

MEETING OF THE 10th BOARD OF REPRESENTATIVES
Minutes of October 7, 1968
Stamford, Connecticut

A regular monthly meeting of the 10th Board of Representatives was held on Monday, October 7, 1968, in the Board's meeting rooms, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

After a Caucus by the two respective parties, the President called the meeting to order at 9.25 P.M.

INVOCATION was given by Reverend Grover Wilson, First Presbyterian Church.

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

MOMENT OF SILENCE: In memory of Len Massell, Advocate Reporter, recently deceased.

A moment of silence was observed at this time in memory of Len Massell, a Stamford Advocate reporter for many years.

ROLL CALL:

The Clerk started to call the roll and was interrupted by MR. RUSSBACH, who rose on a point of order, and questioned the right of Mr. Ralph Lockhart to sit as a member of this Board. He said he believes this to be in conflict of interest, and that he sent a letter to that effect to the Board. He requested a RULING FROM THE CHAIR.

THE PRESIDENT informed Mr. Russbach that his remarks will be noted in the Minutes and if he wishes a ruling from the Corporation Counsel, we'll have one.

MR. RUSSBACH said he did not ask for an opinion from the Corporation Counsel - he requested a ruling from the Chair.

THE PRESIDENT said he is not prepared to rule on this and has no right to rule on it - that he has no resignation before him and Mr. Lockhart is sitting on the Board legally as far as he is concerned.

MR. KAPLAN also rose on a POINT OF ORDER. He said Mr. Russbach has not been marked present as yet.

ROLL CALL was continued by the Clerk. There were 39 present and one absent. The absent member was George E. Russell (R) 17th District, who is absent from the country. The President read a card from Mr. Russell to the Board Members.

ACCEPTANCE OF MINUTES - Meeting of September 3, 1968

The Minutes of the above meeting were accepted.

COMMITTEE REPORTS:

The reading of the Steering Committee Report was waived and entered in the

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Minutes and appears below:

STEERING COMMITTEE REPORT
Meeting held Wednesday, September 25, 1968

A regular monthly meeting of the Steering Committee was held on Wednesday, September 25, 1968 in the Board of Representatives' Meeting Rooms, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the Chairman and President of the Board, at 8.15 P.M.

All members were present, with the exception of Messrs. Coperine, Durso, Rich and Theodore Boccuzzi. Mr. Russell was present for a few minutes, but left to attend a meeting of the Planning & Zoning Committee, also scheduled for the same evening. Mr. Calder and Mr. Murphy were also present.

(1) Appointments to various Boards and Commissions:

All appointments which were deferred at the last Board Meeting, were ordered PLACED ON THE AGENDA under APPOINTMENTS COMMITTEE.

Three appointments to the BUILDING BOARD OF APPEALS, not approved by the Board at the September meeting, were submitted for the second time by the Mayor in letter of Sept. 5, 1968.

Three appointments to the BOARD OF ETHICS, two of which were previously deferred on 9/3/68, were ordered placed on the Agenda under APPOINTMENTS COMMITTEE.

Appointment to the HOUSING SITE DEVELOPMENT AGENCY, not approved by the Board at the September meeting was submitted for the second time by the Mayor in letter of 9/5/68 - Ordered placed on Agenda under APPOINTMENTS COMMITTEE.

Mayor's letter of 9/19/68, submitting appointments to the PATRIOTIC & SPECIAL EVENTS COMMISSION, BOARD OF TAX REVIEW and PUBLIC WELFARE COMMISSION, were ordered on the Agenda under APPOINTMENTS COMMITTEE.

(2) Additional Appropriations:

Additional appropriations approved by the Board of Finance at their meeting of 9/12/68 were REFERRED TO THE FISCAL COMMITTEE and secondary Committees concerned, and ordered ON AGENDA.

(3) Concerning Resolution authorizing application for State Aid Grant for STARK SCHOOL ADDITION, Capital Project - (Requested in letter of 9/9/68 from Joseph B. Porter, Supt. of Schools) ----- (See Minutes of 7/1/68, Resolution No. 565 appropriating \$500,000.00 for Stark School, 1968-1969 Capital Projects Budget)

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(Above REFERRED TO LEGISLATIVE & RULES COMMITTEE and EDUCATION, WELFARE & GOVERNMENT COMMITTEE - ORDERED ON AGENDA)

- (4) Resolution authorizing DEPARTMENT OF HEALTH to apply for and receive funds from State and Federal Government, to be used for various health programs - (Mayor's letter received 8/5/68 - Appropriation ONLY approved 9/3/68 - See pages 5549-50-51 of Minutes)

Above referred to LEGISLATIVE & RULES COMMITTEE and HEALTH & PROTECTION COMMITTEE - ORDERED ON AGENDA.

- (5) Old Business - Legislative & Rules Committee:

Matters held in the Legislative & Rules Committee and not yet acted upon were ORDERED PLACED ON AGENDA. Some were referred to secondary committees.

- (6) Renewal of LEASE - NAVAL TRAINING CENTER on Magee Avenue, for one year From 7/1/68 thru 8/30/69, at annual rental of \$1.00 - (Mayor's letter of 8/21/68) -----(Not acted upon at 9/3/68 Board Meeting, awaiting approval by Board of Finance, given at their 9/12/68 meeting)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (7) Proposed Resolution REDESIGNATING COMMITTEE ON TRAINING & EMPLOYMENT, INC. as the official CAP Agency of the City of Stamford - (Mayor's letter of 8/20/68 - Public Hearing held July 1, 1968)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (8) Proposed Ordinance Concerning adding more stringent provisions to Ordinance No. 50 adopted April 2, 1956 to PROHIBIT CONSUMPTION OF ALL INTOXICATING LIQUORS UPON CITY STREETS AND IN VEHICLES PARKED UPON CITY STREETS -
(Proposed by Howard Kaplan, 14th District Representative, in letter dated 9/18/68)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and HEALTH & PROTECTION COMMITTEE - ORDERED ON AGENDA

- (9) Request for WAIVER OF BUILDING PERMIT FEE, under provisions of Ordinance No. 80.7 providing for waiver of fees in connection with non-profit eleemosynary institutions in amount of \$100.00 for construction of a CONVENT FOR THE CHURCH OF THE HOLY SPIRIT, Scofieldtown Road - (Letter from Reed & Lord, Ind., Builders, dated 9/9/68)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (10) APPEAL - VANECH & SONS, INC., from decision of Planning Board (Application MP-178) denying requested amendment to Master Plan to change property now designated "Residential, Single Family Plots, One Acre or More" to "Residential, Single Family Plots Less Than One Acre" (land

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located off Newfield Avenue north of Sandy Lane) - Filed with Board of Representatives on August 26, 1968 - Must be acted upon "within second regularly scheduled Board Meeting after receipt of appeal)

Referred to LEGISLATIVE & RULES COMMITTEE and PLANNING & ZONING COMMITTEE - ORDERED ON AGENDA

- (11) Report of "HISTORIC DISTRICT STUDY COMMITTEE" for Long Ridge Village to ascertain whether the Village meets the requirements in accordance with provisions of Chapter 97, Title 7, Sec. 7-147 of the State Statutes
(Appointed by 9th Board of Representatives April 3, 1967 - See Pages 5039-40 of Minutes) --- (See letter dated Aug. 23, 1968 from John L. DeForest, to President, submitting final report)

Referred to LEGISLATIVE & RULES COMMITTEE and PLANNING & ZONING COMMITTEE - ORDERED ON AGENDA

- (12) Concerning STAMFORD DEVELOPMENT CORPORATION - Proposed resolution seeking designation as a HOUSING DEVELOPMENT CORPORATION, pursuant to Sec. 20-21 of Public Act 522 (Mayor's letter dated 9/24/68)

Referred to LEGISLATIVE & RULES COMMITTEE and PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE - ORDERED ON AGENDA

- (13) Concerning BETTER HOUSING, INC. - Proposed resolution seeking designation as a HOUSING DEVELOPMENT CORPORATION, pursuant to Sec. 20-21 of Public Act 522
(See Mayor's letter dated 9/24/68)

Referred to LEGISLATIVE & RULES COMMITTEE and PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE - ORDERED ON AGENDA

- (14) Concerning NEW NEIGHBORHOODS, INC. - Proposed resolution seeking designation as a HOUSING DEVELOPMENT CORPORATION, pursuant to Sec. 20-21 of Public Act 522 (See Mayor's letter dated 9/24/68)

Referred to LEGISLATIVE & RULES COMMITTEE and PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE - ORDERED ON AGENDA

- (15) HARBOR IMPROVEMENT - Resolution applying for a STATE GRANT not to exceed \$52,500.00 for study of Stamford Waterfront and Harbor under Public Act 522 -
(Mayor's letter of 9/24/68)

Referred to LEGISLATIVE & RULES COMMITTEE and PUBLIC WORKS COMMITTEE - ORDERED ON AGENDA

- (16) OLD CLOONAN SCHOOL - APPLICATION FOR HUD GRANT - (Mayor's letter of 9/24/68) (See original resolution #495 approved by previous Board on July 11, 1966 which did not meet HUD'S requirements)

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Referred to LEGISLATIVE & RULES COMMITTEE and PUBLIC WORKS COMMITTEE-
ORDERED ON AGENDA

- (17) Concerning HEALTH PROGRAM FOR PAROCHIAL AND PRIVATE SCHOOLS - Under provisions of Public Act 481 - Also appropriation of \$279,490.00 - HEALTH DEPARTMENT, which amount is to be reimbursed from the State of Connecticut - (Mayor's letter of 9/24/68) - (Note: On agenda for SPECIAL MEETING of Board of Finance to be held Monday, October 7, 1968 at 7 P.M.)

Referred to LEGISLATIVE & RULES COMMITTEE, FISCAL COMMITTEE AND
EDUCATION, WELFARE & GOVERNMENT COMMITTEE - ORDERED ON AGENDA

- (18) Proposed Resolution requesting appointment of a Special Committee by the President, under Sec. 204.2 of the Charter, to "make inquiry into the policies, practices and personnel of the Public Works Department and statements made as to certain practices during the past few years - (Introduced by Thomas A. Morris and William Caporizzo, 15th District Representatives)

On motion by Mr. Kaplan, seconded by Mr. Bromley and CARRIED, the above matter was REFERRED TO THE PUBLIC WORKS COMMITTEE to look into this further - Not ordered on Agenda.

- (19) PETITIONS (3): (1) The STAMFORD COMETS; (2) CHAMBER OF COMMERCE and (3) SALVATION ARMY

The above three petitions were REFERRED TO THE PARKS & RECREATION COMMITTEE and ORDERED ON THE AGENDA.

