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Louise Seeley questioned the list pointing out that the City recently entered into a lease with the Connecticut Power Company, and other property had been leased for rent. Michael Wofsey pointed out the City was renting to the Naval Station and people on Greenwich Avenue, and Michael Laureno pointed out the City had entered a lease with the American Cyanamid Company.

Helen Bromley, 20th District, said that she wanted to withdraw her motion, but that she thought the Greenwich Avenue situation has been before us long enough and it was her opinion the people there should pay something, and that they are willing to do so.

Robert Shepherd, 9th District, pointed out that the simplest way to handle the matter would be to request an explanation from the Department of Finance as to whether rents have been collected and if not, why not, if there had been an attempt on the part of the people to pay them. He MOVED that the Board direct a letter involving that to the Department of Finance, seconded by Stearns Woodman, 7th District.

Helen Bromley, 20th District, reminded the Board that when the enabling act was sent to the Legislature, her Committee had put in quite a bit of time on this matter. The people wanted to buy that property, but it was agreed it was to be kept as part of the City. She said she thought that just to refer it to the Finance Commissioner was not the thing to do, pointing out that the Charter gave the procedure, and that should be initiated now.

Robert Shepherd, 9th District, said the point was not whether we should lease it or keep it for park purposes, but why these people have not been able to pay their rent when they tried to pay it. Regardless whether a lease has been enacted, the City should collect rent, if it was operated properly, up until the time that some permanent disposition is made of it.

Michael Wofsey, 1st District, said that apparently the question is that the Finance Commissioner's Office has been unable to discover all the property owned by the City and used by other people. Before we decide that we want to lease, we must first know just what property we own, what is being used by other people, what the fair rental value is, whether we can receive such rents. It is obvious, he said, that the Commissioner of Finance's Office does not have that complete record and more research must be made. After we get that record, we can decide what we can do that is within our province.

John Cameron, 20th District, MOVED to amend the motion by Mr. Shepherd to also refer the matter to the Fiscal Committee for investigation and recommendation, duly seconded.

The amendment was accepted by Mr. Shepherd and Mr. Woodman, and the MOTION as AMENDED was CARRIED, namely that the Board direct a letter to the Department of Finance as to whether rents have been collected and if not, why not if there had been an attempt on the part of the people to pay them, and also that the matter be referred to the Fiscal Committee for investigation and recommendation.

c. Responsibility of framing a new set of Zoning ordinances.

The Corporation Counsel stated that he did not recall having been asked for an opinion as to which appointed board has this responsibility, but he would believe that the proper approach should be not so much as to whose responsibility it is, but as to what procedure should be followed to accomplish a desired result. It seemed to him that perhaps a committee of the Planning Board, the Board of Representatives, and other Boards, meet for a general discussion on the matter. Since the Planning Board is charged with the function of overall planning, it wouldn't be amiss to approach them together with the two Zoning Boards and any

others. Mr. Wise said he believed the initiative should come from the Zoning Boards. The Charter says it has got to be done.

Michael Wofsey, 1st District, in giving an example, asked if at a joint meeting of the two Boards--Planning and Zoning Boards-- there is a difference in opinion in the two Boards, which one prevails, and if the prevailing duty to prepare the Zoning Map combining the two codes, is the Planning Board or the Zoning Board. He said he thought there was a great deal of misapprehension in the Zoning Board.

James Harrington, 9th District, MOVED the matter be referred to the Corporation Counsel to render an opinion at the next meeting, seconded and CARRIED.

d. Full-time assistance and assistant for the Corporation Counsel.

Louise Seeley, 1st District, stated the amount appropriated this year for the Corporation Counsel in the salary item was \$9,800. Last year \$13,250 was appropriated. Under special professional and other services, \$7,500 was requested and \$5,000 granted. That reduction, she said, was probably based on the unexpended balance under that item over the past twelve months.

Mr. Pierson asked Mr. Wise if that amount, \$5,000, was sufficient to get someone as an assistant or if it was sufficient to get the assistance required to do all the work that is required of the Corporation Counsel's Office beyond what he himself could do.

Mr. Wise said that that was difficult to answer because it was very difficult and perhaps impossible to get an individual to devote full time to the office. He said he thought it would be impossible under the present set up of the legal department as provided in the Charter to obtain the services of someone who would be qualified to do the work on a full time basis. He noted he said "under the present set-up" because to ask anyone to devote all his time would in effect mean that he is depriving himself of engaging in private practice. Whether the sum is sufficient, he said, he could only state that perhaps it is a failing on his part, but he couldn't help but view the office in the light of attempting to operate it on as much of an economical basis as possible. He attempted to do that, he said, perhaps at a great sacrifice to himself. From his experience, he said, he believed the office should be set up on the basis of an assistant to devote as much time as he possibly can. There is one thing he would like to get clear, he said. The duties of the office are peculiar in that it is difficult to say that such a thing is going to be done on such a day because at times there are numerous officials in his office the entire day, on problems which to them are very important at that time. In such cases, whether you have one or two assistants, it isn't going to help too much only in that there is so much routine work that must be done. As to the routine work, it would require an individual pretty near full time. He said it was his thought to have an assistant appointed and his intention to do so. As to how much of the \$5,000 must be utilized for that purpose, he was a little reluctant to say. He said he thought the man would be entitled to reasonable compensation because he would have to devote a great deal, if not all of his time. He said it has always been his endeavor to render opinions as expeditiously as possible and those requests which were paramount in importance had to be taken care of first.

James Mulreed, 4th District, pointed out that in the December 5th minutes, page 120, this Board realizing that the business of the City was being hampered by an undue load of work on the Corporation Counsel asked the Corporation Counsel several questions to which Mr. Wise answered: "...there is certainly a need for an assistant Corporation Counsel. There is more detail work in the City of Stamford than one full time Corporation Counsel could handle, particularly in view of this new form of charter." He said he wondered why in the 1950 budget, the Cor-

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poration Counsel, as a head of department, did not request an appropriation for an assistant Corporation Counsel. There are numerous requests which have been sent in to the Corporation Counsel for an opinion from the Legislative and Rules Committee for which no reply was received. Something should be done to provide the Corporation Counsel with an assistant even though it requires an emergency appropriation, because we are being hampered by the inability of the Corporation Counsel to keep pace with the load.

