

MEETING OF THE 9TH BOARD OF REPRESENTATIVES
Minutes of November 9, 1966
Stamford, Connecticut

A regular monthly meeting of the 9th Board of Representatives of the City of Stamford was held on Wednesday, November 9, 1966 in the Board's meeting room, Municipal Office Building, (2nd floor), 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the President, George E. Russell, at 8:45 P.M.

INVOCATION - Given by Rev. T. Cecil Swackhamer, First Methodist Church

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

MOMENT OF SILENCE:

A moment of silence was observed in memory of the late Daniel Hickey, a former State Senator from Stamford and a former member of the Board of Finance, as well as many other City Boards and Commissions.

ROLL CALL was taken by the Clerk. There were 31 present and 9 absent at the calling of the roll. However, a member resigned and was replaced, resulting in a final roll call of 32 present and 8 absent.

The absent members were:

Edward Dombroski (D) 3rd District
Vincent G. Caporizzo (D) 5th District
William D. Murphy (D) 6th District
Patsy Arruzza (D) 9th District
Dominick J. Mosca (R) 10th District
Alan F. Grant (R) 12th District
H. Alton Le Beau, Jr. (R) 13th District
William P. Caporizzo (R) 15th District

STANDING OVATION

A standing ovation was observed in honor of the election at the polls yesterday, of HILDA CLARKE and GEORGE CONNORS to State office, having been elected to the General Assembly. (applause)

RESIGNATION - JERRY F. WALDEN (D) 3rd District Representative

The above resignation was presented at this time by the President and the Minority Leader, John Fusaro, read Mr. Walden's letter of resignation.

MR. FUSARO offered the name of CHARLES MITCHELL (D) 209 Henry Street, in nomination to fill the vacancy, as requested by Mr. Dombroski of the 3rd District, who was absent.

MR. CONNORS offered the name of JOHN W. MUCHINSKI (D) as replacement in the 3rd District.

There being two nominations to fill the vacancy, ballots were distributed by the Tellers and the President requested the members to write the name of the nominee they wish to elect to fill the vacancy.

The ballots being counted, the result was as follows: 21 votes for Mr. Mitchell and 10 votes for Mr. Muchinski.

THE PRESIDENT declared Mr. Charles Mitchell elected as replacement for the vacancy in the 3rd District. He asked Mr. Mitchell to come forward and administered the oath of office, after which he assumed his seat as a member of the 9th Board of Representatives.

ACCEPTANCE OF MINUTES - Meeting of October 3, 1966

The Minutes of the above meeting were accepted, there being no corrections.

COMMITTEE REPORTS:

The Steering Committee report was presented and entered in the Minutes as follows:

STEERING COMMITTEE REPORT
Meeting held Monday, October 24, 1966

A meeting of the Steering Committee of the Board of Representatives, was held Monday, October 24, 1966 in the Board of Representatives' meeting rooms, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the Chairman, George Russell, at 7:30 P.M. All members were present, with the exception of Mr. Durso. Also present were Mr. Bennett and Mr. Chirimbes.

The following matters were discussed and acted upon:

- (1) Additional appropriations (10) approved by the Board of Finance at their October 13, 1966 meeting, and one deferred by the Board at the 10/3/66 meeting were ORDERED ON THE AGENDA under FISCAL COMMITTEE.

Items in excess of \$2,000, except pensions, were referred to a secondary committee, in accordance with Rule #10 on page 5 of Rules of Order.

- (2) Letter of resignation from JERRY F. WALDEN (D) 3rd District Representative

The Chairman read a letter of resignation from the above Board member, which was ORDERED ON THE AGENDA as the first order of business under the Rules of Order. (Note: See page 3, paragraph 5 under "Members")

- (3) Three Ordinances, adopted for publication at the 10/3/66 Board meeting, were ORDERED ON THE AGENDA under LEGISLATIVE & RULES COMMITTEE

- (4) Request from MUNICIPAL EMPLOYEES ASSOCIATION FOR AMENDMENTS TO CLASSIFIED EMPLOYEES PENSION PLAN - (Deferred 8/1/66; again on 9/6/66; again on 10/3/66)

At the request of Chairman John Rich, Legislative & Rules Committee, the above matter was ORDERED NOT PLACED ON THE AGENDA. Upon questioning by Mr. Rybnick, Chairman of the Personnel Committee, to whom this matter was also referred, Mr. Rich explained that this necessitates considerable study by the Actuaries, the Martin Segal Company, and is therefore being held in Committee for further information.

- (5) PARKING AUTHORITY (letter of 9/19/66) requesting approval for installation of 75 to 100 ALL DAY PARKING METERS for commuters on West Side of COWING PLACE IN GLENBROOK and for LEASE between Parking Authority and New Haven R. R. for strip of land 13 ft. in width and 1,100 ft. in length, running from corner of Glenbrook Road and Cowing Place to a dead end -
(Held in Legislative & Rules Committee at 10/3/66 Board meeting)

The above request was discussed at considerable length. Some of the members questioned how many Stamford residents used the parking facilities. The following letter was also read at this time:

- (6) Letter (dated 10/13/66) from Walter J. Donald, 15 Cowing Terrace, enclosing PETITION OPPOSING LOCATION OF PARKING AREA ON COWING PLACE IN GLENBROOK BY PARKING AUTHORITY

After further discussion of the two above matters, it was decided NOT TO PLACE THE PARKING AUTHORITY'S REQUEST FOR THE PARKING METERS on the agenda, until further information is received as to whether or not the Planning Board has approved this matter.

- (7) Request for WAIVER OF PERMIT FEE under terms of Article 100, Section 6, paragraph 14 of Building Code (Ordinance No. 80.7 amending Bldg. Code) in letter dated 10/14/66 from Attorney Frank Jamroz, representing the Bernadine Sisters of the Third Order of St. Frances of Sky Meadow Drive, for property located on Sky Meadow Drive, for a Provincial House to be used in connection with religious services

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (8) APPEAL from decision of ZONING BOARD, approving modified APPLICATION 66-011 ALPHONSUS J. DONAHUE, JR., to amend Zoning Regulations (Filed with Board of Representatives Oct. 11, 1966) - (Must be acted upon by second regularly scheduled Board meeting after referral by Zoning Board)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and ORDERED ON AGENDA under that Committee - To pass on as to proper form and REFERRED TO PLANNING & ZONING COMMITTEE as to the merits.

- (9) Concerning proposed resolution re NAMING OF CLOONAN JR. HIGH SCHOOL REPLACEMENT BUILDING AFTER DR. JOHN CLOONAN (Two proposals introduced by Peter Chirimbes and John Fusaro at 10/3/66 Board meeting and referred to the Steering Committee)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and the EDUCATION, WELFARE & GOVERNMENT COMMITTEE - ORDERED ON AGENDA

- (10) Mayor's letter (dated Sept. 30, 1966) enclosing INTERIM REPORT ON USES OF OLD CLOONAN JUNIOR HIGH SCHOOL, prepared by Mr. Gibbs Lyons and Mr. Richard Brown - (Requested by Board in Resolution No. 495 adopted 7/11/66 - See page 4779 of Minutes - Also under "Communications from Mayor", in Minutes of 10/3/66, page 4867)

REFERRED TO PUBLIC WORKS COMMITTEE - ORDERED ON AGENDA

- (11) Letter (dated 9/27/66) from Carl V. Ohlson, President Lakeview Owners Association, requesting INSTALLATION OF STOP SIGNS at junction of Lakeview Drive and Brook Run Lane

REFERRED TO HEALTH & PROTECTION COMMITTEE - Not on agenda

- (12) Letter (dated 9/6/66) CONCERNING REQUEST FOR TRAFFIC LIGHT AT INTERSECTION OF WILSON STREET AND WAVERLY PLACE (Signed by 2nd District Representatives)

REFERRED TO HEALTH & PROTECTION COMMITTEE - Not on agenda

- (13) Petitions for acceptance of roads as City Streets

REFERRED TO PLANNING & ZONING COMMITTEE

- (14) APPEAL from decision of ZONING BOARD, approving Application 66-013 - MICHAEL D. ZEZIMA, JR. - To change Limited Business District, Land now in R-5, located on Northeast corner of Maple Tree Avenue and Courtland Avenue

REFERRED TO PLANNING & ZONING COMMITTEE - ORDERED ON AGENDA
(Previously approved as to proper form by Legislative & Rules Committee)

- (15) Concerning responsibility for naming of roads accepted as City streets

There was considerable discussion as to the responsibility of the Planning Board taking care of the allocation of names for streets, in order that there be no duplication of names or names that sound alike. On motion, seconded and CARRIED, it was decided that a resolution be sent to the Planning Board, asking that they take care of assigning names to roads in order to avoid future problems.

