

*The Regular Meeting of the 26<sup>th</sup> Board of Representatives of the City of Stamford will be held **Tuesday, July 6, 2004** at 8:00 p.m. in the Legislative Chambers of the Board of Representatives in the Government Center, 888 Washington Boulevard, Stamford, Connecticut.*

# Minutes

**CALL TO ORDER:** The meeting was called to order by President David Martin at 8:55 p.m.

**INVOCATION:** Led by Rep. Scott Mirkin

“Dear God, we give thanks to be fortunate to live in this great country where we are free to worship as we please, free to express ourselves without fear of government reprisal, able to participate in the election of those who represent us. There are forces of evil that have chosen to attack us and other democracies for these basic liberties that we enjoy. We ask that you watch over our soldiers, sailors, airmen and marines, who are serving to protect our way of life and fighting the global war on terrorism. May the families of those who have made the ultimate sacrifice know that we all mourn their losses and owe a debt of gratitude that can never be repaid. May we look forward to the day when all people throughout the world will enjoy the basic liberties of democracy and be able to assemble as this body to work on important issues of their communities. May God bless us and may God bless the United States of America. Amen.”

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

**ROLL CALL:** Conducted by Clerk of the Board Annie M. Summerville. There were thirty-three members present, six excused (Reps. Blackwell, DePina, Fahan, Hunter and McCullen) and one vacancy. Rep. Esposito joined the meeting shortly after roll call.

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

**MOMENTS OF SILENCE:** For the late:

Edwin O. Lindstrom by the 26<sup>th</sup> Board of Representatives; Joseph L. Carwin III by Rep. Summerville; Mary A. Memoli and Edith Robustelli DeVito by Reps. Giordano, Loglisci and Zelinsky; Stephen J. Shay, Jr. and Regina L. Abbazia by Reps. Giordano and Loglisci; Margaret Luders by Rep. O'Neill; John S. Sebestyan, Margaret p. Kuchyt, Edward D. Salata and Anthony J. McNulty by Rep. Loglisci; John E. Faski, Arthur A. Miller and Arthur M. Wiener by Rep. Zelinsky; Joseph D. Hayes and Edmund L. Barbieri by Rep. Giordano; and Dominic Pasquarelli by Reps. Giordano and Zelinsky.

**FILLING OF VACANCY:** President Martin declared a vacancy in the 7<sup>th</sup> District as a result of the resignation of Anthony Imbrogno. Rep. Loglisci thanked Mr. Imbrogno for seven years of excellent service to the people of Stamford, especially to the residents of Glenbrook. Mr. Imbrogno will be greatly missed. Mr. Loglisci stated it is doubly difficult when a person of both ability and fierce integrity departs the Board. Mr. Loglisci stated that Mr. Arthur Layton is a 22-year resident of Stamford, owns a condominium in Glenbrook, has served on the boards of Riverbank and Linden House. He is a self-employed human resource consultant. Mr. Loglisci stated he has confirmed he is a resident of the 7<sup>th</sup> District and is a registered Republican. Mr. Loglisci placed the name of Mr. Arthur Layton to fill the vacancy in the 7<sup>th</sup> district; said motion was seconded.

Clerk of the Board Summerville stated she wanted to go on record seconding Mr. Loglisci's comments in reference to Mr. Imbrogno. Ms. Summerville stated she has served with many representatives, and Mr. Imbrogno was a wonderful person, a good representative. His district will miss his presence, and she will miss his presence on the Board. Ms. Summerville stated that he was wonderful to work with, and everyone should know him. Ms. Summerville stated she had a good working relationship with Mr. Imbrogno and she will miss him. Ms. Summerville wished Mr. Imbrogno well in his future endeavors.

Rep. Zelinsky stated that he had the privilege of working with Mr. Imbrogno as co-chair of the Operations Committee. He found him very fair, an honest individual and he will be sorely missed by the Board and his constituents.

The motion to appoint Mr. Arthur Layton to fill the vacancy was approved by voice vote (Rep. Skigen abstaining).

President Martin administered the oath of office to Mr. Layton.

President Martin stated that Mr. Imbrogno's leaving necessitates some changes in committees, and those changes are: Mr. Pia will go on the Education and Parks & Recreation Committees and will no longer serve on the Personnel and Legislative & Rules Committees. Mr. Mirkin will become co-chair of the Operations Committee and will no longer serve on the Appointments Committee.

Mr. Layton will serve on the Appointments, Legislative & Rules and the Personnel Committees.

Rep. Boccuzzi moved to suspend the rules to take up a vacancy on the Board of Education; said motion was seconded and approved by unanimous voice vote.

