

Minutes of December 7, 1964
Meeting of the 8th Board of Representatives
Stamford, Connecticut

4154

The regular monthly meeting of the 8th Board of Representatives of the City of Stamford was held on Monday, December 7, 1964, in the Board's meeting room, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was preceded by dedication ceremonies to dedicate the new meeting rooms of the Board of Representatives.

DEDICATION CEREMONIES:

National Anthem - Rippowam High School Band

Invocation - Rabbi Samuel M. Silver, Temple Sinai

Pledge of Allegiance to the flag - Led by Jeffrey Forsman, President of Student Council, Stamford High School

Musical Rendition - By the Rippowam High School Band, led by Anthony D. Truglia

Prayer - Reverend Donald F. Campbell, First Presbyterian Church

Greeting - Ronald M. Schwartz, President 8th Board of Representatives

Tribute to Special "TASK FORCE" Committee:

Alan H. Ketcham, Chairman
Anthony D. Truglia
Edwin O. Lindstrom, Jr.
Stephen E. Kelly

The President said it was a rare pleasure to be a part of the dedication of this Legislative body's meeting rooms. He said that ever since this Board was first established they have needed and wanted a place they could call "Home". He said they have used Cafeterias in various schools, the latest being the Cafeteria in the Dolan Jr. High School; Auditoriums and Fire Houses, and now they have finally secured their own quarters. He thanked the members of the Board's Special Task Force Committee and those who have contributed their time and effort to accomplish the realization of this much needed "Home" for the Board of Representatives. (applause)

Introduction of Guests:

The President introduced Mr. Norton Rhodes, a former Board President, 1957-1959; Mr. Paul D. Shapero, former Board President, 1961-1963, who were present in the audience. He also noted other past Presidents of the Board:

Samuel F. Pierson	1949-1951	George V. Connors	1953-1955
Robert G. Shepherd	1951-1952		1955-1957
John L. Cameron	1952-1953	John E. Nolan	1959-1961

SPEAKER - Mayor Thomas C. Mayers

The President introduced Mayor Thomas C. Mayers, who addressed the assembly briefly.

BENEDICTION - Reverend Alfred J. Sienkiewicz, Church of the Holy Spirit

RECESS:

The President called a short recess at this time to enable those who were attending the ceremony to enjoy refreshments provided by the Special "Task Force" Committee.

The recess being over, the members resumed their seats and the meeting was called to order at 9:00 P.M.

ROLL CALL was taken by the Clerk. There were 38 members present and 2 absent at the calling of the roll. However, Mr. Kane arrived shortly after, changing the roll call to 39 present and one absent. The absent member was Michael S. Sherman.

ACCEPTANCE OF MINUTES - Minutes of November 9, 1964

The Minutes of the above meeting were accepted with the following correction:

Page 4148, remarks made by Mr. Philpot under item No. 1 of the report of the Personnel Committee, starting with the second sentence, were corrected to read as follows:

"He said it seems reasonable that Part 3 of the benefit plan can be adapted to include a study of group life and retirement benefits. Consequently, a study of those pensioners not now absolutely covered by the old plan can be undertaken in the very near future with a view to extending additional benefits to these people."

COMMITTEE REPORTS:

MR. SCHWARTZ, Chairman, presented the following report of the Steering Committee:

STEERING COMMITTEE REPORT

Meeting held Monday, November 23, 1964

A meeting of the Steering Committee was held on Monday, November 23, 1964, in the Board of Representatives' meeting room, Municipal Office Building, 429 Atlantic Street.

The Chairman called the meeting to order at 8 P.M. All members were present, with the exception of the following: George Russell, Booth Hemingway and John Kane.

- (1) Mayor's letter of 11/23/64 appointing members to the Flood and Erosion Control Board, Personnel Commission, Board of Tax Review and Sewer Commission - REFERRED TO APPOINTMENTS COMMITTEE

- (2) Additional appropriations, approved by the Board of Finance on 11/12/64 were ORDERED PLACED ON AGENDA UNDER FISCAL COMMITTEE, with items in excess of \$2,000.00 (except pensions) referred to a secondary committee.
- (3) Two requests for additional appropriations, deferred by the Fiscal Committee on 11/9/64 were considered. One, concerning an appropriation of \$3,796.00 for membership dues in the Southwestern Regional Planning Agency, was ORDERED PLACED ON THE AGENDA. The other, concerning an appropriation of \$7,844.00 for an Alarm Tender in the Glenbrook Volunteer Fire Department, was not placed on the agenda, because it had been reported by the Fiscal Committee Chairman at the 11/9/64 Board meeting that this matter had been resolved.
- (4) Mayor's letter of 10/14/64 concerning QUIT CLAIM DEED, authorizing the Mayor to execute a deed, without consideration, to the United States of America, for transfer of the STAMFORD HARBOR LIGHT HOUSE from the City back to the USA (See Resolution No. 227, page 1284, Minutes of 7/2/56) - ORDERED ON AGENDA AND REFERRED TO LEGISLATIVE AND RULES COMMITTEE
- (5) BOARD OF TAX REVIEW - Confirmation of Sessions Scheduled to Hear Appeals for revision of assessments, in accordance with provisions of Chapter 53, Sec. 530 of Charter (Their letter of 11/4/64) - REFERRED TO LEGISLATIVE & RULES COMMITTEE AND ORDERED ON AGENDA
- (6) Proposed Ordinance Declaring intent of City to withdraw from the SOUTH-WESTERN REGIONAL PLANNING AGENCY (See Minutes of 6/1/64, pages 4028-4030 and Minutes of 7/6/64, pages 4064-4069) (Published in Advocate on 6/9/64) (Brought in by Mrs. Lilliendahl, 19th District Representative) REFERRED TO LEGISLATIVE & RULES COMMITTEE & ORDERED ON AGENDA
- (7) Concerning DISPOSITION OF CITY-OWNED PROPERTY - (Deferred 10/5/64; see page 4131; deferred 11/9/64) (See Minutes of 7/6/64, page 4055, item #24; originally referred to Legislative & Rules Committee - see Minutes 9/14/64, page 4099)