Mr. Pierson referred to Section 451 of the Charter which provided for assistants for the Corporation Counsel and stated that the only question, in view of the section, was how long Mr. Wise can obtain an assistant Corporation Counsel on the money available.

Robert Shepherd, 9th District, said that the Citizens Committee, issued last December, also recommended that an Assistant Corporation Counsel be employed and he felt the Corporation Counsel should get all the backing needed in asking for such assistance. He pointed out there was a provision in the Charter that the first assistant of the Corporation Counsel be unclassified and the second be in the classified service.

Louise Seeley, 1st District, said she thought the form in which the Corporation Counsel gets his assistance should be decided by him and the Mayor. That belongs directly in the administrative part of the government.

John Cameron, 20th District, thought Mr. Laureno's recommendation "...that our secretary correspond with the Mayor on this matter and, if additional funds will be needed, that she apprise the members of the Board of Finance so as to help facilitate the cause of the Corporation Counsel", was sufficient, and MOVED the Board support that.

Hunt Sutherland, 17th District, pointed out that the \$5,000 has not been spent yet, and there should be no argument until that time.

Michael Laureno, 3rd District, gave examples of the amount of work the Corporation Counsel would have in connection with the ordinances, and that he would require a Staff to help him. Also, the Cove Sewer was coming up shortly, and he would require assistance there. "I would like to make a MOTION that we strongly urge the assistance or an assistant be asked for by the Mayor for the Corporation Counsel from the Board of Finance." seconded by John Cook, 15th District, and CARRIED.

COMMUNICATIONS FROM THE MAYOR

1. Annual Message

The President called attention to the Board that the Mayor was present to answer any questions they might have regarding the Annual Message which was distributed at the last meeting.

John Cameron, 20th District, asked what procedure the Mayor had in mind regarding the Charter Revision Committee which he suggested be appointed.

Mayor Barrett said he thought there was a need for a charter revision committee. He said he thought it should be represented by the Board of Representatives, Good Government Association, and Chamber of Commerce. He said the Charter was supposed to be an operating document to guide us in the handling of our affairs, and it falls short of even being a fair document. He said he thought this Board should choose its own representatives to the Committee. He did not believe it should be a large committee. He noted that the heads of all his departments have been asked to keep a folder with suggestions to improve the Charter. The longer you work with the charter, he said, it seems to have been written with an aim to creating expense or

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to make it impossible to get anything done in a reasonable length of time. The charter is full of delays of unnecessary procedure; details going to Boards that should have nothing to do with it. It takes weeks and months to do something that should be done in days. He noted that his departments have a great many ideas.

John Cameron, 20th District, said he gathered the mayor thought this body should take the initiative, and therefore MOVED that we instruct the Steering Committee to give us at our next meeting a concrete suggestion for formulating such a committee on charter revision. The time is getting very short, he said, and thought we should have something to give to the Legislature, seconded by William Adriance, 18th District.

Robert Shepherd, 9th District, said there was one thing that ties in with both the charter revision and a number of other things, and that is the often repeated complaint that the charter deadline on the budget is out of line. In the past year the department of Finance, in spite of obvious overtime, went on a 30 hour week, and according to two auditors reports the records have not been kept up to date and the budget schedule have not been met even though there was adequate time from July 1 of last year. The tax rate calculations both for this Board and the Board of Finance were not properly presented either in content or matter of time. Another item which came up tonight was the matter of incomplete records of property. He asked the mayor for a specific recommendation as to correcting the budget deadline in the charter for our consideration.

Mayor Barrett said that the operating budget was presented on the day and minute of the day it was due. What happened to it after that is a matter of history. The delay in the capital budget is very definitely not our fault. He said he didn't think that anybody in the room had the slightest conception of the amount of work that some of these people are doing--Board of Finance, Planning Board, Zoning Board, etc. Section 611 says that the Capital Budget "shall be in such form as may be prescribed by the Planning Board and shall contain all information that may be required by the Planning Board, by the Commissioner of Finance or by law or ordinance." That duty prescribing the form of the capital budget has never yet been performed. That is left for the departments to do and that is why the capital budget was late. He noted the mention of a survey of all town property. Nobody knows, he said, anything of the volume of property the city owns. The failure to make proper provision for the Planning Board has caused the Planning Board to draw on the engineering department and Mr. Tuttle has used a major part of all his time working for the planning commission. He went on to explain the work involved in the sewer plans and on Vidal Park. The reason there is a load up of all these departments, he said, is the old time method of running the community is entirely thrown out the window by the time schedule in this budget, and you have crowded into the requirements the work of about eight months into about three and one half months. If somebody tried to make it worse, I don't know what they would have done. The elections are in the spring--your legislature is in session. You are hardly out of your primaries when you have your elections. There are many duties in handling these elections, he said. In the midst of all of this there is a campaign going on and in the midst of that you are trying to get out an annual report and at the same time you are trying to make out an operating and capital budget for the year about to begin. If you have a staff doing the work it would just about increase it by 30 per cent. The making up of a budget is different from business or factory. In spite of claims that our budget was confusing it follows the charter step by step, section by section, and sentence by sentence.. I still say, he continued, if you had your elections in the Fall and you had an experienced set of officials making up a budget for the departments, you will have a better and a more orderly prepared budget than you would have from a new set of officials. Somebody may agree that this man may be

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spending a part of another fellow's budget. I think it is better to have a man who has served in office spend the first three months of it than to have someone new come in and have him make a budget to start July 1st.

Robert Shepherd, 9th District, said the original question is not the point of election. The charter provides that budget action be started the first of January and first of February. This is not an election year, yet the Department of Finance appears not to have been able to keep up with the schedule and with its other duties.