President Martin declared a vacancy on the Board of Education as a result of the resignation of Thomas Hickey. Rep. Boccuzzi moved the nomination of Marggie Laurie to fill said vacancy. Ms. Laurie is a 20-year Stamford resident with a daughter in the public school system, she has been on the PTO, she has served on the Planning Board since 1996, she has been a member of the Board of Representatives from the 8<sup>th</sup> District from 1991 to 1995. Ms. Laurie is a registered Democrat. Said motion was seconded and approved by voice vote (Rep. Skigen abstaining).

President Martin administered the oath of office to Ms. Laurie.

**STATE OF THE CITY ADDRESS:** Seargent of Arms Phil Giordano introduced Mayor Dannel P. Malloy. Attached [hereto](#) and made a part hereof is a transcript of the Mayor's State of the City address.

At 9:39 p.m., Rep. Loglisci moved for a 15-minute recess was made; said motion was seconded and approved by unanimous voice vote.

The meeting was called back to order at 10:00 p.m. by President David R. Martin.

### **STANDING COMMITTEES**

**STEERING COMMITTEE:** Meeting: Monday, June 14, 2004  
8:00 p.m. – Democratic Caucus Room

Upon motion duly made and seconded and approved by unanimous voice vote, the Steering Committee report was waived.

**APPOINTMENTS COMMITTEE:** **Paul A. Esposito, Chair**  
([Attendance](#)) **Annie M. Summerville, Vice Chair**  
([Votes](#)) Meeting: Wednesday, June 30, 2004  
([Report](#)) 7:00 p.m. – Democratic Caucus Room

Chair Esposito reported that the Appointments Committee met on Wednesday, June 30, 2004. Present were Committee Member Reps. Boccuzzi, Esposito,

Mirkin, Coppola, Blackwell, Clear, Morrow and Nowakowski. Also present were Reps. Lyons, White and Cannady. Rep. Summerville was excused.

1. [A26.144](#)      Enterprise Zone  
Rick Fedeli  
22 Carlisle Place  
Stamford, CT 06902  
04/14/04 – Submitted by Mayor Dannel P. Malloy  
05/25/04 – Held in Committee 10-0-0  
06/07/04 – Held in Committee  
06/30/04 – Committee approved 7-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
2. [A26.157](#)      Social Services Commission  
Suzanne Doyle (D)      Repl. Kelly  
1197 Hope Street      Term Exp. 12/01/04  
Stamford, CT 06907  
Term Expires: 12/01/04  
05/06/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 7-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
3. [A26.159](#)      Stamford Golf Authority  
Mark A. Larobina (R)      Repl. Dell  
53 Minivale Road      Term Exp. 01/01/04  
Stamford, CT 06907  
Term Expires: 01/01/07  
05/06/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 7-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
4. [A26.156](#)      Board of Ethics – Alternate  
Sarah F. Summons (D)      Reapp.  
108 Fourth Street      Term Exp. 01/01/04  
Stamford, CT 06905  
Term Expires 01/01/09  
05/17/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 7-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
5. [A26.158](#)      SWRPA  
Mark Diamond (D)      Repl. Harris  
24 West Trail      Term Exp. 03/15/01  
Stamford, CT 06903  
Term Expires: 03/15/05  
05/18/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 7-0-1  
**APPROVED  
ON CONSENT  
AGENDA**
  
6. [A26.149](#)      Harbor Management Commission  
Jim Bartley (D)  
93 Downs Avenue  
Stamford, CT 06902  
05/12/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 7-0-0  
**APPROVED  
ON CONSENT  
AGENDA**



7. [A26.150](#)     Harbor Management Commission  
John Condlin (U)  
Stamford Chamber of Commerce  
733 Summer Street, Suite 104  
Stamford, CT 06901  
05/12/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 8-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
8. [A26.151](#)     Harbor Management Commission  
Edward Esposito (R)  
6 Stanwick Circle  
Stamford, CT 06905  
05/12/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 8-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
9. [A26.152](#)     Harbor Management Commission  
Roger Fox (D)  
81 Sweet Briar Road  
Stamford, CT 06903  
05/12/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 8-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
10. [A26.153](#)     Harbor Management Commission  
Robert J. Strada (R)  
Harbour Square  
700 Canal Street  
Stamford, CT 06902  
05/12/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 8-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
11. [A26.154](#)     Harbor Management Commission  
Griffith Trow (U)  
C/o Bloomenthal & Trow, LLC  
30 Oak Street, Suite 104  
Stamford, CT 06905  
05/12/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 8-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
12. [A26.155](#)     Harbor Management Commission  
Bernard Weiss (R)  
51 Regent Court  
Stamford, CT 06907  
05/12/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Committee approved 8-0-0  
**APPROVED  
ON CONSENT  
AGENDA**
  
