

October 10, 1955

960

The regular meeting of the Board of Representatives of the City of Stamford was held on Monday, October 10, 1955, at the Walter R. Dolan Jr. High School Cafeteria, Glenbrook. The meeting was called to order by the President, Mr. George V. Connors, at 8:25 P.M.

INVOCATION was given by Rev. William D. Henderson, Pastor, Calvary Baptist Church, Springdale.

TEMPORARY CLERK: In the absence of the Clerk, Mrs. Peatt was voted unanimously to serve as Temporary Clerk.

ROLL CALL was taken by the Clerk. There were 30 present and 10 absent. Mrs. Bankowski arrived later, changing the roll call to 31 present and 9 absent. Those absent were: Joseph Caputo, William Kaminski, Robert Lewis, Phil Coulter, Barbara Winsor, Edward Ryba, Alphonse Jachimczyk, John Cook and Helen Huben.

ACCEPTANCE OF MINUTES: Mr. Fredericks called attention to a change on page 948 of the Minutes, paragraph No. 2 of Resolution No. 201, 4th line, and requested that the word "pursuant" be changed to "precedent".

Mr. LONGO MOVED that the Minutes of September 12, 1955, be approved, as amended. SECONDED by Mr. Milano and CARRIED UNANIMOUSLY.

MR. RHOADES: "I wish to call attention to the fact that the November Meeting comes just before Election Day. I MOVE that the November meeting be changed from the 7th to the 14th." SECONDED by Mr. Longo and CARRIED unanimously.

MR. CONNORS called attention to the change of date in the meeting of the Steering Committee to conform with this and said their meeting would then be held on Wednesday, November 9th.

REPORTS OF COMMITTEES:

Fiscal Committee

1. MR. PICCIALLO MOVED for approval of \$5,000. additional appropriation requested to allow property owners on Jessup Street and Stark Place to bring unapproved highways up to City standards in order to have them approved. SECONDED by Dr. Dolan.

MRS. BROMLEY: "I would like to add to your report that there be an understanding with the Mayor and the Corporation Counsel that the City be reimbursed by the property owners over a period of five years as agreed."

MR. TOPPING, stated that he is in favor of having every property owner sign the agreement. He brought up the subject of Resolution No. 201 introduced by Mr. Snyder at the last meeting of the Board.

MR. MULREED raised a POINT OF ORDER.

MR. FREDERICKS spoke on these two streets and said they were a quagmire and that the property owners themselves had tried every available means to get the streets brought up to an acceptable condition. He said that

this is a forward step by the Board in taking this action and that it has been approved by the Corporation Counsel and the Department of Public Works - that it is the only way in which the City can help these people out of their dilemma.

There was some discussion at this point. Mr. Murphy said he did not believe his Committee had to give their approval and asked if anyone had any idea as to when these streets would be brought up to standard.

MR. FREDERICKS: "This is a peculiar motion. It should be changed to make it more specific. This is an appropriation of \$5,000. to bring these streets into acceptable condition, to be repaid by the owners of the property on said streets, pursuant to the terms of their contract over a period of five years as a special assessment."

Mr. Picciallo accepted this as a re-statement of his motion.

MR. McLAUGHLIN MOVED the QUESTION.

MR. MARSHALL: "I am in favor of this, but what would happen if any of these property owners should move away?"

MR. FREDERICKS: "It is a tax and a lien on the property itself."

MRS. BROMLEY: "It must be on the contract and it should appear in our Minutes as such. I MOVE the QUESTION."

VOTE taken on Mr. Picciallo's motion as re-stated by Mr. Fredericks, and CARRIED unanimously.

2. MR. PICCIALLO MOVED for approval of \$1,000. additional appropriation requested by Civilian Defense Auxiliary Fire Department for the purchase of second-hand fire-fighting equipment. SECONDED by Mr. Kelly and CARRIED, 28 in FAVOR and 1 OPPOSED.
3. MR. PICCIALLO MOVED for approval of \$2,160. pension for Patrolman James P. Kearns, Stamford Police Department. SECONDED by Mrs. Zuckert and CARRIED unanimously.
4. MR. PICCIALLO MOVED for approval of \$2,520. additional appropriation requested for Secretary in office of Purchasing Agent, Code 430.1 SECONDED by Mr. Longo and CARRIED, 27 in FAVOR and 2 OPPOSED.
5. MR. PICCIALLO MOVED for approval of \$2,700. additional appropriation requested for Clerk in Police Department to handle traffic violations, Code 430.1. SECONDED by Mr. Livolsi and CARRIED unanimously.
6. MR. PICCIALLO MOVED for approval of \$595.05, Department of Finance, Code GG-835 for payment of bills received from Hildreth Press, Inc. for printing copies of House and Senate Bills amending Stamford Charter. SECONDED by Mrs. Zuckert and CARRIED unanimously.
7. MR. PICCIALLO MOVED for approval of \$4,500., Board of Representatives, additional appropriation requested to cover cost of editing and re-printing and bringing up-to-date Code of General Ordinances. SECONDED by Mr. Snyder.