Mayor Barrett noted we have the Planning Commission and Commissioner of Finance to prescribe the forms for the Capital budget. He said the Board of Finance was only allowed eight days to go through the budget, and compared the completion of the budget as it was before, where the Board took a great deal of time to call in all department heads and thoroughly discuss each item to be sure they were not cutting something which was not important.

Louise Seeley, 1st District, referring to section 611 of the Charter, noted the sentence before the one the Mayor read to the Board. That sentence is "The mayor shall fix a date not later than the first day of January of each year on which the head of each department, board and agency shall submit to the Planning Board and to the Commissioner of Finance a detailed estimate of all capital projects pending or which in his opinion should be undertaken within the six succeeding fiscal years." The budget originates on or before the first day of January with the mayor. She continued that in Section 611.1 it was outlined "On or before the fifteenth day of January the Commissioner of Finance shall report to the Board of Finance and to the mayor the amount and nature of the expenditures which in his opinion the town may safely incur for capital projects during each of the six succeeding fiscal years, and the estimated effect of such expenditures upon the current budgets for each of those years, together with his recommendations in relation thereto." Section 611.4 states "The Planning Board shall thereupon prepare its capital budget and submit it to the mayor on or before the twenty-fifth day of March." The whole job is supposed to be all finished by the Planning Board and the Department of Finance by the 25th day of March. If it had been finished by the 25th day of March--and they didn't begin until after that date--there would have been no delay in the total budget because, as the mayor said, the operating budget was presented on time and it was the capital budget which held up the entire job. She continued questioning the Mayor that on Page 25 of his message he stated "The City Accounts were not and cannot be reconciled except an arbitrary adjustment by authority of the Board of Finance with the advice and consent of the auditors." She said that she called the auditor of the former City as of April 15, 1949 and June 30, 1949, and asked if the figures did not reconcile. Mr. Cantore, she said, assured her they did reconcile. In the third paragraph on Page 25 of the Mayor's report, she went on, the mayor stated "...it is impossible for us to reconcile some of these accounts because of failure to have the accounts of the former city reconciled as of July 1st, 1949." She again told the Board that the former auditor assured her the reconciliation was made. If there had been no reconciliation, Mrs. Seeley said, the auditor would not have been able to sign and file those reports with the tax commission in Hartford. She said she objected to have this statement made repeatedly as it has no basis in fact.

Mayor Barrett, replying to Mrs. Seeley, said that he did not interpret the Charter--the Charter said that the budget should be on prescribed forms to them, and also, if Bob Almond said there was no reconciliation, there was none.

2. Proposed meeting of the various department heads and Board chairmen regarding construction of public buildings.

Mr. Pierson read the letter to the Board and stated that he did not believe the Board would object if he attended the meetings, and that he, of course, would inform them of what transacted.

3. Appointments to the Zoning Committee:

Formal request from the Mayor dated July 18, 1950 recommending appointment of Mr. John Mershon to the Zoning Board for a 5 year term beginning April 15, 1950 and Mr. Bennett Glazer to fill the unexpired term of Mr. Leonard Kuvin, which will expire on April 15, 1954.

Daniel Miller said that since this is a new recommendation of the Mayor it should lay on the table for 30 days. It already is in the hands of the Committee.

Daniel Miller stated that items:

- 4 - Request for authority to borrow money on short term notes in anticipation of a bond issue to purchase new fire equipment.
- 5 - Request for appropriation of \$100.00 to purchase 100 copies of HOPLEY'S REPORT, and 6 - Regarding Senate Bill #24 - pension for Fred DeCarlo.
- 6 - Request for ordinance covering all night parking.

were discussed at the Steering Committee and referred to various committees. He suggested the waiving of the reading of those items which will be covered by the reports of committees.

John Cameron, 20th District, MOVED we hear the reports of the Committees, seconded by Ralph Nau, 19th District, and CARRIED.

REPORTS OF COMMITTEES

Steering Committee

1. Representatives Patrick Hogan and George V. Connors regarding drainage condition at Sylvan Knoll. The matter was referred to the Public Works Committee and the Public Works Commissioner who has been requested to reply to the Board on this condition and its correction.
2. Communication from F. J. King acknowledging action of the Board re Hendrie Court. The committee recommended the letter be read and placed on file.
3. Communication from Representatives Stephen Kelly, Patrick Hogan, and Robert Shepherd regarding drainage condition in their districts. This matter was addressed to the Commissioner of Public Works, and Mayor, as well as the Board of Representatives, and it was therefore recommended it be placed on file since it was for information only.
4. Communication from Planning Board regarding acceptance of land offered to City by Mr. Jesse Hartman. This matter was referred to the Corporation Counsel for preparation of proper resolution, and also to the Planning and Zoning Committee.
5. Communication from Planning Board regarding acceptance of West View Lane. This matter was referred to the Planning and Zoning Committee.
6. Communication from the Planning Board regarding the Health Department lease. This matter was referred to the Fiscal Committee to be brought up at such time as information is received that the Board of Finance has acted.
7. The minutes of the Board of Finance for July 7 and July 21 were referred to the Fiscal Committee for necessary action, if any.

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8. The annual report of the Board of Recreation was placed on file.

9. Communication from G. Albert Hill, State Highway Commissioner, regarding speed limit on Route 137, High Ridge Road. At the Steering Committee meeting, Helen Bromley moved this matter again be referred to the Health and Safety Committee for further action.

Mr. Pierson said that representatives of Precinct II and also from the State Highway Commissioner called on him and showed charts clocking the speeds on High Ridge Road. They pointed out to his satisfaction, he said, that to make a lower speed limit was not practical inasmuch as there were not sufficient men to enforce the law, and the average speed was considerably above the speed limit now. If the present speed limit was enforced, it was felt the safety of the public would be maintained. We have gone a step in that direction, Mr. Pierson said, by allowing six additional policemen to Precinct II. It was also thought that we should ask Mr. Hickey for a patrol of that road inasmuch as it was a state highway.