The above matter, originally in the Legislative and Rules Committee and on the 8/3/64 agenda and reported on by that Committee at the 9/14/64 meeting (See page 4105 of Minutes) was then referred to the Planning and Zoning Committee. Mr. Russell, Chairman of that Committee, asked that this matter be left off the agenda, as he will not be ready to report on it. SO ORDERED.

- (8) APPEAL from decision of ZONING BOARD denying application #64-020 - MARTIN LEVINE & LOUIS J. KURIANSKY (Letter dated 10/26/64 from Zoning Board) (Reported out by L & R Committee at 11/9/64 Board meeting as being properly before Board - Must be acted upon by the second regularly scheduled Board meeting following referral, per Sec. 552.3 of Charter)

The above matter was ORDERED ON THE AGENDA UNDER PLANNING & ZONING COMMITTEE.

- (9) APPEAL from decision of ZONING BOARD denying application #64-027 - SYLVIA A. FIEBER & CAROL K. LAMPKE - (Letter dated 10/26/64 from Zoning Board) (Also reported on by L & R Committee at the 11/9/64 Board meeting)

The above matter was ORDERED ON THE AGENDA UNDER PLANNING & ZONING COMMITTEE.

(10) PARK COMMISSION - 1965 Facility Use Fees (Their letter of 10/20/64)

The above matter was ORDERED ON THE AGENDA UNDER PARKS & RECREATION COMMITTEE.

(11) The two matters on the agenda under Personnel Committee for the meeting held 11/9/64 were ORDERED PLACED ON THE AGENDA UNDER PERSONNEL COMMITTEE.**(12) MUNICIPAL OFFICE BUILDING "TASK FORCE" SPECIAL COMMITTEE - Name Change**

The Chairman announced that inasmuch as the task of the above Committee is now nearing completion, that the new name of this Committee will henceforth be known as the "MUNICIPAL OFFICE BUILDING HOUSE COMMITTEE" and their duties will be to take over whatever problems arise in the future as to the Board's office and meeting rooms and their use.

(13) Concerning Use of Board Meeting Room for Public Hearings:

The "Task Force" Committee reported that inasmuch as the meeting rooms of the Board of Representatives are nearing completion as to furnishing and fixed seating, some policy will have to be adopted as to their use.

There was considerable discussion at this point. Several speakers stressed the fact that with the installation of permanent seating, both for the forty Board members and for public attendance, that there could no longer be any rearrangement of furniture for public hearings for large numbers of people.

It was MOVED, SECONDED AND CARRIED (Mr. Ketcham abstaining) that the use of the meeting room for public hearings be discontinued and that these meetings be held in the Old Courtroom, Old City Hall, Atlantic Square and that the Supervisor of Buildings and Grounds, Mr. John Strat, be notified that the furniture now being used for public hearings be moved to that location in order that there be no inconvenience to those City Boards needing facilities for public hearings. Mrs. Farrell was instructed to write to Mr. Strat notifying him of this policy.

(14) Concerning RESIGNATION OF RONALD M. SCHWARTZ, 16th District Representative and President of Board

Mr. Schwartz, the Chairman, informed the members that he expects to be moving out of his District in the near future and will be resigning from the Board for that reason, in conformity with the provisions of Sec. 115 of the Charter (adopted at the 11/8/60 referendum). ORDERED PLACED ON AGENDA UNDER "NEW BUSINESS".

(15) Paving of Parking Lot at High School

MR. KUCZO asked if any solution has been found to this problem. Mr. Morris, Chairman of the Public Works Committee, said he has already reported on this matter and there is nothing further that he can say. It was decided that a meeting be arranged with the Public Works Committee to see if any solution can be found.

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting adjourned.

APPOINTMENTS COMMITTEE:

MR. NATHANSON, Chairman, presented his committee report. He said a meeting was held on Tuesday, December 1, 1964 with all members present except Mr. Murphy and Mr. Arruzza. He said all of the Mayor's appointees were interviewed.