13. [A26.160](#)     Commission on Aging  
Roxana Greene Kelly (D)  
6 Avon Lane  
Stamford, CT 06907  
Term Expires: 06/01/05  
**HELD IN  
COMMITTEE**

06/10/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 – Held in Committee 8-0-0

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|-----------------------------|---|---|
| 14. <a href="#">A26.161</a> | <u>Commission on Aging</u><br>John Moses (D)<br>309 Club Road<br>Stamford, CT 06905<br>Term Expires: 06/01/07<br>06/10/04 – Submitted by Mayor Dannel P. Malloy<br>06/30/04 – Committee approved 8-0-0            | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 15. <a href="#">A26.162</a> | <u>Commission on Aging</u><br>Peter J. Engelmann (D)<br>77 Aspen Lane<br>Stamford, CT 06903<br>Term Expires: 06/01/07<br>06/10/04 – Submitted by Mayor Dannel P. Malloy<br>06/30/04 – Held in Committee 8-0-0     | <b>HELD IN<br/>COMMITTEE</b>              |
| 16. <a href="#">A26.163</a> | <u>Commission on Aging</u><br>Roslyn B. Mainville<br>133 Stamford Avenue<br>Stamford, CT 06902<br>Term Expires: 06/01/07<br>06/10/04 – Submitted by Mayor Dannel P. Malloy<br>06/30/04 – Committee approved 8-0-0 | <b>APPROVED<br/>ON CONSENT<br/>AGENDA</b> |
| 17. A26.145                 | REVIEW; of Environmental Protection Board's<br>duties vis-à-vis EPB staff.<br>05/04/03 – Submitted by Chair Esposito<br>05/25/04 – Report Made<br>06/30/04 – Report Made  | <b>REPORT<br/>MADE</b>                    |

Chair Esposito stated that Item Nos. 13 and 15 were held.

Regarding Item No. 17, Chair Esposito stated that Mr. Curtin, Mr. Stein and Mr. Emerson were present at the meeting along with EPB Members Levine, Morris, Berns, Stone and Diamond. The Committee received a letter from Tom Cassone that said the EPB did have budgetary powers, and all people at this meeting agreed that the EPB had staffing powers and that the staff really worked for the EPB, who had the right to hire and fire. The EPB will begin preparing its budget from this time on.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1 through 12, 14 and 16, was approved by voice vote (Rep. Fedeli abstaining on Item No. 1).

**FISCAL COMMITTEE: Randy Skigen, Chair**  
 ([Attendance](#)) **Linda Cannady, Vice Chair**  
 ([Votes](#)) Meeting: Monday, June 28, 2004  
 ([Report](#)) 7:00 p.m. – Democratic Caucus Room

Chair Skigen reported that the Fiscal Committee met on Monday, June 28, 2004. Present were Committee Member Reps. Skigen, Cannady, DeLuca, DePina, Fedeli, Giordano, Hunter, Loglisci, Lyons and Mirkin. Also present was Rep. Greenberg; Sandy Dennies of the Gants Office; Deputy Chief Priola of the Police Department; Peter Privitera of OPM; Tim Curtin, Michael Zarba and Morty Klein of Operations; Antonio Iadarola and Frank Smeriglio of Engineering; and Sherri Antonucci and Beth Shulsen of the Northeast PTO.

1. <a href="#">F26.390</a> \$3,920.00	ADDITIONAL APPROPRIATION (Grants Budget); DUI Enforcement Program 2; Overtime; to fund DUI patrols and sobriety checkpoints during Memorial and Independence Day weekends; city match of 30% from existing overtime funds. 05/12/04 – Submitted by Mayor Dannel P. Malloy 06/10/04 – Approved by Board of Finance 06/28/04 – Committee approved 8-0-0	<b>APPROVED ON CONSENT AGENDA</b>
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2. <a href="#">F26.391</a> & <a href="#">F26.398</a> \$9,335.00	ADDITIONAL APPROPRIATIONS (Grants Budget); WIC Farmer's Market; F26.391 - to pay for seasonal help to administer food coupons (\$1,335.00); and F26.398 - to fund increased State allotment for medical and life insurance costs (\$8,000.00) 05/12/04 – Submitted by Mayor Dannel P. Malloy 06/10/04 – Approved by Board of Finance 06/28/04 – Committee approved 8-0-0	<b>APPROVED ON CONSENT AGENDA</b>
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3. <a href="#">F26.392</a> & <a href="#">F26.393</a> \$31,617.00	ADDITIONAL APPROPRIATION (Grants Budget); Emergency Management; Salaries; F26.392 (\$21,078) and F26.393 (\$10,539) represents city matching funds for grant. 05/13/04 – Submitted by Mayor Dannel P. Malloy 06/10/04 – Approved by Board of Finance 06/28/04 – Committee approved 8-0-0	<b>APPROVED ON CONSENT AGENDA</b>
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*Secondary Committee: Public Safety and Health*

*Waived*

Upon motion duly made and seconded and approved by unanimous voice vote, the Secondary Committee Report was waived.

