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MINUTES OF REGULAR MEETING OF MARCH 7, 1977

14th BOARD OF REPRESENTATIVES

Stamford, Connecticut

A regular monthly meeting of the 14th Board of Representatives of the City of Stamford, Connecticut, was held on Monday, March 7, 1977, in the Board's Legislative Chambers on the Second Floor of the Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the PRESIDENT, FREDERICK E. MILLER, JR., after both parties had met in caucus, at 10:07 P.M.

MR. MILLER: The meeting will come to order. The colors will be presented by Boy Scouts of Troop 36 at Vidal Court. Please come forward, and all please rise for the prayer.

INVOCATION: Given by President Frederick E. Miller, Jr., as the Rev. Samuel L. White was unavoidably detained and could not attend.

PLEDGE OF ALLEGIANCE TO THE FLAG: Led by President Frederick E. Miller, Jr.

ROLL CALL: Clerk Linda D. Clark called the Roll. There were 38 members present and two absent. The absent members were Gerald Rybnick, excused because of illness; and Leonard Hoffman.

The PRESIDENT declared a QUORUM.

CHECK OF THE VOTING MACHINE: A check of the machine indicated it was in good working order.

MR. MILLER: I will now recognize MR. BLUM who wishes to speak.

MR. BLUM: I would like to ask for the floor on a POINT OF PERSONAL PRIVILEGE in order to make a public statement. I wish to address my fellow Board members, my constituents and my neighbors in the community of Stamford. Since I came on this Board, being elected from the 12th District, I have done everything I possibly could to really help my constituents. However, I have also tried my best to work for the betterment of my whole City, not as a politician but as a Representative of all the people of my City. Upon being appointed as Chairman of the Health and Protection Committee, I felt that I could do even more in this area for which I have a special concern. I was grateful for this Chairmanship and I felt that I would have the opportunity to achieve solutions to problems that have concerned many of my constituents and myself. I was even willing to act as a Co-Chairman, but this was not acceptable to the Acting Chairlady.

It is my most honest feeling that I have experienced more harrassment during the past three Board meetings than I have ever seen anyone take at a Board meeting. However, I took this because an old friend told me the same thing President Truman once said "If you can't stand the heat in the kitchen, get out", and I have no desire to do this. I like being the Representative of my district.

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MR. BLUM (continuing)...Being able to fight for what I honestly believe in for the betterment of this entire City. I realize that Mrs. Santy might be hurt because she was not chosen Chairperson. She did a good job as Acting Chairperson and I would like to work with her, and I am truly sorry that Mrs. Santy felt that she could not work with me.

When a person must take criticism thrown at him in such a continuous order, there is a saturation point, and as Vice-President Rockefeller, I hit mine. To be honest, unknowingly during our last meeting, for which I apologize first to Mrs. Santy, and my fellow Board members, my constituents and the citizens of this City I love and serve, my manners may not always be perfect but my heart is strictly for my constituents. and my fellow citizens of Stamford.

I am a most willing Representative and leave no stone unturned in trying to do what is good for our taxpayers and our City. If I have erred, and in apologizing I hope that this action will help to solidify our present Board for the purpose of acting more as one united body more concerned for our entire City than for our own districts, committees, parties, and ourselves. Thank you.

ACCEPTANCE OF MINUTES: June 7, 1976 Regular Meeting - ACCEPTED
June 10, 1976 Special Meeting - ACCEPTED
June 14, 1976 Adjourned Regular Meeting - ACCEPTED

MR. BLOIS: At this time I move that we accept the minutes of June 7, 1976 Regular Meeting.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

MR. BLOIS: I move that we accept the minutes of June 10, 1976 Special Meeting.

MR. MILLER: MOVED and SECONDED. Let the record indicate that the vote is unanimous with the exception of an abstention by Mrs. Cosentini.

MR. BLOIS: I would like to move that the June 14, 1976 Adjourned Regular Meeting be accepted.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY. The other two minutes listed here are not to be voted on this evening, but we do have listed on the agenda an amendment by Mrs. Cosentini.

MRS. COSENTINI: On page 11,231 where it says there were discussions pro and con by Michael Morgan, Leonard Hoffman, Audrey Cosentini, I would request that my comments be included there. Mrs. McEvoy has been kind enough to give me her rough draft; she understands what I wish to have included in the minutes.

MR. MILLER: It is the Chair's opinion that since these minutes were already adopted by the Board, approved by the Board, that Mrs. Cosentini should make a motion to amend something previously adopted.

MRS. COSTENTINI: I so move.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

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STEERING COMMITTEE: MR. BLOIS MOVED to WAIVE the reading of the STEERING COMMITTEE REPORT. SECONDED. MOTION CARRIED UNANIMOUSLY.

STEERING COMMITTEE REPORT
MEETING HELD MONDAY, FEBRUARY 14, 1977

A meeting of the Steering Committee was held on Monday, February 14, 1977, in the Democratic Caucus Room, Second Floor, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the CHAIRMAN and PRESIDENT of the Board, Frederick E. Miller, Jr., at 8:12 P.M.

Nineteen Board members were present: Messrs. and Mesdames Wiesley, Blum, Cosentini, D'Agostino, Fox, Morgan, Lowden, Dixon, Goldstein, Baxter, Loboza, Signore, Miller, Clark, A. Perillo, Zimpler, Sandor, Blois, and Walsh. Absent were Steering Committee members Glucksman, Livingston and Santy.

The following matters on the TENTATIVE STEERING AGENDA were acted upon:

(1) APPOINTMENTS

The two prospective appointees were ordered ON THE AGENDA: Donald O'Toole as Alternate to the Zoning Board of Appeals; and Victor I. Cizanckas, candidate for Chief of Police. Also ordered on the Agenda was a correction in the term of office for Walter C. Seeley on the Fair Rent Commission.

(2) ADDITIONAL APPROPRIATION (FISCAL) ITEMS

Three items already on the printed Tentative Agenda were ordered ON THE AGENDA. Two items were ordered HELD IN COMMITTEE, being \$151,000.00 for Atlantic Street Alignment and Widening Project, and the matter of selecting the independent City Auditors pursuant to a new law, P.A. 76-68 effective 4/22/76.

Since the Board of Finance was meeting the same evening, February 14, 1977, they had advised previously they would bring down to the Board of Representatives their fiscal item approvals as soon as they were completed. Therefore, nine fiscal items were ORDERED ON THE AGENDA and became items 4 through 12, inclusive, on the March 7, 1977 Agenda, for the regular meeting.

(3) LEGISLATIVE MATTERS

There were 20 items on the Tentative Steering Agenda. Fourteen of those were ORDERED ON THE AGENDA. Six were HELD IN COMMITTEE, being (a) ordinance for final adoption re condemnation procedures; (b) proposed ordinance re residency requirements for prospective City employees; (c) the matter of pensions for registrars of voters and their assistants; (d) proposed ordinance to control and regulate excavation, filling, and grading; (e) proposed ordinance to declare Rev. Martin Luther King's birthday a municipal holiday; (f) proposed ordinance that all easements granted be negotiated and drawn up by the Law Department; (g) proposed ordinance re towing of motor vehicles from private property.

Seven additional items were ORDERED ON THE AGENDA: (i) Sunday closing of Stores proposed by Rep. Morgan; (ii) Tax exemption Church of Jesus, the Apostles; (iii) amendments to Ord. #342 re sale of City-owned property at Haig Ave. & St. Charles St.; (iv) proposed ordinance for tax exemption and reimbursement of taxes for Bi-Cultural Day School, 1499 Hope St.; (v) Tax abatement for Pilgrim Towers; (vi) matter of extending date of report of Charter Revision Commission to Bd. of Reps.; (vii) fair employment ordinance for final adoption.

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PERSONNEL COMMITTEE - Both items ordered OFF THE AGENDA: (a) Labor Negotiator Thomas Barrett's letter 1/18/77 inviting Board members to offer written suggestions on any recommendations they may have to offer for changes in upcoming negotiations on labor contracts; (b) Investigation of list of eight civil service appointments from previous administration(s).

PLANNING AND ZONING COMMITTEE - Two items ORDERED ON THE AGENDA, both re Courtland Terrace Assn. requests. Two items ordered HELD IN COMMITTEE, one re Madison Place to be accepted as a City Street and the other re dedication of Wallace St. Extension.

PUBLIC WORKS COMMITTEE - All three items ordered OFF THE AGENDA: (a) Rep. Wider's request re snow-plowing operations; (b) Citizens Monitoring Committee's request of Board of Ethics and/or investigation of alleged equipment dealings by Nicholas Loglisci; (c) City Rep. Wider's request re replacement of Pulaski Street Bridge.

HEALTH AND PROTECTION COMMITTEE - Four items ordered ON THE AGENDA, plus one new one being Rep. Dixon's request that Pressprich St. be made one way west for one block off Fairfield to Vassar. Five items were ORDERED HELD IN COMMITTEE: (i) sequence and timing of lights downtown; (ii) Supt. Giordano's request for solution to vandalism problem; (iii) proposed State legislation permitting right turn after stop at all red lights unless sign prohibits that movement; (iv) Rep. Wider's letter re hazards of illegally-parked trucks; (v) Mayor's letter enclosing Nick Tarzia's letter of Citizens Action Lobby re creation of local consumer protection agency.

PARKS AND RECREATION COMMITTEE - Six of the seven items on the Tentative Steering Agenda were ORDERED ON THE AGENDA. One item was HELD IN COMMITTEE, that of a complaint from Emily Caney to Rep. Morgan re fees at Terry Connors Skating Rink being too high.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - One item ORDERED ON THE AGENDA asking how a high school diploma can be awarded to students not receiving passing grades in each of the required courses. One item ORDERED OFF THE AGENDA from Rep. Goldstein supporting State's attempt to condemn Stamford RR Station so a safe and modern facility can be built there.

SEWER COMMITTEE - Letter of Peter Verderosa to Rep. Morgan ordered OFF THE AGENDA relating unsatisfactory experiences with various City departments.

PUBLIC HOUSING AND GENERAL RELOCATION COMMITTEE - Both items ordered ON THE AGENDA.

ENVIRONMENTAL PROTECTION COMMITTEE - Two items ordered ON THE AGENDA. One ordered HELD IN COMMITTEE, that of J. K. Fleming's letter re piling up of newspapers which he feels he cannot burn all of in his fireplace.

HOUSE COMMITTEE - The one item ordered ON THE AGENDA relating to the voting mechanism to record votes automatically.

There being no further business to come before the STEERING COMMITTEE, on MOTION, DULY SECONDED and CARRIED, the meeting was ADJOURNED at 9:45 P.M.

FREDERICK E. MILLER, JR., Chairman
Steering Committee

HMM:MS

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MR. SIGNORE: At this time I would like to apologize to the people in the gallery for the long delay in getting this meeting underway.

MR. MILLER: The CHAIR would observe that at this meeting this evening there are several controversial items to be considered by the Board. It is the CHAIR'S opinion that there should be no outbursts of any kind, one way or the other, from the gallery or the Board members.

APPOINTMENTS COMMITTEE - Handy Dixon

ZONING BOARD OF APPEALS, ALTERNATE:

<p>(1) <u>MR. DONALD O'TOOLE</u> (R) 424 Ocean Drive West (Held in Committee /7/77) Replacing John McNulty who resigned.</p>	<p>33 YES 5 NO (M.Perillo, Morgan, Ravallese, A.Perillo, DeRose)</p>	<p><u>Term expires:</u> 12/1/79</p>
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MR. DIXON: The Appointments Committee met in open session to the full Board of Representatives and to the general public on the night of February 28, 1977. The committee voted 6 YES; 1 NO and 2 ABSTENTIONS and I would so MOVE.

MR. MILLER: MOTION MOVED and SECONDED. We will proceed to a vote. The vote not being unanimous, we will take a DIVISION. Mr. O'Toole has been confirmed by a vote of 33 YES; 5 NO.

FAIR RENT COMMISSION:

(2) MR. WALTER C. SEELEY (R) - Mr. Seeley was approved at this Board 2/7/77 Meeting to a term expiring 12/1/79 which was incorrect; Mayor Clapes has requested this to be corrected to show "TERM EXPIRES DEC. 1, 1981."

MR. DIXON: Mr. Seeley was confirmed by this Board in its last meeting to a three-year term, whereas the term was intended to be 5 years; a resolution has been drawn up to correct this matter.

MR. FOX: The Legislative and Rules Committee had a meeting held on March 1st and discussed this problem. It has arisen on previous occasions; in particular back in August of '74 during the Lenz Administration. It is our feeling that it can be corrected by a resolution.

By a vote of 7-0, the Legislative and Rules Committee adopted a resolution which you have before you. It reads as follows:

Now be it resolved by the Board of Representatives that
the minutes of the Board of Representatives for February

MINUTES OF REGULAR MEETING OF MARCH 7, 1977RESOLUTION: (continued)

7, 1977 shall be corrected as follows:
 the date "Dec. 1, 1979" as it appears in the above
 said minutes regarding the term ending for the
 appointment of Walter Seeley the date is deleted
 and the following shall replace it, Walter C. Seeley,
 Republican, 59 Long Hill Rd., term ending Dec. 1, 1981.

I would move in accordance with the vote of our committee for adoption of that resolution.

MR. MILLER: Does the Appointments Committee concur with the resolution presented by Mr. Fox?

MR. DIXON: The Appointments Committee does.

MR. MILLER: SECONDED. The MOTION IS CARRIED UNANIMOUSLY.

CHIEF OF POLICE:

(3) <u>MR. VICTOR J. CIZANCKAS</u>	30 YES	<u>Term Expires:</u>
Menlo Park, Calif.	7 NO (M. Perillo,	
(Replacing Joseph Kinsella	Ravallese, A. Perillo,	
who retired)	D'Agostino, Blois, Baxter	
	Connors)	

(Mr. Morgan left the floor & did not vote).

MR. DIXON: The Appointments Committee met with him on February 28th and conducted a very extensive and thorough interview, after which the meeting was opened to other members of this Board who also questioned him to their own satisfaction.

Mr. Cizanckas was exposed to the public on February 26, 27th and 28th during which time he was thoroughly interviewed by the public. His appointment has been well publicized and any information made available to the Appointments Committee was also available to the public.

Therefore most of what is contained in this report is already a matter of public record.

In the second meeting of the Appointments Committee which was held on March 3rd in the Democratic Caucus Room, the Committee discussed and considered very carefully Mr. Cizanckas' experience and qualifications and whether or not it would, in fact, be in the best interest of the people of Stamford for a non-resident to be made head of one of our largest and most important departments.

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APPOINTMENTS COMMITTEE (continued)

MR. DIXON (continuing) The committee concluded that Mr. Cizanckas as a professional law enforcement officer has the experience and expertise and does in fact meet most other requirements for the position of Chief of Police for the City of Stamford. Additionally the overwhelming number of phone calls from our constituents and the general public gives strong indication of public endorsement. The committee by a vote of 8-2 endorsed his appointment and I now MOVE for his confirmation.

MR. MILLER: We have to take two votes, a vote first on SUSPENDING Section 706 of the Charter.

MR. DIXON: I would then MOVE for SUSPENSION of the residential requirement of Section 706 of the Charter.

MR. MILLER: MOVED and SECONDED. The Chair will read Section 706 of the Charter: "Every person elected or appointed to office shall be and remain a resident elector of the City of Stamford, and if such officer shall cease to be such a resident elector, his office shall be deemed vacant, except in such specific cases as the Board of Representatives may suspend this requirement for appointive offices". We will have to take a DIVISION. The MOTION is CARRIED. There are 32 YES votes; 5 NO and 1 ABSTENTION (Zimble) Would you make a motion on behalf of the committee, Mr. Dixon?

MR. DIXON: I would MOVE for his confirmation by this Board.

MR. MILLER: MOVED and SECONDED.

MR. BLOIS: The majority of the Democratic Caucus has asked me to move that this matter be returned to committee. The Board of Representatives has not received a background investigation on this candidate. It is the practice of the Federal Government to get such a report before making a high level appointment. The Board has not had the benefit of an objective, independent review of the Chief's ground, including his writings his character report and performance writings while on the Menlo Park Police Department. The short two weeks' time that we have had to evaluate him and the lack of independently produced information points to the need for additional review. I so MOVE to return this back to committee.

MR. MILLER: SECONDED by Mrs. Perillo and Mr. Ravallese.

MR. MORGAN: POINT of ORDER. Under the section "term expires" for the Chief of Police, it has been left blank. What is the term that we are considering tonight?

MR. MILLER: In response to the question, the POINT of ORDER by Mr. Morgan the Chair would call to the attention the members of the Board Section 401.1 of the City Charter - "The Chiefs of Police and Fire Departments of the City of Stamford holding office at the time this Charter takes effect and their successors in office shall have tenure of office subject to removal in accordance with the provisions of Chapter 72". The Corporation Counsel has informed the Board that Mr. Cizanckas is willing to sign an instrument which would appear to waive his right to life tenure in the event that the Charter Revision Commission should change the section the President just read.

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MR. MILLER (continuing) The Chair would simply state that no matter what Mr. Cizanckas might sign and no matter what legal effect that instrument might have the President and the Corporation Counsel are in agreement that at this time the Board must abide by Section 401.1

MR. SIGNORE: The Charter Revision has again stated the age 65 provision. When that comes to the Board of Representatives that can be changed to 5-year term or life.

MR. MILLER: It could; we'll have no change in the Charter until the entire process is completed.

MR. MORGAN: The new Chief would be hired under the present Charter regardless what changes take place.

MR. MILLER: I am sure it would but the Chair wants to emphasize and make it very clear that the Chair doesn't feel that it is the business of the President to make a ruling on the validity of the instrument that Mr. Cizanckas has intended to sign. Mr. Wise believes that that instrument is valid. It might be in the future that section will be changed.

MR. SIGNORE: It will not govern his term of office if it is changed.

MR. MILLER: The Chair is not ruling on that, Mr. Signore.

MR. SIGNORE: I am not talking about the document. I am talking about the change that will be made in the Charter if it is changed. Will that govern his term exclusive of the document that Mr. Cizanckas will....

MR. MILLER: We can't answer that question without referring to the instrument that Mr. Cizanckas is willing to sign.

MRS. COSENTINI: POINT OF ORDER. We discussed this in committee and the general agreement in committee was that we would appoint Mr. Cizanckas in accordance with the Charter. We would indeed request that this document be signed but we would all be fully aware that the actual arbitration of whether that document is valid or not rests not in our hands as you have so stated but would rest in the hands of the court should indeed Mr. Cizanckas decide not to honor it, which in my opinion would be unthinkable, however, since we must be strictly legal.

MR. LOBOZZA: First on Mr. Blois' motion, I just can't imagine what more we could want to know from this man. I think we have an opportunity here to give the people of Stamford what they want and holding this thing up in the Appointments Committee and holding over for another month will serve no purpose. To get into the man's background as far as his credit and everything else, I don't think it is any of our business whether he pays his bills or not.

MR. HAYS: The man has been selected, his name has been publicized for enough days for those who have concern, to have done all the homework they need to do and I assure you there has been plenty of time to do it. I think trying to send it back to committee is nothing more than a political ploy, Mr. President.

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APPOINTMENT COMMITTEE (continued)

MRS. McINERNEY: I, too, believe that this move to hold Chief Cizanckas for one more month is pure back-room politics. Never in the history of Stamford has one man been subjected to all types of interrogation as he has. He is considered a crusader, a progressive thinker and he is ambitious. I believe this ambition shows that this man will indeed take on the challenge here in Stamford and do a job on behalf of all the citizens and the total community. Let's put the issue on the floor tonight, instead of hiding behind a technical point with saying we don't have enough information; my God, I don't know what else is necessary.

MRS. RITCHIE: Never before have the citizens of Stamford spoken so forcefully. Let's not deny his appointment for our own selfish political motives.

MR. MORGAN: Victor Cizanckas has impressed me as being a man with the right kind of experience and the right kind of attitude to serve Stamford as its Chief. The Appointments Committee, and Mr. Dixon in particular, who did an exemplary job in sharing last Monday night's meeting should be commended for the thorough job that has been done in the studying. I would have no trouble at all in voting in favor of his confirmation; nevertheless, I support Mr. Blois' motion to hold this in committee and I do so for another reason. I am firmly opposed to anyone being employed by the City for life, no matter how high an opinion I may have of him. The old way of doing things like appointing people for life is something I believe this community will stand for no longer. Mayor Clapes has spoken out strongly against life-time appointments. On February 25th he wrote a letter to the Charter Revision Commission where he expressed his views on this matter. The Charter Revision Commission has recommended that life-time tenure be changed to retirement at age 65. It is the best interest of good government in this City that the Police Chief be appointed for a specified term of office with the opportunity for his contract to be renewed. I do not think that it is necessary to wait until next November when the electorate will vote on the entire question of Charter Revision before acting on this appointment.

MR. FLANAGAN: I agree with most of what Michael Morgan just said. However, he said that he doesn't think that we should wait until November to appoint a Police Chief, but in fact he's saying that we have to wait because regardless of what the Commission proposes or what the Board proposes, the voters of the City could turn down the proposal and leave it at life tenure. Mr. Cizanckas said publicly in every forum where he has been asked this question, that to him life tenure sounds more like a life sentence, and certainly if the community was unhappy with him after four or five years he would gladly leave. He has given his word that he would abide by any new provisions that should come up in the process of revising the Charter. I don't think that there's anything that could be served by holding this another month.

MRS. COSENTINI: I would like to say that if we had to appoint someone to a life position as our Police Chief, I can't think of anyone I would rather have as our appointee. Those who are against this appointment strictly on the basis of life-time tenure, that is chasing shadows as far as the issue is concerned tonight. We have to appoint a Police Chief in accordance with the Charter regulations right now. The Charter Commission will be reporting to us next month and the procedure outlined does permit the Board at that time, to react to the recommendations of the Charter Revision Commission and to suggest back to them some ideas for change and along the lines of tenure for the Police Chief, we could certainly recommend a contract change. However, as Mr. Flanagan has so ably pointed out, no matter what we do, nothing is resolved until the voters have their final say on this issue and that will not come before next November.

