

May 4, 1959

2507

A regular meeting of the Board of Representatives of the City of Stamford, Conn. was held in the Cafeteria of the Dolan Jr. High School, Toms Road, Glenbrook, on Monday, May 4, 1959.

The meeting was called to order by the President, Norton Rhoades, at 8:10 P.M.

INVOCATION was given by Rev. Claude L. Peters, Pastor, Stamford Baptist Church

MR. RHOADES requested an expression of sympathy for Jack McLaughlin whose mother recently passed away.

MR. MURPHY called attention to the fact that this Board is tonight celebrating its 10th anniversary and there are two members of the Board who have been members during the entire ten year period of the Board's history - namely George V. Connors, 10th District Representative and Stephen E. Kelly, 12th District Representative.

ROLL CALL was taken by the Clerk. There were 34 present and 6 absent. The absent members were: Vincent Vitti, George Georgoulis, Robert Lewis, Joseph Cullen, Alanson Fredericks and Jack McLaughlin.

TEMPORARY CLERK:

Because the Clerk, Mrs. Doris Zuckert, will soon be going on an extended vacation to Europe, a Temporary Clerk was appointed to take her place.

JOHN MACRIDES was appointed Temporary Clerk by motion of Mr. Nolan, seconded by Mr. Milano and CARRIED unanimously.

ACCEPTANCE OF MINUTES - Meeting of April 6, 1959

The Minutes of April 6, 1959 were approved by unanimous vote.

COMMITTEE REPORTS:

STEERING COMMITTEE

MR. NOLAN, Vice Chairman, gave the following report of the Steering Committee:

STEERING COMMITTEE REPORT Meeting held April 27, 1959

A Steering Committee meeting was held in the office of the Commissioner of Finance, City Hall, on Monday April 27, 1959, at 8:15 P.M.

In the absence of the Chairman, Mr. John Nolan, Vice Chairman, presided.

The following members were present: John Nolan, John Macrides, Rutherford Huizinga, William Murphy, Ellis Baker, Doris Zuckert, Robert Lewis, Patrick Fortunato, Thomas Topping, Bernard Geronimo, Rocco Colatrella. Messrs. Steve Kelly and George Russell were also present, but not as members.

The following were absent: Norton Rhoades (on vacation), Alanson Fredericks, George Connors and Vincent Vitti.

The following matters were discussed:

(1) Fiscal matters:

3025

May 4, 1959

There being no meeting of the Board of Finance scheduled for this month, nothing was referred to the Fiscal Committee, with the exception of the following:

Salary increases for those not covered by the Griffenhagen survey

The above matter was discussed. It was decided to refer the question of increased salaries for the Mayor, Commissioner of Finance, Commissioner of Public Works, Corporation Counsel, City Clerk, Police and Fire Chiefs, employees in the City Court and part-time employees to the Fiscal Committee.

- (2) Mayor's letter of 4/14/59 re appointment of ROLAND A. TRUDEL as a member of Zoning Board of Appeals - Referred to APPOINTMENTS COMMITTEE
- (3) Traffic light, Summer and 7th Streets - Petition dated 4/9/59 from law firm of Goldman & Kolinsky, signed by 65 residents, shoppers and merchants, regarding installation of traffic light. Referred to HEALTH & PROTECTION COMMITTEE
- (4) Hazardous traffic condition, corner of Morgan and Third Streets - Complaint from Benis M. Frank, 18 Morgan Street, dated 4/18/59 Referred to HEALTH & PROTECTION COMMITTEE
- (5) Abandonment of certain roads on site of new Senior High School - Letter dated 4/22/59 from Supt. of Schools - Referred to PLANNING & ZONING and PUBLIC WORKS COMMITTEES
- (6) Letter dated 4/23/59 from Commissioner of Public Works on above subject was also referred to PLANNING & ZONING and PUBLIC WORKS COMMITTEES
- (7) Swampscott Road - Petition dated 4/6/59 from property owners, requesting their road be brought up to proper condition for acceptance by city under Section 640 of Charter and Ordinance No. 79 Supplemental. Referred to PLANNING & ZONING COMMITTEE
- (8) Petition dated 4/27/59 from 19 residents of Marcy Road, Foxwood Road and Fox Ridge Road, asking name change of MARCY ROAD to FOX RIDGE ROAD - Referred to PLANNING & ZONING COMMITTEE
- (9) J. M. Wright Technical School - Mayor's letter dated 4/15/59 protesting Resolution No. 295 - Referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE
- (10) J. M. Wright Technical School - Protest dated 4/16/59 from Mrs. Arthur Weinberger on method of disposition of school - Referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE
- (11) J. M. Wright Technical School - Letter dated 4/8/59 from SGGA, protesting method of disposition of the school - Referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE
- (12) J. M. Wright Technical School - Letter dated 4/7/59 from James and Jean Cunningham, protesting the "giving" of school to Sacred Heart Church. Referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE
- (13) Southeast Quadrant Redevelopment Project - Letter dated 4/6/59 from Stamford Chamber of Commerce - Referred to SPECIAL COMMITTEE ON URBAN REDEVELOPMENT
- (14) Speeders, reckless drivers:

MR. LEWIS brought up the matter of speeding and reckless driving at the Shopping

Center on Bedford Street. REFERRED TO HEALTH & PROTECTION COMMITTEE

(15) Powers of Board of Representatives:

MR. MACRIDES brought this matter on the floor. He said the Corporation Counsel had been requested to give an opinion some time ago (December 1957) and one had never been received. He asked that it be followed up. Referred to the LEGISLATIVE & RULES COMMITTEE

(16) Harbor Control Ordinances:

MR. LEWIS presented charts showing the recommended boundaries specified in the new Harbor Control Ordinance, which will be brought up for approval by the Legislative & Rules Committee. He explained that they have not taken any beaches away, but that stringent safety precautions have been taken. Referred to LEGISLATIVE & RULES COMMITTEE for presentation at May meeting.

(17) Publishing of local Ordinances at two-year intervals:

MR. BAKER discussed a Bill now before the Legislature, requiring towns and cities to publish their local ordinances at two-year intervals, which would go into effect on October 1, 1960. Placed on Agenda under NEW BUSINESS

(18) Permission for publicity photographs to be taken at Board meeting:

MR. BAKER brought up the matter of publicity given by his company to various company officials who participate in management and civic affairs. He said he had been so honored and requested permission for photographers for the company magazine to take pictures of the May Board meeting. There was no objection to this being done.

(19) 10th Birthday of Board of Representatives:

MRS. ZUCKERT brought up the matter of the 10th birthday of the Board of Representatives and requested permission for a small celebration at the end of the May Board meeting to commemorate this event. Permission given.

There being no further business to come before the Committee, the meeting was adjourned at 10:10 P.M.

Respectfully submitted,

Velma Farrell, Executive Secretary

APPROVED:

John R. Nolan, Vice Chairman
Steering Committee

APPOINTMENTS COMMITTEE

In the absence of the Chairman, Mr. John DeForest, Vice Chairman, presented the Committee report, and the following appointment for confirmation. Vote was taken by ballot, the Tellers distributing the ballots. APPROVED by unanimous vote:

May 4, 1959

WILLIAM W. OGLE, (Democrat) 22 1/2 James Street, as a member of the BOARD OF TAX REVIEW, for term expiring December 1, 1961 (Replacing Peter J. Sileo, resigned)

MR. DEFOREST explained that the appointment of Raland A. Trudel to the Zoning Board of Appeals will be presented next month as the Committee did not get a chance to interview him.

FISCAL COMMITTEE:

MR. HUIZINGA, Chairman, presented a report from his committee. He said a meeting was held on April 28, 1959. Present were: Mrs. Zuckert; Messrs. Topping, Fortunato, Kolich, Cummings and Huizinga.

MR. HUIZINGA: "After a thorough discussion pertaining to salaries of certain non-classified employees of the City of Stamford, it is the thinking of your Committee that this Board should request the Mayor to ask for the necessary appropriation for the granting of an annual salary in the amount of \$10,800 for each of the Chiefs of Fire and Police Departments. We also believe that the annual salary for the position of Mayor of the City of Stamford should not be less than \$15,000.

"You will notice that this is a little different from previous Committee reports, but it was decided by our Committee that in a matter of this nature that we should more or less come to this Board with our thinking. In other words, in any situation of this kind, it should originate from the floor of this Board. We have discussed it. This is our thinking and this is what we recommend. But we do not believe that the Chairman of the Fiscal Committee should make a motion on a matter of this nature. We believe that a motion of this sort should come from the floor and to be handled in any way that you see fit."

Salaries for offices not covered in the Griffenhagen report:

MR. CUMMINGS MOVED that this Board direct a letter to the Mayor, requesting that he recommend and initiate increased salaries for the following offices not covered in the Griffenhagen report:

<u>Office held</u>	<u>Suggested Salary</u>
Mayor -----	\$15,000
Commissioner of Public Works -----	12,500
Commissioner of Finance -----	12,500
Corporation Counsel -----	12,500
Chief of Police -----	10,800
Fire Chief -----	10,800
Town Clerk -----	11,000
Commissioner of Health -----	12,000

Seconded by Mr. Fortunato.

MR. RYBNICK asked Mr. Cummings if he had forgotten about the Court Personnel.

MR. HUIZINGA said it was the opinion of the Committee that increases for the Court should be recommended by the Senior Judge (Judge Buckley).

MR. NOLAN: "I would like to ask how this was gone about in the past. I don't ever remember this sort of thing coming before this Board as a recommendation from the Board."

MR. RHOADES told Mr. Nolan he was sure this sort of recommendation had not previously been made by the Board.

MR. NOLAN: "In other words, this is something brand new."

