

*The Regular Meeting of the 28<sup>th</sup> Board of Representatives of the City of Stamford was held on **Monday, January 3, 2011** 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

**INVOCATION:** Delivered by Rep. Franzetti.

“Lord, as we gather for this first meeting of the new year, we ask for Your continued guidance and blessings. We thank You for the opportunity and trust, to use the talents and gifts that You have given us to serve Your people. We ask that this new year bring joy and peace, strength and health and prosperity to Your people in this community. We pray that Stamford keeps moving forward in Your glory, and we ask that You bless our Mayor and our community leaders in this new year. Lord, in closing, we pray that You keep our men and women who are serving in the military safe from harm and bring this war to an end.”

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

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

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

**MOMENTS OF SILENCE:** For the late: Vincenzo R. Martino by the 28<sup>th</sup> Board of Representatives; Stanley w. Udell by President Skigen; Martha Alexander by Clerk of the Board Summerville; Janice G. Smith, Mattie S. Strickland, Jimmie Whitfeld, Lerline W. Jackson and Alice Huggins by the Black & Latino Caucus; Robert Macauley by Rep. Day; Fredric Padgett, Jr., Archie Volante, Frederick Russo, Antoinette Tamborino, Mary Cordova, Gunhild Sempey, Irene Cackowski, Vera Magliari and Vincent J. Ursone, Jr., by Rep. Giordano; and Mary Cutugno and Stanley R. Rawn by Rep. Zelinsky.

*Lance Corporals* Kenneth A. Corzine, 23, Bethalto, IL; William H. Crouse IV, 22, Woodruff, SC; Jose L. Maldonado, 21, Mathis, TX; Jose A. Hernandez, 19, West Palm Beach, FL; Michael E. Geary, 20, Derry NH; and Lucas C. Scott, 20, Peebles, OH.  
*Specialists* Sean R. Cutsforth, 22, Radford, VA; Jorge E. Villacis, 24, Sunrise, FL; Derek T. Simonetta, 21, Redwood City, CA; Kenneth E. Necochea, Jr., 21, San Diego, CA;

Patrick D. Deans, 22, Orlando, FL; Ethan L. Goncalo, 21, Fall River, MA; and Kelly J. Mixon, 23, Yulee, FL. *Staff Sergeants* Justin E. Schmalstieg, 28, Pittsburgh, PA; Stacy A. Green, 34, Alexander City, AL; Jason A. Reeves, 32, Odessa, TX and Vincent W. Ashlock, 45, Seaside, CA. *Sergeants* Garrett A. Misener, 25, Cordova, TN; James A. Ayube II, 25 Salem, MA; Jason D. Peto, 31, Vancouver, WA; Nicholas J. Aleman, 24, Brooklyn, NY; and Matthew T. Abbate, 26, Honolulu, HI. *Sergeant 1<sup>st</sup> Class* James E. Thode, 45, Kirland, NM. *Privates First Class* Conrado D. Javier, Jr., 19, Marina, CA; David D. Finch, 24, Bath Springs, TX; and Colton W. Rusk, 20, Orange Grove, TX. *Corporals* Tevan L. Nguyen, 21, Hutto, TX; Eric M. Torbert, Jr., 25, Lancaster, PA; Sean A. Osterman, 21, Princeton, MN; Willie A. McLawhorn, Jr., 23, Conway, NC; Sean M. Collins, 25, Ewa Beach, HI; Derek A. Wyatt, 25, Akron, OH; and Chad S. Wade, 22, Bentonville, AR.

**COMMUNICATIONS:** President Skigen announced:

1. Carl Franzetti, Marion McGarry, Jim Caterbone and Annie Taylor were celebrating January birthdays.
2. In the next sixty days or so, a Commission to oversee the redistricting process will be named. The Majority Leader and the Minority Leader will appoint four members each to the Commission.
3. In the Spring, a Charter Revision Commission will be appointed, with the goal of having questions on the November 2012 ballot. Any representative who knows of members of the community who should be considered for appointment to either of these commissions should advise the Majority Leader, Minority Leader, Clerk or President.

**HONORARY RESOLUTIONS:**

1. [SENSE OF THE BOARD RESOLUTION](#); honoring and congratulating the cast of Stamford's All School High School Musical, Hairspray.  
12/09/10 – Submitted by President Skigen and Rep. Molgano
- APPROVED BY  
UNANIMOUS  
VOICE VOTE**

A motion to approve Item No. 1 above was made, seconded and approved by unanimous voice vote.

