

MEETING OF THE 10th BOARD OF REPRESENTATIVES
Minutes of May 5, 1969
Stamford, Connecticut

A regular monthly meeting of the 10th Board of Representatives was held Monday, May 5, 1969 in the Board's Meeting Rooms, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

THE PRESIDENT called the meeting to order at 9.20 P.M.

INVOCATION was given by Rev. George Poulos, Greek Archangels Church.

ROLL CALL was taken by the Clerk. There were 37 present and 3 absent at the calling of the roll. However, one member resigned and was replaced by the election of a replacement, resulting in a roll call of 38 present and 2 absent. The absent members were:

Herman P. Alswanger (D),	11th District
Paul J. Kuczo, Sr. (D),	1st District

VACANCY & ELECTION OF REPLACEMENT IN 6th DISTRICT:

RESIGNATION OF CARMINE V. LONGO (D), 6th District Representative

THE PRESIDENT read the resignation of Mr. Longo and called for nominations for his successor.

ELECTION OF REPLACEMENT - ROBERT COSTELLO (D), 93 Main Street

MR. MURPHY offered the name of ROBERT COSTELLO (D), 93 Main Street, in nomination to fill the vacancy in the 6th District.

There being no further nominations to fill the above vacancy, the President declared the nominations closed. Mr. Costello was declared elected unanimously, with the Clerk casting one ballot in favor.

THE PRESIDENT administered the oath of office to Mr. Costello, the newly elected Representative from the 6th District, who thereupon assumed his seat as a member of the Board of Representatives.

ACCEPTANCE OF MINUTES - Meeting of April 7, 1969

MR. DEUTSCH called attention to Page 5783 concerning the Hubbard Heights Municipal Golf Course. He said there had been considerable discussion in regard to this matter and he had called attention to the fact that the course has been operating at a loss for the past three fiscal years as evidenced by the present budget for the next fiscal year and would like to have this included in the record.

MR. BROMLEY called attention to Page 5796, Item (10), concerning a proposed Ordinance to close the Scofieldtown Dump. He said he would like notice taken of the fact that a report was given by the Legislative & Rules Committee on this matter.

Minutes of May 5, 1969

THE PRESIDENT suggested that it suffice to say that both Mr. Bromley and Mrs. Pont-Briant spoke in favor of the Ordinance, but did not bring it out of Committee.

There being no further additions or corrections, the Minutes were accepted.

COMMITTEE REPORTS:

The reading of the report of the Steering Committee was waived and entered in the Minutes as follows:

STEERING COMMITTEE REPORT
Meeting held Monday, April 21st, 1969

A regular monthly meeting of the Steering Committee was held on Monday, April 21, 1969 in the Board of Representatives' meeting rooms, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the Chairman at 8.15 P.M. All members were present with the exception of the following: Messrs. Coperine, Durso, Theodore Boccuzzi and Alswanger.

(1) Mayor's appointments to various Boards and Commissions:

The Mayor's appointments were REFERRED TO THE APPOINTMENTS COMMITTEE and ORDERED ON THE AGENDA. These were left open in the event appointments come through in time for the Committee to interview them.

(2) Additional Appropriations:

All additional appropriations which have been approved by the Board of Finance were ORDERED ON THE AGENDA under FISCAL COMMITTEE; items in excess of \$2,000. were referred to secondary committees having jurisdiction.

(3) Proposed AIR POLLUTION CONTROL ORDINANCE FOR CITY OF STAMFORD - (Letter dated 3/21/69 from Dr. Ralph M. Golfstein, Director of Health, enclosing draft copy of proposed Ordinance of 27 pages) - (Held in Committee 4/7/69)

The above matter was ORDERED LEFT OFF THE AGENDA as it will require considerable study to prepare a suitable Ordinance by the Committee. (Legislative & Rules)

(4) Proposed ANTI-LITTER ORDINANCE - (Requested in letter dated 2/19/69 from Howard Kaplan, 14th District Representative) - (Held in Legislative & Rules Committee 4/7/69)

The above matter was also ORDERED LEFT OFF THE AGENDA for the same reason as #3.

(5) Proposed Ordinance concerning DISTRIBUTION OF LITERATURE, ARTICLES, HANDBILLS AND THE LIKE IN PUBLIC BUILDINGS, PARKS OR PLACES OF ASSEMBLY (Proposed in letter of 4/14/69 from Otto Calder, 12th District Representative, and Charles Helmer, 13th District Representative)

Minutes of May 5, 1969

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (6) Concerning List of recommendations from Planning Board for DISPOSITION OF CITY-OWNED PROPERTY under provisions of Section 2-24 (c) of Code of General Ordinances - (Received October 23, 1968; copies sent to all Board Members; held in Committee 12/2/68, 1/6/69, 2/3/69, 3/3/69 and 4/7/69)

ORDERED TAKEN OFF AGENDA until Committee (Planning & Zoning) has more time to come in with recommendations as to disposition.

- (7) Petition concerning FEAST OF ST. THEODORE PARADE, etc. (No letter on this)

The President said he is in receipt of a letter on the above, but could not recall the details. ORDERED ON AGENDA under PARKS & RECREATION COMMITTEE.

- (8) Collective Bargaining Agreement Covering Two Years - From July 1, 1968 to and including June 30, 1970 -- BETWEEN CITY OF STAMFORD and the STAMFORD BOARD OF EDUCATION, and THE AMERICAN FEDERATION OF STATE, COUNTY & MUNICIPAL EMPLOYEES, LOCAL 1083, AFL-CIO and COUNCIL 4 - (Custodians, Food Handlers and Tradesworkers)

The above matter having been REJECTED by the Board at the April 7th Board meeting, because of the 30 days clause in the contract, was ORDERED ON THE AGENDA under PERSONNEL COMMITTEE. Mrs. Farrell was directed to contact Mr. McCutcheon and request a letter of transmittal, resubmitting this contract.

- (9) Concerning HOUSING SITE DEVELOPMENT PLAN FOR GLENBROOK SITE - (Approved by Housing Site Development Agency on 4/17/69 - See letter from Arthur H. White, Chairman, dated 4/21/69)

Above ORDERED ON AGENDA under C-DAP COMMITTEE: ALSO referred to EDUCATION, WELFARE & GOVERNMENT COMMITTEE and PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE.

- (10) Request for an Ordinance requiring non-profit sponsor of low-income housing, in return for assistance granted by the City, to give priority to families now living in sub-standard apartments and to further coordinate their moving with the proper City agencies - (Submitted by Thomas Morris, 15th District Representative, and William Caporizzo, also 15th District)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not on Agenda.