REFERRED TO THE LEGISLATIVE & RULES COMMITTEE to prepare resolution.

- (16) Letter (dated 9/20/66) received 10/24/66, from Paul Kuczo, Jr., CONCERNING PROPER MARKING OF CITY-OWNED VEHICLES AND-VIOLATION BY CITY OFFICIALS

REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not on agenda

- (17) Letter (dated 10/3/66) from Michael P. Saltis, PUBLIC RELATIONS COORDINATOR, SCATTERED SITE HOUSING OPPOSITION, requesting IMPEACHMENT OF THE MAYOR

Mr. Morris read the following statement on the above matter:

The question of impeachment of any elective officer is one which has most serious impact, not only on the office that is involved, but also on the efforts to establish and maintain a stable and high quality form of government, whether it be local, state or national.

If there is to be respect and dignity associated with public office, it must also carry a reasonable understanding by the public for the decisions and actions that such offices must render.

It is obvious that, from time to time, all actions and decisions cannot be to the liking of all. It is here that the seriousness of threats to impeach any public official becomes a matter which must entail grave and serious wrongdoing.

The Stamford Charter, under Section 120, clearly expresses the seriousness of such a procedure and the lengthy steps involved before such impeachment can occur.

After further discussion of the matter, the Steering Committee voted and approved the following:

The request is devoid of merit for lack of substantiation and any further proceeding would be detrimental to the orderly conduct of municipal affairs.

- (18) Letter from Pastor Rafe M. Taylor, Faith Tabernacle Baptist Church (dated 10/20/66) requesting approval to purchase land from the City on which to build 200 UNITS OF COOPERATIVE HOUSING TO BE USED FOR RELOCATION OF DISPLACED PERSONS NOW LIVING IN THE SOUTHEAST QUADRANT

REFERRED TO THE PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE - Not on agenda

- (19) Letter from STAMFORD ADVOCATE Editor Theodore Yudain, requesting permission to have a reporter attend meetings of the Steering Committee (dated Oct. 5, 1966)

The above matter was discussed at considerable length. It was decided to inform the Advocate that under the Board Rules, all Committee meetings are closed to the public, unless announced in advance as an "open meeting" and the Chairman of any Committee is the only one authorized to release any information to the press and radio. This decision was APPROVED by a vote of 8 IN FAVOR, 3 OPPOSED, with 3 ABSTENTIONS, there being 14 members of the Committee present.

- (20) Letter from Board of Finance (dated Oct. 15, 1966) concerning PROPOSED CHARTER AMENDMENT to enable THE SALE OF TAX BOOKS IN THE FUTURE, rather than giving them away free, as presently outlined in Sec. 574 of the Charter

The above matter was ORDERED HELD for the appointment of the next CHARTER REVISION COMMITTEE, which is expected to be appointed at the November Board meeting.

- (21) Letter (dated 10/5/66) from Paul Kuczo, Jr., Stephen E. Kelly and Gerald J. Rybnick, PROTESTING MANAGEMENT OF BOARD'S MEETING ROOM, AND REQUESTING THAT THE "HOUSE COMMITTEE" DETERMINE HOW THE MEETING ROOM IS TO BE USED AND WHO HAS THE RIGHT TO DETERMINE WHEN AND HOW THE ROOM IS TO BE USED

REFERRED TO THE "HOUSE COMMITTEE" - Not on agenda

Other miscellaneous correspondence and notices were ordered noted and filed.

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned at 9:40 P.M.

vf

George E. Russell, Chairman
Steering Committee

PAGES FOR TRANSMITTING MESSAGES:

THE PRESIDENT announced that the two high schools have sent two Pages, to enable the members to communicate with each other without having to leave their seats and wandering away from the meeting. He introduced the Pages at this time, as Andy Eisner, from Rippowam High School and Candy Allen, from Stamford High School.

FISCAL COMMITTEE:

MR. HEMINGWAY, Chairman, presented his Committee report and said they met on Thursday, November 3, 1966. He reported on the following matters:

- (1) \$500,000.00 - BOARD OF EDUCATION - Resolution amending 1966-1967 Capital Projects Budget. for CONSTRUCTION OF BOARD OF EDUCATION OFFICE FACILITIES - (Present building needed for Urban Renewal)
(Mayor's letter of 8/5/66) - (DEFERRED 9/6/66; again on 10/3/66)

MR. HEMINGWAY said his Committee recommends the above request for approval and he so MOVED. He said he thinks we should all understand that the minimum figures the city will receive, as appraised, will be \$250,000 and it may go higher. He said there have been two appraisals so far and a third is now being taken. (Referring to the old building)

Secondly, he said, the State will pay one-third of the cost of construction of the new building, no matter what the cost, IF the building is built on school property where a school building is now located, such as Turn-of-River. He said if these two things came to pass, the City, on a minimum basis, would have to pay out of City funds, some \$84,000.00. He said there have been suggestions that the Board of Education could rent some buildings - such as 303 Main Street, or rent some other commercial buildings in town, and according to information available, the rental would be, per square foot, in the neighborhood of \$2.00 per sq. ft. a year and as stated in the letter from the Board of Education, their requirements would be 25,000 square feet.

He said they have been told by the URC that they are not opposed to the rental of 303 Main Street for a short period of time, but would not like it if the occupancy of this building extended beyond two more years, as it is scheduled to be torn down and ultimately become a park mall.

He said the Committee is not aware of other places, other than those just mentioned, as far as rentals are concerned. He said the URC does have the right to condemn the present building, whether or not this Board approved the appropriation. He said the reasons for the requested evacuation of the building by approximately next July (which might be extended somewhat) is that they wish to go through with the widening of Broad Street and getting all the utilities put in. He said that since this matter has been held in Committee (approximately two months), the URC has come to the conclusion that they must go through with the extension of Broad Street from Grove up to Clark's Hill on Main Street, and have started the engineering work on this, expecting to have it finished early next year and be able to start demolition and clearing of the right-of-way by late next year, with construction of the actual road finished in 1968. He explained that the reason URC want the building is that major retail clients are making inquiries as to available space in the Urban Renewal area and instead of having one major client of this nature, they have two, and in order to make space available, they feel they will have to push the parking garage slightly further East and it will cover the property in the present building used by the Board of Education.

He said any clients who intend to come into the Urban Renewal area are demanding firm assurances from the URC, both as to the completion date of the inner traffic route around the inner core of the City and also the completion date of the garage for parking, because they feel there is no point in committing themselves to a lease and having a store ready with merchandise in it when people do not have easy access to the store.

For the above reasons, Mr. Hemingway said the Fiscal Committee urges approval of this appropriation.

He said there have been suggestions that Rice School could be used and the Committee looked into this and were told by the Board of Education that the school would not be available until 1968, which seems reasonable, inasmuch as the appropriation for building the Rice School replacement will not come up until next year's budget, which would probably put construction off until early in 1968.

Mr. Hemingway's motion to approve this appropriation was seconded.

MR. CHIRIMBES said he opposes this request and spoke in opposition. He said he would like the record to show that this Board does not want another building situation on its hands, such as the Old Cloonan School building. He said let's not sell valuable property and then buy later at a premium price.