## STANDING COMMITTEES

**STEERING COMMITTEE:** Meeting: Monday, December 13, 2010  
[Attendance](#) 7:00 p.m. – Democratic Caucus Room  
[Report](#)

1. [S28.001](#) RESOLUTION; creation of a special committee to oversee North Stamford's water contamination situation and related issues. **APPROVED BY UNANIMOUS VOICE VOTE**  
 12/06/10 – Submitted by President Skigen

Minority Leader DeLuca moved to approve Item No. S28.001. Said motion was seconded and approved by unanimous voice vote.

**APPOINTMENTS COMMITTEE: Annie Summerville, Chair  
 John Boccuzzi, Vice Chair**  
*No meeting*

**FISCAL COMMITTEE: John Mallozzi, Chair  
 Linda Cannady, Vice Chair**  
[Attendance](#)  
[Votes](#)  
[Report](#)  
[Video](#)  
 Meeting: Monday, January 3, 2011  
 7:00 p.m. – Republican Caucus Room

Chair Mallozzi announced that the December 27, 2010 meeting was cancelled due to weather. The Fiscal Committee met on January 3, 2011. Present were Chair Mallozzi and Vice Chair Cannady and Committee Member Reps. Day, DeLuca, Fedeli, Figueroa, Fountain, Mirkin, Rauh and Sklover. Excused was Rep. Mitchell. Also present were Clerk Summerville and Rep. Heaphy; Fred Flynn, Director of Administration; Karen Cammarota, Grants Director; and Erin McKenna, Land Use Bureau.

1. [F28.078](#) PROPOSED ORDINANCE; **for public hearing & final adoption (21 votes required)**; allowing for the payment of construction management costs and other similar and appropriate expenses from capital budget project account lines. **NO ACTION TAKEN**  
 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  
 12/06/10 – Approved for publication

2. [F28.108](#) ADDITIONAL APPROPRIATION (Grants Budget); **NO ACTION TAKEN**  
 \$6,073.00 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  
 12/01/10 – Held in Committee

- |   |   |                            |
|---|---|----------------------------|
| 3. <a href="#">F28.114</a><br>\$19,800.00 | ADDITIONAL APPROPRIATION (Grants Budget);<br>DUI Enforcement; Overtime; represents increase in<br>grant funding of \$19,800; city match: \$6,600.<br>11/29/10 – Submitted by Mayor Michael A. Pavia<br>12/09/10 – Approved by Board of Finance        | <b>NO ACTION<br/>TAKEN</b> |
| 4. <a href="#">F28.115</a><br>\$7,901.00  | ADDITIONAL APPROPRIATION (Grants Budget);<br>Bulletproof Vest Grant; Uniforms; U.S. Dept. of<br>Justice grant funds; city match: 50%.<br>11/29/10 – Submitted by Mayor Michael A. Pavia<br>12/09/10 – Approved by Board of Finance                    | <b>NO ACTION<br/>TAKEN</b> |
| 5. <a href="#">F28.111</a><br>\$1,193.00  | ADDITIONAL APPROPRIATION (Grants Budget);<br>Commission on Aging Outreach/Counseling; grant<br>fund to be used for outreach.<br>11/19/10 – Submitted by Mayor Michael A. Pavia<br>12/09/10 – Approved by Board of Finance                             | <b>NO ACTION<br/>TAKEN</b> |
| 6. <a href="#">F28.110</a><br>\$105.00    | ADDITIONAL APPROPRIATION (Grants Budget);<br>STD Clinic Grant; Overtime; represents increase to<br>annual grant funding.<br>11/19/10 – Submitted by Mayor Michael A. Pavia<br>12/09/10 – Approved by Board of Finance                                 | <b>NO ACTION<br/>TAKEN</b> |
| 7. <a href="#">F28.109</a><br>\$3,037.00  | ADDITIONAL APPROPRIATION (Grants Budget);<br>911 Telecommunications Grant; Salaries; represents<br>increase to annual grant funding.<br>11/19/10 – Submitted by Mayor Michael A. Pavia<br>12/09/10 – Approved by Board of Finance                     | <b>NO ACTION<br/>TAKEN</b> |
| 8. <a href="#">F28.112</a><br>\$136.00    | ADDITIONAL APPROPRIATION (Grants Budget);<br>Health Risk Reduction; Office supplies; to be used<br>toward an obesity prevention program.<br>11/19/10 – Submitted by Mayor Michael A. Pavia<br>12/09/10 – Approved by Board of Finance                 | <b>NO ACTION<br/>TAKEN</b> |
| 9. <a href="#">F28.113</a><br>\$200.00    | ADDITIONAL APPROPRIATION (Grants Budget);<br>AIDS Education Risk Reduction; Medical & Life<br>insurance; represents increase in annual grant<br>funding.<br>11/19/10 – Submitted by Mayor Michael A. Pavia<br>12/09/10 – Approved by Board of Finance | <b>NO ACTION<br/>TAKEN</b> |