The Tellers distributed the ballots among the members. The votes on each appointment are recorded below:

FLOOD & EROSION CONTROL BOARD:

DR. EDWARD E. WIENSKI, JR. (R)
50 Lanark Road
(Replacing Edward Bankowski)

Term Ending:

December 1, 1969
(5 yr. term)

VOTE: 22 yes
16 no

PERSONNEL COMMISSION:

JOHN L. DEFOREST (R)
1333 Rockrimmon Road
(Replacing Vincent Yaeger)

December 1, 1967
(3 yr. term)

VOTE: 23 yes
15 no

BOARD OF TAX REVIEW:

JOHN F. FEILER (R)
38 Beach View Drive
(Replacing Stanley Grabowski)

December 1, 1969
(5 yr. term)

VOTE: 23 yes
16 no

SEWER COMMISSION:

BENJAMIN C. DAVIS, JR. (R)
26 Chesterfield Road
(Replacing Daniel M. Goldstein)

December 1, 1969
(5 yr. term)

VOTE: 21 yes
18 no

FISCAL COMMITTEE:

MR. HEMINGWAY, Chairman, presented his Committee report. He said his Committee met, with six members present, on Wednesday, December 2nd. He said an informal seminar was held on item No. 1 before the Committee - the appropriation for membership dues in the SOUTHWESTERN FAIRFIELD REGIONAL PLANNING AGENCY - and sixteen representatives, including the six members of the Fiscal Committee, attended.

- (1) \$3,796.00 - SOUTHWESTERN FAIRFIELD REGIONAL PLANNING AGENCY - Membership Dues - Code 135.2101 (Mayor's letter of 8/6/64) (See Minutes of 7/6/64, page 4064) (Deferred 9/14/64; 10/5/64 and 11/9/64)

Mr. Hemingway said his Committee recommends disapproval of the above appropriation, by a majority vote. He said the Committee feels that Regional Planning is either good for all eight towns involved, or it should not be instituted on a piecemeal basis. Further, an Ordinance will be introduced later in the meeting by the Legislative and Rules Committee, to determine whether or not Stamford will remain a member after January 1965.

MR. HEMINGWAY MOVED for disapproval of the above request. Seconded

MR. KANE spoke in opposition to the motion, and said he felt to wait for all the towns to join and not come in yourself is not giving full justice to the measure.

MR. RAND rose on a point of information. He asked if this appropriation is for the period of time in which we agreed to serve as a member of the Agency.

MR. HEMINGWAY replied the money is to pay the dues for the first six months of the present fiscal year.

MR. RAND said he would like to know if we are up to date on our dues.

MR. HEMINGWAY said no.

MR. RAND said then in other words the city has refused to pay their share by taking this action.

MR. TRUGLIA said he is disappointed in the report and spoke in opposition to the motion.

MR. SELSBERG MOVED TO TABLE. (undebatable) Seconded.

MR. KETCHAM MOVED for a five minute recess at 9:35 P.M. Seconded and CARRIED.

The recess was over at 9:55 P.M. and the members resumed their seats.

Voice vote taken on TABLING. The President declared the motion carried.

Several of the members objected and asked for a roll call vote on the motion.

The President called for a show of hands. There were 21 votes in favor and 18 opposed. CARRIED TO TABLE.

(2) \$200.00 - ZONING BOARD - Code 138,0401, Advertising and Printing
(Mayor's letter of 10/27/64)

MR. HEMINGWAY MOVED for approval of the above request. Seconded and CARRIED.

(3) \$2,266.54 - PENSION - Helen M. Casey, Widow of Police Sergeant Eugene F. Casey, effective 11/18/64, based on annual pension of \$3,659.00 or 50% of his annual salary of \$7,318.00 (Mayor's letter of 10/29/64)

MR. HEMINGWAY MOVED for approval of the above request. Seconded and CARRIED.

(4) \$2,654.00 - PENSION - Patrolman John Whalen - Effective 11/17/64, based on annual pension of \$4,266.67, or two-thirds of his annual salary of \$6,400.00 (Mayor's letter of 10/29/64)

MR. HEMINGWAY MOVED for approval of the above request. Seconded and CARRIED.

(5) \$86,800.00 - SALARY INCREASE FOR ALL MUNICIPAL EMPLOYEES, except members of Police and Fire Departments, but including Police and Fire Chiefs and Commissioner of Public Health (Mayor's letter of 10/2/64)

MR. HEMINGWAY said his Committee recommended the above appropriation for approval. However, he said, the Municipal Employees' Association must, in return, give to the City a fair days work and that many representatives are receiving calls from taxpayers regarding instances where some of the City employees have been observed doing little or no work and approval of further increases should certainly be contingent upon an improvement in this area. He said higher pay scales can only be justified in return for higher work output, both in quantity and quality.

MR. HEMINGWAY MOVED for approval of the above request. Seconded by Mr. Philpot, Chairman of the Personnel Committee, who said his Committee concurred in the recommendation.

MR. KANE said he would like an explanation of Mr. Hemingway's opening statement. He said if there are such charges, he would like to know what they are, because he thinks they should be brought before the Board, because there is a Special Investigating Committee to investigate charges of this sort. He said he sees no reason to attach any strings to the salary increase - either approve it or disapprove it.

MR. CONNORS said he agreed with Mr. Kane. He said there is no doubt that in any organization there will be found some slackers, but it is not right to condemn everyone because of a few who do not do a days work.

MR. MARTIN said he was sure that the reference was not intended to include all City employees, but merely those few and that he is sure most of the employees are doing an excellent job.

MR. RUSSELL said he agreed with Mr. Martin.

MR. ZEZIMA said he also agrees with Mr. Martin and Mr. Russell.

MR. SULLIVAN said he agreed with the remarks made by Mr. Kane, and it is not fair to condemn an entire group of workers because of a few isolated instances. He said in his experience of dealing with them every day, he finds they are a hard working group of people. He said if there are any instances, it is incumbent upon the Fiscal Committee and the Personnel Committee to report them to the Board and that he does not believe it fair to slander the entire group of municipal employees this way.