- (11) Concerning WASHINGTON AVENUE EXTENSION - Report to Board of Representatives from Commissioner of Finance under provisions of Chapter 64 of Charter - (See Form VI as contained in outline of "procedures under Chapter 64 of Charter" prepared by former Corporation Counsel)

REFERRED TO PLANNING & ZONING COMMITTEE - ORDERED ON AGENDA

Minutes of May 5, 1969

- (12) PETITION - Requesting use of Kiwanis Park, Summer Street parking lot, former Wallman site and sidewalks on Bedford and Atlantic Streets on June 27, 28, 29, 1969 in order to present local talent in music, art, drama and dance - Exhibits to be open to public without charge - (Request in letter dated 4/16/69 from Charles P. Lickson, 162 Bedford Street)

REFERRED TO PARKS & RECREATION COMMITTEE - ORDERED ON AGENDA

- (13) Letter dated 4/17/69 from Edward Scofield, 10th District Representative, explaining incident resulting from a complaint to him from a resident of the Dyke Park area, asking him to investigate a truck hauling loads of fill from Dyke Park on a Saturday morning, 4/5/69

Inasmuch as no action is required on this, it was noted and filed.

- (14) Letter of complaint from Mrs. Marion Stone, 6 Alma Rock Road, no date, (received 4/14/69) enclosing a letter to the Mayor, regarding inadequate ambulance service to outlying areas of City

REFERRED TO HEALTH & PROTECTION COMMITTEE - Not on agenda

- (15) Report Concerning WASHINGTON AVENUE EXTENSION from Citizens Action Council, Bank Street, Stamford, dated 4/14/69 - (Copies mailed to all Board Members from above organization)

REFERRED TO PLANNING & ZONING COMMITTEE - No action needed.

- (16) WELFARE DEPARTMENT MONTHLY REPORT - February 1969

Above noted and filed, with copy sent to John T. D. Rich, Chairman of EDUCATION, WELFARE & GOVERNMENT COMMITTEE

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned to 10.30 P.M.

JOHN C. FUSARO, Chairman
Steering Committee

APPOINTMENTS COMMITTEE:

MR. THEODORE BOCCUZZI, Chairman, reported that a meeting of his Committee was held on Wednesday, April 30th in the Municipal Office Building, and in attendance were Representatives John Boccuzzi, George Georgoulis, and John Rich. He said the only name on their Agenda is the following, which he presented for confirmation at this time.

The Tellers distributed the ballots, with the vote as recorded below:

Minutes of May 5, 1969HUMAN RIGHTS COMMISSIONTerm Ending:

ALBERT JACKSON (R)
30 Connecticut Avenue
(Replacing Rev. Cyril Peters)

Dec. 1, 1969

Two votes were taken on the above appointment. The first vote resulted in a tie vote of 19 - 19. The President ordered a second vote taken, with the following result:

LOST, by a vote of 18 in favor
20 opposed

FISCAL COMMITTEE:

MR. JOHN BOCCUZZI, Chairman, presented the following items for consideration:

- (1) \$25,000.00 - Resolution No. 608 - To provide for eligible business relocations (moving expenses) from Southeast Quadrant (extended) URC Project Conn. R-43 area (City's share) with 2/3rds of balance to be paid by Federal Government
(Mayor's letter of 1/30/69 - Approved by Board of Finance on 3/26/69 with 2 restrictive clauses, later not allowed by HUD)

MR. BOCCUZZI said the Fiscal Committee added two amendments to the resolution originally attached to the Mayor's letter of 1/30/69.

MR. BOCCUZZI presented the following resolution and MOVED for approval. He explained that the Federal Government, under this resolution, will pay two-thirds of everything over \$25,000 and the City will pay one-third. He said we have been furnished (attached to the Mayor's letter) with a breakdown of those businesses that are expected to go over the \$25,000. He said it is felt that the \$90,000 ceiling on this will cover any and all businesses that have to be moved out of the relocation area. He said there is also the possibility that the State will give one-sixth of the one-third that the City has to appropriate. However, he explained this is only a possibility and not guaranteed.

Mr. Georgoulis seconded the motion.

MR. KAPLAN spoke in favor of the motion.

MR. CALDER said his Committee - the Urban Renewal Committee - met on this matter two weeks ago at which time both Mr. Toth and Mr. Novik appeared. He said his Committee concurs with the recommendation of the Fiscal Committee.

MR. DURSO asked if these businesses obtain competitive bids on moving, or do they just get one price.

MR. BOCCUZZI explained they have to get more than one estimate from the movers.

Minutes of May 5, 1969

MR. CALDER said they get three bids and the lowest bid is paid, but the business that is moving does not have to take the lowest bidder; however, they only receive moving expenses based on the lowest bid received.

MR. RYBNICK objected, saying the taxpayers of the City should not have to pay the expenses of moving these businesses.

VOTE taken on the following resolution and CARRIED by a vote of 36 in favor and two opposed:

RESOLUTION NO. 608

TO PROVIDE FOR ELIGIBLE BUSINESS RELOCATIONS
(MOVING EXPENSES) IN EXCESS OF \$25,000.00 FROM
SOUTHEAST QUADRANT (EXTENDED) URC PROJECT CONN.
R-43 AREA - (City's share, with two-thirds of
balance to be paid by Federal Government)

WHEREAS, the City of Stamford, Connecticut, Urban Redevelopment Commission, hereinafter called the "Local Public Agency", is engaged in an urban renewal project for the City of Stamford, designated as the "Southeast Quadrant (Extended) Urban Renewal Project, Conn. R-43", hereinafter called the "Project", as more particularly set forth in an Urban Renewal Plan dated March 4, 1963, as amended to June 5, 1968; and

WHEREAS, the Stamford Board of Representatives approved and adopted the Urban Renewal Plan for the Southeast Quadrant (Extended) Urban Renewal Project (Conn. R-43) on March 4, 1963, and again on June 11, 1968, as amended through June 5, 1968; and

WHEREAS, in pursuance of said Plan, it is necessary that many eligible businesses in the Southeast Quadrant Project be relocated; and

WHEREAS, Federal law and regulations provide that eligible businesses are entitled to 100% funded Federal relocation payments for actual moving expenses up to \$25,000.00; and

WHEREAS, Federal law and regulations also provide that the Local Public Agency may elect to make payments to all eligible business concerns in a project area for total actual moving expenses incurred in connection with moves completed on or after August 12, 1965, without regard to the \$25,000.00 limitation, provided that, for those projects funded on a two-thirds capital grant basis, the Local Public Agency elects to make a cash payment in the amount of one-third of the actual moving expenses in excess of \$25,000.00 which cash payment shall not be paid from project funds nor constitute a local grant-in-aid to the project; and