- (20) CITY EMPLOYEE CONTRACTS under COLLECTIVE BARGAINING:

For the reason that it is expected that these contracts will be ready for submission to the Board of Representatives on or before the October meeting, they were REFERRED TO THE PERSONNEL COMMITTEE and ORDERED ON THE AGENDA.

- (21) Proposed Ordinance CONCERNING THE OBSTRUCTING OF FIRE-FIGHTING OPERATIONS - (Received 9/24/68 from various Fire Departments of the City)

The above matter was REFERRED TO THE HEALTH & PROTECTION COMMITTEE and ORDERED ON THE AGENDA.

- (22) Concerning Method of Bidding on City Work:

There was considerable discussion on the above matter, which was REFERRED TO THE FISCAL COMMITTEE - Not on Agenda.

- (23) Concerning proposed amendment to Section 708 of Charter presented in report of the CONFLICT OF INTEREST COMMITTEE, (being a Special Committee appointed by the 9th Board of Representatives) --- (Report submitted at Board Meeting held Feb. 6, 1967 - pages 4984 thru 4990 of Minutes)

Mrs. Farrell was directed to send the above proposed amendment to the Charter to the present 9th Charter Revision Commission.

- (24) Letter (dated 9/21/68) from Daniel R. Russbach, 17th District Representative, requesting resignation of 2nd District Representative, Ralph Lockhart, because of alleged violation of Section 708 of Charter as he is now employed by CDAP

Above noted and filed.

- (25) Letter (dated 9/22/68) from Armen Guroian, 7th District Representative, requesting resignation of 13th District Representative, Jack Palmer, because of alleged violation of Section 708 of Charter, because of use of "BULLDOZER" by City, furnished by him.

Above noted and filed.

- (26) Letter (dated 9/25/68) from Jack Palmer, 13th District Representative, requesting an OPINION FROM THE CORPORATION COUNSEL "covering the question of whether or not a member of the Board of Representatives can perform work for the City of Stamford when doing so under a legally accepted and authorized bid." Also, requesting a further opinion from the Corporation Counsel as to whether Mr. Charles Heinzer, a teacher, being paid by the City of Stamford, can also be a member of the Board of Representatives
(Both requests concerning interpretation of Section 708 of Charter)

Above noted and filed.

- (27) Letter (dated 9/12/68) from Joseph B. Porter, Supt. of Schools, addressed to the CHARTER REVISION COMMISSION and the Board of Representatives, concerning PROPOSED AMENDMENT TO CHARTER, attaching a two-page statement by Mr. Ellis Baker on this subject, presented at the meeting of the Board of Education, held August 27, 1968

Above noted and filed, inasmuch as no action can be taken unless and until the Charter Revision Commission submits findings and recommendations to the Board of Representatives under provisions of the Home Rule Act.

- (28) Combining 2 Special Committees into one:

There was some discussion regarding combining the Public Housing & General Relocation Special Committee with the Community Development Action Plan Special Committee to simplify matters within their jurisdiction. Inasmuch as this comes within the purview of the President under the Rules of Order (see "Committees", paragraph #3, page 4) this was left to his discretion.

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned at 10 P.M.

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APPOINTMENTS COMMITTEE:

MR. THEODORE BOCCUZZI, Chairman, said a meeting of his Committee was held on Wednesday, October 2, in the Board Room and present were Representatives Georgoulis, John Boccuzzi and Lynn Farnen.

He presented the following appointments for approval:

The Tellers distributed the ballots. The results of the voting appear below:

| <u>BUILDING BOARD OF APPEALS:</u> | (Under provisions of Bldg. Code, see page 11, Item (d)) | <u>Term Expires</u> |
|-----------------------------------------------|-------------------------------------------------------------------------------------------------------------------|---------------------|
| <u>CARL J. GOEBEL (R) (2 yr. term)</u> | ----- | Jan. 1, 1970 |
| 74 Eden Road (Deferred 9/3/68) | | |
| | VOTE: 23 yes 16 no | |
| <u>JOSEPH GAMBINO (R) (1 yr. term)</u> | ----- | Jan. 1, 1969 |
| 1425 Bedford St. (Deferred 9/3/68) | | |
| | VOTE: 23 yes 16 no | |
| <u>J. CLYDE O'CONNELL (D) (5 yr. term)</u> | ----- | Jan. 1, 1973 |
| 50 Barclay Dr. (second submission) | | |
| | VOTE: 34 yes 4 no 1 disqualified | |
| <u>JOHN DeLORCO (D) (4 yr. term)</u> | ----- | Jan. 1, 1972 |
| 2687 High Ridge Rd. (second submission) | | |
| | VOTE: 34 yes 4 no 1 disqualified | |
| <u>NAT MAMMANA (D) (3 yr. term)</u> | ----- | Jan. 1, 1971 |
| Elaine Dr. (second submission) | | |
| | VOTE: 33 yes 6 no | |
| <u>BOARD OF ETHICS:</u> | (Under provisions of Ordinance #139 and #145 - Consisting of 3 members, serving overlapping terms of 5 yrs) | |
| <u>MICHAEL FLAHERTY (D) (Deferred 9/3/68)</u> | ----- | June 30, 1971 |
| 22 Clovelly Rd. | | |
| | VOTE: 35 yes 4 no | |

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BOARD OF ETHICS (CONT'D)Term Expires:

ATHANASIOS LOTER (R) ----- June 30, 1970
 220 High Clear Dr.

VOTE: 35 yes
 4 no

(Note: The name of Joseph Zone, Esq., which appeared on the Agenda was withdrawn by the Judge in a letter to the Mayor and therefore was not voted upon.) VF

HOUSING SITE DEVELOPMENT AGENCY:

MRS. ANN CAULDWELL (R) (3 yr. term after ----- June 30, 1969
 Southfield Ave. initial appointment)
 (second submission)

DENIED by
 VOTE of: 16 yes
 23 no

BOARD OF TAX REVIEW: (5 yr. Term)

W. DENNIS WHITE (D) ----- Dec. 1, 1970
 14 Lanark Rd.
 (Succeeding R.V. Marciano (D)
 who resigned 8/1/68)

VOTE: 35 yes
 3 no
 1 disqualified

PATRIOTIC & SPECIAL EVENTS COMMISSION: (5 yr. term)

MAX BARON (D) ----- Dec. 1, 1970
 106 Lawn Avenue
 (Succeeding Edwin Cole (D)

VOTE: 34 yes
 5 no

PUBLIC WELFARE COMMISSION: (3 yr. term)

MRS. SHIRLEY SVEDLOW (D) ----- Dec. 1, 1971
 1767 Summer Street
 (Succeeding Frederick Lions (R)
 deceased)

DENIED BY
 VOTE: 19 yes
 20 no

FISCAL COMMITTEE:

MR. JOHN BOCCUZZI, Chairman, said the Fiscal Committee met last Thursday, October 3, on the following matters:

- (1) \$800.00 - PATRIOTIC & SPECIAL EVENTS COMMISSION, Code 128.5704 - For Veterans' Day Observance - (Mayor's letter of 8/27/68)

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MR. BOCCUZZI MOVED for approval of the above request. He explained that Stamford is one of the three cities in the United States who are going to have this type of a parade and the reason for this appropriation is because the expense this year is going to be much more than it would usually be. He said some of the marching groups that will be coming down will be from West Point, the Governor's Honor Guard, floats from Washington, D.C. and also we will have jet 'plane from the Air Force. Mr. Kelly seconded the motion. CARRIED.

- (2) \$3,416.14 - PENSION, Fireman Woodrow W. Broadhurst - Based on annual pension of \$3,575.00 or 50% of his annual salary of \$7,150.00, effective 7/18/68 - (Mayor's letter of 8/16/68)

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

- (3) \$550.00 - CLASSIFIED EMPLOYEES' RETIREMENT FUND - Code 176.0101, Salaries- For upgrading of Retirement Service Officer from Grade S-13 to Grade S-15 - (Approved by Personnel Commission March 1968 - See Mayor's letter of 9/9/68)

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

- (4) \$30,000.00 - HUBBARD HEIGHTS MUNICIPAL GOLF COURSE - Resolution No. 579 amending 1968-1969 Capital Projects Budget for INSTALLATION OF PERIPHERAL WATERING SYSTEM and appropriation therefor - (Mayor's letter of 9/9/68)

MR. BOCCUZZI MOVED for approval of the following resolution, which was read by Mrs. Pont-Briant at this time. Seconded by Mr. Kelly and Mr. Theodore Boccuzzi.

MR. BOCCUZZI explained that this is for a watering system for the greens and tees at the Hubbard Heights Golf Course, which is very bad at the present time, requiring that they send men out with watering tanks in order to water the greens by hand and it is impossible to do a thorough job and takes from four to six men to do the job and runs into a lot of time and labor costs. He said with this proposed system they will have piping to all the greens and a man rides around and turns on a valve and the greens are watered in a few minutes, which will cut down the operating cost considerably. He urged approval of the request to protect the City's investment in the golf course.

MR. ALSWANGER said his Committee - the Parks & Recreation Committee, unanimously approves this appropriation. CARRIED unanimously.

RESOLUTION NO. 579

AMENDING 1968-1969 CAPITAL PROJECTS BUDGET, HUBBARD HEIGHTS MUNICIPAL GOLF COURSE, FOR INSTALLATION OF PERIPHERAL WATERING SYSTEM AND APPROPRIATION OF \$30,000.00 THEREFOR

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, to amend the 1968-1969 Capital Projects Budget by adding Project to be known as "HUBBARD HEIGHTS MUNICIPAL GOLF COURSE, INSTALLATION

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OF PERIPHERAL WATERING SYSTEM", in accordance with the provisions of Section 611.5 of the Stamford Charter and the appropriation of \$30,000.00 therefor.

- (5) \$158,890.07 - RESTORATION OF GLENBROOK SCHOOL - Resolution No. 580
amending 1968-1969 Capital Projects Budget for
Restoration of Glenbrook School and appropriation
therefor - (Mayor's letter of 9/9/68)

MR. BOCCUZZI said the Fiscal Committee voted to REDUCE this appropriation to \$110,000.00. He asked Mrs. Pont-Briant to read the resolution at this time.

MR. GRISAR said in defense of the action taken by the Fiscal Committee, since a minority report will be submitted, he wishes to point out that he is in favor of the concept of a Glenbrook Community Center, but when the Fiscal Committee met to act on this matter, no plans were submitted as to exactly how much the restoration and completion of the Glenbrook Neighborhood Community Center would cost. He said acting on advice of Commissioner of Public Works Loglisci, who estimated the cost of reclaiming the building by putting on a new roof, new electrical wiring, heating and plumbing to cost the City approximately \$110,000.00 which is why the Committee selected the figure of \$110,000.00 as being adequate, rather than the original requested \$158,890.07 which represented the transfer of insurance funds.