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MRS. COSENTINI: (continuing) Would you have us appoint no one until after the next election? I do not feel that would be in the best interest of this community. Therefore, the document that is before us as a statement on Mr. Cizanckas that he would be willing to abide by change, I think addresses itself to this question more than adequately.

MR. RAVALLESE: I will now go into the kitchen for the heat! I don't like the way this thing has been handled right from the start and they're going to call me a politician. I know it's the Mayor's appointment. He's got the right to name anybody he wants. But that doesn't mean he has the right to push us around. He never asked this Board about going out-of-town. He never told us anything about the FBI report that said that he had to go out-of-town. In fact, he praised Captain Varney. I guess that means he thinks that there is at least one good man who could do a good job. Mayors come and go every two or four years. So do the Board of Representatives. But Police Chiefs last a long time. We should take our time and make sure we have somebody we could live with. He wanted this Board to put the appointment on the agenda for the February 7th meeting even though he said he hadn't decided who he was going to appoint. This Board said "no". Did he announce his appointment before February 7th? He did not. He held back the name until it had to be announced. The Charter says that when the Mayor nominates a Police Chief, the nominee shall perform the duties and exercise the power of Police Chief until this Board acts. Now you lawyers know that when the Charter says "shall" it means "should". I think they put that in the Charter so that the Police Chief would have a sort of probation, so this Board could see if he was as good as he is supposed to be. I make a motion that we refer it back to committee with the instructions to send one or two members out to California to check this guy out. Mr. President, I make the motion.

MR. MILLER: We already have a motion on the floor.

MR. SHERER: If all the representatives have had the same amount of consultation from their constituents as I have had, then I'm sure all of us know what the people of Stamford want and need. I find it very sad that the leadership of the Democratic Caucus has moved to ignore the feelings of the people of Stamford. Many of us sitting here tonight have seen those among us reaching for that issue which would enable them to move to hold. We have seen their disappointment when they have seen that it could not be done. Now this evening you see the expressions of satisfaction on their faces as they proceed to subvert the desires of the community in favor of their personal feelings. If there was some reason to hold, I would agree to hold. I am very thorough in my work. I was proud of my constituents in the last two weeks coming forth. I cannot say I am proud of the move afoot this evening.

MR. WIESLEY: I feel this gentleman would do a tremendous job for us here. I am sure that the selection panels that put these names through would not recommend an individual as highly as they did this one, if there were grey areas in his past. I don't know why we have to appoint a special panel to do that. As to the life-time story we're talking about here, you know, this is really coincidental. If we were appointing the Chief - if Chief Kinsella had resigned two years ago, there wouldn't be any question about this. We'd have to bring him in on a life-time job. Why are we arguing so much about this now? We all recognize the fact that that's what we're trying to do. The voters who have talked to me in my districts are overwhelming in favor of this man's selection, and certainly I feel that the voters should get what they want and we should vote on this gentleman tonight.

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DR. LOWDEN: As Board members we have probably received more input from various sources on the pros and cons of this appointment than on any other in our history. The result of such public interest has, however, placed something of a burden on members of this Board. We've heard from many civic groups and individual constituents - perhaps more than ever before. We need a Police Chief. When you select a candidate for an important City position on a merit basis from a nation-wide population some two thousand times larger than that of Stamford you are quite likely to end up with a more qualified candidate than you would otherwise. I believe that the selection process employed by the Mayor was a correct one. A related complaint has been that we have excellent Police Chief potential within our own department which should have been tapped by the Mayor. Of course we do. The Mayor has, in accordance with his rights under the Charter, chosen to seek the best available talent from candidates both within and without the city's borders using politically-disinterested screening panels. The Mayor has availed himself of the opportunity to present Mr. Cizanckas to the Board, upsetting some independent-minded Board members with his reference to political power brokers whoever they might be. Let's give him our vote tonight and get on with the City's business.

MR. LOOMIS: The whole debate started off with Mr. Blois indicating that we were being put in the position to make a judgment after a two-week period of time. Let me remind Mr. Blois and others who wish to stonewall this nomination that an exhaustive process set in motion several months ago has been moving along. The Mayor, first of all, two or three months ago, appointed a screening committee of professional police officers who reviewed scores of resumes. They then passed along twenty-five candidates to another interview committee^{of} equally distinguished police professionals. The Mayor himself, and properly so, as the Charter designates, then interviewed five candidates passed along to him by this distinguished group. He did so in a very thorough manner. After this process, long as it was, Chief Cizanckas was put through a steeplechase of meetings a week or so ago, and then topped off with our marathon interview one week ago tonight. Mr. Morgan raised a very fallacious argument. If we follow the Morgan rationale, we're going to be here until November until we can choose a new Police Chief. I might also point out to Mr. Morgan that the Commission did vote this Saturday, to have life-time tenure, they've also voted to strengthen "removal for cause". That means if the Chief does get in trouble or doesn't do his job, or commits some transgression, why then he could be removed much more easily than the present statutes or present ordinances permit. Now this body is called the Board of Representatives and properly so because I assume we represent those people who reside in those districts we represent. The outpouring and the letters and the calls demonstrate that the citizens of this City want this man to be confirmed tonight.

MR. SIGNORE: I MOVE the question.

MR. MILLER: SECONDED. The motion is LOST. We need two-thirds. We'll take a DIVISION. The motion is LOST. There are 11 YES; 26 NO votes and 1 ABSTENTION. The motion to move the question is LOST. We'll proceed with the debate.

MR. WALSH: I'd like to speak on Mr. Blois' motion. As you know, I voted for Mr. Cizanckas on the Appointments committee because I was very impressed with the man. So as not to ignore the people in my district, as Mr. Sherer would have you think, and since there are so many people with doubts in their mind about Mr. Cizanckas, I am going to vote for Mr. Blois' motion.

MINUTES OF REGULAR MEETING OF MARCH 7, 1977APPOINTMENTS COMMITTEE (continued)

MR. ZIMBLER: In my four years in politics one thing I've never been called is a hypocrite and I won't be called one tonight. I believe the responsibility of a member of this Board is to vote the feelings of their constituents regardless. The majority of my district, as far as I can tell, does want this man to be confirmed. Therefore, in the event that the name does go out on the floor tonight, I intend to vote for his nomination. However, what I'm speaking about right now is Mr. Blois' motion. I see nothing whatsoever wrong with the motion as it's made, to return this man to committee for a period of a month. There are certain questions that by rights it is our duty as duly-elected representative of the citizens of Stamford to look into.

MRS. GOLDSTEIN: To me this vote is one of the most important votes our particular Board will take. Because of this, I must say I am distressed at the charges of stonewalling and playing politics that have been leveled at the Democratic Caucus. Everyone has the right to satisfy himself in relation to this appointment. I would not impinge on this Board for wanting to hold this nomination for another month. The thing that concerns me very much, in relation to the Charter, is a life-time provision. I detest it. However, I do not think holding this for another month will in any way change the life-time nature of our appointee. I do hope that when the Commission makes its recommendations to us that we will be able to convince them that this is not a good provision. I think we had two very distinguished panels. I would have been happier had there been a local person on one or both of the panels. We interrogated this man for over three or four hours; we learned a lot about him. I like the direction he seems to want to bring to this Police Force. That is one having a concentration on training, on management and education.

MR. BLUM: I don't think we have to worry about life-time tenure for Chief Cizanckas, because I don't think he's going to stop here in Stamford. His ambitions are real high. In the Board's questioning Monday, I think I sized up Chief Cizanckas. But I still feel that he has no ties to this City. I think five years hence we may not see him again. I would like to know more about him, therefore I am in favor of this motion.

MR. LIVINGSTON: It is very seldom that I vote in opposition of the majority of my Democratic colleagues. However, with a position as important as Chief of Police, if there is a twinge of partisan politics, I myself would never play a role in it. It is our job to approve or reject this nomination on its merits and not second-guess the Mayor. I urge this Board to reject the motion that has been made to return this nomination to committee.

MR. BAXTER: For my fellow representatives who are still with us at this late hour and after so many previous speakers, for the people in the gallery, and for anyone else who's still alive out on the other end of this radio - I hope that we all can see clearly what's been going on here tonight. I think that this decision that we are making tonight is probably the most important one that we will have the opportunity to make. Decisions are not easy. Now I hope that people here can remember what was said forty-five minutes ago when the first speakers started talking.

MINUTES OF REGULAR MEETING OF MARCH 7, 1977APPOINTMENTS COMMITTEE (continued)

MR. BAXTER (continuing) What was said to my ears was a characterization of those who were pushing for this motion to be returned to committee. They were being characterized as putting their own base political motives ahead of the good of the City; people who were wanting to subvert the desires of the community and a variety of other labels that serve to do nothing but to cause thinking to stop since you've been able to discover who the "bad" guys are and you know that you're on the side of good. Now I have no quarrel with the Mayor's selection process, mainly because I am not entitled to a quarrel of his selection process. He is the Mayor. That choice is his. It goes with the territory. Our job is to advise and to consent to the Mayor's appointment. It doesn't mean that we can be a rubber stamp. I'm not suggesting that because we don't like his process, that we reject who he appoints just to teach him a lesson, if you will, because we want him to get hot on our different ideas of who should be Chief. That would be an abuse of our prerogatives. Our duty to our constituents is to make an independent and informed decision on whether or not this man is qualified and able to do the job that Stamford needs. A man who was one of the previous speakers said he thought his job to vote the feeling of his constituents and not his own judgment. A man who does that I submit leads the City to chaos. The public is not as informed as the members of this body. The public is fickle, and you can't do that if you have a good reason not to. One of the things that was suggested that we haven't had a background investigation of the man and therefore, it should be put in committee to get that. I can't believe, although I may be surprised to find out that this man made it through the selection process without a background investigation. It's got to be somewhere. We haven't had the benefit of it. If it exists, it hasn't been sent to us. We must exercise independent judgment. I have no doubt, after a year and a half on this Board, and you may dislike me for the rest of the time for this, that most people here have made up their minds - that the debate that goes on this floor is primarily for the people on the other end of the microphone - that people haven't got the courage to make a difficult decision in the face of pressure.

MRS. HAWE: So far, two people have suggested that the Mayor has not wanted to give us sufficient time to investigate Mr. Cizanckas before the vote. I just want to bring it to those two people's attention and to everyone else here that it was the Mayor who brought the Chief here for an intensive four-day exposure to us, as well as to all the people of Stamford for an interrogation that I'm sure no one for any appointed office in the City has ever undergone. Everyone has mentioned the many calls and letters they have received, I don't agree that we should be a Gallup Poll and only vote the way our constituents tell us to vote. However, I do think that it is valid to mention that 95% of the calls and letters I've receive were in favor of this man's appointment. I bring this up because I think that it's important, as representatives that we do know how our people feel and to take that into consideration along with our impressions.

MR. GLUCKSMAN: I'm very disturbed tonight. It is obvious that the Mayor has used a very thorough selection process; Unfortunately, I also believe that for all practical purposes, cut out the possibility of even a consideration of a local candidate for this sensitive position. This, I believe was unfair to our local police officers who have dedicated their lives to our City.

MINUTES OF REGULAR MEETING OF MARCH 7, 1977APPOINTMENT COMMITTEE (continued)

MR. GLUCKSMAN (continuing) However, I do feel responsible to our City and feel a job of Chief of Police should be filled by the most qualified candidate. I am going to vote for the designated candidate if we're ever given the opportunity. He has all the qualifications for the job. I find my position where I have to disagree with the apparent majority of my party. We should all take the intelligent alternative tonight and welcome Chief Cizanckas to our City.

MR. WIDER: I was impressed with the nominee for the Chief of Police. I am concerned as to whether we need more information about him. I still find that there is dissatisfaction as to the information that we have. I think that we can only prolong the process of getting down to business by fooling around and making these long orations that we are making tonight. We should vote for the man or vote against him.

MRS. GANTY: I respect every member of this Board and their opinions. I detest name-calling and labeling. I firmly believe we are all here, Republicans and Democrats alike, sincerely trying to do our very best for our beloved Stamford, but without any misgivings and with a mandate from my constituents I will vote to confirm Mr. Cizanckas tonight.

MR. BLOIS: I would like to clear the air in what I've asked this Board to do. I have not asked you to vote against Mr. Cizanckas; I've asked you to put him back in committee so we can get an independent, objective view of the Chief's background.

MR. HAYS: I MOVE the question.

MR. MILLER: SECONDED. The motion is CARRIED. We'll proceed to vote on Mr. Blois' motion. There is a request for a roll call vote. The Chair sees more than one-fifth of the members desiring a roll call. The clerk will call the roll. 38 members of the Board present and voting. The motion is LOST, there being 15 YES; 23 NO votes. We can now return to the main motion, made by Mr. Dixon for the confirmation of Mr. Cizanckas as Chief of Police. The motion is on the floor and was SECONDED for confirmation of Mr. Cizanckas. We're open for discussion.

(ROLL CALL VOTE IS LISTED ON SECOND PAGE FOLLOWING THIS.)

MR. MORGAN: As qualified as I think Mr. Cizanckas^{is}, and as sure as I am that he'll be an excellent Chief, I feel that I cannot vote for anyone for life-time appointment. So I am going to leave the floor and abstain from voting.

MR. MILLER: That leaves us with 37 members present.

MR. LOBOZZA: First I would like to speak in favor of the appointment of Victor Cizanckas as Chief of the Stamford Police Department. I believe he possesses the most important qualities needed to lead a department such as Stamford in respect to its potential capabilities. Second, I would like to express my opinion on the proceedings of last Monday night's Appointments Committee meeting. It is my belief that the sole purpose of the Mayor's introduction speech was to set a hostile atmosphere among Board members. It was a cheap attempt to get what he considers his enemies to vote against his appointment for reasons of spite, a quality the Mayor seems to thrive upon.

MINUTES OF REGULAR MEETING OF MARCH 7, 1977APPOINTMENTS COMMITTEE(continued)

MR. LOBOZZA (continuing) I believe the comments about the Board, as a whole, and certain members in particular, were comments of a man that has tarnished, to say the least, the title of Mayor of the City of Stamford. I feel Mr. Clapes owes this Board and the citizens of Stamford a full apology for his speech of last Monday night.

MR. BAXTER: In a kind of perverse way, I'm kind of pleased that my headcount from the caucuses translated into a vote was right, precisely. I'm also sure that he will be confirmed by a similar vote as soon as we get around to it. Anybody that votes against him now will be subjected to the same type of speculation as to motivation as we witnessed from our Mayor and many of our speakers before. I intend to vote against him because we have not, in my opinion, done our duty in investigating the man fully. I regret doing that because I feel reasonably certain that he would come through such an investigation, but reasonably certain isn't enough.

MR. HAYES: MOVE the question.

MR. MILLER: SECONDED. We'll now proceed to vote. There is a request for a roll call vote. The clerk called the roll. Mr. Cizanckas has been confirmed as Chief of Police with 37 members voting - 30 YES; 7 NO votes. The Chair understands that it is the intention of the Leadership at this time and I would request that the Majority Leader and the Co-Minority Leader remain on the floor because it is the Chair's understanding that there will be a motion to adjourn this meeting to 8 P.M. a week from this evening. The Chair would be interested in knowing if there is any pressing business. For that reason, the Chair would request that a quorum remain because it is the Chair's understanding that there might be one or two items which have to be acted upon right now. SEE NEXT PAGE FOR ROLL CALL VOTE.

MR. MORGAN: There is one item that is on the agenda that may present a problem if we delay more than a week.

FISCAL COMMITTEE - Michael Morgan

(3) \$ 13,742.51 - BOARD OF EDUCATION - Code 861.0000 - Additional Appropriation to be reimbursed by a 100% prepaid STATE GRANT under Title VI, PART A of P.L. 93-380, Education Amendments of 1974, to continue the ADULT BASIC EDUCATION PROGRAM for balance of 1976/77 fiscal year. (Not yet acted on by Board of Finance by 2/14/77. Mr. Reed's letter 2/9/77.) (Approved 3/10/77)

MR. MORGAN: I would like to move for a Suspension of the Rules so that we might consider Fiscal item #3.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

MR. MORGAN: Through an error at the Board of Finance - that Board has not yet acted on this item. Our committee meeting last Wednesday voted 6-0 with one abstention, being myself, to approve this request pending favorable action by the Board of Finance. The reason there is some urgency in this regard is that this particular program is basically out of funds and it will be discontinued by the middle of March if we do not act on this appropriation this evening.

MR. WIESLEY: EDUCATION, WELFARE AND GOVERNMENT voted 4-0 in favor of this.

MR. MILLER: The item has been MOVED and SECONDED. MOTION is CARRIED UNANIMOUSLY.

MINUTES OF REGULAR MEETING, MARCH 7, 1977ROLL CALL VOTE on Mr. BLOIS' MOTION to RETURN TO COMMITTEE: (15 YES, 23 NO)THOSE VOTING IN OPPOSITION (23 NO):

Handy Dixon
 George Hays
 S. A. Signore
 Vere Wiesley
 Ralph Loomis
 Marie Hawe
 James Loboza
 Jeanne-Lois Santy
 John Wayne Fox
 Mildred Ritchie
 Wm. Flanagan
 L. Morris Glucksman
 Lynn M. Lowden
 Barbara McInerney
 Jeremiah Livingston
 Christine Nizolek
 Sandra Goldstein
 Donald Sherer
 Robert Costello
 Leo Carlucci
 John Sandor
 Audrey Cosentini
 Frederick E. Miller, Jr.

THOSE VOTING IN FAVOR (15 YES):

Mildred Perillo
 Michael Morgan
 Kurt Zimble
 George Ravallese
 Alfred Perillo
 Adam Osuch
 Linda Clark
 Thomas D'Agostino
 Lathon Wider, Sr.
 Joseph DeRose
 Julius Blois
 George Baxter
 David I. Blum
 George V. Connors
 Peter Walsh

MOTION LOST: 15 YES; 23 NO.ROLL CALL VOTE on MOTION to APPOINT VICTOR GIZANCKAS AS CHIEF OF POLICE:THOSE VOTING IN OPPOSITION (7 NO):

Mildred Perillo
 George Ravallese
 Alfred Perillo
 Thomas D'Agostino

Julius Blois
 George Baxter
 George V. Connors

THOSE VOTING IN FAVOR (30 YES):

Kurt Zimble
 Handy Dixon
 George Hays
 Ralph Loomis
 Adam Osuch
 S. A. Signore
 Vere Wiesley
 Marie Hawe
 James Loboza
 Jeanne-Lois Santy
 John Wayne Fox
 Mildred Ritchie
 Wm. Flanagan
 L. Morris Glucksman
 Linda D. Clark

Lynn M. Lowden
 Lathon Wider, Sr.
 Joseph DeRose
 Barbara McInerney
 Jeremiah Livingston
 Christine Nizolek
 Sandra Goldstein
 Donald Sherer
 Robert Costello
 Leo Carlucci
 David I. Blum
 John Sandor
 Peter Walsh
 Audrey Cosentini
 Frederick E. Miller, Jr.

NOTE: Michael Morgan left the floor and did not participate in the voting.MOTION CARRIED with 30 YES votes; 7 NO votes; 1 abstention (Michael Morgan).

MINUTES OF REGULAR MEETING OF MARCH 7, 1977FISCAL COMMITTEE (continued)

MR. MORGAN: I'd like to defer to Mrs. Clark who has another FISCAL item to be considered under SUSPENSION OF RULES.

MRS. CLARK: I would like to MOVE for SUSPENSION OF RULES so that the Stamford Day Care Program can send up their application for the upcoming year of 1977-78.

MR. MILLER: MOVED and SECONDED. This item is not on the Agenda.

MRS. SANTY: I would like it recorded that I am leaving the room and will not partake in this vote for possible conflict.

MR. MILLER: There are 37 members present. The MOTION is CARRIED UNANIMOUSLY.

MRS. CLARK: We are not voting on any approval of any sort of money. All we're doing is approving the application for the Day Care Program to send up their budget application which must be in Hartford on or before April 1st and not one day later.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY, with MRS. SANTY not participating on this item.

(13) REQUEST TO APPLY FOR 1977-78 FUNDING BY STAMFORD DAY CARE CENTERS - Mrs. J. Ellis' letter 2/8/77 to Mayor Clapes enclosing application.

RESOLUTION NO. 1085 AUTHORIZING THE FILING OF A BUDGET APPLICATION FOR THE STAMFORD DAY CARE PROGRAM.

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs is authorized to extend financial assistance to local housing authorities, municipalities, human resource development agencies and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for an amount not to exceed FIVE HUNDRED FOUR THOUSAND FOUR HUNDRED AND FOURTEEN DOLLARS (\$504,414.00) in order to undertake a program to provide day care services, and to execute an Assistance Agreement therefor;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES:

1. That it is cognizant of the conditions and pre-requisites for State assistance imposed by Chapters 128, 129, 130, 132, and 133 of the Connecticut General Statutes.
2. That it recognizes the responsibility for the provision of local grants-in-aid to the extent that they are necessary and required for said program.
3. That the filing of the Day Care Refunding Grant Application, in an amount not to exceed FIVE HUNDRED FOUR THOUSAND FOUR HUNDRED AND FOURTEEN DOLLARS (\$504,414.00) is hereby approved, and that the Mayor of the City of Stamford is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance, if such an Agreement is offered, to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Stamford.

MR. SANDOR said the National Junior Tennis League of Stamford wants to hang a banner across Summer St. and Atlantic St., starting March 18th to April 19th.

MR. MILLER asked if the Committee voted on this and Mr. Sandor replied it had not because they just received it Feb. 17th. MR. MILLER said this could wait until next week, to the adjourned section of this meeting, which would be MARCH 14, 1977.