WHEREAS, there are a number of businesses in the Southeast Quadrant whose moves are estimated to exceed \$25,000.00; and

WHEREAS, there have already been three eligible business moves in the Southeast Quadrant area that have exceeded, by the total amount of \$14,677.00, the maximum 100% funded Federal \$25,000.00 moving relocation

Minutes of May 5, 1969

payment; and

WHEREAS, it is desirable that businesses forced to relocate due to urban renewal be fully compensated for their moving expenses;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD, CONNECTICUT, AS FOLLOWS:

1. That the Board of Representatives favors and hereby approves the payment by the City of Stamford of a one-third (1/3rd) share of business relocation (moving) payments in excess of \$25,000.00 for eligible past, present, and future business relocation moves in and from the Southeast Quadrant (extended) Urban Renewal Project (Conn.R-43) area, providing such total sum shall not exceed \$90,000.00; and
2. That the Mayor is hereby authorized to make application before the appropriate City boards for the purposes of obtaining the City's one-third (1/3rd) share of local funds for business relocation (moving) payments in excess of \$25,000.00; and
3. That each such claim shall be individually approved by the Board of Representatives.

- (2) \$20,548.58 - BOARD OF EDUCATION - For continuation of "Instructional Media Materials Project" already approved for fiscal year 1968-1969 under Title II, Elementary and Secondary Education Act - (To be returned to City as a Federal Grant) -- (Also under terms of Resolution No. 546 approved 1/8/68 by Board of Representatives) -- (See letter dated 3/13/69 from Supt. of Schools)

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mr. Rich who said his Committee (E, W and G) concurs in approval. CARRIED unanimously.

- (3) \$4,056.00 - BOARD OF EDUCATION - For continuation of Adult Basic Education Program under Title III, Adult Education Act, which has been received by the City from the State of Connecticut - (Also under terms of Resolution No. 546 approved 1/8/68 by Board of Representatives) -- (See letter dated 3/13/69 from Supt. of Schools)

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

MR. RICH reported that the Education, Welfare & Government Committee concurs in approval. CARRIED unanimously.

- (4) \$1,798.67 - BOARD OF EDUCATION - Reimbursement for charges for equipment for Distributive Education Program at Stamford High School - (To be received by the City from the State of Connecticut under P.L. 286 for 100% reimbursement) - (Also under terms of Resolution No. 546 approved 1/8/68)

Minutes of May 5, 1969

by Board of Representatives) - (See letter dated 3/13/69 from Supt. of Schools)

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

- (5) \$2,500.00 - DEPT. OF PUBLIC WELFARE, SMITH HOUSE - Code 440.5602
Prescription Drugs - Medicare - (Mayor's letter of 4/10/69)

MR. BOCCUZZI MOVED for approval of the above request. He explained this also is returned to the City 100% thru Medicare. Seconded by Mr. Rich who reported that the Education, Welfare & Government Committee concurs. CARRIED unanimously.

- (6) \$200.00 - PLANNING BOARD - Code 134.2101 Conventions & Conferences -
(See Mayor's letter of 4/7/69)

MR. BOCCUZZI MOVED for approval of the above request. Seconded and CARRIED with one "no" vote (Mrs. Pont-Briant).

- (7) \$117,456.92 - Funds for Reclassification of Department heads and Supervisory and Administrative Employees and also for Non-Classified Administrative and Elective Personnel, effective July 1, 1968 - (See Mayor's letter of 4/10/69)
(Approved by Board of Finance 4/10/69 and broken down as follows:

(a) \$96,926.88 - For CLASSIFIED, Administrative & Supervisory Personnel

(b) \$20,530.04 - For NON-CLASSIFIED, Administrative & Elective Personnel

TOTAL \$117,456.92

MR. BOCCUZZI MOVED for approval of item (a) above in the amount of \$96,926.88. Seconded by Mr. Hemingway, who said the Personnel Committee concurs with the recommendation of the Fiscal Committee.

MRS. PONT-BRIANT said she would like to make a statement on (a) above. She said it was the Marcom Report which upgraded salaries due to the job, but in the interim several people who were on this list were also reclassified and therefore the raises they receive are greater. She said she finds that when this is done by the Personnel Commission we don't have any say on this. She said she wanted to make the point that when one raise is in the "works" perhaps the other one should be held in abeyance and there shouldn't be double raises given to these people.

MR. GRISAR said he has a point which concerns item (b) and that is if we pass item (a) we will wind up with a situation whereby the Controller, who reports to the Commissioner of Finance, making \$1,147.00 more than the man to whom he reports. Also, he said the same situation exists in the Public

Minutes of May 5, 1969

by Board of Representatives) - (See letter dated 3/13/69 from Supt. of Schools)

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MR. BOCCUZZI MOVED for approval of the above request. He explained this also is returned to the City 100% thru Medicare. Seconded by Mr. Rich who reported that the Education, Welfare & Government Committee concurs. CARRIED unanimously.

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(See Mayor's letter of 4/7/69)

MR. BOCCUZZI MOVED for approval of the above request. Seconded and CARRIED with one "no" vote (Mrs. Pont-Briant).

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Supervisory and Administrative Employees and also for
Non-Classified Administrative and Elective Personnel,
effective July 1, 1968 - (See Mayor's letter of 4/10/69)
(Approved by Board of Finance 4/10/69 and broken down
as follows:

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 (b) \$20,530.04 - For NON-CLASSIFIED, Administrative & Elective
 Personnel

TOTAL \$117,456.92

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MRS. PONT-BRIANT said she would like to make a statement on (a) above. She said it was the Marcom Report which upgraded salaries due to the job, but in the interim several people who were on this list were also reclassified and therefore the raises they receive are greater. She said she finds that when this is done by the Personnel Commission we don't have any say on this. She said she wanted to make the point that when one raise is in the "works" perhaps the other one should be held in abeyance and there shouldn't be double raises given to these people.

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Minutes of May 5, 1969

Works Department where you have the Deputy Commissioner of Public Works making \$647 more than the man he reports to. He said whatever the Board does on item (a) that this should be borne out, because if item (b) is "killed" we then wind up with two subordinates making more money than the men they work for.

There being no further discussion a VOTE was taken on Item #7 (a) in the amount of \$96,926.88 for Classified, Administrative & Supervisory Personnel. CARRIED unanimously.

Concerning Item #7 (b) in the amount of \$20,530.04 for Non-Classified, Administrative & Elective Personnel:

MR. BOCCUZZI said this came out to a tie vote in his Committee - 4 - 4, so they are holding this in Committee.