MRS. BROMLEY stated that this is not an emergency appropriation and should not be treated as such and MOVED to AMEND Mr. Picciallo's motion that this should not be allocated as an emergency appropriation in this year's budget if it is deferred after July 1, 1956, but rather should be treated as an additional appropriation. SECONDED by Mr. Murphy.

MR. MULREED: "I feel this is an emergency. Mr. Benevelli has assured me he will do everything to rush this through. We need these copies badly now, and not a year from now. It should be considered as an emergency."

MRS. BROMLEY: "Mr. Benevelli is thinking of putting this out for bids. I think it would simplify things if the Michie Company handled the whole thing. If it is put out for bids it will take much longer than 3-4 months. We still have the 250 copies we found in the safe."

MR. RUSSELL: "Yes, but then this money will not be available until next year. These copies that were found are obsolete."

MR. PICCIALLO refused to accept this amendment.

MR. MULREED: "At our last meeting we moved to ask the Mayor to start the machinery in motion to secure an appropriation of \$4,500. for the editing and re-printing of the Code of General Ordinances. According to our Charter, the Purchasing Agent must handle this matter. If he feels the City might save money by having the printing done locally, it is up to him to do it the way he thinks best. The editing will be done by the Michie Company and it won't be accepted until it is right."

MR. HUIZINGA: "If this is put out to bid, we should stipulate that it must be delivered to this Board before July 1st."

MR. MULREED: "If we act on this as an additional appropriation at this time, it will be included in the tax rate for next year."

VOTE taken on Mrs. Bromley's amendment and LCST, 3 in FAVOR and 26 OPPOSED.

VOTE taken on Mr. Picciallo's motion to approve item No. 7. CARRIED unanimously.

8. MR. PICCIALLO MOVED for approval of \$2,090.48 Pension for retired Patrolman William J. Murphy. SECONDED by Mr. Murphy and CARRIED unanimously.

9. MR. PICCIALLO MOVED for approval of restoration of \$101,821.44 Cost-of-Living salary cut, retroactive to July 1st. SECONDED by Mr. Vittl and Mr. Fortunato.

MR. HUIZINGA: "Quite some time ago when this question of Cost-of-living salary adjustment came before the Board, you will recall that I argued this plan was absolutely not a sound plan. The practice of taking the Cost-of-Living indexes as a guide originated before the plan was brought before this Board. We brought out at that time that when we got a request to cut the Cost-of-Living salary adjustment that the employees would not like it and we were told that they would cross that bridge when they came to it. I want this to be on the record: I think that the

October 10, 1955

salaries for the City employees of Stamford are outrageously low. I think salaries of all our municipal employees should be raised, but not by using the Cost-of-Living plan. The Cost-of-Living plan, as it exists today, should be terminated and thrown out the window. The Cost-of-Living plan says that we have to cut \$105 and I believe that anyone that signs a salary check is doing this against his better judgment. The plan should be chucked out. Mr. Halpern proves that the plan is no good by his study attached to the Mayor's letter of September 21, 1955. I believe we should take steps now to get rid of the Cost-of-Living plan. I do not want to vote for the restoration of \$101,821.44 which is a figure that is directly tied in with the Cost-of-Living plan, and now we are about to vote an appropriation, which looks like approval of this plan."

MR. HUIZINGA MOVED to AMEND that this be sent back to Committee.
SECONDED by Mr. Snyder.

MR. HUIZINGA further MOVED to AMEND that the Board take immediate steps to request the Personnel Commission to terminate the existing Cost-of-Living plan. There was no Secunder.

MR. MULREED said he was in favor of freezing this Cost-of-Living salary restoration into the Budget. He said: "The Assistant Corporation Counsel is here and I would like to see him answer this: Has the Personnel Commission abolished this Cost-of-Living plan?" The answer was "No".

MR. HUIZINGA: "I agree with you 100% but disagree that this is exactly the amount of money called for in the plan. In preference to the motion I just made, I MOVE that we appropriate \$100,000. for distribution as an extra salary among the City employees, if my first motion is not approved."

MR. MULREED: "I don't think the fact that the sum is exactly the same makes any difference if we appropriate this money retroactive to such and such a date."

MRS. BROMLEY: (quoting from Board of Finance Minutes of Sept. 23, 1955)
"The Board of Finance passed this:

'It was RESOLVED, by UNANIMOUS VOTE, to approve an additional appropriation in the amount of \$101,821.44, which amount is to be used for the purpose of increasing retroactively to July 1, 1955, the salaries of employees in the Classified System at the rate of \$105.00 per annum.'"

MR. HUIZINGA re-stated his MOTION to AMEND that we defer this item and pass it back to Committee in order that this Cost-of-Living plan can be terminated.

QUESTION on Mr. Huizinga's amendment. LOST, 2 in FAVOR and 27 OPPOSED.

MRS. BROMLEY: "It has been MOVED to approve an additional appropriation in the amount of \$101,821.44 which amount is to be used for the purpose of increasing retroactively to July 1st, 1955 the salaries of employees in the Classified Service at the rate of \$105. per annum." SECONDED by Mr. Vittl and Mr. Fortunato. CARRIED, 28 in FAVOR and 1 OPPOSED.