MINUTES OF REGULAR MEETING OF MARCH 7, 1977

MR. MILLER said he was aware of only one other pressing matter and that he would entertain a MOTION from Mr. Fox at this time on a matter which should be cleared up immediately.

LEGISLATIVE AND RULES COMMITTEE - John Wayne Fox

- (20) THE MATTER OF EXTENDING THE REPORTING DATE OF MARCH 7, 1977 TO A LATER DESIGNATED DATE FOR THE TENTH CHARTER REVISION COMMISSION TO MAKE THEIR REPORT TO THE BOARD OF REPRESENTATIVES. Considered at 2/9/77 meeting but action incomplete.

MR. FOX MOVED for SUSPENSION OF RULES so that Item #20 could be taken up out of order.

MR. MILLER: SECONDED and MOTION is CARRIED UNANIMOUSLY. Will the members return to the floor. The CHAIR is operating under the assumption that we have 38 members present.

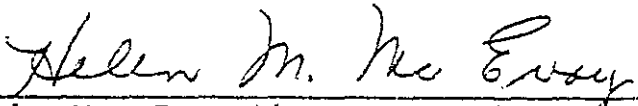
MR. FOX: This was discussed and voted on at the meeting of the Board in February and at that time it is my understanding that the President was directed to contact the Charter Revision Commission and instruct them that they could report on or before April 4th. The resolution itself indicates that the Commission should report to the Board of Representatives at its regular meeting in March, but in no event later than one year from the date thereof, which would be April 3rd. Consequently, in order to clarify this, I would move that we rescind the action taken by the Board of Representatives at its February meeting. I would MOVE for that action.

MR. MILLER: MOVED, and SECONDED by Mr. Blois. It is the CHAIR'S intention to immediately address a letter to Mr. Mackler, the Chairman of the Charter Revision Commission, telling him that the final report of the Commission must be to the Board of Representatives by April 1, 1977, and I think that gives them a reasonable period of time and there would be no question about compliance with the State Statutes.

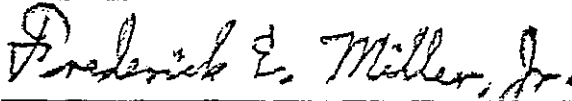
ADJOURNMENT:

MR. MILLER: The CHAIR would at this time entertain a MOTION to ADJOURN to next Monday night, March 14, 1977, at 8:00 P.M. MOVED and SECONDED.

The Meeting ended at 1:05 A.M.


Helen M. McEvoy, Administrative Assistant
(and Recording Secretary)

APPROVED:


Frederick E. Miller, Jr., President
14th Board of Representatives

NOTE: The above meeting was broadcast in its entirety over WSTC.

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MINUTES OF ADJOURNED MEETING OF MARCH 14, 197714th BOARD OF REPRESENTATIVESSTAMFORD, CONNECTICUT

An Adjourned Meeting, being adjourned from the March 7, 1977 Regular Monthly Meeting of the 14th Board of Representatives of the City of Stamford, Connecticut, was held on Monday, March 14, 1977, in the Legislative Chambers of the Board, 429 Atlantic Street, Stamford, in order to complete the unfinished business still pending from the previous meeting.

The meeting was called to order the PRESIDENT, FREDERICK E. MILLER, JR., at 8:18 P.M., after a short caucus by the Democratic members of the Board.

PLEDGE OF ALLEGIANCE TO THE FLAG: The PRESIDENT led the members in the Pledge of Allegiance to the Flag.

ROLL CALL: In the absence of the Clerk, Mr. Miller appointed MILDRED RITCHIE as Temporary Clerk. Mrs. Ritchie called the roll. There were 27 members present and 13 absent; however, very shortly 5 more members came in and there were 32 present and 8 absent. The absent members (8) were:

Ralph C. Loomis	Joseph DeRose
Adam E. Osuch	George C. Baxter
Linda D. Clark	Christine Nizolek
Gerald J. Rybnick	Leo J. Carlucci

The PRESIDENT declared a QUORUM.

CHECK OF THE VOTING MACHINE: A check of the voting machine was conducted and it was found to be in good working order.

MR. MILLER called upon MR. MORGAN, Chairman of Fiscal Committee to proceed with the next business on the agenda, the fiscal items not previously handled.

FISCAL COMMITTEE - Michael G. Morgan

(1) \$ 3,196.50 - BOARD OF RECREATION - STERLING FARMS - Code 663.1301 - INSURANCE.
Mayor Clapes' letter 9/28/76. Board of Finance approved 10/19/76.
Held in Committee 11/8/76 and by Steering 12/6/76 and 1/24/77.

MR. MORGAN: The Fiscal Committee met on Wednesday, March 2nd at 8:00 P.M. The Committee voted 7-0 to HOLD IN COMMITTEE pending a meeting with Superintendent of Recreation Bruno Giordano.

MR. SANDOR: No report from Parks and Recreation Committee.

FISCAL COMMITTEE (continued)

- (2) REQUEST FOR AUTHORIZATION FROM BOARD OF EDUCATION TO FILE PRELIMINARY APPLICATION FOR STATE AID FOR "STAMFORD HIGH SCHOOL AUDITORIUM MODERNIZATION PROJECT" and "STAMFORD HIGH SCHOOL SITE IMPROVEMENT PROJECT", STAMFORD PUBLIC SCHOOLS, CAPITAL PROJECTS BUDGET, 1975/1976 and 1976/1977, per Sept. 27, 1976 letter to Mayor Clapes from B. R. Reed, Supt./Business Affairs; Mayor's letter 1/19/77; also Mr. Reed's letter of Jan. 28, 1977.

MRS. COSENTINI: I would just like to point out that this money is money that has already been spent by the Board and this is a reimbursement of the City, so we're crazy if we don't try to get it back.

MR. MILLER: MOVED and SECONDED. CARRIED UNANIMOUSLY with 32 present. (The grant applied for is \$397,500.00.)

RESOLUTION NO. 1082

AUTHORIZATION OF PRELIMINARY APPLICATION FOR STATE AID GRANTS FOR "STAMFORD HIGH SCHOOL AUDITORIUM MODERNIZATION PROJECT", and "STAMFORD HIGH SCHOOL SITE IMPROVEMENT PROJECT", STAMFORD PUBLIC SCHOOLS, CAPITAL PROJECTS BUDGETS, 1975/1976 and 1976/1977.

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, pursuant to and within the limitations of Public Act No. 493, entitled "An Act Concerning Application for School Building Grants" (1969 Session of General Assembly) that the Board of Education is hereby authorized and directed to apply for State Aid on behalf of the Board of Education, for "STAMFORD HIGH SCHOOL AUDITORIUM MODERNIZATION PROJECT, AND STAMFORD HIGH SCHOOL SITE IMPROVEMENT PROJECT", Stamford Public Schools Capital Projects, in the name of the City of Stamford for said projects.

This Resolution shall take effect upon its enactment.

Note: Fiscal Item No. 3 was UNANIMOUSLY APPROVED at the March 7, 1977 meeting for \$13,742.51 for BOARD OF EDUCATION - Code 861.0000 re Adult Basic Education Grant.

FISCAL COMMITTEE (continued)

- (4) \$300,000.00 - BOARD OF EDUCATION - AMENDMENT TO THE 1976/1977 CAPITAL PROJECTS BUDGET. A NEW PROJECT TO BE ENTITLED "VOCATIONAL HORTICULTURAL REGIONAL CENTER" to be financed by a State Grant under General Statutes, Section 10-64, 65, 66, and is 100% REIMBURSABLE, per Mayor Clapes' letter 11/12/76; Mr. Benjamin R. Reed's letter of 11/4/76, and supporting data. Approved by Board of Finance 2/14/77.

RESOLUTION NO. 1083

RESOLUTION AMENDING THE 1976/1977 CAPITAL PROJECTS BUDGET BY ADDING THERETO A NEW PROJECT IN THE AMOUNT OF THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) TO BE ENTITLED "VOCATIONAL HORTICULTURAL REGIONAL CENTER" TO BE FINANCED BY A STATE GRANT UNDER GENERAL STATUTES, SECTIONS 10-64, 65, 66.

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford in accordance with the City Charter:

1. To adopt an amendment to the 1976/1977 Capital Projects Budget by adding a new project thereto in the amount of THREE HUNDRED THOUSAND DOLLARS (\$300,000.00) to be known as "VOCATIONAL HORTICULTURAL REGIONAL CENTER".
2. To finance said project by a State Grant under Connecticut General Statutes, Sections 10-64, 10-65, and 10-66.
3. That this Resolution shall take effect upon its enactment.

Note: Resolution No. 1083 above was APPROVED by a vote of 22 YES and 10 NO. Discussion on this item is on the following pages.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

FISCAL COMMITTEE (continued)

MR. MORGAN: Our committee voted 7-0 in favor and I would so MOVE.

MR. WIESLEY: Education, Welfare and Government Committee voted 3 in favor and one abstention.

MR. MILLER: MOVED and SECONDED.

MR. WIDER: I'm a little concerned with this grant coming in for the Horticultural School. Is this the only thing it could be used for? I'm not so sure that we don't need a little improvement in our reading and writing more than we do with all these Horticultural Schools.

MR. SIGNORE: I do understand that this is a State Grant. What I'm concerned about is that if the grant is only for a couple of years and the program continues, who picks up the balance or who carries on the program from that point on?

MR. MORGAN: This is money appropriated in order to build the facility. Whatever costs that would be incurred in connection with operation of the facility, over-time would be minimal if anything. This is envisioned to be a regional facility, so it's very possible that students from Greenwich, Darien or New Canaan would attend this center and have to pay in order to go to school in Stamford. There is a similar facility in Trumbull which has been in existence for about seven years and it's been a money maker for the town of Trumbull. They have earned more in fees from out-of-town students and from the products that they're dealing with and whatever cost of employing teachers and providing material for the students. So, if anything we should make some money off of the operation of this center and although your point is well taken, I think that that has been thought out by the Board of Education. Those were the kinds of questions that the Fiscal Committee asked. They satisfied us with a very thorough presentation.

MR. SIGNORE: You said "minimal". What do you mean by minimal amount?

MR. MORGAN: One or two teachers. To some extent, it depends on how many students are enrolled - they envision one or two teachers based on preliminary estimates of how many will be participating initially.

MR. LOBOZZA: Isn't this more or less vocational training that I would believe would be taken up by Wright Tech and financed by the state? Wouldn't it go better there than in our own educational system, seeing that we never made money on anything in the school system yet?

MR. MORGAN: These kinds of centers are not attached to the vocational schools around the state. The other ones that exist have all been put in with the regular high schools and I think it's important to put it into the High School. The High School education here tends to be very highly orientated towards college preparatory and if someone is interested in learning a skill or a trade, particularly something like this where I think there's a real career opportunity. We're going to be enabling those young people now to be landscape architects and gardeners and give them a trade rather than just give them the basic education that prepares them for college and then they don't go on.

MINUTES OF ADJOURNED MEETING March 14, 1977

FISCAL COMMITTEE (continued)

MR. LOBOZZA: I think before the Board of Education should more or less try to branch out into other fields of education, they should try and master at least one that they're supposed to be doing now, seeing as in this day and age we have children graduating that can't even pass English. They should put their efforts into another area.

MRS. McINERNEY: Am I to assume that this program would be run similar to the Special Education Cooperation venture that is under the Fairfield County Regional System with the fifteen towns in Fairfield County cooperating to offset the operating expenses of the program?

MR. MORGAN: No, I don't think so, maybe you could explain a little bit more about how that program works. I'm not all that familiar with the program that you're describing.

MRS. McINERNEY: It simply deals with educating children who require special education -- autistic, emotionally disturbed, or have learning disabilities. It was run once out of Noroton School in Darien. Their operating budget was that each town that participated paid X number of dollars. What you mentioned to Mr. Signore is that or part of operating expenses in the future might be to pay for two teachers and it might not have a portion of electricity, heat and any other type of money that might go to sustaining the building?

MR. MORGAN: No. The way this would be financed, there would be no new teachers hired for this program. It's envisioned initially to be a program for Stamford students. Now the Board of Education is aware of the fact that there are students in surrounding communities who would be interested in participating in this, and in order for them to do that, they would have to pay a fee to enable them to enter it, so there would be some fee income generated here.

MRS. McINERNEY: What could be the student body capacity of the school like this, and if we had children going there from Stamford, would they have to pay a fee or would it be the same as a regular public high school?

MR. MORGAN: No, for Stamford people there is no fee. The Stamford children would be the ones who would have the first chance to go there. If there were enough Stamford students interested and that filled the program to capacity, that would be it. If there was excess capacity, then students from out of town would have an opportunity to go as well.

MRS. McINERNEY: But what about the capacity for students? How many students will this take? What size building are we talking about?

MR. MORGAN: It's not a fixed number. It's a fairly flexible program.

MR. HAYS: If I may supplement the comments of Mr. Morgan. I think we're off on the wrong track comparing this to a vocational educational program.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

FISCAL COMMITTEE (continued)

MR. HAYS (continuing) This, if you will envision it, is nothing more than a laboratory at the high school level. The physical facility is really a greenhouse. The program is to be used to better educate youngsters who want to pursue college careers in forestry, agronomy, botany and all the related sciences. A lot of the education will be done in the science class, using this facility as a lab. And the facility capacity to accommodate students is really limited to the imagination and creation of programs in the school that use it. Initially, it's conceived that one teacher is all they'll have in this facility specifically to begin with, but they are prepared to add another teacher if the demand increases.

MR. HOFFMAN: I for one am going to vote against this particular item and the reason that I am is because I feel that this is an item that should be give to a vocational school or a trade school. I feel that perhaps other thoughts or consideration should be given perhaps to using the Arboretum for this particular thing rather than taking \$300,000 and putting it into a system whereby the more you hear about it, the less sure it seems.

MRS. COSENTINI: I think there's a misunderstanding about what this is. First of all, it's not a separate school. The children who go into this program whether they be from Stamford or elsewhere will be enrolled as high school students at whichever high school is selected for this facility. They will be in the high school classes for the greater part of the day. It is a technical and a very high level scientific kind of course of study that is part of the high school program. What the \$300,000 is for is to build a 44 by 58 warehouse. They call it a laboratory, but it's really a big building where they can put some of their experiments. For years we've had in Stamford schools for instance the advanced placement courses that allow our children to be able to skip those courses in college and save some money. This is the same type of thing. It gives them a head start into some vocational and to some life-long kind of education. It is an expansion of the scientific program in the schools. It's a valuable program and an important thing for those who are concerned about the fiscal aspect is that the Board of Education has said that they will absorb any of the operating costs very easily in their budget, because they could simply re-employ the teachers that are teaching science.

MRS. SANTY: I'm getting many calls from taxpayers in my district and am wondering whether these are dollars well spent. I know they're grants, but grants come from our tax dollars too. Is this going to cost us anything, other than our original tax dollar from a grant?

MR. MORGAN: I thought I answered that when I told Mrs. McInerney that it was not. There are no new teachers going to be hired. The construction and initial supplies for this building are going to be paid out of the grant, and if anything, once the program is implemented, our pattern of operation is at all analogous to what Trumbull's is, we should make money off of this. So I think it's an opportunity that we shouldn't let pass by and there really is some urgency about this because the state has told the Board of Education that they will only guarantee the availability of these funds until March 15th, which is tomorrow. So if this is defeated tonight or held in committee, we lose the money.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

FISCAL COMMITTEE (continued)

MR. MORGAN (continuing) This facility will go to Norwalk, Westport or New Canaan, and Stamford parents who want their children to participate in this program will have to pay those towns in order for their children to get this kind of specialized education. So I think it is important for us to act on it now. There are a number of these facilities around the state and in no instance are they part of a vocational high school, they are part of a regular high school and that's the way the state of Connecticut has chosen to implement it. This program is not really a choice that we have. We can't turn it down and say give it to Wright Tech, because if we don't take it for West Hill, Stamford or Rippowam we don't take it at all. So that's another perspective you've got to have when you make a choice on voting for this item. Mr. Hoffman also raised the point of using the Arboretum. It's a terrific facility but I think it's totally inappropriate here because there are going to be all kinds of additional expenses incurred.

MRS. GOLDSTEIN: It will be a very heavily science related program. The state is so excited about the program that they have already committed the \$300,000 if we you know, take the necessary steps. It's a beautiful program. Stamford will be the loser if we don't vote for it. I hope that we don't allow any hostility that we may feel in relation to the Board of Education get in the way of voting for this 100% prepaid state grant.

MR. LIVINGSTON: I would just like to add, being a past student of Wright Tech, one thing we should keep in mind that our vocational schools are not geared for this phase of American enterprise. We will lose by not pursuing this program, and we must keep in mind that our vocational schools are geared for industry and commerce.

MRS. PERILLO: I voted for this in committee, but since then I have heard from many parents, and they are very concerned. It maybe a good program but their concern is that when their children graduate in June they would like them to know that they can read, write and add, these are some of the things their children cannot do. They have asked me to vote against this.

MR. MORGAN: I too am concerned about the kinds of things happening in the Stamford school system. I don't think that by denying this grant that we're going to serve any useful purpose. But I think I would have to look at this as a state financed science laboratory to supplement and complement the education that our kids are supposed to be receiving in school, and by denying this, we'll only be hurting the children.

MR. MILLER: We'll proceed to vote on this question. The minutes will indicate that for this vote now Mr. Walsh, Mr. Livingston, Mrs. Howe, Mr. Flanagan are present. Also Mr. D'Agostino, there are 32 members of the Board present. The Chair would advise the members of the Board that this item is more than a acceptance of a grant. It is an amendment to the capital projects budget so the vote would be governed by Section 619 of the Charter and it would require two-thirds of the members present to approve this, but in no case less than a majority of the entire membership. We have a request for a roll call vote. The motion is CARRIED. 22 YES, 10 NO votes (M. Perillo, Hoffman, Ravallese, A. Perillo, Signore, Howe, Loboza, Santy, Wider McInerney).

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

FISCAL COMMITTEE (continued)

- (5) \$ 35,242.01 - BOARD OF EDUCATION - Additional Appropriation to pay for repair of Westhill High School fire damage of 1/19/75. This is amount outstanding after insurance company paid for their coverage; and due to changes to State Building code since school was constructed, additional expenses had to be incurred in the repairs. Total damage amounted to \$271,658.91.

MR. MORGAN: Our committee on March 2nd voted 7-0 in favor and I would so MOVE.

MR. WIESLEY: EW&G concurred with the vote of 2 to 1.

MR. LOBOZZA: Most of us will remember that this was up before this Board once before and it was the consensus of opinion of this Board that this be paid out of the budget of the Board of Education. They've got \$30 some odd million dollars last year, they should have an ample surplus in there to pay for this.

MR. MILLER: This matter has been MOVED and SECONDED.

MR. MORGAN: With respect to Mr. Loboza's comments, I should like to point out the Fiscal Committee's support of this in July when it was considered previously and supported it unanimously again this month. There are certain code requirements in connection with this fire that have to be met that are not covered by insurance. Now Port Chester Electric, the contractor for substantially all of these funds, has not been paid and it appears to me that in the event that this item is denied again they will sue successfully for the funds. Not only will the City be obliged to pay the judgement in the amount that is owed to Port Chester Electric, but they're also going to have to pay interest on this money from the original date of the bill, so there's going to be some additional cost unless we act now on an item that is a legitimate item, that's been approved twice unanimously by the Fiscal Committee.

MR. LOBOZZA: I'm not questioning the merits of the costs, Mr. Morgan. I think every one here realizes that we give X amount of dollars to the Board of Education every year and they have the right to transfer those funds around anywhere they please. They came to us, and they said in an economy move, they're going to close Balltown School. What they did-- they chased the kids out, now they're using it for administration. They haven't saved us one red cent on operating costs. The City won't be sued for this, the Board of Education will be.

MR. PERILLO: You mean to tell me Port Chester Electric is hanging on for two years and the Board of Education hasn't acted before on this? I thought at one time there was a suit by the Board of Education against Port Chester Electric. What happened to that, for faulty wiring?

MRS. PERILLO: I would like to ask Mr. Morgan if he remembers last year at budget time that the Board of Education had money left. Why didn't they pay this bill that has been outstanding out of that money?

MR. MORGAN: As I'm sure Mrs. Perillo remembers, the Board of Education in fact did not have any money left. It's just that the computer printout does not show money that has been obligated, although not yet spent and on June 30th there was a balance in a number of accounts in the Board of Education. That represented obligations incurred by that Board for teacher's salaries over the summer, materials that have been billed but not yet paid, and in fact that Board did not have a surplus. That information last June was misleading, inaccurate and incorrect.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977FISCAL COMMITTEE (continued)

MR. MORGAN (continuing) This is the first emergency appropriation that we've seen from the Board of Education this year. I understand we've not had an emergency appropriation from them in four years. This should be approved on its merits.

MRS. PERILLO: The Board of Education always seems to find money to hire somebody. They should pay their bills before they go hiring anybody. This bill has been long outstanding and I am against giving them the money for it. Let them find it in their budget.

MR. HAYS: A substantial amount of resistance occurred last year when this came before us on the grounds that this should have been a capital expenditure and not an operating expenditure. The auditor advises us that this is the proper way to treat this expenditure and I think we are compelled to accept and go along with the manner in which the Board has requested these funds. We're getting into the latter part of the current fiscal year and as with most money spending groups in our municipal bureaucracy, the money winds up committed and I can well understand that they may not have monies left. They come before us in the near future to request a budget for the next fiscal year. I would encourage all of us to involve ourselves in the budget process so that we can give them a budget next year that they can live within the manner in which we want them to live. I think it's obvious that a lot of us don't trust the Board of Education's financial abilities when it come to requesting a prudent budget. We control what we give them in the budget.

MR. ZIMBLER: This case must be judged on its own particular merits. May is coming up. We're going to get another change to vote on their budget. Lets just watch it more closely than ever, but lets not let our feeling cloud this particular issue. This is a bill that is long overdue.

