

MEETING OF THE 10th BOARD OF REPRESENTATIVES  
Minutes of May 6, 1968  
Stamford, Connecticut

A regular monthly meeting of the 10th Board of Representatives was held on Monday, May 6, 1968 in the Board's meeting room, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the President at 9:10 P.M.

INVOCATION was given by Reverend Thomas Casey, St. Cecilia's Church.

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

ROLL CALL was taken by the Clerk. All members were present.

ACCEPTANCE OF MINUTES - Meeting of April 1, 1968

MR. HEINZER called the Board's attention to Page 5339, Item #12 - Pension for Patrolman James J. Lynch and said he wanted it noted that Patrolman Lynch's annual salary was only \$7,150 and would like the Board to be cognizant of the fact that our Police are sorely underpaid.

THE PRESIDENT said what Mr. Heinzer wanted was an addition to the Minutes and not a correction. He asked if there were any further corrections to the April 1st Minutes. There being none, the Minutes were accepted.

ACCEPTANCE OF MINUTES - Meeting of April 22, 1968.

THE PRESIDENT said he would entertain a motion to suspend the rules in order to also approve the Minutes of the April 22nd meeting.

It was MOVED, seconded and CARRIED that the rules be suspended.

MR. FARMEN called attention to his remarks on Page 5373 which were attributed to him and said he had made no such remarks and it must have been someone else who was mistaken for him.

MR. BROMLEY said he has not had time to go over these Minutes and wanted to know if there was anything in these Minutes that would suggest a letter had been received from the Stamford New-Urban Corporation as to the possibilities of a Design Review or an architectural review Board.

THE PRESIDENT said this was a special meeting and that question could not have come up at that meeting.

MR. BROMLEY said he was told that it should have been entered in the Minutes of the Board of Representatives because it was something that would reflect .....(did not finish sentence).

THE PRESIDENT referred Mr. Bromley to Page 5369 of the Minutes and said,

through the Chair, certain things were put into the record. (See 2nd Paragraph).

MR. BROMLEY said what he is referring to is a letter to which he would like to bring to the attention of the Board. He said it was supposed to have been signed by Robert Rich, President of the Stamford New-Urban Corporation. He said what he is particularly referring to is a part that said that in the event the Board of Representatives of the City of Stamford passes an Ordinance or other legislation providing for architectural review of structures to be built in the central business district of the City of Stamford, in the event that said Ordinance grants to the reviewing authority powers of review which are greater than those contained in Section 7.2 of said Land Disposition Agreement, then, and in that event, the Stamford New-Urban Corporation would agree that the Urban Redevelopment Commission shall be entitled and empowered to exercise the more comprehensive or greater powers of architectural review, as set forth in said Ordinance, or the legislation. He said the reason he is bringing this up and the reason he wants this entered on the record of the Board of Representatives -- this was one of the inducements that led certain members of the Board to vote for this Disposition Contract. He said he was under the assumption that it had been signed and was going to be a part of the meeting, excepting the Disposition Contract.

THE PRESIDENT said he is at a loss -- that he is familiar with the letter that he refers to and it was received by the Board Office, but as to whether it was discussed at the meeting, he has no recollection, unless it was part of the compiled facts entered as a part of the record at that time. He said if it was not and was not discussed, he does not see how we could even begin to put it into the Minutes at this point.

MR. BROMLEY said he agrees, because these are Minutes of a meeting that is already past, but on the other hand, he was not present at that meeting, having been out of town --- he was at least hoping that some memorandum by the Clerk could be made -- at least on the Minutes of THIS meeting, because the design review provisions of the Disposition Contract was an item that caused considerable controversy and there were many meetings held on this alone ..... both official and unofficial meetings, and he feels that some mention should be made of this agreement which he was assured was signed by the Stamford New-Urban Corporation, and that is why he is bringing it up at this time.

THE PRESIDENT said he can be certain that it will appear on the Minutes of this month.

THE PRESIDENT said he would request Mrs. Farrell to look to her records in regard to the motion made by Mr. Rich at the close of the meeting, which he ruled out of order at that time and have that added to the Minutes.

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There being no further additions or corrections, the Minutes of April 22, 1968 were accepted as corrected.

COMMITTEE REPORTS:

The reading of the Steering Committee report was waived and entered in the Minutes and appear below:

STEERING COMMITTEE REPORT  
Meeting held Monday, April 22, 1968

A meeting of the Steering Committee was held on Monday, April 22, 1968 in the Board of Representatives' Meeting Rooms, Municipal Office Building, 429 Atlantic St., Stamford, Connecticut.

The meeting was called to order after the adjournment of the Special Meeting held the same evening for the entire Board regarding the Urban Renewal Disposition Contract. All members were present with the exception of Mr. Bromley.

The following matters were discussed and acted upon:

(1) Mayor's appointments:

There being none presented at this time, it was decided to leave it up to the Appointments Committee if they had sufficient time to act on any that might be presented in the next day or so.

(2) Resolution amending 1967-1968 Capital Projects Budget for Development of CLOONAN COMMUNITY CENTER and \$132,272.06 appropriation therefor - (Requested in Mayor's letter of 3/8/68 and approved by Board of Finance at a special meeting held Saturday, March 30, 1968)

(3) Additional appropriations on Board of Finance agenda but not yet approved by that Board because of Budget hearings

Above REFERRED TO FISCAL COMMITTEE, and after approval by Board of Finance, to be PLACED ON AGENDA - Some items also referred to secondary committees.

(4) Ordinance for final adoption - CONCERNING REAL PROPERTY TAX ABATEMENT ON LOW OR MODERATE INCOME HOUSING IN THE CITY OF STAMFORD - (Approved for publication on 4/1/68; published 4/8/68)

Above ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE.

(5) Concerning TAX RELIEF (or abatement) for housing for families of low or moderate income groups for NEW HOPE CORPORATION, UNITED CHURCH OF CHRIST, INC., FRIENDSHIP HOUSE, INC. and non-profit corporation being organized by ST. JOHN'S CATHOLIC CHURCH and Roman Catholic Diocese of Bridgeport -

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(Under Section 18 of Public Act 522, 1967 Session of General Assembly and above Ordinance concerning TAX ABATEMENT, if adopted)

Above ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE.

- (6) Concerning Two Proposed Ordinances pertaining to EXTENSION OF EXISTING CONTRACTS AND AWARDED OF EMERGENCY WORK WITHOUT FIRST SUBMITTING TO COMPETITIVE BID - (Proposed by George Connors, 8th District Representative and Gerald Rybnick, 4th District Representative in letter of 1/22/68 - Deferred 3/4/68 and 4/1/68)

Above matter ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE.

- (7) Concerning PROPOSED AMENDMENT TO SEWER CODE - (Proposed by Thomas Morris, Minority Leader - Referred to Public Works Committee 1/22/68 by Steering Committee - Referred back to Steering Committee 2/5/68 Board Meeting, with recommendation that it be referred to the Legislative & Rules Committee - Adopted for publication 3/4/68; published 3/8/68 - Deferred 4/1/68.)
- (8) Concerning creation of a DESIGN REVIEW BOARD - (Mayor's letter of 3/11/68 referring back to a letter dated May 1, 1967 to the 9th Board, from Stearns Woodman, requesting adoption of an Ordinance creating this Board, to review architectural drawings and site plans on proposed non-residential structures, etc., prior to issuance of a Building Permit) (Deferred 4/1/68)

Above ORDERED PLACED ON AGENDA again under LEGISLATIVE & RULES COMMITTEE.

- (9) Letter (dated 4/5/68) from James Sotire, Building Inspector & Zoning Enforcement Officer - Requesting repeal of Paragraph 3, entitled "Inspector", being Section 300 of the Heating & Air Conditioning part of this Code, in order to place the Heating & Air Conditioning Inspector in the same category as the Electrical and Plumbing Inspectors in the Building Department.

Above ORDERED PLACED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also REFERRED TO PERSONNEL COMMITTEE.

- (10) Letter (dated 4/8/68) from Edward Scofield, 10th District Representative, requesting that a copy of the FAIR HOUSING ACT of the State of Connecticut of 1963, as amended, be displayed in all real estate establishments in the City and be published every Friday in the Stamford Advocate under "Legal Notices" and requesting that this be adopted as an Ordinance

REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not on Agenda.