MR. RHOADES: "That's right. This is not to be construed as opposition, however. The Chair is merely reporting on the fact that it has not come before the Board before. We have the right to recommend. Whether or not it is advisable is what is before us now."

MR. NOLAN: "I brought this matter up at the Steering Committee meeting. This is a very serious matter. We are talking about recommendations for salaries for certain individuals. I can remember back to the last Board - I believe it was under a Democratic Administration - there was a considerable amount of opposition to the salaries that were proposed for certain individuals. They did not think that the position called for salaries for such and such a nature. I happened at that time to be one who was in favor of the salary increases. However, at that given time, we had ample time to study and make recommendations. We knew what the salary was going to be, because the Mayor knew what he thought his position should pay. He put it in the Budget and then everyone had a chance to look at it and decide. I remember that we had quite a hassle on the floor of the Board on one given position and we finally ended up in a compromise."

"Now, here tonight, we are being asked to go on record as being in favor of salaries which have been first heard tonight. I have had no chance to study it, look into the merits and decide whether or not I am in favor. Mr. President, I think that this sort of action borders on improper procedure. I wouldn't say it was out of order, but I definitely think it's improper. I think that the proper thing to do is to refer these matters to committee, let them go over it and if they come in with a recommendation, bring it on the floor of the Board and then, after ample debate, we can decide what we are going to do. But, I don't think it is proper to bring such a momentous matter on the floor tonight and then just ask for a motion that it be passed."

MR. BAKER said he was in favor of the proposed motion. He said: "This puts us in the position of having our executives paid less than the people who are working for them."

MR. NOLAN said if this was passed tonight, it would set a precedent and would probably be the way in which raises would be given in the future.

MR. BAKER said he thought it would be entirely out of order for the Mayor to try to recommend an increase in salary for himself - but this was one of two ways in which action could be started. The other way would be by recommendation of the Board of Finance.

MRS. ZUCKERT: "According to my understanding of the Charter it is permissive for us to make a recommendation of this nature to the Mayor, who in turn will present it to the Board of Finance. We are just trying to get the ball rolling. The Charter stipulates the salaries of various people. The last time this came up, as I recall,

May 4, 1959

was at the time of the over all increase for all city employees at which time the executives did get the raise. I believe that was what we objected to, and not a specific salary for a specific position."

MR. NOLAN said he thought this was a basic question. He said: "We are taking upon ourselves power that I think should rightfully belong in the hands of the Mayor. And, I don't think a question of this kind can be decided just by having someone make a motion and suddenly decided it. I think this is too basic a question. Maybe it is permissive that we do it, but I think we are trying to usurp the powers of the Mayor. We are trying to set the salaries for these people and the Mayor no longer does it. My feeling is that it is the Mayor who should initiate these recommendations. I think we should delve into this a lot more thoroughly than the way we are trying to do it tonight. We are trying to establish a precedent here tonight and I think it is basically wrong."

MR. HUIZINGA: "The reason why I wanted to discuss this tonight was because this originated in our committee only because of the Griffenhagen report....."

MR. NOLAN objected to the discussion of the Griffenhagen report at this time and it was declared out of order.

MR. HUIZINGA: "The only thing I want to definitely make clear and that is that Mr. Nolan says that we are trying to take this out of the hands of the Mayor. We are not trying to do that - the Mayor is the only one who can request these raises. We cannot request them. The only thing that we are doing is bringing this to the Mayor's attention and then it is entirely up to him - he can do anything he wants to do about it. We are merely bringing it to his attention because of the Griffenhagen report."

MR. CUMMINGS pointed out that this matter was considered by the Steering Committee and it was only after action by that Committee that the matter is being taken up tonight. He urged support of his motion and said of course it was not binding upon the Mayor, as he could do as he saw fit.

- * After considerable further debate MR. MACRIDES MOVED that the matter be referred back to the Fiscal Committee so that they may write a letter to the Mayor asking that he initiate these salary recommendations. Seconded by Mr. Colatrella.

MR. CONNORS said he thought the Board was trying to set a precedent. He said the Mayor has the prerogative to initiate appropriations and not the Board of Representatives. And, by doing this, they are overstepping the boundaries of their authority.

MR. NILAN said he thought it would be appropriate to recommend that the Mayor should have an increase in salary, as this would be a little awkward coming from the Mayor. But, as for the others, they could and should initiate in the Mayor's office.

- * MR. FORTUNATO MOVED to AMEND Mr. Macrides' motion that this also be referred to the Personnel Committee. Accepted by Mr. Macrides and the seconder.

MR. CUMMINGS: "I think we are arguing against ourselves. First we say that we haven't any right to consider this and in the same breath we turn around and suggest that it be referred back to Committee." He said he would be glad to change his original motion.

MR. RHOADES said the motion was to commit and not to recommit as it was never referred to the Fiscal Committee in the first place.

He was informed that it was referred to the Fiscal Committee at the Steering Committee meeting.

VOTE taken on Mr. Macrides' motion to recommit to both Committees - the Fiscal Committee and the Personnel Committee. CARRIED.

MR. MURPHY called attention to the matter of increases for the employees in City Court.

MR. CUMMINGS said this had been considered by the Fiscal Committee, but the intent of the committee had been accomplished because the request had already been sent to the Mayor by the Senior Judge.

LEGISLATIVE & RULES COMMITTEE:

MR. BAKER presented his committee report. He said the Committee met April 16, 1959. Present were: Messrs. Baker, Russell, Fortunato, Colatrella and Blois of the Legislative & Rules Committee. Also present were Messrs. Russell, Wilensky, Marciano, Murphy and Geronimo of the Planning & Zoning Committee. Mr. DeForest was attending a meeting of the Fair Rent Board and was unable to be present.

(1) Appeal from Zoning Board decision on EMILIE WOLDAN application (Also referred to Planning & Zoning Committee)

MR. BAKER: "The above matter was discussed, being an appeal from a Zoning Board decision, approving the application of one Emilie Woldan for a change in zone from R-5 Multiple Family Residence District to C-L Limited Business District for a parcel of land comprising a portion of the block bounded by Elm Street, Shippan Avenue and Wardwell Street.

"The application was the subject of a public hearing on February 3, 1959, and was approved by the Zoning Board at an executive meeting of that Board on February 26, 1959. The decision of the Board was appealed by a petition dated March 3, 1959, which was referred to the Board of Representatives by letter dated March 13, 1959. Accompanying this letter from Mr. Walter Wachter, Planning & Zoning Director, were the following documents:

- (1) The appeal petition.
- (2) An affidavit, dated March 11, 1959, signed by Joseph J. Toohar, Jr., attorney for the appellants, attesting to the fact that he had examined the land records of the City of Stamford and believes that the signers of the appeal petition are the owners of twenty per cent (20%) or more of the privately owned property within five hundred (500) feet of the affected area.
- (3) A map, showing the affected area and the surrounding area.
- (4) 41 copies of the excerpts of the Minutes of the meeting held February 26, 1959 when the Zoning Board approved the Woldan application.

"On April 1, 1959 the Board of Representatives was furnished copies of the transcript of the public hearing held by the Zoning Board on the application.

"A letter was received on March 24, 1959 from Donald F. Zezima, attorney for Emilie Woldan, challenging certain of the signatures on the appeal petition. This letter was supported by one dated March 26, 1959, from Irving S. Rosenblum, also representing Emilie Woldan.

May 4, 1959

"On March 30, 1959, a letter was received from Joseph J. Tooher, Jr., stressing some of the arguments against the rezoning and transmitting a traffic report from a traffic consultant concerning a survey of traffic conditions in the vicinity of the affected area.

"The Committees caused the map of the area to be marked by the City Engineer's office, to show the names of the owners of the several parcels of privately owned land within 500 feet of the affected area as the names appear on the land records of the city. This was then compared with the signatures on the appeal petition. It was the conclusion of the committees that there were enough valid signatures to meet the Charter requirements.

"The facts of the case as brought out in the public hearing and in the Minutes of the Zoning Board meeting were discussed. Those committee members who had received comments from their constituents in regard to the matter reported them as preponderantly in favor of the proposed rezoning. This included one representative from a district adjacent to the affected area.

"After reasonable consideration of the character of the affected area and its surroundings and of the peculiar suitability of the area for particular uses, it was decided by a vote of 5 to 2 with 2 abstentions, to recommend to the Board of Representatives that the proposed amendment to the Zoning Map be approved. It was the opinion of the joint committees that the proposed amendment would be in the public interest and would constitute the most appropriate use of the land."

MR. BAKER MOVED that the proposed amendment to the Zoning Map be approved. Seconded by Mr. DeForest.

MR. ROCHE spoke in opposition to this motion.

MR. MACRIDES explained he would abstain from voting because his law firm is involved in this matter.

MR. SILBO said he attended the Zoning Board hearing on this and is in favor of the petition.

MR. TOPPING opposed the building of a supermarket across the street from St. Marys Church for the reason that it is not in keeping with the surroundings.

MR. RUSSELL said his Committee concurred in Mr. Baker's motion and he thinks the Planning and the Zoning Boards should consider all these matters, such as the neighborhood before granting requests.

MR. HUIZINGA said he also does not like to see a supermarket across the street from a beautiful church.

MR. KETCHAM called attention to the same sort of thing in his district and called it uncontrolled expansion.

MR. MURPHY said Elm Street is already zoned for limited business all around this area.

MR. GERONIMO referred to the traffic hazard on Summer Street and a petition he referred to this Board a year ago and said he had not gotten any action yet.

MR. RHOADES reminded the Board that 21 votes or more are needed for opposition to the motion.

RISING VOTE taken on Mr. Baker's motion that the proposed amendment to the Zoning map be approved. LOST by a vote of 5 in favor, 22 opposed, 1 abstention (Mr. Macrides) and 6 not voting.