He said, carrying this one step further, on May 21, 1968, this Board allocated \$500,000.00 for an addition to Stark School and in the Mayor's letter, quoting from Dr. Porter's letter to the Mayor, it stated:

"It should be noted that State Aid for this construction would be 50% of cost and the net insurance recovery from the Glenbrook School fire should also be considered as being applied against the cost of the addition."

He said at that time, this Board allocated the insurance money for this project and in the Mayor's letter of September 9, 1968 said:

"Since we have received insurance proceeds in this total amount which are now on deposit, there will be no mill rate tax impact should your Board approve this request for the Capital appropriation Project".

MR. GRISAR said the point he wishes to bring out is that there will be a one-half mill tax impact on this situation because we cannot spend the same money twice.

MR. RYBNICK MOVED that the Board approve the full amount of \$158,890.07 for the restoration of the Glenbrook School. Seconded by Mr. Connors.

MR. HEINZER reminded the Members that this was also referred to the Public Works Committee.

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THE PRESIDENT said there is now a motion before the Board to approve the full amount of \$158,890.07 which was approved by the Board of Finance.

MR. GURDAN read a prepared statement at this time in favor of restoring the full amount requested.

MR. HEINZER said the Public Works Committee met on this question and there was a tie vote on whether or not they should approve this appropriation. He said he agrees with Mr. Gurdan that Glenbrook definitely needs this kind of a center, but on the other hand, he feels they should also have the opportunity to say what they want. He said to appropriate the full amount, or even the \$110,000 suggested, we are giving it to the Public Works Department to do as they please with the building and thereafter the Board of Representatives will have no control over what will be done. He said he would prefer to appropriate \$50,000 for Planning money, which is the way it is done with all kinds of school buildings, and in this way the Board will then have an opportunity to act on those plans and it might be found that even more is needed than first anticipated. He said he opposes giving out a blanket sum and saying "go ahead" and that he believes the only way to do it is to have a plan first and then when it is known what is wanted, go ahead.

MRS. PONT-BRIANT said the Fiscal Committee was very much in favor of having the Community Center, but did not like the method in which the money was being requested, with no supporting evidence as to plans or what was to be done with the money.

She said the figure that Commissioner Loglisci gave them was the figure they used, which they felt would be enough to cover getting the building closed in for the winter so it wouldn't become another "Cloonan School". She said they are going to need more money, about which there is no doubt and they felt that just giving an arbitrary figure of \$158,890.07 which represents the insurance money, which has already been given out to Stark School.

MR. KAPLAN spoke in opposition to Mr. Heinzer's proposal to reduce this to \$50,000 for planning. He stressed how imperative it is to get this building roofed in, with heat, before the winter sets in. He said normally he would go along with Mr. Heinzer's suggestion to just appropriate enough money for the planning stage, but in this case it is truly an emergency appropriation and should be approved, before the Glenbrook School follows the path of the old Cloonan School.

MR. HEINZER said the suggestion of only appropriating planning money came from Mr. Scofield who is an architect. He said he failed to mention that the \$50,000 is to cover both planning and protection.

MR. CHIRIMBES spoke in favor of the appropriation and urged approval. He said there are over 300 children who play in the area of the Glenbrook School and there is no place where they can go for recreation.

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MR. SCOFIELD urged approval of \$50,000 to cover planning and protection for the building. HE MOVED TO AMEND the motion to appropriate \$50,000.00 for planning and for protection. Seconded.

MR. DEUTSCH said he would just like to mention that this fire occurred in the winter of 1968 and it has taken this long for us to get a request for an appropriation. He said this Board should not be penalized because they were not requested to appropriate money for a study at an earlier date. He spoke in favor of the amendment.

MR. CHIRIMBES reminded the members that at the Cloonan School this Board did exactly what they are talking about now - it was guarded and protected and ended up with shambles. He said "let's get it off the ground".

MR. JOSS said the Committee presently is working hard to get together with architects and others and it would be disheartening for the Committee at this time to have a set back.

MR. KELLY urged approval of the entire amount requested.

MR. RUSSBACH urged that the Board go along with the \$50,000.00 for planning.

MR. JOHN BOCCUZZI urged approval of the full amount requested.

MR. CONNORS spoke in favor of the entire appropriation.

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

VOTE taken on Mr. Scofield's motion to amend by reducing the appropriation to \$50,000.00. LOST. (13 in favor - requires a majority vote to carry)

VOTE taken on Mr. Rybnick's motion to reinstate the full amount of \$158,890.07.

A ROLL CALL vote was requested, there being a sufficient number of members (one-fifth).

MR. RYBNICK'S MOTION to reinstate the full amount requested of \$158,890.07 was CARRIED by a roll call vote of 19 in favor and 18 opposed. The vote appears below:

THOSE VOTING IN FAVOR

ALSWANGER, Herman (D)
BOCCUZZI, John (D)
BOCCUZZI, Theodore (D)
CALDER, Otto (D)
CHIRIMBES, Peter (R)
CONNORS, George (D)
COPERINE, Frank (D)
DOMBROSKI, Edward (D)
DURSO, Robert (D)
GEORGOULIS, George (D)
GYROIAN, Armen (D)
JOSS, James (D)
KELLY, Stephen (D)

THOSE VOTING IN OPPOSITION

BROMLEY, Robert (R)
CAPORIZZO, William (R)
DEUTSCH, Chester (D)
FARMEN, Lynn (R)
GRISAR, Richard (D)
HEINZER, Charles (R)
HEMINGWAY, Booth (R)
HORNER, Watson (R)
KAPLAN, Howard (D)
MORRIS, Thomas (R)
MURPHY, William (D)
PALMER, Jack (R)
PLOTNICK, Paul (D)

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THOSE VOTING IN FAVOR

KUCZO, Paul (D)
 LOCKHART, Ralph (D)
 LOGLISCI, Joseph (D)
 LONGO, Carmine (D)
 MILLER, Frederick (D)
 RYBNICK, Gerald (D)

THOSE VOTING IN OPPOSITION

PONT-BRIANT, Lois (R)
 RICH, John (R)
 RUSSBACH, Daniel (R)
 SCOFIELD, Edward (R)
 WECHSLER, Robert (D)

There ensued some debate on the main motion, as amended by Mr. Rybnick.

At this point the QUESTION WAS MOVED. Seconded and CARRIED.

MR. COPERINE MOVED for a ROLL CALL VOTE. A sufficient number of members were in favor.

The following resolution was CARRIED by a roll call vote of 32 in favor and 6 opposed. The vote appears after the resolution:

RESOLUTION NO. 580

AMENDING 1968-1969 CAPITAL PROJECTS BUDGET -
RESTORATION OF GLENBROOK SCHOOL AND APPROPRIATION
OF \$158,890.07 THEREFOR

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, to amend the 1968-1969 Capital Projects Budget by adding Project to be known as "RESTORATION OF THE GLENBROOK SCHOOL", in accordance with the provisions of Section 611.5 of the Stamford Charter and appropriation of \$158,890.07 therefor.

THOSE VOTING IN FAVOR

ALSWANGER, Herman (D)
 BOCCUZZI, John (D)
 BOCCUZZI, Theodore (D)
 BROMLEY, Robert (R)
 CALDER, Otto (D)
 CAPORIZZO, William (R)
 CHIRIMBES, Peter (R)
 CONNORS, George (D)
 COPERINE, Frank (D)
 DEUTSCH, Chester (D)
 DOMBROSKI, Edward (D)
 DURSO, Robert (D)
 GEORGOULIS, George (D)
 GILSAR, Richard (D)
 GURJIAN, Armen (D)
 HORNER, Watson (R)
 JOSS, James (D)
 KAPLAN, Howard (D)

THOSE VOTING IN OPPOSITION

FARMEN, Lynn (R)
 HEINZER, Charles (R)
 HEMINGWAY, Booth (R)
 PONT-BRIANT, Lois (R)
 RICH, John (R)
 RUSSBACH, Daniel (R)

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THOSE VOTING IN FAVOR (CONT'D)THOSE VOTING IN OPPOSITION

KELLY, Stephen (D)
KUCZO, Paul (D)
LOCKHART, Ralph (D)
LOGLISCI, Joseph (D)
LONGO, Carmine (D)
MILLER, Frederick (D)
MORRIS, Thomas (R)
MURPHY, William (D)
PALMER, Jack (R)
PLOTNICK, Paul (D)
RYBNICK, Gerald (D)
SCOFIELD, Edward (R)
TRUGLIA, Anthony (D)
WECHSLER, Robert (D)

- (6) \$25,000.00 - DEPARTMENT OF PUBLIC WORKS - Code 624.0617, Bureau of Sanitation, Division of Collection, Fill for Land Reclamation - (REDUCED by Board of Finance on 9/12/68 from \$50,000 requested) - (Mayor's letter of 9/5/68)

MR. BOCCUZZI said this is in anticipation of the fall "pick-up" that will be carried on by the Public Works Department. He said the State is keeping a close watch on this type of operation and they have to put six inches of fill on top of debris - it is crushed, so they have to start with about 10 and pack it down to six and for these reasons are using a lot more fill than they have been using. HE MOVED for approval of the request. Seconded by Mr. Heinzer, who said the Public Works Committee concurs. CARRIED.

- (7) \$621.45 - OFFICE OF TAX ASSESSOR - Code 144.0101, Salaries - For reclassification of Clerk-Typist I to Clerk-Typist II (\$200.) and upgrading of an Appraiser from Step 1 to Step 3 (\$421.45) (Mayor's letter of 9/9/68)

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Hemingway, who said the Personnel Committee concurs in approval. CARRIED.

- (8) \$3,008.99 - PENSION for Fireman Joseph E. Finley - Based on annual pension of \$3,575.00 - or 50% of his annual salary of \$7,150.00, effective August 29, 1968 - (Mayor's letter of 9/9/68)

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

- (9) \$3,024.51 - PENSION for Fireman Stanley Swiatowicz - Based on annual pension of \$3,861.00 or 54% of his annual salary of \$7,150.00, effective 9/19/68 - (Mayor's letter of 9/9/68)

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

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- (10) \$79,000.00 - BOARD OF EDUCATION - For 1968-1969 Fiscal Year - For Project 67-3012-1 "Music Utilizes Students' Interests and Creativity", under Title III of Elementary and Secondary Act - (To be reimbursed by Federal Grant from U.S. Office of Education) - See letter dated 8/28/68 from Joseph B. Porter, Supt. of Schools - Under provisions of Resolution #546 approved 1/1/68 by Board of Representatives.

MR. BOCCUZZI explained that this total amount will be reimbursed through a Federal Grant from the U.S. Office of Education. He said we got an appropriation for this last year and this is a continuation of the same program started last year. HE MOVED for approval. Seconded by Mr. Rich who said his Committee - the Education, Welfare and Government Committee, did not meet this month, due to the indisposition of the Chairman. CARRIED with one abstention (Mr. Truglia).

