committee Member Reps. Day, DeLuca,
Fedeli, Fountain, Mirkin, Mitchell, Rauh and Sklover. Excused was Committee Member
Rep. Figueroa. Also present were President Skigen, Reps. Uva and Savage; Tim
Beeble, Community Development; Robin Stein, Land Use Bureau Chief; Karen
Cammarota, Grants; Lou Casolo, Engineering; Kathleen Murphy, Board of Finance and
Fred Flynn, Director of Administration.

1. [F28.078](#) PROPOSED ORDINANCE; **for publication**;
allowing for the payment of construction
management costs and other similar and appropriate
expenses from capital budget project account lines.
08/03/10 – Submitted by President Skigen
08/30/10 – Held in Committee 8-0-0
09/07/10 – Held in Committee
09/14/10 – Placed on Pending Agenda
11/29/10 – Committee approved for publication 10-0-
0

**APPROVED
ON CONSENT
AGENDA**

Secondary Committee: Personnel

2. F28.103 REVIEW; impact of Board of Finance procedures
regarding bond funding for capital projects.
10/25/10 – Submitted by President Skigen
11/29/10 – Report Made

**SEE
COMMITTEE
REPORT**

- | | | |
|---|--|---|
| 3. F28.107 | REVIEW; new process for capital budgeting.
11/10/10 – Submitted by Rep. Fountain
11/29/10 – Report Made | SEE
COMMITTEE
REPORT |
| 4. F28.102 | GRANT RESOLUTION ; authorizing the Mayor to submit an application and to execute agreements with the State of Connecticut for Homeland Security Funding.
10/20/10 – Submitted by Mayor Michael A. Pavia
11/29/10 – Committee approved 10-0-0 | APPROVED
ON CONSENT
AGENDA |
| 5. F28.108
\$6,073.00 | ADDITIONAL APPROPRIATION (Grants Budget); Youth Services Bureau Grant; represents increase in state grant funding.
11/10/10 – Submitted by Mayor Michael A. Pavia
_____ - To be considered by Board of Finance
11/29/10 – Committee approved 10-0-0 | HELD IN
COMMITTEE |
| 6. F28.101
\$7,501.00 | ADDITIONAL APPROPRIATION (Grants Budget); Senior Health Grant; Salaries; to fund public health nurse through 11/30/10.
10/20/10 – Submitted by Mayor Michael A. Pavia
11/10/10 – Approved by Board of Finance
11/29/10 – Committee approved 10-0-0 | APPROVED
ON CONSENT
AGENDA |
| 7. F28.100
\$30,269.00 | ADDITIONAL APPROPRIATION (Grants Budget); to provide childhood lead poisoning prevention testing, case management and conduct two intervention fairs.
10/20/10 – Submitted by Mayor Michael A. Pavia
11/10/10 – Approved by Board of Finance
11/29/10 – Committee approved 10-0-0 | APPROVED
ON CONSENT
AGENDA |
| 8. F28.104
\$70,934.00 | ADDITIONAL APPROPRIATION (Capital Budget); Land Use; Housing Development Fund; for the acquisition and development for construction or rehabilitation of affordable housing; source of funds: RMS Construction.
10/05/10 – Submitted by Mayor Michael A. Pavia
10/14/10 – Item (F28.091) Withdrawn
11/01/10 – Resubmitted by Mayor Michael A. Pavia
11/10/10 – Approved by Board of Finance
11/16/10 – Approved by Planning Board
11/29/10 – Committee approved 10-0-0 | APPROVED
ON CONSENT
AGENDA |

9. [F28.106](#) \$1,191.00 ADDITIONAL APPROPRIATION (Operating Budget); Maintenance; Overtime; reimbursement for field maintenance for softball tournament. **APPROVED ON CONSENT AGENDA**
 11/01/10 – Submitted by Mayor Michael A. Pavia
 11/10/10 – Approved by Board of Finance
 11/29/10 – Committee approved 10-0-0
10. [F28.105](#) \$11,510.00 ADDITIONAL APPROPRIATION (Operating Budget); Town Clerk; Contracted Services; to purchase land record shelving and map unit due to lack of space in vault. **APPROVED ON CONSENT AGENDA**
 11/01/10 – Submitted by Mayor Michael A. Pavia
 11/10/10 – Approved by Board of Finance
 11/29/10 – Committee approved 10-0-0

A motion to approve the Consent Agenda, consisting of Item Nos. 1, 4 and 6-10, was made, seconded and approved by unanimous voice vote.