MR. FUSARD said at one time he was led to believe that the Board of Education was willing to meet with interested parties and the Board of Representatives to explain their position in regard to this building at Turn-of-River. He said there are a lot of unanswered questions, such as a bad drainage problem, and it is his understanding that this problem has not been corrected or alleviated. He opposed placing the Board of Education offices there. He said the figure that this Board is being asked to approve goes back at least two years and whether or not it has been checked on since then, he does not know - that he has been told the plans were gone over recently and they still come up with the same figure. He said construction costs have gone up since that time as much as 5% to 8% and we are no longer talking about half a million dollars. He said this figure is very deceptive, since this is just a shell and has nothing to do with equipment needed in the building and he has been told that the furnishings in the present building will not be used, so there will be added expense in furnishing and equipping the building. He said he would like to see the figures and also would like to see, in black and white, the reasons why Rice School cannot be used and would also like to know why the "abandoned school" in the South End cannot be used, and also why it cannot be built in the city area, making it more accessible to everyone. He said we also would like to know just where we are going with urban redevelopment, but apparently are not able to, and how a building might be coordinated into this plan, to house ALL city agencies, including the Board of Education. He said he has heard arguments saying the feasibility of this argument cannot be considered, because then, the Federal Government could not pick up a portion of this cost.

He said we are told there is a great rush needed to implement this project, but as he looks at it, there is still property to be condemned and quite a bit of it to reach out as far as Main Street and the Broad Street extension as far as he knows, has been on the books since 1953 and still hasn't been done. He said it seems that this Board does not have enough information and we would like to have more. HE MOVED TO TABLE this for another month. Seconded by Mr. Lindstrom.

The motion was CARRIED, with two no votes.

- (2) \$2,000.00 - TAX ASSESSOR - Code 144-04.03 - Printing of Tax Books, as required under provisions of Sec. 574 of Charter (Mayor's letter of 9/9/66)

MR. HEMINGWAY MOVED for approval of the above request. Seconded by Mr. Boccuzzi, who said the Education, Welfare & Government Committee concurs in approval. CARRIED.

- (3) \$2,700.00 - Resolution, amending 1966-1967 Capital Projects Budget for Replacement of SIGNAL LIGHT AT OLD NORTH STAMFORD ROAD AND BEDFORD STREET, and appropriation therefor - (Mayor's letter of 9/16/66)

MR. HEMINGWAY said the Fiscal Committee does not recommend this for approval and he so MOVED. Seconded by Mr. Kaplan who said his Committee (the Health & Protection Committee) agreed with the Fiscal Committee.

MR. NATHANSON spoke against the motion, illustrating his remarks with a map of the area where the light in question is installed. He explained that the light is at the top of a blind hill, where anyone coming out of Old North Stamford Road must inch their way out to avoid an accident. He said the Police Department has told him there have been several accidents at this intersection over the years. He quoted from the Charter, Chapter 43, Sec. 430 making the Chief of Police responsible for traffic regulations and installation of lights.

MR. NATHANSON urged the motion be voted down for the reason that this Board did originally approve the installation of the traffic light and therefore must have felt it was needed and now that it must be repaired, to hold this up might result in the loss of life.

After considerable further discussion, MR. BENNETT said he would like to ask the Chairman a question - why did the Committee deny the requested appropriation.

MR. HEMINGWAY said the City has a case in Court against the lighting company, and the Committee feels they should wait and collect this money from the Court, rather than prejudice the possible decision of the Court.

MR. BENNETT said he has received numerous calls regarding the light at this corner and that it is a very dangerous situation and it has already been one year in the Courts and can very likely take another year and then some and as the light remains at the present time, constitutes a dangerous hazard as long as it is not in operation. He said merely because the case is pending in Court should not stop us from appropriating the funds, when the city would be reimbursed for these funds if the lawsuit is successful.

MR. ROGERS said he concurs with Mr. Bennett that we can't wait several years for a lawsuit to be concluded and we cannot in good conscience refuse to appropriate this money until after some child is killed at this corner.

MR. FUSARO said the way he looks at it is that the City will either have to pay out \$2,700 to repair this light, or the lighting company will have to pay it. He said in all cases where the city is insured against damages, we usually appropriate the funds and then wait until the insurance company reimburses the city and this is the city's usual practice and why cannot we treat this in the same manner?

After considerable further debate, MR. BOCCUZZI MOVED THE QUESTION. Seconded and CARRIED.

MR. ROGERS said he wants the reason why the Health & Protection Committee agrees with the recommendation of the Fiscal Committee to deny this request.

MR. KAPLAN came to the front of the room where the map was located, in order to point out the reasons why his Committee concurred with the Fiscal Committee. He said this is a very steep hill which does not show on the map. He said in the winter, it is absolutely impossible for cars to stop on this hill without skidding into one another, and they do not turn the light into a blinker as quickly as might be, and during rainy or icy weather, this hill becomes very hazardous when this light turns red and they back up three or four blocks. He said his committee felt that this light constitutes more of a safety hazard than does the absence of a light for traffic on Bedford Street, and that is why they agreed with the recommendations of the Fiscal Committee to deny the request.

MR. NATHANSON said he has just inquired of Mr. Bitetto, Chairman of the Public Works Committee, who has informed him that we had approximately five snowstorms last year. He said he would like to know just how often we get this icy condition so that we would now take this \$7,000 piece of apparatus (the signal light) and "junk" it and on Mr. Kaplan's recommendation, overriding that of the Chief of Police.

MR. KAPLAN said he refers to rainy weather and icy weather. He said he travels this road every night and Mr. Nathanson doesn't travel this way often. He said he can state from his own personal knowledge this is a very bad hill when the light turns red and it has been a lot better since this light has been on permanent blinker.

MR. BITETTO asked if he could speak on the question, as he has some information.

MR. FUSARO objected, saying that he could speak if the maker of the motion to MOVE THE QUESTION will yield to the speaker.

MR. BOCCUZZI said he would yield to Mr. Bitetto.

MR. BITETTO said the Police Department is most concerned with the installation of traffic lights, and also the State Traffic Commission is called in on these matters. He said because of this, he is sure the flow of traffic has been studied and all statistics are in the possession of the Police Department. He spoke at some length, saying he feels this traffic light should be restored to the way it was intended to operate.

MR. RICH pointed out that the Board has several possibilities here - that the question has been moved, which brings us back to the original motion to DENY, as made by Mr. Hemingway, and if a member votes in favor of the motion, it is a motion to DENY the request and if the Board wishes to overturn the recommendations of the Fiscal Committee, then a motion must be made to approve the appropriation.

THE PRESIDENT said the question now before this Board is a motion to DENY the appropriation.

MR. NATHANSON MOVED for a ROLL CALL VOTE. (Requires approval of 1/5th of those present to carry) The motion failed to carry.

VOTE taken on Mr. Hemingway's motion to DENY the request.

THE PRESIDENT announced the vote supports the action of the Fiscal Committee, by a show of hands - 14 to 13.

- (4) \$67.00 - BOARD OF REPRESENTATIVES, for following: (Mayor's letter of 9/15/66)

Code 106.2201 - New Equipment, (Harter) Steel	
Typist Posture Chair-----	\$52.00
Code 106.1201 - Maintenance of Equipment - To	
Repair Line-A-Time-----	15.00
	<u>\$67.00</u>

MR. HEMINGWAY said the Committee recommends the above request for approval and so MOVED. Seconded and CARRIED.