- (11) \$279,490.00 - To initiate HEALTH PROGRAM FOR PAROCHIAL AND PRIVATE SCHOOLS - (To be administered by HEALTH DEPARTMENT under provisions of Public Act #481) - Mayor's letter of 9/24/68) ----- (Note: On agenda for Board of Finance SPECIAL MEETING called for Friday, October 4, 1968, and adjourned to tonight)

MR. BOCCUZZI explained that this amount will be returned to the City by the State under the provisions of the Act and in the wording of the Act it says: "Each town which provides health and welfare services for children attending public schools SHALL provide the same health and welfare services for children attending parochial and private schools"

MR. BOCCUZZI MOVED for approval of the above request.

MRS. PONT-BRIANT seconded the motion and stated that this does call for a full time Administrator and there are no qualifications listed. She said she hopes that what was told the Fiscal Committee - that a qualified person will definitely be chosen for this post and NOT political appointee.

MR. KAPLAN spoke in favor of the appropriation, although he said he has always been very committed to the separation of church and state and in voting for this appropriation, he wants to state for the record that he is expressing no opinion whatsoever as to the constitutionality or the unconstitutionality of this appropriation, because by State law we are required to give these services to children in the public schools, so we must also provide these services in private and parochial schools. He said this same Statute equally requires the State of Connecticut to reimburse the City in full for this particular appropriation, and we MUST pass this appropriation.

VOTE taken on the above matter. CARRIED unanimously.

LEGISLATIVE & RULES COMMITTEE:

MR. BROMLEY, Chairman, said his Committee held a meeting on October 1, 1968 in the meeting rooms of the Board of Representatives, and present were the following: Messrs. Bromley, Murphy and Morris.

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He announced that the next meeting of his Committee will be held Tuesday, October 29th. He said he wishes to emphasize that these meetings are open and anyone who has an opinion on any matter on the agenda referred to his Committee are welcome to come down and share their opinions and criticisms with the Committee.

- (1) Resolution No. 581 Authorizing Application for State Aid Grant for STARK SCHOOL ADDITION, Stamford Public Schools, Capital Project -
(Requested in letter of 9/9/68 from Joseph B. Porter, Supt. of Schools - See Resolution No. 565 approved 7/1/68, appropriating \$500,000 for this school - 1968-1969 Capital Projects Budget)

MR. BROMLEY MOVED to waive the reading of the resolution. Seconded and CARRIED.

MR. BROMLEY MOVED for approval of the following resolution. Seconded by Mr. Heinzer and CARRIED unanimously:

RESOLUTION NO. 581

AUTHORIZATION OF APPLICATION FOR STATE AID GRANT FOR STARK SCHOOL ADDITION, STAMFORD PUBLIC SCHOOLS, CAPITAL PROJECT

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of Representatives of the City of Stamford, pursuant to and within the limitations of Section 10-283, Chapter 173 "Application for Funds" of the 1958 Revision of the Connecticut General Statutes, that the Mayor of the City of Stamford is hereby authorized and directed to apply for State Aid on behalf of the Board of Education, for the Stark School Addition, Stamford Public Schools, Capital Project, and is further authorized to accept or reject State Aid Grant in the name of the City of Stamford for said Project.

- (2) Resolution #582 Authorizing DEPARTMENT OF HEALTH to apply for and receive funds from State and Federal Government, to be used for various health projects - (Requested in Mayor's letter received 8/5/68 - Appropriations of \$29,070.00 for AIR POLLUTION program was approved by the Board on 9/3/68, but resolution was not approved, being referred to the Legislative & Rules Committee -----See Minutes of 9/3/68 - Item #1 under Fiscal Committee; pages 5549-50-51) .

MR. BROMLEY reminded the Members that this Board did appropriate \$29,070.00 last month for Air Pollution. He explained that the intent of this resolution is to put the Health Department on a par with the Board of Education, to enable the Health Department to make application for Grants for Federal and State aid without first having to go to the Board of Representatives. He said it also contains the provision that upon receipt by the City of Stamford if said grant funds from either the State or Federal Government, that the Board of Representatives will appropriate the funds to the Health Department for the execution of the project for which the Federal or State Grant is made.

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MR. BROMLEY MOVED for WAIVER of the reading of the resolution. Seconded and CARRIED.

MR. BROMLEY MOVED for approval of the following resolution. Seconded by Mr. Wechsler, who said this has also been referred to the Health and Protection Committee. He said Dr. Gofstein appeared before the Committee and his Committee approves the request and hopes that Dr. Gofstein will be able to carry out this program without the delay he experienced with the Air Pollution Program, by the adoption of this resolution. The resolution follows, which was CARRIED unanimously.

RESOLUTION NO. 582

ENABLING HEALTH DEPARTMENT TO RECEIVE GRANT FUNDS FROM
FEDERAL OR STATE GRANTS AVAILABLE TO MUNICIPALITIES FOR
HEALTH PROGRAMS AND PROJECTS TO ENTIRELY FINANCE PROGRAM
OR PROJECT FOR WHICH GRANT IS AWARDED

WHEREAS, there are a number of grants available for health programs and projects to municipalities from the Federal Government and/or the State of Connecticut, which grants entirely finance the program or project for which the grant is awarded, and

WHEREAS, there are also a number of grants available for health programs and projects to municipalities from the Federal Government or the State of Connecticut which provide for partial reimbursement for expenditures incurred for the purchase of equipment and supplies, and

WHEREAS, there are also a number of grants available for health programs and projects to municipalities from the Federal Government or the State of Connecticut, which grants entirely finance all sums of money to be actually disbursed to execute the grant program or project, but require municipal participation to provide facilities, equipment and personnel, and

WHEREAS, the City of Stamford is eligible and the Health Department is desirous of applying to the Federal Government and/or the State of Connecticut for a number of aforesaid grants, and

WHEREAS, any such Federal or State grant is finally awarded only after the applicant attests that the funds of the grant will be used solely for executing the grant program or project;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Representatives, in order to enable the Health Department to obtain Federal or State Grants in health areas, does hereby consent and authorize the Health Department, or its designated agent, and any other City officer, official or employee, to make the necessary attestations to the Federal and/or State Government that the grant will be used for the purposes for which granted, and

BE IT FURTHER RESOLVED, that upon receipt by the City of Stamford of said grant funds, the Board of Representatives will appropriate said funds to the Health Department for the execution of the program, or project for which the Federal or State grant is made, and

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BE IT FURTHER RESOLVED, that upon receipt by the City of Stamford of funds from Federal or State agencies for partial reimbursement for sums expended for the purchase of equipment and supplies, the Board of Representatives will appropriate said funds to the Health Department, and

BR IT FURTHER RESOLVED, that the Board of Representatives reserves to itself the right to revoke this entire resolution, authorization and commitment at any time, upon written notice to the Health Department, which revocation, however, shall not be construed to affect any grant finally approved by the Federal Government or State of Connecticut prior to the revocation.

- (3) Concerning CREATION OF A DESIGN REVIEW BOARD - (Mayor's letter of 3/11/68 requesting adoption of an Ordinance creating this Board, to review architectural drawings, etc. --- Held in Committee 6/3/68, 7/1/68, 8/5/68 and 9/3/68)

MR. BROMLEY said copies of this proposed Ordinance have been given to all members of the Board. HE MOVED to WAIVE the reading of the Ordinance, which was seconded and CARRIED.

However, he said he does have some additions and corrections to the Ordinance as follows:

- Paragraph 1. After the words: "No permit shall be issued for any structure....", insert the word "signs".
- Paragraph 1. At the end of the paragraph the following language was inserted: "....., if the permit concerns a sign that is appurtenant to any existing structure or building, the same procedure shall be followed except that the time period shall be reduced to two months."
- Paragraph 2. Third line, after the words: "..... material qualities of all structures," add the word "signs".
- Paragraph 3. The sixth line down, after the words: "... Board to comply with any provision of this paragraph...", insert the words: "shall be deemed".
- Paragraph 4. Add the words at the end: "In the event that the applicant and the Board do not reach agreement regarding changes to be made, the areas of disagreement may be publicized."
- Paragraph 5. On Page 2, second line down, after the words: "... of the building....", insert the word: "sign" so that it reads: "... of the Building, sign or structure....."
- Paragraph 6. Deleted in its entirety.
- Paragraph 9. To be added, to read as follows:

Paragraph 9 (CONT'D)

"The Design Review Board shall not have the power to review the design of movie marquees and signs under ten square feet."

MR. BROMLEY said he expects this to be a rather controversial item and will be considered at the next meeting of the Legislative and Rules Committee if people want to come and speak for or against it. HE MOVED FOR PUBLICATION. Seconded.

MR. CALDER suggested an amendment to the last paragraph which Mr. Bromley just read, regarding the size of signs and that it be changed from ten square feet to read 50 square feet, and SO MOVED TO AMEND. Seconded by Mr. Russbach.

MR. RUSSBACH said he would like to speak against the Ordinance as proposed.

THE PRESIDENT said the discussion will first have to be held on Mr. Calder's amendment.

MR. KAPLAN spoke against the proposed amendment as offered by Mr. Calder. He said this coming on the floor in this manner does not give the members time to explore what the difference is between a 50 foot sign and a 10 foot sign. He said he thinks it is bad procedure to propose amendments to an Ordinance, which is being proposed for publication and that amendments of this sort should be reserved for a time after there has been a public hearing and voting upon the Ordinance later. He said personally he has a difficult time trying to visualize just what a 50 foot sign encompasses.

MR. HEINZER said he agrees with the previous speaker - that we don't really know what is meant by a 10 or a 50 foot sign, whether it means the area the sign actually covers, cut out letters, or the background, or what we are talking about. He said since he thinks there will probably be many amendments to "fool around" with one amendment tonight is sort of a waste of time. He urged this be left up to the Committee and it's hearings which Mr. Bromley indicates are going to be lengthy.

MR. CALDER said, in talking with professionals in this business he was assured that ten square feet is a very small sign and he assumed they meant the total square foot surface of the sign - not just the lettering, but just measure the length and the width and multiply and you arrive at the area. He said something more like 50 square feet is about what they do put up on commercial buildings, which is not an extremely large sign and is a more practical size in the opinion of professionals, and that's where he arrived at his figure.

There being no further discussion, a VOTE was taken on Mr. Calder's amendment to the Ordinance, to increase the square footage of the signs, as referred to by Mr. Bromley, to 50 square feet. There being a doubt as to the vote, the President called for a division by a standing vote. It resulted in a TIE VOTE, there being 16 in favor and 16 opposed.

THE PRESIDENT broke the tie by voting in FAVOR of Mr. Calder's amendment, resulting in being CARRIED by a vote of 17 in favor and 16 opposed.