LEGISLATIVE & RULES

COMMITTEE:

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

Eileen Heaphy, Chair

Arthur Layton, Vice Chair

Meeting: Monday, November 22, 2010

7:00 p.m. – Democratic Caucus Room

1. [LR28.005](#) PROPOSED ORDINANCE; **for final adoption**; amending Section 123-5 Fees Assessed, to provide for ~~finer penalties~~ investigative fees for violations of regulations related to certificate of occupancy certificates and certain building permits. **APPROVED BY MACHINE VOTE 21-9-4**
 01/05/10 – Submitted by Rep. DeLuca
 01/11/10, 02/22/10, 03/01/10 – Held by Steering Committee
 03/08/10 – Placed on Pending Agenda
 06/21/10, 07/06/10 – Report Made
 07/19/10 – Committee approved for publication 6-0-0
 08/02/10 – Held in Committee (Board mtg)
 08/16/10, 09/07/10 – Held in Committee
 09/20/10 – Held in Committee 7-0-0
 10/04/10 – Committee approved publication 8-0-0
 10/04/10 – Approved for publication
 10/18/10 – Public hearing held & Held in Committee
 11/08/10 – Held in Committee
 11/22/10 – Committee approved 6-0-0

Chair Heaphy moved to approve Item No. LR28.005. Said motion was seconded. Chair Heaphy stated that, in accordance with state statute, the wording should be "investigative fees" as opposed to "fines/penalties."

Chair Heaphy stated that the issue before the committee was to ensure that the public was properly notified prior to this change, which would add fees up to \$1,000. The Building Department developed a form that would be provided to homeowners to make certain they knew of their obligations. The owner would have to sign the form along with the building permit application paperwork. The committee also amended the ordinance to change the effective date to April 1, 2011, in order to allow the Building Department time to implement the system and allow those with outstanding permits adequate time to get their paper work in order.

Rep. Adams moved to return the Item to Committee; said motion was seconded.

Rep. Mirkin stated that this item has been on the Agenda since January, and this reminds him of several other items on the Agenda that have been extensively delayed. Every time we think we have reviewed an item thoroughly and answered all questions, the item is approved unanimously in committee, and then, when it gets to the floor, there are motions to hold. He stated he wanted an up or down vote on the item.

Rep. Fedeli stated that she doesn't understand why each month there is something that has been approved unanimously by committee and then is held by the Board. She hopes someone has a very good explanation for holding this item.

Rep. DeLuca stated he was opposed to holding the item.

Rep. Adams stated that he is concerned that contractors have not informed homeowners of their obligations with regarding to the paper work. The Building Department was asked to come up with a solution to this problem, and they came back with a solution that deals with the problem moving forward but does not incorporate notification of those who have taken out building permits in the past that may still be outstanding. There are 17,000 homeowners now that do not have a communication from the City of Stamford that they have an outstanding permit.

Rep. Heaphy stated that she requested statistics from the Building Department, which she has received. In Committee, it was decided not to put a legal burden on the Building Department because this allows homeowners an option of saying that they didn't receive the communication. Changing the date to April 1 will allow time for homeowners to clean up their outstanding building permits. She has spoken with many people informally, and it will only take a simple call to the Building Department to find out if they have something outstanding. This appeared to be a sensible way to move forward. It is too costly to try and notify all those with outstanding building permits over the last ten years. Most people know if they have had work done recently.

Rep. Day stated that the Building Department has responded to every single request of the Committee. The best thing at times is just to look forward and deal with the problem going forward.

Rep. Zelinsky stated that this item was first approved for publication in July. It was again approved for republication in October. Rep. Zelinsky stated we should respect our fellow colleagues, especially when it affects our constituents. In this case, there are potential \$1,000 fines. Before we vote for something, the Board should make sure we have it right. He does not feel that anyone is trying to hold it up, otherwise they would advocate voting it down. These are concerns that Rep. Adams has regarding his constituents.

