

**CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
OF THE CITY COUNCIL  
DECEMBER 15, 2008**

**ATTENDANCE:** Andre Baker, Chair; Richard Paoletto, Robert Curwen,  
Council President Thomas McCarthy

**CALL TO ORDER**

Council Member Baker called to order at 6:14 p.m.

- 1) **Proposed amendments to the Municipal Code of Ordinances, Title 12 – Streets, Sidewalks, and Public Places, amend to add new Chapter 12.60 Streetlight Installation. (Item # 195-07)**

Chairman Baker opened the hearing and asked if there was anyone present in favor of the matter three times. No one present came forward. He then asked if there was anyone present who was against the matter three times. No one present came forward.

**\*\* COUNCIL MEMBER CURWEN MOVED TO CLOSE THE PUBLIC HEARING ON AGENDA ITEM 195-07 PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, TITLE 12 – STREETS, SIDEWALKS, AND PUBLIC PLACES, AMEND TO ADD NEW CHAPTER 12.60 STREETLIGHT INSTALLATION.**

**\*\* COUNCIL MEMBER PAOLETTO SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

- 2) **Proposed amendments to the Municipal Code of Ordinances, Chapter 15.12 Housing Code, amend Section 15.12.410 Board of Condemnation Continued. (Item # 213-07)**

Chairman Baker opened the hearing and asked if there was anyone present in favor of the matter three times. No one present came forward. He then asked if there was anyone present who was against the matter three times. No one present came forward.

**\*\* COUNCIL MEMBER PAOLETTO MOVED TO CLOSED THE PUBLIC HEARING ON AGENDA ITEM # 213-07 PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, CHAPTER 15.12 HOUSING CODE, AMEND SECTION 15.12.410 BOARD OF CONDEMNATION CONTINUED.**

**\*\* COUNCIL MEMBER CURWEN SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

- 3) Proposed amendments to the Municipal Code of Ordinances, Title 12 – Street, Sidewalks, and Public Places, amend to add language to Section 12.16.210 Permit to occupy portion of street-Issuance authorized. (Item # 224-07)

Chairman Baker opened the hearing and asked if there was anyone present in favor of the matter three times. No one present came forward. He then asked if there was anyone present who was against the matter three times. No one present came forward.

**\*\* COUNCIL MEMBER PAOLETTO MOVED TO CLOSE THE PUBLIC HEARING ON AGENDA ITEM 224-07 PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, TITLE 12 – STREET, SIDEWALKS, AND PUBLIC PLACES, AMEND TO ADD LANGUAGE TO SECTION 12.16.210 PERMIT TO OCCUPY PORTION OF STREET-ISSUANCE AUTHORIZED.**

**\*\* COUNCIL MEMBER CURWEN SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

#### **ADJOURNMENT**

**\*\* COUNCIL MEMBER CURWEN MOVED TO ADJOURN.  
\*\* COUNCIL PRESIDENT MCCARTHY SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 6:20 p.m.

Respectfully submitted

Sharon L. Soltes  
Telesco Secretarial Service

**CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
REGULAR MEETING  
DECEMBER 29, 2008**

**ATTENDANCE:** Richard Paoletto, Chair; Andre Baker; Richard Bonney,  
Daniel Martinez,

**OTHER:** Nestor Nkwo, Finance Department; Atty. Mark Anastasi

**CALL TO ORDER**

Chairman Paoletto called the meeting to order at 6:14 p.m.

**APPROVAL OF MINUTES NOVEMBER 25, 2008; DECEMBER 15, 2008  
PUBLIC HEARING**

**\*\* COUNCIL MEMBER BAKER MOVE TO APPROVE THE MINUTES FOR  
THE NOVEMBER 25, 2008 AND DECEMBER 15, 2008 PUBLIC HEARING.  
\*\* COUNCIL MEMBER BONNEY SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY**

**225-07 Proposed amendments to the Municipal Code of Ordinances, Title 8  
Health and Safety, amend to add new language relating to fees.**

Mr. Nkwo gave a brief overview of the proposal for the increase in fees for residential fire alarms. A discussion about whether this ordinance applied to residential structures. The discussion then moved to the question of why there was another ordinance in the book already about this issue.

**\*\* COUNCIL MEMBER MARTINEZ MOVED TO TABLE AGENDA ITEM 225-  
07 PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF  
ORDINANCES, TITLE 8 HEALTH AND SAFETY, AMEND TO ADD NEW  
LANGUAGE RELATING TO FEES.  
\*\* COUNCIL MEMBER SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

Chairman Paoletto requested that this be put on the consent calendar.

**226-07 Proposed amendments to the Municipal Code of Ordinances, amend  
Chapter 12.28 Park Use Regulations to add new language relating to fees.**

Atty. Anastasi explained that the Parks Board has not yet formally voted and will not meet until January 13th, but would like the Committee to approve the resolution and bring it to the Council floor as the Parks Board is in favor of it. Council Member Brantley asked about the details of this fee and the reasons for it. Mr. Nkwo briefly outlined the fact that the fields need continual maintenance because of the high level of usage. Council Member Martinez asked if the fee was per league or per team. Atty. Anastasi said that it was \$100 per team for the year. Council Member Martinez then asked about guest teams playing the home teams on the field. Atty. Anastasi said that he did not have a clear answer, but believed the guest teams would not have to pay because they were only playing one time. The discussion then moved to the details about this because there were out of town teams that play regularly on the fields.

**\*\* COUNCIL MEMBER BRANTLEY MOVED TO APPROVE AGENDA ITEM 226-07 PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, AMEND CHAPTER 12.28 PARK USE REGULATIONS TO ADD NEW LANGUAGE RELATING TO FEES.**

**\*\* COUNCIL MEMBER BONNEY SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Chairman Paoletto requested that this be put on the consent calendar.

**08-08 (235-07) Proposed amendments to the Municipal Code of Ordinances, Title 9 Public Peace and Welfare, amend Chapter 9.04 Offenses Against Public Peace and Chapter 9.16 Weapons.**

Mr. Nkwo reviewed the details of the proposed ordinance regarding drug trafficking. Atty. Anastasi said that the general Statutes 147 included municipality to charge penalties up to \$100. Now the amount has been change by the State to \$250.

The second proposal was an increase in the registration fee for weapons permit from \$5.00 to \$35.00.

**\*\* COUNCIL MEMBER BAKER MOVED TO APPROVE AGENDA ITEM 08-08 (235-07) PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, TITLE 9 PUBLIC PEACES AND WELFARE, AND AMEND CHAPTER 9.04 OFFENSES AGAINST PUBLIC PEACE AND CHAPTER 9.16 WEAPONS.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Chairman Paoletto requested that this be put on the consent calendar.

**09-08 (236-07) Proposed amendments to the Municipal Code of Ordinances, Title 15**

**Buildings and Construction, amend Chapter 15.32 Signs.**

Atty. Anastasi reviewed the fee increases in the resolution. He reminded everyone that this ordinance was already on the books, but said that he would like to confer with the Planning and Zoning Office because they have jurisdiction over signage. Council Member Baker said that he would like to see the fee increased.

**\*\* COUNCIL MEMBER BAKER MOVED TO AMEND AGENDA ITEM 09-08 (236-07) PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, TITLE 15 BUILDINGS AND CONSTRUCTION AMEND CHAPTER 15.32 SIGNS BY AMENDING CHAPTER 15.32.160 PENALTIES FROM:**

**15.32.160 PENALTY**

**ANY PERSON, MAINTAINING ANY SIGN CONTRARY TO THE PROVISIONS OF THIS CHAPTER, SHALL BE FINED AS PROVIDED IN CHAPTER 1.12 OF THIS CODE FOR EACH DAY, OR PART THEREOF, THAT SUCH SIGN SHALL BE MAINTAINED. ANY OTHER PERSON WHO SHALL VIOLATE ANY PROVISION OF THIS CHAPTER SHALL BE FINED [TWENTY-FIVE DOLLARS (\$25.00)] SEVENTY-FIVE DOLLARS (\$75.00) FOR EACH OFFENSE. IN ADDITION TO THE CRIMINAL PENALTIES IMPOSED UNDER THIS CODE, THE BUILDING OFFICIAL IS EMPOWERED TO REVOKE ANY LICENSE GRANTED UNDER THIS CHAPTER TO ANY PERSON WHO SHALL VIOLATE ANY OF THE PROVISIONS THEREOF. (PRIOR CODE § 26.5-16)**

