

Minutes of March 5, 1962
Meeting of the 7th Board of Representatives
Stamford, Connecticut

3320

A regular meeting of the 7th Board of Representatives of the City of Stamford was held on Monday, March 5, 1962 in the Cafeteria of the Dolan Junior High School, Toms Road, Stamford, Connecticut.

The meeting was called to order by the President, Paul D. Shapero, at 8:05 P.M.

INVOCATION was given by Rev. Dr. Thomas C. Swackhamer, First Methodist Church

PLEDGE OF ALLEGIANCE TO FLAG: The President led the members in the pledge of allegiance to the flag.

ROLL CALL was taken by the Clerk. There were 33 members present and 7 absent at the calling of the roll. However, Mr. Scarella, Mr. Blois, Mr. Macri and Mr. McLaughlin arrived later, changing the final roster of those present to 37 present and 3 absent. The absent members were: Vincent Vitti, Stanley Kulowiec and George Russell.

ACCEPTANCE OF MINUTES - Meeting of February 5, 1962

There being no corrections or additions, the Minutes of the previous meeting were accepted.

Mr. Scarella and Mr. Blois arrived at this time, changing the roll call to 35 present and 5 absent.

COMMITTEE REPORTS:

STEERING COMMITTEE

The President read the following report:

STEERING COMMITTEE REPORT
Meeting held February 19, 1962

A meeting of the Steering Committee was held on Monday, February 19, 1962 in the Mayor's office, City Hall, at 8:00 P.M.

The Chairman, Paul D. Shapero, presided. All members were present, with the exception of Mr. Nolan, Mr. Murphy and Mr. Shanen.

The following matters were discussed and acted upon:

- (1) Additional appropriations and other matters previously approved by the Board of Finance on 1/11/62, as follows: (Note: Items of \$2,000 and over referred to Fiscal and a secondary committee, with exception of pensions)

- (a) \$120,000.00 - Amendment to 1961-1962 Capital Projects Budget for RIPPONHAM HIGH SCHOOL - (Mayor's letter of 1/30/62)
REFERRED TO FISCAL COMMITTEE and EDUCATION, WELFARE & GOVERNMENT COMMITTEE

- (b) \$9,000.00 - FERGUSON LIBRARY - For new Riverbank School Library (Mayor's letter of 1/31/62) REFERRED TO FISCAL COMMITTEE and EDUCATION, WELFARE & GOVERNMENT COMMITTEE
 - (c) \$2,634.76 - TAX COLLECTOR'S OFFICE (Mayor's letter of 1/31/62) REFERRED TO FISCAL COMMITTEE and EDUCATION, WELFARE & GOVERNMENT COMMITTEE
 - (d) \$5,000.00 - PARK COMMISSION - For Mosquito Control Project (Mayor's letter of 1/31/62) REFERRED TO FISCAL COMMITTEE and HEALTH & PROTECTION COMMITTEE
 - (e) \$1,591.09 - VARIOUS SALARY ACCOUNTS (Mayor's letter of 1/21/62) REFERRED TO FISCAL COMMITTEE
 - (f) \$5,000.00 - EMPLOYEE GROUP LIFE INSURANCE (Mayor's letter of 1/31/62) REFERRED TO FISCAL COMMITTEE and EDUCATION, WELFARE & GOVERNMENT COMMITTEE
 - (g) \$227,786.41 - TRANSFER OF SALARY ADJUSTMENT FUNDS, 1961-1962 BUDGET (Mayor's letter of 2/2/62) (Appropriation was approved in the Budget - This is merely a transfer of funds, being a bookkeeping matter, as per Sec. 656 of Charter) REFERRED TO FISCAL COMMITTEE only
 - (h) LEASE between City of Stamford and State for CIRCUIT COURT HOUSE, at annual rental of \$10,251.96, effective 1/1/62 (Mayor's letter of 2/1/62) REFERRED TO LEGISLATIVE & RULES COMMITTEE
- (2) Mayor's appointments to City Boards and Commissions - REFERRED TO APPOINTMENTS COMMITTEE
- The appointment of Andrew R. Robustelli to the Patriotic & Special Events Commission was ordered on the agenda, having been deferred at the February Board meeting.
- (3) Mayor's letter dated 2/19/62 re: SOUTHWESTERN FAIRFIELD COUNTY PLANNING REGION and proposed Ordinance to enable Stamford to participate, pursuant to provisions of Sec. I of Public Act 613, 1959 Session of General Assembly REFERRED TO LEGISLATIVE & RULES COMMITTEE and PLANNING & ZONING COMMITTEE
 - (4) Petition for acceptance of ABEL AVENUE as a city street (from residents) REFERRED TO PLANNING & ZONING COMMITTEE
 - (5) Petition from residents on ABEL AVENUE to change name to KENNEDY DRIVE REFERRED TO PLANNING & ZONING COMMITTEE to prepare Ordinance
 - (6) Carbon copy of letter from N. P. Genovese (dated 1/23/62) to Mayor, concerning hazardous condition on MUNKO DRIVE because of island at end of street REFERRED TO PLANNING & ZONING COMMITTEE
 - (7) Petition from JUNIOR LEAGUE (dated 2/20/62) for use of city-owned property on HANOVER STREET, north of Heliport for a CIRCUS, to be held SATURDAY, MAY 12, 1962