Edward Hogan, 19th District, did not agree with the recommendations of the State Highway Commission, and did not see why they would not simply put the proper signs in the High Ridge Village area. The request was that four signs be placed, stating it was a congested area, or something along that line. He commented on the rates of speed along High Ridge and Long Ridge Roads, especially north of the parkway. He MOVED that the necessary steps be taken by this Board to see that the speed limits are enforced and we request the Highways Commission to give us some assistance--that the Board suggest through proper channels and methods that something be done to control the various rates of speed the motorists are carrying on High Ridge Road and Long Ridge Road.

Helen Bromley, 20th District, said she agreed with Mr. Hogan, and did not feel we should let this drop.

William Adriance, 18th District, also agreed with the comments, stating the motorists do not even pay attention to the caution lights which are placed.

Mr. Pierson said he did not believe we should have a 30 mile speed limit, but should enforce our present speed laws. He thought it should be referred to the Health and Safety Committee for further study of the correspondence from Mr. Hill concerning it. He said he referred the matter to the Health and Safety Committee with the recommendation they consult with the representatives of that area.

George Connors, 10th District, speaking of Sylvan Knoll, said the people in that area wanted immediate action. He noted that the condition there didn't exist before the contractor started the development.

Michael Wofsey, 1st District, MOVED a ten minute recess, seconded and CARRIED. The meeting was again called to order at 10:25 p.m.

Legislative and Rules Committee

The report was read by Chairman Michael Wofsey.

Michael Wofsey MOVED the President and the Corporation Counsel communicate with the Michie Company to the end that the proposed code be submitted to us as expeditiously as possible for study and submission to the full Board, seconded by Daniel Miller, 16th District, and CARRIED.

Helen Bromley, 20th District, spoke regarding the Committee's remarks on the parking of automobiles 25 feet from corners. She called attention to the removal of parking meters in that area.

Michael Wofsey said that he noticed the corners were all marked with yellow

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paint indicating no parking, but the cars are parked there anyway. He MOVED that the Board address a letter to the Chief of Police and that the ruling be strictly enforced and adopted by this Board, seconded by Robert Shepherd, 9th District, and CARRIED.

Michael Wofsey MOVED the Corporation Counsel be requested to communicate with the Michie Company in an effort to amplify the existing index, seconded by Daniel Miller, 16th District, and CARRIED.

George Wise noted that he expected to receive sufficient galley proofs of the ordinances during the coming week, and that the company was to send such proofs before the bound booklets.

Fiscal Committee

The report was read by Chairman Louise T. Seeley.

Louise Seeley MOVED the following resolution be adopted:

RESOLUTION #89

BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES that the Mayor is hereby authorized to borrow in behalf of the City of Stamford the sum of \$39,000.00 in anticipation of a bond issue for the purchase of new fire equipment for the Stamford Fire Department and for the purpose of borrowing said sum to issue promissory notes of said City from time to time in such amounts and payable at such times within not more than one year from date of issue, as they shall determine; said notes to be signed by the Mayor and counter-signed by the Controller, and to be payable to the order of the City of Stamford or such other person, persons or corporation as they shall determine and the Mayor and Controller are hereby authorized to endorse in the name of the City of Stamford such of said notes as shall be made payable to the order of the City of Stamford; said notes shall be payable at such place or places and bear such rate of interest, not exceeding five per cent (5%) per annum, as they shall determine, and the interest thereon may be payable in advance or otherwise as they shall determine, and the Controller shall keep a record of said notes.

Upon the maturity of any notes issued under authority of this vote, the Mayor and Controller are authorized to issue new promissory notes in renewal, in such amounts and payable at such times within not more than one year from the date of issue of such new notes, as they shall determine; said notes to be signed by the Mayor and counter-signed by the Controller, and to be payable to the order of the City of Stamford or such other person, persons or corporation as they shall determine, and the Mayor and Controller are hereby authorized to endorse in the name of the City of Stamford such said notes as shall be made payable to the order of the City of Stamford; said notes shall be payable at such place or places and bear such rate of interest not exceeding five per cent (5%) per annum, as they shall determine, and the interest thereon may be payable in advance or otherwise as they shall determine, and the Controller shall keep a record of said notes.

The Mayor is hereby authorized to borrow said sum on short term notes for the purpose herein stated only if said new fire equipment is delivered prior to the date a bond issue is authorized for the payment of said new fire equipment and the proceeds of such a bond issue for that purpose are available.

Seconded by Babette Ransohoff, 15th District, and CARRIED UNANIMOUSLY, 32 for, 0 against.

Louise T. Seeley MOVED the emergency appropriation of \$100.00 for the purchase of 100 copies of "Hopley's Report", a manual for civilian defense published

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by the U.S. Government, be approved, seconded by Ralph Nau, 19th District, and CARRIED UNANIMOUSLY, 32 for 0 against.

Louise Seeley, in explaining that the short-term debt on August 1 as reported by the Controller as \$400,000, said she was of the opinion that this might carry until the taxes begin to come in, in September. She said she would like to call attention that it is an excellent improvement over the Tax Anticipation notes which used to be equal to the tax levy.

Louise Seeley said it was the recommendation of the Committee that the report of the City Auditor on the Cost of Construction of the Walter R. Dolan Junior High School be a part of the Fiscal Committee Report--that it be read.

Patrick Hogan, 10th District, MOVED the report be read, seconded by Robert Shepherd, 9th District. The motion was put and DEFEATED, by 17 opposed and 14 for.

Catherine Cleary, 8th District, said she opposed the motion since she would like to see it in the minutes and MOVED that it be included, seconded by Sewell Corkran.

Helen Bromley said if this were part of the Fiscal Committee report it would automatically go to the members and that was her reason for opposing the motion. She amended the motion that the auditors report be part of the Fiscal Committee report and go to the members in that form.