MR. TRUGLIA said he has two objections. First, he said he sees no point in a report of this kind unless the Board is going to do something about it - that it just isn't fair. Secondly, he said he does not remember any Fiscal Chairman getting up and making a report based on charges that are not substantiated. He said he is amazed at such a report.

THE PRESIDENT said he wished to call the speakers attention to the fact that they are not speaking to the motion, but are getting sidetracked. He urged the members to confine their remarks to the motion.

MR. KETCHAM said he takes exception to some terminology used by some of the members. He said he sees nothing wrong with expecting fair days work for a days pay and that it is within the best American tradition. He said it is certainly understood that it is not in any way a condemnation to the entire municipal body of employees, and that the great majority do a fine job. However, he said, if there are some among them that the "shoe fits" then let them wear it, because it is on their own conscience as to whether or not they do a fair days work.

MR. TATANO MOVED THE QUESTION. CARRIED

VOTE taken on Mr. Hemingway's motion to approve item #5 on the Agenda. CARRIED.

LEGISLATIVE & RULES COMMITTEE:

MR. SELSBERG, Chairman, presented his Committee report. He said a meeting was held on 12/7/64 with the following members present: Messrs. Selsberg, Tatano, Kaggi and Sullivan.

- (1) QUIT CLAIM DEED - Ordinance No. 115 Supplemental, Authorizing the Mayor to execute deed, without consideration, to the United States of America, for transfer of LIGHT HOUSE from City to USA (Mayor's letter of 10/14/64)

MR. SELSBERG MOVED for adoption of the following Ordinance, waiving pre-publication. Seconded and CARRIED unanimously:

ORDINANCE NO. 115 SUPPLEMENTAL

CONVEYANCE OF CHATHAM ROCK TO UNITED STATES OF AMERICA, TOGETHER WITH STAMFORD HARBOR LIGHTHOUSE AND AUTHORIZING MAYOR TO EXECUTE INSTRUMENTS OF CONVEYANCE

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Stamford Charter and notwithstanding any provisions of Chapter 2, Sections 24 to 27 inclusive of the Code of General Ordinances of the City of Stamford, the conveyance to the United States of America of the following described property:

All those certain premises known as Chatham Rock in Stamford Harbor, together with surrounding underwater land embraced within a circle, seven hundred fifty (750) feet in diameter, the center of which is Chatham Rock, together with the structure located thereon, known as one Stamford Harbor Lighthouse,

for the price of One Dollar (\$1.00) and other value, is hereby approved.

The Mayor is hereby authorized and empowered to act for the City and to execute all documents necessary to transfer title to said property.

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

(Date effective: December 21, 1964)

- (2) CONCERNING BOARD OF TAX REVIEW - Confirmation of Sessions scheduled to hear appeals for revision of assessments, in accordance with provisions of Chapter 53, Sec. 530 of Charter (Their letter of 11/4/64)

MR. SELSBERG MOVED for approval of sessions as outlined in above letter. Seconded and CARRIED unanimously.

- (3) Proposed Ordinance - Concerning intent of City to Withdraw from the Southwestern Regional Planning Agency (See Minutes of 6/1/64, pages 4028-4030 and Minutes of 7/6/64, pages 4064-4069 (Published in Advocate 6/9/64)

MR. SELSBERG said it was the opinion of the Committee that the proposed Ordinance to withdraw from the Southwestern Regional Planning Agency was not in proper form.

MR. SELSBERG MOVED for approval of the following proposed Ordinance for publication, changing it to read that Stamford would remain IN the Agency. Seconded by Mr. Nathanson.

MR. KANE wanted to know if this changed Ordinance was being introduced with the consent of the introducer of the original Ordinance (Mrs. Lilliendahl).

MR. SELSBERG said he believes by doing this affirmatively we can once and for all determine where Stamford stands with respect to Regional Planning.

MR. KANE rose on a point of information. He asked if the Ordinance is in proper form and has been approved by the Corporation Counsel.

MR. SELSBERG said "yes".

THE PRESIDENT said the changed Ordinance has been recommended by the Corporation Counsel's office.

MR. NATHANSON MOVED that the reading of the Ordinance be waived.

MR. KANE asked for the reading of the proposed Ordinance.

MR. SELSBERG said he would read it, and thereupon read the following proposed Ordinance, previously moved for approval for publication. CARRIED, with several "no" votes:

PROPOSED ORDINANCE

CONCERNING APPROVAL OF CITY OF STAMFORD JOINING
THE SOUTHWESTERN FAIRFIELD COUNTY PLANNING REGION

SECTION 1 - ADOPTION OF ORDINANCE

Pursuant to the provisions of Sec. 10 of Public Act 613 of the 1959 Session of the General Assembly, the City of Stamford hereby adopts Public Act 613 of the General Statutes, joins and remains in the Regional Planning Agency for the Southwestern Fairfield County Regional Planning Group Region, as defined by the Connecticut Development Commission, under the provisions of Public Act 448 of the 1959 Session of the General Assembly.

SECTION 11 - LOCAL REPRESENTATION

Pursuant to the provisions of Public Act 613, supra, the City of Stamford, having a population of 92,713 according to the Federal Census of 1960, is entitled to four (4) representatives on the Agency.

