

Minutes of October 3, 1960
Meeting of Board of Representatives
Stamford, Connecticut

2915

A regular meeting of the Board of Representatives of the City of Stamford was held on Monday, October 3, 1960, in the Cafeteria of the Dolan Jr. High School, Toms Road, Stamford, Connecticut. The meeting was broadcast over Radio Station WSTC.

The meeting was called to order at 8:15 P.M. by the President, John R. Nolan.

INVOCATION: Given by Rev. Hendricks M. Osborne, North Stamford Congregational Church.

ROLL CALL was taken by the Clerk. There were 31 present and 9 absent at the calling of the roll. However, four members arrived later, changing the roll call to 35 present and 5 absent.

Absent were: Benjamin Kozlowski, Bernard Geronimo, Allen Shanen, Raymond Mazza and Stuart Palmer.

Minutes of meeting held September 15, 1960:

The President announced that the Minutes were not yet complete, therefore acceptance would be delayed until the next meeting.

COMMITTEE REPORTS:

STEERING COMMITTEE REPORT - MEETING HELD MONDAY, SEPTEMBER 26, 1960

The following report of the above Committee was presented by John R. Nolan, Chairman, who requested that it be read by Mrs. Farrell:

The Steering Committee of the Board of Representatives held a meeting in the Mayor's office, City Hall, on Monday, September 26, 1960.

The meeting was called to order at 8:00 P.M. by the Chairman, John R. Nolan.

Present were: John Nolan, Chairman; Daniel Reback, Henry Nolan, George Russell, William Murphy, John DeForest, Paul Shapero, Eleanor Austin, Steve Kelly, Peter Sileo and William Ivler.

The absent members were Clyde O'Connell, Rutherford Huizinga, Bernard Geronimo.

The following matters were discussed and acted upon:

- (1) All fiscal matters approved by the Board of Finance at their meeting held Thursday, September 22, 1960 were REFERRED TO THE FISCAL COMMITTEE AND OTHER COMMITTEES CONCERNED.
- (2) Proposed Ordinance concerning removal or demolition of any structures, etc., on park lands. (Brought up under "New Business" at the Sept. 15th meeting) REFERRED TO LEGISLATIVE & RULES COMMITTEE.
- (3) Code of ethics for members of City Boards and Commissions on conflict of interest.

The above matter was brought out of Committee by the Chairman of the LEGISLATIVE & RULES COMMITTEE and ordered placed on the Agenda.

- (4) Stamford Labor Council - Letter dated Sept. 24, 1960 - Request for enactment of a Statute to prohibit professional strike breaking, similar to the Pennsylvania law. REFERRED TO LEGISLATIVE & RULES COMMITTEE.
- (5) Parking Authority - Letter of Sept. 1, 1960 requesting approval for installation of meters on C'inton Avenue Extension. REFERRED TO HEALTH & PROTECTION COMMITTEE.
- (6) Parking Authority - Letter of Sept. 20, 1960 requesting approval for installation of meters on east side of Broad Street, from Atlantic Street to Gay Street. REFERRED TO HEALTH & PROTECTION COMMITTEE.
- (7) Petition from residents of NEWFIELD AVENUE AREA, dated Sept. 11, 1960 regarding unsanitary conditions. REFERRED TO HEALTH & PROTECTION COMMITTEE.
- (8) Septic Disposal Systems - Letter from Planning Board dated Sept. 7, 1960 concerning septic disposal systems. REFERRED TO HEALTH & PROTECTION COMMITTEE AND PLANNING & ZONING COMMITTEE.
- (9) Fredericks Street - Bad Drainage condition:

This matter was discussed, but no action taken for the reason that the request for the appropriation of \$36,220.00 contained in the Mayor's letter received Sept. 20, 1960 (undated), was rejected by the Board of Finance at their meeting held Sept. 22, 1960.
- (10) Petitions for road acceptance - Also, old roads that have not been accepted as public streets. REFERRED TO PLANNING & ZONING
- (11) Mr. Kelly presented a request for the acceptance of Soundview Avenue, Carter Drive, Wardwell Street and Tupper Drive. REFERRED TO THE PLANNING AND ZONING COMMITTEE.
- (12) APPEAL to Board of Representatives - Application of ANTHONY MARCO, No. 60-024 (Newfield Swim Club) - Letter from ZONING BOARD, dated Sept. 15, 1960, concerning referral of above appeal from action taken by Zoning Board. Also attachments of excerpts from Minutes of Zoning Board meetings of August 8, 1960 and August 22, 1960, and transcript of testimony of public hearing. (Note Received on September 16, 1960, with exception of transcript of testimony of public hearing, which was received on September 21, 1960) REFERRED TO PLANNING & ZONING COMMITTEE AND LEGISLATIVE & RULES COMMITTEE.
- (13) Corporation Counsel Opinion - Received Sept. 26, 1960 - Concerning APPEAL to Board of Representatives on decision of Zoning Board on above application of ANTHONY MARCO (Newfield Swim Club) Giving opinion on above matter, requested by the President on whether or not the Board of Representatives has the right to act on an appeal from the action of the Zoning Board on this matter, his opinion being that the Board does have the right to act. REFERRED TO PLANNING & ZONING COMMITTEE AND LEGISLATIVE & RULES COMMITTEE.

- (14) Urban Redevelopment Commission - EAST MEADOW STREET PROJECT - Sale of land - Mayor's letter of Sept. 19, 1960 concerning approval of contracts for sale of land in above project - 2.1 acres of land to Dominick W. Telesco, et al; and 2.2 acres of land to William H. Tandet. REFERRED TO URBAN REDEVELOPMENT COMMITTEE.

- (15) Colonial Road - Parking on both sides near bowling alleys.

Mr. Carey brought this matter up. REFERRED TO THE HEALTH & PROTECTION COMMITTEE

There being no further business to be brought before the Committee, the meeting adjourned at 9:20 P.M.