The motion to hold failed by a machine vote of 14-16-3 (Reps. Adams, Figueroa, Fountain, Giordano, Giraldo, McGarry, McNeil, Merritt, Savage, Summerville, Wallace, White, Young and Zelinsky in favor; Reps. Cerasoli, Coppola, DeLuca, Fedeli, Gabriele, Heaphy, Kaufman, Layton, Mirkin, Molgano, Pia, Raduazzo, Rauh, Skigen, Sklover and Taylor opposed; Reps. Cannady, Mallozzi and Uva abstaining) (See [Vote Record No. 1142](#)).

The main motion, to approve the ordinance FAILED on a vote of 20-8-5 (Reps. Cerasoli, Coppola, DeLuca, Fedeli, Fountain, Gabriele, Giraldo, Heaphy, Kaufman, Layton, Mirkin, Molgano, Pia, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville and Taylor in favor; Reps. Adams, Figueroa, Giordano, McNeil, Merritt, Wallace, Young and Zelinsky opposed; Reps. Cannady, Mallozzi, McGarry, Uva and White abstaining) (See [Vote Record No. 1143](#)).

The President of the Board determined that the above vote did not express the will of the body and called for a re-vote. The main motion, enactment of the ordinance, was APPROVED by a vote of 21-9-4 (Reps. Cerasoli, Coppola, Day, DeLuca, Fedeli, Gabriele, Giordano, Giraldo, Heaphy, Kaufman, Layton, Mirkin, Molgano, Pia, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville and Taylor in favor; Reps. Adams, Cannady, Figueroa, Fountain, McNeil, Merritt, Wallace, Young and Zelinsky opposed; Reps. Mallozzi, McGarry, Uva and White abstaining) (See [Vote Record No. 1145](#)).

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| 2. LR28.018 | PROPOSED ORDINANCE; for publication ; requiring the City of Stamford to offer testing of well water.
06/28/10 – Submitted by President Skigen
07/19/10 thru 10/13/10 – Held in Committee
11/22/10 – Held in Committee 7-0-0 | HELD IN
COMMITTEE |
| 3. LR28.020 | APPROVAL; of a contract with The Ferguson Group, LLC for lobbying services.
08/30/10 – Submitted by Mayor Michael A. Pavia | FAILED BY A
MACHINE
VOTE OF |

09/09/10 – Approved by Board of Finance **0-34-0**
09/20/10 – Committee approved 7-1-0
10/04/10 – Returned to Committee
11/22/10 – Held in Committee 7-0-0

Chair Heaphy moved to hold Item No. LR28.020. Said motion was seconded.

Chair Heaphy stated that because the administration is renegotiating the contract, Ms. Aubuchon requested the item be held.

Rep. Fountain stated that it is his understanding that Corporation Counsel has informed us that if the Board does not take action (positive or negative), this contract would be deemed approved. Rep. Fountain moved for a vote on approval of this contract.

President Skigen stated that there are discussions between the Law Department and the Board of Finance with regard to actions and/or non-actions taken by the Boards in light of the 30 days allowed by the Code for the Board of Finance and the 60 days allowed to the Board of Representatives to approve or defeat a contract. President Skigen stated that he is concerned that if the contract is not voted down tonight, it will in fact be approved by the possible interpretation that the Board of Representatives failed to act.

The contract FAILED by a machine vote of 0-34-0 (Reps. Adams, Cannady, Cerasoli, Coppola, Day, DeLuca, Fedeli, Figueroa, Fountain, Gabriele, Giordano, Giraldo, heaphy, Kaufman, Layton, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Pia, Raduazzo, Rauh, savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky in favor) (See [Vote Record No. 1144](#)).

4. LR28.022 REVIEW; role and responsibilities of Board of Representatives in the event of the finding of an ethics violation. **HELD IN COMMITTEE**
10/05/10 – Submitted by President Skigen & Rep. Heaphy
10/18/10, 11/08/10 – Report Made & Held in Committee
11/22/10 – Held in Committee 7-0-0
5. LR28.023 PROPOSED ORDINANCE; **for publication;** amending the Ethics Ordinance to address complaints against members of the Board of Ethics. **HELD IN COMMITTEE**
10/05/10 – Submitted by President Skigen
10/18/10, 11/08/10 – Report Made & Held in Committee
11/22/10 – Held in Committee 7-0-0

Chair Coppola also reported that the Committee met on December 6, 2010 with Co-Chairs Zelinsky and Coppola and Committee Member Reps. Gabriele, Adams, Merritt and Raduazzo present. Also present were Rep. Mallozzi, Dom Tramontazzi and Lou Casolo of Engineering.