- (5) \$147.40 - BOARD OF REPRESENTATIVES - Code 106.0101, Salaries - For Clerk-Typist, to provide increment recently granted by promotion examination, approved by Civil Service Dept., effective August 29, 1966 - Being promotion from Clerk-Typist I, Grade S-4, to Clerk-Typist II, Grade S-7, Step "B" in salary scale) - (Covering 44 remaining weeks of 1966-1967 fiscal year) (Mayor's letter of 10/5/66)

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

- (6) \$388.83 - PUBLIC WORKS DEPARTMENT, Division of Land & Building Maintenance, Code 629.0101, Salaries - (To provide increment for reclassification from Laborer I to Maintenance Tradesworker II, Grade W-8 to W-15, effective 10/3/66, approved by Personnel Commission 9/19/66) (Mayor's letter of 10/4/66)

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

- (7) \$168.09 - PUBLIC WORKS DEPARTMENT, Administration, Code 602.0101, Salaries - To provide increment for reclassification from Secretary, Grade S-9 to Executive Secretary, Grade S-10, effective 10/3/66, approved by Personnel Commission 9/19/66 - (Mayor's letter of 10/4/66)

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

- (8) \$10,000.00 - PUBLIC WORKS DEPARTMENT - Code 624.0617, Bureau of Sanitation, Division of Garbage Collection - Fill for Land Reclamation (Mayor's letter of 10/4/66) - REDUCED by Board of Finance from the \$20,000 requested, to \$10,000.)

MR. HEMINGWAY MOVED for approval of the above request. He said this is for dirt to be used in covering up rubbish and debris at the Scofieldtown Road dump.

MR. BITETTO seconded the motion and said the Public Works Committee concurs in approving this item. CARRIED.

- (9) \$1,400.00 - PUBLIC WORKS DEPARTMENT - Code 630.1803, Alterations & Maintenance - Bureau of Highways & Maintenance, Division of Buildings & Grounds, Town Hall - To provide additional vault space for Town & City Clerk's Office - (Mayor's letter of 9/7/66)

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

- (10) \$88,358.00- BOARD OF EDUCATION - Project #135-5 (Elementary and Junior High School Remedial Reading - Supporting Services - Reimbursement expected from State under "Act Concerning State Aid for Dis-advantaged Children" passed by the 1965 General Assembly. (See letter of 9/14/66 from Joseph B. Porter, Supt. of Schools)

MR. HEMINGWAY MOVED for approval of the above item, saying it is fully reimbursable to the City by State and Federal funds.

MR. BOCCUZZI said the Education, Welfare and Government Committee concurs in the action taken by the Fiscal Committee and seconded the motion. CARRIED.

- (11) \$154,745.00 - BOARD OF EDUCATION - Project #135-2 (Aspiration: Education) - Reimbursement expected from State under Title I of Public Law 89-10, Elementary and Secondary Education Act of 1965. (See letter of 9/14/66 from Joseph B. Porter, Supt. of Schools)

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

MR. BOCCUZZI said the Education, Welfare and Government Committee also approves. CARRIED.

LEGISLATIVE & RULES COMMITTEE:

MR. RICH, Chairman, presented his Committee report. He said a meeting was held in the Board Caucus Room, Tuesday, November 1st at 8:15, with all members present except Mr. Bromley and Mr. LeBeau. Also present for discussion of matters pertaining to items on the agenda were: Mr. Ellis Baker, President, Board of Education, and Mr. Nathanson and Mr. Sessa of the Parking Authority; also present was Gerald Longo, Supt of the Parking Authority.

- (1) Final adoption of Ordinance - Authorization of a QUIT CLAIM DEED FROM CITY OF STAMFORD TO ARNOLD OBERWEGER, OF 5 AMHERST PLACE, IN ORDER TO EFFECT RELINQUISHMENT OF A 10 FOOT DRAINAGE EASEMENT THROUGH MR. OBERWEGER'S PROPERTY, NO LONGER REQUIRED BY THE CITY - (Mayor's letter of 8/18/66) (Adopted for publication Oct. 3, 1966; published Oct. 8, 1966)

MR. RICH MOVED for final approval of the following Ordinance. Seconded and CARRIED:

ORDINANCE NO. 130 SUPPLEMENTAL

AUTHORIZATION OF A QUIT CLAIM DEED FROM CITY OF STAMFORD TO ARNOLD OBERWEGER, OF 5 AMHERST PLACE, IN ORDER TO EFFECT RELINQUISHMENT OF A 10 FOOT DRAINAGE EASEMENT THROUGH MR. OBERWEGER'S PROPERTY, NO LONGER REQUIRED BY THE CITY

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 2-24 to 2-27, inclusive, of the Code of General Ordinances of the City of Stamford, all right, title and interest of the City of Stamford in and to a 10 foot easement for drain through and across Lot #1 as shown on Map No. 1 of Castle Wood Park, Property in Stamford, Conn., Prepared for Norman A. Fieber and Alvan G. Lampke, which map is on file in the office of the Town and City Clerk of the City of Stamford, as Map No. 7457,

is hereby relinquished.

The Mayor of the City of Stamford is hereby authorized and empowered to act for the City of Stamford and to execute and deliver the necessary Quit Claim Deed to accomplish the aforesaid easement relinquishment.

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

- (2) Final adoption of Ordinance - Authorization of an EASEMENT FROM CITY OF STAMFORD TO HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING ELECTRICAL SERVICE FOR CLOONAN JUNIOR HIGH SCHOOL REPLACEMENT, PRESENTLY UNDER CONSTRUCTION - (Mayor's letter of 8/18/66) (Adopted for publication October 3, 1966; published October 8, 1966)

MR. RICH MOVED for final approval of the following Ordinance. Seconded and CARRIED:

ORDINANCE NO. 131 SUPPLEMENTAL

AUTHORIZATION OF AN EASEMENT FROM CITY OF STAMFORD TO HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING ELECTRICAL SERVICE TO CLOONAN JUNIOR HIGH SCHOOL REPLACEMENT, PRESENTLY UNDER CONSTRUCTION

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, Section 2-24 to 2-27, inclusive, of the Code of General Ordinances of the City of Stamford, the easement as shown on a map entitled: "Electric Underground Facilities on the property of the City of Stamford (Woodside Junior High School), The Hartford Electric Light Company, Stamford Division, Drawing No. K-6572-M", which Map is to be filed in the office of the Town and City Clerk of said City of Stamford,

is hereby authorized.

The Mayor of the City of Stamford is hereby authorized and empowered to act for the City of Stamford and to execute and deliver all documents necessary to transfer title to such above described property to grant the easement aforesaid.

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

- (3) Final adoption of Ordinance - PERTAINING TO THE RESTRICTION OF PARKING VEHICLES ON PUBLIC STREETS AND TOWING AWAY OF SAME - (Amends previous Ordinance No. 97 Supplemental, enacted Dec. 1, 1961) - (Adopted for publication Oct. 3, 1966; published Oct. 11, 1966)

MR. RICH MOVED for final approval of the following Ordinance. He said he would like to remind the Board that this Ordinance is in several sections: #1 in regard to adopting a maximum \$10.00 towing charge for towing away of cars; #2 prohibiting the blocking of driveways and allowing the towing away of vehicles blocking driveways,

and #3 raising the overtime parking fine from \$1.00 to \$5.00 for 30 days non-payment and to \$10.00 for 60 days if not paid. The motion was seconded. The Ordinance follows:

ORDINANCE NO. 132 SUPPLEMENTAL

PERTAINING TO THE RESTRICTION OF PARKING VEHICLES ON PUBLIC STREETS
AND TOWING AWAY OF SAME (Amends previous Ordinance No. 97 Supplemental,
enacted Dec. 1, 1961)

BE AND IT IS HEREBY ORDAINED BY THE CITY OF STAMFORD THAT:

Section 19-22 of the Code of General Ordinances is hereby amended to read as follows:

Sec. 19-22. Redemption.

Before the owner, or person in charge of any vehicle taken into custody, as above provided, shall be allowed to remove the same from the place where it has been impounded, he shall furnish to a member of the police department evidence of his identity and ownership, shall sign a receipt for such vehicle and shall pay the cost of removal, not to exceed the sum of Ten (\$10.00) Dollars, plus the cost of storage, not to exceed Fifty (.50) Cents for each day, or portion of a day, that such vehicle is so stored in excess of the first twenty-four (24) hours.

The following is hereby added to the Code of General Ordinances as Sections 19-24 and 19-25:

Sec. 19-24. Towing away of vehicle.

Any police officer, upon discovering any vehicle parked in violation of Section 12-4 hereof, or so as to obstruct any private or public driveway, may remove, or cause such vehicle to be removed, to a garage or other parking area, either public or private, subject to the provisions of Sections 19-21, 19-22 and 19-23 hereof.