Catherine Cleary, 8th District, accepted the amendment provided the report is in full. The motion as amended was CARRIED.

George Connors, 10th District, questioned if this would not be setting a precedent, and questioned the politics of the vote.

John Cameron, 18th District, said that it is a question of reason. His reason is that if he got something in writing, he could make sense out of it, especially where there were a lot of figures involved.

Patrick Hogan, 10th District, asked that Mrs. Seeley give a summary of the report.

Louise Seeley said she thought it was much better to have it in writing, noting there were a great many controversial comments which might lead to lengthy discussion. She had no objection to reading it however.

Michael Wolfsey suggested we place this as part of the business on the calendar for the next meeting, seconded by Michael Laureno.

Babette Ransohoff MOVED the Fiscal Report not be attached to the minutes but be sent to the members before the minutes in order to give them time to study the report for the next meeting, seconded and CARRIED.

Public Works Committee

Stearns Woodman, Chairman, read the report.

The report covered a petition for alleviation of surface-water condition on Dunn Avenue, and the Committee recommended that the Public Works Department be asked to investigate the practicability of surface drainage ditches in strategic locations.

Petition for alleviation of surface water condition at the end of Fahey Street in Springdale. The Committee recommended that the Public Works Department be

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Petition for correction of water-flow condition on Seaside Avenue, emanating from Sylvan Knoll. The Committee recommends that the Administration be requested to investigate the responsibility for the specific condition and determine a proper solution. Further, the committee recommended that the City Planning Board be reminded of the serious drainage problem to be considered in the above-mentioned projection of roads and housing in the area to the East of Seaside Avenue.

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asked to attempt to resolve problem in conjunction with adjacent land-owner.

* See opposite page (259A) for paragraph belonging here.

Application for permission for City Public Works Department to improve condition of Ridge Place, a private road owned by Fred Hunt.

The Committee recommended that advice on the matter be sought from the administration.

Stearns Woodman, in speaking of the committee report, said that he would like to suggest that petitions of this nature, when given to Board members, be referred to the administration which is the only agency that can properly originate action. It is his idea, he went on, that the work of the Public Works Committee should possibly cover only communications from the Mayor regarding public works and items of public works which involve an appropriation or conceivably public works items which have failed to arouse the attention of the administration after reasonable time and effort.

William Adriance, 18th District, speaking on Dunn Avenue, said the petition was suggested by Mr. Bromfield. He thought perhaps it was suggested because there were unsufficient funds to cover. We should recommend, he said, that if there is not sufficient funds some emergency funds be arrived at because this matter isn't just a matter of water in the cellars.

James Hulreed, 4th District, said that in connection with Dunn Avenue the recommendation of the committee was that we advise the Commissioner of Service to investigate with the thought that perhaps surface drainage ditches might alleviate that condition. What the street really needs is a storm water sewer, but the cost makes it impossible right now. The surface ditches lead water to the drains. There is no actual running water, but there was a large pool.

In regard to Seaside Avenue, he continued, it is a very serious problem. He said the committee spent three hours up there and questioned quite a few of the residents and did a lot of plowing around in mud, bushes, etc., to see if the trouble couldn't be found. It was found out that that entire ridge was built with a spring in it. There was a water condition there for hundreds of years and there is a series of drainage ditches a lot of the spring water in what was formerly meadows. The condition now, is that the flow was interrupted by construction, and now goes into Revere Park. It was the feeling of the Committee that the Planning Board should certainly investigate that condition.

John Cameron, 18th District, reminded the Board that sometime ago it was pointed out to the Board that the mayor was the chief administrator and his heads of department work under him--that we should put calls to them through the Mayor. That was sound, he said, and if followed it might strike out some of the detail.

The Mayor said he learned that the members of the board spent a great deal of time and energy which is wasted in investigating some of these matters. He pointed out in regard to the Seaside Avenue discussion that the matter was being attended to and the Planning Board has already investigated and approved a request for emergency appropriation and we might be able to get some relief by State funds for the project. The administration knew of the condition for years and are attempting to correct it.

Babette Ransohoff, Clerk, noted that when a letter is written by this Board to a department head a copy goes to the Mayor. From now on, she said, the letter will go to the mayor who will refer it to the proper authority.

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Appointments Committee

Daniel Miller read the report to the Committee. In regard to the appointments to the Urban Redevelopment Commission, he said the Committee was very pleased with all of these appointments and they all were able to qualify. The Committee strongly recommended the approval.

Ballots were passed with the following results:

	<u>Yes</u>	<u>No</u>	
Joseph Dombroski	30	2	5 year term
Alphonse Bach	32	0	3 year term
Joseph Czescik	32	0	2 year term
Frank Lennon	32	0	1 year term

The above men were declared appointed to the Urban Redevelopment Commission.

Ballots were taken for appointment to the ~~Planning Board~~ *Planning Board* to fill the vacancy, with the following result:

	<u>Yes</u>	<u>No</u>
Leonard Kuvin	28	4

Mr. Kuvin was declared appointed to the ~~Planning Board~~ *Planning Board*.

Health and Protection Committee

Edward Wojciechowski read the report of the Committee which involved the marking of parking areas on Avery Street. This was acceptable to the petitioners, he said.

Helen Bromley, 20th District, MOVED the report be accepted, seconded and CARRIED.

John Cameron, 20th District, gave a report of the special committee appointed to meet with the Board of Public Safety regarding extension of examination period for supernumerary firemen. The representation, he said, didn't bear the weight the Board had hoped. A letter was written to the Board of Public Safety with an offer to meet with them if they considered it would be of any use. He said he thought they felt they had already heard their story. He said it was felt they had a complete and fair hearing--the decision was not what was wanted, but, he said, the people who had to make the decision had other things to consider.