For the reason that the original request on this matter had been referred to the Legislative & Rules Committee, necessitating the amendment to a

previous Ordinance (No. 61) in order to allow circuses to perform in Stamford, it was REFERRED TO THE LEGISLATIVE & RULES COMMITTEE (See Ordinance No. 98 - Minutes of 2/5/62, item #6 under L & R Committee on page 3312)

- (8) Mimeographed copy of letter (dated 2/9/62 from Supt. of Schools, attaching compilation of SHELTER AREAS and appraisals of same in public schools

Copy ordered sent to HEALTH & PROTECTION COMMITTEE for information.

- (9) Booklets from CONNECTICUT PUBLIC EXPENDITURE COUNCIL, INC., 21 Lewis Street, Hartford, concerning CHECK LIST FOR COUNCILMEN, and their letter of 2/13/62 (Copies of booklet sent to all Board members)

- (10) Financial statement from Board of Education as of 1/31/62 - REFERRED TO EDUCATION, WELFARE & GOVERNMENT COMMITTEE for information

OLD BUSINESS:

- (11) FALLOUT SHELTERS (Brought up by Mr. Connors, 10th District Representative, at Feb. 5, 1962 Board meeting) - REFERRED TO HEALTH & PROTECTION COMMITTEE

- (12) USE OF CITY BEACHES BY OUT-OF-TOWNERS: (Brought up by Mr. Cushing, 1st District Representative, at Feb. 5, 1962 Board meeting under "New Business") REFERRED TO PARKS & RECREATION COMMITTEE

- (13) SEASIDE AVENUE - Flooding and improper drainage conditions (Brought up by Mr. Kuczo, 10th District Representative, at Feb. 5, 1962 Board meeting) (Note: Original Complaint referred to a previous Board - See Minutes of 3/6/61, page 3018, item #5)

Mr. Kuczo brought the above matter on the floor and requested that it again be referred to Committee. He was requested by the Chairman to bring in another letter on this matter, as it had originally been brought before the 6th Board. REFERRED TO PUBLIC WORKS COMMITTEE

- (14) Concerning request dated June 29, 1961 from a James Ericson, to give PONY RIDES on City streets (Note: Original letter was referred to 6th Board and again referred on 12/4/61 to 7th Board - See page 3276 item 10 b)

The Secretary was requested to send another copy to the LEGISLATIVE & RULES COMMITTEE

- (15) Petition from CENTRAL VETERANS' ASSOCIATION, INC. to hold annual MEMORIAL DAY PARADE on Wednesday, May 30, 1962 (Dated 2/14/62)
REFERRED TO PARKS & RECREATION COMMITTEE

There being no further business to come before the Committee, the meeting was adjourned.

Paul D. Shapero, Chairman
Steering Committee

Mr. McLaughlin arrived at this time changing the roll call to 36 present and 4 absent.

APPOINTMENTS COMMITTEE:

MRS. AUSTIN read her committee report. She said a meeting had been held by the Committee on Feb. 28th with the following members present: Eleanor Austin, Chairman; Patsy Arruzza and Bernard Geronimo, with Stephen Kelly and Samuel Cushing absent. However, the absent members indicated their approval of action taken by the Committee in approving the appointment of Mr. Andrew R. Robustelli as a member of the Patriotic and Special Events Commission.

Patriotic & Special Events Commission: (First one, as authorized at the Nov. 7, 1961 referendum)
(5 yr. term after 1st appointment)

	<u>Length of Term</u>	<u>Term Expiring</u>
ANDREW R. ROBUSTELLI 74 Wedgemere Road (Deferred 2/5/62 - See page 3302 of Minutes)	3 yrs.	12/1/64

MRS. AUSTIN requested confirmation of the above appointment and MOVED for approval. Seconded by Messrs. Kelly, Scarella and Mulreed and CARRIED by a VOTE of 33 in favor and 3 opposed. (Vote was taken by secret ballot)

ANNOUNCEMENT:

THE PRESIDENT announced two matters:

(1) Zoning Regulations:

The President said the Zoning Regulations had been distributed to all Board members this evening and if any member had not received his copy, to pick it up on the way out.