MR. MILLER: The motion is CARRIED. 25 YES, 7 NO votes. (M. Perillo, Hoffman, Ravall, A. Perillo, Lobozza, Sandor, Walsh).

(6) \$ 28,339.00 - STAMFORD DAY CARE CENTER - Code 750-6002 PROVISIONS - FOOD -
Fully reimbursable from Department of Community Affairs and
State Department of Education. Mayor's letter 2/4/77 and
Mrs. Ellis' letter 2/2/77. Board of Finance approved 2/14/77.

MR. MORGAN: Our committee voted 7-0 in favor and I would so MOVE.

MR. WIESLEY: EWG concurred.

MR. MILLER: MOVED and SECONDED. Mrs. Santy is leaving the floor and is not participating in this vote. There are now 31 members present. The motion is CARRIED UNANIMOUSLY.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

FISCAL COMMITTEE (continued)

- (7) \$ 4,000.00 - COMMUNICATIONS - CAPITAL PROJECT - Amendment to the Capital Projects Budget for 1976/77 by adding thereto a project to be known as "REPLACEMENT OF TRAFFIC LIGHT SYSTEM AT RYLE SCHOOL AND INTERSECTION OF GREENWICH AVENUE AND SELLECK STREET" in the sum of FOUR THOUSAND DOLLARS (\$4,000.00). Board of Finance on 2/14/77 approved \$4,000.00, reducing it from \$18,000.00.

MR. MORGAN: Our committee voted 7-0 in favor, and I would so MOVE.

No Report on behalf of Planning and Zoning Committee.

MR. MILLER: It has been MOVED and SECONDED to Suspend the Rules. The motion is CARRIED.

MR. FLANAGAN: Through you I'd like to ask Mr. Morgan if this expenditure has been reimbursed through insurance by the vehicle that wiped out the light?

MR. MORGAN: I am not aware of the details of the accident and I can't answer that.

MR. FLANAGAN: I'd like to move that it be HELD in committee pending the determination of whether or to what extent this was reimbursed by insurance. The intersection is functioning much better without the traffic light than it ever did with the traffic light.

MR. MILLER: MOVED and SECONDED to return this item to committee.

MR. HOFFMAN: When it's being returned to committee, could they indeed tell us something as to why the Board of Finance reduce this from the original \$18,000 down to \$4,000?

MRS. COSENTINI: Is it significant or not to ask whether or not the insurance company pays in terms of taking action? In other words, if we replace this light that doesn't negate the insurance company's liability to us, so I'm not sure what the point of holding would be in that case. The business about the \$18,000 being reduced was that Mr. Weber pointed out to us that this \$4,000 is a temporary solution. The whole intersection is apparently part of the topics of re-organization, and as soon as that grant goes through, it would be redone. It's interesting to me that Mr. Flanagan feels that the intersection is working better because Mr. Weber made a great deal of the fact that he felt it was extremely hazardous to the children using the school that the light was not functioning so I don't know what to believe there.

MR. FLANAGAN: To address myself to Mrs. Cosentini's statement, I am concerned about the school children but in thinking about it, I believe there is always a special officer on duty whenever the kids are in that intersection. I don't propert to say that it doesn't need the light because of the school, but it's working out beautifully with all the heavy trucks that come around the corner. Everybody is being very polite and the thing is working very well - amazing.

FISCAL COMMITTEE (continued)

MRS. McINERNEY: I would probably have to agree if I was looking at it through the point of a driver that the intersection might be functioning better, but if I were a little child, I would be quite concerned about running in front of one of those trucks. But specifically, my question would be to Mr. Morgan. On some of the information that I have attached on this appropriation a little note saying that the system was destroyed by a large van on April 16th and no funds for this damage will be sought via the legal claims department of the Corporation Council's office. It would lead me to believe that the City of Stamford might have to bring a claim against the trucking firm and that could take years. I don't think we could wait years when we're talking about lives of children.

MR. DIXON: That being in my district, I believe I'm just about as concerned about it as anyone else. Mr. Flanagan is right, the flow of traffic does seem to be a little bit better now without the light, but that is for automobile traffic. I'm sure it doesn't do anything for the safety of the kids using the school. We're talking about holding this in committee for one more month, I don't believe it's going to matter that much. I don't believe that we're talking about delaying the replacement of the traffic light until the City is reimbursed. We're talking about holding this up for another month so that we can get more information on it.

MR. SHERER: I MOVE the question.

MR. MILLER: The motion is CARRIED UNANIMOUSLY. The question now is on the motion to return to committee item #7 under Fiscal. The motion is CARRIED.

(8) \$250,000.00 - PUBLIC WORKS DEPARTMENT - BUREAU OF SANITATION, DIVISION OF LANDFILL AND REFUSE REMOVAL - MAINTENANCE OF DISPOSAL AREAS CODE 351.1216 for Hausway contract. Mayor's letter 11/16/76; Comm. Rotondo's letter 11/16/76. Board of Finance approved 2/14/77.

MR. MORGAN: Our committee voted 7-0 in favor, and I would so MOVE.

MR. PERILLO: Public Works Committee met on March 2, 1977. By a vote of 9-0, we support this issue.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

(9) \$ 54,319.00 - PUBLIC WORKS DEPARTMENT - BUREAU OF SANITATION - SEWAGE TREATMENT PLANT - CODE 341.0101 SALARIES - 100% fully-reimbursed by Federally funded Title II Public Works Capital Development and Investment Act. (Original request was for \$71,000 and Board of Finance reduced to \$54,319.00 approving this sum on 2/14/77) Mayor's letter 1/11/77 and Comm. Rotondo's letter 1/11/77)

MR. MORGAN: Our committee voted 3 in favor and 3 against. With a tie vote, there is no recommendation and I guess it fails in the Fiscal Committee -- is that correct?

MR. MILLER: That's correct Mr. Morgan.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977FISCAL COMMITTEE (continued)

MR. PERILLO: Public Works voted 9 against, it does not support this issue.

MR. MILLER: So there is no motion on the floor at this time to have this matter approved by the full Board. Mrs. Cosentini moves to take this matter out of committee. Seconded by Mrs. Howe.

MR. LOBOZZA: I think we're all aware of the situations that are going on in Public Works Department. Laborers have been laid off and Highway Department and other departments in there, and it's my feeling, voting against this, that the City would do some justice to its employees rather than lay people off and make a big thing about hiring some laborers in the sewage treatment plant, we could move these people over.

MR. BLUM: I too am against this for the same reason that Mr. Loboxxa has given. When talking to Mr. Rotondo in asking him questions in regard to why the five laborers that are to be advertised in the sewage treatment plant, why these five laborers that being laid off in the multi-purpose incineration -- why can't they be taken over? And the answer was "Well that's the Personnel Committee". I've never heard of that. What is the test that a laborer can do that he couldn't do over in the sewage treatment plant? Would the test be to dig one ditch?

MR. MILLER: The Chair would advise the members of the Board that we're only talking about whether or not to take this matter out of committee, so please confine your remarks to that issue.

MR. GLUCKSMAN: I don't have any remarks pro or con on this. I'm only trying to understand the issue here, and I would like to direct this to Mr. Perillo, since his committee came out with a firm recommendation against this. And that is -- it says here 100% fully reimbursed. To me that sounds like it's free money to the City. I don't see why we should give it up, I would just like to see the reasons behind this.

MR. PERILLO: Over here is all the information you see and that's just what we've got. We haven't been told what kind of job openings there are, who it involves, if they're titles or just laborers, or what. We haven't gotten any information whatsoever, except what you read on the agenda.

MR. GLUCKSMAN: Mr. Miller, my question has not been answered -- Mr. Morgan do you happen to know?

MR. MORGAN: As you may recall, the City got a certain amount of money under this particular act to be used for employment and spread among a variety of agencies. We won't lose this particular appropriation if this appropriation request is denied tonight. The money will just be held in limbo for application and utilization by another City agency. I think what Mr. Perillo was referring to and which I have some sympathy for is that we really don't know a great deal about this. We've been told a little bit about the jobs that they're considering here, on one hand you read in the paper that they're laying people off in the Public Works Department, and then a day or two later we have the Commissioner of Public Works appearing before a joint meeting of the Fiscal and Public Works Committees requesting approval to make some new hires. I personally would like to see this request begin its way through the process again.

FISCAL COMMITTEE (continued)

MR. MORGAN (continuing) I think the Mayor, the Board of Finance, the Board of Representatives based on what we know now should take a second look at that and in order to have that process begin again, if this item is defeated tonight, we'll be unable to do that. And so I would support this not being brought out of committee, having it die and let the Mayor, if this is what he wants, begin the process again.

MR. MILLER: What's going to happen if we keep it in committee tonight? It would have to be disposed of sooner or later by the Board Mr. Morgan.

MR. MORGAN: Both the Fiscal and Public Works Committees made unfavorable reports.

MR. GLUCKSMAN: I would hate for us to lose \$54,000 and if you are sure that by our defeating it tonight we would not lose the money, I could support your position, but otherwise, I can only see \$54,000 going to Darien, New Canaan or some other City. That would not serve us at all no matter who we're trying to teach a lesson.

MR. MORGAN: In response to Mr. Glucksman's question, we will not lose this money. It was not applied for to be used by the Public Works Department, it was just money applied to be used by the City and the City decides where it can be best utilized. I'd like to ask the President a question: As the Chairman of the Fiscal Committee, it is my understanding that the intent of the committee's vote was to deny this item. What process do we need to go through now in order to have that happen?

MR. MILLER: Bring it out on the floor of the Board and have someone make a motion for its approval and have that motion seconded. And then it would be before the entire Board and the Board would either have to approve it or reject. If it's approved, that would be the end of the process, if rejected, that be be the end of the process in another way, the Mayor would have the right to initiate this again. The procedure that has been followed this evening up to this point would mean that this matter would remain in the two committees to which it was given and it could conceivably come up again at the next monthly meeting.

MR. MORGAN: Then following that, if it's the intent of our committees that this be rejected, then we should vote in favor of Mrs. Cosentini's motion to bring it out of committee.

MR. HOFFMAN: I was present the evening that Mr. Rotondo told us about the positions that he had intended filling and he told us about the number of people that were laid off out of the incinerator operation. It is my understanding, and I thought he made it very clear at the committee meeting that the people who were laid off were basically operators of equipment. Some laborers also were laid off. The jobs that he was trying to fill were jobs that might have involved two laborers, but basically the majority of the jobs that were to be filled were more of a technical nature, high technical. These were people that would work in the laboratory as opposed to being just plain laborers, operators and machine operators. And therefore, I can't understand the fact that this has gone through a couple of committees and there are a number of bright people on these committees, they don't understand how this money is going to be spent or where. If we are going to become physically responsible and begin to hold the taxes in line so that people are going to be able to afford to live here rather than move out of the City, then I would say this is one of the things that we are going to have to do.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977FISCAL COMMITTEE (continued)

MR. HOFFMAN (continuing) Every administrator in every department is going to have to become far more accountable for the operation of his department. I believe that the request the Commissioner was making was a fair one. I believe that the transfer he spoke of was again something that in the last Board we criticized other department for swapping people around, and we lost a personnel director because of those past practices.

MR. HAYS: I couldn't agree with you more Mr. Hoffman. It seems like some of us are almost afraid that the Commissioner of Public Works is going to do a good job and are doing our best to inhibit him. It's time we let him have the latitude that he asked for and give him his change to shape up the Public Works Dept. and run it on a business-like basis.

MRS. COSENTINI: I was present at that meeting, too, and the position were very carefully delineated. It was a painful meeting for many of us because we were dealing with the fact that some people had been fired on the one hand and we addressed ourselves to that rather extensively, and the answer was that they would still have to take a test to qualify for these positions, some of which were mandated by the State in terms of running the sewage facility. I do believe that holding it will bring forth no new information. If we want to attempt some type of humane agreement for those workers, I think that would be fine. But I don't believe that it can be attached directly to this grant or the job descriptions that were described to us.

MR. WIDER: I too was at that meeting. And we did question at length, I was one of the first to ask him how could he advertise for employment when he was laying off. It's still a question in my mind if there couldn't be some kind of re-arrangement of the men, we do have some highly qualified men working for Public Works that I happen to know. There's supposed to be a seniority list made up, and until I find out whether this list is going by the Civil Service rules and regulation, I would certainly oppose this.

MR. BLUM: Those who were laid off are those that came out of the multi-purpose incinerators were laborers. I can't see for any reasons why these laborers in the multi-purposed incinerator cannot be transferred over into this sewage treatment plant.

MRS. GOLDSTEIN: Are we not supposed to be discussing holding it as opposed to the monetary request and the pros and cons of that item?

MR. MILLER: You're correct, Mrs. Goldstein.

MR. LIVINGSTON: There is a question in my mind that if we do hold this, would it serve the purpose that some of us may be pursuing. In industry, layoffs do happen, but in most cases, before there is a layoff the first thing they do is look around the personnel they have and see who can serve at that particular job. The job is posted and people are allowed to bid on it. They will also take people and train them for that new job. That's one of the things that creates loyal employees, and we do need some loyal employees working for this City.

MR. ZIMBLER: I think Mr. Livingston put it beautifully, the practice in industry at all times is to give preference to laid-off workers, even if it means a certain degree of re-training.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977FISCAL COMMITTEE (continued)

MR. PERILLO: Now they're looking for two laborers and two operators, which has to come out of the personnel that they just fired or laid-off, whichever. The \$54,000 is a Federal grant but that only runs to June 30th of this year. Next year, those positions will be in the 1977/78 budget.

MR. MORGAN: I'd just like to point out that we've not seen any job descriptions for these seven positions and I think back to only a month ago when this Board approved a grant just like this for Planner Analysts, we had the opportunity to review a list of job qualifications. We saw a description, and we saw what we were voting on. In this case, we're talking about seven jobs, and we only have the sketchiest amount of information. Now in order to get more information, I support Mrs. Cosentini's motion to take this out of committee and the only reason I support it is because I want the opportunity to vote against the request and have the whole process begin again.

MR. HOFFMAN: A point of information. You know it really upsets me, and I'm sure it upsets a lot of people who are having to sit through lengthy Board meetings, lengthy committee meetings and lo and behold what is the purpose of the committee for? It is to seek information to find out exactly what all the facts are, present them to this Board, and then the Board decides and determines what indeed in the outcome of the vote. Now we are being given a deal whereby the committee Chairman who has the most responsibility for this, is coming and telling us he doesn't know anything about it, and this is absolutely wrong. I think he is wasting our time.

MR. SHERER: I call the question

MR. MILLER: MOVED and SECONDED. Motion is CARRIED. The vote required to take it out of committee would be a majority of those present and voting. We have 32 members present, presumably, they will all vote. The motion is CARRIED. The matter is now before the Board. The Chair would accept a motion for approval of this matter

MR. WIDER: So MOVED.

MR. LOBOZZA: I'd like to kind of agree with Mr. Hoffman and others on productivity in the Public Works Department; we need it. But I think we're missing the point here, and the biggest point is that these people weren't fired for not producing, they were laid-off for lack of work and that only. I don't think it's right for the City to lay people off for lack of work when there's other jobs of the same caliber being posted on the bulletin boards.

MR. MILLER: We'll move on to a vote.

MRS. GOLDSTEIN: I am going to vote not to approve the \$54,000.00. Because I think this is a very important personnel question as well as an important fiscal question. What we have involved here is the hiring of people. Simultaneous with this request was a layoffs in a different area. And I think it's very important, for us as legislators, we know just exactly what policy the City is following now in relation to layoff, re-hirings and new hirings. I would like to see this item hopefully resubmitted by the Mayor and gone through the proper channels.

MRS. McINERNEY: I would like to agree with Mrs. Goldstein that I think the City certainly should be a little bit more accountable on its policy procedures of hiring and laying off, but most especially, as far as I know this Public Works Capital and Development Act, the money is not supposed to go for newly instituted jobs.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977FISCAL COMMITTEE (continued)

MR. SHERER: I MOVE the question.

MR. MILLER: The motion is CARRIED. Let the record indicate that Mr. D'Agostino wishes to be recorded as a no vote, although he mistakenly pushed the yes button. The motion is LOST. There are 6 YES; 26 NO votes.

THOSE VOTING IN OPPOSITION (26 - NO)

PERILLO, Mildred J. (D)	D'AGOSTINO, THOMAS (D)
MORGAN, Michael G. (D)	WIDER, Lathon, Sr. (D)
ZIMBLER, Kurt A. (R)	McINERNEY, BARBARA (R)
DIXON, Handy (D)	BLOIS, Julius J. (D)
RAVALLESE, George (D)	LIVINGSTON, JEREMIAH (D)
PERILLO, Alfred E. (D)	GOLDSTEIN, Sandra (D)
SIGNORE, S.A. (R)	SHERER, Donald B. (R)
LOBOZZA, James D. (R)	GOSTELLO, Robert H. (D)
SANTY, Jeanne-Lois (R)	BLUM, David (D)
FOX, John Wayne (D)	CONNORS, George V. (D)
GLUCKSMAN, L. Morris (D)	SANDOR, John A. (D)
RITCHIE, Mildred (R)	WALSH, Peter J. (D)
LOWDEN, Lynn	MILLER, FREDERICK, JR. (D)

THOSE VOTING IN FAVOR (6 - YES)

HAYS, George (R)
 HOFFMAN, Leonard (R)
 WIESLEY, Vera (R)
 HAWE, Marie (R)
 FLANAGAN, WM. (R)
 COSENTINI, Audrey (R)

(10) \$167,955.00 - PUBLIC WORKS DEPARTMENT - SNOW REMOVAL AND FLOOD EMERGENCY - Mayor Ciapes' letter 2/3/77; Comm. Rotondo's letter 2/3/77.

Code 314.0103 Over-Time	\$ 44,750.00
Code 314.0927 Private Contractors	41,279.00
Code 314.0621 Rock Salt and Sand	81,926.00
	<u>\$167,955.00</u>

Board of Finance approved 2/14/77.

MR. MORGAN: Our committee voted 7-0 in favor, and I would so MOVE.

MR. PERILLO: Public Works by a vote of 9-0 supports this issue.

MR. MILLER: SECONDED. The motion is CARRIED UNANIMOUSLY.

(11) \$ 90,000.00 - PUBLIC WORKS DEPARTMENT - AMENDMENT TO THE CAPITAL PROJECTS 1976/77 BUDGET 341-0104 SECONDARY SEWAGE SEWAGE PRESSURE DRUM FILTER to be funded by issuance of bonds per Mayor's letter 2/2/77; Comm. Rotondo's letter 1/21/77. Bd. Finance approved 2/14/77.

MR. MORGAN: Our Committee voted 7-0 in favor and I so MOVE.

MR. PERILLO: Public Works voted 9-0 in favor.

MR. MILLER: MOVED and SECONDED.

MR. LOBOZZA: I see on the Agenda here "to be funded by issuance of bonds". I was under the impression that this was going to be a grant item, 90% reimbursement. Does anybody have any information on that?

MR. MORGAN: The material that I have on this item indicates that it is a Capital Projects item and that there is no grant money involved. It will be financed as Capital Project items are, through the issuance of bonds.

MR. LOBOZZA: It was explained to us in the Public Works Committee meeting, that it would be eligible for 90% or I think possibly 100% grant. I would like this entered into the minutes. I can't see why the City would have to go out and spend money the interest on bonds, if we're going to get this money reimbursed.

MRS. PERILLO: I, too, went to that meeting of the Public Works, and I was under the understanding from Miss Semer and Mr. Rotondo that this was going to be 90% reimbursable. It was not going to cost on bonding. And that they would be coming in for another one, a filter drum for this. But they are putting in for this one now. I wouldn't want to hold this up because the people down there are suffering. They need some relief; this is important. I will not vote against it, but it should be checked out.

MR. MORGAN: The Public Works Committee had the opportunity to meet with the Public Works Dept. on this item for several hours as I recall prior to meeting jointly with the Fiscal Committee. This, the possibility of this item being covered by a grant is something that was not discussed when we were meeting jointly and given the material that we've been given on the item, this is the first I've heard of it. I think the pressure drum filter is an indispensable piece of equipment at this secondary sewage treatment plant and as the weather is getting warm the people of Shippan start to remember the problems that they had last summer, I think it's incumbent upon the Board to act promptly. I would support Mrs. Perillo's suggestion that we approve this and at the same time take some action to urge the Public Works Department to investigate what grants might be available to offset the cost of the pressure drum filter.

MR. SHERER: MOVE the question.

MR. MILLER: MOVED and SECONDED. Motion is CARRIED. There are 28 YES; 3 NO; (Glucksman, D'Agostino, Blum) 1 ABSTENTION. (Costello)

RESOLUTION NO. 1084

AMENDING THE 1976-1977 CAPITAL PROJECTS BUDGET BY ADDING THERETO
A PROJECT IN THE AMOUNT OF NINETY THOUSAND DOLLARS (\$90,000.00)
TO BE ENTITLED "PUBLIC WORKS DEPARTMENT - #341-0104 SECONDARY
SEWAGE PRESSURE DRUM FILTER TO BE FINANCED BY THE ISSUANCE OF BONDS.

BE AND IT IS HEREBY RESOLVED BY the Board of Representatives of the City of Stamford in accordance with the City Charter:

1. To adopt an amendment to the 1976-1977 Capital Projects Budget by adding a project in the amount of Ninety Thousand Dollars (\$90,000.00) to be known as "Public Works Department - #341-0104 Secondary Sewage Pressure Drum Filter".
2. To authorize the financing of said project by the issuance of bonds.
3. That this Resolution shall take effect upon enactment.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977FISCAL COMMITTEE (continued)

- (12) \$ 1,376.25 - BOARD OF EDUCATION - Additional Appropriation to be reimbursed as a STATE PREPAID GRANT for a City-Wide Consumer Home Economics Program. Letter of Benjamin R. Reed, Asst. Supt./Business 1/12/77. Approved by Board of Finance 2/14/77.

MR. MORGAN: The Fiscal Committee voted 7-0 in favor, and I would so MOVE.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

MR. MORGAN: That completes the committee's report.