1. O28.016 REVIEW; status of repairs to the track at Westhill High School.
11/08/10 – Submitted by Rep. White
11/17/10 – Report Made
- SEE
COMMITTEE
REPORT**

A motion to suspend the rules to take up an item not appearing on the regular agenda was made, seconded and approved by unanimous voice vote.

2. [O28.013](#) APPROVAL; of an agreement with Stantec Consulting Services, Inc. for professional services for the rehabilitation of the Cold Spring Road Bridge.
08/30/10 – Submitted by Mayor Michael A. Pavia
09/09/10 – Item withdrawn by administration
10/05/10 – Resubmitted by Mayor Michael A. Pavia
10/14/10 – **FAILED** by Board of Finance 2-4-0
11/29/10 – Resubmitted by administration
12/06/10 – Committee approved 6-0-0
- APPROVED BY
UNANIMOUS
VOICE VOTE***

Co-Chair Coppola moved to approve Item No. O28.013. Said motion was seconded.

Co-Chair Coppola noted that the item had not been approved yet by the Board of Finance, but at Mr. Casolo's urging, the Committee took it up and approved it.

President Skigen stated that since the Board of Finance has not yet approved this contract, it will not be formally approved until it is re-voted on at the next Board meeting. (The Code of Ordinances requires that this contract be approved by the Board of Finance first and the Board of Representatives second.) The Board opted to approve the contract to indicate to the Engineering Department its intent.

The item was approved by a unanimous voice vote.

**PUBLIC SAFETY &
HEALTH COMMITTEE:**

[Attendance](#)
[Votes](#)
[Reports](#)
[Video](#)

Gloria G. DePina, Co-Chair
Scott Mirkin, Co-Chair
Meeting: Wednesday, December 1, 2010
7:00 p.m. – Republican Caucus Room

- | | |
|---|---|
| <p>1. PS28.014 RESOLUTION; for final adoption; increased Health Department fees, including food service establishments, takeout, caterers, retail and vending trucks; barbershops and salons, building/construction permits, sewage disposal systems, building additions, pools, spas/hot tubs, water treatment units, subdivision evaluations and wells, etc.
 07/07/10 – Submitted by Mayor Michael A. Pavia
 07/29/10 – Committee approved 5-0-0 for publication
 08/02/10 – Approved on Consent Agenda
 08/26/10, 09/07/10 – No action taken
 09/23/10 – Public Hearing Held
 10/04/10 – Committee approved 5-0-0
 10/04/10 – Returned to Committee
 10/28/10, 01/08/10 – Held in Committee
 11/23/10 – Item withdrawn</p> | <p>ITEM
WITHDRAWN</p> |
| <p>2. PS28.022 RESOLUTION; endorsing Stamford's pre-disaster mitigation Strategy Document.
 11/02/10 – Submitted by Erin McKenna
 12/01/10 – Committee approved 7-0-0</p> | <p>APPROVED
ON CONSENT
AGENDA</p> |
| <p>3. PS28.011 REVIEW; and presentation of additional details of Mayor Pavia's Fire Protection Plan.
 06/09/10 – Submitted by Co-Chairs DePina & Mirkin
 07/01/10, 07/06/10 – Held in Committee
 07/29/10, 08/02/10 – Report Made
 08/26/10 – No action taken
 09/07/10 – No action taken
 09/23/10, 10/04/10 – Report made
 10/13/10 – Held in Committee
 12/01/10 – Report Made & Held in Committee</p> | <p>REPORT
MADE & HELD
IN COMMITTEE</p> |

Co-Chair Mirkin stated that the Mayor and Corporation Counsel will meet with the Committee in January, and this will be a Committee of the Whole meeting. He urges all members to review the plan prior to that meeting.

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

**PARKS & RECREATION
COMMITTEE:** **Linda Cannady, Chair
Pat White, Vice Chair**

No meeting; No report.

EDUCATION COMMITTEE: **Michael Molgano, Co-Chair**
[Attendance](#) **Andy Sklover, Co-Chair**
[Report](#) **Mary Savage, Vice Chair**
[Video](#) Meeting: Tuesday, November 30, 2010
6:00 p.m. – Republican Caucus Room

Co-Chair Sklover reported that the Education Committee met as indicated above. Present were Co-Chairs Sklover, Molgano and Savage and Committee Member Reps. Cerasoli, Layton, Wallace and Young. Also present was Clerk Summerville.