4. <a href="#">F26.397</a>	ADDITIONAL APPROPRIATION (Grants Budget);	<b>APPROVED</b>
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\$5,100.00 Juvenile Justice Center; Contracted Services; to fund increased State allocation; funds contracted to DOMUS to run their *Avenues* Program.  
05/28/04 – Submitted by Mayor Dannel P. Malloy  
06/10/04 – Approved by Board of Finance  
06/28/04 – Committee approved 8-0-0

**ON  
CONSENT  
AGENDA**

5. [F26.418](#)  
\$11,846,00 ADDITIONAL APPROPRIATION (Grants Budget); Neighborhood Youth Center Grant; Direct Service; funds to be subcontracted for the operation of the Chester Addison Community Center.  
06/10/04 – Submitted by Mayor Dannel P. Malloy  
07/08/04 – To be considered by Board of Finance  
06/28/04 – Committee approved 8-0-0

**APPROVED  
ON  
CONSENT  
AGENDA**

6. [F26.404](#)  
\$120,020.00 ADDITIONAL APPROPRIATION (Operating Budget); Employee Benefits; Unemployment Compensation; to cover cost of claims.  
06/08/04 – Submitted by Mayor Dannel P. Malloy  
06/10/04 – Approved by Board of Finance  
06/28/04 – Committee approved 5-0-2

**APPROVED  
ON  
CONSENT  
AGENDA**

*Secondary Committee: Personnel*

Upon motion duly made and seconded and approved by unanimous voice vote, the Secondary Committee Report was waived.

7. [F26.405](#),  
[F26.406](#),  
[F26.407](#),  
[F26.408](#)  
\$631,467.00 ADDITIONAL APPROPRIATION (Operating Budget); Snow Removal; to fully fund accounts based on storm experience last winter.  
F26.405 - \$182,457 – Contractors-Snow  
F26.406 - \$254,210 – Overtime  
F26.407 - \$190,794 – Salt & Sand  
F26.408 - \$4,006 – Supplies-Land  
06/08/04 – Submitted by Mayor Dannel P. Malloy  
06/10/04 – Approved by Board of Finance  
06/28/04 – Committee approved 7-0-0

**APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Operations*

Upon motion duly made and seconded and approved by unanimous voice vote, the Secondary Committee Report was waived.

8. [F26.409](#),  
[F26.410](#) and ADDITIONAL APPROPRIATION (Operating Budget); Leaf Collection; to fully fund annual curbside loose leaf pickup.

**APPROVED  
ON CONSENT**

F26.411  
\$107,312.00

F26.409 - \$49,153 – Overtime  
F26.410 - \$47,165 – Seasonal  
F26.411 - \$10,994 – Social Security  
06/08/04 – Submitted by Mayor Dannel P. Malloy  
06/10/04 – Approved by Board of Finance  
06/28/04 – Committee approved 8-0-0

**AGENDA**

*Secondary Committee: Operations*

Upon motion duly made and seconded and approved by unanimous voice vote, the Secondary Committee Report was waived.

9. F26.412  
\$365,000.00

ADDITIONAL APPROPRIATION (Operating Budget); Haulaway; Garbage; additional costs related to the State of Pennsylvania tax and increase in MSW volume.  
06/08/04 – Submitted by Mayor Dannel P. Malloy  
06/10/04 – Approved by Board of Finance  
06/28/04 – Committee approved 8-0-0

**FAILED BY  
MACHINE  
VOTE (14-21-  
0)**

*Secondary Committee: Operations*

Chair Skigen moved Item No. 9; said motion was seconded.

Rep. Mirkin stated that during the Committee's meeting, a request was made for Operations to provide the Committee with back up information related to quantities of solid waste during the spring months. Chair Skigen confirmed that the information had been requested and has not been received; further, Mr. Skigen stated he has no problem holding the item.

A motion to hold Item No. 9 in committee was made and seconded; said motion failed by a machine vote of 15-19-0 (Reps. Adams, Boccuzzi, Cannady, Clear, Figueroa, Giordano, Martin, Nakian, Nowakowski, O'Neill, Pia, Shapiro, Skigen, Spadow and White in favor; Reps. Benyus, Browne, Coppola, Day, DeLuca, Fedeli, Greenberg, Kernan, Loglisci, Lyons, McDermott, Mirkin, Mitchell, Molgano, Morrow, Pavia, Summerville, Zelinsky and Esposito opposed) (See [RCS Vote Record No. 533](#)).