1955;

MR. MULREED: "This still leaves the difference between \$105 and \$315 which the City employees will now lose unless some action is taken to increase the salaries to that point. I think the original Commission intended to do that."

MR. DI SESA, Assistant Corporation Counsel: "They don't lose the \$210; they have only lost \$105 as of July 1st, 1955. They will still be getting the \$210 per year, plus the \$105 which has now been restored."

MR. MULREED: "I asked the question before if the Cost-of-Living plan has been abolished. The Board of Finance did not approve the freezing of the \$315 Cost-of-Living Salary Adjustment. They only approved restoration of the \$105."

MR. FREDERICKS: "It simply means they have gotten their \$105 cut back. The Board of Finance is going to act on this \$315. It has been Tabled. Probably the Personnel Director will make recommendations regarding this to the Board of Finance."

MR. MULREED: "I do not think the Board of Finance has to vote on this. The money is available. All we have to do is make sure the Board of Finance abolishes the Cost-of-Living plan as a guide to City employees' salaries."

MR. HUIZINGA: "Since we have appropriated the money for the salaries, I MOVE that we, as a Board, go on record as requesting that the Personnel Commission take steps immediately to abolish the present Cost-of-Living Plan."

After some discussion with other Board members, it being pointed out that this no doubt was under advisement by the Board of Finance and could be voted on at a later date by the Board of Representatives, after prior approval by the Finance Board, Mr. Huizinga withdrew his motion for the time being.

10. MR. PICCIALLO MOVED for approval of a special appropriation of \$2,500. for the Central Veterans' Association, Inc. for the Veterans' Day (November 11th) celebration. SECONDED by Mr. Kelly and CARRIED unanimously.

11. MR. PICCIALLO requested that item No. 11 on the Agenda, re Insurance Coverage for Civilian Defense Workers, be removed from the Agenda, as the Fiscal Committee had taken no action on this.

MR. MULREED objected to item No. 11 being removed from the Agenda.

MRS. BROWLEY explained that this had not been on the Agenda when it was first prepared, but had been added later at Mr. Picciallo's request.

MR. SNYDER: "Has this matter been re-committed to Committee so that it can be taken up at the next meeting?"

MR. PLOTKIN MOVED for SUSPENSION OF RULES, in order to hear from Mr. Huizinga on this matter. SECONDED by Mr. Murphy. CARRIED unanimously.

MR. HUIZINGA read from the Minutes of the Board of Representatives' meeting of December 6, 1954 (pages 785 and 786) regarding proposed Ordinance "Providing for Compensation Insurance of Auxiliary Police and Firemen."

October 10, 1955

MR. HUIZINGA: "All we have to do this evening is approve this Ordinance and it will then become effective. I MOVE that we pass the proposed Ordinance as read". SECONDED by Mr. Killeen.

MR. COLLYER: "What is the plan now in effect for injuries to Municipal employees -- is the City self-insured?" This was explained to him.

ORDINANCE NO. 48 SUPPLEMENTAL - PROVIDING OF COMPENSATION INSURANCE FOR AUXILIARY POLICE AND FIREMEN.

WHEREAS, Auxiliary police and firemen are covered by compensation insurance under the State Civil Defense Act during the following periods: basic training, field training of ten hours each month and during disaster emergencies as proclaimed by the Governor; and

WHEREAS, the number of hours in field training often exceeds ten hours a month per man, due to the request for assistance by the Chiefs of our regular protection departments; and

WHEREAS, the Auxiliary Police and Firemen give their time free to the community; and

WHEREAS, the City of Stamford owes a deep obligation to these individuals to provide protection for themselves and their families for any possible injuries that they may sustain in the line of duty;

NOW THEREFORE BE IT ORDAINED by the City of Stamford that all members of the Civil Defense Forces of the City of Stamford shall be compensated for death, disability or injury incurred while in training for, or on civil defense duty in the same manner and amount as that provided for municipal employees of the City of Stamford whenever such compensation is not provided by the provisions of the State Civil Defense Act and whenever such compensation is not otherwise provided."

VOTE taken on acceptance of Supplemental Ordinance No. 48 and CARRIED unanimously.

Legislative and Rules Committee

Mr. Plotkin, chairman, presented the following report of his Committee:

Report of Legislative and Rules Committee --- October 10, 1955

The Committee met on October 6, 1955, with the following members present: James Mulreed, Jack McLaughlin, George Russell and Paul Plotkin.

1. Exchange of property between the City of Stamford and that of Joseph Gruber and Joseph Peltz.

This land is located near West Beach and fronts on the channel. Both parcels are the same size. This Committee is of the opinion that the City needs all shore property that it has and that the exchange would render improbable that the City would ever acquire the property owned by

these two individuals. Therefore, the Committee recommends that the Board disapprove the exchange and recommends that negotiations be entered into for the purchase of the tract owned by these two individuals. The Committee would not be adverse to condemnation if negotiations are unsuccessful.

2. Sale to the State of Property off Kenwood Road.

Since the price seems reasonable and the land does not seem to be of any value to the City (even if it were, the State could condemn) the Committee recommends this sale.

3. Heliport Lease.

The Committee recommends the approval of the lease with the express provision or reservation that any future rent is to be approved by the Board. Further, that the Engineering Department make periodic surveys to see that the operations of the airport do not endanger the surrounding property owners and general public.