- (11) Letter from Peter Chirimbes (dated 4/18/68) enclosing copy of a letter



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dated 3/16/68 from Mr. Rudolph Mainelli, 28 Fenway Street, to the Supt. of Schools complaining about drainage problem on property owned by Board of Education adjacent to his property - (Mr. Chirimbes requests drastic action be taken)

REFERRED TO PUBLIC WORKS COMMITTEE - Not on agenda.

- (12) Letter from Peter Chirimbes (dated 4/18/68) enclosing copy of a letter from Mrs. Richard J. Lutz, 43 Arlington Road, complaining about a brook which flows on to her property from adjacent Stamford High School parking lot, and requesting the brook be piped

REFERRED TO PUBLIC WORKS COMMITTEE - Not on agenda.

- (13) Concerning APPEAL from decision of PLANNING BOARD'S DENIAL - (Application of Victor Surwilo, et al. to change from Land Use Category, "Residential, Single Family Plots less than one acre" to "Commercial, Neighborhood or Local Business" of parcel of land located on High Ridge and Merriman Road - (Formerly approved as to form by the Legislative & Rules Committee)

ORDERED ON AGENDA under PLANNING & ZONING COMMITTEE

- (14) Acceptance of roads, if any - ORDERED ON AGENDA under PLANNING & ZONING COMMITTEE
- (15) Letter (dated 3/23/68) from Committee for the Preservation of Historic Glenbrook School

REFERRED TO EDUCATION, WELFARE & GOVERNMENT COMMITTEE - Not on agenda.

- (16) Letter from John T. D. Rich, 18th District Representative, enclosing a "brief" on the League of Women Voters proposal concerning VOTING DISTRICTS of City

ORDERED ON AGENDA under EDUCATION, WELFARE & GOVERNMENT COMMITTEE

- (17) Letter (dated 4/10/68) from the Mayor, concerning Proposed Ordinance CREATING A HOUSING SITE DEVELOPMENT AGENCY - (Pursuant to Sections 16 and 17 of Public Act No. 522 - Regulating sale and operation, supervision of rents under a regulatory agreement restricting occupancy of housing for low or moderate income persons or families, the municipality to pay to the State, upon demand by the Commissioner, an amount equal to the financial assistance provided by the State under Section 17 of Act in the event construction is not begun within 5 yrs. after land acquisition, or land is used for other purposes other than specified in Section 16 of Act)

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Above REFERRED TO LEGISLATIVE & RULES COMMITTEE and C-DAP COMMITTEE - Ordered on agenda under first named Committee.

- (18) Letter (dated 4/10/68) from James Joss, 7th District Representative, requesting a Special Committee "TO STUDY STAMFORD'S TAX STRUCTURE AND ITS APPLICABILITY TO PROPERTY AND NON-PROPERTY OWNERS" in order to accomplish a "Fairer Tax Distribution"

Above REFERRED TO EDUCATION, WELFARE & GOVERNMENT COMMITTEE and LEGISLATIVE & RULES COMMITTEE - Not on agenda.

- (19) Letter (dated 3/25/68) from Paul Kuczo, Jr. requesting elimination of hazardous curve in COVE ROAD HILL - (Letter received too late for the March meeting of the Steering Committee) Noted and filed, and to be acknowledged.
- (20) Letter (undated but received 3/29/68 - too late for March Steering Committee Meeting) from George Connors, 8th District Representative and Gerald Rybnick, 4th District Representative, presenting a Proposed Ordinance MAKING IT MANDATORY FOR THE DIRECTOR OF HEALTH to make inspections on dwellings and/or multiple dwellings where complaints have been received that inadequate heat is furnished and for the Health Director to order the inadequate heating equipment repaired by owner

Above REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not on agenda.

- (21) Corporation Counsel's opinion (dated 3/21/68) concerning RENT CONTROL

Above on agenda under "Communications"

- (22) Copy of letter to Mayor from Richard Grisar, 8th District Representative, (dated 4/8/68) concerning FAIRLAWN APARTMENTS - Noted and filed and copy sent to HEALTH & PROTECTION COMMITTEE
- (23) Copy of letter to Mayor from YWCA (dated 4/10/68) concerning HOUSING SHORTAGE

Noted and filed - for information only.

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned at 10.45 P.M.

John C. Fusaro, Chairman  
Steering Committee

APPOINTMENTS COMMITTEE:

MR. THEODORE BOCCUZZI said a meeting of the Appointments Committee was held earlier this evening in the Democratic Caucus Room of the Municipal Office Building, and present were: George Georgoulis, John Boccuzzi, Lynn Farmen as the Chairman. He said the only item on their agenda was the item of the "C-DAP" Director and the name presented was the name of Robert J. Cabana, seeking approval as the C-DAP Director for Stamford. He said Mr. Cabana is presently a Municipal Coordinator for the State Department of Community Affairs in Hartford, Connecticut; a graduate of Providence College in Rhode Island and has attended the Law School of the University of Connecticut and has received an M.A. also from the University of Connecticut.

"C-DAP" DIRECTOR -- MR. ROBERT J. CABANA

MR. BOCCUZZI said the name of Mr. Cabana received the unanimous approval of the Appointments Committee and he MOVED for approval of the appointment.

MR. MORRIS rose on a point of order. He said it would appear that this Board would first have to approve the Contract before we vote on the man.

THE PRESIDENT said it seems obvious that we are voting on the man in the event the contract is approved, and if the contract is not approved..... unless he would like to change the form of the meeting.

MR. CONNORS asked if we appointed a Director at this time and then did not later on the meeting approve of C-DAP, would this man have the right to sue the City of Stamford, because in effect, he is appointed to a job that he really does not have. He said he thinks we should vote on approval of C-DAP first.

MR. MORRIS thinks we should vote on the contract before voting on the Director, which would then make it official.

THE PRESIDENT said the contract is not in regard to the man - the contract is in regard to the FUNDS the State has granted the City of Stamford. He said, as a matter of fact, we do not have to have a Housing Sites Director.

MR. HEINZER said it appears that this Board voted on an application a month or so ago to apply for funds to see that we could organize a C-DAP project here in Stamford and at that time Mr. Murphy said that we were ONLY voting on an application and that when other things came up, we would then have an opportunity to vote for or against them as the various Projects came to our attention. He said now all of a sudden a job is created for a Director of C-DAP and he does not remember ever creating a job before the Commission was created.

THE PRESIDENT said in the C-DAP application it spells out the Personnel and the funds required.

MR. HEINZER said this may be so but it has not been approved as yet.

THE PRESIDENT said we passed the resolution to make application and we have made the application and have received the funds, and at this point someone will have to handle the funds and this body is to choose the agency who will handle the funds and start the program we applied for and get it going.

MR. HEINZER said provided we adopt the contract and that should be done first.

THE PRESIDENT said this is true, but now we have received the funds from the State of Connecticut.

MR. RICH said this proposal to accept the contract is our acceptance of the funds and the conditions which we are supposed to adhere to are what the State wants us to agree to before they will give us the money. He called attention to the Mayor's letter dated May 6th and said the contract is presented to the Board for their agreement to certain procedures before they will give us this grant. He pointed out that the first page of the Assistance Agreement Between the State of Connecticut and the City of Stamford, says under "Financial Assistance" that "The Commissioner will make a grant-in-aid to the Program in an amount not to exceed \$130,872.00". He said he believes those who wish to accept the contract before the Director is appointed really have the horse before the cart.

MR. RUSSBACH said he would like to point out that the name of Mr. Cabana does not appear on the agenda for tonight and would require a two-thirds vote to place his name on the agenda, and does not see why we should vote on this when it is not on the agenda.

MR. THEODORE BOCCUZZI said it was decided at the Steering Committee meeting that since no names were presented at that time, it would be left up to the Appointments Committee to present the names if they had sufficient time to act upon the appointments presented.

THE PRESIDENT called the members' attention to the first item appearing under the Steering Committee report under "Mayor's appointments" reading as follows:

"There being none (appointments) presented at this time, it was decided to leave it up to the Appointments Committee if they had sufficient time to act on any that might be presented in the next day or so."



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He said the Steering Committee agreed to this because at that time they knew the pending appointments of the Housing Sites Committee and agency of C-DAP and the possible appointment of a Director.

MR. CHIRIMBES said he would like to read from the Mayor's letter dated May 6, 1968.

THE PRESIDENT said there will first have to be a suspension of the rules in order to bring this item before the Board.

MR. HEINZER said the contract is not on the agenda for the reason that the Board only received it tonight and MOVED the contract and action on the appointment of a Director be REFERRED TO THE STEERING COMMITTEE and that the appointment be TABLED for one month. Seconded.