The main motion failed by a machine vote of 14-21-0 (Reps. Boccuzzi, Cannady, Clear, Kernan, Lyons, Mitchell, Nakian, Nowakowski, Shapiro, Spadow, Summerville, White, Zelinsky and Esposito in favor; Reps. Adams, Benyus, Browne, Coppola, Day, DeLuca, Fedeli, Figueroa, Giordano, Greenberg, Loglisci, Martin, McDermott, Mirkin, Molgano, morrow, O'Neill, Pavia, Pia, Skigen and Layton opposed) (See [RCS Vote Record No. 534](#)).

Upon motion duly made and seconded and approved by unanimous voice vote, the Secondary Committee Report was waived.

10. [F26.413](#)  
[F26.414](#) and  
[F26.415](#)  
\$77,717.00

ADDITIONAL APPROPRIATION (Operating Budget); Special Events; to support traditional City/DSSD special events held throughout the year.

F26.413 - \$5,203 – Social Security

F26.414 - \$68,014 – Overtime

F26.415 - \$4,500 – Supplies-Land

06/08/04 – Submitted by Mayor Dannel P. Malloy

06/10/04 – Approved by Board of Finance

06/28/04 – Committee approved 8-0-0

**APPROVED  
ON CONSENT  
AGENDA**

*Secondary Committee: Parks & Recreation*

*Waived*

Upon motion duly made and seconded and approved by unanimous voice vote, the Secondary Committee Report was waived.

11. [F26.416](#)  
\$35,000.00

ADDITIONAL APPROPRIATION (Operating Budget); Special Events; Fireworks; to support traditional City/DSSD special events held throughout the year.

06/08/04 – Submitted by Mayor Dannel P. Malloy

06/10/04 – Approved by Board of Finance

06/28/04 – Committee voted 2-2-4

**FAILED BY  
MACHINE  
VOTE 23-12-0**

*Secondary Committee: Parks & Recreation*

*Waived*

Chair Skigen stated that there was considerable discussion regarding this matter. In last year's budget cycle, the administration included money for fireworks, the Board of Representatives cut that out, and in the 2004-05 budget, the administration did not include any money for fireworks. Mr. Privitera stated that funds had to be available in order to sign a contract with the vendor.

A great deal of dismay was expressed that there was no indication that efforts had been made to acquire donations for the fireworks this year. Since the meeting was a few days before the fireworks display, there was concern that once the display occurred, that raising the money and not acknowledging the people who contributed would cause a great deal of difficulty in raising funds privately.

Mr. Skigen stated that some members expressed concern that the Board of Representatives was being treated in a less than respectful manner, however, he felt that the matter cuts both ways. The administration could have performed a budget transfer because there is a fireworks line with no funds in it; the Board would have found out through the monthly budget transfers report, which is typically 25-30 pages of small print showing money transferred from one account to another. On the other hand, everyone on the Committee would have felt more

comfortable had we been asked to accept donations to fund the fireworks display, but given the choice of two evils, he would prefer the submission of an additional appropriation. Mr. Skigen asked that the Board support the additional appropriation and that the president send a letter on behalf of the Board to the mayor indicating that in the future we expect and anticipate that private donations would be sought for these types of activities.

Chair Martin stated that if this passes, he will send the letter.

Rep. Loglisci stated he enjoys the fireworks every year, and he feels that it is good that we go out and get sponsors. Mr. Loglisci felt no effort was made to attract sponsors.

Chair Skigen moved Item No. F26.416; said motion was seconded. The motion failed by a machine vote of 23-12-0 (Reps. Boccuzzi, Browne, Clear, Day, Fedeli, Giordano, Kernan, Lyons, Martin, McDermott, Mitchell, Molgano, Morrow, Nakian, Nowakowski, O'Neill, Shapiro, Skigen, Spandow, Summerville, White, Zelinsky an Esposito in favor; Reps. Adams, Benyus, Cannady, Coppola, DeLuca, Figueroa, Greenberg, Loglisci, Mirkin, Pavia, Pia and Layton opposed) (See [RCS Vote Record No. 535](#)).

Upon motion duly made and seconded and approved by unanimous voice vote, the Secondary Committee Report was waived.

*Suspension of Rules:*

Upon motion duly made and seconded, the Committee voted unanimously to suspend its rules to take up the following item.

- |                             |  |   |
|-----------------------------|--|---|
| 12. <a href="#">F26.419</a> | RESOLUTION; accepting a gift up to \$250,000 from Aquarion Water Company of Connecticut toward the Northeast Sewage Disposal Project.<br>06/25/04 – Submitted by Mayor Dannel P. Malloy<br>06/28/04 – Committee approved 10-0-0<br>07/08/04 – Approved by Board of Finance | <b>APPROVED<br/>BY<br/>UNANIMOUS<br/>VOICE VOTE</b> |
|-----------------------------|--|---|

Chair Skigen explained that the Aquarion Water Company is willing to donate 35% of the cost of this project, up to a maximum of \$250,000. This arrangement was negotiated between the City and Aquarion, and will allow Aquarion to hook up to the sewer line that the City is installing.