MR. MILLER: Mr. Loboza did you have something under Fiscal?

MR. LOBOZZA: I was going to ask for a Suspension of the Rules so we could take up item #3 in Parks and Recreation on page 7. There are some people here who came for it.

MR. MILLER: I will accept that motion if you wish to make such a motion.

MR. LOBOZZA: I so MOVE.

MR. MILLER: MOVED and SECONDED. The motion is carried UNANIMOUSLY.

UNDER SUSPENSION OF RULES- MOVED and SECONDED-- MOTION CARRIED UNANIMOUSLY.
PARKS AND RECREATION COMMITTEE - John Sandor

- (3) PARKS SUPT. ROBERT E. COOK'S LETTER 1/6/77 REQUESTING APPROVAL OF MARINA FEES
for 1977 Boating Season. Registration for marina permits takes place in February, so time is of the essence. Held in Committee 1/24/77 and 2/9/77.

MR. SANDOR: At the meeting it was voted 5-0 not to recommend the increase in the marina fees.

MR. MILLER: Is it imperative that we do something on this tonight -- on the marina fees?

MR. SANDOR: We voted no increase in the fees.

MR. MILLER: Why don't you make a motion that we approve the fees as they were without the increase?

MR. HAYS: Point of order. It was my understanding that the committee and in effect the Board did not have the authority to approve any fee other than that requested.

MR. SANDOR: I thought we're meeting to not increase the fees. In other words, to stay with the old fees, which they have at present.

MR. MILLER: I think Mr. Hays' position would be that the Board of Representatives can only accept or reject.

MR. HAYS: Now that's the position that I took, only because it was a position I was told we had to take. Either what was requested -- yes or no.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977PARKS AND RECREATION COMMITTEE (continued)

MR. MILLER: The Chair does recall in the past situations where requests were made for certain fee schedules and the Board just simply chose not to go along with those requests so the Chair would have to say Mr. Hays just judging from past precedence that the Chair wouldn't accept your arguments.

MR. HAYS: In other words, we could modify their fee request.

MR. MILLER: Yes.

MR. SANDOR: Well if we reject it, the old fees would remain anyway.

MR. MILLER: I don't think so, we have to approve them this year.

MR. SANDOR: Yes we do, but they could come back.

MR. MILLER: Let's get your motion down specifically Mr. Sandor. What is the motion, and read off the fees that you are moving.

MR. SANDOR:	Dockside Mooring up to 16'\$25.00
	Old Fee 60.00
	Daily Ramp Fee -Stamford Res.....	.50
	Daily Ramp Fee -Conn. Res.....	2.00
	Daily Ramp Fee -Non-Res.....	5.00
	Small Boat Rack.....	10.00

MR. MILLER: MOVED and SECONDED. The Chair would accept a move to amend Mr. Sandor's motion if the amendment reflected the fees that the Park Commission has recommended. Mrs. Cosentini moves to amend that motion and it is her intent to have us approve the fees as recommended by the Park Commission. Why don't you just withdraw that motion?

MR. HAYS: Point of information. I would move to raise each of those fees a maximum of \$5.00 per item. I think the spirit of a nominal increase is in order. I would like to reserve the right to come back and speak on that further if a debate ensues.

MR. MILLER: Is there a second? "SECONDED."

MR. SANDOR: If you think you can raise each one of those fees by \$5.00, when you get a daily ramp fee from Stamford residents, that would be \$5.50. I don't think he really would want that.

MR. HAYS: No, I don't apply it to that item. I would leave it as is.

MR. SANDOR: You're going to have other problems here too in that you're going to get a daily ramp fee for a Connecticut resident will be \$7.00 and for a non-resident \$10.00.

MR. MILLER: The Chair would hope that we don't have a considerable amount of discussion on an item which isn't really going to lead to much action if there's a problem with what we're actually moving. So the Chair would ask that you please confine your remarks to the merits of Mr. Hays' proposed amendments.

PARKS AND RECREATION COMMITTEE (continued)

MR. BLOIS: I am in doubt whether this Board has the authority to make a recommendation for any fees that we're going to vote on right now for marina fees. I think we can either accept or reject and that's what we should be tuned into.

MR. MILLER: That's not what we're doing if we accept Mr. Sandor's motion either Mr. Blois. The Chair doesn't agree with your argument.

MRS. McINERNEY: I would like to speak against Mr. Hays' recommendation because I feel it's too low. Mr. Sandor has a letter from the Parks Commission stating their reasons for raising. They claim they will be operating in a \$10,000 deficit. I would like to say to Mr. Blois that in the past we have based precedence on reducing this particular Board. I think that it's only fair that if we keep on increasing the fees for everyone else, that this particular group also be asked to pay a further increase. I would hope that this Board would reject Mr. Hays' motion for \$5 increase, I would submit one for \$10.

MR. PERILLO: How did you arrive at a figure of \$10?

MRS. McINERNEY: I thought that maybe we could meet them halfway.

MR. PERILLO: One more thing, when the Parks Commission first proposed an increase, they were 300%. Now they chopped it down to 25%. Now you're putting it again. Where do you people get these figures?

MRS. McINERNEY: Excuse me Mr. Perillo, I went down to the Parks Commission and went over all of their past records.

MR. PERILLO: So have I. They wouldn't tell you that the ice skating rink is \$40,000.

MRS. McINERNEY: I think they have asked us as fiscally responsible members of the community to look at all of our items when we're voting for fiscal committee requests. We should also give the same kind of fiscal responsibility to fees and fee structures across the City Mr. Perillo, and I'm sorry if you disagree with me. I'm sure it wouldn't be the first or last time.

MR. D'AGOSTINO: I think it would be better if this was done with a percentage rather than a flat rate of \$5 or \$10 dollars or whatever they're talking about, based on the different fees.

MR. FLANAGAN: I don't really wish to challenge your ruling on whether or not this Board has the right to set fees rather than just approve or disapprove, but I think this debate that's going on now. I recall my time on the Board, which is not quite as long as yours, that what Mr. Blois has said, and he was Chairman of the Parks and Recreation Committee; that we were presented with fee schedules from either the Parks Dept. or the Board of Recreation and we had the right to either reject or approve. When we rejected, we did it generally with a recommendation and then the departments came back with fees that were more acceptable to us. And it should be reasonably thought out in committee, not on the floor with 40 people in attendance debating whether a fee should be up \$5 or \$10 or 5% or 10%. I respectfully disagree with your ruling that we have the right to set fees here, rather than just reject or accept.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

PARKS AND RECREATION COMMITTEE (continued)

MR. MILLER: Is there anyone here who can refer to a specific section of the Charter on this matter or the code?

MR. FLANAGAN: I would just say that it's been a matter of precedent on the last Board. I remember we had some very long debates and you were President at the time Sir, you did not disagree with what we did on the last Board.

DR. LOWDEN: This should be a point of information. I am utterly confused here. I believe we're voting on the fees that we've had in the past, they were recommendations by the proper authorities for something of an increase in those fees. Why aren't we voting on that recommendation, rather than the old fees?

MR. MILLER: The motion by Mr. Sandor on behalf of his committee is in effect a motion to reject the recommendation by the Park Commission.

DR. LOWDEN: I don't think we understood that and responding to that then, if Mr. Hays and the others would withdraw their own spur-of-the moment recommendations, perhaps I could amend this to recommend the increases proposed, that is amend Mr. Sandor's recommendation, or his motion to recommend the increase proposed by the proper authorities. We've got all kinds of things on the floor.

MR. MILLER: No, we don't. We have a motion on behalf of the Parks and Recreation Committee which in effect rejects the recommendation of the Parks Commission. Mr. Hays then after that motion was on the floor made a motion to amend Mr. Sandor's motion. And the effect of Mr. Hays' motion to amend would be to increase all of the fees except one by five dollars, that would be five dollars above the proposal put forth by Mr. Sandor on behalf of the committee.

MRS. COSENTINI: Point of information. Don't we usually follow a procedure Mr. President of having a positive recommendation, not to confuse the voting procedure?

MR. MILLER: We have a positive recommendation.

MRS. COSENTINI: I thought it was the one to reject.

MR. MILLER: No.

MRS. COSENTINI: I mean if the original motion were positive, the amendment would be more in order.

MR. MILLER: Since the positive motion is to keep the fees as they are, it's a positive motion, but the effect is to reject what the Park Commission would like to do.

MRS. COSENTINI: Is that how the motion was stated then? To keep fees as currently?

MR. MILLER: Yes. We're dealing with Mr. Hays' motion to amend.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

PARKS AND RECREATION COMMITTEE (continued)

MR. HAYS: My rationale is this, and I must correct the Parks Commission who saw fit to publish a statement here a couple of weeks ago that was either based on fabrication or ignorance. As Mrs. McInerney has pointed out, fees are going up everywhere, but I don't think the Parks Commission deserves the increase they requested. They don't have any records, and I don't know what Mrs. McInerney saw. All they brought to our committee meeting were "guesstimates" and allocation by their own admission. They admit they have no records to accurately account for the cost of running those marinas. They gave us some numbers at the meeting which came out to \$36,349 of expense versus \$28,363 worth of income last year. But they admit that's an allocation. Now their allocations withing that I think are \$69,063 for materials. A lot of boat owners contend some of those materials are still in the shadow and not used. Then they're not a legitimate expense for that year. There's also the question that some of those dollars were for floats which last forever and should have been considered a capital investment. I am convinced to my own personal satisfaction that when you couple this lack of information with the fact they've committed \$100,000 into improvement of the marinas from the capital account, they're not going to suffer the loss in the ensuing year that they suffered last year I think it's wise to give them a token increase, but no more. Let them use those docks this year and I've been assured by the numerous boat owners I've spoken with that they'll go for a larger increase next year. But the last year they've had shoddy treatment from the Parks Commission, they've been taken for granted, and haven't been cared for. Let the Parks Commission prove their point. And I'm sure we can approve the user's position by getting them to pay an increased fee next year once the Commission proves that they're willing to do what they say this year.

MRS. COSENTINI: I think Mr. Hays made many points that I wanted to make. I'm not sure that I would go so far as a token raise at this point for the very reasons that he articulated. There is a great deal of confusion about the budget process. There is confusion about the philosophy of self support of some of our recreational facilities in the community. There was a great deal of problem with services provided. The committee itself, our own Board committee, had divided feelings. The thing that struck me most of all is that this issue emerged on a Park Commission that really knew very little about running its own marinas. I think this is a time of education, frankly, for them as well as for us, and I think that within another year, we may have a more articulated position that could justify some increases. I think as of this point, the small increase-- the small amount of money that we'd get from the increase is probably insignificant. And I'm in support of maintaining fees as they were.

MR. MILLER: The Chair has a question, Mr. Sandor, by what date does the Park Department begin to charge these fees?

MR. SANDOR: They haven't set any particular date, they might have to open them a little later this year.

MR. MILLER: But have they, in fact, already been charging fees for some of these items that we're talking about?

MINUTES OF ADJOURNED MEETING MARCH 14, 1977PARKS AND RECREATION COMMITTEE (continued)

MR. SANDOR: No, they haven't. Maybe I can put some light on why the committee came out with this recommendation. They have enough money in the capital projects to put the floats -- they put all the floats back in good condition, painted and everything. The boat owners stated that if they get good treatment, in other words, floats are going to be taken care of and police protection, lighting and everything, they'd be willing next year to come up with the new fees that the Park Department is putting out. And that's the reason we figured that since they have enough money in the capital budget to put everything back into good shape and if they show the boat owners that they are doing a good job, they will get an increase next year. So they really won't be going into any hole as far as working in a deficit.

MR. MILLER: You're urging them to vote for Mr. Hays' motion?

MR. SANDOR: No.

MR. MILLER: We're voting on Mr. Hays' motion, which was to increase each fee that Mr. Sandor is recommending by \$5, with the exception of that one daily ramp fee, which would be remaining at .50c.

MR. HAYS: Point of order. There are three daily ramp fees on the schedule and my amendment was that each of the daily ramp fees would remain unchanged.

MR. MILLER: Remain unchanged?

MR. HAYS: Right.

MR. MILLER: We'll proceed to a vote. The motion is LOST. We'll proceed to Mr. Sandor's original motion. It is the Chair's opinion that although in the past we have pursued different policies on this, it is the Chair's opinion that the Board has the final authority on setting these fees. It is true that there were times when the Board of Representatives more or less negotiated with the Board of Recreation or the Park Commission. The Chair is not able to point to any place in the Charter or in the Code of Ordinances where we specifically have this power, and apparently no one else here tonight is able to point to an ordinance or a section of the Charter. But the motion before the Board is to approve the fees as they have been read by Mr. Sandor, and that would serve notice on the Parks Commission that the Board of Representatives is not in favor of any increase in fees.

MR. BLOIS: I don't want to pursue this, but I think two or three years back, I did investigate this, and from the minutes of the Board of Representatives meeting that was held I believe in April of 1959, it did state that the approval for all fees from the Parks Department would go to the Board of Representatives for acceptance. Now I still say this Board has the right to accept or reject and the Parks Dept. has the right to re-submit another set of fees at another meeting if they so-choose.

MR. MILLER: Are you saying, Mr. Blois, that the motion is not in order?

MR. BLOIS: I'm saying very specifically that we are here tonight to vote on something that was presented to this Board for acceptance or rejection.

MR. MILLER: The problem you know, is that it's not like accepting or rejecting an appointment made by the Mayor. They have to have authority very soon at the Parks Department to charge fees. They have to have some direction from this Board.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

PARKS AND RECREATION COMMITTEE (continued)

MR. BLOIS: With a recommendation to charge last year's fees. You can make that a recommendation. But I don't say we have the full authority to direct them to do that.

MR. MILLER: Well, a recommendation will be just that. It will be received as a recommendation to be either followed or rejected.

DR. LOWDEN: It's a point of order, and I hate to do this, but we just took a vote on an amendment, it was a split vote and we have no record of it.

MR. MILLER: But it wasn't final action.

DR. LOWDEN: Is that considered a procedure?

MR. MILLER: Well it's not final action -- matter on the agenda.

DR. LOWDEN: O.K. Fine.

MR. ZIMBLER: I MOVE to question.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED. The Chair would rule that his motion, which is to leave the fees as they are, if it is approved by this Board, would operate as a rejection of any move to increase the fees, and it would see to the Chair that it's incumbent upon this Board at this rather last date to give that specific direction to the Park Commission. If the Park Commission wishes to pursue this further, the Park Commission can immediately come in with a proposal to increase the fees, and we will vote on that proposal. But we're now voting on the proposal made by Mr. Sandor to approve the fees that he has recommended without any increases. It's not unanimous. We'll take a DIVISION. Motion is CARRIED. There are 28 YES; 1 NO (McInerney) 3 ABSTENTIONS (Hoffman, Lobosza, D'Agostino)

MR. HAYS: I would like to offer a Sense of the Board Resolution from this Board to the Parks Commission, that they adhere as closely as physically possible to last year's schedule for opening the marinas and closing, and also that they adhere to last year's procedure on giving out the marina slip assignments. There have been too many threats or innuendoes or allegations made that if we didn't approve the proposed fee increase, that the boat owners would risk a modification of those two procedures. Now the earlier vote I hope has shown the Parks Department that the Board doesn't even want to give them a \$5 increase, and I would Suspend the Rules if that's necessary to offer that resolution.

MR. MILLER: I think the motion is ancillary to the matter that's on the agenda, number three under Parks and Recreation. I don't think it's necessary to Suspend the Rules, but would you restate the motion Mr. Hays?

MR. HAYS: I'll be glad to.

SENSE-OF-THE-BOARD RESOLUTION

Be it resolved by this 14th Board of Representatives that we wish that the Parks Commission would adhere to the same schedule of opening and closing the marinas as was adhered to last year. And that we further wish that they would adhere to to the same procedure for assigning of marina slips docks or piers as they used last year.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

PARKS AND RECREATION COMMITTEE (continued)

MR. FLANAGAN: I would refrain from putting it into the written motion, but I wish that the Parks Department would refrain from threatening this Board.

MR. MILLER: SECONDED. The motion is CARRIED UNANIMOUSLY.

MR. CONNORS: After all these years, we received a nice compliment today from WSTC. --Don Russell. Somebody called in and said that he couldn't stay up so late at night and listen to our meetings. He suggested that we hold them on Saturday nights so he could stay up late, and Don Russell says we are dedicated citizens, elected officials and we're working hard for the public, and I felt I'd be remiss if I didn't compliment him for what he said.

LEGISLATIVE AND RULES COMMITTEE - John Wayne Fox

- (1) FOR FINAL ADOPTION- PROPOSED ORDINANCE SUPPLEMENTAL REGARDING APARTMENT HOUSE/ MULTIPLE DWELLING UNIT BOILERS BE INSPECTED EACH YEAR BEFORE COLD WEATHER SETS IN, ETC. (FOR ADEQUATE HEAT AND HOT WATER). Approved for Publication 2/7/77. Public meeting to be held 2/24/77.

MR. FOX: The Legislative and Rules Committee met on February 24th, March 1st, and March 2nd. We held a public hearing on this on February 24, 1977, received a great deal of input, primarily opposing the ordinance. We also were made aware of the fact that there is an existing state statute which probably meets this requirement. I believe Mr. Glucksman who proposed the ordinance, has some comments to make. The committee voted 5-0 to HOLD this in committee.

MR. BLUM: Health and Protection concurred 3-0 to HOLD.

MR. GLUCKSMAN: All concerned with this ordinance have decided to refrain pursuing it as now written. We were informed that the state is under no obligation to inspect boilers each year. However, we apartment dwellers have not seen the effect of these type of inspections. And if they are done, they do not appear to provide us with the protection which we need. The tenants of the City of Stamford cannot be forgotten. The apartments get too cold in the winters.

MR. MILLER: Again, we don't have a motion on the floor. So, is this pertinent Mr. Wider?

MR. WIDER: I think it is very pertinent. I would like to inform those who don't know that we already have an ordinance with the State of Connecticut and also with the City of Stamford which directs the Director of Health in the City of Stamford to take action on these landlords. If you neglect to bring these things before the public and also before the courts, then I feel that we will only be passing another ordinance that wouldn't be of any service to us. So please use what many have suffered to get on the books already.

MR. MILLER: Thank you, it's being HELD IN COMMITTEE.

- (2) ORDINANCE REQUESTED BY CITY REP. MICHAEL MORGAN REGARDING ELECTRIC SIGNS. Held in Committee 2/7/77.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. FOX: We met with Mr. Morgan on this at one of our March meetings. He requested that we HOLD it in committee pending further investigation and discussion with the City officials by him.

PLANNING AND ZONING COMMITTEE had not report.

MR. MILLER: Before we proceed, the Chair would ask the leaders to see to it that everyone is on the floor of the Board, because we need 21 people to finally adopt an ordinance, and we need 27 to waive publication. This has to be specifically recorded.

(3) PROPOSED ORDINANCE SUPPLEMENTAL FOR TAX EXEMPTION FOR CHURCH OF ANNUNCIATION
located at 1230 Newfield Avenue. Ord. No. 292 gave them tax exemption through 9/1/74 Grand List. Held in Committee 2/7/77.

MR. FOX: The committee voted 7-0 to Waive Publication of the ordinance and to approve its adoption. At this point, I think it would be appropriate to MOVE for Waiver of Publication.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

MR. FOX: In light of that vote, I would move for passage and adoption of this ordinance.

MR. MILLER: MOVED and SECONDED.

MR. HOFFMAN: Does the church operate this particular facility only for religious purposes?

MR. FOX: That is correct.

MR. MILLER: I've been in this building a number of times. It is a hall which is used for church service and also for social activities. The entire building is dedicated to a religious purpose, I can say that from my own knowledge. The motion is CARRIED UNANIMOUSLY.

ORDINANCE NO. 346 SUPPLEMENTAL

CONCERNING TAX EXEMPTION FOR CHURCH OF THE ANNUNCIATION.
PROPERTY LOCATE ON NEWFIELD AVENUE, STAMFORD, CONNECTI-
CUT UNDER PROVISIONS OF SECTION 12-81 (b) OF THE GENERAL
STATUTES OF CONNECTICUT.

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to Section 12-81 (b) of the General Statutes of the State of Connecticut, the property of the CHURCH OF THE ANNUNCIATION, an ecclesiastical society, acquired from William Duplex and James Cappiello, on August 31, 1973, located at Newfield Avenue, Stamford, to be used for its ecclesiastical purposes, be exempted from taxation on the list of September 1, 1975 and on the list of October 1, 1976.

This Ordinance shall take effect upon its adoption.
EFFECTIVE DATE: May 2, 1977

MINUTES OF ADJOURNED MEETING MARCH 14, 1977LEGISLATIVE AND RULES COMMITTEE (continued)

- (4) PROPOSED ORDINANCE SUPPLEMENTAL FOR TAX EXEMPTION FOR PROPERTY OF THE FIRST CHURCH OF CHRIST, SCIENTIST, at 655 Stillwater Road and Bridge St. Held in Committee 2/7/77.

MR. FOX: The committee voted 5-0 to move for a Waiver of Publication and for its final adoption. I move for Waiver of Publication of that ordinance.

MR. MILLER: MOVED AND SECONDED.

MR. FOX: Move for adoption of this ordinance.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

ORDINANCE NO. 347 SUPPLEMENTAL

GRANTING TAX EXEMPTION FOR FIRST CHURCH OF CHRIST, SCIENTIST, STAMFORD, FOR PROPERTY LOCATED ON STILLWATER ROAD (under provisions of Section 12-81(b) of Connecticut General Statutes.