**TO:**

**15.32.160 PENALTY**

**ANY PERSON, MAINTAINING ANY SIGN CONTRARY TO THE PROVISIONS OF THIS CHAPTER, SHALL BE FINED AS PROVIDED IN CHAPTER 1.12 OF THIS CODE FOR EACH DAY, OR PART THEREOF, THAT SUCH SIGN SHALL BE MAINTAINED. ANY OTHER PERSON WHO SHALL VIOLATE ANY PROVISION OF THIS CHAPTER SHALL BE FINED [TWENTY-FIVE DOLLARS (\$25.00)] TWO HUNDRED AND FIFTY DOLLARS (\$250.00) FOR EACH OFFENSE. IN ADDITION TO THE CRIMINAL PENALTIES IMPOSED UNDER THIS CODE, THE BUILDING OFFICIAL IS EMPOWERED TO REVOKE ANY LICENSE GRANTED UNDER THIS CHAPTER TO ANY PERSON WHO SHALL VIOLATE ANY OF THE PROVISIONS THEREOF. (PRIOR CODE § 26.5-16)**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

**\*\* COUNCIL MEMBER MARTINEZ MOVED TO APPROVE AGENDA ITEM  
AGENDA ITEM 09-08 (236-07) PROPOSED AMENDMENTS TO THE  
MUNICIPAL CODE OF ORDINANCES, TITLE 15 BUILDINGS AND  
CONSTRUCTION AMEND CHAPTER 15.32 SIGNS AS AMENDED.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

**10-08 (237-07) Proposed amendments to the Municipal Code of Ordinances, Title 12  
Streets, Sidewalks and Public Places, amend Chapter 12.08 Street, Sidewalks and  
Driveway Construction and Maintenance and Chapter 12.12 Excavation.**

Mr. Nkwo reviewed the details of the changes in the fees with the Committee.

**\*\* COUNCIL MEMBER BAKER MOVED TO AMEND AGENDA ITEM 10-08  
(237-07) PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF  
ORDINANCES, TITLE 12 STREETS, SIDEWALKS AND PUBLIC PLACES,  
AMEND CHAPTER 12.08 STREET, SIDEWALKS AND DRIVEWAY  
CONSTRUCTION AND MAINTENANCE AND CHAPTER 12.12 EXCAVATION  
SECTION 12.12.110 FROM:**

**ARTICLE II PERMITS**

**12.12.110 EXCAVATION PERMIT FOR STREET OPENINGS WHERE  
PAVEMENT IS LAID- FEE.**

**A FEE OF [TWENTY DOLLARS (\$20.00)] SEVENTY-FIVE DOLLARS (\$75.00)  
FOR EACH EXCAVATION PERMIT FOR COMBINED SEWERS AND A FEE  
OF [SEVENTY-FIVE DOLLARS (\$75.00)] ONE HUNDRED DOLLARS (\$100.00)  
FOR EACH EXCAVATION PERMIT FOR STORM AND SANITARY SEWERS  
SHALL BE PAID TO THE DIRECTOR OF PUBLIC FACILITIES FROM  
PERMITS GRANTED BY HIS UNDER SECTION 12.12.100 (ORD. DATED  
12/21/92 §75(f); PRIOR CODE §27-63)**

**TO:**

**ARTICLE II PERMITS**

**12.12.110 EXCAVATION PERMIT FOR STREET OPENINGS WHERE  
PAVEMENT IS LAID- FEE.**

**A FEE OF [TWENTY DOLLARS (\$20.00)] ONE HUNDRED DOLLARS (\$100.00) FOR EACH EXCAVATION PERMIT FOR COMBINED SEWERS AND A FEE OF [SEVENTY-FIVE DOLLARS (\$75.00)] ONE HUNDRED DOLLARS (\$100.00) FOR EACH EXCAVATION PERMIT FOR STORM AND SANITARY SEWERS SHALL BE PAID TO THE DIRECTOR OF PUBLIC FACILITIES FROM PERMITS GRANTED BY HIS UNDER SECTION 12.12.100 (ORD. DATED 12/21/92 §75(f); PRIOR CODE §27-63)**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

**\*\* COUNCIL MEMBER BAKER MOVED TO APPROVE AGENDA ITEM 10-08 (237-07) PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, TITLE 12 STREETS, SIDEWALKS AND PUBLIC PLACES, AMEND CHAPTER 12.08 STREET, SIDEWALKS AND DRIVEWAY CONSTRUCTION AND MAINTENANCE AND CHAPTER 12.12 EXCAVATION AS AMENDED.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

**11-08 (238-07) Proposed amendments to the Municipal Code of Ordinances, Chapter 10.12 Stopping, Standing and Parking Generally, amend Section 10.12.010 Restrictions on stopping or parking generally - Violations -Penalties - Exemption.**

Mr. Nkwo explained that there had been an error in the original proposal and the new proposal had been corrected and approved by the Police Board of Commissioners.

**\*\* COUNCIL MEMBER BRANTLEY MOVED TO APPROVE AGENDA ITEM 11-08 (238-07) PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, CHAPTER 10.12 STOPPING, STANDING AND PARKING GENERALLY, AMEND SECTION 10.12.010 RESTRICTIONS ON STOPPING OR PARKING GENERALLY - VIOLATIONS -PENALTIES - EXEMPTION.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

Chairman Paoletto requested that this be put on the consent calendar.

A brief discussion then followed about a recommendation that 10.12.060 fine be increased to \$250.00 and \$500.00 after 14 days. Discussion then followed about the doubling of the fine after 14 days. Chairman Paoletto said that the Committee wished to see this discussed by the Police Commission and possibly increased.

**14-08 (241-07) – Proposed amendments to the Municipal Code of Ordinances, Chapter 10.26. Municipal Accident Towers, amend Section 10.26.140 Fees.**

Council Member Martinez expressed concerns about the increase in the fees being passed down to the vehicle owners. Mr. Nkwo pointed out that the other City administrative towing fees for abandoned vehicles and vehicles involved in accidents are already \$25.00.

**\*\* COUNCIL MEMBER BAKER MOVED TO APPROVE AGENDA ITEM 14-08 (241-07) – PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, CHAPTER 10.26. MUNICIPAL ACCIDENT TOWERS, AMEND SECTION 10.26.140 FEES.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.**

**\*\* THE MOTION TIED WITH TWO IN FAVOR (BAKER AND BRANTLEY) AND TWO AGAINST (BONNEY AND MARTINEZ).**

A question arose about who received the \$25.00 administrative fee and the involvement of the booting program in the towing process.

**\*\* COUNCIL MEMBER BRANTLEY MOVED TO RECONSIDER THE QUESTION.**

**\*\* COUNCIL MEMBER BAKER SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Mr. Nkwo said that if the people who have their cars booted pay their delinquent taxes before the vehicle is towed, the boot is removed and the vehicle is not towed.

**\*\* COUNCIL MEMBER BAKER MOVED TO APPROVE AGENDA ITEM 14-08 (241-07) – PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, CHAPTER 10.26. MUNICIPAL ACCIDENT TOWERS, AMEND SECTION 10.26.140 FEES.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.**

**\*\* THE MOTION TIED WITH THREE IN FAVOR (PAOLETTO, BAKER AND BRANTLEY) AND TWO AGAINST (BONNEY AND MARTINEZ).**

**15-08 (242-07) Proposed amendments to the Municipal Code of Ordinance, Chapter 8.44 Oil Storage Plants, amend Section 8.44.140 Reports to the Fire Chief.**

Mr. Nkwo gave a brief overview of the proposed changes.

**\*\* COUNCIL MEMBER BONNEY MOVED TO APPROVE AGENDA ITEM 15-08 (242-07) PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCE, CHAPTER 8.44 OIL STORAGE PLANTS, AMEND SECTION**

**8.44.140 REPORTS TO THE FIRE CHIEF.**

**\*\* COUNCIL MEMBER BAKER SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Chairman Paoletto requested that this item be placed on the consent calendar.

**16-08 (243-07) Proposed amendments to the Municipal Code of Ordinances, Chapter 6.04 Animal Control Regulations Generally, amend section 6.04.020 Buying and Selling Live Poultry.**

Mr. Nkwo pointed out that this matter is handled by the Health Department and that the other surrounding towns, the fees have not been raised in many years.

**\*\* COUNCIL MEMBER BAKER MOVED TO APPROVE AGENDA ITEM 16-08 (243-07) PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, CHAPTER 6.04 ANIMAL CONTROL REGULATIONS GENERALLY, AMEND SECTION 6.04.020 BUYING AND SELLING LIVE POULTRY.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Chairman Paoletto requested that this item be placed on the consent calendar.