(2) Tour of City Projects:

The President announced that he had visited all of the projects that are being carried on by the City and had found the tour very helpful. He said he had made arrangements so that any member of the Board who is interested in a tour of the city projects, can give his name to the Clerk at the end of the meeting - that a guided tour of these projects is being set up for Saturday, transportation being provided, to go around with the Commissioner of Public Works and the City Engineer to look at these various projects and have their questions answered. He said it was his feeling that a tour of this type would be very helpful to the members, in view of the fact that budget time is coming up soon, and it will give them an idea of what some of the budget requests will entail.

FISCAL COMMITTEE:

MR. MEYERS, Chairman, presented his Committee report at this time. He said a meeting was held on February 26, 1962, with the following members present:

Rose Farina, Jack McLaughlin, Richmond Head, Jr., George Russell, George Connors and Robert Meyers. He reported that all matters on the agenda for his committee were unanimously approved.

- (1) \$120,000.00 - Resolution No. 386, amending the 1961-1962 Capital Projects Budget, for completion of RIPPOWAM HIGH SCHOOL (Mayor's letter of 1/30/62)

MR. MEYERS introduced the following resolution and MOVED for its approval.

MR. MELZER, to whose committee (Education, Welfare & Government) this had also been referred, said his committee approved this request and seconded the motion. Also seconded by Mr. Truglia. The resolution follows:

RESOLUTION NO. 386

AMENDING 1961-1962 CAPITAL PROJECTS BUDGET
FOR COMPLETION OF RIPPOWAM HIGH SCHOOL

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 Capital Projects Budget for the year 1961-1962 by including therein an item in the amount of \$120,000.00 to be known as RIPPOWAM HIGH SCHOOL, for the purpose of completion of Rippowam High School; and

BE IT FURTHER RESOLVED, to approve the appropriation of \$120,000.00 for said project.

MR. SCARELLA asked if this would be the final appropriation for Rippowam High School.

MR. MEYERS replied that he believed this to be the case.

VOTE taken on Resolution No. 386 and CARRIED unanimously.

- (2) \$9,000.00 - FERGUSON LIBRARY - For new Riverbank School Library (Mayor's letter of 1/31/62)

MR. MEYERS MOVED for approval of the above request. Mr. Melzer, Chairman of the Education, Welfare & Government Committee, said his committee also concurred in approval and seconded the motion. CARRIED unanimously.

- (3) \$2,634.76 - TAX COLLECTOR'S OFFICE - (Mayor's letter 1/31/62)

Code 146.2201 - Four Tax Bill Receipting Machines ----	\$2,334.76
Code 146.0907 - Tax Sale Expense -----	300.00
	<u>\$2,634.76</u>

MR. MEYERS MOVED for approval of the above request. Seconded by Mr. Melzer, who said his committee (Education, Welfare & Government) also approved it. CARRIED unanimously.

- (4) \$5,000.00 - PARK COMMISSION - Code 712.2403 - Mosquito Control
(Mayor's letter 1/31/62)

MR. MEYERS MOVED for approval of the above request. Seconded by Mr. Geronimo, who said his committee (Health & Protection) also approved the appropriation.

MR. CONNORS questioned the small amount of the appropriation. He said he did not think it was ample enough, in view of the fact that Greenwich has the same problem and had appropriated \$30,000 in their city.

MR. SCARELLA said he thinks it is sufficient, because the Park Department will do this work the same way it was done last year and it appeared to be satisfactory.

MR. CONNORS disagreed, saying we only have one truck to do this work, and that the tank containing the insecticide can be placed on one truck at a time which is a considerable handicap and takes longer to do the job this way. He said they can only do a partial job.

VOTE taken on the above request and CARRIED.

- (5) \$1,591.09 - SALARY ACCOUNTS - To cover various Departments for salary increments and reclassifications previously certified by Personnel Commission and approved by the Commissioner of Finance (As outlined in Mayor's letter of 1/31/62)

Code 112.0101 - Town Clerk -----	\$ 103.57
Code 144.0101 - Assessor -----	145.50
Code 710.0101 - Park Department -----	646.36
Code 720.0101 - Board of Recreation -----	558.00
Code 106.0102 - Board of Representatives (Part-time Clerk-	
Typist --	137.66
	<u>\$1,591.09</u>

MR. MEYERS MOVED for approval of the above request. Seconded by Mr. Arruzza and CARRIED unanimously.