(2) Harbor Safety Ordinance (Enabling Act, sponsored by Senator Raiteri now before the Legislature - Bill No. 158)

MR. BAKER said a meeting of the Committee was held on the above matter April 30, 1959. He said the proposed draft of an Ordinance has been approved by representatives of the Small Boat Owners Association, the Stamford Yacht Club, the Halloween Yacht Club, the Board of Recreation, the Park Commission and others interested in the problem of water safety, and has also been reviewed by the Assistant Corporation Counsel.

MR. BAKER read the preamble of the Ordinance which is not contained in the copies of the proposed Ordinance given to the Board members and moved for approval for publication of the following proposed Ordinance. (Final action to be taken at the June meeting)

MR. RHOADES asked Mr. Baker if the Board had a right to present this Ordinance tonight and asked whether or not the enabling Act had been passed by the Legislature.

MR. BAKER: "I have been informed that we can present the Ordinance but it cannot be enforced, pending the final adoption by the Legislature of the enabling Act."

MR. RHOADES: "The President may be in error, but he believes that the enabling Act now before the Legislature is an enabling Act which gives us the power to pass this Ordinance. Possibly it could be read tonight, and held until the next meeting.... maybe even read for publication, but he is not sure."

MR. RUSSELL suggested that time could be saved by going through the initial stage of publication of the Ordinance and by the time of the next Board meeting in June, perhaps the enabling Act would have been passed by the Legislature.

MR. RHOADES: "We are dealing with the problem of trying to get this thing passed in time to do some good this summer and the Chair does not wish to place obstacles in the path of such action, but at the same time we would be in a very difficult position if someone were arrested under this Ordinance and it was understood that the Ordinance had even tentatively been approved by this Board before it was enabled to do so by the State Legislature."

MR. RUSSELL: "That's what I am getting at. Actually, this Ordinance will have no effect, even if we move for publication tonight...."

After considerable debate it was decided to present the Ordinance for publication with the understanding that final approval could not be given until the passage of the enabling Act by the State Legislature.

MR. BAKER read the preamble of the Ordinance, being the first paragraph. The rest of the Ordinance had been distributed to all Board members, so it was not necessary that this portion be read.

MR. BAKER MOVED for approval for publication of the following proposed Ordinance. Seconded by Mr. Wilensky and CARRIED unanimously:

May 4, 1959

ORDINANCE NO. _____ SUPPLEMENTAL

REGULATION OF SAFETY IN STAMFORD WATERS

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

The operation of vessels, boats or crafts, water skiing and swimming within the water area under the jurisdiction of the City of Stamford shall be subject to the following regulations. For the purpose of this Ordinance the areas and markers referred to shall be those shown on U. S. Coast and Geodetic Survey Charts 221 A & B which are hereby made part of this Ordinance.

1. In Stamford Harbor, North of a line drawn from N"6" due East to Shippan Point, and from N"6" to the south end of Peck Point; in Wescott Cove, North of N"10"; and in the Cove Island Ship Channel, North of the Western tip of Horseshoe Beach on Cove Island; the speed limit for all vessels, boats, and craft shall be six (6) knots, and they shall leave no wake. The Police Department shall post signs at the beginning of each speed limited area.
2. Swimming areas shall be established as follows:
 - a. Cove Island East Beach. North of a line drawn between the South end of the rocks at the West end of East Beach and the South end of the breakwater at the East end of the East Beach. This area shall not include a 25 ft. strip east of the rocks at the West end of East Beach.
 - b. Cove Island Horseshoe Beach. Bounded on the East by a line drawn due south 100 yds. from the South end of the rocks at the West end of East Beach; on the west by a line drawn due south 100 yds. from the South end of the point separating Horseshoe Beach from the Ship Channel; and on the South by a line connecting the South ends of the two above described lines.
 - c. Cummings Beach. Bounded on the East by a line drawn due South 250 yds. from the eastern boundary of the beach; on the west by a line drawn 160 yds. along a line from the breakwater light to N"10"; on the South by a line connecting the South ends of the two above described lines.
 - d. West Beach. Bounded on the South by a line extended from the Southern boundary of the beach due East to the channel; and on the East by the Western boundary of the channel.

These four swimming areas shall be marked by floating lines or markers which shall be established and maintained during the swimming season by the City of Stamford.

No vessels, boats, or craft other than lifeguard boats shall be permitted to enter these designated swimming areas for any reason other than an emergency.

3. No person shall swim in the following prohibited areas;

- a. East of the breakwater at the East end of Cove Island East Beach.
- b. 25 ft. East of the rocks at the West end of Cove Island East Beach.
- c. In the Cove Island Ship Channel.
- d. West of the point separating Cove Island Horseshoe Beach from the Ship Channel.
- e. In the Channel at Wescott Cove.
- f. In the mudhole at Cummings Beach.
- g. In the channel between West Beach and Cummings Beach.
- h. Off the West side of Cummings Beach.
1. Off the North side of West Beach.

4. No person shall water ski in the swimming areas defined above, and in the Stamford Harbor Channels including the East and West Branches, the Wescott Cove Channel, and the Cove Island Ship Channel.

5. No person shall moor or anchor any vessels, boats, or craft in such a manner as to obstruct or interfere with the free use of channels, or the approaches thereto.

6. No person shall operate a vessel, boat, or craft within the area under the jurisdiction of the City of Stamford for towing a person on water skis, a surfboard, or similar devices, unless there is in such vessel, boat, or craft, a person, in addition to the operator, in a position to observe the progress of the person being towed. This additional person shall be at least 10 years old.

7. No person shall operate a vessel, boat, or craft within the area under the jurisdiction of the City of Stamford in a reckless or negligent manner or so as to endanger the life, limb, or property of any person.

8. No person shall operate any vessels, boats, or craft within the area under the jurisdiction of the City of Stamford while under the influence of intoxicating liquor or drugs.

9. Any person who violates any provision of Sections 1 thru 5 of this ordinance shall be fined not less than ten dollars or more than fifty dollars for each offense. Any person who violates sections 6, 7, or 8 of this ordinance shall be fined not more than five hundred dollars, or imprisoned not more than six months, or both for each violation.

This Ordinance shall take on the date of its adoption.

May 4, 1959

MR. BAKER requested recommitment of the following matters for the reason that they are awaiting a ruling from the Corporation Counsel:

- (3) Neglected cemeteries in Stamford
- (5) No smoking Ordinance
- (6) Single Fire Marshal
- (7) Powers of Board

MR. BAKER called attention to item #4 on the Agenda:

(4) Performance and Indemnity Bonds

MR. BAKER requested that this matter also be kept in Committee as it had been referred to Mr. Fredericks, a Surety Counsel for review as to legality of form and they had been informed that Mr. Fredericks that he did not consider the forms submitted would stand up in Court and was having them re-written.

PUBLIC WORKS COMMITTEE:

Re: Abandonment of streets located on site of new Senior High School (Also referred to Planning & Zoning Committee)

MR. TOPPING said the report would be given by the Planning & Zoning Committee on the above matter.

Permission was given by the Board to skip the next Committee on the Agenda (Health and Protection Committee) in order to consider the report of the Planning and Zoning Committee first.

PLANNING & ZONING COMMITTEE

MR. RUSSELL, Chairman, presented his Committee report, meeting held April 16, 1959, also meetings held April 29 and 30, 1959.

- (1) Appeal from decision of Zoning Board re Emilie Woldan - previously reported under Legislative & Rules Committee report)
- (2) Abandonment of streets located on site of new Senior High School - HORAN AVENUE, LOVELAND ROAD, KIJEK STREET AND WEINANT ROAD

MR. RUSSELL: "This item was also referred to the Public Works Committee and discussed jointly. After investigation and discussion, it was decided that these roads are not in a position to be abandoned at this time, due to families still living on Horan Avenue and Loveland Road, as well as the necessity for Horan Avenue to remain open as access to private residents on Loveland Road.

"The Committee was disturbed by the fact that Horan Avenue and Loveland Road were closed off without allowing for the proper procedure to be taken by the Board of Representatives, who SOLELY HAS THE RIGHT TO ABANDON PUBLIC ROADS, and the fact that residents were placed at a dangerous inconvenience with NO OFFICIAL ACTION taken by the City in so notifying them, which under certain conditions could be serious to public safety. In the future, the Committee suggests that all City Boards and individuals, including contractors, be made aware of the fact that they have no legal right to close off public roads without action being very carefully and properly handled through the City in the manner set up for such situations.

MR. KETCHAM: "I do not want to repeat what Mr. Russell has already said, but I would recommend that this Board at this time that we do not abandon any of these streets until the necessary portions of these streets have been properly re-located so that the health, and safety of the residents in the immediate area are protected. Mr. Maguire, our Commissioner of Public Works, has done a very fine job, I think in outlining this particular situation and I merely want to reiterate that I, in no way wish to interfere with any construction at the school, other than to say that I think it is of paramount interest to us that the interests of our citizens and residents also be protected at this time."

MR. RHOADES: "The President is a little uncertain as to just what the Committee is recommending to be done, Mr. Russell."

MR. RUSSELL: "The Committee is recommending that these roads not be abandoned until the proposed road, which is on this map, be so carried out."

MR. RHOADES: "Until this road shall have been built?"

MR. RUSSELL: "That's right."

MR. TOPPING: "It develops now that there are only four families left. One lives on a portion of Horan Avenue, shown on this map, which we propose to keep open. Another lives on the portion of Horan Avenue between Loveland Road and Kijek Street and then one lives on Loveland over near Kijek Street. These people are living there only from sufferance - they're not paying any rent, so that we don't need to be concerned too greatly whether they stay there or not. But, what we do have to be concerned about is the health, safety and the right to use a public road of the people in the other part of Loveland Road which leads up over the hill to the school property."