**17-08 (224-07) Proposed amendments to the Municipal Code of Ordinances, Chapter 6.04 Animal Control Regulations Generally, amend section 6.04.030 Dogs at Large – Violations – Penalty.**

Mr. Nkwo then explained that this fee had not been increased since 1989. Atty. Anastasi said that the police would be enforcing the ordinance.

Council Member Bonney asked whether or not the ordinance covered licenses. Mr. Nkwo said that he would look into this and bring something back to the Committee.

**\*\* COUNCIL MEMBER BRANTLEY MOVED TO APPROVE AGENDA ITEM 17-08 (224-07) PROPOSED AMENDMENTS TO THE MUNICIPAL CODE OF ORDINANCES, CHAPTER 6.04 ANIMAL CONTROL REGULATIONS GENERALLY, AMEND SECTION 6.04.030 DOGS AT LARGE – VIOLATIONS – PENALTY.**

**\*\* COUNCIL MEMBER BAKER SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Chairman Paoletto requested that this item be placed on the consent calendar.

**18-08 (245-07) Proposed amendment to the Municipal Code of Ordinances, Chapter 6.04 Animal Control Regulations Generally, amend Section 6.04.040 Allowing pet to defecate on public property unlawful.**

Council Member Bonney had several questions about the disposal of the feces, which Mr. Nkwo reviewed with him.

**\*\* COUNCIL MEMBER MARTINEZ MOVED TO APPROVE AGENDA ITEM 18-08 (245-07) PROPOSED AMENDMENT TO THE MUNICIPAL CODE OF ORDINANCES, CHAPTER 6.04 ANIMAL CONTROL REGULATIONS GENERALLY, AMEND SECTION 6.04.040 ALLOWING PET TO DEFECATE ON PUBLIC PROPERTY UNLAWFUL.**

**\*\* COUNCIL MEMBER BAKER SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Chairman Paoletto requested that this be placed on the consent calendar.

**\*\* COUNCIL MEMBER BAKER MOVED TO SCHEDULE A PUBLIC HEARING ON THE VARIOUS ORDINANCES AT THE NEXT, EARLIEST COUNCIL MEETING.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

There was a brief discussion regarding when the ordinances go into effect.

**\*\* COUNCIL MEMBER BAKER MOVED TO MAKE ALL THE ORDINANCES EFFECTIVE UPON PUBLICATION.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

**ADJOURNMENT**

**\*\* COUNCIL MEMBER BRANTLEY MOVED TO ADJOURN.**

**\*\* COUNCIL MEMBER BONNEY SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 7:15 p.m.

Respectfully submitted,

Sharon L. Soltes  
Telesco Secretarial Services

**ORDINANCE COMMITTEE  
CITY OF BRIDGEPORT  
TUESDAY - JANUARY 20, 2009  
6:00 P.M.**

**ATTENDANCE:** Council members: Baker, Curwen, Bonney, Paoletto

**ABSENT:** Council members: Martinez, Brantley, Crowe

Council member Paoletto called the meeting to order at 6:01 p.m.

**PUBLIC HEARINGS**

**\*\* COUNCIL MEMBER CURWEN MOVED TO CONSOLIDATE THE  
FOLLOWING ITEMS FOR APPROVAL  
\*\* COUNCIL MEMBER BAKER SECONDED**

- 1) Proposed amendments to the Municipal Code of Ordinances, Amend Chapter 12.28 Park Use Regulations to add new section relating to fees, Section 12.28.190 Adult Sports Team Registration Fees. (Item # 226-07)
- 2) Proposed amendments to the Municipal Code of Ordinances, Title 9 Public Peace and Welfare, amend Chapter 9.04 Offenses Against Public Peace and Chapter 9.16 Weapons amend various sections. [Item # 08-08 (235-07)]
- 3) Proposed amendments to the Municipal Code of Ordinances, Title 15 Buildings and Construction, Chapter 15.32 Signs amend various sections. [Item # 09-08 (236-07)].
- 4) Proposed amendments to the Municipal Code of Ordinances, Title 12 Streets, Sidewalks and Public Places, amend Chapter 12.08 Street, Sidewalk and Driveway Construction and Maintenance and Chapter 12.12 Excavations amend various sections. [Item #10-08 (237-07)]
- 5) Proposed amendments to the Municipal Code of Ordinances, Chapter 10.12 Stopping, Standing and Parking Generally, amend Section 10.12.010 Restrictions on stopping or parking generally Violations-Penalties-Exemption. [Item #11-08 (238-07)]

- 6) Proposed amendments to the Municipal Code of Ordinances, Chapter 10.26 Municipal Accident Towers, amend Section 10.26.140 Fees. [Item #14-08 (241-07)]
- 7) Proposed amendments to the Municipal Code of Ordinances, Chapter 8.44 Oil Storage Plants, amend Section 8.44.140 Reports to Fire Chief. [Item #15-08 (242-07)]
- 8) Proposed amendments to the Municipal Code of Ordinances, Chapter 6.04 Animal Control Regulations Generally, amend Section 6.04.020 Buying and selling live poultry. [Item #16-08 (243-07)]
- 9) Proposed amendments to the Municipal Code of Ordinances, Chapter 6.04 Animal Control Regulations Generally, amend Section 6.04.030 Dogs at large – Violations - Penalty. [Item #17-08 (244-07)]
- 10) Proposed amendments to the Municipal Code of Ordinances, Chapter 6.04 Animal Control Regulations Generally, amend Section 6.04.040 Allowing pet to defecate on public property unlawful. [Item #18-08 (245-07)]

Council member Paoletto asked if there was anyone to speak in favor  
Council member Paoletto asked if there was anyone to speak in opposition  
Hearing none, the public hearings were closed

\*\* MOTION PASSED UNANIMOUSLY

#### ADJOURNMENT

\*\* COMMISSIONER CURWEN MADE A MOTION TO ADJOURN  
\*\* COMMISSIONER BAKER SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

The meeting was adjourned at 6:05 p.m.

Respectfully submitted,

Diane Graham  
Telesco Secretarial Services

**CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
REGULAR MEETING  
FEBRUARY 24, 2009**

**ATTENDANCE:** Richard Paoletto, Chair; Richard Bonney, Yvette Brantley

**OTHERS:** Deputy Fire Chief R. W. Petrucelli; Atty. Ron Pacacha,  
Atty. Mark Anastasi, City Counsel

Chairman Paoletto said that Council Member Baker and Council Member Martinez were not able to attend. At 6:15 p.m., Chairman Paoletto cancelled the meeting due to lack of a quorum.

Respectfully submitted,

Sharon L. Soltes  
Telesco Secretarial Services

CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
MARCH 24, 2009  
6:00 P.M.

ATTENDANCE: Council members: Paoletto; co-chair, Baker; co-chair, Martinez, Bonney

OTHERS: Deputy Fire Chief Petrucelli, L. Haig, Sr. Planner, OPED,  
J. Urquidi, Engineering Department

ASSOCIATE CITY ATTORNEY: R. Pacacha

Co-chair Paoletto called the meeting to order at 6:23 p.m.

Approval of Minutes: December 29, 2008; Public Hearing January 20, 2009  
\*\* COUNCIL MEMBER MARTINEZ MOVED TO ACCEPT THE MINUTES  
\*\* COUNCIL MEMBER BAKER SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

**225-07 Proposed amendments to the Municipal Code of Ordinances, Title 8 Health and Safety,  
amend to add new language relating to fees, new Chapter 8.13 Fire alarm system fees**

Mr. Nestor Nkwo, Finance Department stated that they were trying to control the abuse of fire alarms by neglect. He explained that it costs time and money to activate a false alarm. So after there are four (4) incidents, the fee will be \$99.00; however, the fire department will still respond to an alarm. He further noted that a lot of the false alarms occurred due to cooking smoke or other reasons, so there will be a warning before the \$99.00 fee is attached.

Council member Paoletto asked if there was currently any provision for false alarms. Deputy Fire Chief Petrucelli replied no.

Council member Paoletto commented that applying a fee was a common practice other city departments.

Council member Martinez asked if the new fee could be applied up to seven times a year. Deputy Fire Chief Petrucelli said it could be within a 12-month time span.

Council member Bonney asked what the pattern of occurrences was. Mr. Nestor said the figure was from zero to three times, the person will get a warning letter. He clarified that they intended to follow the same pattern as they would for a regular alarm.