The Planning Board of the City of Stamford, pursuant to Sec. 11 of the Public Act 613 of the 1959 session of the General Assembly, is hereby authorized to appoint to the Regional Planning Agency one (1) member who shall be an elector of the City of Stamford. The term of the first member, appointed by the Planning Board, after the enactment of this Ordinance, shall be one (1) year. Thereafter, the term of the member appointed by the Planning Board shall be two (2) years. The Mayor is hereby authorized to appoint to the Regional Planning Agency, subject to the approval of the Board of Representatives, three (3) members, who shall be electors of the City of Stamford. The term of one member, appointed by the Mayor, after the enactment of this Ordinance, shall be one (1) year, and thereafter the term of such member, or his successor, shall be two (2) years. The terms of the other two members appointed by the Mayor, after the enactment of this Ordinance, shall be two (2) years. Appointees under this section shall continue to serve after the expiration of their terms, until their successors are appointed and take office. The terms of office of initial appointees shall commence upon the establishment of said Regional Planning Agency. The four (4) appointed members, as heretofore stated, shall consist of two (2) members of the Democratic Party and two (2) members of the Republican Party.

SECTION 111 - RESIGNATION OF MEMBER

Any member who is absent from three (3) consecutive meetings of any Regional Planning Agency and any intervening duly called special meetings thereof, shall be considered to have resigned from said Regional Planning Agency and the vacancy shall be filled by the appointing authority for the expiration of the term of such member, except that the requirements of this section may be waived by the appointing authority where illness or other extenuating circumstances make it impossible for a member to meet the attendance requirement of this section. Said vacancy shall be filled in accordance with the provisions of Sec. 11 above.

SECTION IV.- PUBLICATION OF DECISIONS

Official notice of the adoption of a Regional Plan or part thereof, or amendment thereto, by the Regional Planning Agency pursuant to Sec. 8 - 35A of the General Statutes, shall be given by publishing each plan of development, or a summary thereof, together with a clear and accurate map, showing the area or areas affected thereby, in an official newspaper for at least two (2) consecutive business days, commencing within five (5) days after such adoption has taken place. Official publication of each plan of development shall be deemed to have been made upon the date of the second appearance of such official notice as herein provided.

SECTION V - APPEALS

Nothing contained in this Ordinance shall deprive any person of a right of appeal to a court of competent jurisdiction, pursuant to any statute of the State of Connecticut.

SECTION VI - TERMINATION DATE

At the regular meeting of the Board of Representatives next preceding the expiration date aforesaid, the Board of Representatives shall act upon the renewal of the City of Stamford's participation in said Southwestern Fairfield County Regional Planning Group, and if at said time said Board of Representatives decides to continue with the City of Stamford's participation in said Southwestern Fairfield County Regional Planning Group, at the regular meeting of the Board of Representatives one and one-half (1½) years subsequent to the enactment of this Ordinance, the Board of Representatives shall act upon the renewal of the City of Stamford's participation in said Southwestern Fairfield County Regional Planning Group, and the Board shall also decide on the method of selection of members, other than the one required to be appointed by the Planning Board. The method of selecting said members shall be by election, appointment, or a combination thereof.

SECTION VII - EFFECTIVE DATE

This Ordinance shall become effective upon its adoption.

MR. CONNORS said he wants to know if we are members of the Southwestern Regional Planning Agency and MOVED that a letter be sent to the State's Attorney General to find out if we are or are not members of Agency.

THE PRESIDENT ruled him out of order.

MR. CONNORS said he would bring it up under "New Business".

HEALTH & PROTECTION COMMITTEE:

MR. HEARING reported that he got word today that the steel poles for the traffic light on SELLECK STREET are being delivered tomorrow.

PLANNING & ZONING COMMITTEE:

MR. RUSSELL, Chairman, presented his Committee report at this time. He said two meetings were held - one, Thursday, November 19th and the other, Monday, November 30th, with all members of the Committee present at both meetings.

- (1) APPEAL from decision of ZONING BOARD denying application #64-020 - MARTIN LEVINE & LOUIS J. KURIANSKY (Letter dated 10/26/64 from Zoning Board - Reported on by Legislative & rules Committee at 11/9/64 meeting as being properly before the Board)

MR. RUSSELL reported that the Committee met with interested parties on the above matter on November 19th. He explained that the main substance for the application was the fact that the character of this area is already partly commercial, including a projected large shopping center across from the same area, and also that traffic flow would eventually be improved by the necessary widening of both sides of the street, as would be requested in the zoning change.

He said the arguments against were that the proposed shopping center was going to create many problems which would not be known or the solutions for them, until

it had become a reality, and that at that time the proper or possible use of other land in the immediate area would be more apparent. He said the problem of safety for school children was discussed, because of heavy traffic in an area where at least seven schools are located, with many of the students having to walk to school.

After the open meeting, he said the Committee went into executive session, withholding action by the Committee until a second meeting could be held, which was held on November 30th, at which time the Committee voted three to two to DENY the application and recommends such action to the full Board.

MR. RUSSELL MOVED the application be DENIED, thus sustaining the action previously taken by the Zoning Board. Seconded by Mr. Morris.

After considerable discussion, Mr. Russell withdrew his motion in favor of a motion as offered by Mr. Selsberg.