- (6) \$5,000.00 - EMPLOYEE GROUP LIFE INSURANCE (Mayor's letter of 1/31/62)
Code 162.0000)

MR. MEYERS MOVED for approval of the above request. Seconded by Mr. Scarella.

MR. MELZER reported that the Education, Welfare & Government Committee also approved this request. He seconded the motion.

MR. JOHNSON inquired if this insurance is just ^{based on the experience of} for the employees of the City of Stamford, or is it combined with some other group.

MR. MEYERS said the committee went into this in some detail with the Commissioner of Finance, Mr. Gluss. He said this is for City employees only and based on a recent survey, it was found that the city is getting more than favorable rates. The reason for the additional appropriation is occasioned by more deaths among city employees recently than is usual.

VOTE taken on above appropriation and CARRIED unanimously.

- (7) \$227,786.41 - TRANSFER OF SALARY ADJUSTMENT FUNDS, 1961-1962 BUDGET (As per Mayor's letter of 2/2/62 and attached list of City Departments. As per Sec. 656 of Charter. (Appropriation previously approved May 11, 1961 - See page 3122 of Minutes, item entitled "Salary Adjustment")

MR. MEYERS explained that this is merely a bookkeeping matter, transferring funds previously approved in the 1961-1962 Budget for the Salary Adjustment Account to the various departmental salary accounts, in the amounts indicated for each department in the list attached to the letter from Mayor Kennedy, dated Feb. 2, 1962, to take care of the salary increases for Classified Employees.

MR. MEYERS MOVED for approval of the above transfer of funds. Seconded by Mr. Mulreed and CARRIED unanimously.

MR. MEYERS asked the members of the Fiscal Committee to meet with him immediately after this meeting in order to set up a schedule of committee meetings on next year's budget requests.

LEGISLATIVE & RULES COMMITTEE:

MR. BAKER presented his committee report. He said a meeting was held on February 26, 1962 at which time the committee considered matters that had been referred to it.

- (1) LEASE - Between City of Stamford and State for CIRCUIT COURT HOUSE, at annual rental of \$10,251.96, effective 1/1/62 (Mayor's letter of 2/1/62) (Approved by Board of Finance 2/8/62)

MR. BAKER said his committee recommended the approval of this lease and MOVED for its approval. Seconded by Mr. Geronimo and CARRIED unanimously.

- (2) Amendment to Building Code "Heating & Air Conditioning, Section II", Re: Licenses and Fees (Requested in letter of Aug. 23, 1961 from Wm. Hickey, Jr.) (Deferred 12/11/62 and again 2/5/62)

MR. BAKER said this request was made by the Southwestern Fuel Dealers Association, through their attorney, William Hickey, Jr., and the sections of the Code which the amendment would revise, provide for licensing of certain Journeymen who install certain heating and air conditioning facilities. He said the Code is now worded so as not to apply to Journeymen in the employ of utility companies when engaged in installation work in facilities owned by the utilities; and the Code requires employees engaged in such installation activity be licensed and that as a condition prerequisite to the granting of such a license such employer have in its employ a licensed Journeyman. He said the amendment would eliminate the latter provision, with the consequence that an employer might be licensed to engage in such installation work, even though it had in its employ no licensed Journeymen.

MR. BAKER further explained that the proposed amendment would eliminate entirely the requirement that Journeymen in the employ of licensed employers be required to have licenses. And, finally, would eliminate also the requirement that all Journeymen, as a condition of securing licenses, be bonded.

MR. BAKER said the committee held a hearing with those concerned with the proposed amendment and heard testimony from the Industry Association spokesmen, Mr. Hickey and others; Mr. Bissell of the Heating & Air Conditioning Board, an employer in the industry, who strongly opposed the amendments as did several representatives of the Plumbers Union. He said the core of the complaint registered by the industry spokesmen was that Journeymen engaged in the usual uncomplicated service call were required to be licensed. He said the committee felt that this construction appeared to be unwarranted by the language of the

Code, and that this opinion was expressed by the Chairman and several members of the Committee to those in attendance. He said that Mr. Bissell, when asked for his opinion re the language cited, agreed that as worded the provisions of the Code in question did not appear to authorize a requirement that Journeymen engaged in routine servicing of heating equipment be licensed.

MR. BAKER reported that the Committee, in executive session, concluded, in view of the construction of the complaint of the Code wording, and the views of Mr. Bissell, that there was no need of the amendment requested, and further, that the amendment which would authorize the licensing of an employer, who did not have in his employ a licensed Journeyman, as a condition of securing and holding such license, was undesirable from the standpoint of the community in terms of its safety. Therefore, he said, the Committee recommend against amending the Code as requested.