MR. HEINZER said as far as the Classified personnel are concerned, he can understand this, but cannot see it as far as the Non-Classified and Elective personnel.

He thereupon read Sec. 2, Article 11 from the State Constitution:

"Neither the general assembly nor any county, city, borough, town or school district shall have power to pay or grant any extra compensation to any public officer, employee, agent or servant, or increase the compensation of any public officer or employee, to take effect during the continuance in office of any person whose salary might be increased thereby, or increase the pay or compensation of any public contractor above the amount specified in the contract."

MR. HEINZER said he is not sure that it is possible for this Board to raise the salaries of either elected or appointed officials during their term of office under the above section of the State Constitution and said he would like to have this held up in Committee until the Corporation Counsel can rule on it.

MR. GRISAR MOVED that Item #7(b) be moved out of Committee. Seconded by several. CARRIED with several "no" votes.

MR. HEINZER MOVED this be referred to the Corporation Counsel for interpretation of Article 11, Sec. 2 of the State Constitution as it relates to these raises.

THE PRESIDENT asked the speaker if he is referring it back to Committee.

MR. HEINZER said we have just taken this out of Committee, and he has moved to send it to the Corporation Counsel for a ruling.

THE PRESIDENT asked the speaker if he is moving to send this back to Committee. He explained that it will have to go back to Committee if he wishes a ruling from the Corporation Counsel.

MR. HEINZER said he then MOVES this be referred back to committee with in-

Minutes of May 5, 1969

structions to request a ruling from the Corporation Counsel. Seconded and LOST.

RECESS:

MR. MORRIS MOVED for a recess at this time. (10.08 P.M.) which was granted.

The Recess was declared over at 10.25 P.M. and the Members resumed their seats.

MR. JOHN BOCCUZZI said he feels as a Board Member, and not speaking for the Fiscal Committee, that the people who are down for these raises are entitled to them. He said you will end up with subordinates getting more money than department heads and will have such people as the Chief of Police and the Fire Chief, the Town Clerk, Registrars of Voters, Deputy Registrars of Voters (both parties, including Mr. Haggerty), the three Selectmen, who are in for \$50 a piece, the Commissioner of Public Works, the Corporation Counsel, the Commissioner of Finance and the Executive Aide to the Mayor. He said the last one named is one that he would very much like to see get a raise. He said he knows he was hired at \$10,000 but he has done a good job for the City and really has been a very helpful assistant to the Mayor and any problems that he has ever had he can discuss them with Mr. Gnanieri and he is always ready and willing to be helpful in any way that he can. He said these raises are raises for the position involved and not necessarily raises for the incumbent, although that also was taken into consideration. He urged approval for these raises.

MR. MORRIS said the Republicans are going to vote against this appropriation and are not taking into consideration the merits of whether or not these raises are warranted. He said they do want this to go to the Corporation Counsel for an opinion.

MR. GEORGOULIS CALLED for a roll call vote on the question. There being enough members asking for a roll call vote, it was agreed upon.

MR. RUSSBACH said he has one more point to bring out. He said as he recalls the first meeting of the Board of Representatives which was held in December, 1967, several of these same people who were only in office one week, had already received \$1,500 raises. He said he does not feel we should cry "poor mouth" at this time and that nobody is getting any raises. He said this is now the second time within the two year period that these people are getting raises.

MR. CONNORS said some of the Members are forgetting that we just signed a new contract with all the various employee groups in the City of Stamford - everybody and if you end up with people making more money than those who supervise them, it is a very sad situation. He said we understood this when we signed the new contracts, so now we have to equalize it for those on the top echelon.

Minutes of May 5, 1969

MR. JOHN BOCCUZZI asked if the Corporation Counsel rules that this is legal - will the Republicans go along with it?

MR. MORRIS said he has already made the statement that we are not considering the merits of raises for each individual - that we are sending it back for the reason that we want an opinion from the Corporation Counsel.

MR. KAPLAN spoke in favor of granting these raises for the reason that the cost of living is going higher every day and these people are all in responsible jobs and deserving of the pay that goes with the job.

MR. CHIRIMBES said he thinks we should get a ruling from the Corporation Counsel as to whether or not these raises are Constitutional.

MR. DEUTSCH said in view of the fact that this matter has been dragging on for several months during which time we could have requested an opinion from the Corporation Counsel, he would suggest that we approve this and instruct the Controller that if this turns out to be unconstitutional, that he does not remit the raises.

THE PRESIDENT asked the speaker if he is amending the motion.

MR. DEUTSCH said if Mr. Boccuzzi will accept his suggestion, he will amend the motion on that basis as previously stated by him.

MR. BOCCUZZI said he would accept the amendment.

THE PRESIDENT stated that the motion for the raises is contingent upon approval of the constitutionality by the Corporation Counsel and that the Controller be instructed not to make payment until such favorable ruling is received from the Corporation Counsel.

The motion was seconded by several members.

MR. RICH said he would like to hear from the legal profession on this point because it seems it would be illegal to attach a rider to the raise and tell a man not to give it when this Board has actually appropriated the money. He said he has a doubt as to whether or not this can be done.

THE PRESIDENT said a motion has been made to move the question and called for a vote. CARRIED.

THE CLERK CALLED the roll on the main motion as amended by Mr. Deutsch.

THOSE VOTING IN FAVOR:

BOCCUZZI, John (D)
BOCCUZZI, Theodore (D)
CALDER, Otto (D)
CONNORS, George (D)
COPERINE, Frank (D)

THOSE VOTING IN OPPOSITION:

BROMLEY, Robert (R)
CAPORIZZO, William (R)
CHIRIMBES, Peter (R)
COLHOUN, Richard (R)
HEINZER, Charles (R)

Minutes of May 5, 1969

COSTELLO, Robert (D)
 DEUTSCH, Chester (D)
 DIXON, Handy (D)
 DOMBROSKI, Edward (D)
 DURSO, Robert (D)
 FEDAK, Robert (D)
 GEORGOULIS, George (D)
 GRISAR, Richard (D)
 GUROIAN, Armen (D)
 JOSS, James (D)
 KAPLAN, Howard (D)
 KELLY, Stephen (D)
 MILLER, Frederick (D)
 MURPHY, William (D)
 PENSIERO, Joseph (D)
 PLOTNICK, Paul (D)
 RYBNICK, Gerald (D)
 TRUGLIA, Anthony (D)

HEMINGWAY, Booth (R)
 HORNER, Watson (R)
 MORRIS, Thomas (R)
 PALMER, Jack (R)
 PONT-BRIANT, Lois (R)
 RICH, John (R)
 RUSSEBACH, Daniel (R)
 RUSSELL, George (R)
 SCOFIELD, Edward (R)

THE PRESIDENT declared the motion LOST by a vote of 23 in favor and 14 opposed, for the reason that a two-thirds vote (26 in favor) is necessary to carry.