MR. RHOADES: "There is no motion before the Board. If no motion is made, then the matter can simply not be acted upon and they cannot be officially abandoned until this Board does act."

- (3) Requested change of name - MARCY ROAD to FOX RIDGE ROAD (Petition dated 4/27/59 from Mrs. Carol A. Mundt and signed by 19 residents of Marcy Road, Foxwood Road and Fox Ridge Road)

MR. RUSSELL: "A petition was received from the residents, requesting a street name change. This was discussed and it was agreed that Marcy Road should have been called 'Fox Ridge Road' from the start and should have been so recognized when subdivisions were presented to the Planning Board. The Committee will present an Ordinance requesting this change next month, together with other street name changes."

- (4) Petition re SWAMPSCOTT ROAD - Dated 4/6/59 from 9 residents, asking to have road brought up to acceptable condition under Section 640 of Charter and Ordinance No. 79 Supplemental.

MR. RUSSELL: "This was discussed by the Committee. The City is already obtaining cost as requested, together with several other streets which are in the same category. It should be pointed out at this time that Pepper Ridge Place is now being processed under Section 640 of the Charter, and it will, for the first time, set in motion the procedure for proper steps whereby substandard and unaccepted roads may be brought up to minimum standards and made acceptable as City streets."

Mr. Russell said he wished to keep this in Committee for the reason that there are other streets also in this category and he preferred bringing them all in at the same time.

May 4, 1959

Note: Later on in the meeting, Mr. Topping received permission to return to the above subject and asked that it be acted upon tonight rather than have it postponed to a later date. The following is the action taken thereon.

MR. TOPPING MOVED that the Board give permission to the Planning & Zoning and Public Works Committees to process this road under Section 640 of the Charter and Ordinance No. 79 Supplemental. Seconded by Mr. Geronimo and CARRIED unanimously.

(5) Maintenance Bond (Workmanship guarantee bond):

MR. RUSSELL: "This matter which has been in Committee for some time, was discussed with the Assistant Corporation Counsel, Arthur DiSesa, and it is felt that the final difficulties have been ironed out. A draft of the work guarantee bond should be ready for next month's meeting. The necessary changes in the affected Ordinance covering this matter will be presented also at that time."

MR. RUSSELL MOVED for suspension of the rules in order to hear from Mr. Walter Maguire, Commissioner of Public Works, on the following matter. Seconded and CARRIED:

Return to item (2) previously discussed -- Re Abandonment of streets located on site of new Senior High School - HORAN AVENUE, LOVELAND ROAD, KIJEK STREET AND WEINANT ROAD.

Mr. Walter Maguire, Commissioner of Public Works, spoke briefly and said he did not want to see the construction of the new Senior High School held up because these roads were not abandoned. He urged clarification of this matter.

Considerable debate ensued at this point.

MR. RUSSELL said he would go along with this, provided a permanent road is constructed by the builder for the use of the residents. He said: "Some of these matters are often held up for several years and in the meantime the people who live there have a rough time getting in and out."

"What we would like to see done is for the contractor to go ahead and put in a permanent road now for the use of the residents so they won't be blocked off."

MR. RHOADES: "Mr. Maguire, do you definitely feel that it would delay Mr. Hickey (the contractor on the school) if this matter was to be held over until the June meeting of this Board?"

MR. MAGUIRE: "As long as the contractor can go ahead and work on these roads...."

MR. RHOADES: "That is probably not a matter for this Board to decide. It is true that we can decide whether or not to abandon these streets, but we cannot give permission to go ahead unless the streets are first abandoned."

MR. KETCHAM: "The point that I want to make, Mr. Maguire, is that the most important section of these streets which are supposed to be abandoned, is that particular section of Horan Avenue, between High Ridge Road and Loveland Road. It seems that the High School is going right through it and until such time as that particular section of that road is re-located so that the people in the private section of Loveland Road can have unrestricted and safe access to High Ridge Road, which is their legal right, that I think this Board would be foolish to abandon any city street or public road in there. From my understanding and from my inspection of the site plan, that one particular 500 foot section is the place where the contractor wants to start working. Irrespective -- and if we were to abandon these streets, on Kijek

Street and the balance of Loveland Road, that, as I see it, would not (and I may be wrong) interfere with the present operation. Unless, and if we have a situation which existed previously, when we had Woodside Park shut off for a couple of years, I am of the opinion, aside from the danger to the health and welfare of those people on Loveland Road, that they would have grounds for legal action against the City, depriving them of access to High Ridge Road.

"I think that it would be within the province of this Board, to follow Mr. Russell's suggestion, and have that particular section - that High Ridge Section of Loveland, --complete High Ridge and Loveland Road, relocated as shown on the site plans, and put into such shape that those people can use that road....The only thing that I am trying to clear up is the fact that these are city streets and yet we have a contractor there working."

MR. RUSSELL said an access road (to High Ridge) must be put in first before the abandonment of these other streets. He said: "I've seen roads go in in a couple of weeks - it should be no problem to a contractor who is building a four and one half million dollar project. I am sure that in a few weeks they could have that road completed and out of the way. Once this problem is corrected, it is a simple matter - it can be put in and then we can abandon the other roads in there next month."

MR. TOPPING: "The only suggestion that I might give to the Board, is that those portions (and I am speaking directly from this map furnished to each member of the Board by Mr. Maguire) of Loveland, Kijek, Weinant and Horan that are delineated on this map to abandon them. I think that if Mr. Hickey was permitted to work in those particular areas of the roads that he wants to without having to seek a permit - because according to law he cannot open a city street without a permit - this would give Mr. Hickey an opportunity to proceed with some of his work, and in the meantime, he can get that proposed road in and then we can make complete abandonment. I give that as suggestion - kick it around if you want to."

MR. RHOADES: "That is not a motion, Mr. Topping."

MR. TOPPING MOVED that Mr. Hickey, the contractor, be allowed to make openings in these roads that are delineated as to be abandoned without having to seek a city permit. No seconder.

No further action was taken by the Board on this matter and it was held in abeyance until the contractor could be contacted to see if he would agree to build the access road so that residents would not be cut off by the abandoning of the recommended streets to access to High Ridge Road.

HEALTH & PROTECTION COMMITTEE:

The Board now returned to this Committee on the Agenda, the Planning & Zoning report having been taken up in advance, as it normally follows the report of the Public Works Committee.

- (1) Licensing of amusement places regarding minors (Requested in letter from Stark-Glenbrook PTA to L & R Committee and referred by them to the above committee at March meeting, because it concerns enforcement of laws already on books)

MR. MILANO: "This item was referred to the Police Department for further action. Your Committee feels that the proposed Ordinance, presented by the Stark-Glenbrook PTA to the Legislative & Rules Committee should be incorporated into the present Ordinance."

MR. MILANO MOVED that this be referred to the Legislative & Rules Committee to draft such an Ordinance. Seconded by Mr. Hearing.

May 4, 1959

MR. BAKER (Chairman of Legislative & Rules Committee) objected at this point. He said adequate coverage is provided by the law now on our books and asked that Mr. Milano amend his motion that this matter be referred to the Legislative & Rules Committee. Seconded, and accepted by Mr. Milano. CARRIED.

- (2) Traffic light, Summer & 7th Streets - Petition dated 4/9/59 from Gerald Kolinsky, attorney, from 65 residents, shoppers and merchants (Sent to Mr. Geronimo, 6th District Representative)

MR. MILANO: "A proposed light at Summer and 7th Streets is being considered by the Police Department. Your Committee and the Chief of Police feel that with the widening of High Ridge Road that the City widen Summer Street, from the Shopping center to the light at Bulls Head, so that the proposed light at Summer and 7th Streets will be more effective and will also eliminate a bad curve.

- (3) Traffic hazard, Morgan Street, Third Street and Strawberry Hill Court (Letter dated 4/18/59 from Benis M. Frank - Sent to Mr. Lewis, 7th District Representative)

MR. MILANO asked that this matter be recommitted. This was done.

- (4) Speeding and reckless driving at Ridgeway Shopping Center (Brought up by Mr. Lewis at Steering Committee meeting and referred to above committee)

MR. MILANO: "The Police Department are aware of the fact and have made several arrests in the past week."

MR. RHOADES: "These are not legislative matters and should have been referred directly to the Police Department and not to this Board. The only time things of this nature should come before this Board is when action cannot be obtained through regular channels."

MR. BAKER: "May I have permission to supplement the Legislative & Rules Committee report?"

MR. RHOADES: "Yes, Mr. Baker."

Senator Raiteri's Bill before Legislature re control of Harbor

MR. BAKER reported that he had just received a 'phone call from Mr. Raiteri and that this would be reported out of the Legislature within a week. He explained that Mr. Raiteri had been on his way back to Stamford and tuned in on WSTC, and hearing the broadcast of the present meeting, and the conversation relating to the Bill, decided to call and inform the members of the status of the Bill. (laughter)

MR. RHOADES: "This is indeed a remarkable age."

PARKS & RECREATION COMMITTEE:

MR. KELLY read his committee report. He said the committee met on May 1st, with Peter Sileo and Stephen Kelly, Chairman in attendance.

Rules and Regulations of Park Commission, Hubbard Heights Golf Commission and Board of Recreation - for 1959

MR. KELLY stated that there have been no changes in the above rules for the 1959 season and that they should remain in full force and effect, as provided in Ordinance No. 64 Supplemental, which Ordinance was adopted at the May 5, 1958 Board meeting,

and so MOVED. Seconded and CARRIED unanimously.

MR. KELLY MOVED for suspension of the rules to take up the following matter. Seconded by Mr. Connors and CARRIED unanimously.