In regard to the application of the Code to employees of Public Utilities, Mr. Baker said that insofar as the licensing provision is concerned, the Corporation Counsel has advised the Committee that the language of the Code is ambiguous and requires some clarification and the Committee has before it for action, the question of resolving that ambiguity by amendment of the Code.

MR. GERONIMO asked a question, through the Chair. He asked if Mr. Baker mentioned an Association of Contractors that attended the meeting. Mr. Baker replied that such was the case and he would amend his report so to read.

Mr. Macri arrived at this time, changing the roll call to 37 present and 3 absent.

- (3) Circus request - PETITION NO. 281 - Request from Junior League for use of City-owned property on Hanover Street, north of Heliport for a CIRCUS, to be held on Saturday, May 12, 1962

MR. BAKER reminded the members that at the last Board meeting, Ordinance No. 98 Supplemental was adopted (amending Ordinance No. 61) which would allow circuses to perform in Stamford and that this was done upon the request of the Junior League for the immediate purpose of allowing their organization to run a Circus as a fund raising activity for charitable purposes and that the above petition was a direct result of the original request.

MR. BAKER MOVED for approval of the above petition. Seconded by Mr. Melzer and Mr. Meyers.

MR. MEAD asked if any provisions have been made for parking as well as for the muddy conditions over there - that if there is any inclement weather the Circus will find itself ankle deep in mud. He wanted to know if they would knock down the Heliport fence.

MR. KELLY said in the past when circuses were held in Stamford, the Circus people themselves fixed up places for cars to park, when it was in even a worse condition than it is at the present time.

MR. KUCZO wanted to know about the safety aspect, in view of the Heliport being there. He asked if the Heliport was now in operation. He was informed by the President that they are not operating on a regular schedule and that the city authorities are taking care of this.

VOTE taken on Petition No. 281 and CARRIED.

PUBLIC WORKS COMMITTEE:

Concerning SEASIDE AVENUE - Flooding and improper drainage conditions (Brought up by Mr. Kuczo, 10th District Representative, at Feb. 5, 1962 Board meeting) (Note: Original complaint referred to a previous Board - See Minutes of 3/6/61, page 3018, item #5 - Also see item #13 under report of Steering Committee, this meeting)

MR. BLOIS reported that there was one item in his committee that he wished to report on and he had taken it upon himself to try to get it clarified. He said the complaint concerned a flooding condition on the southwest side of Seaside Avenue. He said this was a pretty big project, covering an area of a quarter of a mile and the Commissioner of Public Works feels that there is nothing he can do at this time as it would be a matter of getting an appropriation in the Capital Projects Budget.

MR. KUCZO said this was requested on February 20, 1961 and had been referred to the Public Works Committee at that time - that it has been before this Board for some time. He said he thought it should have been included in the Capital Projects Budget.

THE PRESIDENT informed Mr. Kuczo that this Board can do nothing about getting projects put into the Capital Budget and that he should have gone to the Planning Board at the time the Capital Projects Budget was being prepared.

MR. CONNORS said this drainage condition not only affects Seaside Avenue, but affects all of Cove Road. He said this had been brought to the attention of the Planning Board many times in the past. He said that streets that are new get appropriations for bad drainage conditions before some of the older ones.

HEALTH & PROTECTION COMMITTEE:

Fallout Shelters (Brought up by Mr. Connors, 10th District Representative, at the Feb. 5, 1962 meeting - See page 3312 of Minutes)

MR. GERONIMO reported on the above matter. He said the Federal Government has allocated \$93,000,000 for civil defense throughout the United States and this city and some of the surrounding towns have been requested to make a survey of places that can be employed as public fallout shelters, which is now in progress.

Mr. Geronimo cited from the following report on the above matter:

AREA SHELTER - SURVEY

Stamford is one of surrounding towns which has been selected for a Federal survey of all buildings which may be used as public fallout shelters. Every building other than private residences will be classified by a team of investigators, and if found suitable, will be stocked with supplies and marked as a public shelter.

Preliminary steps, or Phase No. 1 of the Survey have already been started in Stamford.

The Federal Government has appropriated \$93 million for the survey to be conducted throughout the country.

In the first phase, to be completed in Connecticut by the end of February, the architect-engineers will list all buildings, tunnels, or mines in the area which might have a potential as fallout shelters. This information, along with estimates of the day and night populations, will be prepared for machine computation and processed.