4. Jessup Street and Stark Place.

The Committee recommends approval of the appropriation.

* Resolution No. 201

1. Legal problem: Force acceptance of private roads?
Fiscal problem: Cost involved.

2. Cost and legal problem in maintaining a perpetual bond.
Real problem: Recommend joint meeting of the Legislative and Rules Committee, Public Works Committee, Planning & Zoning Committee, Planning Board representatives, City Engineer, and perhaps the Building Department and Health Department.

6. Move adoption of Building Code.

BE IT ORDAINED BY THE CITY OF STAMFORD THAT for the purpose of establishing rules and regulations for the construction, alteration, removal or demolition, equipment, use and occupancy, location and maintenance of buildings and structures, including permits, licenses and penalties, and for the purpose of establishing fire limits, the Building Code of the City of Stamford, as revised and in force at the time that this Ordinance shall take effect, is hereby amended and supplemented to read as follows:

This Ordinance shall take effect as of Jan. 1, 1956.

Paul A. Plotkin, Chairman,
Legislative & Rules Committee

1. Exchange of property between the City of Stamford and that of Joseph Gruber and Joseph Feltz

MR. PLOTKIN MOVED, first, that the Board disapprove the exchange of property between the City of Stamford and Joseph Gruber and

Joseph Peltz. SECONDED by Mr. McLaughlin and CARRIED unanimously.

MR. PLOTKIN MOVED, second, that the City of Stamford enter into negotiations for the purchase of this property. SECONDED by Mr. Fortunato and CARRIED, 2 OPPOSED and 27 FAVOR.

MR. RUSSELL: "Regardless of what we would have to pay for this property we would have to approve and we cannot stipulate the price at this time"

2. Sale of City-owned property on South side of Kenwood Road to State of Connecticut for \$1,300.

Mr. Plotkin said his Committee felt that this was a reasonable price and MOVED for the sale of this land to the State of Connecticut. SECONDED by Mr. McLaughlin and CARRIED unanimously.

3. Renewal of Heliport Lease, New York Airways.

Mr. Plotkin said his Committee recommended the approval of this lease, with the express reservation that any future rent be approved by this Board at a later date and that the City Engineering Department make a continuous inspection of this property to insure that the operations of the airport do not endanger the surrounding property owners and general public and so MOVED. SECONDED by Mr. McLaughlin.

MR. SNYDER: "We should have it clearly stated that the amount of rental can be increased at a later date."

MR. KELIX: "I would like to add that within the last week a fence has been placed around this property and the old circular fence removed and this is right up within four feet of the surrounding property."

MR. PLOTKIN: "The City Engineer was quite concerned about this and that is why I introduced the second recommendation to that effect."

MR. TOPPING: "I would like to ask, is this \$250 the amount to be paid for the second year's lease?"

Mr. Plotkin said this was correct.

MR. MULREED: "We only approved last year of the leasing of the premises. The question has been raised by Mr. Kelly as to their right to erect a fence."

MR. KELLY: "My question was in regard to the safety of the people who happen to live in that vicinity."

MR. MULREED: "Under the terms of the lease, they have a perfect right to the use of all of that property."

MR. FREDERICKS: "They are under the control of C.A.B. and if there is any danger, they should go to the C.A.B. and complain."

MR. CONNORS: "I will ask the City Engineer to go down there and check on the dangers involved."

MR. FREDERICKS MOVED the QUESTION. CARRIED unanimously.

4. Resolution No. 201

Mr. Plotkin stated that this proposed resolution, which was introduced by Mr. Snyder at the September 12th meeting, had been referred to his Committee. He said the first part of the proposed resolution, in his Committee's opinion, would present a legal problem by forcing the acceptance of private roads and would also cost the City a great deal of money to bring these streets up to acceptable standards.

Mr. Plotkin said that the second part of this resolution is concerned with bonds and that there was a problem presented which involved both an expense to the City and a legal problem and recommended a joint meeting to consider these problems of the following:

Legislative and Rules Committee
Public Works Committee
Planning and Zoning Committee
Planning Board representatives
City Engineer
Building Department
Health Department

Mr. Plotkin said it would be necessary to hold a meeting of all parties concerned in this matter in order to resolve the problems that would be presented by adopting such a course of action.

MR. TOPPING: "I think if you had read the contract in regard to Jessup Street and Stark Place you would agree that it is better for the people themselves to pay for the expense of having their roads brought up to City standards. This would be going far in getting the sub-standard streets developed."

MR. MULREED: "We have had numerous instances where a road was constructed and the bond released subsequently. Our Committee is fearful that the specifications are not being met and these roads are being accepted after a simple surface inspection. We have had numerous instances where these roads have gone to pieces after acceptance. We feel that there is not adequate inspection. The same thing holds true in regard to septic tank installations."

MR. SNYDER: "I feel Mr. Mulreed's concern is justified. I am also heartily in favor of such a meeting. They could also consider at such a meeting the fact that the purchaser of land is often deceived into believing that the street in front of his property has been accepted by the City, due to misleading advertisements."

MR. TOPPING: "You are quite right that the inspection of our streets is not adequate."