Rosa Hartman Park:

MR. KELLY: "The Park Commission has voted to designate the tract of 13 acres at Laddin Rock, donated to the City for park purposes by Jesse Hartman be named the "Rosa Hartman Park" in honor of the donor's mother. The Park Commission has requested approval of the name of this park and I so MOVE." Seconded by Mrs. Zuckert and CARRIED unanimously.

PETITION NO. 257 - San Manghese Social Club - August 28, 29, 30, 1959 to commemorate the Feast of St. Theodore

MR. KELLY presented a petition from the above Club for permission to illuminate the grounds at 107 West Avenue and to have a procession with music on these three days. Seconded and CARRIED unanimously.

Ice Skating on pond at Cummings Park:

MR. KELLY: "After some two years of letters and petitions to the various Commissions, Boards, Departments and the Mayor by the people of Stamford for action to properly maintain the pond at Cummings Park so that it could be used for ice skating, as has been the custom for several generations, your Committee has decided to renew its efforts to have the responsible parties return it to the people and to further seek to have other available places properly flooded for the use of ice skating areas for the people of Stamford, said areas to be in condition for use previous to the 1959-1960 skating season."

EDUCATION, WELFARE & GOVERNMENT COMMITTEE:

MR. MACRIDES: "The Committee did not meet as such, but met in connection with several Budget items. However, there was a matter that came before us in the form of a couple of letters from different organizations, asking questions and making comments about the Board of Representatives' action with reference to the proposed use of the former J. M. Wright Technical School."

Re: Use of J. M. Wright Technical School

MR. MACRIDES: "I would like to have the Board send a letter to each of these organizations and include the report of the Committee as it was rendered at the last meeting, and also to point out the fact that these organizations were somewhat misled by the punctuation of the lead sentence of the Advocate article the next day after the Board meeting. The punctuation would have made it appear that the Board of Representatives had noted that the property be sold to the Sacred Heart Parish for a nominal sum, which, of course is not true - this did not happen. I think if these people had read the article in its entirety, they would have understood that. However, I would like to have that pointed out and have a copy sent to them of the Committee's report."

MR. RHOADES: "Are you making this in the form of a motion?"

MR. MACRIDES: "Yes, I am." Seconded by Mr. Hearing.

MR. RHOADES: "This is a motion to send letters to organizations who wrote to us about the language of the resolution (Resolution No. 295) which we passed."

May 4, 1959

VOTE taken and CARRIED unanimously.

MR. RHOADES called attention to the following letter from the Mayor on this matter:

CITY OF STAMFORD, CONNECTICUT

April 15, 1959

Honorable Norton Rhoades, President
Board of Representatives
City Hall
Stamford, Connecticut

Dear Mr. Rhoades: Subject: Resolution No. 295

I want to call to the attention of the Board of Representatives that the Resolution passed at their recent meeting is incorrect in regard to the Board of Finance recommending that the premises on Schuyler Avenue, known as the "J. M. Wright Technical School" be offered to the Sacred Heart Church.

The Board of Finance Chairman informs me that no action on this matter was ever taken by the Board of Finance.

I understand that Mr. Mackler will also send you a letter informing you of this.

Sincerely,

(signed) Webster C. Givens Mayor

MR. RHOADES: (speaking on the above letter) "The President feels quite properly, and the Board will remember that the President questioned the language of the resolution at the time it was presented, because it seemed to him to be somewhat ambiguous. This was not a report of Mr. Macrides' Committee. It was a resolution that was presented, by Mr. Georgoulis (4th District). The resolution implied that the Board of Finance had already taken action. This seemed to the President to be obvious in the language of the resolution as presented, and when the Mayor read the resolution when it was sent to him from this Board, he came to the same conclusion and so did the Board of Finance and we are in receipt of communications from everybody and his brother telling us that the Board of Finance did not take any action on this matter. So, let's make it perfectly clear that the language that Mr. Georgoulis used in the resolution did not imply, or rather, was not intended to imply, that the Board of Finance had already taken action."

SPECIAL HOUSING COMMITTEE:

MR. RUSSELL: "We have no report, but we did receive the regular monthly report from the Fire Department and the Health Department and it is very heartening to find that the Fire Department reports that things are exceptionally good at Southfield Village."

CHARTER REVISION COMMITTEE:

MR. MACRIDES: "Actually this is not to be construed as a Committee report, because the Committee did not meet - there was no reason to. This is just a place on the Agenda where the report of the Charter Revision Commission should be read."

MR. MACRIDES read the following report from the Charter Revision Commission which was presented to all Board members at the meeting of April 6, 1959:

Report of the Charter Revision Commission
to the
Board of Representatives
at its
Regular Meeting April 6, 1959

In accordance with Public Act 465 of the General Assembly Session of 1957 and Resolution No. 278 of your Board, the Charter Revision Commission hereby reports on the matters referred it.

The Commission has considered its duty to be to appraise the desirability of Charter amendments in each situation referred to it and where, in its opinion, amendment would be desirable, to submit for your consideration language for the change, which may or may not conform with the wording specifically used in your referral to the Commission.

In carrying out these duties, your Commission has adopted the basic attitude that Charter amendments should not lightly be submitted for referendum; that provisions which generally had stood the test of several years should not be changed because of an isolated experience; and that Charter changes should not be considered a substitute for sound administration within the framework of the existing Charter.

We were impressed with the lack of general public interest, at the hearing held by the Commission March 25, 1959, in any of the proposed amendments, other than the one affecting salaries and job classification in the Police Department.

We think it advisable to keep to a minimum the number of propositions submitted for referendum at any particular election, to permit the electorate to make a considered decision on those which are submitted.

With this background, we submit the following recommendations:

1. To make it clear that continued residence in Stamford is generally a requisite for continuance in office, elective or appointive, it is recommended that Section 706 of the Charter be amended to read: "Sec. 706 Qualifications. Every person elected or appointed to office shall be and remain a resident elector of the Town of Stamford and if such officer shall cease to be such a resident elector his office shall be deemed vacant, except in such specific cases as the Board of Representatives may suspend this requirement for appointive offices."
2. In connection with the proposed revision or clarification of Section 401 of the Charter, your Commission feels that the present language is sufficiently clear in giving the Mayor the power to remove his appointed department heads, even without cause, and that effective administration requires that he have that power. The Commission proposes no action on this matter.

May 4, 1959

3. It was very difficult to arrive at a meeting of minds on the proposal to amend Sec. 731 to spell out in detail the permissible political affiliation of members of the Personnel Commission. An examination of the provisions of Sections 731 and 732 will disclose that the framers of the Charter had tried to lift the functions of the Personnel Commission above the realms of politics.

Your proposal contained two alternative parts and the vote of the Commission was two in favor of no action, one in favor of the first alternative and four in favor of the second alternative with a change in wording.

The Charter Revision Commission therefore submits the following proposed amendment:

Amend the second sentence of sub-section (e) of Sec. 731 to read as follows:

"The other two members of the Commission shall be known to be in sympathy with the merit principle as applied to civil service, shall not be members of the same political party, shall neither hold nor be a candidate for any other political office or position, and shall not be a member of any local, state or national committee of a political party or an officer in any political partisan club or organization."

4. In connection with the proposals to amend certain provisions in Chapter 50 to give continuity to the membership of the Board of Public Safety, your Commission voted 6 to 1 not to propose such changes. The Board of Public Safety was set up intentionally in the Charter as one to act closely with the Mayor in an administrative function, in a capacity analagous to the appointed department heads in other departments.

Since the department heads of the Police and Fire Departments (Police Chief and Fire Chief) are not subject to change with changes in administration, as are other department heads, the Charter makes the Board of Public Safety more responsive to the Mayor than the other Boards.

On change of administrations, an intolerable situation could be created if two-thirds of the membership of the Board of Public Safety were appointees of the defeated candidate and not in sympathy with the policies of the newly elected Mayor.

The actual operation of the Charter for ten years has given no reason for change in these concepts of its framers.

5. In the proposed changes to the Zoning and Planning referrals to the Board of Representatives, your Commission proposes only one change. The proposed amendment is to amend Section 553.2 as follows:

Amend Sec. 553.2 by changing the third from the last sentence of said section to read: "The number of signatures required on any such written petition shall be one hundred or 20% of the

owners of privately owned land within 500 feet of the area so zoned, whichever is least, if the proposed amendment applies to only one zone."

This will permit 20% of the closely affected property owners to request referral to the Board of Representatives of changes in Zoning Regulations affecting particularly a "Designed District" zone where the requirement of 100 signatures may be unreasonable.

The other proposals were rejected as changing the fundamental character of the referral procedure, which was designed only to give the Board of Representatives recourse in cases where it felt clearly that the action of the board having original jurisdiction did not properly represent the community interest.

Your Commission, with one dissenting vote, feels strongly that Planning Board and Zoning Board decisions, properly made in the exercise of powers granted these Boards, should not be upset by less than a full majority of the entire membership of the Board of Representatives. It feels unanimously that referrals to that Board should not be made easier than now contemplated.

Your Commission is also satisfied that the present wording makes it clear that an aggrieved party is not precluded from going directly to the courts where he prefers an appeal on legal grounds, to a referral to the Board of Representatives on the merits of the case. The Commission feels, however, that a case should not be in the courts and "on referral" at the same time; that the present language is intended to preclude this; and, in our opinion, does so.

6. Your Commission approves and recommends the proposal to add a Section 206 to give the Board of Representatives the power to appropriate funds to enable it to conduct any investigation authorized under the provisions of Section 204.2 of the Charter. It considered carefully, and also consulted with the Corporation Counsel the question of whether such power conflicted with the power of the Board of Finance to "determine fiscal policy". Our conclusion was that there was no conflict as long as the appropriations were confined to those necessary to carry out the provisions of Section 204.2.