MR. KAPLAN rose on a point of order. He said there had been a motion to suspend the rules and he had seconded that motion, and does NOT withdraw his second.

THE PRESIDENT said the vote will now be on suspension of the rules to discuss and vote on the C-DAP contract. LOST.

MR. BOCCUZZI said he had made a motion for the approval of the appointment of Mr. Cabana.

THE PRESIDENT asked the Tellers to come forward to pass out the ballots.

MR. HEINZER objected. He said he had MOVED TO TABLE this appointment.

MR. RUSSBACH said he had seconded the motion. He said he fails to see how a vote can be taken on the appointment when the Board is unable to vote on the contract first.

THE PRESIDENT explained that the motion to suspend the rules failed to carry and the motion has been made to table the appointment and is not debatable.

VOTE taken on TABLING the appointment.

THE PRESIDENT declared the motion defeated.

MR. HEINZER called for a division.

THE PRESIDENT called for a standing vote on the motion to table the appointment. CARRIED to table.

FISCAL COMMITTEE:

MR. JOHN BOCCUZZI, Acting Chairman, said the Fiscal Committee met and acted upon the following items:

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- (1) \$132,272.06 - Resolution No. 560 amending 1967/1968 Capital Projects Budget for Development of CLOONAN COMMUNITY CENTER and appropriation therefor - (Mayor's letter of 3/8/68)  
(Approved by Board of Finance at special meeting held Saturday, March 30, 1968)

MR. BOCCUZZI MOVED for approval of the following resolution. He explained it is actually the insurance money that was paid to the City for the fire and this appropriation is requested so that the City can rehabilitate Cloonan School, for a community center. SECONDED.

MR. MORRIS rose on a point of order. He said he notices that the Fiscal Committee now has a new Chairman.

THE PRESIDENT said we do not have a new Chairman. Mr. Boccuzzi is merely handling fiscal matters at this point and is not the new Chairman; but he was appointed as a member of the Fiscal Committee, replacing Mr. Durso who resigned from that Committee.

MR. MILLER spoke in favor of the appropriation and said we are finally doing something constructive and there has been considerable community support for this project, and a great deal of volunteer work.

MR. KELLY said he is one of the volunteers who have been down there working and worked in that school for 13 years before it was taken down. He urged a favorable vote.

MR. MORRIS said he wants the record to show that the Mayor came before the Caucus and urged their support of this project, and he assured everyone that this would be the last time he would come to the Board for money for this Project.

MR. BROMLEY spoke in favor of the appropriation and said this kind of "self-help" project in one of the areas of the City where there is poverty and lack of recreational space is a wonderful thing.

MR. CONNORS said this should enlighten the people of Stamford that in the future before they let one of their buildings to "rack and ruin" that a watchman should be in charge of any abandoned buildings to prevent things like this happening in the future.

VOTE taken on the following resolution. CARRIED unanimously:

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RESOLUTION NO. 560

AMENDING 1967-1968 CAPITAL PROJECTS BUDGET FOR  
DEVELOPMENT OF CLOONAN COMMUNITY CENTER AND  
APPROPRIATION OF \$132,272.06 THEREFOR

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, to amend the 1967-1968 Capital Projects Budget to include an item to be known as DEVELOPMENT OF CLOONAN COMMUNITY CENTER" in accordance with the provisions of Section 611.5 of the Stamford Charter, by adding thereto the sum of \$132,272.06 and the appropriation of the aforesaid sum for said Project.

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- (2) \$700.00 - POLICE DEPARTMENT, Code 530.0802, Car Allowance - (Mayor's letter of 4/5/68)

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Kelly and CARRIED.

- (3) \$95,541.60 - DEPARTMENT OF PUBLIC WORKS for landfill operations at DYKE PARK LAND FILL SITE, resulting from Urban Re-development Commission demolition contract, allocated as follows: (Mayor's letter of 4/12/68).

Code 625.0101 Salaries -----	\$ 2,481.60
Code 625.1401 Rental of Equipment -----	15,000.00
Code 625.1501 Light, Heat & Power -----	60.00
Code 625.1805 Maintenance of Grounds -----	3,000.00
Code 625.2201 New Equipment -----	75,000.00
	<b>\$95,541.60</b>

MR. BOCCUZZI MOVED for approval of the above request. He said it was approved by the Fiscal Committee with one abstention.

MR. HEINZER said the Public Works Committee approved this item, but he himself has some reservations.

MR. RYBNICK spoke in favor of the appropriation and said if this land fill operation can accomplish what has been done over in Cove Island and

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reclaim land which can be made available for future use, it is a great thing.

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MR. MORRIS said he knows this is being done for URC but was wondering if it could not be done in another way, because it was his understanding that the people who bid on demolition were going to take care of getting rid of the debris. He pointed out that the item of salaries appears in this request and once people are employed, they continue on. He also noted the appropriation for "New Equipment" in the amount of \$75,000 which he believes will go on and on. He asked if it is possible for the City Engineers to lay out an operation and a specification as to how they want this land to be filled in and if those who take this contract would do it to this "spec" it would possibly be cheaper and a better job done. He said this \$75,000 for a bulldozer as well as adding two more men to the payroll which will probably continue on after the work is completed. He suggested there might be a cheaper and better way to do this because we have spent a tremendous amount of money on land fill operations thus far if you will check back on these appropriations.

MR. BOCCUZZI explained that not only will URC benefit from dumping down at Dyke Park, but there will be other refuse that will also be going there. He said we have to control this and the way it is done, because to leave it in the hands of anybody But the City would be ridiculous. He said we will pick up eventually about 11 acres of park land and if we do not supervise it the right way we could be in a mess. He said he thinks this is a good sound investment, because Urban Redevelopment will be paying \$1.00 a yard to dump down there in Dyke Park which will more than compensate us for what is now spent.

MR. CONNORS said in other communities where this is done, they pay for it, but in the City of Stamford, they are being very generous to many of these people who are being paid very well to haul this stuff away and are being allowed to dump it on City property for free.

After considerable further debate, MR. LOCKHART MOVED THE QUESTION. Seconded and CARRIED with several "no" votes.

VOTE taken on Item #3 above. CARRIED.

- (4) \$785.00 - BOARD OF REPRESENTATIVES, covering the following: (See Mayor's letter of 4/15/68) NOTE: This was REDUCED by the Board of Finance from requested amount of \$1,210.00 by denying \$425.00 for Microphones and Audio Equipment needed for Board Meeting Room)

Code 106.1106 - Updating Ordinances -----	\$ 400.00
Code 106.0301 - Stationery, Postage, Xerox, Office Supplies --	150.00
Code 106.0403 - Printing -----	150.00
Code 106.0104 - Overtime -----	85.00
	<u>\$ 785.00</u>



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MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Connors. Mr. Chirimbas remarked about the cut made by the Board of Finance for the much-needed Audio Equipment and was reminded that the Board would soon be considering the Budget. CARRIED.

- (5) \$45,000.00 - DEPARTMENT OF LAW - Code 110.5402. Settlement of Non-Contract Claims - (Mayor's letter of 4/4/68)

MR. BOCCUZZI MOVED for approval of the above request

Seconded by Mr. Rich. who said the Education, Welfare & Government Committee also concurs in approval. CARRIED.

- (6) \$10,000.00 - BOARD OF RECREATION - Code 720.0107 Part-time Seasonal Salaries - (Mayor's letter of 4/4/68)

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Kelly.

MR. ALSWANGER, Chairman of the Parks & Recreation Committee, said his Committee also concurs in the requested appropriation. CARRIED.

- (7) \$59,200.00 - WELFARE DEPARTMENT, covering the following: (Mayor's letter of 4/3/68)

Code 410.5502 Cash Relief -----	\$52,000.00
Code 410.5505 Burials -----	5,000.00
Code 410.5511 Shoes, Shoe Repair & Clothing -----	1,200.00
Code 410.5512 Household Supplies -----	400.00
Code 410.5513 Storage and Trucking -----	600.00
	<u>\$59,200.00</u>

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Kelly.

MR. RICH said the Education, Welfare & Government Committee concurs. CARRIED.

- (8) \$10,000.00 - STAMFORD MUSEUM AND NATURE CENTER - Code 120.0000 - (Mayor's letter of 4/4/68)

MR. BOCCUZZI MOVED for approval of the above request. Seconded by MR. ALSWANGER, who said the Parks and Recreation Committee concurs in approval. CARRIED.