- (8) \$1,397,582.66 - For Salary Increases and Additional Fringe Benefits for Civil Service and Classified Employees, other than Teachers, in accordance with COLLECTIVE BARGAINING CONTRACTS negotiated in their behalf - To be effective July 1, 1968 - (Mayor's letter of 4/10/69) -- (To meet contractual obligations for the 1968-1969 fiscal year)

MR. BOCCUZZI explained that the above amount covers all of the contracts between the Classified employees and the City. He explained that the Personnel Committee has two contracts which must be approved before acting on the appropriation above outlined and therefore MOVED FOR SUSPENSION OF THE RULES in order to allow the Personnel Committee to give their report so that these contracts can be acted upon before action is taken on the appropriation. Seconded and CARRIED.

PERSONNEL COMMITTEE REPORT:

COLLECTIVE BARGAINING Agreements Covering Two Years - From July 1, 1968 to and including June 30, 1970 - BETWEEN CITY OF STAMFORD and the STAMFORD BOARD OF EDUCATION and the CUSTODIANS AND MAINTENANCE WORKERS and CAFETERIA EMPLOYEES (American Federation of State, County and Municipal Employees, Local 1063 AFL-CIO and Council 4) - (Rejected 4/7/69 because of a 30 day clause)

MR. HEMINGWAY explained that his Committee has two contracts - one between the Stamford Board of Education and the Custodians and Maintenance Workers and the second contract between the Board of Education and the Cafeteria Workers.

Minutes of May 5, 1969

MR. HEMINGWAY MOVED for approval of the above contracts, saying he also was bringing up another motion after action is taken on this one. Motion seconded and CARRIED with three "no" votes. *See correction to minutes 6/2/69 re Mrs. Ruschach's Vote. U.F.*

MR. HEMINGWAY MOVED for approval of the following directives, which was seconded and CARRIED unanimously:

- (1) A very strong directive be given to the City negotiators that in the future in any negotiations for contracts that the City regain (or retain, if they already have) full right, as with any other employer, to determine the conditions of work, such as flexible shift scheduling, which is not the case in some of the contracts at present.

He explained that the City may or may not choose to use such shift scheduling, because it may not be economical to use it sometimes and may not be efficient, but they SHOULD have the right to do so, for the protection of the taxpayers.

- (2) The Board of Representatives should be kept currently informed on all negotiations as they progress between the City and the various employee groups in the future.

He said under the above recommendations these should be sent to the Chairman of the Personnel Committee of the Board of Representatives so that he will have full knowledge of all the contracts that are under negotiation and can so inform the Board, thus achieving better liaison.

- (3) Under Public Act 159, as amended by Public Act 491 and Public Act 708 of 1967, Sec. 7-474, Item (b), that as each contract is presented to this Board for its approval, concurrent with it should be the estimated cost, by the proper department of the City Administration, as to what this contract will cost during the next effective contract year, as is called for in the State Statute.

MR. BOCCUZZI said that now we have the contracts settled, we will have to return to Item No. 8 on the agenda, as follows:

- (8) \$1,397,582.66 - For Salary Increases and Additional Fringe Benefits for Civil Service and Classified Employees, other than Teachers, in accordance with COLLECTIVE BARGAINING CONTRACTS negotiated in their behalf - To be effective July 1, 1968 - (Mayor's letter of 4/10/69 - (To meet contractual obligations for the 1968-1969 fiscal year)

MR. BOCCUZZI MOVED for approval of the above appropriation.

MR. HEMINGWAY said the Personnel Committee concurs in this recommendation and seconded the motion. CARRIED with one "no" vote.

- (9) \$347,273.28 - Resolution No. 609 - Amending 1968-1969 Capital Projects Budget by adding Project to be known as "OLD MILL-MIANUS (BENENSON) TRACT" and appropriation therefor - (See Mayor's letter of 4/14/69)

Minutes of May 5, 1969

MR. BOCCUZZI turned the above matter over to Mr. Hemingway at this time.

MR. HEMINGWAY said the following resolution is recommended for approval by the Fiscal Committee for the following reasons -- the City has, in effect, been taken to Court and the judgment is against the City and we have no choice but to pay it just as if we were a private individual and had lost a suit in a Court. HE MOVED for approval of the resolution which follows. Seconded by Mr. Russell and CARRIED with one abstention (Mr. Kaplan).

RESOLUTION NO. 609

AMENDING 1968-1969 CAPITAL PROJECTS BUDGET TO AUTHORIZE THE APPROPRIATION OF ADDITIONAL FUNDS AND TO AUTHORIZE AN INCREASE IN THE PROJECT COST OF THE PROJECT TO BE KNOWN AS THE "OLD MILL-MIANUS (BENENSON) TRACT"

WHEREAS, the Board of Representatives, by Resolution No. 503, adopted October 3, 1966, authorized the City to proceed with condemnation proceedings to acquire the Old Mill-Mianus Tract, having appropriated the sum of \$250,000.00 theretofore for the acquisition of said property, and

WHEREAS, the City did, in fact, acquire said property, the Superior Court having confirmed the award of the Committee, and

WHEREAS, an additional appropriation is necessary to pay the award of the Court in the amount of \$347,273.28 (which sum has heretofore been approved by the Board of Finance);

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the Board of Representatives does hereby specifically authorize an increase in the foregoing project cost in order to meet the City's obligation pursuant to the order of the Superior Court and in order to fully complete the commitment of Resolution No. 503; and

2. The 1968-1969 Capital Projects Budget is hereby amended by adding thereto a Project in the amount of \$347,273.28, to be known as "PURCHASE OF THE OLD MILL-MIANUS (BENENSON) TRACT", in accordance with the provisions of Section 611.5 of the Stamford Charter, and appropriation of \$347,273.28 therefore, with the recommendation that the funds for this Project be withdrawn from the "Reserve for Non-Recurring Capital Expenditures" account.

- (10) Resolution No. 610 - Approving and Providing for the Execution of a Proposed Contract for a "NEIGHBORHOOD FACILITIES GRANT PROJECT" to be known as "SOUTH END NEIGHBORHOOD CENTER" - (Mayor's letter of April 25, 1969)

MR. BOCCUZZI MOVED for SUSPENSION OF THE RULES in order to take up the above

5.30

Minutes of May 5, 1969

matter. Seconded by Mr. Fedak, Mr. Kaplan, Mr. Kelly, Mr. Miller and Mr. Chirimbes.