\*\* COUNCIL MEMBER BAKER MOVED TO APPROVE  
\*\* COUNCIL MEMBER MARTINEZ SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

\*Consent calendar

**38-08 Proposed amendments to the Municipal Code of Ordinances amend Chapter 2.42 Fire Department amend to add new Section 2.42.190 Collection of Fees for Special Services at Fires, Rescues and Hazardous Material Responses**

Deputy Fire Chief Petrucelli stated the collection of fees has been done since 2005 on a limited basis for billing insurance for responses to car fires, fluid spills etc. If it's the property of the automobile insured, they pay the fee to the fire department. They are looking to expand the service and add structure fires also, doing so will result in a source of additional revenue to the city.

*Information was distributed that was written by one of the city attorney's; the information contained the proposed fee schedule.*

Council member Paoletto asked what happened in the case of no insurance. Deputy Fire Chief Petrucelli said that when they respond to a car fire and there is no insurance, then the department doesn't get paid for the incident.

Council member Paoletto said then the matter pertained to insurance companies only. Deputy Fire Chief Petrucelli said yes. Associate City Attorney Pacacha added that at times, they will have to sue the insurance company and name the insured in the lawsuit, but that party will not be actually sued.

Council member Baker asked how they justified the rates. Deputy Fire Chief said that in 2005, they put out an RFP, but they only had one response from a firm that is an ambulance billing company and they recommended the fee. The fees are nationally recognized fees.

Council member Baker asked if the rates collected went directly to the fire department. Deputy Fire Chief said the revenue went to the Comptroller's Department, the fire department doesn't keep the money; it goes into the general fund.

Deputy Fire Chief Petrucelli added that 10% is received from whatever is collected.

Council member Bonney asked if he was personally involved in an accident and the person had no insurance, and the damage is less than the deductible, is the fire department fee attached. Deputy Fire Chief Petrucelli said the premium paid through the insurance provides fire coverage. Associate City Attorney Pacacha said they only go after the responsible party involved in the accident.

Council member Martinez asked if the fee was for residential property or commercial property. Deputy Fire Chief Petrucelli said the fee was the same for both; i.e., the small structure fee will be \$500.00.

**\*\* COUNCIL MEMBER MARTINEZ MOVED TO APPROVE  
\*\* COUNCIL MEMBER BAKER SECONDED  
\*\* MOTION PASSED UNANIMIOUSLY**

**\*Consent calendar**

**\*\* COUNCIL MEMBER BAKER MOVED TO SCHEDULE A PUBLIC HEARING BEFORE THE  
NEXT CITY COUNCIL MEETING FOR ITEMS: 225-07 and 38-08**

**\*\* COUNCIL MEMBER MARTINEZ SECONDED  
\*\* MOTION PASSED UNANIMOUSLY**

**70-08 Proposed amendments to the Municipal Code of Ordinances amend to add new Chapter 15.48 Storm Water Management Manual**

Ms. Lynn Haig, Sr. Planner, OPED and John Urquidi, Engineering Dept. reviewed this item. Ms. Haig reviewed the land use policy updates. She said there was no mention in the existing regulations to oversee the issue of storm water run off; but in the new proposed regulations there is anew section dedicated to this topic. *Copies of the resolution were distributed.*

It was further stated that the Engineering Department, the Public Facilities Department and WPCA created the manual that is fairly standard and lenient to the urban community, so there were looking for approval tonight.

Mr. Urquidi added that many of the practices in the manual have already been implemented.

Council member Bonney asked about the blank paragraphs that outlined Bridgeport City Council ordinance. Ms. Haig said all the information will be filled in upon approval; she clarified that the blank spaces will be filled in to read *Engineering Department*.

Council member Paoletto stated that not having an ordinance was taken as a free for all for developers. So having an ordinance, will take a lot of things that were all over the place and allow them to add things that were corrected by the Engineering Department.

Council member Baker asked if the manual was basically for the Engineering Department. Mr. Urquidi said it was also for the WPCA Department who has been reviewing the calculations throughout the year, but the City Engineering Department will oversee everything.

Council member Bonney asked if the city will be responsible for any oversights, mismanagement, spills etc. Mr. Urquidi said the resolution doesn't address sewers; it addressed concerns about run off specifically.

Council member Paoletto clarified that the city won't be open to blame anymore and the new ordinance combines all the regulations to set what needs to be done.

Mr. Urquidi clarified that the resolution is to address run off on-site; that is regulated by the state.

**\*\* COUNCIL MEMBER BONNEY MOVED TO APPROVE  
\*\* COUNCIL MEMBER MARTINEZ SECONDED  
\*\* MOTION PASSED WITH THREE VOTES IN FAVOR AND ONE VOTE IN OPPOSITION  
(COUNCIL MEMBER BAKER)**

**\*\* COUNCIL MEMBER BAKER MOVED TO SCHEDULE A PUBLIC HEARING BEFORE THE  
NEXT CITY COUNCIL MEETING**

\*\* COUNCIL MEMBER MARTINEZ SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

ADJOURNMENT

\*\* COMMISSIONER BONNEY MOVED TO ADJOURN  
\*\* COMMISSIONER MARTINEZ SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

The meeting adjourned at 6:47 p.m.

Respectfully submitted,

Diane Graham  
Telesco Secretarial Services

CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE PUBLIC HEARING  
APRIL 6, 2009  
6:00 P.M.

ATTENDANCE: Council members: Baker, Crowe, Brantley, McCarthy (*sat in to make a quorum*)

Co-chair Council member Baker called the meeting to order at 6:12 p.m.

- 1) Proposed amendments to the Municipal Code of Ordinances, Title 8 Health and Safety, amend to add new language relating to fees, new Chapter 8.13 Fire alarm system fees. (225-07)

The co-chair asked if there was anyone to speak in favor

The co-chair asked if there was anyone to speak against

Hearing none,

\*\* COUNCIL MEMBER McCARTHY MOVED TO CLOSE THE PUBLIC HEARING

\*\* COUNCIL MEMBER CROWE SECONDED

\*\* MOTION PASSED UNANIMOUSLY

- 2) Proposed amendments to the Municipal Code of Ordinances, Chapter 2.42 Fire Department, amend to add new Section 2.42.190 Collection of Fees for Special Services at Fires, Rescues and Hazardous Material Responses. (38-08)

The co-chair asked if there was anyone to speak in favor

The co-chair asked if there was anyone to speak against

Hearing none,

\*\* COUNCIL MEMBER McCARTHY MOVED TO CLOSE THE PUBLIC HEARING

\*\* COUNCIL MEMBER CROWE SECONDED

\*\* MOTION PASSED UNANIMOUSLY

3) Proposed amendments to the Municipal Code of Ordinances amend to add new Chapter 15.48 Storm Water Management Manual. (70-08)

The co-chair asked if there was anyone to speak in favor

The co-chair asked if there was anyone to speak against

Hearing none,

\*\* COUNCIL MEMBER BRANTLEY MOVED TO CLOSE THE PUBLIC HEARING

\*\* COUNCIL MEMBER McCARTHY SECONDED

\*\* MOTION PASSED UNANIMOUSLY

#### ADJOURNMENT

\*\* COMMISSIONER BAKER MOVED TO ADJOURN

\*\* COMMISSIONER CROWE SECONDED

\*\* MOTION PASSED UNANIMOUSLY

The meeting adjourned at 6:18 p.m.

Respectfully submitted,

Diane Graham

Telesco Secretarial Services

**CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
SPECIAL MEETING  
MAY 12, 2009**

**ATTENDANCE:** Andre Baker, Co-chair; M. Evette Brantley, Brian Crowe,  
Richard Bonney, Council President McCarthy

**STAFF:** Atty. Melanie Howlett, City Attorney's Office; Thomas Coble,  
NRZ representative, Theodore Breski, NRZ member

**CALL TO ORDER**

Chairman Baker called the meeting to order at 6:12 p.m. He then introduced the members of the Committee

**43-08 Proposed amendments to the Municipal Code of Ordinances,  
Chapter 12.16 Street and Sidewalk Use Regulations, amend Section 12.16.250  
Miscellaneous acts prohibited for spelling corrections and add new paragraph  
12.16.250A Exemptions.**

Atty. Howlett then addressed the Committee and said that she had been approached by the NRZs about the trash containers. Atty. Howlett then stated that once a procedure had been set up, the groups could request approval from the Public Facilities Director rather than having to approach the Council for approval.

She added that there is one section of the City that does not have an NRZ, so she said that the area residents could ask one of the NRZs to submit the request to the Public Facilities Director for them.

Atty. Howlett said that the new ordinance included the allowance of bus shelters on the sidewalk. The public has the right to bus shelters.

Chairman Baker asked if this should have two separate section numbers. Atty. Howlett said that she had checked this with the City Clerk's Office and that they were in agreement.

Chairman Baker said that the ordinance did not indicate where the trash cans can go. Atty. Howlett said that the Public Facilities would be approving the location and clearing the permission with the property owner.