James Mulreed, 4th District, submitted the following resolution:

RESOLUTION #90

WHEREAS the Charter, Section 735, provides that examinations be held for all positions in the classified service not specifically exempted by Section 737, and

WHEREAS various positions are now filled by persons who have not qualified under the provisions of this chapter

THEREFORE, BE IT RESOLVED that the Board of Representatives expresses its deep concern over the failure of the responsible parties to fill all jobs in the Classified service under the provisions of the Merit System and strongly urge that the Personnel Director immediately comply with the provisions of the Charter in this respect.

BE IT FURTHER RESOLVED THAT a copy of this resolution be forwarded to the Mayor, the Commissioner of Finance, the Commissioner of Public Works, the Personnel Commission, and the Corporation Counsel with the request that a report of progress be submitted by the Personnel Commission to the Board of Representatives not later than the Tuesday prior to the next regular meeting of the Board.

James Mulreed, 4th District, MOVED the resolution be adopted, seconded by Robert Shepherd, 9th District.

Stephen Kelly, 12th District, asked if this included anybody who had been in the service for over two years.

James Mulreed said it covered all personnel not covered by Sections 735 and 737. It refers to all people in jobs who are not appointed by the mayor; it refers to any classified job. It does not refer specifically to the Purchasing Agent or any other individual. It refers to numerous jobs where examinations were never held. Mr. Mulreed said he thought it is necessary to have something to bring it to the attention of the responsible persons who have failed to live up to the provisions of the Charter. This is August of 1950, he said, and still the provisions of the Charter have not been complied with.

Michael Wofsey, 1st District, said he thought the resolution ought to be supported in that it is general and intended to carry out the discussions that we have had here as to the various offices that have been filled prior to the selection of a personnel director and setting up all appointments to permanent positions. Another important reason, he said, is that our terms of office are running out and the succeeding administration will want to know whether those persons appointed are people who they inherited as a matter of course or whether they are temporary.

The Motion was CARRIED.

Mr. Pierson read a letter from the Mayor regarding pension for Mr. Fred DeCarlo. Inasmuch as it contained no request for an appropriation, and inasmuch as there was no indication from the Board of Finance that action was taken, the matter was referred to the Fiscal Committee for action if and when the Board of Finance submits a recommendation.

Mr. Pierson informed the Board that the letter from the Mayor concerning an ordinance covering various offenses at the Hubbard Heights Golf Course has been referred to the Legislative and Rules Committee.

Catherine Cleary objected to delaying this matter further.

Mr. Pierson informed the Board that the letter from the Mayor concerning a request for an ordinance covering all night parking has been referred to the Legislative and Rules Committee.

BUSINESS ON THE CALENDAR

1. Proposed ordinance regarding speed of speedboats in Stamford harbor.

Michael Wofsey, Chairman of the Legislative and Rules Committee, submitted an ordinance concerning the speed of speedboats in Stamford harbor, noting that a copy had been sent to all members so as to arrive at least eight hours before the meeting.

Michael Wofsey, 1st District, MOVED that this matter be declared an emergency in order that we may consider its enactment at this time, seconded by Ralph Nau, 19th District, and CARRIED, 31 for 1 against.

Michael Wofsey, 1st District, MOVED the adoption of the ordinance, copy of which has been sent to each member, seconded by Ralph Nau, 19th District.

Hunt Sutherland, 17th District, asked how the ordinance would be enforced.

Michael Wofsey, 1st District, noted there was a patrol boat in the waters, and

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a great deal of the regular operations takes place within the sight of the life guards that are posted. Also, the ordinance as proposed does not specify any rate of speed because of the impossibility for any person while on shore to judge speed, but they can judge if it would endanger life or person.

The ordinance was CARRIED UNANIMOUSLY as follows:

ORDINANCE #25 2 Supplement

An ordinance concerning the operation of boats in the Stamford Waters.

BE IT ORDAINED BY STAMFORD THAT:

- a. No person shall operate any boat in any waters within the territorial jurisdiction of the City of Stamford recklessly having regard to the channel, traffic and use of such waters, beaches and weather conditions.
- b. The operation of any boat upon any such waters at such a rate of speed as to endanger the life of any person, other than an occupant of such boat, shall constitute a violation of the provisions of this section.
- c. Any person who violates any provision of this section shall be fined not more than \$100.00 or imprisoned not more than 30 days, or both.
- d. Any police or peace officer of the City of Stamford shall have authority to enforce the provisions of this ordinance. The City Court of Stamford shall have cognizance of all violations of this ordinance.

This ordinance shall take effect upon passage.

2. The following resolution was introduced by President Samuel F. Pierson and considered:

RESOLUTION #91

WHEREAS, at a regular meeting of this Board of Representatives of the City of Stamford held on June 12, 1950, a resolution was duly adopted approving a certain application by the Town of Stamford Housing Authority to the Public Housing Administration for a Preliminary Loan in an amount not to exceed \$130,000.00 to cover the costs of surveys and planning in connection with the development of not to exceed 400 dwelling units of low-rent public housing in the City of Stamford; and in said resolution the said Board of Representatives declared its intention to enter into an agreement with said Housing Authority for the local cooperation by the said City in the provision of said low-rent public housing which may be required by the Public Housing Administration pursuant to the United States Housing Act of 1937, as amended:

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

That the City of Stamford be, and hereby is, authorized and empowered to enter into and execute the following COOPERATION AGREEMENT with the Town of Stamford Housing Authority:

COOPERATION AGREEMENT

This Agreement entered into this Seventh day of August, 1950, by and between The Town of Stamford Housing Authority (herein called the "Local Authority") and the City of Stamford (herein called the "City"), witnesseth:

WHEREAS, the Local Authority has applied to the Public Housing Administration (herein called the "PHA") for a Program Reservation for 400 units of low-rent housing to be developed and located within the corporate limits of the City, and may hereafter apply for additional Program Reservations; and

WHEREAS, The Local Authority proposes to enter into one or more contracts with the PHA for loans and annual contributions in connection with the development and administration of such low-rent housing, all pursuant to the United States Housing Act of 1937, as amended (herein called the "Act"); and