MR. BOCCUZZI explained that the City is receiving a Federal Grant for this project in the amount of \$697,400.00 in order to renovate the Old Cloonan School and is a contract between the City of Stamford and HUD.

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

RESOLUTION NO. 610

APPROVING AND PROVIDING FOR THE EXECUTION OF A PROPOSED
CONTRACT FOR A NEIGHBORHOOD FACILITIES GRANT PROJECT
UNDER SECTION 703 OF THE HOUSING AND URBAN DEVELOPMENT
ACT OF 1965, AS AMENDED, NUMBERED CONTRACT NO. CONN. N-7
(G), BY AND BETWEEN THE CITY OF STAMFORD, CONNECTICUT AND
THE UNITED STATES OF AMERICA

WHEREAS, the United States of America (herein called the "Government") has tendered to the City of Stamford, Connecticut, (herein called the "Grantee") a proposed Contract for a Neighborhood Facilities Grant Project under Section 703 of the Housing and Urban Development Act of 1965, as amended, under which the Government would make an advance of Federal funds to the Grantee with respect to the Project designated Project No. Conn.N-7 at the location described in such proposed Contract; and

WHEREAS, the Grantee has given due consideration to said proposed Contract;

BE IT RESOLVED BY THE STAMFORD BOARD OF REPRESENTATIVES AS FOLLOWS:

Section 1. The proposed Contract for Neighborhood Facilities Grant under Section 703 of the Housing and Urban Development Act of 1965, as amended; designated Contract No. Conn. N-7 (G), consisting of Parts I and II, under and subject to the terms and conditions of which the Government would make a grant of Federal funds to the Grantee to aid in financing the cost of the project designated Project No. Conn. N-7, situated in the City of Stamford, Connecticut, is hereby in all respects approved.

Section 2. The Mayor of Stamford is hereby authorized and directed to execute said proposed Contract in two counterparts on behalf of the Grantee, and the City Clerk is hereby authorized and directed to impress and attest the official seal of the Grantee on each such counterpart and to forward such counterparts to the Department of Housing and Urban Development for execution on behalf of the Government, together with other documents relative to the approval and execution thereof as well as to this Resolution as may be required by the Government.

Section 3. The Mayor is hereby authorized to file requisitions, together with necessary supporting documents, with the Government, from time to time, as grant funds are required, requesting payments to be made on account of the grant provided for in the said Contract, and to do and perform all other

Minutes of May 5, 1969

things and acts required to be done or performed in order to obtain such payments.

Section 4. This Resolution shall take effect immediately.

- (11) Resolution No. 611 amending 1968-1969 Capital Projects Budget to add Project to be known as "PUBLIC WORKS, NEW CONSTRUCTION, SOUTH END NEIGHBORHOOD CENTER" and appropriation of \$697,400.00 therefor
(Mayor's letter of 5/5/69)

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

RESOLUTION NO. 611

AMENDING 1968-1969 CAPITAL PROJECTS BUDGET BY ADDING PROJECT TO BE KNOWN AS "PUBLIC WORKS, NEW CONSTRUCTION-SOUTH END NEIGHBORHOOD CENTER" (formerly known as Old Cloonan School) AND APPROPRIATION OF \$697,400.00 THEREFOR
(Requested in Mayor's letter of 5/5/69)

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 item to be known as "PUBLIC WORKS, NEW CONSTRUCTION-SOUTH END NEIGHBORHOOD CENTER" (formerly known as Old Cloonan School) in accordance with the provisions of Section 611.5 of the Stamford Charter, and appropriation of \$697,400.00 therefor, which sum is to be reimbursed to the City by the Department of HUD.

MR. MURPHY requested SUSPENSION OF THE RULES in order to give his committee report at this time, as he must leave for work. Seconded and CARRIED unanimously:

C-DAP COMMITTEE:

Concerning HOUSING SITE DEVELOPMENT PLAN FOR GLENBROOK SITE
(Approved by Housing Site Development Agency on 4/17/69) -
(See letter from Arthur H. White, Chairman, dated 4/21/69)

MR. MURPHY said his Committee met with the Education, Welfare and Government Committee, the Housing Committee, the Housing Site Development Agency members and representatives of Better Housing, Inc., on April 24, 1969 in the Caucus Room of the Board of Representatives.

He said after considerable discussion, the Committee Members approved the Housing Site Development Plan for Glenbrook Road. HE MOVED for approval. Seconded by Mr. Fedak.

Minutes of May 5, 1969

MR. GUROIAN read a prepared statement at this time, outlining arguments in opposition to the site selected, saying the taxpayers would be paying too high a price for the site and would create a traffic bottleneck and a dangerous traffic problem, and is located in a crowded neighborhood, at the junction of an arterial complex.

MR. KAPLAN spoke in rebuttal of the previous speaker's arguments, and urged approval of the motion.

MR. RICH said the Education, Welfare & Government Committee met with the C-DAP Committee and voted unanimously in favor of supporting this application for site approval. He said it is a small site, which was purposely chosen in order to give it a neighborhood aspect and is not a big, impersonal high rise or slum clearance project and located purposely outside of the slum area and is an area that is zoned for commercial and business as well as RMF which is the use it is put to, which accounts for the cost of the land. He said it provides units up to four bedroom units in order to take care of families with children. He said it will provide 36 units for Urban Redevelopment relocatees and they will get first choice of these apartments.

MR. JOHN BOCCUZZI said his Committee -- the Public Housing and General Relocation Committee - voted unanimously to approve this site.

MR. MILLER said as a member of the Education, Welfare & Government Committee, he voted in favor of this site. However, he said, according to a letter from two Democratic Committeemen from the 12th District, have intimated that a conflict of interest is involved here. For that reason, he MOVED this be referred back to the C-DAP Committee, pending study by the Board of Ethics of this matter. Seconded.

MR. RICH spoke against the motion. He said the piece of paper that was laid on the members' desks this evening listed certain facts, which apparently were taken from city records. He said all this shows is the name of a prominent lawyer in town as Trustee for a piece of property. He said he can see no conflict between the fact that efforts are being made to build better low cost housing and the fact that a lawyer in town is a Trustee for owners of this land. He said it makes no difference who the legal counsel is for the land owners, but does make a lot of difference who the prospective owners are and the use to which this land will be put. He urged the Board to vote against the motion.

MR. MURPHY said if the owners of this piece of paper in front of the members are worried about the person for whom the Trustee is -- it happens to be Arthur Verses, a plumber. He said he can see no big evil happening in this fact.

MR. MILLER said it could very well be that the accusation means nothing, but he feels that the air should be cleared with the Board of Ethics.