- (9) \$ 1,500.00 - DEPARTMENT OF PUBLIC HEALTH - Code 510.0901. Special Professional Services - (Mayor's letter of 4/12/68)

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Kelly and CARRIED.

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- (10) \$208.74 - DEPARTMENT OF PUBLIC HEALTH - Code 511.0101, Salaries - Code Enforcement Task Force - (Mayor's letter of 4/3/68)  
(Being salary adjustment for Supervisor, effective 3/25/68)

MR. BOCCUZZI MOVED for approval of the above request. He said the Fiscal Committee approved this item with one abstention. Seconded by Mr. Connors and Mr. Russbach and CARRIED.

- (11) \$150.00 - DEPARTMENT OF PUBLIC HEALTH - Code 510.0301 Stationery and Postage - (Mayor's letter of 4/4/68)

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Kelly and CARRIED.

- (12) \$13,936.85 - COMMISSIONER OF FINANCE - Code 148.0000 Reserve for Tax Refunds - (Mayor's letter of 4/4/68)  
(In the matter of Irwin S. Chanin, et al, on Grand List of Sept. 1, 1960 through Sept. 1, 1965)

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Rich who said the Education, Welfare & Government Committee concurs in this appropriation. CARRIED.

- (13) \$95,950.43 - COMMISSIONER OF FINANCE - Code 148.0000 Reserve for Tax Refunds - (Mayor's letter of 4/4/68)  
(In the matter of Consolidated Diesel Electric Corp. pertaining to the Sept. 1, 1957 and Sept. 1, 1961 Personal Property assessment lists)

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Rich who said the Education, Welfare & Government Committee concurs in approving this appropriation. CARRIED.

MR. MORRIS said he would like to note at this point that we have now spent over one-half mill this month so far in taxes and this will certainly show up on our July bill.

Concerning appropriation of \$10,000.00 to study Pension Plans  
(See Minutes of 2/5/68, page 5288 - \$8,000.00 for "PENSION ACTUARIAL AND CONSULTANT SERVICES", for evaluation of City pension plans now in effect for POLICE PENSION FUND, FIREMEN'S PENSION FUND and CUSTODIANS & MECHANICS PENSION FUND, as of June 30, 1967)

MR. TRUGLIA noted that about three months ago this Board appropriated about \$10,000 to make a study of our Pension Plan and a three month time limit was imposed upon it by this Board and he believes that time has now arrived to receive some word on this matter. He asked if we have heard anything about this study and its results.

THE PRESIDENT said the report has been received by the Commissioner of Finance and he will be getting this together to report to this Board.

LEGISLATIVE & RULES COMMITTEE:

MR. BROMLEY, Chairman, said his Committee met on April 30th in the Board Meeting Room, at which time the following were present: Messrs. Bromley, Rich and Horner. He said at this point he would like to announce that the next meeting of his Committee will be held on Tuesday, May 28th in the Board Room and the items which are up for discussion this evening which are being held in Committee, the Committee would like for interested parties to attend if they have any comments on any of these items.

- (1) Ordinance, for final adoption, CONCERNING REAL PROPERTY TAX ABATEMENT ON LOW OR MODERATE INCOME HOUSING IN THE CITY OF STAMFORD --  
(Approved for publication on 4/1/68; published 4/8/68)

MR. BROMLEY reported that the above matter is being held in Committee. He said the reason that this is being held in Committee-- in other words, Items #1 through #5 on the Agenda (under Legislative and Rules Committee) all pertain to tax abatement and Items #2 through #5 contain specific contracts, under which the tax abatement would be granted. He said in order to be in a position to grant tax abatement, we have to finally adopt the Ordinance which will give us the power to do this.

He said the Committee heard Mr. Terence Cook, who is the Director of CAC, who highlighted certain problems that we have with the tax abatement Ordinance as now published and these problems center around procedure for determining how much tax abatement and to whom and by what means. He said Mr. Cook made the suggestion that perhaps we might make as a part of the Ordinance, create a 3-member Committee that would be administration oriented - that is oriented toward the Mayor's administration - that would initially pass on these various tax abatement matters under the terms of the Ordinance. He said then the Board of Representatives would have to approve each contract as it came along, but it was felt that perhaps this might give more of a procedure involved where the basic information would be elicited the first time around in an established way and then when the Board of Representatives got these contracts, it would receive these contracts with the reasons for granting whatever it is felt the tax abatement would be the right one in a particular situation.

He said he makes these comments because we will be considering this again on May 28th, when the Committee meets, and would welcome any suggestions and as far as he knows, the Committee will be coming out for final adoption at the next Board Meeting.

- (2) Petition of NEW HOPE CORPORATION, a non-profit Sponsor of Housing for Families of Low to Moderate Income, for a TAX ABATEMENT OF 100%  
(Under Section 18 of Public Act 522, 1967 Session of General Assembly and above Ordinance, if adopted)

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The above was held in Committee, as previously explained by the Chairman.

- (3) Concerning TAX RELIEF (or abatement) of 50% for UNITED CHURCH OF CHRIST INC., being a non-profit Sponsor of Housing for Low or Moderate Income Elderly Persons, or families, none of whom shall be less than 62 years of age (Under Section 18 of Public Act 522, 1967 Session of General Assembly and above proposed Ordinance)

The above was held in Committee, as previously explained by the Chairman.

- (4) Concerning TAX RELIEF (or abatement) of 50% for FRIENDSHIP HOUSE, INC., being a non-profit Sponsor of Housing for Families of Low to Moderate Income (Under Section 18 of Public Act 522, 1967 Session of General Assembly and above proposed Ordinance)

The above was also held in Committee, as previously explained by the Chairman.

- (5) Concerning partial TAX RELIEF (or abatement) for Moderate Income Housing Development in Southeast Quadrant, Urban Renewal Area, being 352 units of housing to be erected under sponsorship of non-profit corporation, being organized by ST. JOHN'S CATHOLIC CHURCH and Roman Catholic Diocese of Bridgeport.

(NOTE: See Resolution No. 493 adopted by 9th Board of Representatives on June 6, 1966 (page 4758 of Minutes) declaring intention to provide for municipal tax relief for moderate income rental housing to be constructed in the Southeast Quadrant URC area).

The above was also held in Committee, as previously explained by the Chairman.

MR. RYDNICK asked a question, through the Chair. He wanted to know what would happen in the future, if these buildings with tax abatement, happen to be sold. He asked if consideration is being made in the Ordinance to take care of that problem.

MR. BROMLEY said the point is well taken and the Ordinance specifies that the buildings be used solely for low and moderate income purposes. He said if they were sold to be used for the same purposes as originally intended, it could be supposed that the tax abatement would still apply. He said another question that was raised was the question of putting a time limit on tax abatement - that is, for a certain number of years.

MR. RYBNICK said what he refers to is in the event they were sold to a private corporation or a private individual, who would not have to pay taxes, although it would be for income purposes that the building was purchased.



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THE PRESIDENT said he believes what Mr. Rybnick means is suppose that these buildings are sold to a profit making organization.

MR. BROMLEY said it specifies "non-profit".

THE PRESIDENT said he is correct - it does.

- (6) Two Proposed Ordinances pertaining to EXTENSION OF EXISTING CONTRACTS AND AWARDING OF EMERGENCY WORK WITHOUT FIRST SUBMITTING TO COMPETITIVE BID - (Proposed by George Connors, 8th District Representative, and Gerald Rybnick, 4th District Representative, in letter of 1/22/68. Deferred 3/4/68 and 4/1/68)

MR. BROMLEY said the Legislative & Rules Committee has worked over the language of these two proposed Ordinances and the Committee asked the Corporation Counsel to give us an opinion as to their legality and in deference to Mr. Connors, he summarized the replies received from the Corporation Counsel, addressed to the Board President, Mr. Fusaro:

April 30, 1968

"Dear Mr. Fusaro:

The provisions of Section 484.7 of the Stamford Charter state that the Purchasing Agent of the City, in the event of an emergency, MAY certify to the Mayor, why, in his opinion, an emergency exists requiring purchases without competitive bidding. Whereupon, it is provided "the Mayor SHALL give written authorization for such purposes."

The first sentence of the proposed Ordinance is substantially a repeat of the existing Charter requirements. The remaining provisions of the proposed Ordinance add notice and publication requirements and nullify the mandatory duty of the Mayor to authorize purchases.