BE AND IT IS HEREBY ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to Section 12-81(b) of the General Statutes of Connecticut, the property of FIRST CHURCH OF CHRIST, SCIENTIST, Stamford, a Connecticut religious corporation, acquired from Carl W. Knobloch, et al, on June 7, 1974, located at Stillwater Road, Stamford, Connecticut, to be used as a site for its house of worship, be exempted from taxation on the Lists of September 1, 1974 and September 1, 1975; and be exempt from taxation on the List of September 1, 1973 for the period from May 10, 1975, the date clearing of the property commenced, through June 30, 1975. The amount of tax heretofore paid by the said First Church of Christ, Scientist, Stamford, with respect to the said property to the City of Stamford for the period from May 10, 1975 through June 30, 1975 (List of 9/1/73) in the amount of \$389.82; for the period from July 1, 1975, through June 30, 1976, (List of 9/1/74) in the amount of \$2,912.62, plus interest paid of \$29.13; and for the period from July 1, 1976, through December 31, 1976 (List of 9/1/75) in the amount of \$1,519.03; a total of FOUR THOUSAND EIGHT HUNDRED FIFTY DOLLARS AND SIXTY CENTS (\$4,850.60), shall be refunded to FIRST CHURCH OF CHRIST, STAMFORD.

This Ordinance shall take effect upon its adoption.

EFFECTIVE DATE May 2, 1977.

LEGISLATIVE AND RULES COMMITTEE (continued)

- (5) PROPOSED ORDINANCE SUPPLEMENTAL TO REPEAL ORDINANCE NO. 339 SUPPLEMENTAL which has been amended by Ord. 343. At 2/7/77 meeting a vote of 18 yes, 2 No, and 1 Abstention was taken. To be reconsidered as vote insufficient for passage.

MR. FOX: It is an ordinance to repeal the ordinance that this Board originally passed. The committee voted 5-0 to Waive Publication of the ordinance and for its adoption. I would first of all move for Waiver of Publication.

MR. MILLER: MOVED AND SECONDED. The motion is CARRIED UNANIMOUSLY.

MR. FOX: I would move for adoption of this ordinance.

MR. MILLER: MOVED and SECONDED.

MR. SIGNORE: I would like it recorded that I'm not voting on this particular item because of possible conflict of interest.

MR. MILLER: It will be recorded that Mr. Signore is abstaining on this item. There are 31 present for this vote.

MR. BLUM: I'd like to question Mr. Fox in regard to where have we got two ordinances. Where does Mr. Boodman say we have two ordinances?

MR. FOX: We have ordinance No. 343. We also have ordinance No. 339. As you might recall, back, I believe in January, we initially passed an ordinance dealing with paper recycling, paper separation. Subsequent to that, we as a Board and the L & R Committee became aware of certain difficulties that the business community would have in complying with a portion of that original ordinance. Because of this, we amended in effect, the initial ordinance. For purposes of clarification, so that we do not have in our Code of Ordinances two separate ordinances dealing with paper recycling, Barry Boodman suggested, and our committee agreed with him, that we repeal the initial ordinance.

MR. BLUM: If we repeal the original, which deals with home owners in picking up paper, we would be left with the one in which the commercials have until July in which to comply. Is that correct?

MR. MILLER: The Chair would hope that the members of the Board would take Mr. Fox's word for it. This is entirely a technical matter which is absolutely necessary because when we do deal with ordinances, we are dealing with very technical matters. The motion is CARRIED UNANIMOUSLY with 31 members present.

LEGISLATIVE AND RULES COMMITTEE (continued)

ORDINANCE NO. 348 SUPPLEMENTAL

CONCERNING THE REPEAL OF ORDINANCE NO. 339 SUPPLEMENTAL

WHEREAS the Board of Representatives has enacted Ordinance No. 343 Supplemental concerning the Amending of Ordinance No. 339 Supplemental Concerning the Separation of Newspapers and Magazines for Putrescible Garbage, etc.; and

WHEREAS the subject matter of Ordinance No. 343 Supplemental replaces the subject matter of Ordinance No. 339 Supplemental; and

WHEREAS it is in the best interests of the City to avoid the publication of both ordinances by formal repeal of Ordinance No. 339 Supplemental;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

1. Ordinance No. 339 Supplemental is hereby repealed and rendered null and void; Ordinance No. 343 Supplemental replaces it.
2. This Ordinance shall take effect upon enactment.

EFFECTIVE DATE May 2, 1977.

(6) PROPOSED ORDINANCE SUPPLEMENTAL TO SUSPEND ORDINANCE NO. 343 RE SEPARATION OF NEWSPAPERS AND MAGAZINES FROM PUTRESCIBLE GARBAGE, ETC. (TO A LATER EFFECTIVE DATE) submitted by Reps. McInerney and Zimbley 2/14/77.

MR. FOX: Our committee voted unanimously to HOLD this ordinance in committee in order to give the existing ordinance, which at that time had only been in operation for three weeks.

MR. PERILLO: Public Works took no election on this.

DR. LOWDEN: Environmental Protection Committee, I don't believe we had one, we had a quorum here that night.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977LEGISLATIVE AND RULES COMMITTEE (continued)

MR MILLER: If you wish to make a motion, Mrs McInerney.

MRS McINERNEY: Yes, I would. Since I initially proposed the suspension of Ordinance 343, I would like at this time like to move that the full Board call the proposal to Suspend out of committee, despite the report of the L & R Chairman. Most especially since four other members who were present at that L & R committee meeting agreed that they would be in concurrence with me to bring it out and put it on the floor tonight.

MR MILLER: I'm holding it out of committee, and the motion is SECONDED by Mr. Zimble. Could you read the proposed ordinance.

MRS McINERNEY: Whereas, the Board of Representatives has enacted Ordinance 343 concerning the separation of newspapers and magazines from putrescible garbage effective as of January 1, 1977, and WHEREAS the City of Stamford has not been able to implement the paper collection program, as originally intended and at no cost to the City and WHEREAS the residents of the City are required to separate newspapers and magazines from putrescible garbage and WHEREAS it is unlawful for any private garbage collector to collect these papers and magazines and WHEREAS the accumulation of papers and magazines in an apartment or home is creating a potential safety and fire hazard for residents of this City and WHEREAS the Board of Representatives feels it would be unconscionable to demand residents to separate their newspaper and magazine items. When no pickup is imminent except as an emergency plan, temporarily enacted by the administration and at a cost of the taxpayers of this community, now be it ordained by the City of Stamford that Ordinance 343 concerning the separation of newspapers and magazines is herein suspended until July 1, 1977 for residents and businesses alike.

MR. MILLER: The Chair would state that the Chair will accept Mrs. McInerney's motion, but the Chair would observe that there are technical deficiencies in the ordinance as it is presented. It is to be in the form of an ordinance and the Chair would accept it does have the language in it which would make it an ordinance, but the Chair would prefer that this would be given to the Law Department or been handled by the Legislative and Rules Committee.

MR. FOX: The only response I would like to make to what the President has noted is that the technical difficulties that you pointed out were in fact discussed at the committee meeting. In particular, I think the ordinance as proposed by Mrs. McInerney does not comply with Section 204.1C of the Charter. This we discussed in committee, and this was one of the reasons why we decided as a committee to hold it for an additional month.

MRS. McINERNEY: Would you accept then an amendment to the Ordinance 343 supplemental that has the same language but brings the date for residence and business to July 1st?

MR. MILLER: I won't accept anything unless it's in writing. The Chair is sorry but we are dealing with something that's highly technical and we do have to know exactly what we're voting on when it comes to ordinances.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977LEGISLATIVE AND RULES COMMITTEE (continued)

MR. MILLER: We're now concerned with one question, whether or not to take this matter out of committee and to consider it at all. We really should not be addressing ourselves to the merits of the question, but whether or not we want to consider it tonight.

MR. ZIMBLER: In view of what you just said, I will save my remarks to be used in the event that we do move this matter out of committee, and I would like to so move.

MR. MILLER: It's already moved to bring it out of committee.

MR. LOBOZZA: I MOVE the question.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY. Let the record indicate that Mrs. Santy is abstaining on this vote. Mr. Signore and Mrs. Santy have left the floor, there are 30 members participating in this vote. The motion is LOST. There's a call for a DIVISION. The motion is LOST. There are 7 YES; 20 NO (M. Perillo, Morgan, Dixon, Ravallesse, A. Perillo, Howe, Fox, Flanagan, Glucksman, Ritchie, Wider, Blois, Livingston, Goldstein, Sherer, Costello, Blum, Sandor, Cosentini, Miller) 3 ABSTENTIONS (Wiesley, Connors, Walsh).

MR. ZIMBLER: Point of order. In keeping with this same situation, would it be in order at this time to propose a Sense-of-the-Board resolution dealing with this particular problem?

MR. MILLER: The Chair wouldn't think so because a Sense-of-the-Board resolution after all can't modify an ordinance.

MR. ZIMBLER: No, no. This would not modify the ordinance. It would simply furnish some guidelines to the Public Works Department regarding the enforcement of this ordinance.

MR. ZIMBLER: All I would like to say, in the Sense-of-the Board resolution is to instruct the Commissioner of Public Works to immediately as for bis on this pick up. In other words, we simply feel that the City should not and must not be in the paper business, and that rather than waiting until God knows when, to immediately ask for new bids for pick-up so that the taxpayers aren't going to pay \$1,000 a week to implement this program.

MR. MILLER: I wouldn't say that that motion is in order.

MR. ZIMBLER: I'll abide by the ruling of the Chairman.

- (7) PROPOSED ORDINANCE SUPPLEMENTAL ESTABLISHING FLOOD ENCROACHMENT LINES ALONG A PORTION OF THE RIPPOWAM RIVER BETWEEN TRAVIS AVENUE AND CEDAR HEIGHTS ROAD - Letter of 8/24/76 EPB Chmn. Casale. Held in Committee 9/13, 10/15, 11/8/76 and in Steering 11/22/76 and 12/13/76, 1/10/77 and 2/7/77, also all held in Steering.

MR. FOX: The committee voted 5-0 to MOVE for publication of that ordinance and I would so MOVE.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977LEGISLATIVE AND RULES COMMITTEE (continued)

DR. LOWDEN: Environmental Protection - one of these items we voted on as a quorum. I'm not sure it was this one.

PLANNING and ZONING concur.

MR. MILLER: MOVED and SECONDED. Motion is CARRIED UNANIMOUSLY with 30 members recorded as being present.

- (8) PROPOSED ORDINANCE SUPPLEMENTAL ESTABLISHING FLOOD ENCROACHMENT LINES ALONG A PORTION OF THE RIPPOWAM RIVER BETWEEN CEDAR HEIGHTS ROAD AND PERNA LANE.
(Same letter and data as item 7 above).

MR. FOX: The committee voted 5-0 to publish the ordinance and I would so MOVE.

DR. LOWDEN: I'm sure we concurred on that.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

- (9) PROPOSED ORDINANCE SUPPLEMENTAL ESTABLISHING FLOOD ENCROACHMENT LINES ALONG A PORTION OF THE RIPPOWAM RIVER NORTH OF PERNA LANE TO INTERLAKEN ROAD AND ALONG CONNECTING TRIBUTARY TO BENDEL'S POND, as per letter of EPB Chmn. Casale of 1/21/77 with proposed map for Phase III completing the proposed encroachment lines for the Rippowam River. Held in Steering 2/7/77.

MR. FOX: The committee again voted 5-0 to publish that ordinance and I would so MOVE.

DR. LOWDEN: We concur if no one objects.

MR. MILLER: MOVED and SECONDED. MOTION CARRIED UNANIMOUSLY.

- (10) PROPOSED ORDINANCE TO COMMEMORATE THE BIRTHDAY OF REV. MARTIN LUTHER KING, JR. AS A CITY HOLIDAY EVERY JANUARY 15th. Mayor Clapes' letter 1/14/77. Held in Steering 1/24/77.

MR. FOX: There was a question here as to the cost that this would create for the City and it was HELD in committee to give us the opportunity to meet with Comm. Hadley to answer that question.

MRS. GOLDSTEIN: Personnel concurs with that.

- (11) REQUEST FROM CITY ASSESSOR JAMES HYLAN THAT A SPECIAL ACT BE SUBMITTED TO THE GENERAL ASSEMBLY MAKING CERTAIN CHARTER CHANGES AS ENUMERATED, TO ELIMINATED CERTAIN INCONSISTENCIES as per his letters of 1/11/77, 1/12/76 and 1/28/76 regarding the Grant List, appeals, etc.; which are requested in order to bring the City regulations into line with the State statutes.

MR. FOX: We met with Mr. Hylan on this, you have before you a Sense-of-the-Board resolution. The committee approved this unanimously. I would move for its adoption.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977LEGISLATIVE AND RULES COMMITTEE (continued)

MR. MILLER: MOVED and SECONDED.

MRS. McINERNEY: Does this in any way change the assessment value, or is it just a technicality?

MR. FOX: To the best of my knowledge, it does not change the assessment value.

MR. SIGNORE: Isn't that the item where they changed the assessment value from 60% to 70%? And the date from September 1st to October 1st?

MR. FOX: That's not the information we got from Mr. Hylan, no.

MR. SIGNORE: Is that the Sense-of-the-Board resolution?

MR. FOX: That's correct. This item makes or suggests that the state make the changes which are outlined there and only those changes. As you can see, there is no reference to any percentage change.

MR. MILLER: Motion is CARRIED. The Chair directs the Administrative Assistant to make sure that copies of this go to the senators and representatives representing Stamford in the legislature, as well as the appropriate leaders in both houses.

(12) REQUEST FOR WAIVER OF BUILDING PERMIT FEE BY AMERICAN NATIONAL RED CROSS STAMFORD CHAPTER: letter from Sister Virginia Boyd, Chapter Chairman, renovation of headquarters at 911 Newfield Ave., to be completed 5/1/77.

MR. FOX: We voted 5-0 to approve the waiver of that building permit fee. I would MOVE for such a waiver.

MR. MORGAN: The American Red Cross made a huge profit by selling this property for over \$500,000 and I wonder if Mr. Fox could tell me that at least the funds that they did receive for the sale of their property at 237 Strawberry Hill Ave. are being used for charitable endeavors and not for the maintenance of their physical plant on Newfield Avenue.

MR. FOX: Let me try to clarify a couple of points. The National Red Cross purchased a building on Newfield Avenue, they are in the process of renovating that building. We are talking here of the waiver of a fee of approximately \$100.00 to \$125.00. The Red Cross, based upon what Mr. Montgomery told us, made a substantial profit on the sale of the property on Strawberry Hill. The figure that I received is not the same one that Mr. Morgan has. I was informed that they sold the property in question for \$450,000. They purchased that property, I believe for \$90,000 about ten years ago. A portion of that profit went to purchase the Newfield Avenue site, another portion went to make the annual contribution that the National Red Cross has to make each year to its National Chapter. The remaining profit, or at least a portion of it, can now go and be used locally to reduce the draw the National Red Cross has to take from our own United Way drives.

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. BLUM: They reaped an enormous profit at Strawberry Hill and put in condominium there. To me, it's a profit-making organization.

MR. HAWK: I'd just like to mention that any profit that the Red Cross makes goes into disaster relief here and round the nation.

MR. MILLER: We'll proceed to a vote. We'll take a division. There should be 30 members participating. Mr. D'Agostino has left the meeting. There are now 29 participating at this time. Mrs. McInerney has left the meeting, at least for the time being, so we now have 28 members present. The motion is CARRIED. There are 21 YES; 6 NO (M. Perillo, Morgan, Zimble, A. Perillo, Livingston, Blum) and 1 ABSENT-ION (Walsh).

- (13) PROPOSED SENSE-OF-THE-BOARD RESOLUTION CONCERNING THE CITY OF STAMFORD'S SUPPORT OF "OPERATION FUEL", submitted by Health & Protection Chairman David I. Blum 2/7/77.

MR. FOX: This is a drive started by the Stamford Labor Council to raise funds for this particular operation, which is a program to get help as quickly as possible those who are out of fuel and out of funds. The committee voted 5-0 to support this resolution, and I would move for its adoption.

MR. BLUM: Health and Protection concurred.

MR. MILLER: MOVED and SECONDED.

MR. BLUM: It was supported by Ella Grasso, our Governor, who instituted a state-wide telephone system by which those who had problems would call upon the various organizations who would institute it in each locality.

MR. MILLER: The motion is CARRIED with 28 members present.

- (14) LETTER OF 2/8/77 FROM MAYOR CLAPES RE LAWSUIT "WILLIAM M. IVLER, ET AL V CITY OF STAMFORD DOCKET NO. 25263 8, SUPERIOR COURT AT STAMFORD" regarding the tax district.

MR. FOX: I would bring to the attention of the Board the letter dated Jan. 6, 1976, from Corporation Counsel Robert Wise, at which time he submitted to us two proposed special acts, both validating acts, one deals with the validation of the existing tax districts of the City of Stamford. He went on to say in that letter that it was the consensus of the area legislators that they would act favorable on both proposals provided the Board of Representatives of the City of Stamford passed a resolution approving the same. The resolution was submitted to this Board, and it was passed. And I believe, then submitted to the various representatives and state senator. There was nothing to take action on and I'm just presenting that report now to the Board on behalf of the committee.

MR. MORGAN: Fiscal committee - no report.

MR. McINERNEY: It's my understanding that Mr. Ivler rests a great portion of his case on the fact that we didn't have a public hearing and we didn't have a vote. Would it still be legal or could that also be taken as non-compliance, Mr. Fox?

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. FOX: I don't think I can answer it. I don't think it is the job of this committee or of this Board to serve as corporation counsel for the City, and I don't think it would be appropriate for me or the committee to answer.

MR. MILLER: I would suggest Mrs. McInerney that you take that up with the committee.

(15) RESOLUTION REQUESTED BY CITY REPS. MORGAN AND HAWE REGARDING THE CLOSING OF STORES ON SUNDAYS.

MR. FOX: Mr. Morgan brought to our attention that there is also presently pending before the current session of the General Assembly an ordinance to bring this into effect. The Sense-of-the-Board resolution speaks for itself. The committee voted 5-0 to adopt that resolution and I would so move.

SENSE-OF-THE-BOARD RESOLUTION

WHEREAS major retail firms are now open for business on Sunday, and WHEREAS the fact that these major retail firms open on Sunday impairs the ability of small retail merchants to compete, and WHEREAS Sunday is a day of the week when major retail firms have traditionally been closed, but it and it is hereby resolved that it is the Sense-of-the-Board of Representatives that the Stamford members of the Connecticut General Assembly be urged to support legislation to restrict the types of retail stores that may be open for business on Sunday.

MR. MILLER: MOVED and SECONDED.

MR. SIGNORE: I would like it recorded, that I am refraining from voting or part-taking on this resolution because of possible conflict of interest.

MRS. HAWE: In proposing this resolution, Mr. Morgan and I had hoped to urge the Stamford members of the General Assembly to support proposed bill No. 1279. I feel that the convenience to shoppers in having the stores open on Sunday is outweighed by the disadvantages of having these large retail stores open. A case could also be made on the fact that additional energy in the form of electricity and oil are used when the stores are open on Sunday. Our major concern, however, with the continued existence of the small retail merchants in Stamford, and in this regard I would like to mention that the proposed bill, which was introduced by Senator Lieberman in the General Assembly, and this is the bill we hope the Board supports with this resolution, that this spells out the types of establishments that would be exempted under this law. And if I could just read this proposed bill, it's very short. It says that Chapter 946 of the General Statutes concerning employment of labor and retail sales on Sunday be amended to provide that no person shall engage in work, labor or business on Sunday except for - A) enterprises providing goods and services necessary to the public at all times; B) enterprises providing goods and services necessary for recreation; C) enterprises which cannot be suspended without serious and disproportionate economic loss; D) where a person believes some day other than Sunday to be the Sabbath and files a written statement as such.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977LEGISLATIVE AND RULES COMMITTEE (Continued)

MR. MORGAN: I spoke to state Senator Lieberman about this. He would welcome our support. I'd like to point out to the members of the Board that the Stamford Advocate, in an editorial dated February 14, 1977, also endorsed the concept of this bill, and said in part that we believe, as we have said before in this space that the General Assembly should enact a law requiring most retail stores to remain closed on Sunday. And it goes on to make a number of arguments but it ends by saying, "We urge the General Assembly to write a new law requiring Sunday closings that will be clear and definite". I think that if this Board votes in favor of the resolution, they will strengthen his argument and encourage the state legislature to pass this.

MR. HOFFMAN: I'm going to vote against this. I don't take a great deal of pleasure in opposing my fellow representative in wanting to get somethin through that they believe in, but I came from the Midwest and my goodness, stores were open always, at all hours, and believe it or not, there were small businesses that were prospering as well. I think it's a nice thing to politically favor this, but in reality, I think we are being sort of naive.

MR. ZIMBLER: I, for one, would not want to minimize the convenience to the public.

MR. MILLER: The motion is CARRIED. Will the clerk take a roll call to determine who is here (Absent were - R.Loomis, A.Osuch, L.Clark, G.Rybnick, J.DeRose, G.Baxter, C. Nizolek, L.Cariucci). We have 28 members present. We'll take a DIVISION. The motion is CARRIED with 14 YES; 7 NO (Zimblor, Hays, Hoffman, Loboza, Wider, McInerney, Sandor) 7 ABSTENTIONS (M.Perillo, A.Perillo, S.Signore, L.Glucksman, J.Blois, S.Goldstein, R.Costello)

(16) PROPOSED ORDINANCE SUPPLEMENTAL REQUESTING TAX EXEMPTION AND/OR REIMBURSEMENT OF TAXES PAID ON CHURCH OF JESUS OF THE APOSTLES FAITH, INC., OF STAMFORD, CONN. Property located at 474-480 South Pacific St., Stamford; under provisions of Sec. 12-81 (b) of the Conn. Gen. Statutes (1967 P.A. 311) as requested by Bishop J.L. Drayton and submitted by Jack Pinsky. Held in Committee 1/17/77 for additional work on matter. Considered 2/9/77 but action incomplete.

MR. FOX: This is one of a number of items which was on the agenda back in February which was adopted by the Board at its February meeting but for technical reasons we have to proceed with once again. Let me say that the committee voted unanimously to Waive Publication and for adoption of that ordinance. I would first moved for a WAIVER OF PUBLICATION.