10. [F28.117](#) ADDITIONAL APPROPRIATION (Operating Budget); **NO ACTION**  
 \$2,000,000.00 Transfers; Transfer to Rainy Day Fund; source of **TAKEN**  
 funds: FY 09/10 surplus.  
 12/01/10 – Submitted by Mayor Michael A. Pavia  
 12/09/10 – **HELD** by Board of Finance
11. [F28.116](#) ADDITIONAL APPROPRIATION (Operating Budget); **NO ACTION**  
 \$1,273,529.00 Transfers; Transfer to debt Service Fund; source of **TAKEN**  
 funds: FY 09/10 surplus.  
 12/01/10 – Submitted by Mayor Michael A. Pavia  
 12/09/10 – **HELD** by Board of Finance
12. [F28.120](#) ADDITIONAL APPROPRIATION (Operating Budget); **APPROVED BY**  
 \$75,000.00 Office of Legal Affairs; Professional Consultant; **UNANIMOUS**  
 miscellaneous legal bills for counsel on various **VOICE VOTE**  
 matters. **(Rep. Gabriele**  
 12/09/10 – Submitted by Mayor Michael A. Pavia **abstaining)**  
 12/09/10 – Approved by Board of Finance 5-0-1

A motion to take Item No. F28.120 out of Committee was made, seconded and approved by unanimous voice vote.

Chair Mallozzi stated that Mr. Larobina stated that \$75,000 is the standard amount for each year for this account. This year, they have already spent the \$75,000 on water concerns in North Stamford, ethics investigations and hearings and related lawsuits. They are going to need this additional \$75,000 plus more funds in the future.

A motion to approve Item No. F28.120 was made, seconded and approved by unanimous voice vote (Rep. Gabriele abstaining).

13. [F28.121](#) ADDITIONAL APPROPRIATION (Operating Budget); **APPROVED ON**  
 \$173,092.00 Registrar of Voters; Election Expenses; to fund costs **CONSENT**  
 over budgeted amounts for election and primary. **AGENDA**  
 12/09/10 – Submitted by Mayor Michael A. Pavia  
 12/09/10 – Approved by Board of Finance  
 01/03/11 – Committee approved 10-0-0
14. F28.124 PRESENTATION; by the Director of Administration **NO ACTION**  
 re: revenue sources. **TAKEN**  
 12/13/10 – Submitted by Director Flynn

A motion to approve the Consent Agenda, consisting of Item No. 13 above, was made, seconded and approved by unanimous voice vote.

Suspension of Rules

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

15. [F28.123](#)      [GRANTS RESOLUTION](#); authorizing the Mayor      **APPROVED BY**  
adopt the 2010 PreDisaster Mitigation Strategy      **UNANIMOUS**  
Document.      **VOICE VOTE**  
12/27/10 – Submitted by Mayor Michael A. Pavia  
01/03/11 – Committee approved 10-0-0

A motion to approve Item No. F28.123 was made, seconded and approved by unanimous voice vote.

**LEGISLATIVE & RULES  
COMMITTEE:**

**Eileen Heaphy, Chair**  
**Arthur Layton, Vice Chair**  
*No meeting*

**PERSONNEL COMMITTEE:**

**Mary Fedeli, Chair**  
**Polly Rauh, Vice Chair**  
*No meeting*

**LAND USE/URBAN  
REDEVELOPMENT COMMITTEE:**

**Harry Day, Chair**  
*No meeting*

**OPERATIONS COMMITTEE:**

**Joseph Coppola, Jr., Co-Chair**  
**John R. Zelinsky, Co-Chair**  
*No meeting*

1. [O28.013](#)      APPROVAL; of an agreement with Stantec      **APPROVED BY**  
Consulting Services, Inc. for professional services for      **UNANIMOUS**  
the rehabilitation of the Cold Spring Road Bridge.      **VOICE VOTE**  
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  
12/06/10 – Approved by full Board  
12/09/10 – Approved by Board of Finance

*\*Note: this item was approved prior to BOF*

A motion to approve Item No. 1 above was made, seconded and approved by unanimous voice vote.