JOHN R. NOIAN, Chairman
Steering Committee

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APPOINTMENTS COMMITTEE:

MRS. AUSTIN, Chairman, presented the report of the above committee, at meeting held this evening, preceding the Board meeting. Present were: Mrs. Austin, Chairman; and Messrs. Callahan, Georgoulis, DeForest and Shapero. The committee met with the appointmentees and approved the appointments of Mr. James Turrentine as a member of the Urban Redevelopment Committee and the re-appointment of Dr. James Costanzo to the post of Health Commissioner of the City of Stamford, both appointments being for a five year period.

For the reason that these matters are not on the Agenda, MRS. AUSTIN MOVED for suspension of the rules in order to act upon the appointment as requested in the Mayor's letter of Sept. 30, 1960, concerning the appointment of Mr. Turrentine. Seconded by Mr. Sileo and CARRIED.

MRS. AUSTIN presented the name of the following and MOVED for confirmation of the appointment. Seconded by Mr. Kelly who spoke in favor of this appointment.

MR. SHAPERO also seconded the motion and spoke in favor of the appointment.

- (1) JAMES L. TURRENTINE (Democrat), residing on 3052 High Ridge Road, as a member of the URBAN REDEVELOPMENT COMMISSION. Term expiring August 7, 1965. (Succeeding Edward Benenson)

The tellers distributed the ballots, with the following vote on the above appointment:

CARRIED by VOTE: 31 in favor
2 Opposed

MRS. AUSTIN presented the name of Dr. James J. Costanzo, for Health Commissioner and MOVED for suspension of the rules in order to consider this appointment, as requested by the Mayor in his letter dated Sept. 30, 1960. Seconded by Mr. DeForest.

MR. IVLER spoke in opposition to bringing this matter up under suspension of the rules, because of certain matters before the Health & Protection Committee - (1) Enforcement of Ordinance No. 65; (2) The septic tank situation, and action or

inaction of the Health Department; (3) Rodents and vermin infestation in the Southeast Quadrant-----

MR. SCARELLA objected to the discussion of matters that the Health and Protection Committee were considering in committee. He said he saw no bearing upon the matter now before the Board - that of suspension of the rules. He said at the time this appointment is before the Board is the time for Mr. Ivler to speak and not now, and that the discussion by Mr. Ivler is not germane to the question on the floor.

The President said he would not rule Mr. Ivler out of order, but to confine his remarks to the question before the Board - the matter of suspension of the rules to bring this matter up.

MR. IVLER said he did not think he had varied from the issue - that these matters are now being considered in Committee. He said he thought the Board should not be asked to suspend the rules until the Committee has reported out on matters concerning the Health Department. He urged that the members vote against suspension of the rules.

MR. SCARELLA spoke in favor of suspending the rules, in order to hear from the Appointments Committee, who had interviewed Dr. Costanzo.

MR. DEFOREST objected to what he termed casting reflections on the man whose appointment had been recommended by the Mayor. He said it was almost "indicting him without hearing the evidence". He spoke in favor of suspension of the rules.

MR. BAKER said it would do no harm to hold this matter up until after the Committee had completed their investigation of the items now before them, which might, or might not reflect on the administration of the Health Department. He urged that no action be taken until after the committee had completed their investigation.

the Health & Protection Committee

MR. SCARELLA said this Board had not ~~been~~ empowered to investigate the Health Department and objected to the use of the word "investigation".

The President said Mr. Scarella was out of order.

MR. CONNORS spoke in favor of suspension of the rules. He said it was his opinion that the Health Commissioner had been doing a wonderful job. He said the matter of infestation by rodents and vermin in the Southeast Quadrant has been a problem for the past 30 years. He said the Health Department cannot be blamed for the problem.

VOTE taken on suspension of the rules in order to take up the following matter.
CARRIED.

(2) DR. JAMES J. COSTANZO, 23 Second Street - Re-appointment as Health Commissioner. Term ending August 1, 1965.

MRS. AUSTIN, Chairman, said the Committee met with Dr. Costanzo, and having interviewed him, recommended by unanimous vote this reappointment.

The Tellers distributed the ballots.

MR. IVLER spoke at some length and said he was not in favor of the appointment at this time and cited his reasons.

MR. DEFOREST spoke in favor of the appointment, and MOVED THE QUESTION.

The President said he would not allow the question to be moved while there were speakers that still wished to be heard.

MR. SCARELLA spoke in favor of the appointment. He said the question before the Board was the qualifications of the appointee and he thought that had been proven through many years of service to the city through many former administrations. He spoke at some length.

MR. CALLAHAN MOVED THE QUESTION. Seconded by Mr. Sileo and CARRIED.

VOTE taken on the appointment of Dr. Costanzo. CARRIED by a vote of 21 in favor, 12 opposed with 1 abstention, there now being 34 present.

FISCAL COMMITTEE:

MR. REBACK, Chairman, presented his committee report. He said a meeting was held September 29, 1960. Present were: Messrs. Connors, Ivler, Sileo, Callahan, McLaughlin and Reback. Absent were: Mr. Huizinga and Miss Farina.

- (1) \$3,816.00 - HEALTH DEPARTMENT - Salary Account, Code 420.1 - For employment of Clerk-Stenographer, Grade II, due to additional work load (Mayor's letter 7/28/60) (Deferred at 9/15/60 meeting) ALSO REFERRED TO HEALTH & PROTECTION COMMITTEE)

MR. REBACK MOVED for approval of the above request. Seconded by Mr. Connors.

MR. IVLER spoke on the above matter. He said he was Vice Chairman of the Fiscal Committee when this was taken up last month. He said at that time the vote was 4 in favor, with one abstention - Mr. McLaughlin not voting. He said that as Chairman of the Committee he did not vote on this. His feeling at that time was the request was totally inadequate and that the department definitely needed more help to do a better job. He said he approved this now, but with the understanding that we are not giving the Health Department the help that they need.