MR. MILLER: Mr. Morgan has left the floor. We now have 27 members present.

MR. SHERER: If the technicality was that there was a failure to ask for final adoption last month. I think that was the technicality, is that correct?

MR. MILLER: The Chair doesn't recall and the Chair believes the problems was that there was no vote to WAIVE PUBLICATION.

MR. SHERER: I thought there was a vote to WAIVE PUBLICATION.

MR. MILLER: The Chair listened to a tape of the meeting, but I can't say that I remember everything.

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. SHERER: No, because I was under the impression that the vote to Waive Publication was there, just the words "for final adoption" wasn't there, and I thought that was the technicality.

MR. MILLER: I don't recall.

MR. FOX: I think the difficulty was that the Board voted 23-0 both for Waiver of Publication and for Adoption, but we need two-thirds of the full Board to Waive Publication, so there were not enough people present to Waive Publication.

MR. MILLER: Mr. Morgan has returned, we have 28 members present. The motion is CARRIED UNANIMOUSLY.

MR. FOX: I would move for passage of that ordinance.

MR. MILLER: For final adoption?

MR. FOX: Yes.

MR. MILLER: SECONDED. The motion is CARRIED UNANIMOUSLY with 28 members present.

ORDINANCE NO. 349 SUPPLEMENTAL

CONCERNING TAX EXEMPTION FOR CHURCH OF JESUS FIRSTBORN OF THE APOSTLES FAITH, INC., OF STAMFORD, CONNECTICUT, PROPERTY LOCATED AT 474-480 SOUTH PACIFIC STREET, STAMFORD, CONNECTICUT, UNDER PROVISIONS OF SEC. 12-81(b).

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to Section 12-81(b) of the General Statutes of Connecticut, the property of CHURCH OF JESUS FIRSTBORN OF THE APOSTLES FAITH INC., of Stamford, Connecticut, an ecclesiastical society organized and existing under the laws of the State of Connecticut, acquired from William J. Manetas and Jean D. Manetas, on August 1, 1973, located at 474-480 South Pacific Street, Stamford, Connecticut; to be used as a church for the Church of Jesus Firstborn of the Apostles Faith, Inc., of Stamford, Connecticut, be exempted from taxation on the list of September 1, 1972 as of August 1, 1973; and

The Commissioner of Finance be and is hereby authorized and directed to reimburse the Church of Jesus Firstborn of the Apostles Faith, Inc., of Stamford, Connecticut, in the amount of TWO THOUSAND FIVE HUNDRED TWENTY-FOUR DOLLARS AND FIFTY-TWO CENTS (\$2,524.52) for real property taxes paid for said property on the list of September 1, 1972 pro-rated as of August 1, 1973.

This Ordinance shall take effect upon its adoption.

Effective Date: May 2, 1977

LEGISLATIVE AND RULES COMMITTEE (continued)

- (17) AMENDMENTS TO ORDINANCE NO. 343 SUPPLEMENTAL CONCERNING SALE OF CITY-OWNED PROPERTY AT HAIG AVE. AND ST. CHARLES AVE. Vetoed by Mayor Clapes for "technical reasons". Held in Committee 12/6/76. WAIVER OF PUBLICATION vote DENIED 34 NO, 2 YES, so returned to Committee 1/17/77. Resubmitted to Board 2/8/77 but action incomplete.

MR. FOX: This has been before our committee and before the Board a number of times. The committee voted unanimously to Waive Publication and I would so MOVE.

MR. LOBOZZA: There were some stipulations put on the sale, and everything else, are they still in effect in the price?

MR. FOX: The price and the stipulations that were finally agreed to with the Legislative and Rules Committee and the Public Works Committee are still in effect.

MR. MILLER: The motion then is for Waiver of Publication of item #17. Planning and Zoning - no report, Public Works - concur. UNANIMOUS with 28 members present.

MR. FOX: I would then move for final adoption of this ordinance.

PUBLIC WORKS AND PLANNING AND ZONING -concur.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

ORDINANCE NO. 345 SUPPLEMENTAL

CONCERNING THE SALE OF CITY-OWNED PROPERTY TO MARTIN V. MISEVIC AND IDA ARONS

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Stamford Charter and notwithstanding any provision of Chapter 6, Sections 6-33 to 6-37 inclusive, of the Code of General Ordinances of the City of Stamford, the sale to MARTIN V. MISEVIC and IDA ARONS of the following property, viz:

All that certain piece, parcel or tract of land situated in the City of Stamford, County of Fairfield and State of Connecticut, containing 0.2057 acres, more or less, and bounded as follows:

Northerly: 3.44 feet by Land of the City of Stamford;
 Easterly: 450.00 feet by Land of MARTIN MISEVIC et al;
 Southerly: 41.65 feet by ST. CHARLES AVENUE; and
 Westerly: 437.32 feet by HAIG AVENUE

For the sum of SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00), is hereby authorized, approval of the Mayor, the Planning Board, and the Board of Finance having been previously granted.

The sale is approved contingent upon the deed containing a restrictive covenant to the effect that the owners of said property, their heirs and assigns shall not seek a zoning change for a period of fifteen (15) years from the date of the purchase.

The Mayor is hereby authorized to execute all documents necessary to transfer title to said property.

This Ordinance shall take effect from the date of its enactment.

 EFFECTIVE DATE: April 22, 1977

LEGISLATIVE AND RULES COMMITTEE (continued)

- (18) PROPOSED ORDINANCE SUPPLEMENTAL FOR TAX EXEMPTION AND REIMBURSEMENT OF TAXES PAID FOR PROPERTY ACQUIRED BY BI-CULTURAL DAY SCHOOL, INC., A CONNECTICUT NON-PROFIT, EDUCATIONAL INSTITUTION LOCATED AT 1499 HOPE ST. (formerly Estate of Harry M. Zuckert - request by Atty. Julius Kuriansky letter 12/16/76 Considered at 2/9/77 meeting but action incomplete.

MR. FOX: The committee voted unanimously for Waiver of Publication and adoption of the ordinance. I would MOVE for a Waiver of Publication.

MR. MILLER: MOVED and SECONDED.

MR. SIGNORE: I will refrain from voting or discussion.

MRS. SANTY: I will speak against Waiving Publication of this tax abatement. I have 183 signatures of people living in this district, which is almost 100% of those contacted, and I realize fully that property and equipment owned by any religious organization and used exclusively at the school can apply for tax exemption. But, before a school can be built on this property at 1499 Hope st., varieance, zone change, or special use exception must be approved by the Zoning Board of Appeals. The taxpayers that I have in hand live on Friar Tuck Lane, Robin Hood Rd., Slice Drive, Hope St., Putter Dr., Little John Lane, Old Well and Deep Spring Lane. This is a mandate from thises home owners. I would like it to be publish. I think they should air their views. I think it's a very serious position we take when we Waive Publication, especially when we know the opposition we have to this proposal here this evening. I would urge my fellow representative to issure publication so these people could be heard.

MR. MORGAN: I appreciate Mrs. Santy's concerns but I wonder if might not the best way to handle this, the accepted way, would be to the Zoning Board of Appeals rather than to the Legislative and Rules Committee of the Board? Isn't that the usual way?

MR. MILLER: Are you addressing that question to the Chair, Mr. Morgan?

MR. MORGAN: Base on your long years of experience, yes Mr. Miller.

MR. MILLER: The Chair would simply observe that it has been historically the practice in Stamford to take these tax exemption and reimbursement matters on a case-by-case basis. And the Chair would simply observe that if this Board at this point is to deny one of these requests, it would seem that there would have to be a good reason, certainly, to reject a request and there would have to be a demonstration as to why this particular institution should receive treatment from the many other religious schools, churches, synagogues, etc. for which we have adopted such ordinances. So the Chair will leave it at that.

MR. SHERER: I'd just like to point out that while I appreciate Mrs. Santy's remarks, I must also point out that here paraphrase of the intent of our founding fathers in writing the constitution was not that a religious organization for the purposes of having a school. The intent was for the purposes of not making a profit. And I think that's the issue, and I don't think we're in a profit-making situation. I think there is ample opportunity for all representatives to have attend both the first meet- ing which was well publicized in the agenda to our members and secondly, due to the technicality a second meeting was held, at which time all members were invited to com-

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. SHERER (continuing) And I think if there was a failure on the part of any representatives to garnish their constituents or they were remiss in attending, I don't think this is the place to take care of that kind of business.

MRS. SANTY: Mr. President, point of order here.

MR. MILLER: What's your point of order?

MRS. SANTY: I'm sure you're suggesting me, and I wasn't remiss in my duties. These are people here who are opposing this abatement. This wasn't even signed until December 2, 1976. They went forward, this is property here at 1499 Hope Street. They have to get some type of variance zone change or special use to build a school here. What we are granting tonight is a tax abatement and reimbursement on property when the building is not there. It may not even be used for that. All I am asking is for publication so these people may be heard.

MRS. GOLDSTEIN: I would observe, Mr. President, that this evening this Board voted on three Waivers of Publication for three tax exempt non-profit organizations and item #18 is precisely the same kind of waiver, actually of tax exemption. The proper form for discussion on the merits of erecting a building on that site would be at the Zoning Board.

MR. GLUCKSMAN: As already has been stated, this was passed by this Board last month. Because of a technicality, we're here again. People have had an opportunity to be heard in the past and I believe that whether or not the Bi-Cultural Day School should be granted a tax exemption is the only question here tonight. Whether or not the new location is acceptable to the neighbors is a matter to be taken up at the Zoning Board of Appeals, in the school's application for special zoning exception. The tax issue is mandated by law, which meant we cannot, by the City government levy a tax on a non-profit educational institution. A vote against the tax exemption is a vote against the constitution of this country and the laws of the State of Connecticut.

MR. HOFFMAN: I'd like to remind Mr. Morgan and Mr. Glucksman, the fantastic success that we've had with the Zoning Board in the past. I think that you can go before this group and you can please, many residents can plead, and it's almost like something that's falling on deaf ears, and they just go ahead and do what they doggone please anyway. I believe that to ignore what 183 people, as Mrs. Santy is pointing out here, what 183 people are requesting, I don't think we should overlook this and I don't think it's anything that we're saying, you know, we've voted on three of these issues tonight, therefore we got to vote on 20 or 100, whatever happens to be before us. I don't think that that's necessarily so. I don't think there's any question that we're going to eventually deny these people a right to be exempted from the taxes, but I just believe that we ought to hear these people because again I really believe that very often this Board is the court of last resort. A taxpayer or a group of taxpayers can try everything and do everything that they possibly can and here, you know, I think that we would be remiss in our duty if we just said, "To hell with you". Pardon the English.

MR. LOBOZZA: I think Mr. Hoffman kind of hit it on the head, if 183 people went to the trouble of signing a petition for this, they should at least be heard. It's a bit unfair to say that we passed two or three or four similar ordinances tonight because no one produced a petition with 183 signatures on it that they wanted to be heard.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977LEGISLATIVE AND RULES COMMITTEE (continued)

MR. ZIMBLER: I'm sorry I'm afraid I'll have to take exception with some of my brother and sister representatives. I think the issue here tonight is number one, is this property owned by a religious institution? and (B) are they operating anything for a profit on this property? And if the answers come out, (A) it is owned by a religious institution and B) they are not operating anything for a profit on it, then the only answer - petitions, schmetitions, the only answer is that they must be granted a tax exemption.

MR. WIDER: Of course, this being their school, I could see no reason why we couldn't give them this tax abatement. And I certainly see a need here for us to take positive action so they can go before the Zoning Board of Appeals.

MR. SHERER: Just a couple of short items. Number one: Beside the four we've done tonight I know as sitting on Legislative and Rules we've done well over fifteen abatements in this last year alone. Secondly, to comment on Mr. Hoffman's concern that the residents who signed the petition should be heard, if the byline or the caption of the petition were read to us this evening, you would have seen that the caption says, "We, the undersigned, oppose - wish to be heard or oppose any zone change, etc. which would change the character of the neighborhood", something similar to that. It doesn't say, "We oppose an abatement". It doesn't say, "We wish to be heard on the abatement". It doesn't say "We oppose tax abatement for the Bi-Cultural Day School." So I think the issue is anything which will change the character of the neighborhood which would be, perhaps, a zone change, and I think there's ample opportunity for the 183 people to get their numbers together and appear at the Zoning Board and like all other citizens do, indeed, and do it.

DR. LOWDEN: This is really a point of information, I guess at this point. It's going to take 27 votes, I assume, in order to Waive Publication of this ordinance. We don't have enough people on the floor to begin with, and secondly, we have had enough expressions of dissent in order that we shouldn't pursue this further. We might as well publish it and go on to the rest of our business.

MR. MILLER: I think we'll have 27 people and I assume they will participate in the voting.

DR. LOWDEN: Then I would move the question.

MR. MILLER: You can't after speaking.

MRS. McINERNEY: I'll move the question.

MR. GLUCKSMAN: Roll call vote.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED. There is a request for a roll call vote on the matter itself. The vote will be taken by roll call. According to Section 204.1 of the Charter, 27 votes are required; two-thirds of the entire membership of the Board. Mr. Signore has left the floor of the Board intending not to participate in this vote. We have 27 members presumably voting. Let me explain the vote - we're calling the roll on Waiver of Publication for item #18 under L & R.

LEGISLATIVE AND RULES COMMITTEE (continued)THOSE VOTING IN FAVOR (YES):

MORGAN, Michael G. (D)
 ZIMBLER, Kurt A. (R)
 DIXON, Handy (D)
 RAVALLESE, George (D)
 PERILLO, Alfred E. (E)
 FOX, John W. (D)
 GLUCKSMAN, L. Morris (D)
 RITCHIE, Mildred S. (R)
 LOWDEN, Lynn M. (D)
 WIDER, Lathon, Sr. (D)
 BLOIS, Julius J. (D)
 LIVINGSTON, Jeremiah (D)
 GOLDSTEIN, Sandra D. (D)
 SHERER, Donald B. (R)
 COSTELLO, Robert H. (D)
 BLUM, David I. (D)
 CONNORS, George V. (D)
 SANDOR, John A. (D)
 MILLER, Frederick, E., Jr. (D)

THOSE VOTING IN OPPOSITION (NO):

HAYS, George V. (R)
 HOFFMAN, Leonard A. (R)
 HAWK, Marie J. (R)
 LOBOZZA, James D. (R)
 SANTY, Jeanne-Lois (R)
 FLANAGAN, William H. (R)
 McINERNEY, Barbara A. (R)

ABSTENTIONS:

PERILLO, Mildred J. (D)

MR. MILLER: The motion is LOST.

MR. FOX: In light of the present vote and the comments made by Mrs. Santy, although we ordinarily try to say the expense of publication, I would move for publication of ordinance.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED.

MR. LIVINGSTON: I want the record to show that I am abstaining.

MR. MILLER: The record will indicate, with 27 participating, Mr. Signore left the floor and didn't return, there are 26 YES votes. So the vote for Publication has CARRIED. And that would need 21 votes for final adoption.

(19) PROPOSED ORDINANCE SUPPLEMENTAL TO AMEND ORDINANCE NO. 332 PROVIDING FOR A TAX ABATEMENT FOR "PILGRIM TOWERS" LOCATED AT WASHINGTON COURT, OWNED BY PILGRIM TOWERS, INC. Letter of Barry Boodman dated 12/17/76 (rec'd. 1/5/77) and note dated 1/5/77 from Dagny Hultgrun of Community Development Dept. Changes proposed in these amended documents (ordinance & agreement) are necessary to bring them into conformity with language requirements of Dept. of Community Affairs. Considered at 2/9/77 meeting but action incomplete.

MR. FOX: The committee voted unanimously to Waive Publication of the ordinance and I would so MOVE.

MR. MILLER: The Chair isn't sure it's possible to entertain that motion at the present time. Let us please see if we can get everyone here. There ought to be 28 people participating.

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. MILLER: (continuing) Mr. Sherer and Mr. Glucksman have left the meeting. In that event we have only 26 members present, so a motion to Waive Publication would not be in order Mr Fox, and if this is not a controversial matter, the Chair would suggest that you just go over to the next meeting, because it really isn't worthwhile to spend the taxpayers' money publishing ordinances which are not going to be controversial.

MR. FOX: Item #20 - THE MATTER OF EXTENDING THE REPORTING DATE OF MARCH 7, 1977 TO A LATER DESIGNATED - was disposed of at our March 7th meeting last Monday.

(21) FOR FINAL ADOPTION - PROPOSED FAIR EMPLOYMENT ORDINANCE FOR THE CITY OF STAMFORD CONCERNING LABOR STANDARDS AND CONTRACTORS' RESPONSIBILITIES FOR PUBLIC OR PUBLICLY-AIDED CONSTRUCTION. Published 11/22/76. Held in Committee 12/6/76 and Held in Steerin 12/13/76 and 1/24/77.

MR. FOX: We published this actually back in November and had a public hearing on this during the month of March. We met with Mr. Cunningham of the Fair Labor Council and heard comments from a number of other individuals. It was only at the meeting of last Monday night that I received a letter from the corporation counsel's office and also from Community Development, asking that it be held for one more month. There are some items which, in particular, the corporation counsel's office wants to look into. In light of that letter, the committee voted to HOLD this item for another month.

MRS. GOLDSTEIN: Personnel concurs.

MR. MILLER: The Chair won't take any debate on this, it's being Held in Committee.

MR. BLUM: I would like to ask a question as to why certain bills here, certain ordinances are held because of the corporation counsel. This will make the third one now that's going to be held by the corporation counsel, and I don't know how long the other two will be coming forth. But it seems any ordinance that might be controversial and might not be in agreement -

MR. MILLER: I'm sorry Mr. Blum, but it wasn't held by corporation counsel. It was held by the two committees. The vote was taken by the committees involved.

MRS. McINERNEY: If I can through the Chair, I'd like to refer back to item #19. Do we have a date?

MR. MILLER: We've already -

MRS. McINERNEY: A deadline date on that - before we can file or not file on it. I thought we had a firm date.

MR. MILLER: Well, it really makes no difference, Mrs. McInerney, because we simply don't have enough people here at this moment to either Waive Publication or finally adopt, we can't finally adopt until we Waive Publication. I'm sorry Mr. Blum, but the matter is being HELD IN COMMITTEE. If there was a motion to take it out of committee, that would be something else. Well, the committee didn't have to honor the wishes of the corporation counsel.

PERSONNEL COMMITTEE - Sandra Goldstein

MRS. GOLDSTEIN: Mrs. Santy and I discussed the Fair Employment Ordinance and drafted a letter and subsequently sent a letter to Tom Barrett, the Labor Negotiator, regarding the current contract negotiations and that is the report.

PLANNING & ZONING COMMITTEE - George Baxter

- (1) LETTER OF 11/10/76 FROM COURTLAND TERRACE ASSN., re moratorium on condominiums and multiple dwelling units because of their demands upon City services. Also questioning legality of condominiums under existing Stamford Zoning Regulations. Held in Committee 11/22/76. No reports 1/17/77 or 2/9/77.
- (2) LETTER OF 11/1/76 FROM COURTLAND TERRACE ASSN., INC. supporting American-Italian Assn. against X-rated movie house locating on West Park Place. Requests legislation. Held in Committee 11/22/76. No report 1/17 and 2/9/77.

NO REPORTS on above items.

PUBLIC WORKS COMMITTEE - Alfred Perillo - No Report.

MR. COSTELLO: Through the Chair, I'd like to ask Mr. Perillo, on Thursday and Friday nights of the past week I received numerous calls from constituents in the East Side about a putrid smell coming from the incinerator. I can understand the people who live close to the incinerator, but we're going past St. Mary's Church now, we're going to smell the whole city out soon.

MR. PERILLO: I too, have received many calls on this. After making two visits a week at the sewage treatment plant, I've got many answers to these problems. It seems to stem from its original design that we're having these problems. Some of the operations as was designed originally seems to be a fact after the operation. They are working on this constantly to resolve these problems. It's going to take time. True, it isn't relieving the area from the odor, but they are trying. Not having any knowledge of this operation, I can't give you any other input on it.

HEALTH AND PROTECTION COMMITTEE - David I. Blum

- (1) PETITION TO MAKE BERTMOR DRIVE A DEAD END STREET - Held in Committee 2/9/77.

MR. BLUM: We discussed the petition to permanently close Bertmor Drive, due to a letter sent to the committee from William Sabia, the City Engineer. He finds many problems may exist in regard to a relocation of a fire hydrant. The committee voted 4-0 to HOLD in committee, pending further information from Mr. Sabia.

- (2) LETTER of 12/7/76 from EVELYN F. OTT regarding dog problem and asking for \$10. refund of fine she paid which she feels is unfair. Held in committee 2/9/77.

MR. BLUM: Mrs. Ott will receive her \$10 back but the committee voted 4-0 to send the dog warden a letter that he should observe the law on unlicensed dogs when receiving a complaint.

MINUTES OF ADJOURNED MEETING MARCH 14, 1977

HEALTH AND PROTECTION COMMITTEE (continued)

- (3) LETTER OF 1/8/77 FROM JACK DAZZO, 728 HOPE ST. requesting supervision of children sledding at Sterling Farms. His son was severely injured on 12/31/76. Held in Committee 2/9/77.

MR. BLUM: The committee voted to postpone a hearing of their complaint for one month.

- (4) LETTER OF 1/14/77 SIGNED BY CHIEFS OF THE BIG FIVE VOLUNTEER FIRE DEPARTMENTS OF STAMFORD regarding the 911 Emergency number, etc. Held in Committee 2/9/77 for further investigation.

MR. BLUM: After meeting with the consultant of the telephone company at the Mayor's request they felt that all their answers have not been satisfactorily answered. The committee voted 4-0 to write to the representatives of the Southern New England Telephone Company, communications officer, and Chief Vitti of the City Fire House, to explain what advantages or disadvantages 911 would be to the entire emergency system in the City of Stamford, what it is going to cost the City to install this new system.