*Council President McCarthy joined the meeting at 6:20 p.m.*

Atty. Howlett added that there are already regulations that dictate where the receptacles can be located.

Chairman Baker asked about the location of the bus shelters. Atty. Howlett said that the Council must approve where the location for the shelters. She said that an RFP has gone out and before the shelter locations are finalized, the locations will come to Public Safety Committee for approval. The Council will have the final say regarding their design and where they are located.

Council Member Brantley asked if the NRZs have the right to say where the trash cans are. Atty. Howlett said that the Public Facilities Director would have to check the thirteen siting requirements before finalizing the location.

Council Member Brantley asked who would be emptying the trash cans. Atty. Howlett said that the ordinance just gave permission to have the cans. The cans that have the ads on them are being emptied by the private company and generate some income for the City. Atty. Howlett said that there was a different ordinance regarding this. She said that the Parks Department will only be having recyclable bins because they have the trash in hand.

Council Member Bonney then asked who would be responsible if someone hits one of the cans. Atty. Howlett said that the City would be responsible. Council Member Bonney said that the only people who should be placing the cans are from Public Facilities. Atty. Howlett then indicated where this was in ordinances.

Council Member Bonney asked for clarification about the bus shelters, which Atty. Howlett reviewed with him. He also expressed concern about a neighbor objecting to the placement of a trash can. Atty. Howlett said that if there was a problem the ordinance could be adjusted. It was indicated that this was designed with major corridors in mind. Mr. Coble, an NRZ representative, then explained the process for making the decision for the location of the garbage cans.

Council President McCarthy asked for clarification on the issue of removal of a bus shelter. Atty. Howlett then reminded everyone that the Council would be still have the right to remove a bus station if necessary.

Mr. Coble said that there had been extensive dialog between the NRZs and Public Facilities about the emptying of the cans that are purchased by the NRZs. Atty. Howlett said that there was no contract mentioned to her regarding this and she did not speak to the Director of Public Facilities.

Council President McCarthy then asked for clarification about who would be responsible for the removal of the trash. There are certain categories where the merchants would be

emptying the cans, all others would be emptied by Public Facilities. Discussion followed about whether there would be contracts signed between the NRZs and Public Facilities.

Council President McCarthy was able to contact the Director of Public Facilities on his cell phone.

Mr. Cobal said that whoever receives an NRZ trash can, the understanding is that person involved would maintain the can by emptying it.

Mr. Breski, a business owner and a member of the NRZ, said that it was his understanding that if he received a can from the NRZ, he would be responsible

Council President McCarthy relayed that Mr. Carroll stated that the trash cans that are currently in place are the “wrong kind” and not able to be picked up by the trucks, so must be emptied by hand.

Atty. Howlett said that there was an existing ordinance limited to merchants that requires them to keep their sidewalks clean. If someone accepts a can from the NRZ they are responsible for emptying the can into their dumpster.

Council President McCarthy suggested that the meeting being recessed until before the next Council Meeting and a public hearing be scheduled before then.

**\*\* COUNCIL PRESIDENT MCCARTHY MOVED TO ORDER A PUBLIC HEARING TO BE SCHEDULED BEFORE THE NEXT COUNCIL MEETING.  
\*\* COUNCIL MEMBER CROWE SECONDED.**

Atty. Howlett requested permission to include the term “Adopt A Trash Can Program” to distinguish this program from the ordinances that requires the merchants to keep their sidewalks clean. Discussion about the details of this proposed ordinance followed.

Mr. Breski asked how the fast food businesses found out about the ordinances. Atty. Howlett then explained that information packets to the business owners. She said that Citistat staff had just discussed this.

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Council Member Bonney asked Mr. Coble if there would be a threshold for a number of incidents before a can is removed. Atty. Howlett said that there would be enforcement. Mr. Coble said that all the NRZs want the program to succeed.

**\*\* COUNCIL PRESIDENT MCCARTHY MOVED TO RECESS UNTIL JUST BEFORE THE NEXT COUNCIL MEETING.**

**\*\* COUNCIL MEMBER BRANTLEY SECONDED.  
\*\* THE MOTION PASSED UNANIMOUSLY.**

The meeting recessed at 7:10 p.m.

Respectfully submitted

Sharon L. Soltes  
Telesco Secretarial Services.

CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
MAY 18, 2009  
5:45 P.M.

ATTENDANCE: Council members: Baker, Paoletto, Bonney,  
McCarthy (*sat in to make a quorum*)

OTHER(s): Associate City Attorney Howlett

Co-chair Baker called the meeting to order at 5:56 p.m.

**43-08** Proposed amendments to the Municipal Code of Ordinances, Chapter 12.16 Street and Sidewalk Use Regulations, amend Section 12.16.250 Miscellaneous acts prohibited for spelling corrections and add new paragraph 12.16.250A Exemptions.

Attorney Howlett reviewed the changes to ordinance outlined in *italics*. She noted that staff outlined the design and plan (*the amended ordinance was submitted to the city clerk's office*).

Attorney Howlett stated that if the ordinance was violated, it will be reviewed and civil penalties may be imposed. There could also be civil and state penalties imposed through the court. The plan was approved by Mr. Carroll's department. She stated that the trash can be removed if the party doesn't comply.

Council member McCarthy commented that the language in the ordinance was good.

**\*\* COUNCIL MEMBER McCARTHY MOVED TO APPROVE**

**\*\* COUNCIL MEMBER BONNEY SECONDED**

**\*\* MOTION PASSED UNANIMOUSLY**

**\*Not on consent calendar**

\*It was noted that the item would be taken up on the floor during the city council meeting tonight.

ADJOURNED

\*\* COUNCIL MEMBER McCARTHY MOVED TO ADJOURN  
\*\* COUNCIL MEMBER BONNEY SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

The meeting was adjourned at 6:00 p.m.

Respectfully submitted,

Diane Graham  
Telesco Secretarial Services

CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE PUBLIC HEARING  
MAY 18, 2009  
6:15 P.M.

ATTENDANCE: Council members: Baker, Paoletto, Bonney, McCarthy (*sat in to make a quorum*)

Co-chair Council member Baker called the meeting to order at 6:15 p.m.

**Proposed amendments to the Municipal Code of Ordinances, Chapter 12.16 Street and Sidewalk Use Regulations, amend Section 12.16.250 Miscellaneous acts prohibited for spelling corrections and add new paragraph 12.16.250A Exemptions. (43-08)**

Co-chair Baker asked if there was anyone to speak in favor of the ordinance

- Joe Ianniello, 128 Balmforth Street stated that he was the Vice President of the Black Rock Neighborhood NRZ. He stated that the NRZ became incorporated during August 2008. They were looking to make the corridor along Fairfield Avenue vibrant. To date, it has improved and they were looking to continue that. He said he talked to the merchants association and the consensus was that to keep people coming back, it will be good to have the garbage pails along the corridor to maintain cleanliness and order. Overall, he was in support of the ordinance.
- Angie Staltaro stated she was present to represent the Office of Neighborhood Revitalization and the related zones. She mentioned that she attended all the meetings within the last two years and they discussed the placement of the garbage cans; that will be placed on secondary roads to maintain cleanliness on the street. She said the ordinance will allow the merchants to purchase the trash cans and maintain them (*she submitted pages of signatures from residents in the west side neighborhood that petitioned for the garbage cans*).

She went on to say that placing the trash cans would result in reinforcing the message that the neighborhood should be kept clean.

Co –chair Baker asked if there was anyone to speak against the ordinance  
Hearing none, the public hearing was closed.

\*\* COUNCIL MEMBER PAOLETTO MOVED TO CLOSE THE PUBLIC HEARING  
\*\* COUNCIL MEMBER BONNEDY SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

ADJOURNMENT

\*\* COMMISSIONER McCARTHY MOVED TO ADJOURN  
\*\* COMMISSIONER BONNEY SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

The public hearing adjourned at 6:25 p.m.

Respectfully submitted,

Diane Graham  
Telesco Secretarial Services

CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
JUNE 15, 2009  
5:30 P.M.

ATTENDANCE: Council members: Baker, Paoletto, Bonney, Curwen, Brantley, Martinez  
Council members: McCarthy, Council members: Brannelly, Lyons,  
Vizzo-Paniccia

OTHER(s): City Attorney Anastasi

Co-chair Baker called the meeting to order at 5:55 p.m.

**92-07 Resolution to Dissolve the Bridgeport Port Authority**

Council member Baker asked the maker of the resolution to speak on the matter.