MR. BAKER, Chairman of the Health & Protection Committee, said he had no objection to approval of the request.

VOTE taken on the above requested appropriation. CARRIED unanimously.

- (2) \$6,000.00 - REGISTRARS OF VOTERS - To cover cost of Congressional primary held July 27, 1960 (Mayor's letter 7/28/60) (Deferred at 9/15/60 meeting) ALSO REFERRED TO EDUCATION, WELFARE & GOVERNMENT COMMITTEE)

MR. REBACK MOVED for approval of the above matter. Mr. Ivler said a meeting of the Education, Welfare & Government Committee was held very informally this evening and approved the granting of this request, and seconded the motion. CARRIED unanimously.

- (3) \$678.00 - CIVIL DEFENSE DEPARTMENT, Code 444.1, Salaries (Mayor's letter 9/15/60)

MR. REBACK MOVED for approval of the above request. Seconded by Mr. Callahan and CARRIED unanimously.

- (4) \$27,355.86 - DEPARTMENT PUBLIC WORKS - Code 412.F, Street Lighting Installation in Waterside, Cove and Shippan area (Mayor's letter 9/15/60) ALSO REFERRED TO PUBLIC WORKS COMMITTEE

MR. REBACK MOVED for approval of above request. Seconded by Mr. Connors. Mr. Nolan, Chairman of the Public Works Committee, said his committee concurred in the approval.

MR. HUIZINGA asked whether or not the Lighting Company assumed the cost of street lighting installations. He thought that all the city paid for was the electricity. He asked for details on this appropriation.

MR. MURPHY said he thought this was for the cost of electricity used.

MR. IVLER said he was sorry Mr. Huizinga had not attended the meeting of the Committee, because Mr. Canavan, the Public Works Commissioner had been present at the meeting and had taken a great deal of time to explain this matter. He said the Mayor's letter had been very specific in explaining this in detail. In order not to have any misunderstanding, he requested that the Commissioner of Public Works be allowed to explain this to the members, as it had been his definite understanding that this was for installation. He MOVED to hear from Mr. Canavan. Seconded and CARRIED.

MR. CANAVAN addressed the Board at this time. He said there is an initial cost of installing street lighting, also for all changes, and the city pays a fixed price for this work.

MR. HUIZINGA asked if this was for taking down lights and putting up new ones in their place - that it was not for new lights.

MR. CANAVAN replied "yes".

There was some discussion of why this item was not in the annual budget. Mr. Huizinga said he had never seen anything in the budget for the actual cost of lighting installation and that the only cost he had ever seen in the budget was for electricity.

MR. CANAVAN said this was not carried as "electricity" but was carried as "Street Lighting" and that it was not only for electricity but for the cost of installation. He explained that when a new subdivision goes up and the city has to install street lights, they pay for the cost of installation, plus the increased billing to the city for the additional electricity used.

MR. HUIZINGA inquired if the Lighting Company ever paid for the cost of installing street lighting.

MR. CANAVAN replied that only in the case where a road was widened and the poles had to be moved, the lighting company did this at their own expense.

MR. CONNORS informed the members that some time ago the Board of Representatives requested the Power Company to make a survey and the results of the survey have been given to the city and now the Board is starting to haggle over the price. He explained that the question of poor lighting had been before this Board many times in the form of petitions and complaints from residents and that the people want adequate street lights - that in some cases people are afraid to walk down streets because of poor lighting. He said the members had been fighting for many years to obtain decent street lighting for the residents - that the Board had asked for a survey to start a program of the installation of adequate street lighting and this is part of the results of the survey. He said it was a continuing thing to give the residents safe and well lighted streets and would probably continue for some time. He explained at some length.

MR. IVLER said that when the Committee interviewed Mr. Canavan, he had gone into great detail to explain that this was the beginning of a survey that had been instituted by the Board of Representatives when they requested the Hartford Electric Light Company to do a survey of the city to find out just what was needed to obtain better and adequate lighting. He said it was his understanding that this would now give the whole of the city better street lighting up to south of the Turnpike; that the procedure had been well thought out and is following a very definite pattern, until the whole city will have been surveyed and the street lighting brought up to adequate standards.

After a great deal of further debate, a VOTE was taken on item #4 as previously moved by Mr. Reback and CARRIED unanimously.

- (5) \$12,000.00 - DEPARTMENT PUBLIC WORKS - Code 412E.22, Street Cleaning, new equipment (REDUCED by Board of Finance from \$24,000.00 requested) (Mayor's letter 9/15/60) ALSO REFERRED TO PUBLIC WORKS COMMITTEE

MR. REBACK MOVED for approval of the above request. Seconded by Mr. Sileo. Mr. Henry Nolan, Chairman of the Public Works Committee, said his committee approved of this request. CARRIED unanimously.

- (6) \$5,900.00 - DEPARTMENT PUBLIC WORKS - Code 414B.18 to renovate old incinerator building on Magee Avenue (Mayor's letter 9/19/60) ALSO REFERRED TO PUBLIC WORKS COMMITTEE

MR. REBACK MOVED for approval of this request. Seconded by Mr. Cole. Mr. Henry Nolan said the Public Works Committee concurred in the approval. CARRIED unanimously.

- (7) \$3,000.00 - Amendment to 1960-1961 Capital Projects Budget by TRANSFERRING above sum from Seaside Avenue sanitary sewer appropriation to the Fairfield Avenue sanitary sewer appropriation (Mayor's letter 9/21/60; ALSO REFERRED TO PUBLIC WORKS COMMITTEE

MR. REBACK pointed out that this is not a request for funds, but for a transfer of funds that have already been appropriated by this Board for sewers.

Mr. Henry Nolan, Chairman of the Public Works Committee, said his committee concurred in recommending the approval of this transfer.