Sec. 19-25. Penalty for violations of parking rules and regulations.

The penalty for violations of rules and regulations promulgated by the Chief of Police with respect to parking on public streets, highways, or public places, shall be One (\$1.00) Dollar. In the event that said penalty shall not be paid within thirty (30) days of the violation, said penalty shall be Five (\$5.00) Dollars and in the event said penalty shall not be paid within sixty (60) days of the violation, said penalty shall be Ten (\$10.00) Dollars.

ENACTMENT:

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

THE PRESIDENT called for a vote on the above Ordinance. CARRIED, with one "No" vote (Mr. Kucso).

- (4) Request for WAIVER OF PERMIT FEE under terms of Article 100, Section 6, paragraph 14 of Building Code (Ordinance No. 80.7 amending Bldg. Code) in letter dated Oct. 14, 1966 from Attorney Frank Jamroz, representing the Bernadine Sisters of the Third Order of St. Frances of Sky Meadow Drive, for property on Sky Meadow Drive for a Provincial House to be used in connection with religious services - (Requested in letter from law firm of Jamroz, Hanrahan and Martin)

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

- (5) APPEAL from decision of ZONING BOARD, approving modified APPLICATION 66-011-ALPHONSUS J. DONAHUE, JR., to amend Zoning Regulations (Filed with Board of Representatives Oct. 11, 1966 - Must be acted upon by second regularly scheduled Board meeting after referral by Zoning Board)

MR. RICH reported that the Committee was unable to reach a decision on whether or not this appeal is in proper form and understands that the original applicants have objected to the form of the appeal. He said a Committee hearing will be held on Saturday, November 12th in order to determine the validity of the objections to the appeal, at which time representatives of both parties will be present to discuss the matter with the Committee.

MR. RICH said he wishes to stress that what is before his Committee is strictly the legal form of this appeal and not the merits. He said it must be reported on by the Planning & Zoning Committee and action taken at the next meeting of the Board.

- (6) Proposed resolution CONCERNING NAMING OF CLOONAN JR. HIGH SCHOOL REPLACEMENT BUILDING AFTER DR. JOHN CLOONAN - (Introduced by Peter Chirimbis and John Fusaro at the October 3rd Board meeting and referred to the Steering Committee)

MR. RICH said this has been referred to the Corporation Counsel for an opinion as to whether this is in proper form for consideration by this Board. He said this is a matter which does not seem to be clear to even the lawyers he has requested to give informal opinions. He said it seems that before the Board takes action on this matter, that we should be sure of our legal ground as to whether or not it is fully within the power of the Board of Representatives. He said there does not seem to be any very great hurry as the school is not due to open until sometime in the spring of next year and does not believe that a one month delay will hurt, so the Committee will await the Corporation Counsel's opinion.

MR. CHIRIMBES said that since this is one of his resolutions, he feels that the Board should vote on taking over the naming of these things and then if there is any question, whoever raises the question can take it to the Corporation Counsel for a ruling. He said this Board names streets and other buildings in the City.

MR. FUSARO said that some attorneys are not clear and others are. He said he would like to request that Mr. Rich in his dealings with the Corporation Counsel, further discuss with him what type of Charter revisions we might need in order that this body will have the power to name schools, if it is the Corporation Counsel's opinion that at this point we do not have that power. He asked Mr. Rich to please do this.

THE PRESIDENT said he believes this would have to be a recommendation of the Board.

MR. RICH said if the response from the Corporation Counsel does not answer not only his question, but the question raised by Mr. Fusaro, we can then go back and ask if the Board does not have this power, how can they bring it about.

MR. FUSARO said he would assume that the Legislative & Rules Committee did do some research on this matter. He said, inasmuch as there is an attorney on the Committee, he would like to know what was the decision of the Committee in this matter.

MR. RICH said the attorney who investigated the matter for the Committee was not present at the meeting, therefore they did not consider his information.

MR. CHIRIMBES said he still feels this Board has done all they possibly can, and if anyone is going to question it, it should be the person who doesn't like it. He said if this Board goes to the Corporation Counsel on every question, we will never get anything done. He said he personally thinks this should be made an Ordinance and this Board should proceed to take a vote on it.

THE PRESIDENT said that since Mr. Rich's Committee is not asking for any action by the Board at this time, the matter should wait until the Corporation Counsel's opinion has been received.

MR. FUSARO MOVED for suspension of the rules in order to bring this out of Committee. Seconded.

MR. ROGERS asked if he could be heard on Mr. Fusaro's motion.

THE PRESIDENT said he could speak.

MR. KAPLAN rose on a point of order, saying a motion to suspend the rules is not debatable.

THE PRESIDENT called for a vote on Mr. Fusaro's motion to bring this on the floor. CARRIED, with a few "No" votes.

MR. RICH called attention to the fact that suspension of the rules requires a two-thirds vote. He asked for a show of hands on the vote just taken.

THE PRESIDENT called for a show of hands. He said the count was 20 to remove from Committee, and for a two-thirds vote, would have to be 21. He said the motion was therefore LOST.

MR. LOCKHART rose on a POINT OF ORDER. He said he sees one member just walking in. (Mr. Hearing)

The President informed Mr. Lockhart that Mr. Hearing has been present since the meeting was convened.

MR. FUSARO requested a re-count or a division of the House.

THE PRESIDENT said there has already been one division - a raise of hands.

MR. FUSARO insisted, saying he wants to go through this once more, that he questions the count and wants a re-count.

MR. LINDSTROM said a person voting on the prevailing side has the right to request a re-count.

MR. FUSARO said this is not necessary for a re-count. He said he is not asking for reconsideration of the question, just for a re-count of the vote.

THE PRESIDENT said it requires a majority for reconsideration of a vote. He called for a voice vote. CARRIED with several "NO" votes. The President said there is no question - that the vote will be reconsidered.

MR. LINDSTROM requested the President explain the vote once more.

THE PRESIDENT said the vote as requested by Mr. Fusaro is to remove the item from Committee and takes a two-thirds vote - 22 members to take it out of Committee.

MR. FUSARO asked the President how many are present.

THE PRESIDENT said 32 are present, as the two-thirds comes out a fraction, it will require a vote of 22 to carry. He asked all those in favor of removing this item from Committee to stand. The count was 21 in favor. The motion was LOST.

MR. BITETTO said he is abstaining from voting for the reason that he believes in the Committee system.

THE PRESIDENT asked the Parliamentarian for a ruling as to whether the vote is based on two-thirds of those present or two-thirds of those voting.

THE PARLIAMENTARIAN requested an opportunity to consult Robert's Rules of Order.

MR. FUSARO requested a recess until Mr. Kaplan has completed his research.

MR. RICH referred the Parliamentarian to page 204, Section 48 - "Two-thirds Vote". He said a two-thirds vote means two-thirds of the votes cast, ignoring blanks which should never be counted.

MR. KARL requested that in deference to the people waiting in the back of the room, that the Board defer action on the question that is presently before them and take up, out of sequence, the appeal under the Planning & Zoning Committee.

Hewes informed that this will require a two-thirds vote.

THE PRESIDENT asked the members to finish the item now under discussion.

THE PRESIDENT said it has been ruled that the 21 votes allows this item to be on the floor.

MR. FUSARO said he can only reiterate what he has said constantly in this respect - that he thinks it is irresponsible to deprive a person who has been vested with an interest in the naming of a school after him and the honoring of a person in this respect, to him, is a vested interest. He said he would therefore request that this Board name the present school that is under construction, on West North Street, the "Cloonan Jr. High School" in honor of Dr. John Cloonan. He said he should like to yield the floor to Mr. Chirimbis who made the original motion which was sent to Committee with his (Mr. Fusaro's) amendment to that motion.

MR. CHIRIMBES said he would like to have what he is about to present, become an Ordinance. He said he does not have this in his possession, but he feels very strongly about it. He yielded the floor to Mr. Fusaro.