The Board of Representatives may NOT, by Ordinance, change mandatory language of the Charter.

Without expressing any opinion as to the merits of the proposal, it is our opinion that consideration should be made by submission to the Charter Revision Commission."

Very truly yours,  
(signed) Ronald M. Schwartz  
Assistant Corporation Counsel

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MR. BROMLEY said the letter means that, in effect, the Corporation Counsel passed adversely on that proposed Ordinance. On the second proposed Ordinance, having to do with contract extras, the Corporation Counsel said the following:

April 30, 1968

"Dear Mr. Fusaro:

For the same reasons set forth in our opinion of even date, the provisions of Section 487 of the Charter concerning notice and publication of contract extras, may not be amended by Ordinance.

We suggest that the proposal likewise be submitted to the Charter Revision Commission for its consideration."

Very truly yours,  
(signed) Ronald M. Schwartz  
Assistant Corporation Counsel

MR. BROMLEY said, in view of the above Corporation Counsel's opinions, also after some extensive work on this, the Committee nevertheless must take no action on these proposed Ordinances.

- (7) Concerning PROPOSED AMENDMENT TO SEWER CODE - (Proposed by Thomas Morris, Minority Leader - Referred to Public Works Committee 1/22/68 by Steering Committee - Referred back to Steering Committee 2/5/68 Board meeting, with recommendation that it be referred to the Legislative and Rules Committee - Adopted for publication 3/4/68; published Friday, March 8, 1968 and deferred 4/1/68)

MR. BROMLEY said we are now in the position of considering this proposed amendment to the Sewer Code for final adoption. He said many of the Board Members who were on the previous Board may recall that we spent about 8 months last term, considering a similar proposal and came to no conclusions. He said it was re-introduced in a different form by Mr. Morris this term in January 1968 and has been under consideration since then. He said action on this was deferred last month (at the April meeting) in order to evaluate the public comments that came forth at the last meeting of the Legislative & Rules Committee, and also to get an opinion from the Corporation Counsel on the legality of the ordinance which was published. He said speaking to the question of the legality of the Ordinance that was published, the Corporation Counsel in the following letter, said:

April 29, 1968

"Dear Mr. Fusaro:

With regard to your proposed Ordinance covering the powers of the Plan-

ning Board, Zoning Board and Zoning Board of Appeals, we feel that any contemplated Ordinance would not be a legal exercise of the legislative power. The various Boards are empowered to set their own rules and regulations, pursuant to the Charter and General Statutes.

The Board of Representatives may not intrude upon the prerogatives of the aforesaid City Boards. To do so would be in derogation of the statutory provisions creating these Boards. and hence, beyond the legislative function.

In particular, the clauses referring to increased density requirements are attempts to zone, not within the ambit of a legislature's power.

The Board of Representatives of Stamford may not enlarge or restrict the powers of the duly constituted zoning and planning Boards. In the event that it is felt that different rules and/or regulations would better serve the community, such changes should be urged upon the respective Boards, or by appropriate amendment to the Charter."

Very truly yours,  
(signed) Ronald M. Schwartz  
Assistant Corporation Counsel

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MR. BROMLEY said, with the Corporation Counsel's views in mind, and with the comments that were elicited during the two meetings of the Legislative & Rules Committee, a revised draft of the proposed Ordinance was worked upon. (Note: Copies sent to all Board Members).

MR. BROMLEY said the purpose for revising the Ordinance as previously published, was to meet the following objections:

To the objection that the published Ordinance was an attempt to usurp the powers of the Planning and Zoning Boards, the revised draft eliminates any language which infringes Zoning and Planning Boards' powers, so that changes in zone are not prevented by the revised draft. He said by specifying the areas where Building Permits may NOT be issued, the Ordinance intends only to indicate a geographical location where the rule would apply.

To the objection that it would be difficult to ascertain whether existing sewage facilities would be overtaxed, the revised draft specifies that the Sewer Commission alone must make the determination. Certainly

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the Sewer Commission, through its technical advisers, must be the one group in Stamford which could evaluate this question, and, in any event, the Building Inspector has no discretion in the matter.

To the objection that there was no time limit and construction would be held up indefinitely, the revised draft contains a sixty day period. He said the question here concerning the revised draft is not one of illegally usurping Planning and Zoning powers, but rather legislating for the public health and safety. Connecticut General Statute 7-153 recites that a City, by Ordinance, may "prohibit or regulate the construction of buildings unless the sewer facilities have been approved by the authorized officials of such City."

MR. BROMLEY said the Legislative & Rules Committee feels that on this revised draft, we are acting pursuant to State Statutory authority and that we have met the main objections to the Ordinance that was published after the Board's March meeting. HE MOVED for final approval of the revised draft which was previously distributed to the Board Members.

THE PRESIDENT asked the Chairman if he felt that the changes made in the previous Ordinance which were not contained in the published version and are now in the one submitted tonight are covered by publication made after the March Board Meeting. He pointed out that this is now a completely different Ordinance - we have eliminated from the published Ordinance the "Commissioner of Public Works" and these words do not appear in the new version. He said it would seem too drastic a change to consider the previous publication as being publication of the one this Board is now being asked to give final approval to tonight. He suggested it would be in order to offer this revised Ordinance for re-publication as now amended.

MR. BROMLEY said this can be left up to the discretion of the Board; however, it was revised after its first publication in order to meet the objections that were brought forward. He said it has been his experience on the Board that if you substitute an entirely different Ordinance from the one that was previously published, it would then call for re-publication. He said he thinks here it is a question of whether the change is so substantial as to require re-publication. He said it was the feeling of the Committee that they could proceed on this revised draft, but the final decision is up to the Board Members.

THE PRESIDENT said on various occasions the Board has re-published an Ordinance in cases where typographical errors were substantial and called attention to the "Code of Ethics" Ordinance as being one in question which was re-published because of certain typographical errors and in this case the body of the proposed Ordinance has been changed.



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MR. BROMLEY said he disagrees because in that case the Board had already adopted an Ordinance having to do with the Code of Ethics and found that it contained certain typographical errors, making it necessary to go through the whole thing again. He said during the term of the last Board it so happened very frequently that the Board published one Ordinance and after some objections were made and changes were inserted in the proposed Ordinance to comply with the suggested changes, it was then given final approval without prior publication. He said in many cases there was a fairly large deviation in wording, but the Board still moved for final adoption with the changes made after a previous publication.

THE PRESIDENT asked the speaker if he feels that removing the Commissioner of Public Works isn't a substantial change, nor the language regarding the Planning and Zoning Boards.

MR. BROMLEY said that was his feeling.

MR. HEINZER said he feels we have fulfilled the purpose of publishing by making these changes. However, he said he wishes to ask the Chairman a question. He asked what this means: ".....the Building Inspector must refer all such Building Permit Applications....." and does this refer back to all applications where a variance has been granted, resulting in increased density, or does that mean all applications where the Sewer Commission considers that the sewage system shall be overtaxed, and, if it is the second, how will the Building Inspector know that the Sewer Commission feels that the sewage facilities are overtaxed in time to prevent him from granting a Permit and then finding out after it is too late. He said he thinks the language could be clarified at this point.

THE PRESIDENT said that is the reason he is suggesting that the revised Ordinance be re-published, because there are many questions still not answered and we are faced with final adoption of an Ordinance after having received an adverse ruling from the Corporation Counsel. He said he would like to see the new revised version of the Ordinance returned to the Corporation Counsel.

MR. PLOTNICK said he agrees with the Chair and MOVED that the proposed Ordinance be TABLED and re-published and perhaps brought up at the next Board Meeting.

MR. HEINZER said you can't both TABLE and re-publish at the same time.

MR. PLOTNICK said he MOVES that the proposed Ordinance be re-published. Seconded.

After some further debate, a VOTE was taken on Mr. Plotnick's motion to re-publish the proposed Ordinance. CARRIED. The Ordinance as it was approved for publication follows:

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PROPOSED ORDINANCEAMENDING THE STAMFORD BUILDING CODE CONCERNING OVER-TAXING AVAILABLE SEWAGE FACILITIES OR WHEN FACILITIES ARE NOT PRESENT

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

The Building Code of the City of Stamford be amended as follows:

In the event that the Planning Board shall make a change in the Master Plan resulting in increased density; or in the event that the Zoning Board shall make a change in zone resulting in increased density; or in the event that the Zoning Board of Appeals shall grant a variance or special exception resulting in increased density, then no building permit shall be issued by the Building Inspector in any case where the Sewer Commission shall consider that available sewage facilities may be overtaxed by the building for which the permit is sought or that adequate sewerage for such building is not present. The Building Inspector must refer all such building permit applications to the Sewer Commission for review. The Sewer Commission must render its opinion to the Building Inspector within sixty (60) days from the date of the receipt by it of such referral. In the event the Sewer Commission shall fail to act within such sixty day period, then such failure to act shall be deemed a waiver of objection to the issuance of such building permit.