The following resolution was offered for adoption, and upon MOTION by Mr. Reback, seconded by Mr. Henry Nolan, it was CARRIED by unanimous vote:

RESOLUTION NO. 314

AMENDING 1960-1961 CAPITAL PROJECTS BUDGET
TO TRANSFER \$3,000.00 FROM SEASIDE AVENUE
SANITARY SEWER TO THE FAIRFIELD AVENUE SANI-
TARY SEWER APPROPRIATION

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, in accordance with Section 611.5 of the Stamford Charter, to approve an amendment to the 1960-1961 Capital Projects Budget for the transfer of funds in the amount of \$3,000.00 from the Seaside Avenue Sanitary Sewer appropriation to the Fairfield Avenue Sanitary Sewer appropriation.

- (8) \$16,202.00 - PEPPER RIDGE PLACE - Improvements in conformity with Resolution No. 332 adopted at the Sept. 15, 1960 Board meeting (See Section 643 of Charter, Chapter 64) (Mayor's letter 9/21/60) (ALSO REFERRED TO PLANNING AND ZONING COMMITTEE AND PUBLIC WORKS COMMITTEE)

MR. REBACK explained that this is in accordance with the request of the property owners on this street. He said the city is to pay \$6,450 of the cost and the property owners \$9,752 as their share, to be paid over a ten year period, on a tax basis.

MR. REBACK MOVED for approval of the request. Mr. Russell, Chairman of the Planning and Zoning Committee, and Mr. Henry Nolan, Chairman of the Public Works Committee, said their committees concurred in approving this request. Mr. Nolan and Mr. Russell seconded the motion. CARRIED unanimously.

- (9) \$214.00 - DEPARTMENT OF CIVIL SERVICE - Code 731.1, Salary Account - Reclassification of Secretary, Grade S-9 to Executive Secretary, Grade S-10, effective July 1, 1960 (Approved by Personnel Commission) (Mayor's letter 5/19/60)

MR. REBACK MOVED for approval of the above request. Seconded by Mr. Connors and CARRIED unanimously.

- (10) \$650.00 - DEPARTMENT OF HEALTH - Code 420.1 Salary Account - Grade increase in position of Bacteriologist from Grade S-18 to Grade S-20, effective July 1, 1960 (Approved by Personnel Commission) (Mayor's letter of 5/25/60)

MR. REBACK MOVED for approval of the above request. Seconded by Mr. Shapiro and CARRIED unanimously.

- (11) \$2,846.72 - Pension - Fireman LAWRENCE D. HOGAN - Fiscal year 1960-1961 (In accordance with Special Act No. 235) 50% of annual salary of \$5,693.43 (Mayor's letter of 5/24/60)

MR. REBACK MOVED for approval of the above request. Seconded by Mr. Callahan and CARRIED unanimously.

MR. KELLY asked Mr. Reback, through the Chairman, if the appropriation of \$18,581 which was passed by the Board of Finance at their meeting held Friday evening, September 30, 1960 was going to be brought up tonight by the Fiscal Committee.

MR. REBACK said he had heard that this was passed by the Board of Finance, through a copy of a communication he had received late this afternoon, and by reading the newspaper.

MR. KELLY urged that this matter be brought before the Board this evening, in order that work may be started before cold weather and frost sets in.

MR. KELLY MOVED for suspension of the rules to take up this matter:

- (12) \$18,581.00 - Amendment to 1960-1961 Capital Projects Budget by adding thereto an item to be known as "Reconstruction of the Horse-shoe Beach Building" in Cove Island. (Requested in Mayor's letter of 9/15/60)

MR. MACRI spoke in favor of suspension of the rules and seconded Mr. Kelly's motion.

MR. MURPHY spoke in favor of suspension of the rules.

MR. BAKER spoke in favor of suspension of the rules.

MR. IVLER spoke in favor of suspension of the rules.

MR. REBACK said there was no question in his mind that there was a great need for this improvement at Horseshoe Beach, but there was also a great question in his mind as to the severe emergency. He said the Fiscal Committee spends a great deal of time in trying to investigate all of the various items that are requested. He asked the President what other Committees would have been involved in this requested appropriation.

The President stated that would probably be the Parks & Recreation Committee. He said the Board could take this matter up by a two-thirds vote.

MR. REBACK said he wished to bring out the fact that while this may appear to be a great emergency, it is now close to nine months since this work has begun to complete this and it was not truly an emergency. He said he thought the use of suspension of the rules should be guarded carefully and he did not consider it necessary for this particular project to take it up without a meeting of the Fiscal Committee to give them a chance to report on it to the Board before taking action.

MR. CONNORS said (quoting from the Mayor's letter) "I would appreciate it if your Board would act on this matter at your October meeting so that the construction of this improvement can be started before cold weather sets in." He said he thought this was an emergency because we are now running into cold weather and they are now laying pipes in the ground.

MR. HUIZINGA said he opposed taking these matters up without prior study by the proper Committees and opposed suspension of the rules.

MR. DEFOREST opposed suspension of the rules.

VOTE taken on suspension of the rules to consider this matter. CARRIED.

There being some question as to the proper wording of the resolution to be adopted, a five minute recess was declared in order to present a resolution.

The President declared a recess at 9:40 P.M. in order to draft the proper resolution, it being MOVED, seconded and CARRIED that a recess be held at this time.

The recess being over, the President read the following resolution: MR. KELLY MOVED for its approval, seconded by Mr. Ivler and CARRIED unanimously:

RESOLUTION NO 335

AMENDMENT TO CAPITAL PROJECTS BUDGET FOR
1960-1961 BY ADDING THERETO AN ITEM TO BE
KNOWN AS "RECONSTRUCTION OF THE HORSESHOE
BEACH BUILDING", COVE ISLAND, IN THE AMOUNT
OF \$18,581.00

BE AND IT HEREBY IS RESOLVED by the Board of Representatives of the City of Stamford, pursuant to Section 611.5 of the Stamford Charter, to approve an amendment to the 1960-1961 Capital Projects Budget by adding thereto an item in the amount of \$18,581.00 to be known as "RECONSTRUCTION OF THE HORSESHOE BEACH BUILDING", Cove Island; and

BE IT FURTHER RESOLVED that said sum be raised by a transfer of \$6,785.97 from unexpended Capital balances previously appropriated to the Park Commission and the further sum of \$11,795.03 by an amendment to the 1960-1961 Capital Budget.