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WHEREAS, the City is desirous of assisting and cooperating with the Local Authority in such undertakings and of complying with the provisions of Sections 10(a), 10(h), and 15(7) (b) of the Act, as well as all other applicable provisions thereof:

NOW, THEREFORE, in consideration of the mutual covenants hereinafter set forth, the Local Authority and the City do agree:

1. Whenever used in this Agreement:

- (a) The term "Project" shall mean any low-rent housing hereafter developed as one operation by the Local Authority with financial assistance of the PHA and included within any Program Reservations issued to the local Authority by the PHA which in the aggregate may not exceed 400 units of low-rent housing. A Project will generally be located on a single site but may be on scattered sites.
- (b) The term "Taxing Body" shall mean the State or any political subdivision or taxing unit thereof (including the City) in which a Project is situated and which would have authority to assess or levy real or personal property taxes or to certify such taxes to a taxing body or public officer to be levied for its use and benefit with respect to a Project if it were not exempt from taxation.
- (c) The term "Shelter Rent" shall mean the total of all charges to all tenants of a Project for dwelling rents and non-dwelling rents (excluding all other income of such Project), less the cost to the Local Authority of all dwelling and non-dwelling utilities.
- (d) The term "Slum" means any area where dwellings predominate which, by reason of dilapidation, overcrowding, faulty arrangement or design, lack of ventilation, light or sanitation facilities, or any combination of these factors, are detrimental to safety, health or morals.

2. The Local Authority shall endeavor to secure a contract or contracts with the PHA for loans and annual contributions, and undertake to develop and administer one or more Projects.

3. Under the constitution and statutes of the State of Connecticut, all Projects are exempt from all real and personal taxes levied or imposed by any Taxing Body; and, with respect to any Project, so long as either (a) such Project is used for low-rent housing purposes, or (b) any contract between the Local Authority and the PHA for loans or annual contributions, or both, in connection with such Project shall remain in force and effect, or (c) any bonds issued in connection with such Project shall remain outstanding, whichever period is the longest, the City agrees that it will not levy or impose any real or personal property taxes upon such Project or upon the Local Authority with respect thereto. During such period, the Local Authority shall make annual payments (herein called "Payments in Lieu of Taxes") in lieu of such taxes and in payment for public services and facilities furnished for or with respect to such Project. Each such annual Payment in Lieu of Taxes shall be made after the end of the fiscal year established for such Project, and shall be in an amount equal to either (a) Ten per cent (10%) of the aggregate Shelter Rent charged by the Local Authority in respect to such Project during such fiscal year or (b) the amount permitted to be paid by applicable state law in effect on the date such payment is made, whichever amount is the lower; provided, however, that upon failure of the Local Authority to make any such Payment in Lieu of Taxes, no lien against any Project or assets of the Local Authority shall attach; and provided, further, that no payment for any year shall be made to the City in excess of the amount of the real property taxes which would have been paid to the City for such year if the Project were not exempt from taxation.

4. The City agrees that, subsequent to the date of initiation (as defined in the Act) of each Project and within five years after the completion thereof, or such further period as may be approved by the PHA, there has been or will be elimination (as approved by the PHA) by demolition, condemnation, effective closing, or, compulsory repair or improvement, of unsafe or insanitary dwelling units situated in the locality or metropolitan area of the City substantially equal in number to the number of newly constructed dwelling units provided by such Project; provided, that, where more than one family is living in an unsafe or insanitary dwelling unit, the elimination of such unit shall count as the elimination of units equal to the number of families accommodated therein; and provided, further, that this paragraph 4 shall not apply in the case of (a) any Project developed on the site of a Slum cleared subsequent to July 15, 1949, and that the dwelling units eliminated by the clearance of the site of such Project shall not

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be counted as elimination for any other Project or any other low-rent housing project, or (b) any Project located in a rural non-farm area.

5. During the period commencing with the date of the acquisition of any part of the site or sites of any Project and continuing so long as either (a) such Project is used for low-rent housing purposes, or (b) any contract between the Local Authority and the PHA for loans or annual contributions, or both, with respect to such Project shall remain in force and effect, or (c) any bonds issued in connection with such Project shall remain outstanding, whichever period is longest, the City, without cost or charge to the Local Authority or the tenants of such Project (other than the payments in Lieu of Taxes) shall:

- (a) furnish or cause to be furnished to the Local Authority and the tenants of such Project
 - (i) the public services and facilities which are at the date hereof being furnished without cost or charge to other dwellings and inhabitants in the City, including but not limited to: educational, fire, police and health protection and services; maintenance and repair of public streets, roads, alleys, sidewalks, sewer and water systems; snow removal; garbage, trash and ash collection and disposal; street lighting on public streets and roads within such Project and on the boundaries thereof; and adequate sewer services for such Project; and (ii) also such additional public services and facilities as may from time to time hereafter be furnished without cost or charge to other dwellings and inhabitants in the City;
- (b) vacate such streets, roads, and alleys within the area of such Project as may be necessary in the development thereof, and convey without charge to the Local Authority such interest as the City may have in such vacated areas; and, insofar as it is lawfully able to do so without cost or expense to the Local Authority and/or to the City, cause to be removed from such vacated areas, insofar as it may be necessary, all public or private utility lines and equipment;
- (c) insofar as the City may lawfully do so, grant such waivers of the building code of the City as are reasonable and necessary to promote economy and efficiency in the development and administration of such Project; and make such changes in any zoning of the site and surrounding territory of such Project as are reasonable and necessary for the development and protection thereof;
- (d) accept grants of easements necessary for the development of such Project; and
- (e) cooperate with the Local Authority by such other lawful action or ways as the City and the Local Authority may find necessary in connection with the development and administration of such Project.