MR. SELSBERG MOVED, which was seconded, to reverse the decision of the Zoning Board.

THE PRESIDENT explained that a vote of "no" is a vote to deny and a vote of "yes" is a vote to approve.

MR. RAND MOVED THE QUESTION. Seconded.

MR. (THOMAS) MORRIS requested a roll call vote be taken.

VOTE taken on Mr. Selsberg's motion. FAILED TO CARRY by a vote of 37 opposed, with two abstentions, as follows:

THOSE VOTING IN OPPOSITION TO MOTION:

Patsy Arruzza (D)
Joseph Bitetto (R)
Vincent Caporizzo (D)
William Caporizzo (R)
George Connors (D)
Edward Dombroski (D)
Robert Durso (D)
Jennie Esposito (D)
William Hearing (R)
Booth Hemingway (R)
John Kane (D)
J. John Eggi (R)
Stephen Kelly (D)
Alan Ketcham (R)
Paul Kuczo (D)
Stanley Kulowiec (D)
Frances Lilliendahl (R)
Edwin Lindstrom (R)
Carmino Longo (D)
Peter Martin (R)
John Morris (D)
Thomas Morris (R)
William Murphy (D)
Benjamin Nathanson (R)

ABSTENTIONS:

Ronald Schwartz (R)
William Selsberg (R)

Romaine Philpot (R)
Paul Rand (R)
Daniel Remling (R)
John Rich (R)
George Russell (R)
Gerald Rybnick (D)
Gerald Sullivan (D)
Andrew Tatano (R)
Anthony Truglia (D)
Frank Veit (R)
Dominick Vivona (D)
Chester Walajtys (D)
Michael Zezima (R)

- (2) APPEAL from decision of ZONING BOARD denying application #64-027 - SYLVIA A. FIEBER & CAROL K. LAMPKE (Letter dated 10/26/64 from Zoning Board - Reported on by Legislative & Rules Committee on 11/9/64 as being properly before the Board)

MR. RUSSELL reported that his Committee met with interested parties on the above matter on November 30th.

He said the main arguments presented in favor were that the area is now heavily developed with many quarter acre homes and that additional homes that a lower acreage would allow would mean a lower cost to the buyer and they felt an existing buffer zone of one half acre would still remain.

He said the arguments against were that because of several homes on Apple Tree Lane being multi acre size that the Zoning Board, by rejecting the original application felt that this proposed down-grading of the requested one-half acre area to one-quarter acre would not be in the best interests of the area that is already zoned for one-half acre. Also, fears were expressed that septic drainage from the new homes might possibly contaminate the wells on nearby properties.

After the open meeting, he reported that the Committee then went into executive session. After a lengthy discussion, they voted two for and two against, Mr. Zezima disqualifying himself, thus resulting in not approving the application by offering no recommendation to the Board.

MR. KANE MOVED to reverse the decision of the Zoning Board. Seconded.

THE PRESIDENT informed the members that an affirmative majority vote (21) would be necessary.

MR. PETER MARTIN read a petition signed by 149 land owners in the vicinity, asking the Board of Representatives to uphold the decision of the Zoning Board.

MR. KETCHAM spoke in favor of upholding the decision of the Zoning Board.

MR. TRUGLIA spoke in opposition.

THE PRESIDENT explained the voting. He said a vote of "yes" means you agree to the change of zone requested and a vote of "no" means you deny it.

A ROLL CALL vote was requested.

VOTE taken on Mr. Kane's motion. It FAILED TO CARRY by a vote of 24 opposed, 11 in favor and four abstentions, as follows:

THOSE VOTING IN OPPOSITION TO MOTION:

Joseph Bitetto (R)
 William Caporizzo (R)
 George Connors (D)
 William Hearing (R)
 Booth Hemingway (R)
 J. John Keggi (R)
 Stephen Kelly (D)
 Alan Ketcham (R)
 Paul Kuczo (D)
 Frances Lilliendahl (R)
 Edwin Lindstrom (R)
 Peter Martin (R)
 Thomas Morris (R)
 William Murphy (D)
 Benjamin Nathanson (R)
 Romaine Philpot (R)
 Paul Rand (R)
 Daniel Remling (R)
 John Rich (R)
 George Russell (R)
 Gerald Rybnick (D)
 William Selsberg (R)
 Andrew Tatano (R)
 Frank Veit (R)

THOSE VOTING IN FAVOR:

Patsy Arruzza (D)
 Vincent Caporizzo (D)
 Robert Durso (D)
 Jennie Esposito (D)
 John Kane (D)
 Stanley Kulowiec (D)
 Carmine Longo (D)
 John Morris (D)
 Anthony Truglia (D)
 Dominick Vivona (D)
 Chester Walajtys (D)

THOSE ABSTAINING:

Edward Dombroski (D)
 Ronald Schwartz (R)
 Gerald Sullivan (D)
 Michael Zezima (R)

- (3) Petition (signed by 69 residents of Lakeview Development) to abandon a portion and close off the end of BROOK RUN ROAD (Received 9/14/64 - Deferred 10/5/64; and 11/9/64)

MR. RUSSELL said the Committee discussed the above problem but is keeping it in Committee for further study.