MR. FUSARO said he does not have the Ordinance.

It was suggested that Mrs. Farrell read the proposed Ordinance.

MR. RICH said this has been referred to his Committee. He turned over the original two referrals that had been presented to the Legislative & Rules Committee.

After considerable further discussion, MR. CHIRIMBES presented the following and MOVED for publication; seconded and CARRIED:

PROPOSED ORDINANCE

CONCERNING NAMING OF REPLACEMENT FOR CLOONAN JUNIOR HIGH SCHOOL

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

The name of the new Junior High School under construction at Powell Place and West North Street, shall be "THE JOHN J. CLOONAN JUNIOR HIGH SCHOOL".

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

- (7) Proposed Resolution Concerning PARKING AUTHORITY'S REQUEST (in letter of 9/19/66) for approval of installation of 75 to 100 ALL DAY PARKING METERS for commuters on WEST SIDE OF COWING PLACE IN GLENBROOK and for LEASE between Parking Authority and New Haven R. R. for strip of land 13 ft. in width and 1,100 ft. in length, running from corner of Glenbrook Road and Cowing Place to a dead end

MR. RICH said the above item should have been on the agenda, but due to a misunderstanding was not placed on the agenda, but was on last month's agenda.

MR. RICH said this matter was discussed at great length with the Parking Authority and by the Committee. He said the Committee reluctantly agrees that the lease should be approved and that parking meters should be installed on Cowing Place. He presented the following resolution at this time:

WHEREAS, the present Glenbrook Railroad Station municipal parking lot will soon be unavailable to the Parking Authority; and

WHEREAS, the Authority has determined that the lost space can be partially replaced by construction of parking stalls on Cowing Place; and

WHEREAS, the Authority has agreed: (1) to construct the stalls in such a manner that the existing trees will be preserved and maintained; (2) to restrict parking on Cowing Place to Stamford residents, and (3) to maintain appropriate fencing along the railroad rights of ways,

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Representatives that:

In accordance with Section 584 of the Stamford Charter, the Parking Authority is authorized to enter into the necessary lease with the New Haven Railroad to acquire use of the railroad's property along Cowing Place for the construction of a municipal parking lot.

MR. RICH MOVED for approval of the above resolution. Seconded.

MR. RICH said the present parking lot in Glenbrook south of Crescent Street and the junction of the branch line of the New Canaan Railroad, is now and has been owned for some time by an owner who wishes to build a building on it and at the time the City originally leased it, was owned by Taylor-Reed, who later sold it to a developer who now wishes to build this building. He said it has been four or five years since the ownership changed and since then the Authority has been on a month-to-month lease basis. He said the Parking Authority was given notice last July that the owners wanted the lot vacated and the property made available for construction; and now it is November with the lot still not vacated, and the owners are trying to cooperate with the Parking Authority, but any day now, they can bar the entrance to the parking lot and 110 cars will have no place to park.

MR. RICH said because of this the Parking Authority has attempted to come up with a solution to the problem, and have determined that land along Cowing Place, which runs north from Glenbrook Road along the branch line, there is an area partly owned by the City and partly by the New Haven R. R. where more parking could be made available and could be controlled by the Parking Authority with meters, blacktopping and lines for stalls. He said there is considerable debate as to how many stalls can be made available - possibly 75 more or less, depending on the location of trees, telephone poles, which are to remain in their present position.

He said the Committee is not unaware of the residents of Cowing Place objecting to the installation of parking meters, as this Board is in receipt of a petition objecting to the meters, based on the fact that this is a residential street, and the increased traffic would be a hazard to many small children. He said there would be two sharp peaks of traffic - one around 8 in the morning and the other around 6 in the evening. He explained that no trees will be removed and the blacktopping that will take place will not in any way endanger the life of those trees. He said it is not a pleasant task to recommend the approval of this, but the alternative is worse. He said at its best, there will still be cars that cannot be taken care of, as soon as the present parking facilities are shut off.

MR. RICH said the question may be raised as to the urgency of this matter, but he wished to warn the members that this Board MUST act by December 4th, which occurs before the next regularly scheduled Board meeting on December 5th, which is spelled out in Section 584 of the Charter, that within 60 days of the Planning Board's approval, we must act, and the Planning Board gave their approval on October 4th. He said a study was made of those using the Parking facilities and about 50% of the cars are from Darien, New Canaan, and one came from as far away as Milford, Conn. He said we can keep them off the parking lot, which does not solve the problem.

MR. CHIRIMBES rose on a point of order. He objected to Mr. Rich's speaking in favor of the motion.

THE PRESIDENT said Mr. Rich is reading his Committee report and giving the facts and reasons to explain the action taken by his Committee.

MR. FUSARO said he may be mistaken, but he thought he heard Mr. Rich make a motion and also heard a seconder to that motion.

MR. RICH said this assumption is correct - that he is speaking to his motion and is speaking at such length, because he is concerned about the action that he is asking the Board to take and believes the Board should have full possession of the facts that the Committee has.

He continued speaking and said that the big fact is that once the lot is shut down, there will not be enough parking for the commuters and the lot can be shut down at any moment, because the time for condemnation is past, and perhaps should have been condemned five or more years ago.

He said there is one other area that might possibly be used and that is the church parking lot and as of now the Trustees of the church have not seen fit to enter into any agreement with the Parking Authority. He urged approval of his motion to grant the request of the Parking Authority.

MR. CHIRIMBES said when he was campaigning, he discovered that many of the commuters came from other areas - New Canaan, Norwalk, etc. He said those in Glenbrook who will be using the parking lot will have their wives drive them there or will walk to the station. He said he believes that about 30 stalls would be enough. He said he saw no reason for this "rush" and does not like these parking stalls in a residential area.

MR. KARL came forward with a map to better explain the problem.

MR. NATHANSON said he wished to ask a question of Mr. Rich as to the deadline date.

MR. RICH replied December 4th would be the end of the 60 day limit as prescribed by the Charter.

MR. KARL showed the members the area in question on the map, and spoke at some length in explanation.

After considerable further debate, MR. NATHANSON MOVED TO TABLE the motion. Seconded by Mr. Karl.

MR. RICH reminded the members of the date that he mentioned before - action must be taken by December 4th, if any action is to be taken.

THE PRESIDENT reminded the members that if December 4th is the deadline to act, that the next Board meeting will not be held until the following day - December 5th. He said he wants to make sure that everyone understands this.

MR. NATHANSON said he wants to explain why he made the motion to table and it is because it was also referred to the Planning & Zoning Committee and they did not act on it.

THE PRESIDENT said he wants to correct this matter of referring a matter to two Committees. He said it can be referred to two Committees, but does not necessarily follow that it must be reported OUT of both Committees - that this has been referred to the major Committee - the Legislative & Rules Committee - which has made it's report. He said if you don't want to table the matter, then vote against the motion to table.

THE PRESIDENT called for a vote on the motion to TABLE. He called for a show of hands. CARRIED to TABLE.

MR. RICH said he wants to close his Committee report with one remark - that this action to TABLE is going to create more trouble for the very people who are the most concerned about it, and when the lot shuts down there is going to be one terrible parking problem in Glenbrook.

MR. MORRIS suggested that the Board take up item No.2 under the PLANNING & ZONING COMMITTEE next, in view of the fact that there are a great many spectators waiting to hear the Board's decision on this matter. He asked the President if he would rule on whether or not this could be taken up next.

MR. FUSARO said he is in agreement with Mr. Morris.

THE PRESIDENT said unless there is some objection, the Board will take that up next. There being no objection, this was done.

PLANNING & ZONING COMMITTEE.

MR. CHIRIMBES, in the absence of the Chairman, Dominick Mosca, said he would give the Committee report, as he is a member of the Committee.