MR. MURPHY: "I read an advertisement in the Stamford Advocate where the developer advertised the roads as City roads. I would like the Legislative and Rules Committee to look into this matter."

MR. PLOTKIN: "There are many old streets that have never been accepted by the City. You could require that any new subdivision build streets acceptable to the specifications of the City Engineer. If your developer takes off, you have no recourse. The only thing to do is for all the City officials concerned to get together and discuss this

October 10, 1955

problem and come to a decision as to how this should be handled."

MR. RUSSELL: "Let's set a date for this meeting. I MOVE that we call for a meeting within the next three weeks, or for sometime in the middle of October -- say we call this meeting for October 17."

MR. HUIZINGA: "I think this is out of order, because I don't think it is right to try and set a date at this time -- the various Committees of this Board would first have to meet and discuss the question."

MR. IACOVO: "I think these various Committees should meet and think about their own problems first - if they thrash out their own problems first, and leave the rest up to the new Board coming in in December, it would be much better. Let's wait and see what the new Board wants to do about this."

5. Building Code

MR. PLOTKIN: "We checked with the Health Department on the Building Code. Our next meeting in November will be a Lame Duck session and I think this should be taken care of now."

Mr. Plotkin explained the various changes made by this Committee and MOVED for the adoption of the Building Code. SECONDED by Mr. Russell and CARRIED unanimously.

Mrs. Bankowski arrived at this time, 10:10 P.M., changing the roll call to 31 present and 9 absent.

Appointments Committee

Mr. Stearns Woodman, Republican, 83 Belltown Road, as member of ZONING BOARD, replacing Mr. Webster Givens, who has resigned; term ending December 1, 1957.

Mr. Milano, Chairman, presented the following report of his Committee, and MOVED the approval of the appointment. SECONDED by Mr. Fredericks.

Appointments Committee Report - October 7, 1955

Mr. Stearns Woodman was submitted for the appointment to the ZONING BOARD, to replace Mr. Webster Givens.

Mr. Woodman is a member of the Republican party and his term on the Board would expire December 1, 1957.

Mr. Woodman has been a resident of Stamford for Fifteen years; he resides at 83 Belltown Road; he is a High School graduate and completed one year of business college.

Mr. Woodman was a member of the first Board of Representatives from the 7th District, and served as Chairman of its Public Works Committee.

He is Vice-President and Office Manager of the W. R. MacCumber Company, and while an officer of the Company, he is not a stockholder, with the exception of a qualifying share.

October 10, 1955

970

He is familiar with the prevailing action pending in Court by his employer for a zoning variance for a parking lot on Lenox Avenue for the use of the employees' cars, to prevent the hazards of on street parking (requested by the neighbors of Lenox Avenue). If he were appointed to the Zoning Board and a situation came up in which his employer was involved, or was personally interested, he would disqualify himself from voting on the issue. He also does not believe in spot zoning.

The Committee recommends Mr. Stearns Woodman for the appointment.

Joseph P. Milano, Chairman
Alanson Fredericks
John L. De Forest

MR. TOPPING spoke in opposition to this appointment. He said: "I do not feel that I would be truly representing the people in my district, nor would I be doing justice to the people in the entire City of Stamford, if I did not object to this appointment. It is not right nor proper for an officer of a company that is violating a zoning regulation, to serve on or be appointed to the Zoning Board. The W. R. McCumber Co., of which the appointee is Vice-President, is a non-conforming business in an R-7½ Zone. This is, as you know a residential district. On or about January 1954 McCumber & Co. bought a building lot in this residential zone and made it into a parking lot for their employees. This is in direct violation of a zoning regulation that prohibits a non-conforming business from expanding into a residential zone. The residents of the neighborhood protested to Mr. Swinnerton, the Zoning Enforcement Officer, who served a violation notice on McCumber & Co. March 8, 1954. McCumber & Co. then appealed his decision to the Zoning Board of Appeals. The appeal was denied and McCumber & Co. were instructed to cease using the lot for parking purposes. McCumber & Co. then appealed to the Court of Common Pleas, where action is still pending. In the meantime, McCumber & Co. is continuing the use of this lot in violation of the Zoning Board of Appeals' decision. I believe it would be establishing a very bad precedent to allow an officer of any company that is violating the Zoning Laws to serve on the Zoning Board."

MR. MULREED: "Those of us who know Mr. Woodman, know that he is a man of unquestionable character. He has stated that he will disqualify himself if any matter comes before him in which his company may be involved. I served under him on the Public Works Committee and it hurts me deeply to think that anyone would question his integrity. I SECOND the motion of the Chairman that this appointment be approved."

October 10, 1955

MRS. PEATT said she agreed with Mr. Mulreed that there was no question about the integrity of Mr. Woodman.

Mr. FREDERICKS MOVED the ballot be taken. Tellers Topping and Bankowski passed out the ballots and counted them. The resultant vote CARRIED 27 in FAVOR and 4 OPPOSED.

Public Works Committee

Mr. Topping, Chairman, said his Committee thought it a good idea to hold a joint meeting of all the Committees and City Departments involved in regard to coming to a decision of the acceptance of City Streets. There was no Committee report.