MR. IVLER MOVED for suspension of the rules in order to take up the following matter. He said he was in receipt of a copy of a letter dated October 1, 1960 from the Board of Finance, which indicated that they have acted on this matter:

- (13) \$269,460.00 - Amendment to 1960-'961 Capital Projects Budget by adding thereto an item to be known as "The Smith House" (Chronic and Convalescent Hospital) in the amount of \$269,460.00 and appropriation of said sum for that project. (DEFERRED by the Board of Finance at their meeting held Friday, September 30, 1960)

MR. REBACK asked for permission to inform Mr. Ivler of certain facts. He said the above matter and the one just passed by this Board (See Item #12, Resolution No. 335) had been taken up by the Board of Finance at their meeting held Friday, September 30th, but the matter concerning the Smith House had not been approved by the Board of Finance, but had been deferred by them, pending certain additional information, and it would be improperly before this Board to take this matter up prior to action by the Board of Finance.

THE PRESIDENT informed Mr. Ivler that it would be out of order to take this matter up now.

LEGISLATIVE & RULES COMMITTEE:

Mr. Shapero, Chairman, reported on the following matters:

- (1) Proposed Ordinance concerning removal of buildings on park lands.
(Introduced by Mr. Kelly under "New Business" at the Sept. 15, 1960 meeting)

MR. SHAPERO said the Park Commission having heard of this through the press, have asked that they be heard by the Legislative and Rules Committee. In view of that request, it would be kept in Committee for further study.

- (2) Code of Ethics:

MR. SHAPERO said the same provisions were being made in regard to the above matter. He said there was never any intent by the committee to bring a proposal for a code of ethics at this meeting. However, he said he wished to call the attention of the members the fact that his committee was going to consider this proposal at its next meeting, which would be held next Monday, October 10th.

Mr. Shapero said he would appreciate it very much if any member of the Board or any department who are interested in this problem, or city officials notify him if they wish to be present at this meeting in order that the committee may have the benefit of their thinking. He said it entailed some very difficult problems and the committee would appreciate any help they could get.

- (3) Stamford Labor Council - Letter dated Sept. 24, 1960 requesting enactment of legislation to prohibit professional strike breaking.

MR. SHAPERO said this matter would be kept in committee for some further study.

MR. SCARELLA spoke regarding a proposed Code of ethics. He stated it was his opinion that a code of ethics was a moral code and he was of the belief that when members of city boards take their oath of office, it precludes the necessity for the adoption of a code of ethics. He said he wished to suggest that if any member of this Board thinks it necessary to adopt a code of ethics to govern their behavior, that perhaps they should resign. He said he did not think it necessary to adopt such a code and that the oath of office taken by members of city boards and commissions was enough to govern their actions.

The President informed Mr. Scarella that this matter was before the Committee and he was welcome to voice his opinion at the meeting of the Legislative and Rules Committee next Monday evening.

MR. SHAPERO told the members that the next meeting of his committee would be held Monday evening at 8:00 P.M. in the Mayor's office, on October 10, 1960, if he is able to obtain the use of this room; otherwise, the meeting would be held in some other room in City Hall, or his office.

PUBLIC WORKS COMMITTEE:

MR. HENRY NOLAN, Chairman, presented his Committee report of meeting held October 2nd, 1960. All items were matters already reported on under the Fiscal Committee agenda.

- (1) Public Works Department Equipment - List dated July 1, 1960 - List of equipment over ten years old.

MR. HENRY NOLAN said a copy of the above list had been handed to each Board member tonight before the Board meeting. (This is a follow-up of his report submitted at the September 15th Board meeting on the same matter).

- (2) Dangerous situation adjacent to the N.Y.N.H. & H. Railroad between the Post Road and Hamilton Avenue, in vicinity of Lincoln Avenue. (Reported to Mr. Nolan by a Mr. John ~~Storck~~ *Storkla*)

MR. NOLAN said he visited this area yesterday and found a very dangerous situation created during heavy rains when the drainage pipes clog and cellars and yards in the vicinity are flooded. He said he referred the matter to the Commissioner of Public Works. He said his committee will follow up this and keep the Board members informed of action taken.

HEALTH & PROTECTION COMMITTEE:

MR. BAKER, Chairman, reported on the following matters which had been referred to his committee.

- (1) Parking Authority - Request in letter of 9/1/60 for installation of 17 parking meters on Clinton Avenue Extension.

MR. BAKER explained the locality of the proposed installation of meters and the need for same. He said his committee had unanimously approved the request and MOVED for approval. Seconded by Mr. Longo and CARRIED unanimously.

- (2) Parking Authority - Request in letter of 9/20/60 for installation of 12 parking meters on east side of Broad Street from Atlantic Street to Gay Street.

MR. BAKER explained the need for this installation and urged the Board to approve the request. He said it had been unanimously approved by his committee and MOVED for approval. Seconded by Mrs. Austin and CARRIED unanimously.

- (3) Petition - Newfield Avenue area residents (dated 9/11/60 - Concerning unsanitary conditions.

MR. BAKER explained the above matter is still in committee and deals with what amounts to a problem of nearly open sewage in that area. He said the Committee has not yet had the opportunity to investigate this more fully to determine what remedial matters can be taken. He said this inquiry would necessitate contacting the petitioners, the Health Department and the Department of Public Works and the Committee would try to thoroughly explore the problem in order to come before the Board with a report as to what action can be taken to remedy the situation.