In the second phase, local Civil Defense officials will attempt to secure permits from the owners of buildings which meet the minimum protection requirements. These signed permits will allow a further study of the specific buildings to determine if engineering improvements are necessary or if the building is ready to be stocked with supplies.

The Program Director, from the Regional Headquarters of the Federal office of Civil Defense, urged that every effort be made to convince the owners of the buildings to grant the permits. He explained that the owners have only a moral obligation to do so, not a legal one.

The State Director of Civil Defense, told the local Director that the first supplies would arrive in Stamford in late February or early March and that it was the responsibility of the municipality to provide warehouse storage space. The supplies will be for approximately 10% of the population, and will require an estimated 9,000 cubic feet of storage space.

State and local Civil Defense officials will supervise the security of the supplies, particularly in regard to the expensive radiological equipment. Owners of the buildings designated as shelters will be expected to provide the customary security for the supplies stored there.

Buildings selected must have a shelter capacity for at least 50 persons. The protection factor necessary will vary in different areas and will be decided by the Navy.

The shelters determined acceptable will be marked with a special yellow and black sign, and the actual shelter area within the facilities will be marked. Existing shelter signs will be removed.

MR. GERONIMO said he had spoken to the Mayor in regard to the building of private shelters in Stamford and that he had stated three provisions have been decided upon to encourage private building, as follows:

- (1) The Building Department will waive any fees for building permits issued for private shelters,
- (2) The permit will not be publicized if the individual so requests; a minimum tax assessment will be attached to the new shelters.

MR. GERONIMO also presented the following letter in regard to tax assessments on fallout shelters:

March 2, 1962

Mr. Bernard B. Geronimo
Chairman, Health & Protection Committee
Board of Representatives
Stamford, Conn.

Dear Sir:

In conjunction with our conversations this week regarding assessments of fallout shelters, please be advised as follows: On November 16, 1961, the State Tax Commissioner, John L. Sullivan sent letters to all Assessors in Connecticut of which a photostatic copy is attached.

On December 5, 1961, Mr. Dawless issued the following statement to the Stamford Advocate "Stamford Assessor Frederick W. Dawless, said today that State Law requires the assessment of fallout shelters, and that until the law is changed, he and all other Assessors, must assess them. He said, however, that the law does not say how much they shall be assessed, and that, pending a change in the law, he will be 'lenient' in the assessment of shelters so long as they can only be used as shelters and are not serving temporarily as game rooms, wine cellars or storage rooms."

In the absence of Mr. Dawless, it is my opinion that fallout shelters will be assessed in Stamford, but not to the same extent or percentage that other real estate is being valued.

Very truly yours,
(Signed) Thomas J. Hogan
Deputy Assessor

MR. GERONIMO read the following letter regarding Civil Defense Shelters:

STATE OF CONNECTICUT
Tax Department
470 Capitol Avenue
Hartford 15, Connecticut

November 16, 1961

CIVIL DEFENSE SHELTERS AND EQUIPMENT

TO ALL ASSESSORS AND BOARDS OF TAX REVIEW:

1. The law on real estate liable to taxation

Section 12-64 of the general statutes provides: "All----- property, not exempted, shall be set in the list of the town where it is situated, and except as otherwise provided by law, shall be liable to taxation at a uniform percentage of its

present true and actual valuation, not exceeding one hundred per cent of such valuation, to be determined by the Assessors---
----- Any interest in real estate shall be set by the assessors in the list of the person in whose name the title to such interest stands on the land records."

2. The law on valuation

Section 12-63 of the general statutes provides: "The present true and actual value of any estate shall be deemed by all assessors and boards of tax review to be the fair market value thereof and not its value at a forced or auction sale."

3. Statement of fact

Civil Defense is trying to encourage and stimulate the construction of civil defense facilities and the question has been raised about the tax value of improvements to real estate made for this purpose. In our opinion, structures and equipment designed and used exclusively for protection from enemy attack, such as cellars or backyard defense shelters, add little, if any, to the market value of property so improved. Likewise, for a dual purpose structure, such as underground garage, the cost over and above that necessary to provide a like facility of conventional nature, would add little or nothing to the market value of the property. Value for tax purposes in such case should reflect only the cost of the facility; it should not reflect the additional cost incurred in adapting such facility to civil defense purposes.

Keep in mind that this relates only to improvements which are designed exclusively for civil defense purposes and is predicated on the belief that money spent for this purpose does not, in most cases, add materially to the "present true and actual value" of the property.

Yours very truly.

(Signed) John L. Sullivan,
Tax Commissioner

MR. GERONIMO said the above information is all that he has been able to obtain on fallout shelters.

MR. CONNORS asked if other communities in the State are exempting fallout shelters.