Health and Protection Committee

Mr. Killeen, in the absence of Mr. Caputo, the Chairman, presented the following report of his Committee:

Health & Protection Committee Report - September 26, 1955

Meeting held on Wednesday, September 14th at the Safety Center, with the following members in attendance: Mrs. Bankowski, Mr. Killeen and Chairman Caputo.

1. The first item taken up was with Mr. G. Longo Parking Authority Supervisor, relative to parking meters and lots. Meters are available for installation on both sides of Summer Street from Broad to North Streets and will be set for five cents per hour. The Parking Authority and Police

Department are in agreement on setting up these meters as well as parking fee. The following rates apply on attended lots at Canal and Bedford Streets: 50¢ per car day rate -- \$7.00 per car monthly rate and five or more cars in a group (fleet rate) \$5.00 per month per car. Parking Authority operates with the following personnel: Supervisor, 1 secretary, 4 attendants, 1 collector and 1 repair man. The foregoing are responsible to the Parking Authority Commission under the Chairmanship of Mr. William Katz and members H. Matthews and T. Cassidy. Their revenue is approximately \$6,000 per year.

2. Recommendation that meters be installed on Summer Street from Broad to North Streets was approved unanimously and further recommends that all central streets be metered. In view of the foregoing, this Committee also recommends that the Parking Authority be requested, in order to minimize congestion and the approaching thru-way construction that attendants be placed at all parking lots and meters removed, then allow 2 hour free parking and charge 10¢ per hour thereafter. The Committee feels that this will definitely contribute to an easing up of the aggravating parking and traffic condition in the city.
3. Marlou Lane was also discussed and all members of the Committee agreed that no action be taken by this Committee, but that the City Engineer and the Police Department find ways and means of reducing hazardous conditions already existing at intersection of subject lane and Bedford Street. Recommended that no acceptance of subject street be initiated, pending completion of shopping center and then developer can complete road and request acceptance through normal channels.

Thomas M. Killeen,
Acting Chairman in absence
of Mr. J. Caputo, Chairman

MR. KILLEEN recommended that meters be installed on Summer Street, from Broad Street to North Street and so MOVED.

MR. SNYDER: "Regarding parking meters being installed on Summer and Broad Streets, how will this affect matters if these streets become two-way Streets?"

Mr. Killeen explained it would be an easy matter to turn the meters around.

MR. HUIZINCA: "How will this relieve traffic congestion just by having meters there - is this going to make it easier to control?"

Mr. Killeen explained that having meters installed would make it possible for a man on a motorcycle to police this area much more efficiently and quickly, as he can see at a glance when the time limit is up by the flag that appears on the meter.

VOTE taken and CARRIED, 29 in FAVOR and 1 OPPOSED.

MR. MULREED said he is opposed to the second half of Mr. Killeen's report in regard to letting the public have 2 hours free parking.

October 10, 1955

MR. RHOADES: "May I ask Mr. Killeen to clarify what is meant by all streets being metered?"

Mr. Killeen explained that it was meant all streets near the center of town where traffic was heaviest.

Mr. Rhoades said he knew personally of several streets where it would not be advisable to do this.

MR. FREDERICKS: "I think a recommendation that the Parking Authority consider additional meters for downtown streets and for having attended public parking areas should be given some consideration."

Mr. Killeen accepted this idea.

MR. COLLYER said he thought this should be postponed.

MR. KILLEEN said it is his Committee's recommendation that no acceptance of Marlou Lane be given until the completion of the shopping center.

Planning & Zoning Committee

Mr. Murphy, Chairman, presented the following report of his Committee:

Planning & Zoning Committee Report - October 8, 1955

The Committee met on Saturday, October 8, 1955. The members present were: Mr. Robtunato, Mr. Collyer, Mr. Iacovo and Mr. Murphy, Chairman.

The Committee recommends the acceptance of the following roads,, all having been approved by the City Engineer:

1. OPPER ROAD, extending westerly from High Ridge Road to Redmont Road, and a portion of REDMONT ROAD, extending northerly from Oppen Road for a distance of approximately 1,000 feet as shown on Map #3496, filed in the Town Clerk's office.
2. GREENBRIAR LANE, extending westerly from Quarry Road for a distance of 300 feet to a turn-around, as shown on Map #4802 on file in the Town Clerk's office.
3. PEPPER RIDGE ROAD, extending from Vine Road southerly to the Newfield School property for a distance of approximately 2,645 feet, DEBRIAN ROAD, extending from Pepper Ridge Road easterly for a distance of 1,137 feet and RED BIRD ROAD, extending from Pepper Ridge Road easterly for a distance of 530 feet, all as shown on Maps #4562, #4805, #4853, #4925, #4936 and #4997 on file in the Town Clerk's office.

As the Committee has several roads with minor discrepancies and to allow us to make a final report, we recommend that the deadline for road acceptance be extended to the November Meeting.

The Committee opposes passage of Resolution No. 201 because the

first section of the resolution involves a high expense and would not be fair to those taxpayers, who at their own expense have brought roads up to the City standards for acceptance.

On the second section, we believe that while the present system is faulty, this step is too drastic, as some roads may be retained as private roads and to hold the bond up would be unfair.