The new section recommended would read:

"Sec. 206 Funds for Investigation. The Board of Representatives shall have authority, by a two-thirds vote of its entire membership, to incur any expenses which it deems necessary or advisable, in connection with any investigation authorized under Sec. 204.2 of this Charter. Expenses so incurred shall be paid by the Department of Finance on warrant issued by the Mayor and countersigned by the clerk of the Board of Representatives. The Board of Representatives may, by a two-thirds vote of its entire membership, appropriate funds to cover expenses incurred pursuant to this section without request for such appropriation by any officer of any department of the Stamford government other than the Board of Representatives."

May 4, 1959

7. The proposal to incorporate an increase in salaries for members of the police force and provision for separate classification in the classified service presented your Commission with its most difficult problem.

Inherently these matters are administrative and ample authority exists in the Charter as now worded to permit the Personnel Commission and your board to make the changes proposed, within the limit of funds appropriated.

Where there is such apparent unanimity that something should be done, and nothing happens, it is understandable that the policemen should consider Charter Revision as the only way to get their case before the voters.

At the public hearing, it was apparent that many appearing were discussing the necessity for better compensation for the police force, a matter on which your Commission is in full agreement. There was, however, little discussion of whether a Charter amendment is a proper way to effectuate this, which is the problem before us.

Your Commission is convinced that the salary scale of public employees in the classified system is an administrative matter, not a matter of basic law to be covered in a City Charter. Certainly a Charter Revision Commission is not a proper body to consider by what amount a given salary level should be increased. Your board has not even referred this question to us.

With reluctance and only because the administrative provisions have operated so slowly, your Commission, by a unanimous vote, places before you for consideration an amendment to require the Personnel Commission to establish a separate category in the classified system for various grades of members of the police force. The same considerations apply, in our opinion, to the Fire Department and we have recommended its inclusion in the amendment.

The amendment we place before you is as follows:

Under Sec. 735 amend (1) to read: "For the classification of all positions in the classified service and a pay plan for such positions, with a separate classification and pay plan for the members of the protective services, namely, the fire and police force."

A proposal to include a specific increase of \$600 over the 1958 pay schedule in the amendment was defeated by a vote of 5 to 2.

It is our hope that before this Charter Revision Commission expires on June 1, 1959, the Personnel Commission and your board will already have taken steps to cure the situation and determine the amount of any resulting increase so that such an amendment need not be submitted to referendum.

To summarize, your Commission recommends the following Charter Amendments for submission to the voters in a referendum at the time of the next City election: -

1. An amendment to require continuance of residence in Stamford as a condition to continuance in office.
2. An amendment to define the permissible political affiliation of members of the Personnel Commission.
3. An amendment to permit referral of zoning regulation changes to the Board of Representatives on application of the lesser of 20% of the affected property owners or 100 where only one zone is concerned.
4. An amendment to give the Board of Representatives sole power to appropriate funds for duly authorized investigations by the board.
5. An amendment to require separate classification of the Protective Services within the classified service.

We await your further instructions.

Respectfully submitted,

JAMES N. MULREED, CHAIRMAN

JOHN L. CAMERON

LOTUS MILLS, SECRETARY

FRANK J. D'ANDREA

MONROE SILVERMAN

PATRICK J. FORTUNATO

JULIUS M. WILENSKY

MR. RHOADES: "We are experimenting with the Home Rule Bill (Public Act No. 465, of General Assembly Session of 1957). As we have said before, the State is watching us, Jim Mulreed, Cal Raiteri and Lotus Mills have mentioned very frequently that the rest of the State has come before the Legislature, as usual, with their Charter changes. In some cases the Legislature refused to consider them and in other cases they did, but we are pioneering here and a little uncertain as to how to proceed. It seems obvious, however, at this point that what happens is, that someone should move that this item be approved by the Board, in which case we will then notify the Town Clerk that this should be put on the machine at the next election. This should be part of the motion. If that is done here tonight by a simple majority vote, then it will be done.

"We have also here a reply from the Corporation Counsel to a question which was directed to him by Mr. Macrides in regard to the powers of the Charter Revision Commission. The reply would seem to indicate that the Charter Revision Commission doesn't have very great powers - at least they do not have the power to reject items which we send up to them. But, we are not concerned with that matter. How many are there, Mr. Macrides?"

MR. MACRIDES: "At least 5 or 6 items."

May 4, 1959

MR. RHOADES: "We are concerned only with the --- we have passed them already. The Charter Revision Commission has now approved them. They have returned them to us, roughly in the same form in which we sent them to them. This item which Mr. Macrides now presents is one of them. The Chair feels that the proper procedure would be for Mr. Macrides (or anyone else) to make a motion that this Board approve that item and request the Town Clerk to place it on the voting machines at the next Municipal Election."

Re: Paragraph (1) in report of the Charter Revision Commission dated April 6, 1959:
(Concerning residence in Stamford as requisite for continuance in office,
either elective or appointive)

MR. RHOADES: "Ladies and gentlemen, the item which makes it mandatory for a person who wishes to remain on a City Board in Stamford, to also remain a resident of the City of Stamford."

MR. HUIZINGA: "I am highly in favor of this amendment to Section 706 of the Charter. However, one of the things that I think we are trying to do is to clarify beyond a question of a doubt. If a resident office holder in the City of Stamford moves out of the City, what defines residence? I might have my residence here, for instance, and because of this Section 706, and because I want to remain on the Board, I will not sell my residence until my term has expired, but I will move to another section of the state and rent my house. I will keep my residence here just so that I can remain on the Board. That is the thing that we are trying to avoid."

MR. MACRIDES: "I think that what Mr. Huizinga is getting into is the area of the difference between 'RESIDENCE' and 'DOMICILE'. I think that if the word 'domicile' were used, there would be a lot of difficulty, but in terms of resident elector, as it is used, I think it positively would mean physical residence within the City. I don't think that what Mr. Huizinga cited as an example of still continuing to own a residence, will fulfill that requirement. I think that you will have to actually reside in the city."

MR. DEFOREST called attention to a mistake in the Charter Revision Commission report in paragraph (1) 5th line where it refers to "Town" of Stamford instead of "City" of Stamford.

It was agreed that this word should be changed from "Town" to "City" by motion of Mr. DeForest, duly seconded and CARRIED unanimously.

Re: Changes made by Board of Representatives after submission by Charter Revision Commission

MR. RHOADES: "It has been pointed out to the President that if changes are made by this Board, it then has to return to the Charter Revision Commission and another public hearing has to be held. This is contained in the language of the Home Rule Bill.

"A correction of a typographical error does not have to be done by motion. It can merely be done by a stroke of the pen. The President would suggest that someone make that correction between here and the voting machine. However, the Chair is going to RULE that the motion has been withdrawn and that the vote on it is to be stricken out, because he does not believe it is the intention of Mr. DeForest to return this matter to the Commission and hold another public hearing. Is that correct, Mr. DeForest?"

MR. DEFOREST: "Yes." Mr. DeForest's motion was withdrawn.

VOTE taken on sending on to the Town Clerk the matter contained in paragraph (1) of the Charter Revision Commission report - "Concerning residence in Stamford as requisite for continuance in office, either elective or appointive." CARRIED unanimously.

MR. MACRIDES: "Now, I run into a problem. The next item contained in the report is one of the items which has been rejected by the Commission. I might suggest that I skip this item and go on to the other items which they have approved."

It was agreed that this would be done.

MR. MACRIDES read paragraph (3) of the report of the Charter Revision Commission:

Political affiliation of members of Personnel Commission - (Amendment to Sec. 731 of Charter)

MR. MACRIDES MOVED for approval of the following wording, as submitted by the Charter Revision Commission. Seconded by Mr. Fortunato and CARRIED unanimously:

Amend the second sentence of sub-section (e) of Sec. 731 to read as follows:

"The other two members of the Commission shall be known to be in sympathy with the merit principle as applied to civil service, shall not be members of the same political party, shall neither hold nor be a candidate for any other political office or position and shall not be a member of any local, state or national committee of a political party or an officer in any political partisan club or organization."

Proposed changes to Zoning and Planning Board referrals to the Board of Representatives (See paragraph (5) of Charter Revision Commission report)

MR. MACRIDES: "The proposed amendment is to amend Section 553.2."

MR. MACRIDES MOVED for approval of the following, as submitted by the Charter Revision Commission. Seconded by Mrs. Zuckert and CARRIED unanimously:

To amend Section 553.2 of the Charter as follows:

By changing the third from the last sentence of said section to read: "The number of signatures required on any such written petition shall be one hundred or 20% of the owners of privately owned land within 500 feet of the area so zoned, whichever is least, if the proposed amendment applies to only one zone."

Proposal to add a Section 206 to Charter - To give the Board of Representatives power to appropriate funds for investigations authorized under provisions of Section 204.2 of the Charter

MR. MACRIDES MOVED for approval of the following, as submitted by the Charter Revision Commission. Seconded by Mr. Geronimo.

Sec. 206 - Funds for Investigation.

3049

The Board of Representatives shall have authority, by a two-thirds vote of its entire membership, to incur any expenses which it deems necessary

May 4, 1959

or advisable, in connection with any investigation authorized under Sec. 204.2 of this Charter. Expenses so incurred shall be paid by the Department of Finance on warrant issued by the Mayor and countersigned by the clerk of the Board of Representatives. The Board of Representatives may, by a two-thirds vote of its entire membership, appropriate funds to cover expenses incurred pursuant to this section without request for such appropriation by any officer of any department of the Stamford government other than the Board of Representatives.

MR. RHOADES: "This is the item about which a question was raised by the Corporation Counsel, representing the Mayor at the public hearing. The gist of his statement being that it might leave some future Board with an open hand in regard to appropriations which might be misused. There is no indication that this Board would ever do such a thing."