MR. GERONIMO said he had ^{read in the newspapers that} checked with the Tax Assessor in Darien, who informed him that he is not going to assess fallout shelters to their full value. He said he would assume that it is not necessary to assess these shelters to the fullest extent of their value, but that a minimum must be assessed.

MR. CONNORS asked Mr. Geronimo to check with the Corporation Counsel to see if an Ordinance could be adopted to exempt shelters.

MR. GERONIMO replied that he was no attorney, but he failed to see how an Ordinance could possibly supercede a state statute.

MR. JOHNSON asked how it was possible to determine just what constitutes a fall-out shelter. Mr. Geronimo said that was within the province of the Building Inspector and was covered by the Fire Underwriters Code.

PLANNING & ZONING COMMITTEE:

In the absence of the Chairman, Mr. Mulreed presented the Committee report.

MR. MULREED reported that the Committee held its regular monthly meeting on February 19, 1962, with the following members present: F. Melzer, J. Mulreed, G. Russell; Mr. Shanen being absent.

(1) Petition for acceptance of ABEL AVENUE as a city street (from residents)

It was decided to defer the above matter until the April Board meeting because of a city ordinance which prohibits acceptance of new roads during the winter months.

(2) Petition from residents on ABEL AVENUE to change name to KENNEDY LANE

MR. MULREED said the committee agreed to the re-naming of a portion of Abel Avenue, due to the fact that the present road is in two non-connecting sections and creates an undesirable situation, since each section must be entered by entirely different streets.

MR. MULREED presented the following proposed Ordinance and MOVED for adoption for publication, with final adoption at the next Board meeting. Seconded by Mr. Sherman.

PROPOSED ORDINANCE CHANGING THE NAME OF A PORTION
OF ABEL AVENUE TO KENNEDY LANE

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

A portion of the following street name shall be changed as shown below:

Change that portion of Abel Avenue from intersection with Hope Street and continuing westerly for approximately 237 feet to Kennedy Lane.

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

At this time there was some doubt expressed by several members as to whether or not it was proper to change the name of a street that was not a city street. Some of the members asked if the street was in proper condition for acceptance by the city.

MR. MELZER and MR. MEYERS spoke in favor of the motion. After considerable discussion, a VOTE was taken on Mr. Mulreed's motion to approve the proposed Ordinance for publication.

The VOTE was 17 to 17. The President broke the tie by voting in favor of the motion, thus resulting in a vote of 18 in favor of the motion and 17 opposed. CARRIED.

(3) MUNKO DRIVE - Hazardous condition because of island at end of street

The above matter was deferred until the April Board meeting.

(4) Abandonment of a portion of STILLVIEW DRIVE (Requested in letter of 8/23/61 from law firm of Spelke & Weil - Deferred 9/11/61; again on 10/2/61; again on 11/13/61 and again on 12/11/61)

MR. MULREED MOVED for suspension of the rules in order to bring this on the floor as it was not on the agenda. Seconded and CARRIED unanimously.

After some discussion, during which time the original wording was somewhat changed, MR. MULREED MOVED for approval of the following; seconded by Mr. Sherman and CARRIED unanimously; on condition of the City holding easement rights for future possible sewer main right-of-way. The road is more particularly bounded and described as follows:

Abandon that portion of STILLVIEW DRIVE, extending in a northeasterly and easterly direction from Blueberry Hill Avenue for a distance of approximately 232 feet, as shown on Map #3728 on file in the Town and City Clerk's office as of March 7, 1949, entitled "West Hill Park, Revised Map of Section No. 2, surveyed for West Hill Park, Inc., Stamford, Conn.", surveyed by L. Bromfield, Jr. on Feb. 14, 1949; on condition that owner, or owners, give the City of Stamford proper easement rights, if any when the City so desires, for public improvement purposes.

(5) Concerning participation of Stamford in a REGIONAL PLANNING AGENCY

MR. MULREED reported that the Committee will, in the near future, set a date for a joint committee meeting with the Legislative & Rules Committee for a discussion of the above matter. He said members of the Committee have attended several panel meetings on this subject in Stamford and in Wilton.

PARKS & RECREATION COMMITTEE:

MR. SHANEN presented his Committee report. He said a meeting had been held on March 3, 1962, with the following members present: Anthony Esposito, Patsy Arruzza, Benjamin Kozlowski and Allen Shanen, Chairman.

PETITION NO. 282 - Request from The Central Veterans' Association, Inc. to hold its annual Memorial Day Parade, May 30, 1962 (Letter dated 2/14/62)

MR. SHANEN said the committee approved the request of the Central Veterans' Association and MOVED for approval. Seconded by Mr. Esposito.