Council member Curwen updated that nine months ago, they made recommendations and suggestions to Mayor Finch as to the cost saving measures, regarding the budget in difficult financial times. Mayor Finch asked him to sit on the committee to review the resolution being discussed tonight. During that time, there have been certain opportunities to resolve the matter, but the options and resolution never came to fruition. Then it was learned that the language was tacked on from the Department of Transportation (DOT) that totally strips the city from overseeing the Bridgeport Port Authority. The language is harsh and strips the city council of its power of overseeing the ordinance for the Bridgeport Port Authority. He further mentioned how the city council puts in countless hours and time into creating laws and ordinances to benefit the residents and the city. He thought the ordinance was contrary to what they do, but unfortunately, there wasn't any time left and according to the information, the matter will be final before July 1, 2009. He stated that the Mayor does not support the action, but he has no alternative but to support the resolution; although it was felt that it is a back door deal and not in good faith. He stressed that it's not a personal attack on the Bridgeport Port Authority, but again, he felt a dirty deed was done.

**\*\* COUNCIL MEMBER CURWEN MOVED TO AMEND THE ORIGINAL LANGUAGE PUT FORTH**

Council member Baker asked if the item was approved; what is the plan to substitute the Bridgeport Port Authority.

Council member Curwen said they had the Recreation & Parks Commission, Police Department and Fire Department recommendations to move under CAO or its jurisdiction to create a Port Commission.

Council member Baker stated that if the matter passes, there will be a public hearing and an opportunity to voice opinions.

Council member Brantley asked if the Director of the Bridgeport Port Authority or another representative was present tonight to address the legislation put forth. It was stated that the language was tacked onto a bill by Gaffney & Bennett who are lobbyists in Hartford and who are also BPA lobbyists, which may mean it becomes an ethical issue. It was clarified that they didn't act as the city's lobbyists at the time.

Council member Brantley asked who authorized the action. Council member said they acted on their own. Mr. Joe Riccio stated he has been the Executive Director of BPA for 13 years. He apologized for the turn the matter had taken and he noted that it wasn't intended to be done behind the city's back. He stated that they had a discussion with the DOT, as to how to improve the BPA. And based on the fact that they have given millions over the years to the city, the matter of closing BPA was still an issue. There wasn't any intention to take away authority from the city council, but more to determine how things could be improved. However, it had to be approved by the DOT. He pointed out that all five commissioners were appointed by the Mayor, but there wasn't any other change to the language or statute.

Mr. Riccio reiterated his apology that the matter took this turn. He noted that funds that come from the federal government were received that flow through the state, thus, they have some management input that was really the basis of the matter.

Council member Brantley questioned then, if the state didn't trust what BPA was doing and if they thought they were incompetent handling the funds. Mr. Riccio said he didn't think that was the case. He said they have a good track record for the funds received and they have been audited annually without any problems. So he didn't think it had anything to do with capacity or reliability of the BPA. He further noted that the bank looks at them as being viable in managing projects, but the way it's set up; they are bound to have a conflict. At any rate, the city has a right to say what they want in terms of water/land use, but he thought the state looked at the issue of what would happen if they didn't continue receiving funds, so they questioned why they should still operate as an entity in Bridgeport, but the money is managed well.

Council member Brantley stated that she would hate to see the state take control from Bridgeport; she questioned whether or not that would be a viable move. Mr. Riccio said if that happened, it will send a message that if they put BPA out of business, then it has to be done in conjunction with the City of Bridgeport, however, he didn't believe they were looking to take over the port.

*Council Curwen highlighted and read the language that pertained to the powers and duties of the Bridgeport Port Authority in relation to the City of Bridgeport.*

Council member Curwen said that even if the language didn't pass, the state wouldn't be in control, as far as the financial status. The resolution addressed what BPA is supposed to be doing and in his eyes, the waterline hasn't been developed. He further mentioned that there is a judicial judgment against BPA

regarding "over-tariffs". And because the information came before the city council, they are forced to act. He further noted that Homeland Security funds were at risk and now there is the problem of being dictated who the funds go to. Overall, he felt the dissolution would be in the city's best interest.

Council member Bonney asked about the ongoing meetings that were held. He wanted to know how long they were and who was present. It was stated that the following persons were present at the meetings:

*Council member Curwen, Ed Mailey, Ed Laverneich, Commissioner O'Malley, Mr. Nunn, Attorney Anastasi and Mr. Scallo.*

Council member Bonney questioned the reason things came to a head. Council member Curwen said they were looking for an equitable solution among all parties.

Council member Martinez asked if there was a plan to make sure that BPA continues in operation. Council member Curwen said he planned to make an amendment to dissolve and establish a Port Commission, under the CAO's office or the Public Facilities Director.

Council member Martinez asked if the city had the expertise to oversee that department. Council member Curwen said they weren't looking to terminate the present commissioners.

Council member Bonney said when he read the language that dictates how the city has no determination on the ports, he felt that if the BPA was dissolved, they could be put back together in the future, but if it isn't dissolved, they will be forever prohibited from doing that.

Council member Brantley asked Attorney Anastasi if he reviewed the language. Attorney Anastasi replied yes and he made some minor modifications to address the charter requirements. He noted that he did have some reservations about keeping the commission alive, when dissolving the BPA. The fact that the commission has certain powers, if they dissolve the BPA, it will result in abolishing the commission.

Council member Baker asked if by dissolving the BPA, will there be any legal ramifications from the federal government. Attorney Anastasi said the issue came to them unanticipated. And it became a matter to look at the long time issues with BPA. He noted that there will be a public hearing to address matters of implementation, liability etc.

Council member Martinez asked about the ability to bring back BPA if they are dissolved, versus, not being able to do that if they aren't dissolved. He stated in this case, it didn't seem the right thing to do right now, in view of the last minute action taken and there not being strong enough justification to do so. Attorney Anastasi said he referred to the matter as the "first minute", rather than the last minute and the timetable was dictated by someone else, so they are reacting to an opening that remains if they do share power, they

should become in partnership with the state. But there wasn't any momentum to act right now; however, factors beyond their control initiated that.

Council member Vizzo-Paniccia recalled a meeting that took place, but the city council wasn't updated about what transpired during that meeting. So she had a question whether or not the dissolution was a good or bad thing. She didn't feel they should act on the matter tonight and she preferred to wait for the legal document for review and until the public hearing is held. She expressed that they needed time to absorb all the information. And she also had a concern that it will send the wrong message to people that worked on the commission. She concluded to say that she would vote to keep BPA when the item comes before the full city council.

Council member Valle spoke about doing away with the CAO position and handing it over to Public Facilities. She mentioned that there was an issue in her district with street cleanliness, so she felt that putting another task to Public Facilities; it will eventually have an effect.

Council member Walsh stated that he planned on submitted a resolution. He stressed that they don't need a lobbying firm representing two different interests. He further mentioned the problem of the state deciding to take action; he thought it would be foolish to let that happen. He said that if the state wants to take over the BPA, they should buy it from them. He stressed that if they let this go forward, it will be shame. He further expressed that it should have been handled in another manner, to look at all the alternatives, but it was a problem that they are being forced to act on it.

Council member McCarthy stated there was a right and wrong way of doing things. He said that when he got the call and found out, he was enraged. He said the #1 issue was the last minute power grab by the state and the fact that Bridgeport was never mentioned, although it affects them and other cities. However, the matter came up nine months ago and they formed a committee to determine what the right thing was to do with the port; and hands are forced because of the last minute action. He said he believed in home rule, because city officials should determine how the port is run and it should be their decision. And for the state to say they need their permission and that they have the final decision making is absolutely the wrong way to handle it, because it sends a message that the city doesn't know how to run their business.

Council member Lyons asked when they found out about the legislation. Council member Curwen said they found out on June 3 on the last day of session. The language passed in the house and senate on the same day, and then he called the City Council president to let him know about it.

Council member Lyons said that regardless of what decision is made, there's a process to handle the decision and the focus needs to be on the problem of them taking authority away from the city council.

Council member Brannelly said there were two separate issues and that the matter had nothing to do with the governor. She explained that what happened is there were personality conflicts and they did the right thing in establishing a study group, although she didn't think much was done to try to resolve the issues, so she agreed with Council member Walsh that they can't allow the state to take over power. And having lobbyists get to the point to write into the bill, she questioned why they can't now go back to get it out of there. She further noted that if they dissolve the BPA, there is the question whether or not state funds will go away. She said if one of the problems will be losing state funds, then she didn't understand why they would chose to dissolve the BPA. Overall, she said she was torn over the state taking away their authority.