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

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- (8) Concerning creation of a DESIGN REVIEW BOARD - (Mayor's letter of 3/11/68 referring back to a letter dated 5/1/67 to the 9th Board from Stearns Woodman, requesting adoption of an Ordinance creating this Board, to review architectural drawings and site plans on proposed non-residential structures, etc., prior to the issuance of a Building Permit.)

The above matter was held in Committee.

- (9) Letter (dated 4/5/68) from James Sotire, Building Inspector & Zoning Enforcement Officer - Requesting repeal of Paragraph 3 of the BUILDING CODE, entitled: "Inspector", being Section 300 of the Heating & Air Conditioning part of this Code, in order to place the Heating & Air Conditioning Inspector in the same category as the Electrical and Plumbing Inspectors in the Building Department.

MR. BROMLEY MOVED for publication of the following proposed amendment to the Building Code: SECONDED.

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AMENDING THE BUILDING CODE OF THE CITY OF STAMFORD,  
BEING SECTION 300, PARAGRAPH 3 OF HEATING & AIR  
CONDITIONING PART OF CODE ENTITLED "INSPECTOR"

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Paragraph 3, Section 300 of the Heating and Air Conditioning portion of the Building Code, entitled "Inspector" is hereby repealed and the following is substituted in its place and stead:

3. INSPECTOR

Whenever the term "Heating Inspector" is used in this Code, it shall be understood to mean the Building Inspector of the City of Stamford or his authorized representative who shall be a qualified man in the Heating and Air Conditioning field.

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

MR. HEINZER said he would like to ask a question of Mr. Bromley, through the President. He asked if this has been checked to see if there aren't State Statutes that provide that the Fire Marshal shall be the Inspector of heating systems in the City.

MR. BROMLEY said it has not been checked very closely and that the Committee felt that it could be published and if questions came up, as the one just asked by Mr. Heinzer, it will be studied before asking for final adoption.

MR. CONNORS said sometime ago he and Mr. Rybnick turned in a proposed Ordinance about inspection of these heating systems.

THE PRESIDENT said what Mr. Connors had submitted was an Ordinance requiring the Health Director to inspect .....

MR. CONNORS asked what happened to his Ordinance and said he never got a report on it.

THE PRESIDENT said what the speaker is discussing is out of order at this time and is not before the Board now.

MR. HEINZER said Mr. Bromley has just showed him a letter from Mr. Sotire in which he said that when the Building Code was adopted we had to rely on the Fire Marshals and now we have two Heating Inspectors. He said he would hesitate to vote for an Ordinance which would allow the Heating Inspectors to take over the function of the Fire Marshals. He said we

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may need these Inspectors and they may have other functions, but it appears to him that the City's Fire Marshals are in a better position to know what the fire laws are and what problems they entail in heating systems. He said he would question the advisability of removing that function from the Fire Marshals. He said the City has many Fire Marshals, which makes for a much bigger crew.

MR. BROMLEY said he believes he should read the last two paragraphs of Mr. Sotire's letter, which he did, as follows:

"The reason for the above requested changes is to place the Heating and Air Conditioning Inspector in the same category as the Electrical and Plumbing Inspectors in this Department.

"When the present Building Code was adopted in September 1959, the Building Bureau did not have an employed Heating and Air Conditioning Inspector. Therefore, it was necessary to rely upon the Fire Marshals. However, we now employ two qualified Heating and Air Conditioning Inspectors. This proposed change is necessary in order for them to have the proper authority."

MR. BROMLEY suggested that this proposed amendment to the Building Code be published and if there is any question as to whether it is legal or proper, then it can be taken up at the Legislative & Rules Committee Meeting on May 28th.

MR. CONNORS spoke in favor of publication.

MR. MORRIS said he would like to know whether this is for new buildings or for existing buildings. He said whether or not the heat is adequate in an existing building, the Fire Marshals basically have the responsibility of inspecting all new buildings to see that the equipment used is approved under the State Fire Code and also in the case of multi-family buildings, but not single family homes.

After considerable further debate, John Boccuzzi MOVED THE QUESTION. Seconded and CARRIED.

VOTE taken on the publication of the proposed amendment to the Building Code. CARRIED with one "NO" vote.

- (10) Letter from Mayor (dated 4/10/68) concerning Proposed Ordinance CREATING A HOUSING SITE DEVELOPMENT AGENCY - (Pursuant to Sections 16 and 17 of Public Act No. 522)

MR. BROMLEY said the Legislative & Rules Committee has approved the proposed Ordinance as to form and the C-DAP Committee has considered the Ordinance from the standpoint of substance. He said Mr. Murphy has asked him to read the proposed Ordinance, which he presented, as follows:



PROPOSED ORDINANCE  
CONCERNING THE ESTABLISHMENT OF A HOUSING SITE  
DEVELOPMENT AGENCY

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

SECTION 1. Pursuant to and in conformity with Sections 16 and 17 of Connecticut Public Act No. 522 concerning community development, the City of Stamford hereby establishes a housing site development agency, for the purpose of preparing a housing sites development plan directed toward possible undertaking of housing site development projects to provide housing solely for low or moderate-income persons and families and other community facilities to serve the occupants of such housing.

SECTION 2. That upon approval of said housing site development plan or modifications thereto by said agency, it shall submit the same to the Board of Representatives for their adoption.

SECTION 3. For said purposes, and subject to the approval of the Mayor and the Board of Representatives, the agency may make such contracts and commitments and may undertake such obligations as are necessary to acquire financial assistance of the State of Connecticut, which is available under provisions of said Public Act No. 522.

SECTION 4. Said agency shall consist of seven (7) members, not more than four (4) of whom shall be members of any one political party, and shall be so selected as to be broadly representative of the physical, social, and economic activities of the City, who shall be appointed by the Mayor, subject to the approval of the Board of Representatives.

SECTION 5. Initially, the Mayor shall appoint three members for a term of one (1) year; two members for a term of two (2) years; two members for a term of three (3) years; and thereafter, each new member shall be appointed for a term of three (3) years and serve until their successor shall have been appointed and qualified.

SECTION 6. The Mayor may remove any member for cause and any vacancy occurring in such agency shall be filled for the unexpired portion of the term by the Mayor, subject to the approval of the Board of Representatives.

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

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MR. BROMLEY MOVED for approval for publication of the above proposed Ordinance. Seconded by Mr. Murphy.

MR. RUSSBACH MOVED TO TABLE this item. Seconded by Mr. Guroian.

THE PRESIDENT called for a voice vote, which was taken. Mr. Kaplan called for a division of the house, which was granted.

THE PRESIDENT asked the members to stand. The motion FAILED TO CARRY.

MR. RUSSBACH said he has a brief comment - that in his opinion the net result of this will be "scattered sites" with new clothes. He said the people in his District will not tolerate this again, no matter what name is given to it.

MR. MORRIS said rather than start a new Agency, starting out cold, he MOVED TO AMEND that the Urban Redevelopment Commission handle this rather than create another new agency.

MR. RICH seconded the motion and specified that Section 4 and Section 5 would be re-written, simply to say that "said agency shall be the Urban Redevelopment Commission" which will then make Section 6, Section 5.

THE PRESIDENT said, in other words they wish to put this into the hands of the Urban Redevelopment Commission.

MR. HEINZER said this should properly be within the scope of the Urban Redevelopment Commission for the reason that Urban Redevelopment called for the URC to do just this -- to find housing sites for relocation.

THE PRESIDENT asked - throughout the City and not within the Quadrant?

MR. HEINZER replied that they had to move them out of the Quadrant and they were going to find sites outside the Quadrant, which was their purpose.

MR. CHIRIMBES said he does not feel that this belongs in the URC at all. He said by giving this to them they will be going outside the bounds of the URC and he is definitely against this.

MR. JOHN BOCCUZZI said the Public Housing and General Relocation Committee voted in favor of the Ordinance as it now stands, by a vote of 3 to 2. He said the creation of the Housing Site Development Agency will give us the URC, the Housing Committee, and all other branches of the City of Stamford, for information and the use of their facilities. He said by creating this new Agency he feels we will have more people from whom they can obtain information and help. He said he feels that URC has quite enough to do without taking on anything more.