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MR. RUSSBACH spoke against the proposed Ordinance, saying it is trying to legislate opinions and this Board has neither the expertise nor the right to do so. He said the only place he saw the need for this is in the renewal area. He said he also sees a further danger in the fact that a few unscrupulous men could manipulate this Board to suit their own notions of what esthetics are. He said because there is no recourse to the Courts or to this Board, we are delegating too much power without proper controls and safeguards. He said he has a further amendment to offer, but since the Legislative and Rules Committee are going to hold further hearings, he will hold it until that time.

THE PRESIDENT called for a VOTE on the major motion, as amended by Mr. Calder, for PUBLICATION of the following proposed Ordinance. CARRIED unanimously. The Ordinance follows, as amended:

PROPOSED AMENDED ORDINANCE

REGARDING CREATION OF A DESIGN REVIEW BOARD

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

The Building Code of the City of Stamford be amended so as to add the following as Section 6 (d) thereof:

6 (d)

1. No permit shall be issued for any structure, signs or building to be erected or altered on the exterior, other than one, two and three family residences and buildings appurtenant thereto, until the provisions of this Section 6 (d) are complied with. Nothing contained in this Section 6 (d) shall prevent the Building Inspector from issuing a permit six months after all exterior plans, site plans and sample exterior materials as may reasonably be required by the Design Review Board, hereinafter constituted, shall have been supplied to the Design Review Board, if the permit concerns a sign that is appurtenant to any existing structure or building, the same procedure shall be followed except that the time period shall be reduced to two months.
2. Before issuing a permit, the Building Inspector shall obtain an opinion from the Design Review Board as to architectural, design and material qualities of all structures, signs, buildings and exterior alterations except one, two and three family residences and buildings appurtenant thereto, which opinion shall be rendered publicly within the time limited by paragraph one of this Section 6 (d); any opinion not rendered within said period shall be deemed a favorable opinion.
3. The Design Review Board shall specify to all applicants the exterior plans, site plans and sample exterior materials it reasonably requires not later than 15 days after the submission to it of any application by the Building Inspector, and shall arrange to meet with the applicant not later than 15 days thereafter; failure by the Design Review Board to comply with any provision of this paragraph shall be deemed to be the rendering of a favorable opinion by the Design Review Board with reference to the pending application and the Building Inspector may then issue a permit subject to the

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other provisions of the Building Code.

4. The Design Review Board shall render public and written opinions as to all applications hereunder at the earliest possible date as to applications it approves. All approved exterior plans, site plans and exterior structural materials approved by the Design Review Board shall constitute parts of the Plans referred to in Section 7 of the Building Code. In the event an opinion is rendered subject to written agreement of the applicant as to changes to be made to exterior plans, site plans and/or exterior structural materials, said agreement shall also constitute a part of the approved Plans referred to in Section 7 of the Building Code. In the event that the applicant and the Board do not reach agreement regarding changes to be made, the areas of disagreement may be publicized.
5. The Design Review Board shall consider in its deliberations considerations of architectural style, design, material quality, intended use, site location, exterior lighting, landscaping and the suitability of the building, sign or structure to the neighborhood and non-interference with public services and facilities. In the event that the applicant and the Board do not reach agreement regarding changes to be made the areas of disagreement may be publicized.
6. The Design Review Board shall receive and consider such inquiries and requests for assistance in matters involving esthetics and design, as may from time to time be submitted by any official department, Board or Commission of the City of Stamford.
7. There shall be a Design Review Board consisting of nine Stamford Electors, eight of whom shall be appointed by the Mayor subject to confirmation by the Board of Representatives. Original appointments shall be one year for three members, two years for three members and three years for three members. Appointments thereafter shall be for terms of three years. Membership of the Board shall at all times include no less than five professional architects. The City's Building Department shall have one membership on the Board, to be designated by the Building Inspector. No more than five members of said Board shall be members of the same political party.
8. The Design Review Board shall not have the power to review the design of movie marquees and signs under 50 square feet.

- (4) Proposed Ordinance Concerning REGISTRATION OF FIREARMS - (See letter dated 7/15/68 from Corporation Counsel and letter dated 7/23/68 from Mayor (Held in Committee 8/5/68 and 9/3/68)

The above matter was held in Committee pending further study.

- (5) Letter (dated 6/19/68) from James Sotire, Building Inspector, requesting adoption of the STATE OF CONNECTICUT BASIC BUILDING CODE as part of our local Code for the reason that the existing Code is not appropriate for a fast-growing community - (Held in Committee 9/3/68)

The above matter was held in Committee for further study.

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- (6) Concerning TAX EXEMPTION FOR NON-PROFIT ORGANIZATIONS PURCHASING PROPERTY DURING MIDDLE OF A TAX YEAR, UNDER PROVISIONS OF PUBLIC ACT 311 (1967 Session) - (Requested in letter dated 7/24/68 from Attorney Saul Kwartin - Held in Committee 9/3/68)

The above matter was held in Committee.

- (7) Final adoption of Ordinance #152 for PROPERTY TAX EXEMPTION FOR LOW-HEYWOOD SCHOOL under provisions of Public Act #311 (1967 Session of Legislature) - Adopted for publication 9/3/68; published 9/9/68 -- Requested in letter dated 8/1/68 from Attorney Melvin Dichter)

ORDINANCE NO. 152 SUPPLEMENTAL

PROPERTY TAX EXEMPTION FOR LOW-HEYWOOD SCHOOL under provisions of Public Act #311 (1967 Session)

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to Public Act #311 of the January Session of the General Assembly, the Commissioner of Finance be and is hereby authorized and directed to reimburse Low-Heywood School, Incorporated, an eleemosynary institution, in an amount of \$1,447.94 paid by Low-Heywood School, Incorporated, to the City of Stamford for real property taxes for the first half of the tax assessed as of September 1, 1967, on property purchased by it for school purposes from Bradley A. Walker and Marie S. Walker of the City of Stamford, consisting of 16.922 acres, more or less, located on the west side of Newfield Avenue.

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

MR. BROMLEY MOVED for approval of the above Ordinance for final adoption. Seconded by Mr. Murphy and CARRIED unanimously.

- (8) Final adoption of Ordinance #153 regarding ESTABLISHMENT OF A COMMITTEE TO STUDY NEEDS AND CONDITIONS OF ELDERLY PERSONS IN THE COMMUNITY - (Mayor's letter of 8/12/68 - Adopted for publication 9/3/68; published 9/9/68)

MR. BROMLEY said he wished to note for the record that a meeting was held to consider this item and last month an announcement was made at the Board Meeting that this meeting was going to be held so that people were properly warned of that, and also it was published in the STAMFORD ADVOCATE on September 9th, and subsequent to that the Committee held a hearing on this Ordinance and a number of people spoke in favor of it and no one came to oppose it. He said the Committee has duly considered this and feels it should be approved for final adoption.

MR. BROMLEY MOVED for final approval of the following Ordinance. Seconded

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by Mr. Murphy and CARRIED unanimously:

ORDINANCE NO. 153 SUPPLEMENTALREGARDING ESTABLISHMENT OF A COMMITTEE TO STUDY NEEDS AND
CONDITIONS OF ELDERLY PERSONS IN THE COMMUNITY

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Section 1. There shall be a permanent committee to study the needs of and coordinate programs for the aging for the "City", consisting of nine (9) members, electors of the City of Stamford, to be appointed by the Mayor, subject to confirmation by the Board of Representatives, at least four (4) of whom, who as individuals are concerned with the needs of the older adults, shall be representatives from the private voluntary agencies in the City, and that no more than two (2) of whom shall represent any one agency, one (1) of whom shall be a member of the clergy of the City, the remaining four (4) shall be persons interested in the consideration and solution of the problems of the aging.

Section 2. The committee shall study continuously the conditions and needs of elderly persons in the community in relation to housing, economics, employment, health, recreation and other matters. It shall analyze the services for the aging provided by the community, both by public and private agencies and shall make recommendations to the Mayor and to the Board of Representatives regarding the development and integration of the public and private services in cooperation with State and other services to the extent possible.

Section 3. The members of the committee so appointed shall serve without compensation, but shall be reimbursed for authorized expenses.

Section 4. The nine (9) members of the committee shall be appointed initially for terms of one (1) year for three (3) members, two (2) years for three (3) members and three (3) years for three (3) members. Appointments thereafter shall be for terms of three (3) years each. No more than five (5) members of said committee shall be members of the same political party. Each member shall serve until his or her successor shall have been appointed and confirmed.

Section 5. The committee may organize itself and adopt its rules of procedure.

Section 6. The City may make appropriations to cover the expenses of the committee, including reasonable clerical services.

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

(9) RENEWAL OF LEASE - NAVAL TRAINING CENTER, LOCATED ON MAGEE AVENUE, .
for one year - From 7/1/68 through 6/30/69, at annual cost of \$1.00 -
(Mayor's letter of 8/21/68 - Approved by Board of Finance on 9/12/68)

MR. BROMLEY MOVED for approval of the above lease renewal. Seconded by several members and CARRIED unanimously.

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- (10) Proposed Resolution CONCERNING A METHOD OF BETTER TAX APPORTIONMENT IN ORDER TO ALLEVIATE SEWER TAX BURDEN OF SMALL HOME OWNERS
(Proposed in letter dated 8/19/68 from Thomas Morris and William Caporizzo, 15th District Representatives)

MR. BROMLEY said both Mr. Morris the proposer of this resolution and Mr. Guinta, the Chairman of the Sewer Commission, were present at the Committee's meeting when they discussed this and Mr. Guinta said the Sewer Commission was moving in this direction and was considering the various points in the resolution, so this is being held in Committee, pending the outcome of the deliberations of the Sewer Commission.

- (11) Proposed Resolution REDESIGNATING COMMITTEE ON TRAINING AND EMPLOYMENT, INC. AS THE OFFICIAL CAP AGENCY OF THE CITY OF STAMFORD -
(Mayor's letter of 8/20/68 ---Public Hearing held July 1, 1968)

MR. BROMLEY said the Committee has voted to hold this in Committee and would like to hear a little more about it and also would like to give the head of the CTE the chance to come to the Board of Representatives through the Legislative & Rules Committee, to tell us what is being done in CTE. He said this would bring about a better liaison.

- (12) Proposed Ordinance Concerning adding more stringent provisions to Ordinance #50 adopted April 2, 1956 to PROHIBIT CONSUMPTION OF ALL INTOXICATING LIQUORS UPON CITY STREETS AND IN VEHICLES PARKED UPON CITY STREETS (Proposed by Howard Kaplan, 14th District Representative, in letter dated 9/18/68)

MR. BROMLEY said this is being held in Committee, pending further study.