MR. TOPPING asked if there would be any limitation on any particular amount of money that could be appropriated under this Section.

MR. RHOADES: "There is none."

MR. TOPPING asked if this would have any effect on the limit of the amount of bonds that could be appropriated.

MR. RHOADES: "This was the suggestion that Mr. Cushing (Corporation Counsel) made. Here again, if any amendment is made, it will have to be returned to the Commission and go through the formal course again."

MR. ROCHE said if a limit were placed on the amount, it would emasculate the whole purpose.

MR. BAKER MOVED the QUESTION.

MR. RHOADES: "Excuse me, gentlemen. Mr. Di Sesa (Assistant Corporation Counsel) is making this comment, which I am sure you will all be interested in, particularly you, Mr. Macrides - that we should not be taking final action on these tonight, if we intend to make any changes or any amendments - that the whole thing has to be sent back to the Charter Revision Commission. The Chair does not follow his reasoning, but Mr. DiSesa is here tonight and is the Acting Corporation Counsel. We would be glad to have him express an opinion on it. We are operating under a deadline, too, that our own resolution expires....."

MR. MACRIDES: "It expires insofar as the report is concerned - it doesn't actually expire."

MR. RHOADES: "So if we do not act tonight, it does not necessarily mean we will be unable to act."

Mr. DiSesa was requested to give an interpretation of the provisions of the Home Rule Act.

MR. DISESA: "This is my point. You are operating not only under your own resolution, (Resolution No. 278 adopted June 2, 1958 - see page 1945 of Minutes) but you are also operating under, of course, what was Public Act No. 465 which is now Section 7191 of our General Statutes, and you must, of course, comply with the requirements of the Statute.

"Now, what the Statute says is this: It says that (and I will skip and just get to the point where you are now) after the Charter Revision Commission has submitted its report to your Board, you then, under the Statute, have 30 days in which to hold a

public hearing on the report, which you have done. It then states that you shall then, within 15 days after such public hearing, make recommendations to the Charter Revision Commission, for such changes in such report as it deems desirable. Provided, that if no such recommendations are made within such 15 days, the report of the Charter Revision Commission shall be deemed final.

"Now, the report of the Commission shall only be final, if you make no changes at all in the report. You are acting here now on the report, not on the amendments.

"The Statute then goes on to say: That if you do make recommendations or any changes, the Commission shall confer with the appointing authority concerning any recommendations so made and may amend any provisions of the proposed Charter amendment (or amendments) in accordance therewith. Or, the Commission may reject such recommendations.

"In either case, the Commission shall make its final report within 30 days after receiving such recommendations.

"Therefore, if you are going to make any recommendations at all, you have to refer the ENTIRE report back to the Charter Revision Commission - not for a public hearing, but for consultation first with you and then a final report by them.

"Then, you will have an additional 15 days after their final report to either approve or reject the proposed amendments.

"Now, if you're not going to be making any changes tonight or any recommendations, then perhaps you might consider the report as final. However, if you make any recommendations at all, the Statute does require that it go back to the Charter Revision Commission - that is, the report itself, and not any particular amendment.

"So, therefore, if there are going to be any recommendations you should first go..."

MR. RHOADES: "All right. We can determine that. Mr. DiSesa, we ARE operating under a deadline which is the life of the Commission. Under our resolution, the Commission was originally set up with an expiration date of June-----"

MR. MACRIDES: "June 29th."

MR. RHOADES: "-----June 29th, 1959."

Note: See Resolution No. 278, page 1945 of Minutes
of June 2, 1958 meeting.

MR. RHOADES: "However, we would have to, under our own resolution, terminate all of this business before the 29th of June."

MR. DISESA: "Well, you would have to do that anyhow. You now only have one more 30 day waiting period. Then, of course, you could act the very next day if you so wished."

MR. RHOADES: "Let's ask this question, particularly because I think that any suggestions along that line would probably have to come from Mr. Macrides. Do you intend to make any suggestions for changes?"

MR. MACRIDES: "Yes, I do."

MR. RHOADES: "Consequently, perhaps we had better just stop where we are, on the advice of Counsel, and proceed to whatever changes that Mr. Macrides has to suggest, and, we will follow the advice of Counsel -- and if these suggestions of Mr. Macrides

May 4, 1959

are adopted, we will return the whole report to the Charter Revision Commission for a joint meeting with at least a part of our Board, for further consideration.

"Mr. Macrides - suppose we desist from this procedure and go back to the items where you can suggest either changes or returning the item to the Commission for further consideration."

MR. MACRIDES: "I think -- my feeling is that with the report that we have had -- with the interpretation of the Charter that we have had, from the Corporation Counsel, and our resolution, that the Charter Revision Commission acted illegally in rejecting the several provisions which it did reject. My feeling is that these should be sent back to the Charter Revision Commission. We have already indicated our interest in the passage of these things by vote of at least 27 members, and I think that they should all go back to the Charter Revision Commission for further action by them....along the lines of the action that they have already taken on the existing provisions.

"So I would therefore MOVE at this point that the Charter Revision Commission rejections be sent back to them." Seconded by Mr. Murphy.

MR. RHOADES: "Briefly, Mr. Macrides, what ARE the items? The members most certainly cannot vote on such a measure without knowing what they are voting on."

MR. MACRIDES: "The point I am making is that they have ALREADY voted on these matters by a vote of at least 27."

MR. RHOADES: "That is correct, but will you point out which items were rejected?"

MR. MACRIDES: "First of all was the language in Section 401 which has to do with the Mayor's powers to remove the Corporation Counsel, or to remove any appointive Department Head."

MR. RHOADES: "That item was rejected by the Charter Revision Commission."

MR. MACRIDES: "The second was the amendment that certain provisions in Chapter 50 to give continuity to the membership of the Board of Public Safety."

MR. RHOADES: "Yes."

MR. NOLAN: "Well - I'm just wondering. According to the way I would read the report of the Corporation Counsel.....that they (the Charter Revision Commission) didn't act within their legal rights. They were supposed to draft a Charter change and they didn't do it. So, I am wondering if this amounts to a change. They didn't send us on what they properly should have sent us on."

MR. RHOADES: "It would certainly require a conference of the Commission and of our Charter Revision Committee, which would, we assume, represent the Board in this matter."

MR. NOLAN: "According to this - I don't think that we have to vote on it or anything else, as long as they haven't acted in the proper fashion."

MR. RHOADES: "Perhaps that is a very simple way, Mr. Macrides, in which this whole thing can be done. If we merely move to return the report to them and then ask for a joint meeting with our Charter Revision Committee, representing the appointing authority, and the Charter Revision Commission. Perhaps it can then be worked out in such a conference. It is called for anyway in the Bill. Mr. DiSesa, does that sound like a reasonable way in which to handle this? If we vote merely to return this and ask for a joint meeting.... You see, the point is - it is not a matter of change.

They have rejected certain items. Now, according to the Corporation Counsel in his interpretation of the law, they did not have the right to do so. We, therefore wish to work that matter out."

MR. DISESA: "It is a case where you could make recommendation to the Commission for such change in such report. If you want to change the report, you would have to ask them to reinsert those items which they have rejected -- I think you might run into more problems than you would be merely making a request, or making a recommendation for changes."

MR. RHOADES: "I see. All right - let's try this one: Suppose we pass a motion that the items stricken out by the Charter Revision Commission be restored? This represents a change in their report. This, would then require, without any request on our part - and it could even be set up between the Charter Revision Committee and the Charter Revision Commission----to work out the language of items thus to be restored. Would that do it, Mr. DiSesa?"

MR. DISESA: "I think that probably, at this point, would be the best solution. I won't predict what the legality of the procedure would be."

MR. RHOADES: "We understand that perfectly well. But, what we are trying to find here tonight, without spending a lot of time reading all of these items, as to how we can bring the thing back from the conflict between the two groups. And, this appears to be the simplest way to do it. If we move to restore the items deleted by the Charter Revision Commission, this automatically would call for a conference and would have to come back to us again."

MR. CONNORS: "Mr. Chairman. In other words, if we submit the Charter revisions to the Charter Revision Commission, and they reject any - in other words, we submit seven and they reject three -"

MR. RHOADES: "They can't reject them, Mr. Connors."

MR. CONNORS: "What are they supposed to do?"

MR. RHOADES: "That's a very good question. Mr. Macrides and myself have discussed this matter a great many times over the telephone in the last month or so, and the President feels exactly as you - it seems to leave the Charter Revision Commission with very little except a title."

MR. CONNORS: "Then why do we have a Charter Revision Commission at all?"

MR. RHOADES: "This is just weak language in the Home Rule Act itself. These things seem to always be written that way."

MR. RHOADES: "Mr. Macrides, Mr. DiSesa (Assistant Corporation Counsel) has made this suggestion, which is another amendment to the motion we are trying to get here: That we do not specify the Charter Revision Committee, so there can be an interpretation as to whether there has to be a joint meeting of the whole Board or not. The language is a little ambiguous there too. Maybe it means the Charter Revision Committee and maybe it means the whole Board."

MR. MACRIDES: "I think that you will find that that restores the original language."

MR. RHOADES: "Then suppose you make a try at a motion, Mr. Macrides."

MR. MACRIDES: "I would MOVE that the Board recommend that the Charter Revision Commission take into account all of the proposed amendments that had originally been

May 4, 1959

referred to the Charter Revision Commission and enact same."

Seconded by Mr. Murphy.

MR. WILENSKY: "I'm in favor of shortening this up, but I think we're doing something wrong when this has not been approved. The Charter Revision Commission spent a lot of time and did a lot of investigating prior to the writing of this report. I'll grant you that the Board of Representatives had 27 votes in favor of every one of these amendments (to the Charter). But, I doubt if it would get 27 votes on all of them again if they were carefully considered. Now, the shot gun approach obviates the consideration of them, one by one, on their merits."