(4) Acceptance of roads as City Streets:

MR. RUSSELL said the Committee agreed to present the following roads for acceptance. They were certified for acceptance by the City Engineer in accordance with Ordinance No. 92 Supplemental (his letter dated 11/24/64), inspected and met with Committee approval. All maps referred to are on file in the office of the City and Town Clerk. HE MOVED for acceptance of the following roads listed below. Seconded and CARRIED:

CHESTNUT HILL LANE - Extending from Chestnut Hill Road northerly to and including temporary turnaround. Length, approximately 1,150 ft., width 27 ft. Map No. 7908.

DOGWOOD COURT ----- Extending from the already accepted portion easterly and southerly to and including a permanent turnaround. Length, approximately 1,155 ft., width 27 ft. Map No. 7667.

HONEY HILL ROAD-----Extending from Dogwood Court northerly to dead end. Length, approximately 255 ft., width 27 ft. Map No. 7667.

NORTHWOOD LANE-----Extending from Long Ridge Road westerly to and including temporary turnaround. Length, approximately 1,157 ft., width 27 ft. Map No. 7727.

ROCKRIDGE LANE-----Extending from Northwood Lane southerly to and including a temporary turnaround. Length, approximately 1,122 ft., width 27 ft. Map No. 7727.

WEDGEHIRE ROAD-----Extending from the already accepted portion easterly to and including permanent turnaround. Length, approximately 600 ft., width 27 ft. Map No. 7750.

PARKS & RECREATION COMMITTEE:

Park Commission - 1965 Facility Use Fees (Their letter of 10/20/64)

MR. KELLY said there is no report from his Committee this month, but several matters are pending.

PERSONNEL COMMITTEE:-

- (1) Concerning Increased Benefits for Pensioners now on Pension under the "CLASSIFIED EMPLOYEES' PENSION PLAN" (See Minutes of 10/5/64, page 4133)
- (2) Concerning COLLECTIVE BARGAINING FOR MUNICIPAL EMPLOYEES, under terms of Public Act 495 (1963 Session) (See Minutes of 7/6/64, page 4075; Minutes of 8/3/64, pages 4079-4092; Minutes of 10/5/64, page 4134)
(Committee public hearing held 11/18/64)

The above matters were kept in Committee.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE:

MR. KUCZO, Chairman, presented his report. He said a meeting was called for Dec. 3, 1964, but since the members of his committee were attending another meeting, members Frank Veit, Andrew Tatano and J. Keggi were only available for consultation and since the matters before the committee did not require a vote, but only inquiries, the Chairman resolved the matters before his committee.

Concerning STAMFORD HIGH SCHOOL PARKING LOT (Request to pave) (See Minutes of 3/2/64, pages 3927 and 3944; also 2/3/64 Minutes, page 3919; and Minutes of 11/9/64, page 4150)

MR. KUCZO said it was suggested that more information be furnished regarding this matter. He said a letter was sent to the Public Works Commissioner, asking for specific information, such as when the project would begin and what is being done about the drainage problem, and the answer was that an appropriation is being sought to alleviate the drainage problem and regarding the other questions, the Superintendent of Schools would provide the answers.

He said a meeting was held on December 4, 1964 with the Superintendent of Schools, Guy Clements and the Chairman at which time the problem was discussed. After a lengthy discussion, it was agreed that measures could be taken to try to temporarily alleviate the existing condition until the City provides the necessary storm drains. He reported that the following was agreed upon and will be done, with a target date set of December 31, 1964:

- (a) The grading of the lot will continue until the desirable height is attained.
- (b) Board of Education money will be used to purchase proper gravel for a firm, hard bed.
- (c) Parking lot lights will be provided.
- (d) Oiling of the surface will take place after the correct temperature and weather permits.

SMITH HOUSE - Concerning Replacement of Defective Equipment and adherence to Charter concerning changes in specifications (See Minutes of 8/3/64, pages 4093-4094)

MR. KUCZO said his committee presented a motion on the above matter at the August Board meeting that Section 484.4 of the Charter be adhered to and that changes in specifications are to be made only by Department heads. He said a letter was prepared at that time for the President to forward to the Corporation Counsel, requesting his opinion. He said it was important that an answer be received, since it has been pending four months.

THE PRESIDENT informed Mr. Kuczo that since this matter is not on the Agenda, he would suggest that it be brought up at the next meeting of the Steering Committee.

MR. KUCZO objected. He said he followed the proper procedure before, and the letter was written and sent to the President for his signature before being sent to the Corporation Counsel and that it had previously been approved by the Board at the August 3rd Board meeting.

URBAN RENEWAL COMMITTEE:

MR. RICH, Chairman, presented his committee report. He said a meeting was held on November 16, 1964. The purpose of the meeting was to meet and exchange views with the city's new Coordinator of Redevelopment, George A. McCulloch. He said the following members were present: Mrs. Esposito, John Morris, Booth Hemingway, William Hearing and Chairman Jack Rich.

He said the Committee was favorably impressed with Mr. McCulloch's knowledge and experience in the urban redevelopment field, as well as his energy and judgment in approaching the complex problems of Stamford's project.

He noted the following progress:

- (1) The Family Relocation office is ready to handle the relocation case load.

- (2) The Business Relocation office is in operation and started rendering assistance to business men who are to be relocated.
- (3) Negotiations have started for property acquisition.
- (4) The Disposition Contract with the sponsors is in final draft stages.
- (5) A Coordinating Consulting Engineering firm has been selected.
- (6) Perimeter Survey work continues.
- (7) Architects to handle feasibility studies for the 221-d-3 relocation housing project are in the process of being chosen.