William D. Murphy, Chairman
Joseph F. Iacovo
P. Wardham Collyer
Patrick Fortunato

MR. MURPHY MOVED for acceptance of OFFER ROAD and REDMONT ROAD.
SECONDED by Mr. Fortunato and CARRIED unanimously.

MR. MURPHY MOVED for acceptance of GREENBRIAR LANE. SECONDED by Mr. Fortunato and CARRIED unanimously.

MR. MURPHY MOVED for acceptance of PEPPER RIDGE ROAD, BERRIAN ROAD and RED BIRD ROAD. SECONDED by Mr. Kelly and CARRIED unanimously.

MR. MURPHY MOVED to recommend that the deadline for road acceptance be extended to the November Board meeting. SECONDED by Mr. Kelly and CARRIED unanimously.

Public Welfare and Recreation Committee

Mr. Kelly, Chairman, said he would present this under Petitions.

Housing Investigating Committee

Mr. LiVolsi, Chairman, read the following report of his Committee:

Housing Investigating Committee
Board of Representatives

Meeting Date: Tuesday, September 27, 1955

Place: City Hall

Members Present: Patrick Fortunato, James Mulred,
Wardham Collyer, Frank Longo and
Frank LiVolsi, Chairman

Recommendations: The Committee recommended that the Board of Representatives consider the following:

- (1) The Committee moves that the Board recommend to the Urban Redevelopment Commission to proceed immediately to plan in removing blighted areas and that these areas be used for the construction of modern, safe dwellings.
- (2) The Committee moves to recommend to the City Housing Authority to proceed immediately with site selection for the construction of moderate rental housing units.

October 10, 1955

- (3) The Committee moves that a communication be sent to the City Housing Authority, notifying them that the Board has in its possession a letter which would indicate that the City Housing Authority has the right to proceed with the method of financing outlined under Title 7 of the National Housing Act of 1948, for the construction of housing for middle income groups.

Frank LiVolsi, Chairman
Frank W. Longo
Patrick Fortunato
James Mulreed
P. Wardham Collyer

MR. MULREED suggested a change in the third paragraph of the Committee report. Mr. LiVolsi accepted the change and incorporated it in his report.

MR. LIVOLSI MOVED for the approval of the recommendations of his Committee, with the change substituted by Mr. Mulreed. SECONDED by Mr. Longo and CARRIED unanimously.

Steering Committee

Mr. Connors, Chairman, read the following report of his Committee:

Steering Committee Report October 5, 1955

The regular meeting of the Steering Committee of the Board of Representatives was held on Wednesday, October 5, 1955, at 8:30 P.M. in the Mayor's office, City Hall. Those present were: Paul Plotkin, Stephen Kelly, Rutherford Huizin'a and Mrs. Helen Bromley. The absent members were: George V. Connors, Chairman; Joseph Caputo, Alphonse Jachimczyk, William Kaminski, Dwight Marshall, Samuel Picciallo, Irving Snyder and David Waterbury.

In the absence of Mr. Connors, Chairman, Mr. Plotkin took the Chair.

The following communications were read:

1. Mayor Quigley's letter of Feb. 9, 1955 re exchange of properties between City of Stamford, Joseph Gruber and Joseph Peltz (West Beach). Referred to Legislative & Rules Committee.
2. Mayor Quigley's letter of Aug. 10, 1955 re sale of City-owned property to State of Connecticut for Greenwich-Killingly Expressway. Referred to Legislative & Rules Committee.
3. Mayor Quigley's letter of Aug. 10, 1955 in regard to renewal of Heliport lease, New York Airways, Inc. Referred to Legislative & Rules Committee.
4. Copy of letter dated Sept. 12, 1955 from John Talbott, addressed to Mayor Quigley, regarding dangerous intersection at corner of Putter Drive and Hope Street. Ordered filed.

October 10, 1955

976

5. Letter dated Oct. 5, 1955 from Retail Merchants' Council of the Chamber of Commerce, requesting permission to hold a parade on Nov. 28th and installation of Christmas lighting. Referred to Public Welfare & Recreation Committee.

Inasmuch as the new Board will be taking office in December, the question was brought up in regard to giving free copies of the Charter, Code of General Ordinances, Building Code and Grand List to members of the Board of Representatives and Board of Finance. Because the purchase of these books would entail unnecessary hardship, a resolution was prepared as follows:

RESOLUTION NO. 204

BE IT DULY RESOLVED,

That each newly elected member of the Board of Representatives and the Board of Finance be furnished with copies of the Charter, Code of General Ordinances, Building Code, and annually a copy of the Grand List, without charge to the elective Boards concerned.

This was referred to the Legislative & Rules and Fiscal Committees.

Respectfully submitted,

George V. Connors, Chairman
Steering Committee

Mr. Plotkin spoke on Resolution No. 204, as prepared by the Steering Committee and MOVED for the adoption of this resolution. SECONDED by Mrs. Bromley and CARRIED unanimously.

MR. KILLEEN MOVED that in future Board meetings the Steering Committee report be presented first. SECONDED by several voices and CARRIED unanimously.