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| 1. E28.014 | REVIEW; anti-bullying programs.
11/09/10 – Submitted by Rep. Layton
11/30/10 – No action taken | NO ACTION
TAKEN |
|------------|--|----------------------------|

A motion to suspend the rules to take up an item not appearing on the regular agenda was made, seconded and approved by unanimous voice vote.

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| 1. E28.015 | DISCUSSION; planning and organizational meeting
for 2011 activities of the Education Committee.
11/30/10 – Report Made | SEE
COMMITTEE
REPORT |
|------------|--|-------------------------------------|

HOUSING/COMMUNITY DEVELOPMENT/

SOCIAL SERVICES COMMITTEE: **Elaine Mitchell, Chair**
[Attendance](#) **Philip Giordano, Vice Chair**
[Votes](#) Meeting: Tuesday, November 16, 2010
[Report](#) 6:30 p.m. – Democratic Caucus Room
[Video](#)

Vice Chair Giordano reported that the Housing-Community Development-Social Services Committee met as indicated above. Present were all members: Chair Mitchell, Vice Chair Giordano and Committee Member Reps. Wallace, Young, Uva, Cerasoli and McNeil. Also present was Tim Beeble, Community Development Director.

- | | | |
|------------------------------|--|---|
| 1. HCD28.014 | APPROVAL; of the Year 37 CDBG citizen
participation and budget schedule.
11/03/10 – Submitted by Tim Beeble
11/16/10 – Committee approved 7-0-0 | APPROVED
ON CONSENT
AGENDA |
|------------------------------|--|---|

A motion to approve the Consent Agenda, consisting of Item No. 1, was made, seconded and approved by unanimous voice vote.

TRANSPORTATION COMMITTEE: **Robert “Gabe” DeLuca, Chair**
Terry Adams, Vice Chair
[Attendance](#)
[Votes](#)
[Report](#)
 Meeting: Monday, December 6, 2010
 6:30 p.m. – Republican Caucus Room

Chair DeLuca reported that the Transportation Committee met as indicated above. In attendance were Chair DeLuca, Vice Chair Adams and Committee Member Reps. Giordano, McNeil, Raduazzo and Young. Also present were President Skigen, Ernie Orgera, Operations and Sybil Richards, Legal Department.

- | | |
|--|---|
| <p>1. T28.006 APPROVAL; of an agreement with LAZ Parking for management of the parking facilities on Bell, Bedford and Summer Streets.
 09/03/10 – Submitted by Mayor Michael A. Pavia
 10/14/10 – Referred to subcommittee by Board of Finance
 12/06/10 – Committee approved 5-0-1</p> | <p>APPROVED BY
 UNANIMOUS
 VOICE VOTE*</p> |
|--|---|

Chair DeLuca moved Item No. T28.006; said motion was seconded and approved by unanimous voice vote.

President Skigen noted that the Law Department deemed this contract approved as a result of the Board of Finance’s inaction on the item.

STATE & COMMERCE COMMITTEE: **Mitchell Kaufman, Chair**
Salvatore Gabriele, Vice Chair
 Meeting Cancelled

- | | |
|---|--|
| <p>1. SC28.016 APPROVAL; of an amended and restated energy services agreement with Pareto Energy, Ltd.
 11/08/10 – Submitted by Laure Aubuchon
 11/__/10 – To be considered by Board of Finance</p> | <p>NO ACTION
 TAKEN</p> |
| <p>2. SC28.006 REVIEW; fuel cell project; Energy Improvement District.
 04/13/10 – Submitted by Chair Kaufman
 06/14/10 – Placed on Pending Agenda</p> | <p>NO ACTION
 TAKEN</p> |

MINUTES

- | | |
|--|------------------------|
| <p>1. November 8, 2010 Regular Board Meeting</p> | <p>APPROVED</p> |
|--|------------------------|

**BY
UNANIMOUS
VOICE VOTE**

OLD BUSINESS

NEW BUSINESS

1. Clerk Summerville stated that Rep. Zelinsky appeared at the Operations Committee meeting.

ADJOURNMENT

The meeting was adjourned at 11:25 p.m.

This meeting is available on [video](#).