- (2) APPEAL from decision of ZONING BOARD, approving Application 66-013 - MICHAEL D. ZEZIMA, JR. - To change to C-L Limited Business District. Land now in R-5 Multiple Family Residence District, located on Northeast corner of Maple Tree Avenue and Courtland Avenue - (Filed with Board of Representatives 9/14/66)

MR. CHIRIMBES submitted the report as given to him by the Chairman, Dominick Mosca which he read, as follows:

On Wednesday, November 2nd, at 8:00 P.M., the Planning and Zoning Committee of the Board of Representatives held an open hearing in behalf of the appeal. Present were: Dom Mosca, Chairman, Peter Chirimbes, Benjamin Nathanson, Vincent Caporizzo and Robert Durso.

Also present was Thomas Morris, Majority Leader, George Russell, President of the Board of Representatives.

After listening to all testimony for and against and visiting the area and property involved.

The Committee, by majority vote, voted to uphold the Planning and Zoning Board decision and therefore offer no recommendations.

(Signed) Dominick Mosca, Chairman

MR. CHIRIMES said he would like to make his own minority report at this time. He said he opposed and voted against this down-zoning of this residential area. He said he has read the transcript of testimony and has had many letters, communications and phone calls against this down-zoning from the people in the area. He said some of the homes in this area are among the finest and this change in zoning would affect the city overall and will set a bad precedent.

THE PRESIDENT said there will have to be a motion before there can be any discussion.

MR. KARL said the action taken by the Zoning Board, in the eyes of the home owners in this area, by their approval of the Zesima appeal is a vicious act of down-zoning and block-busting. He said it is one more attempt by the "johnny-come-lately" land owner seeking to make a fast buck at the expense, discomfort and annoyance of the established home owners. He spoke at some length.

MR. KARL MOVED this Board uphold the appeal and that there be a roll call vote. *see amendment attached to front of minutes, approved 12/5/66*
Seconded by Mr. Hearing.

MR. FUSARO said he would like the record to show that he is abstaining from any discussion of this matter.

MR. HATHANSON said, in fairness to the Committee, and since the Chairman is not present, he would like to speak in clarification of their action, and to present both sides of the picture. He said the other two members who voted affirmatively are present tonight. He said by their taking the opposing view, it has nothing to do with "block-busting" of any nature. He said the area in question is surrounded by commercial property; the Master Plan of 1953 showed that this land was ear-marked for this type of zone; the property value, including the building and the land, would not necessarily be depreciated, but might very possibly be appreciated by this type of a zone. He said there was nothing presented to the Committee that he, himself saw that would require the Committee to overturn the decision of the Zoning Board - there was no new evidence presented. He said for these reasons he voted to uphold the decision of the Zoning Board.

MR. KARL spoke for the second time in favor of his motion. He said he also wished to call attention to the strong minority report that was issued by Mr. Stearns Woodman, Chairman of the Zoning Board, in which he makes strong mention of the fact that this is the first intrusion into a wholly residential area.

MR. KARL MOVED THE QUESTION.

THE PRESIDENT said this will require the affirmative vote of 21 members of the entire Board.

MR. KARL said he wishes to be advised by the Parliamentarian of the action he should take.

MR. KAPLAN said he wants to state that as Parliamentarian he can only advise the President when he calls upon him for a ruling and cannot directly advise individual members of the Board.

THE PRESIDENT said it is all spelled out in the Charter if everyone will just look at Section 556.1 - Vote Required by Board of Representatives:

"In deciding all matters referred to the Board of Representatives pursuant to this chapter, the AFFIRMATIVE VOTE OF A MAJORITY of the entire membership of said Board shall be required." (21 votes)

MR. CONNORS said he would like to ask a question - that a vote of "yes" means you are in favor of the appeal and a vote of "no" means you are opposed to it.

THE PRESIDENT said this is correct.

MR. KARL reminded the President that he had also called for a roll call vote.

THE PRESIDENT asked those in favor of a roll call vote to raise their hands. He said there is more than a sufficient number.

THE PRESIDENT announced the roll call will be taken by the Clerk and all those in favor of the appeal will answer "yes" and those opposed to the appeal will answer "no".

The motion made by Mr. Karl FAILED TO CARRY by the following vote, there being 17 in favor, 7 opposed, 7 abstentions, the President not voting as is customary:

THOSE VOTING IN FAVOR OF THE MOTION

BITETTO, Joseph (R)
BROMLEY, Robert (R)
BUCHANAN, William (R)
CHIRIMBES, Peter (R)
CONNORS, George (D)
FARMEN, Lynn (R)
HEARING, William (R)
HEINZER, Charles (R)
HEMINGWAY, Booth (R)
IACOVO, Edwin (R)
KARL, Frederick (R)
KELLY, Stephen (D)
KUCZO, Paul (D)
LILLIENDAHL, Frances (R)
LONGO, Carmine (D)
MORRIS, Thomas (R)
RICH, John (R)

THOSE VOTING IN OPPOSITION

BENNETT, Jonathan (R)
CASALE, Louis (R)
DURSO, Robert (D)
LINDSTROM, Edwin (R)
NATHANSON, Benjamin (R)
ROGERS, Randolph (R)
RYBNICK, Gerald (D)

ABSTAINING

BOCCUZZI, John (D)
BOCCUZZI, Theodore (D)
CLARKE, Hilda (R)
FUSARO, John (D)
KAPLAN, Howard (D)
LOCKHART, Ralph (D)
MITCHELL, Charles (D)

MR. HEARING asked to be excused at this time.

MR. CONNORS also asked to be excused. The roll call now shows 30 members present.

(2) Concerning acceptance of roads as city streets:

MR. CHIRIMBES said, according to Mr. Mosca, Chairman of the Planning and Zoning Committee, the streets accepted would be Haviland Lane and Indian Ridge.

THE PRESIDENT said this is usually part of the Planning & Zoning Committee report and the description and length, width, etc. of the streets are given, as well as the map Nos. which are filed in the Town and City Clerk's office.

THE PRESIDENT informed Mr. Chirimbes that because his report was not properly prepared, he would suggest that this be DEFERRED until next month, when the Chairman can bring in a properly prepared report.

MR. CHIRIMBES said because this Board has been going back and forth, without following the Agenda, he has misplaced his papers.

MR. BUCHANAN rose on a point of information. He said he does not think the acceptance of these roads should be by-passed at this time. He suggested that the President try to help Mr. Chirimbes who is obviously working at a disadvantage, trying to take the place of the Chairman of the Committee who is absent for unknown reasons. He asked that the acceptance of these roads not be put off by a mere technicality. He said he thinks it makes the Board look ridiculous.

THE PRESIDENT said he would like to point out that it is the duty of the Chairman to make out his report and see that it is placed in the hands of his Vice Chairman if he is not able to be present at a meeting. He said his job is to try and run the meeting and not to help members present a proper report. He pointed out that it is now 11:30 P.M. and getting late.

MR. CHIRIMBES said at this time he would like to DEFER this report for the Chairman to give when he can be present at the meeting.

RE: MARY JOY LANE (rejected at the October Board meeting)

MR. BROMLEY said he would like to make a comment about the above named Road. He said the people who have constructed this road have called various members of the Board, including himself, about the road not being accepted because the name was not acceptable by the Board members.

He said it is his understanding, when talking with Mr. Mosca, the Chairman of the Planning & Zoning Committee, that the name had been changed to something else, has gone through the proper channels and the new name was to be DEVONSHIRE ROAD. He said this delay is costing the Vaughns money and although due to the absence of Mr. Mosca a report cannot be presented on this road, it could have been accepted tonight. He said he feels that it is a rather sad state of affairs that the acceptance of this road has to be put off again.

THE PRESIDENT said it is unfortunate, but Mr. Bromley has brought up the road which never should have been accepted by this Board, because it does not meet the City's specifications and cannot be certified for acceptance by the City Engineer. He said he has a letter from the City Engineer stating that this road does not meet the specifications and therefore cannot be accepted as a City street.

PARKS & RECREATION COMMITTEE:

MR. LINDSTROM, Chairman, said he has a couple of matters that must be brought up tonight - one from the Veterans, requesting a Veterans Day Parade and the other from the Salvation Army for the placing of the Christmas Kettles. He MOVED for approval to bring these up under SUSPENSION OF THE RULES. Seconded and CARRIED unanimously.