Council member Curwen said he didn't know the answers to all those questions. Mr. Lavernoch answered that if they were dissolved, the city doesn't get a revenue stream from grant funds, and if the BPA doesn't exist, the projects won't be completed. The Bridgeport Port Authority already received \$40 million in grants and the funding sources develop a comfort for dredging and for Homeland Security, so he wasn't sure it will be the same if they are taken over.

Council member Brannelly asked if it was possible for the lobbyists to go to the governor and say to take it out. Attorney Anastasi said the session ended and at some point, it will reach the governor's desk for her to decide if she should sign it or not.

Council member Silva stated there was talk about the EPA, the Department of Economic Development and the Port Authority, but there hasn't been any talk about the residents in Bridgeport. He felt there were all these ingredients to the matter, but the question of where it leaves the citizens of Bridgeport. Council member Curwen said it leaves them powerless. Council member Silva stressed that enough was enough.

Council member Paoletto stated that he commended Council member Curwen for crafting the resolution and he felt that they should vote on it. He said if it had to be reworked in the future that was an option, but if it was killed tonight, there won't be any option to rework it later.

Council member Martinez pointed out that there weren't any other cities taking this kind of action, so he questioned why Bridgeport was unique to shut it down before the governor signed the bill. Council member Curwen said it was because the city council needed to be proactive and ward off any action before it happens.

**\*\* COUNCIL MEMBER CURWEN MOVED TO AMEND THE RESOLUTION AND INSERT LETTER A AS READ**

**Whereas**, the Bridgeport Port Authority has failed in its established role.

Be it ordained by the City Council of the City of Bridgeport that the Bridgeport Port Authority and the Board of Commissioners of the Bridgeport Port Authority be, and hereby are abolished and dissolved.

Be it resolved that all port operation within the City of Bridgeport report to the City of Bridgeport Chief Administrative Officer.

Be it ordained that Bridgeport Code of Ordinances, Chapter 2.28 Port Authority be, and hereby is, repealed in its entirety.

\*\* COUNCIL MEMBER BRANTLEY SECONDED  
\*\* MOTION PASSED WITH FOUR VOTES IN FAVOR AND ONE VOTE IN OPPOSITION (COUNCIL MEMBER MARTINEZ)

#2 MOTION

\*\* COUNCIL MEMBER CURWEN MOVED TO APPROVE THE AMENDED DOCUMENT AS READ AND THAT INSERT-A TEXT IN BRACKETS BE REMOVED FROM THE CITY ORDINANCE  
\*\* COUNCIL MEMBER BRANTLEY SECONDED  
\*\* MOTION PASSED WITH FOUR VOTES IN FAVOR AND ONE VOTE IN OPPOSITION (COUNCIL MEMBER MARTINEZ)

#3 MOTION

\*\* COUNCIL MEMBER CURWEN MOVED THAT A PUBLIC HEARING BE SCHEDULED ON MONDAY; JUNE 22, 2009 AT 7:00 P.M. IN THE COUNCIL CHAMBERS HELD IN ATTENDANCE AND PARTICIPATION BY THE ORDINANCE COMMITTEE CO-CHAIRS AND COMMITTEE MEMBERS

*Noted: other council members will be invited to attend the public hearing*

\*\* COUNCIL MEMBER BRANTLEY SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

ADJOURNED

\*\* COUNCIL MEMBER CURWEN MOVED TO ADJOURN  
\*\* COUNCIL MEMBER PAOLETTO SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

The meeting was adjourned at 7:05 p.m.

Respectfully submitted,

Diane Graham  
Telesco Secretarial Services

CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE PUBLIC HEARING  
JUNE 22, 2009  
7:00 P.M.

ATTENDANCE: Council members: Baker (co-chair), Martinez, Brantley, Curwen,  
Bonney, Paoletto

Co-chair Baker called the meeting to order at 7:06 p.m.

Co-chair Baker announced that all the persons that signed up to speak; should step up to the podium and keep their statement to a 5-minute limit, in the interest of time.

**1) Proposed Ordinance to Dissolve the Bridgeport Port Authority. (92-07)**

**Timothy Bartlett, Bridgeport Chamber of Commerce** stated that it was the Chamber of Commerce mission to achieve what's in the best interest of the city. He said he was there tonight regarding the dissolution of the Bridgeport Port Authority. He urged the committee to postpone the decision until all the information and research was done. He commented that tough decisions were made during the last year regarding this matter. He asked that they consider the financial implications if the BPA closed. He urged them to evaluate the matter if they were dissolved. He mentioned the issues of upgrading the harbor etc. He further asked the committee to access the following issues:

- Conducting a study
- Increased tax burden if they are dissolved
- Consider the master plan and smart growth
- Preserving the waterfront

**Jason Martin, Acumen Worldwide LLC, Bridgeport** stated that he had a small business in Bridgeport, that he started two years ago. He asked the committee to consider what they planned to do with the Bridgeport Port Authority. He commented about the goal of the Dept. of Commerce and the business they expected to bring in to the export market. He noted that the opportunities were huge and export possibilities were great. He further noted that everything that concerned his business involved the BPA. He stated that this matter attracted the attention of Senator Chris Dodd who has expressed the development of future plans. He stressed that the BPA shouldn't be yanked away. He noted the export numbers during 2008/2009

to make the point that the numbers were low during the first quarter, but they could improve if the Bridgeport Port Authority is left intact.

**Paul Antinozzi, Downtown Task Force** spoke about the downtown plan for the implementation of sharing information, that impacts downtown. He stated that the BPA was an important part of that. He commented that they were looking for the downtown area to become successful with the Inter-modal Transportation system in place. There is also expected to be major development and re-growth in the downtown area. He expressed that the decision to dissolve the BPA, without a full analysis wouldn't serve the best interest of downtown. He urged the city council to do their complete due diligence and then decide if it should be dissolved. He pointed out that Bridgeport was one of three major ports in Connecticut.

**Paul Timpanelli, BRBC** stated that in 1990, an analysis was done of the Bridgeport harbor and how it would benefit the city and increase waterfront availability. He noted that there has been some waterfront activity, but it hasn't been significant enough. He further spoke about the purpose of BPA, in terms of adding resources to encourage economic development. He highlighted that some of this has happened with the help of the BPA. He also stressed that this matter shouldn't be about personalities and the only important question was whether the BPA plays an important role in the city. He thought the best thing for the city council to do was to analyze the issue thoroughly and not *"throw the baby out with the bath water"*! He concluded to say that economic development was all about confidence to invest in public resources in the city, and the action to dissolve it based on no game plan, information or analysis wasn't thoughtfully considered.

**Ernest Threft, The Threft Corporation** stated the importance of keep the Bridgeport Port Authority. He said he was there to ask the council not to abolish it. He spoke about acquiring several properties in Bridgeport over the years and how he has invested in those properties, primarily due to harbor availability. He didn't feel a lot of development could be done without the help of the BPA.

**Caryn Kaufman, MSV, Fortune Capital- Spinnaker** read a statement that highlighted the taxes paid on business properties that she owned. She stressed that this was done primarily due to the access to the waterfront. She urged the council not to dissolve the BPA, noting that it was a key entity in Bridgeport. She also stressed the concern of potential impacts if they are dissolved. She urged postponing the dissolution decision.

**Kris Lorch, Alloy Engineering** stated that she was a manufacturing business owner in Bridgeport; she noted the extensive dealings that her company had with the city as it pertained to economic development. She questioned who would be responsible for the maintenance of the docks and the port, if the BPA was dissolved. She also questioned what liabilities would be transferred to the city if that happened. She questioned if the taxpayers in Bridgeport would have to take on additional financial burden in this bad economic climate due to the dissolution.

**Mike Freimuth, spoke on behalf of himself.** He stated that he worked through five mayors for the last mayor, there were some questions why the waterfront wasn't being developed. He said the BPA's purpose was to develop the waterfront. He commented that due to politics, they spent time to build up the BPA and they built many other good attributes. He expressed that resources were stretched in every department in the city, but taking on the responsibility of the BPA would be contrary to what they tried to accomplish years ago. He stressed that the BPA was critical to waterfront development. He urged the council to think hard about the obligations the city will be taking on if they are dissolved.

**Dennis O'Malley, Bridgeport Port Authority** stated that he was recently sent a memo that provided detailed information on what the BPA has done and also what responsibilities would fall to the city if they take over the Bridgeport Port Authority. He explained that they formed a committee to oversee the matter and the committee will report soon, regarding expanding the number of commissioners on that board. He went on to state that the current members' terms have expired and if the city takes this a step further, they will need to appoint an entirely new board. He further pointed out that any development in Bridgeport will be difficult, but they have made some headway. He stressed that with waterfront development, it takes more time due to standards and policies that they need to adhere to. He said the points made were to some degree fair, in relation to the fact that all development was either federal or state funded that have to sign off before any projects are implemented. He asked the council not to abolish the BPA, because there are far more advantages than disadvantages.