**PUBLIC SAFETY &**

**HEALTH COMMITTEE:** **Gloria G. DePina, Co-Chair**  
**Scott Mirkin, Co-Chair**  
**Anabel Figueroa, Vice Chair**  
*No meeting*

**PARKS & RECREATION**

**COMMITTEE:** **Linda Cannady, Chair**  
**Pat White, Vice Chair**  
*No meeting*

**EDUCATION COMMITTEE:** **Michael Molgano, Co-Chair**  
**Andy Sklover, Co-Chair**  
**Mary Savage, Vice Chair**  
*No meeting*

**HOUSING/COMMUNITY DEVELOPMENT/**

**SOCIAL SERVICES COMMITTEE:** **Elaine Mitchell, Chair**  
**Philip Giordano, Vice Chair**  
*No meeting*

**TRANSPORTATION COMMITTEE:** **Robert “Gabe” DeLuca, Chair**  
**Terry Adams, Vice Chair**  
*Attendance*  
*Votes*  
*Report*  
*Video*  
Meeting: Wednesday, December 22, 2010  
7:00 p.m. – Republican Caucus Room

Chair DeLuca reported that the Transportation Committee met on December 22, 2010. In attendance were Chair DeLuca, Vice Chair Adams, and Committee Member Reps. Giordano, Lombardo, McNeil, Raduazzo and Young. Also present were Sandy Goldstein and John Ruotolo, DSSD and Ernie Orgera, Director of Operations.

1. [T28.007](#) RESOLUTION; and APPROVAL of public hearing; establishing fees for city owned parking garages.  
12/09/10 – Submitted by Ernie Orgera/Fred Flynn  
12/22/10 – Committee approved 6-1-0

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

Chair DeLuca moved to approve Item No. T28.007; said motion was seconded and approved by a machine vote of 32-2-1 (Reps. Cerasoli, Coppola, Day, DeLuca, DePina, Fedeli, Fountain, Gabriele, Giordano, Giraldo, Heaphy, Kaufman, Layton, Lombardo, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky in favor; Reps. Cannady and Franzetti opposed; Rep. Adams abstaining) (See [Vote Record No. 1153](#)).

2. [T28.009](#) RESOLUTION; and APPROVAL of public hearing; increasing the hours of operation of the 3 city-owned parking garages. **APPROVED BY MACHINE VOTE 30-4-2**  
12/09/10 – Submitted by Ernie Orgera/Fred Flynn  
12/22/10 – Committee approved 6-0-1 (trial basis)

Chair DeLuca moved Item No. T28.007; said motion was seconded.

Rep. Adams questioned whether this contract would need to be re-bid because the amount of the contract is increasing by over \$100,000. Chair DeLuca stated that this matter would be addressed prior to next month's Transportation Committee meeting.

A motion to approve Item No. T28.007 was made, seconded and approved by a machine vote of 32-2-1 (Reps. Cerasoli, Coppola, Day, DeLuca, Fedeli, Fountain, Gabriele, Giordano, Giraldo, Heaphy, Kaufman, Layton, Lombardo, Mallozzi, McGarry, Mirkin, Molgano, Pia, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky in favor; Reps. Adams, DePina, Franzetti and Merritt opposed; Reps. Cannady and McNeil abstaining) (See [Vote Record No. 1154](#)).

3. [T28.008](#) PROPOSED ORDINANCE; **for publication**; amending Section 231-8 of the Code of Ordinances, requiring the removal or immobilization of motor vehicles with outstanding citations. **APPROVED BY MACHINE VOTE 33-4-0**  
12/13/10 – Submitted by Rep. DeLuca  
12/22/10 – Committee approved 6-1-0

A motion to approve Item No. T28.007 was made, seconded and approved by a machine vote of 32-2-1 (Reps. Cerasoli, Coppola, Day, DeLuca, DePina, Fedeli, fountain, Gabriele, Giordano, Giraldo, Heaphy, Kaufman, Layton, Lombardo, Mallozzi, McGarry, McNeil, Merritt, Mirkin, Molgano, Pia, Raduazzo, Rauh, Savage, Skigen, Sklover, Summerville, Taylor, Uva, Wallace, White, Young and Zelinsky in favor; Reps. Adams, Cannady, Figueroa and Franzetti opposed) (See [Vote Record No. 1155](#)).

**STATE & COMMERCE COMMITTEE:** Mitchell Kaufman, Chair  
Salvatore Gabriele, Vice Chair  
*No meeting*



## MINUTES

1. [December 6, 2010 Regular Board Meeting](#)

**APPROVED BY  
UNANIMOUS  
VOICE VOTE**

## OLD BUSINESS

## NEW BUSINESS

## ADJOURNMENT

The meeting was adjourned at 8:45 p.m.

*This meeting is available on video tape – Click [here](#).*