- (5) THE MATTER SUBMITTED BY CITY REP. HANDY DIXON RE PRESSRICH ST. BEING MADE ONE WAY WEST FOR ONE BLOCK AT FAIRFIELD TO VASSAR.

MR. BLUM: I did contact Mr. Ron Weber who said he would look into the matter.

PLANNING AND ZONING COMMITTEE - No report on item #1.

MR. MORGAN: I'd just like to compliment the Chairman of the Health and Protection Committee for a succinct, well organized report.

PARKS AND RECREATION COMMITTEE - John Sandor

- (1) SUPT. BRUNO GIORDANO'S (RECREATION DEPT.) letter 11/22/76 requesting approval of fees for Ethel Kveskin Theatre and Paddle Tennis Fees. Held in Committee 2/9/77.

MR. SANDOR: At the Ethel Kveskin Sterling Barn Theater, the adult prices were to change from \$3.00 on weekends to \$4.00 and \$5.00 for musicals for weekends. Student prices would be half price during the week and full price on weekends. Matinees are considered regular prices. Groups of 50 or more would receive 25% discount for regular weekend and matinees only. On paddle tennis; the fees for non-residents would be increased from \$1.50 per person to \$2.00 per person, and \$8.00 minimum for non-residents for use of court. The minimum fee would be increased from \$2.00 per court to \$3.00 per court. Children's fees would remain the same except for summertime when fees will be \$1.00 minimum per court. We ask for their acceptance.

MR. MILLER: We need 21 people on this Board to have a quorum and there are some matters I know Mr. Sandor has to bring up this evening which are very important to certain groups in this City who are trying to comply with the law by going through the proper procedure before that take certain actions and the Chair would hope that we continue to have 21 members present until we complete this agenda. MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

PARKS AND RECREATION COMMITTEE -(continued)

- (2) LETTER OF 12/13/76 FROM CITY REP. KURT ZIMBLER (R-16) regarding complaints re Norwalk Community College students' "archeological digs" at City-owned Finch/Levine property. Held in Committee.

MR. SANDOR: The Board met with Kurt Zimblar and a homeowner and the Board decided to have the Board of Representatives send their letter to the Parks Department, denying permission to the Norwalk Community College students for the archeological digs on the Finch/Levine property, by a vote of 5 YES, 4 NO. It seems they are abusing the permission by having cook-outs and different things there and harassing some of the neighbors, so we would like to have their permission denied. So, we'd like to have the Board at least send a letter to the Parks Dept. denying - telling them to deny their permission. I don't know how to go about it, but -

MR. MILLER: It would be in the form of a Sense-of-the-Board Resolution, Mr. Sandor. This would be recommended by the Board, would you please see Mrs. McEvoy to make sure she has the proper language after the meeting or tomorrow. The motion is CARRIED UNANIMOUSLY.

- (3) PARKS SUPT. ROBERT E. COOK'S LETTER 1/6/77 REQUESTING APPROVAL OF MARINA FEES
Taken care of at the March 7th meeting.
- (4) LETTER OF 2/8/77 FROM ROSAURO RODRIGUEZ, PRESIDENT, STAMFORD-PUERTO RICAN PARADE LOCAL COMMITTEE, stating they would like to bring their parade to Stamford, and discuss it between Feb. 21-25, 1977. Mr. Rodriguez lives at 196 Custer St., Stamford.

MR. SANDOR: The committee felt that they could not do anything because they required money for bandstand, police and firemen. We felt we could not obligate the City for funds for the parade. We only could give them permission to have a parade. So we referred them back to the Mayor.

MR. BLOIS: I'm not so sure I quite understand item #4. What are you denying, the right for a parade, or -

MR. MILLER: No. We can't appropriate money for a parade. If they want to request permission to have a parade -

MR. BLOIS: I understand that, but they're asking for permission for a parade. I know they come in asking for monies at the meeting, but are we denying the fact that -

MR. MILLER: No. We're not denying it. They didn't ask just for permission for a parade. If they did, I'm sure we would give them permission. Mr. Hays can you enlighten us?

MR. HAYS: The representatives of the Puerto Rican group were advised by the committee that if they got the monies and the financing to have their parade, that they could be assured that our committee would give permission for the parade.

MR. LIVINGSTON: Point of information, Mr. President. Through you, I'd like to ask the Chairman of that committee - did he state that they were referring it back to the Mayor? Did it come from the Mayor?

MR. MILLER: Yes.

PARKS AND RECREATION COMMITTEE (continued)

- (5) PERMIT NO. 416 - SPRINGDALE FIRE COMPANY, INC. MR. WILLIAM R. JARRETT, PARADE CHAIRMAN, Under date of 6/26/77 requests permission for annual firemen's parade on June 8, 1977 (rain date June 9, 1977), also to put up advertising banner.

MR. MILLER: We should have two separate votes then. Would you make a motion, Mr. Sandor for the permission for the parade.

MR. SANDOR: I make a motion for the parade.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY.

MR. SANDOR: I would also like a motion for them to put up an advertising banner.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED.

- (6) PERMIT NO. 417-LETTER OF 1/27/77 FROM GINAO A. PASQUINI, 9 SADDLE ROCK RD., addressed to the newspaper with copies to Messrs. Miller and Sandor of this Board, re "Sad Day for Paddle Players in Stamford", stating the courts are in a state of decay, etc.

MR. SANDOR: The committee listened to Ginao Pasquini and Walter McGuire of Sterling Farm Golf Authority and suggests that they get together to iron out their solution to their tournament problem.

MR. MILLER: Something else we have under SUSPENSION of the RULES, Mr. Sandor?

MR. SANDOR: Yes, I have two or three items here, I'd have to ask for SUSPENSION of the RULES.

- (7) PERMIT NO. 418 - NATIONAL JUNIOR TENNIS LEAGUE TO PUT BANNER ACROSS SUMMER ST. AT RIDGEWAY SHOPPING CENTER FROM MARCH 18th to APRIL 19, 1977.

MR. SANDOR: I'd like to ask for SUSPENSION of the RULES for the National Junior Tennis League of Stamford, Conn. Mr. Oefinger's office had advised us this year that permission to put up the banner must come from the Mayor's office. The Mayor requested that we go through the department and have the request granted. And they have a liability policy for \$300,000 will insure against any damage.

MR. MILLER: Move for Suspension of the Rules so that we might consider this.

MR. SANDOR: I so MOVE.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY. Now you're making a motion, Mr. Sandor, for the approval of the banner.

MR. SANDOR: Yes.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY.

PARKS AND RECREATION COMMITTEE (continued)

- (8) PERMIT NO. 419 - MARRIOTT HOTEL OPENING DAY PARADE TUESDAY, APRIL 12, 1977 at 11:30 A.M., letter from acting Chief of Police, John P. Considine.

MR. MILLER: Well, who is asking for it?

MR. SANDOR: The Acting Chief is, because he had granted permission, he didn't realize that he had to come and get permission from this Board. It will last approximately one half-hour overall. The assembly area was going to be on Board and Greyrock in a vacant lot across from the Star Confectionary Store. And the route would be on West on Broad to Atlantic, South on Atlantic to Tresser, east on Tresser Blvd. to the parking lot at the Marriott Hotel. The body of the parade will be made up of two or three bands and a few antique cars. There will not be any cost to the City of Stamford. The Marriott has agreed to pay all expenses, including the hiring of off-duty policeman personnel for traffic control. The Marriott Hotel will supply insurance coverage as outlined by the corporation counsel's office.

MR. HAYS: No one is prouder than I am to have the Marriott in Stamford. But I'm concerned that we're setting a precedent. Maybe you can enlighten me or some of my colleagues here, by having a parade to advertise a commercial enterprise.

MR. PERILLO: It's no cost at all to the taxpayers. There're picking up the whole expense

MR. LIVINGSTON: I myself, don't recall any other commercial establishment holding a parade in our City streets and tying up traffic. And I'm wondering if we're not opening up a can of worms; for every new business enterprise that decides to come into the City decides to have a parade. I think we're getting into something that we really don't want to get involved in, and that is using our City streets to advertise for commercial purposes.

MR. SIGMORE: I don't think this is an issue where we're sanctioning streets for a commercial endeavor. I think it's just that they went through the proper procedures to get permission to walk down the street in a parade, and that's it. I don't see any problem with it.

MR. ZIMBLER: Going along with what Mr. Hays was saying, true, the Marriott people may be picking up the entire cost of this, but at lunch time on a Tuesday, on a business day, to tie up traffic in the business area for any period of time I think might present some sort of a hardship to the merchants in the downtown area.

MR. FLANAGAN: We were saying back here, "I love a parade" - we all love parades. I support this parade for the opening of a 305-room hotel and convention center in Stamford. And if Macys ever builds their establishment here in Stamford, I hope they have two parades.

MRS. RITCHIE: I go along with Bill Flanagan. In these days of so much sorrow and grief, it's great to have something to celebrate, and I hope if Macys ever comes in, they'll bring the clowns and the circus too.

PARKS AND RECREATION COMMITTEE (continued)

MR. BLUM: Something new has hit the City. I think we ought to go along with it and see what it's all about.

MR. COSTELLO: I'd like to go along too. I think it's great we're having a parade and I think that it's great the the Marriott chain is coming here and if Howard Johnsons and Ramada Inn wanted a parade, I wouldn't care either.

MR. MORGAN: Since everyone is so glad there coming, I wonder if they're going to let the Board of Representatives march in the parade.

MRS. HAWE: You can lead the parade, Mr. Morgan. I MOVE the question.

MR. MILLER: MOVED and SECONDED. The motion is CARRIED UNANIMOUSLY. We'll now vote on the motion made by Mr. Sandor for permission for the Marriott parade. We'll have to take a DIVISION. - there has to be 21 people participating in the vote. The motion is CARRIED; 19 YES, 3 NO (Zimble, Wider, Livingston).

Mr. Sandor: That concludes my part.

MR. BLOIS: I think he has one more. I believe he has the Stamford -

MR. MILLER: You can make a motion to that effect, Mr. Blois, if you want to bring up SUSPENSION of the RULES.

MR. BLOIS: I'd like to SUSPEND the RULES for the purpose of bringing up - the Stamford Jewish Center would like permission to display a banner across Summer St.

(9) PERMIT NO. 420 - STAMFORD JEWISH CENTER REQUEST PERMISSION TO DISPLAY A BANNER ACROSS SUMMER ST. AT RIDGEWAY SHOPPING CENTER, MAY 6th to May 23, 1977. Letter from Mr. Phillips, Chairman.

PERMIT NO. 421 - ANNUAL COUNTRY FAIR WHICH WILL BE HELD SUNDAY, MAY 22, 1977.

MR. BLOIS: I would so MOVE.

MR. MILLER: MOVED and SECONDED. CARRIED UNANIMOUSLY.

MR. SANDOR: I have a letter here from the Parks Commission on their vote on the parking stickers, Cummings Park lighting fees. Do you want me to read those?

MR. MILLER: Are you moving approval? Has the Parks Commission voted on these?

MR. SANDOR: I just have a letter from them.

MR. MILLER: Why don't we wait until next Monday for the Steering Committee on that, Mr. Sandor. Ask Mrs. McEvoy to put it on the agenda for Steering.

PARKS AND RECREATION COMMITTEE (continued)(10) CHESTNUT HILL PARK DISTURBANCES, submitted by Rep. William Flanagan.

MR. FLANAGAN: I have an item which I don't think will wait until Steering that I'd like the Chairman of the Parks and Recreation to look into. Last Friday night at Chestnut Hill Park over 100 automobiles participated in a beer party. Without going through the Laundry List of City ordinances that were violated, starting with Section 14-4 which is a curfew which of course the police have promised to enforce by keeping the park closed, which they didn't do, then they went through Section 830, 834, 835, 836, 843, 844, 14-16, 14-17 and 14-10. Each of these things take at least a \$50 fine. What bothers me is that we made a big issue about horseback riding on the baseball diamond and it caused a lot of problems last year. Now we have the park chewed up from cars that park on the grass, and it is a real mess now. Lt. Martinelli should have a report available for Mr. Sandor if he calls in because they identified the kids. They didn't give anyone any summons though. But damage was done to City property and I think at the very least that the kids involved, and there were loads of them, they should come forward and volunteer their services to the Parks Department to straighten it out.

MR. HAYS: The Northern Little League has tryouts on Saturday the 26th on that field. Every year it's a race between the end of Winter and the beginning of Spring for the Parks Dept. to get the field into shape. It's a normal matter that's in the Parks Dept. budget, but when something additional like this is imposed on them, it's an additional cost. It costs everybody, and I really think that something should be done, maybe through Parks and Recreation Committee, to develop a better coordination between the Police Dept. and the Parks Dept. about security, curfew of this park.

MR. ZIMBLER: Through you, I'd like to ask Mr. Flanagan, were the police notified that this was going on and if so, did they take any action, and if not, why not?

MR. FLANAGAN: It's very unusual. I did not call in the complaints. I usually notice these things or hear them, but some of the people who were closer to the park than I called in. The police evidently went in and asked the kids to be quiet, which of course isn't what they really should have done. They asked them to be quiet and they didn't and they went back several times. Around 10:00 or 10:30 they started to get them out and I have never in all my life, in 15 years living across from that park, seen so many cars come pouring out of there. It took about two hours for all the cars to leave and then after that, the kids kept coming back. They were all over the place. It wasn't until 1:00 that they stopped coming and the police car finally left. If I were the police, I'd be a little worried about what was going on.

EDUCATION, WELFARE AND GOVERNMENT COMMITTEE - Vere Wiesley

- (1) LETTER DATED 1/31/77 FROM F.O. HUND, 200 EDEN RD., addressed to City Rep. S. A. Signore asking how can a high school diploma be awarded to students who have not received a passing grade in each of the required courses, and enclosing an article on this subject from New York Times 1/31/77.

EDUCATION, WELFARE AND GOVERNMENT COMMITTEE (continued)

MR. SIGNORE: Mr. Wiesley has left. I might say that he did answer Mr. Hund's letter on Eden Road. That would take care of that, I think.

SEWER COMMITTEE - Thomas D'Agostine - Not present - No report.

PUBLIC HOUSING AND GENERAL RELOCATION COMMITTEE - Jeremiah Livingston

- (1) LETTER FROM THE HEALTH DEPT. RE THE HOUSING AUTHORITY. Held in Committee 2/9/77, no report.
- (2) COPIES OF LETTERS DATED Jan. 4, 6, 10, 18, 1977 from Carl Nehring, Director of Housing Code Enforcement, to Donadeo Realty & Mgmt. Co. regarding 792 Washington Blvd. (Ambassador Arms Apts.) their condition, condemnation, etc. (A progress report was given by David Blum, Chairman of Health & Protection Committee on 2/9/77, and this item moved to this Committee due to relocation necessitated by condemnation of building.)

MR. LIVINGSTON: Because of illness and bad weather, the committee has not met, but will have a report at our next meeting.

URBAN RENEWAL COMMITTEE - L. Morris Glucksman - Not present - No report.

ENVIRONMENTAL PROTECTION COMMITTEE - Dr. Lynn M. Lowden

- (1) THE MATTER OF CITY RESIDENTS BEING UNABLE TO BRING THEIR TRASH TO HANOVER DISPOSAL AREA, SINCE THE HOURS HAVE BEEN CURTAILED AND ALSO NOT OPEN SATURDAYS. Submitted by City Rep. Michael G. Morgan 1/24/77 on complaints received from his constituents. Held in Committee 2/9/77.

DR. LOWDEN: Mr. Rotondo has told me that everything is in deposit within the Public Works Dept. at present and that no funds are available to expand that service at this particular time. In fact he says future layoffs are imminent. He also expressed philosophical agreement with our paper separation ordinance, but admits that it is off to a slow start. Meanwhile, our paper accumulates. Since further layoffs are contemplated, it's doubtful that the Hanover site will be further utilized in the near future. This is attributed by Mr. Rotondo to unrealistic budget cuts by the Board of Finance concerning funds which must be appropriated shortly on an emergency basis. Perhaps our committee can meet during the next month with the commissioner to mull over possible interim solution to this problem, but I can't see any right off hand.

- (2) THE STATUS OF THE GENOVESE PROPERTY, TOILSOME BROOK, DANNELL DRIVE & VICINITY. The matter of the fill. Held in Steering 1/24/77.

DR. LOWDEN: The situation has obviously not been resolved. It appears to be in the hands of Public Works - not to be in the hand of Public Works. It should be resolved by contractors. Our Environmental Protection Committee, along with the Health and Protection Committee should remain apprised of the situation as it continues to develop. I have nothing concrete to report at this time, in terms of progress.

ENVIRONMENTAL PROTECTION COMMITTEE (continued)

DR. LOWDEN: (continuing) This matter is being actively pursued and it might require a joint meeting of our committee along with Health and Protection and those involved to help correct the situation. The appropriate letters have been sent to the appropriate people and the matter is under active consideration, as I understand it. That's all I have to report on these items.

HEALTH AND PROTECTION COMMITTEE - didn't meet on items one and two.

MR. PERILLO: Public Works - Item #1 Mrs. Ritchie and I have been down there last Saturday and it was wide open for people to bring their debris down there. Hanover Street is open Saturday and Sunday.

DR. LOWDEN: Mr. Rotondo agreed with me that it wasn't supposed to be. I don't know where he finds help for overtime. He said he could not leave it open on - well, he's not - then he doesn't know it.

MR. ZIMBLER: On item #2 under Environmental Protection, recently Dr. Gofstein wrote a letter to Commissioner Pac of the Department of Environmental Protection again protesting the illegal dumping of flyash on the Genoveseproperty. And I might respectfully suggest through the Chair that the Environmental Protection Committee take whatever steps they feel are necessary to back the stand of the Health Director on this particular thing to possibly, if I can make a suggestion, write a letter to the Commissioner of Environmental Protection endorsing the position taken by the Health Director.

DR. LOWDEN: May I respond to that please? Yes, I have talked to Dr. Gofstein on that and I think your suggestion is a good one, Kurt. I think we'll go that route.

HOUSE COMMITTEE - Gerald Rybnick

- (1) The matter of a new voting mechanism to record votes automatically. Thomsen's Audio has submitted a design and proposal of \$4,400.00 to make alterations and additions to our present system. Held in Committee 2/9/77.

NO REPORT.

DRUG AND ALCOHOL ABUSE COMMITTEE - Linda D. Clark - No report

CHARTER REVISION COMMITTEE - Christine Nizolek

MR. MILLER: Miss Nizolek is not present. She did call in to say that she was working late into the evening and didn't expect to be at the meeting. She asked that the President announce to the members of the Board that the Charter Revision Commission will hold its public hearing at 7:00 p.m. on Monday, March 28th at Gleason Middle School, not in the Board Room. And of course the Commission has agreed to have their final report into the Board of Representatives office on the afternoon no later than the afternoon of April 1st.

COMMUNICATIONS FROM THE MAYOR - NONE

PETITIONS - NONE

RESOLUTIONS - None

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS

MR. MILLER: There are two letters I believe, two communications, both addressed to the President. One is dated January 21, 1977 from the Executive Chambers in Hartford. "Thank you for sending me a copy of a resolution passed by the Stamford Board of Representatives requesting an investigation into allegations regarding the Stamford Police Dept. It is my understanding that this matter is being studied by State's attorney, Donald A. Brown. I am sure that when Mr. Brown completes his review, he will respond to the concerns raised in your letter. I appreciate having the Board's views on this matter. With best wishes, Cordially, Ella Grasso, Governor. And this letter from the Veterans Memorial Monument Committee, dated March 4, 1977, addressed to the President of the Board. "The Veterans Memorial Monument Committee and the thousands of veterans of Stamford, their families and friends, would like to express their gratitude to the Board of Representatives for the consideration shown regarding the new Veterans Memorial Park and Monument. We appeared before you on several occasions seeking favorable passage on the naming of the park and changes in the size allowing for a larger park. The Board demonstrated that, in spite of all the problems it must address itself to, it could still take the time to listen, evaluate and render sound judgement on the requests we presented. May I render special thanks to Julius Blois, Chairman of Parks and Recreation Committee, who gave much of his time to listen to the pleas of our group. The professional attitude of the Board certainly gives our continued faith in our elected officials. Once again, our warmest thanks to the Board for your concern towards our veterans and we look forward to seeing you at the dedication ceremonies of the new park and monument sometime this Fall. Very truly yours, Tony P. Pis".

OLD BUSINESS - NONE

NEW BUSINESS - NONE

MR. MILLER: Before we adjourn, I have a couple of announcements. I wish to call to the attention of the members of the Board the fact that there was placed on each of your desks earlier this evening the call for an open meeting of the Board of Representatives acting as a Committee of the Whole. This meeting will be held here Wednesday March 23rd at 8:00 p.m. and the purpose is to hear a presentation of the Connecticut Resources Recovery Authority's solid waste disposal program proposal. And participating will be Vincent J. Rotondo, Commissioner of Public Works and others invited by him. The Board will meet at a Committee of the Whole. There will be no voting but we will take attendance. I would also call to your attention that we have scheduled the evening of April 12th which is a Tuesday, for the hearing which the Charter mandates . conducted by the Board of Representatives and the Board of Finance on the budget, so the joint budget hearing will be at 8:00 p.m. Tuesday evening at the Cloonan Middle School. The hearing will be conducted by the Board of Finance, the President of the Board, and the members of the Fiscal Committee of this Board, but of course every member of the Board would want to be present, I'm sure.

ADJOURNMENT: Upon a motion duly made and seconded, the meeting was adjourned at 1:00 A.M.

Helen M. McEvoy

Helen M. McEvoy, Administrative Assistant
(and Recording Secretary)

APPROVED:

Frederick E. Miller, Jr.

Frederick E. Miller, Jr., President
14th Board of Representatives

NOTE: Above meeting was broadcast in its entirety over Radio Station WSTC

EP;MJ;

HG et al