- (4) Planning Board - Letter dated 9/7/60 concerning problems connected with septic disposal systems. (Enclosing report and suggestions set forth by Bowe, Albertson & Associates) (Note: One copy received and given to Health & Protection Committee)

MR. BAKER reported that this concerned the same problems in the city as the previous matter, involving the entire city. He said this very situation resulted in the action taken by the Planning Board recently in restricting subdivisions in land where septic systems were called for. He said the Committee would attempt to study the problems involved and come up with some kind of a recommendation.

PLANNING & ZONING COMMITTEE:

(1) Concerning acceptance of roads as city streets.

MR. RUSSELL, Chairman, presented his committee report on the following streets. He said all have been approved by the City Engineer for acceptance, (See his letter dated 9/30/60) and have been inspected and met with the approval of his committee; all maps referred to are filed in the office of the City and Town Clerk.

MR. RUSSELL said the committee recommends acceptance of the following roads as city streets and so MOVED. Seconded and CARRIED unanimously:

DULAN DRIVE - Extending southerly from Mill Road to and including turnaround. Length, approximately 1,200 feet. Width, 27 feet. Map #5926.

MR. RUSSELL said acceptance of this above street was contingent upon the developer meeting certain grading and cleaning requirements on the shoulders.

IDLEWOOD PLACE - Extending southerly from Idlewood Drive to and including a permanent turnaround. Length, approximately 650 feet. Width, 30 feet. Map #6783.

MR. RUSSELL pointed out that there was a minor correction needed here - that one street sign should be corrected - that it is called "Idlewood Place" and should be called "Idlewood Drive".

PROGRESS DRIVE - Extending westerly from Stillwater Avenue to and including a permanent turnaround. Length, approximately 950 feet. Width, 30 feet. Map #6908.

STONY BROOK DRIVE - Extending westerly from West Hill Road to and including a turnaround. Length, approximately 1,010 feet. Width, 27 feet. Maps Nos. 4942, 6275 and 6788.

MR. RUSSELL said the above road was another one of these "carry-over" roads which does not meet the present specifications, but received a waiver of time, allowing it to be accepted under the old road specifications.

MR. RUSSELL said the Committee intends to ascertain very shortly from the Planning Board just how many roads are in this category. He explained that three years ago new specifications were adopted, but they are still getting roads that were built under the old specifications when they were in effect.

Note: Idlewood Place, Progress Drive and Stony Brook Drive are accepted with the provision that the required Maintenance Bonds are filed before release of the Performance Bonds.

(2) Need for street signs throughout city:

MR. RUSSELL said the committee discussed the continuing need for street signs throughout the city. However, he said the committee agrees that Mr. Canavan, the Public Works Commissioner, should be commended for the efforts he has recently made in starting a program to correct this long time problem.

(3) Kramer and Aquila Roads:

MR. RUSSELL said the status of the above roads was brought up by Mr. George Connors at the last meeting. He said the committee reports that the Engineering Department is presently drawing up a list of particulars that are to be presented to the bonding company to bring these roads up to acceptable condition, and the bonding company should have this information within the next couple of weeks.

Mr. Baker asked to be excused at this time, resulting in 34 present.

PARKS & RECREATION COMMITTEE:

MR. KELLY, Chairman, presented his committee report. He said the Committee met the evening of Sept. 28, 1960 with Stephen Kelly and Anthony Esposito present and plans were made to hold a joint meeting of the Park Commission, Hubbard Heights Golf Commission, the Board of Recreation and the Parks & Recreation Committee of the Board.

MR. KELLY reported on the following matters which were referred to his committee:

(1) Indoor Ice Skating Rinks in City:

MR. KELLY reported that the committee attended the last meeting of the Park Commission. The above matter was discussed at this meeting; also the following two matters and very favorable comment on all three problems was made by the Park Commission members, the Superintendent of Parks and the Committee.

In regard to the above subject, he stated that this was discussed at great length and they were reminded that this problem was also before the previous administration at the time Mayor Kennedy was a member of the Park Commission.

Mr. Kelly informed the members that when this matter came up at that time and a proposed skating rink was to be built in Springdale, that the people in the area objected so strenuously that plans were dropped. At that time both the Park Commission and the Board of Recreation went on record as being in favor of this project.

(2) Resurfacing of Tennis Courts in City Parks:

Mr. Kelly reported that the Superintendent of Parks, Mr. Edward Connell, is planning to place this item in the next budget; that they have prepared the courts at Woodside Park for a tournament that is to be held there this fall.

(3) Floodlights for Soft Ball Fields in City:

Mr. Kelly said his committee believes this would be of great help and foresee the need for at least six more baseball diamonds in the immediate future.

(4) Use of Beaches and Recreational Areas by people from out of town:

Mr. Kelly said the Park Commission is planning to try and set up a system at Cove Island to prevent out-of-town people from using city beaches and recreational areas.

MR. KELLY MOVED for suspension of rules to bring up a petition received today from the Retail Merchants' Council of the Chamber of Commerce. He explained the reason for last minute action on this was because the Executive Secretary of the Chamber of Commerce had been in the hospital and didn't get around to doing this earlier as he intended. Mr. Henry Nolan seconded the motion. CARRIED unanimously to present the following matter:

PETITION NO. 271 - Chamber of Commerce Retail Merchants' Council - Christmas Lighting poles and/or arches across major city streets during Christmas Season (Request in letter dated October 3, 1960)

MR. KELLY read the above letter and MOVED this request be granted, providing that all requirements of the Police Department are met and requirements of the Corporation Counsel regarding proper insurance and safeguards to the City are complied with. Seconded by Mr. Connors.

MR. MACRI asked who pays for the electricity used in providing these Christmas lights.

MR. KELLY informed the Board that there are meters on the poles and the electricity used is paid for by the Chamber of Commerce.

VOTE taken on approving the petition submitted by Mr. Kelly. CARRIED unanimously

EDUCATION, WELFARE & GOVERNMENT COMMITTEE:

MR. IVIER submitted his committee report. He said a meeting had been held this evening prior to the Board meeting, with the following members present: Messrs. DeForest, Carey, Truglia and Ivier, Chairman. He said the only matters reported were the ones already discussed and approved by his committee under the Fiscal Committee agenda.