MR. KELLY asked if the necessary requirements have been met, such as approval of the Corporation Counsel, bonding, etc. He said he did not hear any mention of this in Mr. Shanen's report.

THE PRESIDENT informed Mr. Kelly that he would assume that any approval would necessarily be contingent upon this.

MR. KELLY said he did not think this Board should "assume anything" at this time, and that he thought this information should be received in advance of approval being given.

THE PRESIDENT asked Mr. Shanen if he had received the approval of the Corporation Counsel. He replied that he had not.

MR. GERONIMO and MR. JOHNSON asked if this matter falls under the jurisdiction of the newly appointed Patriotic and Special Events Commission.

This matter was deferred, pending clarification of the details in regard to insurance coverage and the questions raised by Mr. Kelly. Mr. Shanen withdrew his motion.

Re: Use of Beaches by out-of-towners: (See item #12 under report of Steering Committee)

MR. SHANEN said they have contacted the Park Superintendent, Mr. Edward A. Connell, concerning this matter and the Park Superintendent and the Park Commission are fully cognizant of this particular problem and submitted a four page report dated 3/5/62. Copies of the report were distributed to all Board members. He went on to quote the last paragraph of the communication:

"The Park Commission welcomes any suggestions from your sub-committee. Mr. Fred M. Petersen of the Park Commission is directly responsible for a study of the sticker system. I know he will be happy to have any suggestions for improving the system."

EDUCATION, WELFARE & GOVERNMENT COMMITTEE:

MR. MELZER said his committee report had been given previously under the matters jointly referred to this committee and to the Fiscal Committee.

URBAN REDEVELOPMENT COMMITTEE: (Special Committee)

MR. OPPENHEIMER, Chairman, presented a report of his Committee. He said a meeting had been held on February 13, 1962, with all members present and also present were members of the Fiscal Committee and Planning and Zoning Committee, as well as members of the Urban Redevelopment Commission. Discussed were such subjects as relocation of affected residents, the probable tax impact on residents, the loss and gain of municipal tax revenues from the quadrant and other related matters. He said it was decided, in view of the response from the members being extremely enthusiastic, it would be a good idea to schedule more joint meetings and invite other interested boards and committees to participate.

NEW BUSINESS:

Re: Appointment of CHARTER REVISION COMMITTEE (7th Board)

THE PRESIDENT announced the following as members of the Charter Revision Committee:

- (D) FRANKLIN MELZER, Chairman
- (D) JOHN R. NOLAN
- (D) ELEANOR R. AUSTIN (Mrs.)

(D) BENJAMIN KOZLOWSKI
(R) SAMUEL D. CUSHING
(R) RONALD M. SCHWARTZ

Re: Change in Committee Assignments:

THE PRESIDENT announced the following changes in Committee assignments:

Education, Welfare & Government Committee

Mr. Melzer (D) is removed as Chairman and member of this Committee, with Mrs. Clarke (R) as the new Chairman of that Committee.
Mr. William Walsh (R) is added to the Committee.

Public Works Committee

Mr. Walsh (R) is leaving the Public Works Committee and is being replaced by Mr. Morris (R) on that Committee.

MRS. CLARKE asked permission to thank the Board for her appointment as Chairman of the above Committee and said she would do her best, with the help of the Committee. She requested that the Committee meet with her for a moment after the Board meeting. (applause)

Re: Report from Special Committee to Investigate Salaries of Police and Fire Departments (Ordered by Board of Representatives at meeting of Sept. 11, 1961, in accordance with report of Charter Revision Commission. See Proposal No. 4, page 3226 of Minutes)

MR. MACRI said it was his impression that the previous Board (6th Board) had appointed a Special Committee on the above matter, to report back to the Mayor, Board of Finance, Board of Representatives, Board of Public Safety and the Personnel Commission, not later than March 1st, their findings for implementation if necessary, in the annual operating budget for 1962-1963. He asked if such a report had been filed with this Board.

THE PRESIDENT replied that the report had been received by him and will be mailed to all Board members as soon as possible.

Re: Petition for acceptance of MITCHELL STREET, in accordance with Ordinance No. 79

MR. CUSHING presented the above petition from his constituents in the 1st District. It was referred to the Steering Committee for referral to the proper committee.

ADJOURNMENT:

There being no further business to come before the Board, upon MOTION, duly seconded and CARRIED, the meeting was adjourned at 10:30 P.M.

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APPROVED

Paul D. Shapero
Paul D. Shapero, President

Velma Farrell
Velma Farrell
Administrative Assistant
(Recording Secretary)