(1) PETITION NO. 317 - Requesting permission for a VETERANS DAY PARADE on November 11, 1966

MR. LINDSTROM MOVED for approval of the above petition, subject to the approval of the Police and Fire Departments and also that proper insurance coverage is obtained. Seconded and CARRIED unanimously.

- (2) PETITION NO. 318 - Request from SALVATION ARMY for permission to set up the usual CHRISTMAS KETTLES in various parts of the City and the erection of a small Hut on Atlantic Square, which is their usual custom

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

MR. KUCZO said he would like to know why these requests are so late this year, and suggested that they be requested to send in their petitions early enough in the future so that they will not have to be brought on the floor under suspension of the rules. He was told this will be done and they will be so notified, but every year they seem to forget about it.

URBAN RENEWAL COMMITTEE:

MR. FARMEN said he will dispense with the reading of his Committee report, with the request that it be printed in the Minutes. This was agreed. The report follows:

Report of Urban Renewal Committee

Janis Keggi made an outstanding contribution to this Board as Chairman of the Urban Renewal Committee. Since his departure, however, the Committee has changed a few things.

First, Fred Karl will serve as Vice Chairman of the Committee. Second, regular meetings of the Committee will be held on the Thursday following the Steering Committee meeting. Since this date in November falls on Thanksgiving Day, our next meeting will be held on THURSDAY, DECEMBER 1. As always, all Board members are welcome at these meetings.

Third, in the interest of efficiency and to avoid duplication of effort, all housing matters concerning URC will be handled by the Special Public Housing and General Relocation Committee so long as that Committee is in existence. This action has been approved by the President of the Board. John Bennett and I have already established liaison to assure complete sharing of information between the two committees.

Finally, and again with the desire to save time at Board meetings, our Committee requests that any questions you have about the Urban Renewal Project be submitted to us in writing. We shall provide you with a written answer. If the answer does not meet with your complete approval, then, of course, we would expect you to present the question to the full Board. For a project the size of Urban Renewal, no member of the Committee feels qualified to answer questions before looking up the facts.

Your Committee wants to do a good job for the Board and for Stamford. Urban Renewal is a major project which holds a golden promise for Stamford for many years to come. The project area covers 130 acres - one-half for clearance and one-half for conservation. It involves 42 million dollars in Federal, State and Stamford funds. To prepare for the new Stamford, about 400 old buildings will be replaced with new construction and about 830 households and single roomers will have to be moved. These are big numbers - and they represent big stakes for Stamford's future.

A reminder of these figures, we hope will put the project potential in proper perspective. Let's put another factor in proper perspective. The starting date for the Urban Renewal Project frequently is reported as March 4, 1963, the date when this Board approved the Plan. However, it was January 1964 before the Board of Finance and this Board approved local funds for the Project, and it was May of 1964 when the Federal Loan and Grant contract was executed. In July 1964, a suit against URC was started and the case wasn't settled until May 25, 1965.

Thus, for all practical purposes, the Project has been active for only 17 months. What progress has been made in that time? The Project has acquired 186 pieces of property, or 46% of the total to be acquired. The Project has relocated 183 households and 105 roomers, or about 20% of the total.

These figures represent real progress in only 17 months time. The original plan was based on a 5 year program. Using May, 1965 as the active starting date, there is every reason to believe the program will be completed on target in 1970.

At our Committee meeting on October 26th, we concentrated our discussion on a part of the Urban Renewal program of major interest to everyone in Stamford -- the contract with the sponsors.

You will recall, the sponsors signed a first refusal contract in 1960. They spent about \$100,000 to produce a land use plan for the Project area. Since then, the sponsors have made additional investments of money and time for consulting work and architectural studies. There is no reason to question the continued, long term interest of the sponsors in this project.

The Stamford project calls for an umbrella contract -- all parcels of land will be turned over to the sponsors at one time. Most Urban Renewal projects cover each parcel under a separate contract. Changes have been made in the original plan and this has delayed final pin-pointing of each single parcel of land for the final contract.

For example, there has been a much greater demand for retail space than anticipated. The original plan called for one major store (this is defined as a full department store, covering 200,000 to 250,000 square feet) and one junior (or apparel) store. The plan is being changed to include two major department stores and there is even the possibility of a third. This is Stamford's gain -- in fact, this move can make Stamford the White Plains of Fairfield County.

Two major chains are in active contract negotiations with the sponsors at this time. It is expected that the chains will sign contingent contracts with the sponsors subject to changes in land use, which must be approved by this Board and the Federal Government. Based on current negotiations, the contingent contracts could be signed in time to be a Christmas present for the people of Stamford. When these major contracts are fully approved the remainder of land use in the Project will fall into place and this will lead to prompt signing of the final contract with the sponsors.

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Minutes of November 9, 1966

MUNICIPAL OFFICE BUILDING "HOUSE COMMITTEE"

MR. LINDSTROM said he has no report to present tonight, but expects to present a report on questions asked by Mr. Connors, Mr. Kuczo and Mr. Rybnick by next month.

CONCERNING PRESENCE OF A PHOTOGRAPHER TAKING PICTURES DURING BOARD MEETING:

MR. RICH said he wished to raise a question which he thinks the House Committee might consider. He said there was a photographer here tonight, who appears to have left the meeting. He said he thinks allowing someone to wander about taking pictures at random during a Board meeting is setting a bad precedent. He said he knows such practices are not allowed in Congress in Washington and he doubts that it is allowed in Hartford and he does not think it should be allowed in Stamford.

THE PRESIDENT said this will be referred to the House Committee.

Concerning replacement of Mr. Kelly as a member of the "House Committee"

MR. KELLY said he has been a member of the "House Committee" since its inception and now he finds that he has been dropped from it, just "like that".

THE PRESIDENT said he cannot answer Mr. Kelly at this time.

PUBLIC HOUSING AND GENERAL RELOCATION COMMITTEE:

MR. BENNETT, Chairman, said his Committee has held two meetings since the last Board meeting - one on October 20th with the Urban Redevelopment Commission, and another on November 3rd with the Housing Authority. He said the results, so far have been fruitful, with much information gained and many questions answered, which will be included in their full report.

He said the transcript of these meetings have run over 40 pages and further meetings have been scheduled with the combined URC and Housing Authority in attendance.

With respect to low cost housing, he said the Committee can take credit for prompting the report of the Housing Authority the day following their meeting, which was the first full statement by that Authority on this issue. He said it is unfortunate that the "scattered site" issue grew to the proportions that it did during the summer and fall without any statement concerning these Federal criteria when a simple statement by the Housing Authority might have dispelled many fears of property owners and lessened the public furor and conflict which rose as a result of legitimate group concern.

He said that since it appears that under present economic conditions, these Federal criteria cannot presently be met in Stamford, we must at this point go forward on a workable plan to accommodate the large number of persons in need of low cost housing. He said in view of these recent events, the President of this Board has requested that members of this Committee be present at any meeting between the Mayor, the Housing Authority and the Urban Redevelopment Commission. In answer to this request to the Mayor, he said he had received notice today from the Mayor's office of a meeting between the Housing Authority and the Mayor on November 15th at 8 P.M. in the Mayor's office, which he and other members of his Committee are planning to attend.

He said also referred to his Committee was a request concerning the Urban Redevelopment Commission. He said they have held one meeting with the URC and certain of these issues have been presented to the URC and they are seeking answers from them at future meetings. When all information has been gathered, he said at that time the Committee will make a complete report concerning their investigation.

CONCERNING AUTOMOBILE IDENTIFICATION DISKS:

THE PRESIDENT directed all members who have not yet received their identification disks for their cars to please contact Peter Chirimbes, who is distributing them.

ADJOURNMENT:

There being no further business to come before the Board, on motion, duly seconded and CARRIED, the meeting adjourned at 12:05 A.M.

Velma Farrell

Velma Farrell
Administrative Assistant
(Recording Secretary)

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APPROVED:

George E. Russell

George E. Russell, President
9th Board of Representatives

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

VF