MR. MORRIS said one of the reasons he suggested the URC is because they

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have been through all of this and have the "know how" and it looks like it is the American way that every time you're in trouble you just appoint a few more Boards and Commissions to spend a few more thousand dollars and then by magic, the situation will suddenly be corrected.

He said, to his knowledge, for years there have been anywhere from three to four different groups working on housing with the result - nothing. He said at least in the case of URC they have made some attempt and have had plenty of experience in housing and he feels this is an agency that could take over tomorrow, rather than start a new agency of people who are not aware of the problems and if they are aware, have no solution. He said the URC has many qualified people and the fastest way to get something accomplished would be to give it to them, as they are already organized.

MR. RICH said he would like to make several points in favor of URC being the agency. One, it is a practical fact that the Commission is motivated strongly toward doing a good job in this housing site development area, because their Project is what is causing some of the housing problems, so it behooves them to do all that they can and giving this to them will enable them to speed things up by finding and developing housing sites for relocation. Secondly, the URC staff is available to aid any organization that may be set up under this Ordinance and this is said very glibly and he is not quite so sure that this is true. He said he feels the Commission will not as willingly and freely give of their staff's time if the Agency is not the URC. Thirdly, he said it seems the URC by its experience and its caliber is uniquely equipped of all existing agencies of this City, including any that might be created, to handle this type of problem. The fourth point, not to be overlooked, he said, is time, and the ability to get on with the job. We said we have a housing problem that seems to never get settled, even under control. He said by setting up a new agency, they will need time to get organized, get staff lined up, appropriations, etc. He said to his mind the only way to expedite the whole matter is to allow an existing agency that is already organized and well staffed, to handle the problem.

THE PRESIDENT said he hopes everyone is aware of the burden we will be placing on the URC.

MR. DURSO thinks the URC has a tremendous task on their hands and he himself does not know whether even a spade has been turned over at the St. John's Towers yet. He said they are occupied trying to relocate new businesses which have been uprooted, and their job is also to relocate people living in housing in the URC area and it appears that when anyone is looking for new housing they always look in the direction of the West Side. He said he feels that URC has more than enough to take care of now without adding more. He said he would like to have more information about this new agency - what their purpose is - what they intend to do - how long they are going to continue, whether they are really needed or not.

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He said he feels that many members of this Board have questions that remain unanswered and until they are answered, we should not be in a hurry to create a new Agency.

MR. TRUGLIA said he definitely is opposed to creating ANY kind of housing site agency. He said we are thinking of multiple units, not just 5 or 10 but for something more like 100, 120. Also, he said we don't think in terms of four or five stories, but in terms of 9, 10 to 13 stories high. As Mr. Durso has pointed out, he said, it seems that everyone has their eye on the West Side and he'd like to know how many housing developments are we going to end up with on the West Side?

He said it has already been pointed out once this evening that the City has raw sewage emptying into our harbor which is now coming from the West Side and our sewerage system just cannot take any more and yet we seem to continually be looking for more places to build these giant housing projects. He said he feels the West Side has had enough and is definitely opposed to it.

A FIVE MINUTE RECESS was requested at this time. (11.00 P.M.)

The recess was declared over at 11.30 P.M. and the Members resumed their seats.

MR. MORRIS addressed the Chair. He said the Republicans have unanimously endorsed having the URC declared the agency, and so MOVED.

THE PRESIDENT informed the speaker that he has already made this motion and it is not necessary to repeat it. He explained the motion - that it is to substitute the already existing Urban Redevelopment Commission as the designated agency for the C-DAP program.

MR. RICH said this is not quite what was meant - it was for the Housing Site Development Agency and not for the "C-DAP" program.

THE PRESIDENT said this was under the C-DAP program, and called for a vote on the amendment as offered by Mr. Morris. LOST.

MR. MORRIS called for a division and said he is requesting a ROLL CALL VOTE. There being a sufficient number of members requesting this (requires one-fifth of the members present - See Page 6, paragraph 2 under "VOTING" of Rules of Order) the following ROLL CALL VOTE was taken:



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THOSE VOTING IN FAVOR  
OF THE MOTION:

BROMLEY, Robert (R)  
 CAPORIZZO, William (R)  
 CHIRIMBES, Peter (R)  
 FARMEN, Lynn (R)  
 HEINZER, Charles (R)  
 HEMINGWAY, Booth (R)  
 HORNER, Watson (R)  
 MORRIS, Thomas (R)  
 PALMER, Jack (R)  
 PONT-BRIANT, Lois (R)  
 RICH, John (R)  
 RUSSBACH, Daniel (R)  
 RUSSELL, George (R)  
 SCOFIELD, Edward (R)

THOSE ABSTAINING:

KAPLAN, Howard (D)  
 LOCKHART, Ralph (D)  
 WECHSLER, Robert (D)

THOSE VOTING AGAINST  
THE MOTION:

ALSWANGER, Herman (D)  
 BOCCUZZI, John (D)  
 BOCCUZZI, Theodore (D)  
 CALDER, Otto (D)  
 CONNORS, George (D)  
 COPERINE, Frank (D)  
 DEUTSCH, Chester (D)  
 DOMBROSKI, Edward (D)  
 DURSO, Robert (D)  
 GEORGOULIS, George (D)  
 GRISAR, Richard (D)  
 GUROIAN, Armen (D)  
 JOSS, James (D)  
 KELLY, Stephen (D)  
 KUCZO, Paul (D)  
 LOGLISCI, Joseph (D)  
 LONGO, Carmine (D)  
 MILLER, Frederick (D)  
 RYBNICK, Gerald (D)  
 TRUGLIA, Anthony (D)

(The President not voting, except in case of a tie vote)

THE PRESIDENT announced the motion was LOST, the vote being 14 in favor, 20 opposed and 3 abstentions, with two members having been excused earlier (Mr. Murphy and Mr. Plotnick).

MR. KAPLAN said he wishes to speak in favor of the principal motion, and read from Section 16 of the Public Act #522, Concerning Community Development, as follows:

Sec. 16. For the purpose of this section and section 17 of this act, "housing site development agency" means any board, commission, agency, department or housing authority of any municipality designated by the chief executive officer of such municipality and approved by the governing body thereof for the purpose of carrying out a housing site development project under this section."

MR. KAPLAN said he does not believe this is going to be a problem that will severely affect the West Side of the City . . . .

MR. RICH ROSE ON A POINT OF ORDER. He asked if the Board is now voting on the main motion -- that of the publication of this Ordinance and Mr. Kaplan is now speaking to the merits of the issue.

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MR. KAPLAN said he is speaking to the merits of publishing the Ordinance. He said it often becomes a very fine and wavering line on our Board as to what is to the merits and what is to publishing and obviously the act of publishing has a great deal to do with whether you are in favor of it or whether you are not. He said he spoke in favor of publication in order that the public will have an opportunity to inspect it further. He pointed out the great need for low cost housing in the City and stressed the fact that nothing has been done along this line to help alleviate the situation. He said we have now come to a point where something can be done because of the State law which allows us (the C-DAP law) to get State Aid for housing. As to where the housing goes, the Board of Representatives will have the final say, so we are not necessarily voting on "scattered sites" or semi-scattered sites. He said our vote here is whether or not we shall create an Agency which will have the power to get substantial State assistance to help us with our housing problems.

MR. RUSSBACH said as he has previously stated, he is against this proposal, and it seems that every time an agency is formed for the purpose of studying housing, it always consists of liberals, bleeding hearts and do-gooders who have .....

THE PRESIDENT declared the speaker OUT OF ORDER and said he is not speaking to the publication of the Ordinance.

THE PRESIDENT called for a VOTE on the major motion - to publish the proposed Ordinance, as previously read by Mr. Bromley. He asked Mr. Bromley to again read the proposed Ordinance, which he did at this time.

THE PRESIDENT called for a vote on publication of the ordinance as read.

MR. RUSSBACH called for a division of the House. The vote was 18 in favor and 18 opposed.

THE PRESIDENT said there are apparently some abstentions as there are 38 present, two members having left earlier.

THE CLERK said the vote he counted was 18 in favor, 19 opposed, with one abstention. There was apparently some confusion at this point, it being difficult to count, with some members obscuring others behind them.