Upon motion duly made and seconded, the Consent Agenda, consisting of Item Nos. 1 through 8 and 10, was approved by unanimous voice vote.

**LEGISLATIVE & RULES COMMITTEE: Maria Nakian, Chair**



amending the Code of Ethics and other sections of the Code of Ordinances relating to gifts. **COMMITTEE**  
 03/03/04 – Submitted by the Democratic Caucus  
 03/22/04 – Held in Committee  
 04/07/04 – Held in Committee  
 05/18/04 – No quorum  
 06/07/04 – No action taken  
 06/21/04 – Held in Committee

**PERSONNEL COMMITTEE:** **Sanchia Spandow, Co-Chair**  
 ([Attendance](#)) **Mary Lisa Fedeli, Co-Chair**  
 ([Votes](#)) Meeting: Wednesday, June 23, 2004  
 7:00 p.m. – Democratic Caucus Room  
 - - and -  
 ([Attendance](#)) Meeting: Tuesday, July 6, 2004  
 6:30 p.m. – Democratic Caucus Room

Co-Chair Spandow reported that the Personnel Committee met on Wednesday, June 23, 2004. Present were Committee Member Reps. Fedeli, Spandow, Boccuzzi, Cannady, Pavia and Skigen; excused were Reps. Browne, Figueroa, Loglisci, Pia and McCullen. Also attending were Tom Cassone, Director of Legal Affairs; Fred Manfredonia of Human Resources and Dennis Murphy, candidate for the Director of Human Resources.

The committee also met on Tuesday, July 6, 2004. Present were Committee Member Reps. Boccuzzi, Browne, Cannady, Fedeli, Pavia, Loglisci, Skigen, Spandow. Also present were Reps. Coppola and DeLuca.

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|----------------------------|---|--|
| 1. <a href="#">P26.057</a> | PROPOSED ORDINANCE; <b>for publication</b> ;<br>establishing benefits for pay plan employees<br>05/17/04 – Submitted by Fred Manfredonia<br>07/06/04 – Committee approved 8-0-1 | <b>APPROVED<br/>     BY MACHINE<br/>     VOTE 31-1-1</b> |
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Co-Chair Spandow moved Item No. 1; said motion was seconded and approved by a machine vote of 31-1-1 (Reps. Adams, Benyus, Boccuzzi, Browne, Cannady, Clear, Coppola, Day, Esposito, Fedeli, Figueroa, Giordano, Kernan, Lyons, Martin, McDermott, Mitchell, Molgano, Morrow, Nakian, Nowakowski, O’Neill, Pavia, Pia, Shapiro, Skigen, Spandow, Summerville, Layton, White and Zelinsky in favor; Rep. DeLuca opposed; Rep. Loglisci abstaining) (See [RCS Vote Record No. 540](#)).

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| 2. <a href="#">P26.058</a> | REJECTION; of a proposed one-year extension of<br>a bargaining agreement with the International<br>Association of Firefighters Local #786. | <b>APPROVED<br/>     BY MACHINE<br/>     VOTE</b> |
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06/08/04 – Submitted by Mayor Dannel P. Malloy  
06/30/04 - To be considered by Board of Finance  
07/06/04 – Committee approved 1-8-0

**(rejected 8-27-0)**

Co-Chair Spandow moved Item No. 2; said motion was seconded.

Rep. Pavia stated that because the City was unable to negotiate a contract, a one-year extension of the present contract was presented tonight. Mr. Pavia stated the 3% increase exceeds the cost of living. Mr. Pavia stated that the City should wait until the new Director of Human Resources can negotiate a new contract.

Rep. Skigen stated that holding the contract would be the equivalent of accepting it. The Board has 45 days from the point of which a tentative agreement is reached to reject it. If it is not rejected within those 45 days it is approved. If it was rejected, we would be sending it to arbitration, which would cost money and could conceivably yield a worse result than the 3% increase. Mr. Skigen felt that the 3% was in line with municipalities across the state. Mr. Skigen stated it would be unwise to send the new director into arbitration over a ½ or ¼ percent difference in increase.

Rep. Lyons stated that the Board of Finance issues a positive advisory, and although he wishes to be fiscally prudent, he does not view a 3% increase as being excessive or wasteful in any manner. Rep. Lyons commended the Firefighters Union and the City in coming to an extension based on the fact that Mr. Stover recently passed away.