6. In respect to any Project the City further agrees that within a reasonable time after receipt of a written request therefor from the Local Authority:

- (a) it will accept the dedication of all interior streets, roads, alleys, and adjacent sidewalks within the area of such Project after the Local Authority, at its own expense, has completed the grading, improvement, and paving thereof in accordance with specifications acceptable to the City; and
- (b) it will accept necessary dedications of land for, and will grade, improve, pave, and provide sidewalks for, all streets bounding such Project or necessary to provide adequate access thereto (in consideration whereof the Local Authority shall pay to the City such amounts as would be assessed against the Project site for such work if it were privately owned); and
- (c) it will provide, or cause to be provided, water mains, and storm and sanitary sewer mains, leading to such Project and serving the bounding streets thereof (in consideration whereof the Local Authority shall pay to the City such amount as would be assessed against the Project site if it were privately owned).

7. If the City shall, within a reasonable time after written notice from the Authority, fail or refuse to furnish or cause to be furnished any of the services or facilities which it is obligated hereunder to furnish or cause to be furnished to the Local Authority or to any Project, then

the Local Authority may proceed to obtain such services or facilities elsewhere, and deduct the cost therefor from any payments in lieu of taxes due or to become due to the City in respect to any Project or any other low-rent housing projects assisted or owned by the PHA.

8. No Cooperation Agreement heretofore entered into between the City and the Local Authority shall be construed to apply to any Project covered by this Agreement.

9. So long as any contract between the Local Authority and the PHA for loans (including preliminary loans) or annual contributions, or both, with respect to any Project shall remain in force and effect, or so long as any bonds issued in connection with such Project shall remain outstanding, this Agreement shall not be abrogated, changed, or modified without the consent of the PHA. The privileges and obligations of the City hereunder shall remain in full force and effect with respect to each Project so long as the beneficial title to such Project is held by the Local Authority or some other public body or governmental agency, including the PHA, authorized by law to engage in the development or administration of low-rent housing projects. If at any time the beneficial title to, or possession of, any Project is held by such other public body or governmental agency, including the PHA, the provisions hereof shall inure to the benefit of and may be enforced by, such other public body or governmental agency, including the PHA.

Mr. Pierson asked the Corporation Counsel if it was necessary for the Board to sign such an agreement since they passed a similar resolution at a previous meeting.

Mr. Wise said it was his understanding that this is a form which is required by the Federal Agency. He suggested that Mr. Joseph Dombroski be given an opportunity to explain the agreement more fully.

Joseph Dombroski, of the Town Housing Authority, explained that as of June 30th the policy of the PHA was changed, and a cooperation agreement between the housing authority and the governing body of the City was required before the preliminary loan was granted. The application of the preliminary loan for Stamford has already been submitted, but we can expect no action until the agreement is also properly submitted. As far as expense to the City is concerned, he said, the City would cover the cost of utilities up to the site of the low-cost housing. He pointed out that a site would have to be within the City limits because of the Zoning regulations, and most of the utilities are close to the proposed sites.

Louise Sealey, 1st District, questioned just what the agreement contained, and asked if it could be listed.

Mr. Dombroski said, in short, the agreement covered:

1. Ten per cent of the sheltered rent in lieu of taxes.
2. Obligation of the city to bring all public utilities to the edge of the property, but it is the Authority's responsibility to put them within the project.
3. Obligation of the City to take care of the streets, etc., once they have been accepted.
4. The Town Housing Authority would have to remove an equal amount of substituting units.

Mr. Pierson asked Mr. Wise if he thought that was a fair summary, to which Mr. Wise said he did. The Board then consented to vote on the resolution without it having to be read in full.

Michael Wofsey, 1st District, MOVED that the resolution be adopted as introduced, and it was seconded by Ralph Rau, 19th District. Upon a rising vote,

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the Ayes and Nays were as follows: 31 Ayes, 1 Nay.

The President thereupon declared said motion carried and said resolution adopted.

Mr. Pierson read a letter to the Board from the Housing Authority of the City of Stamford dated August 4, 1950, requesting the Board to waive the requirements of the ordinances concerning building permits with respect to the moderate rental housing development of the City of Stamford presently in process of erection on the property of the Authority on the west side of Stillwater Avenue.

Michael Wofsey, 1st District, MOVED this be considered an emergency in order that it may be added to the agenda, seconded by John Canavan, 11th District, and CARRIED UNANIMOUSLY.

Michael Wofsey, 1st District, MOVED the permit fees for the City of Stamford Housing Authority be waived in connection with the construction outlined in the letter of August 4th, seconded by John Canavan, 11th District, and CARRIED UNANIMOUSLY. "

Mr. Pierson read a letter to the Board from the Corporation Counsel regarding a resolution covering the triangular piece of land shown on Tax Map 10-A, formed by Main Street, Lawn Avenue and land of the Fairlawn Corporation which is being offered to the City by Mr. Jesse Hartman of the Fair Lawn Corporation.

Michael Wofsey, 1st District, MOVED the matter be declared an emergency and added to the agenda, seconded by Ralph Nau, and CARRIED by 29 for and 3 against.

Michael Wofsey, 1st District, MOVED the following resolution prepared by the Corporation Counsel be adopted, seconded by Ralph Nau, 19th District:

RESOLUTION #92

~~BE IT RESOLVED~~ BY THE BOARD OF REPRESENTATIVES THAT the offer of The Fair Lawn Corporation to convey without cost to the City of Stamford all that certain parcel of land located in the City of Stamford and shown on Tax Map 10-A, which parcel consists of a triangular piece of land formed by Main Street, Lawn Avenue and property of the Fair Lawn Corporation, be and the same is hereby accepted on behalf of the City of Stamford, provided the title to said parcel of land is free and clear of all encumbrances.

The motion was CARRIED (28 for 4 against).

The President announced that the next regular meeting of the Board of Representatives would be held on September 11, 1950, instead of September 4, 1950, and that the Steering Committee meeting would be Tuesday, September 5th.

The motion was made to adjourn, seconded and CARRIED. The meeting was adjourned at 12:10 p.m.

Respectfully submitted

BABETTE S. RANSONOFF, Clerk.