MR. KAPLAN called for a ROLL CALL VOTE at this point. There being enough members in favor, the President said there would be a roll call vote on the main motion.'

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THOSE VOTING IN FAVOR  
OF THE MOTION:

ALSWANGER, Herman (D)  
 BOCCUZZI, John (D)  
 BOCCUZZI, Theodore (D)  
 BROMLEY, Robert (R)  
 CONNORS, George (D)  
 DEUTSCH, Chester (D)  
 FARMEN, Lynn (R)  
 GRISAR, Richard (D)  
 HEMINGWAY, Booth (R)  
 KAPLAN, Howard (D)  
 LOCKHART, Ralph (D)  
 LOGLISCI, Joseph (D)  
 PALMER, Jack (R)  
 RICH, John (R)  
 RYBNICK, Gerald (D)  
 WECHSLER, Robert (D)

THOSE VOTING AGAINST  
THE MOTION:

CALDER, Otto (D)  
 CAPORIZZO, William (R)  
 COPERINE, Frank (D)  
 DOMBROSKIE, Edward (D)  
 DURSO, Robert (D)  
 GEORGOULIS, George (D)  
 GUROIAN, Armen (D)  
 HEINZER, Charles (R)  
 HORNER, Watson (R)  
 JOSS, James (D)  
 KELLY, Stephen (D)  
 KUCZO, Paul (D)  
 LONGO, Carmine (D)  
 MILLER, Frederick (D)  
 MORRIS, Thomas (R)  
 PONT-BRIANT, Lois (R)  
 RUSSBACH, Daniel (R)  
 RUSSELL, George (R)

ABSTENTION:

CHIRIMBES, Peter (R)

(The President not voting except in case of a tie vote).

The above vote, being 16 in favor, 20 opposed, with one abstention, the motion was declared LOST.

PUBLIC WORKS COMMITTEE:Proposed Ordinance CONCERNING ESTABLISHMENT OF RATES CONCERNING LAND  
FILL PROJECT AT DYKE PARK

MR. DURSO MOVED for SUSPENSION OF THE RULES to consider the above proposed Ordinance. Seconded. LOST by a voice vote.

The vote being uncertain, the President asked for a standing vote in order to consider the proposed Ordinance for publication. LOST.

HEALTH & PROTECTION COMMITTEE:

MR. WECHSLER reported a joint meeting was held with the Board of Public Safety and the Chief of Police. Due to the lateness of the hour, he said he would defer his report to the next meeting.

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PLANNING & ZONING:

MR. RUSSELL said there was no meeting of his Committee due to the withdrawal of the appeal which was before the Committee and also because of the fact that the Fiscal Committee's Meeting to consider the Budget was scheduled for the same night.

EDUCATION, WELFARE & GOVERNMENT:

MR. RICH presented a short report which he asked to have included in the Minutes in order to show their progress at this time. He read the following report:

The Education, Welfare & Government Committee met in the Board's Caucus Room with Messrs. Deutsch and Rich present. Also present were the following: Town and City Clerk, Louis Clapes, Registrars of Voters Nancy Tatano and Larry Haggerty, Mr. Landau (representing Frank Robotti) and Mrs. Johnston of the League of Women Voters.

The Committee and visitors adjourned to the Town and City Clerk's office to examine map and records in connection with the redistricting proposal.

The 1965 census figures for the State Assembly Districts have been computed and plotted on a map. These figures are:

155 Assembly District	-----	16,500
156       "       "		17,500
157       "       "		20,450
158       "       "		15,750
159       "       "		17,000
160       "       "		15,000

From these data, it appears feasible to re-draw the Board of Representatives' lines to conform with the House District lines, as the law requires.

There is also a possibility (which the Committee is investigating) that the House lines can be re-drawn by the Board, so that local Districts can be contiguous with the State lines.

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MR. RICH said he will report further progress at the next Board Meeting.



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URBAN RENEWAL COMMITTEE:

MR. CALDER gave a short progress report at this time.

MR. MORRIS asked if it would be possible to have a report on what the cost of the "Vest Pocket" park was.

MR. CALDER said he could give the speaker some figures on this now, if he so wishes.

MR. HEINZER asked if there can't be a meeting held on this as he is most interested.

MR. CALDER said his Committee is going to have a meeting in a couple of weeks and can go into it further at that time. He said there are a few statistics -- one, the reported cost of half a million dollars for the park included over \$300,000.00 that was paid for that whole parcel of land which goes through to Summer Street from Atlantic Street and about two-thirds of that parcel is being used for a parking lot, so that the park itself is using about one-third of that original parcel of land. He said another figure that was published was a cost of \$90,000.00 to re-finish the sides of the adjacent buildings on either side of the park and this is an error, because the cost for doing this work was \$30,000.00 and this was done by bid -- there was a high bid of something in the neighborhood of \$60,000.00 but the low bidder got the contract and it cost \$30,000.00 and not \$90,000.00 as was reported.

He said the cost of the rest of the construction was about \$100,000.00 which includes a great deal of work, plantings as well as building and resurfacing which was also done on bid and this was the low bid. He said there were four bids for this work and they ranged to over \$150,000.00 and this was also the low bidder who got this work. He said in view of this, he feels that the figures quoted in the news were a little exaggerated to say the least.

He said as far as the value of the park is concerned, he does not know how park land is evaluated - it may be used for years to come and provide a great deal of enjoyment for the people of Stamford and there is no way to equate this in dollars and cents.

C-DAP SPECIAL COMMITTEE:

In the absence of the Chairman, who had to leave for work earlier, Mr. Rybnick presented the Committee report. He read the following:

The Committee met on April 17th and 24th, 1968 with all the members present. Also present was William Kaminski, the Mayor's Aide and other interested members.

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The result of the meeting is the proposed Ordinance on "Establishment of a Housing Site Development Agency". The Committee voted in favor of the Ordinance.

William Murphy, Chairman  
C-DAP Committee

PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE:

MR. JOHN BOCCUZZI, Chairman, said he has no report, but he would like to ask the members of his Committee that when a meeting is called to please attend it. He said he and Mr. Morris met with Mr. Silver and discussed housing. However, he said he feels that in order to bring in a report you have to have a Committee there - that it is not right to make a report with only two people coming to the meeting. He said it is not fair to the others that attend a meeting to find the rest of the Committee not present.

COMMUNICATIONS FROM THE MAYOR:

THE PRESIDENT read the following letter:

"I enclose for the consideration of your honorable Board a series of resolutions passed by the Urban Coalition of Stamford. I have already submitted these resolutions to the Department Heads of the Executive Branch and the heads of the Administrative Services of the City and have requested all City establishments to make every effort to comply with the recommendations contained in these resolutions."

It is my hope that your honorable Board, as the legislative branch of the government of the City of Stamford will take those actions which it deems appropriate to further implement these resolutions.

You may be sure that you have my full cooperation in any action you may take."

THE PRESIDENT said he is sure that everyone has received a copy of these resolutions and they were also published in the newspaper, so he sees no need to read them again. He asked the members what is their pleasure in this matter.

MR. MORRIS said at the Republican Caucus they had a discussion, and as the Chair knows tonight everyone received a copy of a proposed Ordinance which they had never seen before. He said they feel this shouldn't happen because we are supposed to work under a Committee system and most of these matters should be given to the Board in time so that they may go

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through the Steering Committee, referred to a Committee and reported out to the Board.

THE PRESIDENT said he awaits the Board's pleasure in regard to these resolutions.

IT WAS MOVED, seconded and CARRIED to refer this to the Steering Committee for action.

NEW BUSINESS:Concerning Board of Representatives' Dance schedule for May 18th


MR. CHIRIMBES said he would like everyone who is coming to the dance to please get in their reservations.

Concerning the Copying of Figures Transmitted from the Board of Finance in the Members' own Budget books - 1968-1969 Fiscal Year

THE PRESIDENT said he knows the hour is late, but the members still have to copy these figures in their own Budget books. He said this will take place after the meeting.

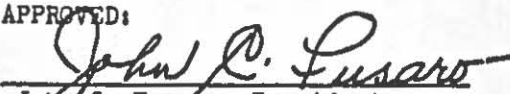
ADJOURNMENT:

There being no further business to come before the Board, on motion, duly seconded and CARRIED, the meeting adjourned at 12.00 A.M.

  
Velma Farrell  
Administrative Assistant  
(Recording Secretary)

VF

## APPROVED:

  
John C. Fusaro, President  
10th Board of Representatives

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