MUNICIPAL OFFICE BUILDING "HOUSE COMMITTEE" (Special Committee):

MR. KETCHAM, Chairman, said the Committee wish to express their thanks to all city employees who have gone over and beyond the "call of duty" to expedite the completion and furnishing of the Board's meeting room. He requested Mrs. Farrell to write a letter of thanks and appreciation to all those city employees who have worked so hard and diligently to have the room ready in time for the dedication ceremonies.

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS:

THE PRESIDENT said all communications would be referred to the Steering Committee for proper referral to committee, as some of them are rather lengthy.

NEW BUSINESS:

Concerning Appeals to Board of Representatives from decisions of Zoning Board

MR. RAND said he wished to call attention to the high cost of appeals to this Board from decisions of the Zoning Board. He said it is his understanding that the cost runs into several hundred dollars for transcript of testimony and should be noted that it is not only expensive to the appellants but to those in the surrounding neighborhood. He pointed out that the Zoning Board is in a much better position to decide whether an appeal should be granted or not than is the Board of Representatives, who have many other matters to consider beside these appeals and therefore cannot be as well versed in these problems as a Board that is proficient in one thing alone. He said he would also like to note at this time that the second appeal this evening seemed to reflect a "small partisan flavor".

Concerning request of an opinion from Attorney General as to whether or not Stamford is a member of the Southwestern Regional Planning Agency

MR. CONNORS said he requested earlier in the meeting that a letter be sent to the State's Attorney General to find out whether or not Stamford is a member of the S.W.R.P.A. and at that time was ruled out of order and told he could bring it up again under "New Business" which he now desires to do. He asked, through the Chair, if anyone knows the answer.

MR. PHILPOT said he called the Attorney General this morning regarding this question and was told that under the General Statutes the Attorney General is not permitted to give advice or counsel other than to branches of the Connecticut state government. (Note: Recording very noisy - unable to hear anything. V.F.)

There was considerable discussion at this point as to how this should be done.

THE PRESIDENT explained that this would require some affirmative action by the Board, such as the proposed Ordinance offered by Mr. Selsberg earlier in the meeting.

MR. KANE said he would like to have a clarification as to why the sudden change from what was originally on the Agenda under Legislative & Rules Committee - an Ordinance declaring the intent of the City to withdraw from the SWRPA - to the opposite, namely, approval of the City JOINING the SWRPA.

THE PRESIDENT said he could not answer the question - that was up to the Legislative & Rules Committee to answer.

MR. KANE said then he would like to direct this question, through the Chair to the Chairman of the Legislative & Rules Committee (Mr. Selsberg).

MR. SELSBERG said this whole subject is confusing to most people - that this proposed Ordinance was approved for publication and can be more fully discussed at the next Board meeting when it comes up for final adoption.

MR. KANE said he cannot understand why we are going to spend money to have published in the newspaper an ordinance which we already have in existence and it doesn't make much sense to him. He asked the President if it is his interpretation that we cannot get out of this organization (SWRPA) unless we make an affirmative stand that we do so, why are we spending the money to say that we are already in it?

MR. MORRIS said at the last meeting Mr. Sherman stated that in the original ordinance there is a two year clause - in other words, giving notice that we are getting out in two years and reconsidering it, and he felt an ordinance to say we are getting out, and he was the one who advised it would be better to bring in an ordinance saying we are going into it again - in other words, it was a two year term and then we would either go in or stay out of it, and he felt it would be much clearer for the ordinance to state that we are going into it again rather than to get out.

MR. RUSSELL also spoke. (Record noisy - cannot be heard) He said our membership ceases as of January 6, 1965, unless something is done to carry it on, and the previous ordinance also states that this Board shall take action at that time to either remain in the organization or get out. He said he believes the six months notice clause, giving notice, is where the confusion lies.

THE PRESIDENT called the members attention to the lateness of the hour and that considerable business is still before the Board. He said there is still plenty of time to discuss this before it comes before the Board again at the January 1965 meeting.

MR. CONNORS said that is why he wanted to discuss it before when it was on the agenda and was told at that time to bring it up under "New Business" and now he is told that it is too late to talk about it and to wait until next month. He said he still hasn't got the answers to some of his questions.

THE PRESIDENT explained that the Attorney General cannot give an answer unless it is requested by the Governor. He said the procedure would be to ask the Corporation Counsel for an opinion.


Resignation of Ronald M. Schwartz, 16th District Representative, as President of the 8th Board of Representatives

MR. SCHWARTZ said as everyone knows, a "CALL" of a special meeting of this Board to be held this evening was sent to all members of the Board on the above matter and will be taken up as soon as this meeting is adjourned. He asked if there was any further new business.

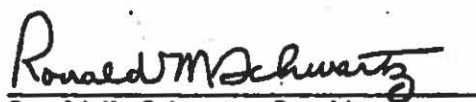
ADJOURNMENT:

On motion, duly seconded and CARRIED, the meeting was adjourned at 11:20 P.M.

VF


Velma Farrell
Administrative Assistant
(Recording Secretary)

APPROVED:


Ronald M. Schwartz, President
Board of Representatives

Note: The above meeting was
broadcast over Radio Station WSTC
until 11:00 P.M.

VF



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