URBAN REDEVELOPMENT COMMITTEE:

MR. CAREY, Chairman, reported that due to shortness of time, a formal meeting of his committee could not be held. However, he contacted all members of his committee and they all unanimously voted to recommend the acceptance of the following resolutions, covering the sale of property in the East Meadow Redevelopment Project.

Urban Redevelopment Commission - Approval of sale of certain parcels of land in the EAST MEADOW STREET REDEVELOPMENT PROJECT (Mayor's letter of Sept. 19, 1960) (Approved by Board of Finance Sept. 22, 1960)

MR. CAREY said he wished to present three resolutions for the Board's approval, as follows:

RESOLUTION NO. 336APPROVAL OF SALE OF CITY OWNED LAND
IN URBAN REDEVELOPMENT COMMISSION EAST
MEADOW STREET PROJECT TO DOMINICK W. TELESKO,
ET AL

BE AND IT HEREBY IS RESOLVED by the Board of Representatives of the City of Stamford that:

We hereby approve agreement between the City of Stamford, acting by and through the Urban Redevelopment Commission of the City of Stamford and Dominick Telesco of the City of Stamford, concerning the sale by the said Urban Redevelopment Commission to said Dominick Telesco, of all its right, title, interest, claim and demand whatsoever, which it, the said Releasor has or ought to have, in or to that certain piece, parcel or tract of land situated in the City of Stamford, County of Fairfield, State of Connecticut, being shown and designated as:

That part of the project area shown as Parcels A and B on a certain map entitled "Property to be conveyed to Dominick Telesco by City of Stamford Urban Redevelopment Commission dated December 1, 1959 Scale 12" = 50' ", which map is now on file in the City and Town Clerk's office of the City of Stamford and therein referred to as Map No. 6894.

Parcel A. contains 0.1416 acres and Parcel B contains 1.0693 acres.

and to approve all of the conditions contained therein; and

BE IT FURTHER RESOLVED that the Chairman of the Urban Redevelopment Commission and/or the Mayor of the City of Stamford are hereby authorized to execute the necessary documents to effectuate the transfer of the aforesaid property.

Mr. Carey's motion for approval of the above resolution was seconded by Mr. Mulreed and Mr. Longo and CARRIED unanimously by the 34 members now present.

(2) The sale of land to William H. Tandet

MR. CAREY MOVED for approval of the following resolution. Seconded by Mr. Murphy and CARRIED by unanimous vote of the 34 members now present:

RESOLUTION NO. 337APPROVAL OF SALE OF CITY-OWNED LAND IN
URBAN REDEVELOPMENT COMMISSION EAST MEADOW
STREET PROJECT TO WILLIAM H. TANDET

BE AND IT HEREBY IS RESOLVED by the Board of Representatives of the City of Stamford that:

We hereby approve agreement between the City of Stamford, acting by and through the Urban Redevelopment Commission of the City of Stamford and William H. Tandet, of the City of Stamford, concerning the sale by the said Urban Redevelopment Commission to said William H. Tandet, of all its right, title, interest, claim and demand whatsoever, which it, the said Releasor has or ought to have, in or to that certain piece, parcel or tract of land situated in the City of Stamford, County of Fairfield, State of Connecticut, being shown and designated as:

That part of the project area shown as Parcel C on a certain map entitled "Property to be conveyed to William Tandet by City of Stamford, Urban Redevelopment Commission dated June 11 1960. Scale 12" = 50' " which map is now on file in the City and Town Clerk's office of the City of Stamford and therein referred to as Map No. 6972.

Parcel C contains two and one thousand, two hundred and eighty-eight ten thousandths (2.1288) acres.

and to approve all of the conditions contained therein; and

BE IT FURTHER RESOLVED that the Chairman of the Urban Redevelopment Commission and/or the Mayor of the City of Stamford are hereby authorized to execute the necessary documents to effectuate the transfer of the aforesaid property.

(3) The sale of land to William H. Tandet

MR. CAREY MOVED for approval of the following resolution. Seconded by Mr. Shapero and CARRIED by unanimous vote of the 34 members now present:

RESOLUTION NO. 338

APPROVAL OF SALE OF CITY-OWNED LAND IN
URBAN REDEVELOPMENT COMMISSION EAST MEADOW
STREET PROJECT TO WILLIAM H. TANDET

BE AND IT HEREBY IS RESOLVED by the Board of Representatives of the City of Stamford that:

We hereby approve agreement between the City of Stamford, acting by and through the Urban Redevelopment Commission of the City of Stamford and William H. Tandet, of the City of Stamford, concerning the sale by the said Urban Redevelopment Commission to said William H. Tandet, of all its right, title, interest, claim and demand whatsoever, which it, the said Releasor has or ought to have, in or to that certain piece, parcel or tract of land situated in the City of Stamford, County of Fairfield, State of Connecticut, being shown and designated as:

That part of the project area shown as Parcel E on a certain map entitled "Property to be conveyed to William Tandet by City of Stamford Urban Redevelopment Commission

dated June 1, 1960. Scale 1" = 50' " which map is now on file in the City and Town Clerk's office of the City of Stamford and therein referred to as Map No. 6972.

Parcel E contains Three hundred and five ten-thousandths (0.0305) acres.

and to approve all of the conditions contained therein; and

BE IT FURTHER RESOLVED that the Chairman of the Urban Redevelopment Commission and/or the Mayor of the City of Stamford are hereby authorized to execute the necessary documents to effectuate the transfer of the aforesaid property.

PICNIC COMMITTEE:

MR. RUSSELL, Chairman, reported that in spite of the bad weather, the Picnic was held on Sunday, September 18th, having been postponed from the previous Sunday because of stormy weather, that everyone seemed to enjoy themselves. Everyone had to make a last minute change from Cove Island, where it had originally been scheduled, to Hibernian Hall on Forest Street.

