



## **Legislative & Rules Committee – Board of Representatives**

Eileen Heaphy, Chair

Elise Coleman, Vice Chair

# **Committee Report**

**Date:** Monday, July 24, 2017

**Time:** 7:00 p.m.

**Place:** Democratic Caucus Room, 4<sup>th</sup> Floor Government Center, 888 Washington Boulevard, Stamford, CT

The Legislative & Rules Committee meet as indicated above. In attendance were Chair Heaphy and Committee Member Reps. Day, Mitchell, Nabel, Okun, Ryan, Silver and Zelinsky. Absent or excused was Committee Member Rep. Coleman. Also present were Reps. Coppola, Fedeli and McMullen; Kathryn Emmet, Corporation Counsel; and Deborah Billington.

Chair Heaphy called the meeting to order at 7:00 p.m.

<b>Item No.</b>	<b>Description</b>	<b>Committee Action</b>
11. <a href="#">LR29.086</a>	ORDINANCE, <u>for public hearing and final adoption</u> ; Amending § 21-1 of the Stamford Code of Ordinances to Allow Stamford Helping Paws to Name Areas, Facilities and Structures of the Stamford Animal Control and Care Center. 06/06/17 – Submitted by Mayor Martin and Rep. Heaphy 06/27/17 – Approved by Committee for publication	<b>Approved 8-0-0</b>

Chair Heaphy opened the public hearing. There being no members of the public wishing to speak, the public hearing was closed.

Ms. Emmett discussed this ordinance with the Committee as follows:

- Stamford Helping Paws is a d/b/a/ for the Stamford Animal Control Center Animal Relief Fund
- SHP is a Connecticut non-profit corporation formed by the City in 2014 as a tax exempt organization whose sole purpose is to accept and raise funds for the Stamford Animal Control Center because a donation directly to the City would not necessarily be guaranteed to be used for charitable purposes and large donors want to make tax deductible contributions to the ACC
- The Mayor, the Director of Public Safety and the Director of Administration are ex officio members of the board
- SHP will facilitate the ability to raise money for the ACC
- Any money disbursed to the City from Paws to be used for the ACC would go through the usual gift approval and appropriation processes

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<sup>1</sup> Video Time Stamp 00:00:12

- The formation of SHP does not require Board approval, but she will look at whether any further steps need to be taken, such as any formal agreement between the City and SHP
- She believes there is a similar non-profit entity used to receive funds for the summer student intern program
- The City will retain ownership of the ACC and it will continued to be managed by the Police Department
- The City retains all control over the ACC and any construction of the ACC
- The City has the authority to create this entity (Rep. McMullen asked that she provide the Board office with this authority).
- This is similar to PTOs and Parent/Teacher councils
- The City receives donations for the ACC whether or not it seeks them
- This ordinance only addresses naming rights

Chair Heaphy noted that the City will control the entire RFP process for any work done on the construction or alteration of the ACC.

A motion to approve this ordinance for final adoption was made, seconded and approved by a vote of 8-0-0 (Reps. Heaphy, Day, Mitchell, Nabel, Okun, Ryan, Silver and Zelinsky in favor).

2. [LR29.087](#)      RESOLUTION and public hearing; Amendment of      **Approved 7-0-1**  
 Lease with Congressman Himes for Office Space on  
 the 10th floor of the Stamford Government Center.  
 06/21/17 – Submitted by Mayor Martin  
 06/27/17 – Approved by [Planning Board](#)  
 07/13/17 – Held by Board of Finance

Chair Heaphy opened the public hearing. Chair Heaphy noted that this has been held by the Board of Finance. There being no members of the public wishing to speak, the public hearing was closed.

Committee members discussed the amendment with Ms. Emmett as follows:

- This amendment only changes the date of the lease to correspond with Representative Himes' new term; the prior lease has expired
- The rent is not changing
- There is a variety of rents charged for spaces in the Government Center. The City did not do an appraisal to determine fair market rent; she believes it is \$22.32/ft<sup>2</sup>. This is not a class A space. The FMV language is required by the CBO to ensure that rentals are fair deals
- The prior lease had been renegotiated after Board members were concerned that the rent was below FMV; the subsequent lease was at a higher rent than Rep. Shays had been paying

A motion to approve this resolution was made, seconded and approved by a vote of 7-0-1 (Reps. Heaphy, Day, Mitchell, Nabel, Okun, Silver and Zelinsky in favor; Rep. Ryan abstaining).

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<sup>2</sup> Video Time Stamp 00:45:15

- <sup>3</sup>3. LR29.089      REVIEW; Proposing the Ineligibility of Persons or      **Report Made**  
Entities who have Zoning or Other Pending  
Violations from Doing Business with the City of  
Stamford.  
07/12/17 – Submitted by Reps. Fedeli, Day, Ryan,  
Okun, Watkins, Coppola, McMullen, Kolenberg

Rep. Fedeli explained that the purpose of this review was to determine if there is any way to prevent businesses who have numerous enforcement violations with the City from doing business with the City until the violations are cleaned up.

Ms. Emmett noted that

- State law governs what the City can do. In particular, CGS §7-148w discusses the ability of municipalities to disqualify contractors from bidding on municipal contracts. All of these reasons relate to bad behavior as to contracting
- There is substantial litigation about excluding a bidder who is the lowest qualified bidder from receiving an award and it appears that denial can only be based on contract performance
- The provision in the purchasing ordinance for a set-off for property taxes owed is also based upon State law
- There is an obligation to the taxpayers to accept the lowest qualified bidder
- The most likely recourse would be to see if the state statute could be amended

Chair Heaphy adjourned the meeting at 8:30 p.m.

Respectfully submitted,  
Eileen Heaphy, Chair

This meeting is on [video](#).

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<sup>3</sup> Video Time Stamp 00:56:45