PETITIONS

Petition No. 200

Letter dated Oct. 5, 1955 from Retail Merchants' Council of Stamford Chamber of Commerce: (1) Christmas lighting (2) Permission to use public property for inflation of balloons (3) Permission to use principle streets for "Macy" type parade on Nov. 28th.

Mr. Kelly read the above letter and said that the Committee recommends the use of Woodside Park for the inflation of the balloons to be used in the parade and MOVED for acceptance of the petition. SECONDED by Mr. Rhoades.

MR. COLLYER: "What are these balloons to be inflated with? I recommend that we first check with the Fire Department."

Mr. Kelly said this would be done.

VOTE taken and CARRIED unanimously.

1-2-55

October 10, 1955

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS:

Mr. Connors read three notices of Public Utilities Commission hearings to be held in Hartford on October 24, 1955, in Room 585 of the State office Building.

- (1) 10:30 A.M. Application No. 3870 of The Connecticut Company for extension of route on South Street, between Pulaski Street and Atlantic Street.
- (2) 10:45 A.M. Application No. 3874 of The Connecticut Company for extension of route from the junction of Shippan Avenue and Rippowam Road; thence along Rippowam Road, Mohegan Avenue and Iroquois Road to Shippan Avenue.
- (3) 11:00 A.M. Application No. 3879 of the Connecticut Company for extension of route on Bedford Street between Hoyt Street and Summer Street and for

discontinuance of motor bus operation over the following route: On Hoyt Street between Summer Street and Bedford Street.

MR. SNYDER said he was planning on going to Hartford to attend these hearings and asked if a member of the Board of Representatives or any City official is going as a representative of the City.

MR. MULREED: "If Mr. Snyder goes to Hartford, he should go as an individual and not as a representative of this Board."

MR. CONNORS read the following letter from Mr. John M. Hanrahan, Corporation Counsel, in regard to Cove Island:

City of Stamford

October 10, 1955

Board of Representatives
City Hall
Stamford, Conn.

Ladies and Gentlemen:

This in response to your letter of September 15, 1955 requesting an opinion as to whether there is any restriction on the use of Cove Island which would prevent its use as the site for construction of low-cost housing.

This property, as you will recall, was obtained by the City through condemnation proceedings, culminating in a judgment vesting title in the City of Stamford on October 1, 1954.

In bringing its condemnation action, the City requested the Cove site for "municipal purposes, more particularly as a site for a public beach, public park and public recreation area for said City of Stamford".

The Court in its judgment, found that the Cove land "has been

October 10, 1955

978

fixed upon by the Plaintiff as a site for municipal purposes, more particularly as a site for a public beach, public park and public recreation area and that the same is to be taken and appropriated for such purposes".

The Court in its finding concluded that: "There is an urgent and compelling need for the acquisition of the Cove Mills property by the City of Stamford for municipal recreational purposes.....".

It would therefore appear that the tenor of the Court action was that the City would use said site for recreational purposes.

However, in the bond resolution, providing funds for the acquisition of Cove Island and adjacent properties, the parenthetical explanation was "park, recreational and other municipal purposes".

In view of the inclusion of the general term "municipal purposes" in both the Court action and bond resolution, it cannot be positively stated that the Cove site is restricted to recreational use solely. However, it should be borne in mind that if the City attempted to use the land for the construction of low-cost housing, there is the possibility of a taxpayer's suit to finally determine the meaning of the term "municipal purposes" as used in the City's condemnation action, and the uses to which Cove Island may be put.

Very truly yours

John M. Hanrahan
Corporation Counsel

Mr. Connors read the following letter:

THE CENTRAL VETERANS' ASSOCIATION, INC.

Mr. George Connors, President
Board of Representatives
Stamford, Conn.

Dear Mr. Connors and Members:

Connecticut's first annual Veterans' Day will be observed in Stamford on Friday, November 11th. This celebration will supplant the former Armistice Day, by Legislative Act and by proclamation of Governor Ribicoff.

A parade of major size will be held in Stamford, with bands and floats from throughout New York and Connecticut taking part.

The Veterans' Day Committee takes this opportunity to invite each member of the Board of Representatives to be present as guests of honor, and to view the parade from the reviewing stand.

Veterans' Day Committee

Philip Horwith, Secretary

October 10, 1955

NEW BUSINESS

Mr. Wells R. Chapin, President of Old Colony Road Residents Association, requested permission of the President to address the Board in regard to road acceptance. He was given permission to speak for two minutes. He spoke in regard to Old Colony Road, which was not accepted by the Planning and Zoning Committee for the reason that several repairs had to first be made to put it into acceptable condition.

MR. SNYDER brought up the subject of the stopping of traffic behind school busses, recently passed by the State Legislature and the interpretation of the statute. He MOVED that this question be referred to the Prosecuting Attorney for an opinion on how this can be enforced.

MRS. PEATT mentioned how this problem was handled in Florida.

MR. RHOADES said that Connecticut Company busses do not come under the category of school busses under the law.

There being no further business to come before the Board, Mr. Fredericks MOVED for ADJOURNMENT at 11:55 P.M. SECONDED by Mr. McLaughlin and CARRIED unanimously.

Respectfully submitted

George V. Connors,
President, Board of Representatives