Rep. Browne stated that he agrees with Mr. Skigen that at this point it is prudent to agree to the contract, but wanted to remind everyone that the median income in the City of Stamford dropped during the last couple of years and taxpayers are taking home less money and that to automatically buy into a 3% increase is not something the Board should consider. The alternative way of approaching this would have to not have entered into any agreement at all until a negotiator had been hired, and then if different amounts were agreed upon, a retroactive payment could have been made.

Rep. DeLuca agreed with Mr. Pavia, and stated that the arbitration awards recently have been to the city's benefit.

The item was approved by a machine vote of 8-27-0 on A MOTION TO REJECT the contract (Reps. Benyus, Coppola, Day, DeLuca, Greenberg, Mirkin, Pavia and Pia voting to reject the contract; Reps. Adams, Boccuzzi, Browne, Cannady, Clear, Esposito, Fedeli, Figueroa, Giordano, Kernan, Loglisci, Lyons, martin, McDermott, Mitchell, Molgano, morrow, Nakian, Nowakowski, O'Neill, Shapiro, Skigen, Spandow, Summerville, Layton, White and Zelinsky voting not to reject the contract) (See [RCS Vote Record No. 537](#)).

*Suspension of the Rules:*

Co-Chair Spandow moved to suspend the rules to take up Item No. 3; said motion was seconded and approved by unanimous voice vote.

3. [P26.059](#) APPROVAL; of an employment contract for the Director of Personnel & Human Resources. **APPROVED BY MACHINE VOTE (35-0-0)**  
06/08/04 – Submitted by Mayor Dannel P. Malloy  
07/06/04 – Committee approved 9-0-0

Co-Chair Spandow stated that Mr. Murphy attended the meeting. Mr. Cassone reported there were 63 resumes for the position, ten top candidates were selected and 7 of those 10 appeared for the interview. Mr. Murphy was the only candidate that actually had municipal government experience. Mr. Murphy would come in at the midrate of the salary point, it is a 5-year contract, and on the salary, Mr. Murphy was actually offered a higher amount, but he did accept a lesser amount – the midrange point. Mr. Murphy has done some consulting work for the City for the police union; he was not a candidate at that time. A background check was done twice on this individual. Because Mr. Murphy comes from Bridgeport as part of the Ganin administration, the Board should note that he was never interviewed by the FBI, and he was never called as a witness.

Co-Chair Spandow moved to approve the contract; said motion was seconded.

Rep. Zelinsky stated that Mr. Murphy graduated from Fairfield University with a B.A. in political science and he graduated Boston University School of Law, and he did not major in any way in Human Relations or Personnel.

Rep. Lyons stated that this individual has more qualifications on his resume than Director Stover did when he appeared before the Board.

A motion to move the question was made and seconded and approved by a machine vote of 34-1-0 (Rep. Zelinsky opposed) (See [RCS Vote Record No. 538](#)).

The motion to approve the contract was approved by a machine vote of 35-0-0 (See [RCS Vote Record no. 539](#)).

**LAND USE COMMITTEE:**  
([Attendance](#))

**Patrick White, Co-Chair**  
**Harry Day, Co-Chair**  
Meeting: Monday, June 28, 2004  
7:30 p.m. – Republican Caucus Room

Co-Chair White reported that the Land Use Committee met on Monday, June 28, 2004. There was no quorum, so the Committee met informally. Present were Committee Member Reps. Day, Greenberg, Loglisci, Nakian and White; excused were Reps. Benyus, Boccuzzi, Mitchell, Shapiro, Spandow and Summerville. Other representatives present were Adams, DeLuca, O'Neill and Zelinsky.

1. LU26.049      **PROPOSED ORDINANCE; for publication;**      **REPORT**  
amending Chapter 146 of the Code of Ordinances      **MADE**  
to provide a fine for property owners with illegal  
units within their dwellings.  
01/06/04 – Submitted by Rep. DeLuca  
01/27/04 – Meeting Cancelled  
02/17/04 – No action reported  
03/01/04 – Report Made  
03/29/04 – Held in Committee 9-0-0  
04/07/04 – Held in Committee  
05/24/04 – Held in Committee  
06/07/04 – Held in Committee  
06/28/04 – No quorum

Co-Chair White reported that a meeting was held to review the issue of civil penalties. The general conclusion was that the city's present procedure for zoning enforcement is legally adequate. The issue is one of zoning enforcement, and the problem is a lack of funding and manpower. The City must properly fund the office and aggressively pursue zoning violations. The item was held.

2. LU26.047      **REVIEW;** of the feasibility of instituting an      **REPORT**  
architectural review board or commission as part of      **MADE**  
the land use permitting process.  
11/14/03 – Submitted by Reps. Browne & O'Neill  
12/22/03 – Held in Committee  
01/05/04 – Held in Committee  
01/27/04 – Meeting Cancelled  
02/17/04 – No action reported  
03/01/04 – Report Made  
03/29/04 – No action reported  
04/07/04 – Held in Committee  
05/24/04 – Held in Committee  
06/07/04 – Held in Committee  
06/28/04 – No quorum

Co-Chair White stated that a subcommittee has been formed to review this complicated matter.