Council member Walsh asked Mr. O'Malley about the proceeds from the loan. Mr. O'Malley said the loan use was because of litigation, they had to pay down some loans and they couldn't refinance with the bank. Council member Walsh questioned why they had to borrow if they were a self-sustaining operation.

Council member Walsh asked about the employment agreement payment. Mr. O'Malley said that Mr. Riccio had an employment contract with the Bridgeport Port Authority. He makes \$119k and if he isn't dismissed for cause, the city will be on the hook for the term of the contract to pay him.

Council member Baker thanked all the speakers from the business community that attended tonight to share their concerns. He further noted that it was unfortunate that the citizens of Bridgeport didn't come out to also speak.

*He introduced the committee members present at the public hearing.*

ADJOURNED

**\*\* COUNCIL MEMBER CURWEN MOVED TO ADJOURN**

\*\* COUNCIL MEMBER MARTINEZ SECONDED  
\*\* MOTION PASSED UNANIMOUSLY

*Note: no vote was taken on this item, the public hearing was held for public input only.*

The meeting was adjourned at 7:40 p.m.

Respectfully submitted,

Diane Graham  
Telesco Secretarial Services

CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
JULY 28, 2009  
6:00 P.M.

ATTENDANCE: Council member(s): Baker

OTHER(s): Associate City Attorney Howlett

Co-chair Baker stated that the meeting would be canceled due to a lack of quorum.

Respectfully submitted,

Diane Graham  
Telesco Secretarial Services

CITY OF BRIDGEPORT  
City Council  
ORDINANCE COMMITTEE  
AUGUST 25, 2009  
6:00 P.M.

ATTENDANCE: Council member(s): Paoletto, Baker, Bonney, Brantley

OTHER(s): Associate City Attorney Howlett  
Audrey Gaines, Lead Poisoning Prevention

Co-chair Paoletto called the meeting to order at 6:20 p.m.

Approval of Minutes: Special Meeting May 12, 2009, Public Hearing  
May 18, 2009, Special Meeting June 15, 2009, Public Hearing June  
22, 2009.

**\*\* COUNCIL MEMBER BAKER MOVED TO ACCEPT THE  
MINUTES**

**\*\* COUNCIL MEMBER BONNEY SECONDED  
\*\* MOTION PASSED UNANIMOUSLY**

**106-08** Proposed amendments to the Municipal Code of Ordinances,  
Chapter 8.76 Anti-Blight Program, amend to add new Section  
8.76.060 Accommodations for Spanish Speaking Households.

Council member Paoletto stated that Council member Holloway was there to speak on  
this item, but he left because the legal opinion wasn't available.

**\*\* COUNCIL MEMBER BAKER MOVED TO TABLE  
\*\* COUNCIL MEMBER BRANTLEY SECONDED  
\*\* MOTION PASSED UNANIMOUSLY**

Council member Paoletto expressed his apology to Audrey Gaines from Lead Poisoning Prevention for item #123-03 being delayed three times. He explained that the delay was due to a lack of quorum by committee members, because of vacations etc.

*The following agenda items were taken up and discussed together.*

**122-08** Proposed amendments to the Municipal Code of Ordinances, Chapter 15.12 Housing Code, amend various Sections: Section 15.12.010 Definitions; Section 15.12.030 Inspections; Section 15.12.050 Enforcement - Notice of Probable Violations; Section 15.12.060 Hearings; Section 15.12.080 Emergency Notice of Hearing

**123-08** Proposed amendments to the Municipal Code of Ordinances amend Chapter 8.92 Miscellaneous Health Regulations to add new Section 8.92.130 – Lead Poisoning Prevention and Control Regulations.

Attorney Howlett explained that item 123-08 codifies the local ordinance for the new state regulations regarding lead. It catches some loopholes that the state has found over time. She said they always had a local code, but it's appropriate to update with the new changes. She further explained the reason for item 122-08 involves the housing code ordinance when it comes to lead paint. The health department has to sign off for certification. There is a comprehensive set of regulations from the state and all definitions have been included. Most importantly, it helps close the loopholes that landlords and property owners have been trying to get away with.

Council member Bonney asked if every time a building is sold or transferred, does it need certification. Attorney Howlett said that was correct. She said it involves billing for the lab reports and specification reports, but there isn't any charge for the certification.

Council member Paoletto stated this will bring all the city ordinances up to date and give more bite to what's already in place.

Ms. Gaines said that everyone will benefit, this includes the property owner, because it will eliminate spending a lot to rectify the problem and kids will be safer.

Council member Baker asked what the fee would be. Attorney Howlett said the fee hadn't been determined yet. She clarified that the fee doesn't have to be adopted as part of the ordinance. Council member Paoletto commented that Ms. Gaines, Dr. Evans and him will eventually figure out a fee scale, but it probably won't be until the next budget cycle.

Council member Brantley asked who will pay the fee. Attorney Howlett said the property owner will be responsible for paying the fee.

**122-08** Proposed amendments to the Municipal Code of Ordinances, Chapter 15.12 Housing Code, amend various Sections: Section 15.12.010 Definitions; Section 15.12.030 Inspections; Section 15.12.050 Enforcement - Notice of Probable Violations; Section 15.12.060 Hearings; Section 15.12.080 Emergency Notice of Hearing

**\*\* COUNCIL MEMBER BAKER MOVED TO APPROVE ITEM 122-08**

**\*\* COUNCIL MEMBER BONNEY SECONDED**

**\*\* MOTION PASSED UNANIMOUSLY**

**\*Consent calendar**

**123-08** Proposed amendments to the Municipal Code of Ordinances amend Chapter 8.92 Miscellaneous Health Regulations to add new Section 8.92.130 – Lead Poisoning Prevention and Control Regulations.

**\*\* COUNCIL MEMBER BAKER MOVED TO APPROVE**

**\*\* COUNCIL MEMBER BONNEY SECONDED**

**\*\* MOTION PASSED UNANIMOUSLY**

**\*Consent calendar**

**\*\* COUNCIL MEMBER BAKER MOVED TO SCHEDULE A PUBLIC HEARING BEFORE THE NEXT CITY COUNCIL MEETING IN SEPTEMBER**

**\*\* COUNCIL MEMBER BONNEY SECONDED**

**\*\* MOTION PASSED UNANIMOUSLY**

**ADJOURNED**

**\*\* COUNCIL MEMBER BAKER MOVED TO ADJOURN**

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**COUNCIL MEMBER BONNEY SECONDED  
MOTION PASSED UNANIMOUSLY**

The meeting was adjourned at 6:30 p.m.

Respectfully submitted,

Diane Graham  
Telesco Secretarial Services

**CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
PUBLIC HEARINGS  
SEPTEMBER 8, 2009**

**ATTENDANCE:** Richard Paoletto, Chair; Andre Baker; M. Yvette Brantley,  
Thomas McCarthy, Council President.

**OTHERS:** Audrey Gains, Health Department

**CALL TO ORDER**

Chairman Paoletto called the meeting to order at 6:29 p.m.

**1) Proposed amendments to the Municipal Code of Ordinances, Chapter 15.12 Housing Code, amend various sections: Section 15.12.010 Definitions; Section 15.12.030 Inspections; Section 15.12.050 Enforcement-Notice of Probable Violations; Section 15.12.060 Hearing; Section 15.12.080 Emergency Notice of Hearing. (122-08)**

Chairman Paoletto asked if there was anyone present to speak for or against three times. No one came forward. Chairman Paoletto closed the public hearing on Agenda Item 122-08 at 6:30 p.m.

**2) Proposed amendments to the Municipal Code of Ordinances, amend to add new Chapter 8.74 – Lead Poisoning Prevention and Control Regulations. (123-08)**

Chairman Paoletto asked if there was anyone present to speak for or against three times. No one came forward. Chairman Paoletto closed the public hearing on Agenda Item 123-08 at 6:31 p.m.

**ADJOURNMENT**

**\*\* COUNCIL MEMBER BAKER MOVED TO ADJOURN.**

**\*\* COUNCIL MEMBER MOYE SECONDED.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

The meeting adjourned at 6:32 p.m.

Respectfully submitted,

Sharon L. Soltes  
Telesco Secretarial Services

CITY OF BRIDGEPORT  
ORDINANCE COMMITTEE  
PUBLIC HEARINGS  
SEPTEMBER 8, 2009