- (13) Request for WAIVER OF BUILDING PERMIT FEE, under provisions of Ordinance #80.7 providing for waiver of fees in connection with non-profit eleemosynary institutions in amount of \$100.00 for construction of a CONVENT FOR THE CHURCH OF THE HOLY SPIRIT, Scofieldtown Road -
(Letter from Reed & Lord, Inc., builders, dated 9/9/68)

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

- (14) APPEAL - VANECH & SONS, INC., from decision of Planning Board (Application MP-178 denying requested amendment to Master Plan to change property now designated "Residential, Single Family Plots, One Acre or More" to "Residential, Single Family Plots Less than One Acre" (Land located off Newfield Avenue north of Sandy Lane) - Filed with Board of Representatives August 26, 1968 - Must be acted upon "within second regularly scheduled Board Meeting after referral of Appeal)

MR. BROMLEY reported that his Committee finds the Board of Representatives has jurisdiction over this appeal.

- (15) REPORT OF "HISTORIC DISTRICT STUDY COMMITTEE" - (Resolution #583) for Long Ridge Village, to ascertain whether the Village meets the requirements in accordance with provisions of Chapter 97, Title 7, Section 7-147 of the State Statutes - (Appointed by 9th Board of Representatives on April 3, 1967 - See pages 5039-40 of Minutes)
(See letter dated Aug. 23, 1968 from John L. DeForest, Chairman,

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submitting final report to President)

MR. BROMLEY presented the following resolution and MOVED for adoption.
Seconded and CARRIED:

RESOLUTION NO. 583

EMPOWERING "HISTORIC DISTRICT STUDY COMMITTEE FOR
LONG RIDGE VILLAGE" TO BALLOT OWNERS OF RECORD OF
PROPERTY IN SAID DISTRICT ON QUESTION OF ADOPTION
OF ORDINANCE UNDER PROVISIONS OF CHAPTER 97, TITLE
7, SECTION 7-147 OF STATE STATUTES (1958 Revision)

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford that, having reviewed the report of the Historic District Study Committee for Long Ridge Village, the Board of Representatives empowers said Committee to cause ballots to be taken of the owners of record of all real property to be included in the proposed District on the question of the adoption of an Historic District Ordinance, and to report back to said Board of Representatives the results of such balloting.

- (16) Concerning BETTER HOUSING, INC. Proposed Resolution #584 seeking designation as a HOUSING DEVELOPMENT CORPORATION, pursuant to Sec. 20-21 of Public Act #522 - (See Mayor's letter dated 9/24/68)

MR. BROMLEY said there is a "blanket" resolution which applies equally to the above matter, as well as the following items Nos. 17 and 18. He presented the following resolution and MOVED for its adoption.
Seconded. The resolution follows:

RESOLUTION NO. 584

DESIGNATING BETTER HOUSING, INC., AS A COMMUNITY
HOUSING DEVELOPMENT CORPORATION, PURSUANT TO SECTION
20-21 OF PUBLIC ACT 522 IN ORDER TO PROVIDE HOUSING
FOR MODERATE AND LOW-INCOME FAMILIES - (See Mayor's
letter of 9/24/68)

WHEREAS, BETTER HOUSING, INC., has been organized as a non-stock corporation, pursuant to Chapter 600 of the General Statutes of the State of Connecticut, and

WHEREAS, their designation by the Board of Representatives of the City of Stamford is required to permit them to qualify under Section 21 of Public Act #522 for State financial assistance in planning to sponsor low and moderate income housing, and

WHEREAS, the Board of Representatives of the City of Stamford is desirous of providing new housing in the City and is also desirous of eliminating substandard and deteriorating housing conditions in the City, the Board of Representatives feels that in order to meet and solve both these problems, the non-stock corporation mentioned above must provide the new

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units to be built to Stamford residents who are residing in substandard or deteriorating housing, and it is also the intention of the Board of Representatives in making this designation that the non-profit corporation cooperate in every way possible with existing City agencies, especially the HOUSING SITE DEVELOPMENT AGENCY, so that such substandard or deteriorating housing may be either rehabilitated or demolished, and the foregoing is hereby made a condition of such designation;

NOW, THEREFORE, BE IT RESOLVED by the Board of Representatives that the above corporation is designated as a Community Housing Development Corporation, organized as a non-stock corporation, pursuant to Chapter 600 of the General Statutes of the State of Connecticut.

MR. BROMLEY explained that by designating these groups as Housing Site Development agencies, we are enabling them to make application under the C-DAP Program for fund money to enable them to start their planning and building operations. He said the Committee has added the third "WHEREAS" at the request of some of the members of the Board of Representatives who are concerned that simply by building new housing we do not remedy the situation of deteriorated slum housing. He said it is hoped that by the addition of this language, whereby the particular project involved would have to cooperate with the City that sub-standard buildings could be evacuated, moved into new housing and then the question of whether those buildings could be rehabilitated or should be demolished could then be entertained which they can't be if they are partially filled up with tenants. He said this could be a giant step in the history of housing in Stamford and really try to get at the problem of slums and blighted housing.

MR. HEINZER asked the speaker, through the Chair, if he thinks that paragraph 3 is binding enough on the Corporation, to require that the sub-standard housing will be replaced. He said he knows what they are trying to do, but is wondering if this will accomplish their goal.

THE PRESIDENT said if any of these corporations want the cooperation of this Board, they had better heed it.

MR. BROMLEY said he would echo that thought - that it's true that we are conditioning our designation of a Housing Development Corporation by this language and if there is any question, it might be advisable for the C-DAP Director to get this in writing and signed by the Corporation involved, which would be a further step to insure the intent of the resolution being carried out.

MR. RUSSBACH MOVED TO AMEND at the end of the resolution, by adding the words: "Nothing herein shall be construed to give said group the power of eminent domain under Public Act 522."

THE PRESIDENT informed Mr. Russbach that only the State has eminent domain.

MR. RICH said he wondered if Mr. Bromley would comment on the action of the

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sponsors, or these corporations, as to his addition to their proposed resolutions. He said as he hears comments from several people here, we are intending to bind them a little more closely to something than the document which they originally prepared.

MR. BROMLEY said he would like to defer to the Minority Leader on this question.

MR. MORRIS said when they spoke with the three sponsors, this question was brought up and they were perfectly willing to go along with it. He said he wasn't concerned with the three groups we are dealing with now, but felt in the future, we should be more specific and all of the three groups felt it was an excellent idea and had no objection.

MR. JOSS said in view of the fact that low and middle class housing is so desperately needed in Stamford, he would like to ask Mr. Bromley a question. He asked if the Federal Income Tax Section - 501 C-3 of the Internal Revenue Code had been looked into which governs these organizations?

MR. BROMLEY asked the speaker for a "clue" as to what he refers to.

THE PRESIDENT asked Mr. Joss if he has a copy of that section to which he refers.

MR. JOSS said he does not have it - that he tried to get it today and couldn't even get it from the Internal Revenue office, and that is why he is asking the question here tonight.

THE PRESIDENT asked the speaker if he knows in what manner this section of the Internal Revenue Code pertains to this matter.

MR. JOSS said it is stated in each one of the resolutions and very clearly stated in each one, and all he would like is clarification as to what it means.

MR. BROMLEY said the Majority Leader, Mr. Kaplan, has been kind enough to hand him a reference to this. He said this concerns exemption from Federal Income Tax and is the usual provision with most of these non-profit organizations, which means that the people who contribute money to it get a deduction on their own income taxes, and further, because it is a non-profit corporation, the corporation itself also is not taxed.

MR. JOSS MOVED that this be returned to Committee for further study and really clarify the situation as to exactly what this means. Seconded.

MR. BROMLEY said if the Board wants to put this back into Committee, they can. However, he said he fails to see what is to be gained by this, or what the Federal tax exemption has to do with the internal organization of the corporations, because they will get these tax exemptions no matter what this Board does. He said he feels that the housing situation in Stamford is critical enough that we should get to the business of doing something about it.

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MR. JOHN BOCCUZZI said his Committee - Public Housing and General Relocation Committee - met with Mr. Fahey, Mr. Carter Dodd and Mr. Sydney Kweskin. He said they asked many questions which Mr. Bromley has covered and the Housing Committee was very much interested in all three of these groups and one thing they stressed was that the residents of Stamford would be the first to be given the opportunity to move into them. Another thing was that when residents move out of these sub-standard housing, we hope that the Health Department will follow it up and condemn the housing they move out of, so that no one else can move into them. He said if we are going to clean up sub-standard housing, this is about the only way to do it. He said if you are going to move people out of sub-standard housing, then you have to close it up and not allow anyone else to move into this housing.

MR. GUROIAN presented a statement on behalf of Better Housing, Inc., New Neighborhoods, Inc. and the Stamford Development Corp. and said he is definitely opposed to any further encroachment by large building complexes. He said these planners would not dare to intrude into the "Squire Country" of North Stamford, but with the aid of our dollars from our over-taxed constituents, they will become a part of that avalanche of apartments being heaped upon our Districts daily.

MR. MORRIS said he is against "down-zoning" North of the Parkway and South of the Parkway, but tonight we have three applications, one of whom already has a location which is not in any residential area and they are about ready to build. He said he feels it would be a shame to hold them up any longer, and here are people who already have the land and are ready to build some 40 odd apartments and if we are ever going to get started, there is only one way to do it - build apartments, take down sub-standard housing and at the last count there was around 850 that can't be rehabilitated - and when these are taken down, we will have more land. He said he believes this is the best approach and we have to make a start sometime. He said if and when any suggested sites come before this Board, we will have the right to deny them. He urged approval of the resolutions.

MR. KAPLAN said he disapproves of words that set one area of our city against another area, and words which reek of hatred and distrust of one another and words which turn one group of people against another. He urged approval of the resolutions.

MR. GEORGOULIS said he believes some clarification is required and asked Mr. Bromley what was meant by "State financial assistance" and does this mean that they will be under the surveillance of the State?

MR. BROMLEY replied "yes".

MR. GEORGOULIS said he also stated that these are non-profit organizations - does this mean that they are literally non-profit, or can monies be set aside for new ventures?

MR. BROMLEY said as far as the concept of "non-profit" this would have reference to probably the requirements of the State programs as well as the FHA and it is all contained in the various Certificates of Incorporation which were sent around. He said he is not positive that "non-profit" prohibits them from putting money aside for another venture and that it may be part of the Stamford Development Corporation's purpose to use funds to

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regenerate further housing and the concept of "non-profit" means that no individual is to gain personal profit from the undertaking.

MR. RICH said he believes it should be clear that the rents that are going to be charged for this housing is not going to allow for anybody to make a nickel on them.

After some further debate, MR. HEINZER MOVED THE QUESTION. Seconded and CARRIED.

THE PRESIDENT said the VOTE will now be taken on the motion to refer back to Committee. LOST.