MR. SCOFIELD said he wishes to state for the record that he is abstaining from voting on this matter, as he is employed by Better Housing, Inc.

Minutes of May 5, 1969

MR. JOSS asked if the Committee on Education, Welfare & Government has looked into the school situation pertaining to Stark School and the surrounding area.

MR. RICH said the Committee did not specifically look into this point, but this problem is one that exists all over the City and is interference on the right of property owners to build within the laws of the City, and it is up to the City Boards to take care of this situation.

MR. SALTIS, a spectator in the audience, started to address the meeting and the President requested that he leave, which he did at this time.

THE PRESIDENT called for a vote on the motion to refer back to Committee. LOST.

MR. CALDER said he thinks to place 36 units on something less than one half an acre that costs \$140,000 makes the price per unit just for the land, rather exorbitant. He said he thinks we should try to get more for our tax money.

MR. DIXON said Stamford has an ever increasing responsibility to its people and thinks this Board should do something to relieve the acute housing shortage.

MR. RUSSBACH spoke in opposition, saying the price is too high.

MR. JOSS said we will be overcrowding Stark School.

After considerable further debate, MR. MURPHY MOVED THE QUESTION. Seconded by Mr. Kaplan and CARRIED.

THE PRESIDENT called for a vote on the main motion - to approve the Housing Site located in Glenbrook, as approved by the Housing Site Development Agency. CARRIED with several "no" votes.

Mr. Murphy was excused at this time (11.45 P.M.)

THE PRESIDENT announced we will now return to the regular order of business.

LEGISLATIVE & RULES COMMITTEE:

MR. BROMLEY said his committee met last Tuesday in the meeting rooms of the Board and present were Messrs. Bromley, Plotnick and Grisar.

He announced that his next meeting will be Monday, May 26th.

- (1) Final adoption of Ordinance concerning TAX EXEMPTION FOR CONVENT FOR CONVENT FOR TEACHERS OF OUR LADY STAR OF THE SEA SCHOOL ON SHIPPAN AVENUE & ROCKLEDGE DRIVE UNDER PROVISIONS OF SECTION 12-81 b of CONNECTICUT GENERAL STATUTES (1967 P.A. 311) - (Approved for publication 4/7/69; published 4/11/69)

MR. BROMLEY MOVED for approval of the following Ordinance. Second and CARRIED unanimously.

Minutes of May 5, 1969

ORDINANCE NO. 162 SUPPLEMENTAL

TAX EXEMPTION FOR CONVENT FOR TEACHERS OF OUR LADY STAR OF
THE SEA SCHOOL ON SHIPPAN AVENUE AND ROCKLEDGE DRIVE UNDER
PROVISIONS OF SECTION 12-81 b OF CONNECTICUT GENERAL
STATUTES (1967 P.A. 311)

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to Section 12-81 b of the General Statutes of Connecticut, that the property acquired by Our Lady Star of the Sea Corporation, an Ecclesiastical Corporation, from the Estate of Charles A. Brown, which property was acquired for the purpose of maintaining a convent for the teachers of Our Lady Star of the Sea School and which property is located on the corner of Shippan Avenue and Rockledge Drive, in the City of Stamford, be exempted from taxation from the date of acquisition, namely, November 15, 1968; and

That the Commissioner of Finance be and is hereby authorized and directed to reimburse Our Lady Star of the Sea Corporation, in the amount of One Hundred Seventy-Four and 40/100 (\$174.40) Dollars, for real property taxes paid for the period November 15, 1968 to December 31, 1968.

This Ordinance shall take effect upon its adoption.

- (2) Final adoption of Ordinance concerning TAX EXEMPTION FOR FIRST CONGREGATIONAL CHURCH, TO BE LOCATED AT 35 TWIN BROOKS ROAD, UNDER PROVISIONS OF SECTION 12-81 b OF CONNECTICUT GENERAL STATUTES (1967 P.A. 311) -
(Approved for publication 4/7/69; published 4/12/69)

MR. BRONLEY MOVED for final adoption of the following Ordinance. Seconded and CARRIED unanimously:

ORDINANCE NO. 163 SUPPLEMENTAL

TAX EXEMPTION FOR FIRST CONGREGATIONAL CHURCH TO BE LOCATED
AT 35 TWIN BROOKS ROAD, UNDER PROVISIONS OF SECTION 12-81 b
OF CONNECTICUT GENERAL STATUTES (1967 P.A. 311)

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to Section 12-81 b of the General Statutes of Connecticut, that the property acquired by the First Congregational Church of Stamford, Inc., an eleemosynary institution, from Wallace P. Myers and Ruth H. Myers, located at 35 Twin Brooks Road in the City of Stamford, on December 12, 1968, for the purpose of a Manse, be exempted from taxation from the date of acquisition, namely, December 12, 1968; and

That the Commissioner of Finance be and is hereby authorized and directed

Minutes of May 5, 1969

to reimburse the First Congregational Church of Stamford, Inc., in the amount of Five Hundred Ninety-Nine and 87/100 (\$599.87) Dollars for real property taxes paid for said property on the list of September 1, 1967, on property paid for Manse purposes, hereinabove described.

This Ordinance shall take effect upon its adoption.

(3) Final adoption of Ordinance MAKING IT ILLEGAL TO SELL OR POSSESS INFLAMMABLE LIQUIDS, SUCH AS GASOLINE, IN GLASS CONTAINERS -

(Proposed in letter from Howard Kaplan, 14th District Representative - Held in Committee 1/6/69, 2/3/69 and 3/3/69 - Approved for publication 4/7/69; published 4/11/69)

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

MR. CONNORS asked if there is not a State Statute on carrying inflammables in glass containers.

THE PRESIDENT said it pertains to the sale.

MR. KAPLAN said there is a Fire Marshal regulation about the sale and has nothing to do with the storage. He said he was unable to find anything in his research that would make so-called "Molotov" cocktails ... that this does not refer to just "Molotov" cocktails. He said he could find nothing in the State laws that refer to the storage and keeping.

MRS. PONTBRIANT said kerosene and turpentine are also inflammable liquids and would this also be illegal if you have them in your home, as they are sold in glass containers from the paint shops.

MR. KAPLAN said they sell in tins nowadays and it would be illegal.

MR. DURSO said he is in favor of this Ordinance.

MR. JOSS wanted to know where does inflammable start and where does it stop? He said he can name all kinds of liquids that are inflammable and have got to be sold in glass containers, otherwise they would burn through the containers they are placed in.

MR. KAPLAN said it is defined in the Fire Code of Stamford.