MR. RHOADES: "They will obviously have to be voted on again here eventually, even if we postpone it for another month."

MR. WILENSKY: "Yes, but to turn them back now - you are saying to them that they have to come back with the sort of language which would put them on the referendum."

MR. RHOADES: "This is the ruling of the Corporation Counsel."

MR. WILENSKY: "We are perfectly liable to turn down any one of them?"

MR. RHOADES: "No - that is not correct. No sir. You are not at liberty to turn down any of them."

MR. WILENSKY: "We have to act on them all?"

MR. RHOADES: "That is correct. You cannot send back none - you have to send back all. This is the ruling of the Corporation Counsel."

MR. MACRIDES: "We can vote them down after they come back to us."

MR. CONNORS: "Is it a question of how many votes you need here tonight on each of these items?"

MR. RHOADES: "We have nothing to vote on tonight."

MR. CONNORS: "Then, in other words, Mr. Macrides is just reading them tonight?"

MR. RHOADES: "That's correct. The Chair is responsible, partly, for this situation, although he thinks that the people who wrote the Act were the ones who were really responsible for it."

"It appears now, according to Mr. DiSessa's ruling, which certainly is correct, that we have no business voting on these items if we do not intend to accept the whole thing just as it is. If we are going to make any suggestions whatever, or changes in the whole report, it then has to go back to the Charter Revision Commission for a joint meeting with the Board or the Charter Revision Committee, as the case may be."

MR. HUIZINGA: "Mr. President, I think that the simplest way to handle this whole situation, if I understand correctly what Mr. Wilensky is saying-----. We are voting on something here and we might not get the same number of votes. I don't think this is properly before us. I am hoping that this motion will be withdrawn. I think that the simplest way to resolve this whole matter is this - that the thing was given to the Commission. They didn't act legally, according to the interpretation of the Corporation Counsel, in bringing to us this report that they did bring. So, that report has now been made and is a matter of record. So, why can't the Board, before taking any action on anything tonight, just forget the whole matter - and take no

action tonight and at our next meeting, have them come in and bring the report which they are legally compelled to bring in?"

MR. MACRIDES: "This is the earlier suggestion made by Mr. Nolan and at that time Mr. DiSesa said that this would perhaps complicate things."

MR. HUIZINGA: "Well, if we take no action whatsoever on the report which you have made so far is withdrawn, then it stands exactly as it does when it was first put before us, does it not?"

MR. MACRIDES: "That's where the complication comes in...."

MR. RHOADES: "Mr. Macrides, if we took no action tonight. If we authorize our Charter Revision Committee to meet with the Charter Revision Commission to straighten out this whole business. If we took no action tonight and merely postponed it until the June meeting, would anything....."

MR. MACRIDES: "Then we are running afoul of one particular provision - one that requires such action within 15 days after public hearing."

MR. RHOADES: "So, it appears, Mr. Huizinga, that we have to return this to the Charter Revision Commission - we have no choice."

MR. BAKER asked if Mr. Macrides motion had been seconded. He was told it had been seconded by Mr. Murphy.

MR. BAKER: "Then, I'll speak to the motion. I think we should refer this back to the Charter Revision Commission, together with a copy of the Corporation Counsel's ruling, so that they might consider it in the light of his ruling. This is not taking action on the report. It is merely referring it back to them."

MR. MACRIDES: "This is exactly what Mr. Huizinga said."

MR. MACRIDES: "I think here again that you are running into one other complication - the fact that the Charter Revision Commission is supposed to have reported back to us by tonight. If you say that you have no report then you are in trouble there also."

MR. RHOADES: "The suggestion which Mr. DiSesa made previously seems like a reasonable one, if anything is reasonable here tonight. That is, that this Board merely vote to restore the deleted items and this automatically sends the report back to the Charter Revision Commission and calls for a joint meeting. That is just a simple motion that the deleted item be restored be made here tonight by this Board, which will satisfy the 15 day law, keep it from being automatically all being accepted by our failure to act. It is just a simple motion to restore the deleted items, which will automatically produce a general conference."

MR. NOLAN: "I'll make that motion."

MR. RHOADES: "All previous motions are hereby withdrawn, and all previous votes having been cancelled, MR. NOLAN MOVES that we restore the deleted items in this report."

Seconded by Mr. Kolich.

MR. FORTUNATO said the Commission wanted any recommendations of the Board.

MR. RHOADES said there would be a joint conference on that, in regard to the deleted items.

May 4, 1959

VOTE taken on Mr. Nolan's motion. CARRIED unanimously.

MR. MACRIDES MOVED to delegate to the Charter Revision Committee full authority to act for the Board of Representatives.

Seconded by Mr. Nolan and CARRIED unanimously.

URBAN REDEVELOPMENT COMMITTEE:

MR. NOLAN recommended that two additional members be added to this Committee as follows: and so MOVED. Seconded by Mr. Russell and CARRIED unanimously:

MR. EDWARD P. WYNN, JR. (Democrat)

MR. ELLIS B. BAKER (Republican)

MR. MACRIDES asked that the Board go back to the last item in the report from the Charter Revision Commission in order to complete their report which was considered previously.

MR. MACRIDES MOVED that the following particular amendment be dropped. Seconded by Mr. Kolich and CARRIED unanimously:

Under Sec. 735 amend (1) to read: "For the classification of all positions in the classified service and a pay plan for such positions, with a separate classification and pay plan for the members of the protective services, namely, the fire and police force."

Re: First item considered in report of the Charter Revision Commission concerning residence in Stamford as requisite for continuance in office, either elective or appointive.

MR. MACRIDES MOVED that this be APPROVED with the following recommended wording, which motion was duly seconded and CARRIED unanimously:

- (1) To make it clear that continued residence in Stamford is generally a requisite for continuance in office, elective or appointive, it is recommended that Section 706 of the Charter be amended to read:

Sec. 706 Qualifications.

Every person elected or appointed to office shall be and remain a resident elector of the City of Stamford and if such officer shall cease to be such a resident elector his office shall be deemed vacant, except in such specific cases as the Board of Representatives may suspend this requirement for appointive offices.

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS:

MR. RHOADES: "Almost all of this has been covered already; except that we have received today a letter from the League of Women Voters which has been referred to the Fiscal Committee, favoring reassessment - the money in the budget for reassessment."

"We also have received a letter from Senator Raiteri on the Planning and Zoning Bill."

Mr. Baker - do you have that letter? This was, in effect, a Bill which would withdraw all the decisions of local planners completely. We have received a very complete answer from Mr. Raiteri, which I think should be read."

MR. RHOADES read Mr. Raiteri's letter, which stated that Mr. Raiteri had made inquiries about this Bill and if it were passed it would completely eliminate all Planning & Zoning Boards and also void any regulations adopted by these Boards. This would mean that Stamford would then operate under the provisions of the General Statutes instead of its own Planning & Zoning Boards. The letter further stated that Mr. Raiteri was opposing this Bill and had reason to believe that the Bill would not be passed.

OLD BUSINESS

MR. BLOIS brought up the matter of neglected cemeteries. He read from the General Statutes, 350. Sec.1. on Care of Cemeteries by Cities and Towns. It was explained that this matter was still in the hands of the Committee and a report would be forthcoming in the near future.

NEW BUSINESS

Re: Bill No. 163 - An Act Providing for Publication of Municipal Ordinances and Special Acts

MR. BAKER spoke in regard to the above Bill. He said this Bill was no threat to Stamford, as we already comply with the provisions.

Re: Invasion in Building Trades by members of Police and Fire Departments

MR. GERONIMO: "It has been brought to my attention by many of my friends and associates in the Stamford Building Trade, the subject matter with which they are deeply concerned. If it is allowed to continue it can become a serious threat to their livelihood. In view of the limited amount of work, there is an invasion and competition, not only in the field of the building trades, but also in other forms of local employment. These fields are being invaded by members of our Police and Fire Departments on their off duty time on a competitive bidding basis. If this is allowed to continue, it will be a serious threat."

Mr. Geronimo MOVED that this be referred to the Personnel Committee. Seconded by Mr. Nolan.

MR. KETCHAM said he believed in free enterprise and that it is the right of each individual to do as he sees fit. However, he said from what Mr. Geronimo has presented, it indicates unique working conditions whereby some of the municipal employees can take advantage of certain opportunities and would recommend that this be looked into.

VOTE taken on Mr. Geronimo's motion. CARRIED.

10th Anniversary of Board of Representatives:

MR. RHOADES: "This is the 10th anniversary of this Board. Steve Kelly and George Connors have been on it for ten years. It is a long, long time. There are other members present and one or two who are absent who have served for four terms, some for two and some for only a couple of months. The City of Stamford has been very fortunate indeed in the caliber of the men who have served on this Board.

"The President took the trouble to go back through the records of the past ten years to observe the names of people who have served on this Board. They are a very distinguished company.

May 4, 1959

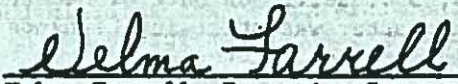
"There may have been some doubt among the people at the time of Consolidation when a 40 man Board of Representatives was set up. There were some who said that it couldn't be done, but it has been done and very successfully indeed and we have the right to be proud - proud of the fact that we serve long hours with no pay for no return except the satisfaction of knowing that we are doing a good job for the City of Stamford. I believe that we have a right to be proud."

At the time of Adjournment, Mrs. Zuckert and Mrs. Horner served the Board members with refreshments in honor of the 10th Anniversary of the Board.

ADJOURNMENT:

Upon MOTION, duly seconded and CARRIED, the meeting was adjourned at 11:10 P.M.

Respectfully submitted,


Velma Farrell, Executive Secretary

APPROVED:


Norton Rhoades, President