VOTE taken on the motion to approve Resolution No. 584. CARRIED, with two "no" votes and three abstentions: Ralph Lockhart, George Georgoulis and Robert Durso.

(17) Concerning STAMFORD DEVELOPMENT CORPORATION - Proposed Resolution #585 seeking designation as a HOUSING DEVELOPMENT CORPORATION, pursuant to Sec. 20-21 of Public Act 522 - (Mayor's letter dated 9/24/68)

MR. BROMLEY MOVED for approval of the following resolution. Seconded and CARRIED with two "No" votes and three abstentions: Ralph Lockhart, George Georgoulis and Robert Durso:

RESOLUTION NO. 585

DESIGNATING STAMFORD DEVELOPMENT CORPORATION AS A COMMUNITY HOUSING DEVELOPMENT CORPORATION, PURSUANT TO SECTION 20-21 OF PUBLIC ACT 522 IN ORDER TO PROVIDE HOUSING FOR MODERATE AND LOW-INCOME FAMILIES - (See Mayor's letter of 9/24/68)

WHEREAS, the STAMFORD DEVELOPMENT CORPORATION has been organized as a non-stock corporation, pursuant to Chapter 600 of the General Statutes of the State of Connecticut, and

WHEREAS, their designation by the Board of Representatives of the City of Stamford is required to permit them to qualify under Section 21 of Public Act No. 522 for State financial assistance in planning to sponsor low and moderate income housing, and

WHEREAS, the Board of Representatives of the City of Stamford is desirous of providing new housing in the City and is also desirous of eliminating substandard and deteriorating housing conditions in the City, the Board of Representatives feels that in order to meet and solve both these problems, the non-stock corporation mentioned above must provide the new units to be built to Stamford residents who are residing in substandard or deteriorating housing, and it is also the intention of the Board of Representatives in making this designation that the non-profit corporation cooperate in every way possible with existing City agencies, especially the HOUSING SITE DEVELOPMENT AGENCY, so that such substandard or deteriorating housing may be either rehabilitated or demolished, and the foregoing is hereby made a condition of such designation;

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NOW, THEREFORE, BE IT RESOLVED by the Board of Representatives that the above corporation is designated as a Community Housing Development Corporation, organized as a non-stock corporation, pursuant to Chapter 600 of the General Statutes of the State of Connecticut.

- (18). Concerning NEW NEIGHBORHOODS, INC., - Proposed Resolution #586 seeking designation as a HOUSING DEVELOPMENT CORPORATION, pursuant to Sec. 20-21 of Public Act 522 - (See Mayor's letter dated 9/24/68)

MR. BROMLEY MOVED for approval of the following resolution. Seconded and CARRIED with two "no" votes and three abstentions: Ralph Lockhart, George Georgoulis and Robert Durso;

RESOLUTION NO. 586

DESIGNATING NEW NEIGHBORHOODS, INC., AS A COMMUNITY HOUSING DEVELOPMENT CORPORATION, PURSUANT TO SECTION 20-21 OF PUBLIC ACT 522 IN ORDER TO PROVIDE HOUSING FOR MODERATE AND LOW-INCOME FAMILIES - (See Mayor's letter dated 9/24/68)

WHEREAS, NEW NEIGHBORHOODS, INC., has been organized as a non-stock corporation, pursuant to Chapter 600 of the General Statutes of the State of Connecticut, and

WHEREAS, their designation by the Board of Representatives of the City of Stamford is required to permit them to qualify under Section 21 of Public Act No. 522 for State financial assistance in planning to sponsor low and moderate income housing, and

WHEREAS, the Board of Representatives of the City of Stamford is desirous of providing new housing in the City and is also desirous of eliminating substandard and deteriorating housing conditions in the City, the Board of Representatives feels that in order to meet and solve both these problems, the non-stock corporation mentioned above must provide the new units to be built to Stamford residents who are residing in substandard or deteriorating housing, and it is also the intention of the Board of Representatives in making this designation that the non-profit corporation cooperate in every way possible with existing City agencies, especially the HOUSING SITE DEVELOPMENT AGENCY, so that such substandard or deteriorating housing may be either rehabilitated or demolished, and the foregoing is hereby made a condition of such designation;

NOW, THEREFORE, BE IT RESOLVED by the Board of Representatives that the above corporation is designated as a Community Housing Development Corporation, organized as a non-stock corporation, pursuant to Chapter 600 of the General Statutes of the State of Connecticut.

- (19) HARBOR IMPROVEMENT - Resolution No. 587 applying for a STATE GRANT not to exceed \$52,500.00 for study of Stamford Waterfront and Harbor under Public Act 522 - (Mayor's letter of 9/24/68)

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MR. BROMLEY MOVED for approval of the following Resolution. Seconded by Mr. Murphy,

MR. HEINZER said this was also referred to the Public Works Committee and was being held in that Committee.

MRS. PONT-BRIANT said she has some questions she would like to have answered and that the information she has received is rather vague and it says that the money will be used to hire a Consultant and refers to Sec. 14 of the Act under which we are applying for these funds which allows municipalities to recognize harbor improvement agencies to do the things they request herein. She asked if it is going to be a person or a firm that we are going to hire, and what should their qualifications be and who is the administrator of these funds, C-DAP or Harbor Improvement agency, and who will be in charge of this project. She said the resolution in the past has stated, either through C-DAP or some agency and nothing is said here:

THE PRESIDENT informed the speaker that it would be handled through the C-DAP agency, through the normal competitive bidding as set out in our Charter, by persons who fulfill the qualifications as laid out by the State regulations.

MR. RYBNICK said this would have to come under the Park Department, as they would be the ones who would have to make application for these parks.

THE PRESIDENT said the money would be channeled through C-DAP too.

MR. RYBNICK said that is correct, but some department HAS to make application for the funds and because of the fact that the Park Department does cover most of the harbor improvements, it would have to be the Park Commission.

MR. HEINZER said because this was held in the Public Works Committee, he would suggest there be no further debate and that we move on.

THE PRESIDENT said this is on the floor for discussion, having been referred to the Legislative & Rules Committee as the major Committee.

MR. HEINZER MOVED that this be referred back to Committee until we have a chance to look into it. Seconded by Mrs. Pont-Briant. LOST.

MR. HEINZER called for a division of the house. There being only ten votes in favor, the motion was declared LOST.

VOTE taken on the following Resolution and CARRIED with two "no" votes:

RESOLUTION NO. 587

AUTHORIZING APPLICATION FOR STATE GRANT NOT TO EXCEED
\$52,500.00 FOR STUDY OF STAMFORD WATERFRONT AND HARBOR
IMPROVEMENT UNDER PUBLIC ACT #522, #760 and #768 (1967)
(Mayor's letter of 9/24/68)

WHEREAS, pursuant to Public Acts Nos. 522, 760 and 768, the 1967 regular session of the Connecticut General Assembly, the Commissioner of Community Affairs is authorized to extend financial assistance to local

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housing authorities, municipalities, human resources development agencies and non-profit corporations; and

WHEREAS, Section 4-114a of the General Statutes, as amended, provided that no contractor with the State shall discriminate or permit discrimination against any person or group of persons on the grounds of race, color, religion or national origin in any manner prohibited by the laws of the United States, or of the State of Connecticut and that any such contractor shall agree to provide the Commissioner of Human Rights and Opportunities with such information requested by the Commission concerning the employment practices and procedures of such contractor as relate to said Section; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for \$52,500.00 in order to carry out a survey and planning study for a Harbor Improvement Program,

NOW, THEREFORE, BE IT RESOLVED by the Board of Representatives:

1. That it is cognizant of the conditions and prerequisites for State Assistant imposed by Public Acts 522, 760 and 768, 1967 Regular Session, especially the requirement of a Community Development Action Plan in Section 9 (b) of Public Act 522;
2. That it recognizes the responsibility for the provision of local grants-in-aid to the extent that they are necessary and required for said program;
3. That the MAYOR OF THE CITY OF STAMFORD is hereby designated and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information and to execute an Assistance Agreement with the State of Connecticut for State financial assistance, if such an agreement is offered and to act as the authorized representative of the City of Stamford, Connecticut.

- (20) OLD CLOONAN JR. HIGH SCHOOL - Resolution #588 authorizing APPLICATION FOR HUD GRANT - (See original Resolution #495 approved by previous Board on 7/11/66 which failed to meet HUD'S requirements) - (See Mayor's letter of 9/24/68)

MR. BROMLEY explained that a resolution was passed by the previous Board, but apparently it failed to meet HUD'S requirements, so we are being asked to adopt the present resolution which does meet the requirements. HE MOVED for approval of the following resolution. Seconded by several members and CARRIED unanimously:

RESOLUTION NO. 588

AUTHORIZING APPLICATION FOR HUD GRANT FOR REHABILITATION OF OLD CLOONAN JR. HIGH SCHOOL - (Mayor's letter of 9/24/68)

WHEREAS, Section 703 of the Housing & Urban Development Act of 1965 authorizes the making of grants of Federal funds to any local public body or agency to assist in financing the development cost of neighborhood facilities necessary for carrying out programs of community service; and

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WHEREAS, the City of Stamford (herein sometimes referred to as "Applicant") deems it to be necessary and in the public interest to provide certain facilities of the type contemplated in said Section 703 and to undertake a project (hereinafter called the "Neighborhood Facilities Project") with Federal grant assistance, described as The Old Cloonan School - Neighborhood Facilities Project; and

WHEREAS, it is recognized that the Federal contract for such financial assistance pursuant to said Section 703 will impose certain obligations and responsibilities upon the Applicant and will require, among other things: (1) the provision of the local share of the cost of the Neighborhood Facilities Project, (2) assurances that families or individuals displaced as a result of the development of the Neighborhood Facilities Project will be offered decent, safe, and sanitary housing within their means, (3) the making of relocation payments in accordance with the regulations of the Department of Housing & Urban Development, (4) compliance with Federal labor standards, and (5) compliance with Federal requirements relating to equal employment opportunity; and

WHEREAS, Title VI of the Civil Rights Act of 1964, and the regulations of the Department of Housing & Urban Development effectuating that Title, provide that no person shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination in the undertaking and carrying out of projects receiving Federal financial assistance:

NOW, THEREFORE, the Board of Representatives of the City of Stamford resolves:

1. That an application on behalf of the City of Stamford be made to the Department of Housing and Urban Development for a grant under Section 703 of the Housing and Urban Development Act of 1965, in an amount equal to two-thirds of the development cost of the Neighborhood Facilities Project, such development cost now estimated to be \$697,400.00;
2. That the Neighborhood Facilities Project (a) is necessary for carrying out a program of health, recreational social, or similar community service in the area, (b) is consistent with comprehensive planning for the development of the community, and (c) will be available for use by a significant number of the area's low or moderate-income residents;
3. That Mayor Bruno E. Giordano is hereby authorized and directed to execute and file such application, to execute such contracts as may be necessary for the grant applied for, to provide such information and furnish such documents as may be required by the Department of Housing and Urban Development, and to act as the authorized representative of the Applicant in the accomplishment of the Neighborhood Facilities Project;
4. That the United States of America, and the Secretary of Housing and Urban Development be, and they hereby are assured of full compliance by the Applicant with the regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964;
5. That the Neighborhood Facilities Project will be carried out in full compliance with applicable Federal statutes and regulations of the

Secretary of Labor pertaining to the employment of laborers and mechanics on projects assisted with Federal funds.