**OPERATIONS COMMITTEE:      John R. Zelinsky, Co-Chair**

No meeting; No Report.

**PUBLIC SAFETY &  
HEALTH COMMITTEE:**

**Richard Lyons II, Chair  
Gail Clear, Vice Chair**

No meeting; No report.

**PARKS AND  
RECREATION COMMITTEE:**

**Linda Cannady, Co-Chair  
Steve McDermott, Co-Chair**

1. PR26.064      REVIEW; Mill River and Mill Pond Habitat and      **NO REPORT**  
Restoration Project and recreational components  
of the plan.  
05/10/04 – Submitted by Rep. Pavia

*Secondary Committee: Land Use*

**EDUCATION COMMITTEE:**  
[\(Attendance\)](#)

**Brian O'Neill, Co-Chair  
Thomas Hunter, Co-Chair**  
Meeting: Wednesday, June 30, 2004  
7:30 p.m. – Republican Caucus Room

Co-Chair O'Neill reported that the Education Committee met jointly with the State & Commerce Committee to address the review of reimbursement activity. Tom Cassone, Sandy Dennies and Bill McManus were present. This will be an ongoing project with a report at the end of the Committee's discussion on this item.

**STATE & COMMERCE COMMITTEE:**  
[\(Attendance\)](#)  
[\(Report\)](#)

**Jim Shapiro, Chair  
John Morrow, Vice Chair**  
Meeting: Wednesday, June 30, 2004  
7:30 p.m. – Republican Caucus Room

Chair Shapiro reported that the State & Commerce Committee met on Wednesday, June 30, 2004. Present were Reps. Shapiro, Morrow, Molgano, Spandow, Mirkin, Day, Fedeli, O'Neill, Hunter, Esposito, Browne and Zelinsky.

1. SC26.006      REVIEW; reimbursement and allocation of funding      **REPORT  
MADE**  
for the City of Stamford with regard to grants and

direct reimbursements.  
06/09/04 – Submitted by 26<sup>th</sup> Board  
06/30/04 – Report Made

*Co-Committee: Education*

Co-chair Shapiro stated that the report will be forthcoming as mentioned above.

2. [SC26.007](#) REVIEW: Aquarion Water Company's requested 14%-72% rate hike before the State Department of Public Utility Control, and Aquarion's long term water facility and supply plans for Stamford. **REPORT MADE**  
06/09/04 – Submitted by 26<sup>th</sup> Board  
06/30/04 – Report Made

Co-Chair Shapiro stated that a report has been given to all representatives.

#### **HOUSING/COMMUNITY DEVELOPMENT/**

**SOCIAL SERVICES COMMITTEE:** Elaine Mitchell, Chair  
Philip Giordano, Vice Chair

**TRANSPORTATION COMMITTEE:** Robert “Gabe” DeLuca, Chair  
John Fahan, Vice Chair

No meeting; No Report.

#### **SPECIAL COMMITTEES**

**CHARTER COMMITTEE:** Maria Nakian, Co-Chair  
Robert “Gabe” DeLuca, Co-Chair

1. Charter Revision questions for the November 2, 2004 ballot. **NO REPORT**  
06/14/04 – Submitted by Steering Committee

**EDUCATION BUDGET COMMITTEE:** Randall Skigen, Chair

## RESOLUTIONS

1.                    [SENSE OF THE BOARD RESOLUTION:](#)                    **APPROVED BY**  
                         congratulating St. John Evangelist Roman                    **UNANIMOUS**  
                         Catholic Church on their 150th Anniversary.                    **VOICE VOTE**  
                         06/14/04 – Submitted by Rep. Zelinsky

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

2.                    [SENSE OF THE BOARD RESOLUTION;](#) thanking                    **APPROVED BY**  
                         the Westhill Junior ROTC Color Guard and the                    **UNANIMOUS**  
                         Westhill High School Choir.                    **VOICE VOTE**  
                         06/15/04 – Submitted by Rep. Mirkin

Upon motion duly made and seconded, the resolution was approved by unanimous voice vote.

## MINUTES

1.                    [June 7, 2004 Regular Board Meeting](#)                    **HELD**
2.                    [June 14, 2004 Special Board Meeting](#)                    **HELD**

## COMMUNICATIONS

1.                    Rep. DeLuca stated he is still waiting to confirm the date for the softball game.

## OLD BUSINESS

## NEW BUSINESS

## ADJOURNMENT

Upon motion duly made and seconded and approved by unanimous voice vote, the meeting was adjourned at 11:09 p.m.