He reported that after paying all bills, the Committee could favorably report some \$90.00 left over.

MR. RUSSELL said a picnic of this magnitude involved tremendous work on the part of every member of the Committee and many hours of preparation, involving many people beside the Committee itself.

He said the Committee extended their thanks to Ed. Connell and the members of his Park Department for all the inconveniences they were put to for two consecutive weeks, after which they had been forced by the weather to move indoors.

Mr. Russell said the Committee extended to everyone who contributed to the success of the picnic their heartfelt thanks - to name a few: past Board member, Frank Longo, Mrs. Nau and Mrs. Scofield of Sunset Home and a very special thanks to Board member Mrs. Eleanor Austin and her two lovely daughters, Leslie and Jane (applause) who gave many hours to acting as receptionists.

MR. RUSSELL said the Committee felt that inas much as many members of the Picnic Committee were forced to advance money to pay certain bills, that some thought should be given to the formation of a Social Committee to be set up by the Board and that a certain amount of dues should be collected from the members to take care of unexpected expenses such as sending flowers, cards, or holding a dance or picnic.

MR. RUSSELL MOVED that a Social Committee be set up to take care of the aforesaid matters. Seconded by Mr. Murphy and CARRIED.

A rising vote of thanks was extended to the members of the Picnic Committee for their splendid efforts in making the picnic a success.

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS:

The President read the following letter at this time:

Corporation Counsel's Opinion concerning Appeal to Board of
Representatives from Action of Zoning Board Approving in
Modified Form Application of ANTHONY MARCO, No. 60-024
(Dated September 26, 1960)

Mr. John Nolan, President
Board of Representatives
Stamford, Connecticut

Dear Mr. Nolan:

This letter is written in response to the letter dated September 16, 1960 requesting an opinion whether or not the Board of Representatives has the right to act upon an appeal from the action of the Zoning Board in the above matter. The amendment in question was approved by the Zoning Board subject to the provision that it shall not apply to building permits issued prior to the effective date of the amendment,

Although there are weighty and knotty issues involved, in the absence of any precedent of court decisions to the contrary on this question, I am of the opinion that the Board of Representatives has the legal right to act on this appeal.

Very truly yours,
(Signed) ISADORE M. MACKLER,
Corporation Counsel

OLD BUSINESS:

Concerning request for Corporation Counsel's Opinion on powers and duties
of the Board of Representatives per Sec. 452 of Charter

MR. IVLER, who had presented the above under "Old Business" at the September 15, 1960 Board meeting, asked the President whether the Corporation Counsel had been equally as prompt in giving an opinion on the above seven questions which he had submitted at the last Board meeting with a request for his opinion under the powers granted by Sec. 452 of the Charter.

THE PRESIDENT replied that no opinion has, as yet, been received.

MR. IVLER requested that the Secretary of the Board inquire as to what the status of this opinion is.

THE PRESIDENT replied that this would be done.

Concerning report of survey of Public Works equipment and facilities by the
Public Works Committee (Presented by Mr. Henry Nolan at the Sept. 15, 1960
Board meeting)

MR. HENRY NOLAN, Chairman of the Public Works Committee, inquired as to the report he presented at the last Board meeting. He said they would like all members to be familiar with this report.

THE PRESIDENT replied that copies of Mr. Nolan's report has been mailed to all Board members by Mrs. Farrell and she is also making it a part of the Minutes of Sept. 15, 1960 meeting.

NEW BUSINESS.

THE PRESIDENT announced that he had conferred with the Majority and Minority Leaders and the next Board meeting will be held on Tuesday, 1960 for the reason that Election Day is Tuesday, November 8th and follows after the first Monday, which would bring the Board meeting the night before election and to hold the meeting the Monday following would bring the meeting too late in the month.

Concerning request for Corporation Counsel's opinion

MR. IVLER presented a verbal request for an opinion from the Corporation Counsel on the following matters, which was seconded and CARRIED:

- (1) Does the City have the authority and what the legal effect would be, if it has, to include in all City contracts a provision for liquidated damages arising where a contractor fails to complete his job according to the time limits set forth in his contract?

THE PRESIDENT suggested that in the future, opinions to be requested from the Corporation Counsel be brought up at a meeting of the Steering Committee rather than on the floor of the Board.

MR. IVLER presented two more items, to be presented at the next meeting of the Steering Committee;

- (2) Concerning the possibility that the City obtain a limited accident insurance for policemen and firemen who are injured in the line of duty.

MR. IVLER MOVED that the above matter be referred to the Steering Committee at its next meeting for assignment to the proper committee. Seconded by Mr. Kuczo and CARRIED.

- (3) Concerning the situation in regard to the letting out of contracts where there is a delay of time, resulting in the necessity for the request for additional appropriations to cover the cost of the job, because of higher prices and other unforeseen contingencies that may arise because of delay; and why it takes so long to award these contracts.

MR. IVLER MOVED that the above matter also be referred to the Steering Committee.

MR. DEFOREST said he was sure these matters all have merit, but the Steering Committee meetings were not broadcast over the radio. He inquired why they could not better be brought before the Steering Committee rather than taking up the time of the Board at a late hour.

Mr. Ivler's motion was seconded by Mr. Reback and CARRIED.

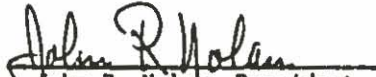
ADJOURNMENT:

Upon MOTION, duly seconded and CARRIED, the meeting was adjourned at 10:45 P.M.


Velma Farrell
Administrative Assistant

vf

APPROVED:


John R. Nolan, President
Board of Representatives

NOTE: The Minutes of the meetings of the Board of Representatives are not transcribed verbatim. However, Audograph recordings of meetings are on file in the office of the Board. Any member wishing to listen to the recordings may do so.

John R. Nolan, President