HEALTH & PROTECTION COMMITTEE:

MR. WECHSLER, Chairman, reported that a meeting of his Committee was held last Thursday night in the Municipal Office Building. He reported on the following:

- (1) Concerning Item #5 under Legislative & Rules Committee - Adoption of the STATE BUILDING CODE as part of City's local Code

MR. WECHSLER said the Health & Protection Committee would like to join with the Legislative & Rules Committee to review and discuss the above matter.

- (2) Proposed Ordinance CONCERNING OBSTRUCTING FIRE FIGHTING OPERATIONS -
(Received 9/24/68 from various fire-fighting Departments of City)

MR. WECHSLER MOVED for publication of the following proposed Ordinance.
Seconded.

Proposed Ordinance CONCERNING OBSTRUCTING
FIRE-FIGHTING OPERATIONS

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

No person shall intentionally and/or unreasonably obstruct, or conspire to obstruct, the efforts of any fireman in extinguishing a fire, or prevent or dissuade another from extinguishing, or helping to extinguish a fire.

Violation of this Ordinance shall be punishable by a fine of not more than Five Hundred (\$500.00) Dollars, or not more than six (6) months in jail, or both.

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

MR. KAPLAN asked if we have the right to impose that severe penalty. He said he knows the Charter provides a general penalty provision which is One Hundred Dollars and Thirty Days and whether we have the right to go to the full level of a misdemeanor and a fine of that magnitude he is not sure. He said he has never checked into this, so cannot be sure. He said he felt we should first ascertain whether or not we have this power.

MR. WECHSLER said he will submit the proposed Ordinance to the Corporation Counsel for his opinion, as it will not come up for final adoption until the November Board Meeting.

THE PRESIDENT agreed it could be published this month and amend it next month if we find we do not have that extensive power.

VOTE taken on publication of the proposed Ordinance. CARRIED unanimously.

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PLANNING & ZONING COMMITTEE:

APPEAL - VANECH & SONS, INC., from decision of Planning Board
(Application MP-178) denying requested amendment to Master
Plan to change property now designated "Residential, Single
Family Plots, One Acre or More" to "Residential, Single
Family Plots Less than One Acre" (land located off Newfield
Avenue north of Sandy Lane)

In the absence of the Chairman, Mr. Russbach presented the Committee report. He said the Committee held its regular meeting and also an open meeting for the public on Wednesday, September 25 at 8.15 P.M. in the Board's meeting room. Present were: A. Gurolan, D. Russbach, E. Scofield and G. Russell. Absent were: R. Durso and J. Loglisci.

He said the Committee, after hearing the opponents and proponents of the proposed change in the Master Plan as appealed to this Board, decided to reject the appeal by unanimous vote.

THE PRESIDENT called for a motion, which must be an affirmative motion under Charter provisions.

MR. KAPLAN explained that if there is no motion, the decision of the Planning Board is upheld.

There being no motion offered, it resulted in the decision of the Planning Board being upheld.

PARKS & RECREATION COMMITTEE:

MR. ALSWANGER presented his Committee report. He said they held their meeting this evening on the following petitions:

- (1) PETITION NO. 334 - THE STAMFORD COMETS - Request to hold a "TAG DAY"
on Saturday, October 26, 1968 to raise funds to
help defray expenses to attend Hartford competition
(Their letter dated 9/4/68)

MR. ALSWANGER said the above organization, a non-profit youth organization, has requested permission to hold a "Tag Day" in order to raise funds to enable them to go to Hartford to attend a competition. HE MOVED for approval of the request, subject to compliance with City Ordinances. Seconded and CARRIED.

- (2) PETITION NO. 335 - STAMFORD CHAMBER OF COMMERCE - Request dated 9/23/68
for permission to ERECT & MAINTAIN CHRISTMAS LIGHTING
POLES AND/OR ARCHES ACROSS MAJOR CITY STREETS DURING
CHRISTMAS SEASON

MR. ALSWANGER MOVED for approval of the above request, subject to compliance with all City Ordinances, proper insurance safeguards, notification to the Police Dept., Park Commission and observance of all rules and regulations. Seconded.

MR. KAPLAN said he would like to go on record as personally requesting the Chamber of Commerce to follow the lead of many other cities and find new decorations. He said he is sure with the thriving commerce that Stamford has, these merchants could afford to put more attractive decorations on

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the streets than they have had recently. He called attention to those in New Haven which are very beautiful.

VOTE taken on above petition. CARRIED.

Correction
D. F.

Petition No. 336:

- (3) SALVATION ARMY - Request in letter of 9/23/68 to set up their CHRISTMAS KETTLES on city streets, beginning the day after Thanksgiving and ending just before Christmas.

MR. ALSWANGER MOVED for approval of the above request, subject to compliance with all City Ordinances. Seconded and CARRIED.

PERSONNEL COMMITTEE:

Concerning CITY EMPLOYEE CONTRACTS under COLLECTIVE BARGAINING

MR. HEMINGWAY said his Committee has only one contract to present, which was given to all Board Members this evening.

COLLECTIVE BARGAINING AGREEMENT COVERING TWO YEARS, UP TO AND INCLUDING JUNE 30, 1970 - BETWEEN CITY OF STAMFORD AND THE STAMFORD POLICE ASSOCIATION, INC.

MR. HEMINGWAY MOVED for approval of the above contract. Seconded by several members and CARRIED unanimously.

MR. HEMINWAY said the above contract was the only one submitted. He said he can only report that the other contracts are moving along to a successful conclusion, but none, as yet, have been put in written form for consideration by this Board.

URBAN RENEWAL COMMITTEE:

MR. CALDER, Chairman, said his Committee had a meeting on Oct. 3 in the Board Meeting Room, and present were: Mr. Murphy, Mr. Farman, Mr. Heinzer, the Chairman, Mr. Calder and Mr. Hibben, Director of URC.

He said Mr. Hibben reviewed the progress of the past month and said that work is again under way on St. John's Towers Housing Project. He said the stipulation was signed in Court on September 25th which released on St. John's Towers from the United Oil Company lawsuit and construction has resumed on the site and is expected to continue through the winter months, weather permitting.

In regard to acquisitions, he said they are 72% complete, residential relocations are 63% complete, business relocations 71% complete; and demolitions 32% complete.

At this time because of the lateness of the hour, 23 members remained.

OLD BUSINESS:

Concerning various charges pertaining to members violating Sec. 708 of the Charter.

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THE PRESIDENT said he is sorry that our ranks have diminished, due to the lateness of the hour, but he would like to answer some of the charges and counter charges that were made against dedicated individuals who serve on this Board, and made the following statement at this time:

"It is unfortunate that these things must be ironed out in public. We have our body in which to wrangle and fight and argue and resolve problems. It is unfortunate that this is not done here, rather than in the STAMFORD ADVOCATE and over WSTC.

"We have had two members questioned as to their propriety in serving on this Board. Again, I would refer to the Minutes of February 6, 1967, beginning at page 4984. A Committee formed by this Board investigated Sec. 708 (of the Charter) more commonly known as the "Conflict of Interest" Section, and at that time we reported to this Board, after a thorough investigation which lasted in the neighborhood of eight to nine months.

"Our present Assistant Minority Leader chaired the Committee. I, as Minority Leader at that time, sat on the Committee and the present Minority Leader also sat on that Committee.

"I will not read the entire contents of the report, since it is lengthy but I will point to three items which are contained in that report, and which in my mind is on all fours with the present situation that has arisen and the charges made. That is in regard to Mr. Heinzer's charges leveled at Mr. Palmer, his colleague in the 13th District, and I will quote:

'The argument for allowing elective and appointive officials to enter into contractual relations with the City rests mainly on three points:

- (1) The City is adequately safeguarded from harm, since the elected or appointive officials must enter a competitive bidding process for most contracts.
- (2) Many good and devoted elective and appointive officials would be forced either to resign from City Boards or their businesses disqualified, since either they, their partners, employees or companies have a contractual relationship with the City, and
- (3) The increased cost to employ out-of-town firms to fulfill City contracts because of disqualification under Section 708 of in-town firms would be large.'

"And this was after long and extensive interviews with the then Commissioner of Finance, Mr. Lyons, the Corporation Counsel, Mr. Ryan, Mr. McCutcheon, the Personnel Director and Mr. Benevelli, the Purchasing Agent.

"They have closely scrutinized and continuously screened any person bidding and all elective officers and those appointed to different Boards and agencies.

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"This was the report which we affirmed and we proposed a draft which was sent to the Charter Revision Commission, which, in effect, embodied these three points, and I won't go into the draft, because it is lengthy.

"Now, suffice it to say I am very much upset with charges made by Board Members at each other in public. It does not do this body any good at all and I am disappointed in the Members doing it.

"Now, I refer to Mr. Palmer's charge against Mr. Heinzer and all other school teachers on the Board - the report cites a letter from the Corporation Counsel, which reads in part:

'Therefore, Mr. Kuczo's contract of employment with the City of Stamford Board of Education, does not violate Section 708 of the Charter.'

"For those of you who do not know, Mr. Kuczo is a school teacher."

MR. CHIRIMBES said he would like, at this time, to compliment the President on clearing the air and being impartial on the whole thing.

NEW BUSINESS:

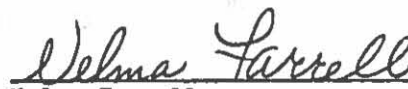
MR. TRUGLIA said he wishes to submit a resolution for study - one that would give the Building Inspector the authority to demolish any structure in the City of Stamford which has become an eyesore or a public nuisance in any neighborhood even if it is declared to be structurally sound.

MR. SCOFIELD said he would like to remind the Board Members of the cut-off date for submitting proposals to the Charter Revision Commission, which is October 18th.

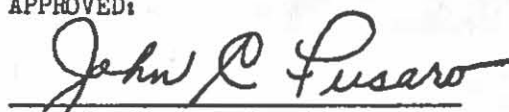
ADJOURNMENT:

There being no further business to come before the meeting, on motion, duly seconded and CARRIED, the meeting was adjourned at 12.50 A.M.

vf


Velma Farrell
Administrative Assistant
(Recording Secretary)

APPROVED:


John C. Fusaro, President
10th Board of Representatives

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

VF