There being no further discussion, a VOTE was taken on the following Ordinance and CARRIED with one "no" vote:

ORDINANCE NO. 164 SUPPLEMENTAL

MAKING IT ILLEGAL TO SELL OR POSSESS INFLAMMABLE LIQUIDS, SUCH AS GASOLINE, IN GLASS CONTAINERS

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Minutes of May 5, 1969

It shall be unlawful to sell, store, or possess any volatile or inflammable liquids, as defined by Section 12-9 of the Stamford Code, in any glass container having a volume of less than two gallons.

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

This Ordinance shall take effect upon its adoption.

- (4) Request for REVISION OF SECTION 102 OF BUILDING CODE - "USE GROUP AND CONSTRUCTION" --- (See letter dated 11/16/68 from Booth Homingway, 19th District Representative, for CITIZENS OF CONSERVATION, INC. -- Held in Committee 1/6/69, 2/3/69, 3/3/69 and 4/7/69)

The above matter was held in Committee.

- (5) Concerning amendment to Sec. 19-22 "Redemption" of Code of General Ordinances pertaining to RESTRICTION OF PARKING VEHICLES ON PUBLIC STREETS AND TOWING AWAY OF SAME DURING PERIODS OF SNOW EMERGENCIES (See Ordinance #132 enacted 11/28/66 and Ordinance #97, enacted 12/1/61 -- Also see Section 9-14 thru 19-23 of Code of General Ordinances - Deferred 3/3/69 and 4/7/69)

The above matter was held in Committee.

- (6) Concerning Proposed AIR POLLUTION ORDINANCE - (Letter dated 3/21/69 from Dr. Ralph M. Gofstein, Director of Health, enclosing draft copy of Proposed Ordinance of 27 pages) - (Held in Committee 4/1/69 - not ordered on agenda by Steering Committee)

MR. BROMLEY said this pertains to an Air Pollution control ordinance for the City of Stamford and was sent to us by the Health Director. He said his Committee considered it and referred it to the Corporation Counsel. He said it is a very lengthy Ordinance, running some 27 pages. He said Dr. Gofstein has been in touch with him and other Board Members and believes this Ordinance is very much needed in Stamford, to which he agrees.

MR. BROMLEY said he proposes to vote to publish this Ordinance and then everybody will have a chance to see exactly what it contains and next month the Board may want to act upon it for final adoption. He said it is his understanding that there is a time limit here in order to qualify for Federal funds, of which the City has already received some \$20,000 for Air Pollution study.

MR. BROMLEY MOVED for SUSPENSION OF THE RULES in order to consider the above. Seconded and CARRIED.

MR. BROMLEY said in order to receive further Federal funds, we must

Minutes of May 5, 1969

have an Ordinance voted by July 1st. He said he does not necessarily mean that we should finally adopt this Ordinance and with a 27 page Ordinance he does not believe it wise to waive publication and feels that everybody should have a chance to read it. He urged to accept the recommendation of our Health Director and vote for publication so that we could consider it for final adoption at the June board meeting, which would then let us qualify in time for the July 1st deadline and the Federal Grant and SO MOVED for approval for publication. Seconded by Mr. Kaplan.

MR. KAPLAN said he has talked with Dr. Gofstein who informed him that he has Federal funding to pay for the publication of this proposed Ordinance and we would be reimbursed for the publication expense, which would probably be a matter of several hundred dollars.

THE PRESIDENT said that is his understanding also.

MR. BROMLEY said he also understands that this will not involve our "belabored" Velma Farrell, as they have promised to do the typing of the Ordinance over at the Health Department.

MR. HEINZER asked how this Board is going to receive their copies -- from the STAMFORD ADVOCATE when they publish it, or will we have copies sent to us?

THE PRESIDENT informed Mr. Heinzer that copies will be sent to the members -- that Dr. Gofstein said he would handle the printing, typing, and everything involved in this Ordinance - the cost of publication included.

MR. BOCCUZZI said he is in favor of this Air Pollution Ordinance and has been in favor of it for a long time. He said he feels this Board should help Dr. Gofstein to do a good job and that we publish it as soon as we can.

VOTE taken on publication of the Air Pollution Control Ordinance, with final adoption expected at the June Board Meeting. CARRIED unanimously.

NOTE: THE ORDINANCE (FOR OBVIOUS REASONS) IS NOT BEING PRINTED IN THE MINUTES.

VF

- (7) Proposed Resolution TRANSFERRING CERTAIN HIGHWAYS IN CITY OF STAMFORD TO STATE OF CONNECTICUT - (Under provisions of Public Act No. 603 enacted in 1961. (See Mayor's letter of 3/21/69 - (Held in Committee 4/7/69)

The above matter was held in Committee.

Minutes of May 5, 1969

- (8) PROPOSED AMENDMENT TO BUILDING CODE, SEC. 613 REGARDING "SHUT-OFF VALVES", modifying paragraph 1 (b) to include the words "within said apartment" -- (Requested in letter dated 3/11/69 from Richard G. Grisar, 8th District Representative, to President John Pisano)

MR. BROMLEY MOVED for approval for publication of the following proposed Ordinance. Seconded.

MR. JOSS asked how this is going to work - on a main water valve, or is it just going to be an individual shut-off on hot and cold running water.

MR. GRISAR said it is meant to work on an individual shut-off valve for each hot and cold running water in each apartment.

VOTE taken on the following proposed Ordinance for publication. CARRIED.

PROPOSED ORDINANCEAMENDING SECTION 613 OF THE BUILDING CODE OF THE CITY OF STAMFORD IN REGARD TO SHUT-OFF VALVES

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

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

613. SHUT-OFF VALVES

1. Every building hereafter erected and in every existing building other than dwellings, which may be supplied from some outside source with gas, vapor or fluid, except potable waters, shall have a conveniently accessible stopcock or other suitable device fixed to the supply pipes at a place outside of the building arranged to allow the supply to be shut off. Such stopcock or other device shall be marked to indicate the contents and purpose of the supply pipe to which it is attached.

(a) All water shut-off valves controlling water supplies to such building shall be placed so they will be easily accessible for operation and shall be installed and maintained, so as not to create a nuisance.

(b) In multiple family buildings supplies through a master meter, or where meters are not readily accessible from the appliance location, an individual shut-off valve for each apartment or for each separate house line shall be provided, within said apartment, at a convenient point of general accessibility.

(c) "Building" as provided for in this section shall include theaters, churches, schools, factories, multi-family dwellings, as well as other buildings where large number of persons assemble.

(d) It shall be unlawful to tamper with, cover, obscure, or in any way impede ready accessibility.

15. SHUT-OFF VALVES

Minutes of May 5, 1969

Separate stop cocks or valves, always accessible, shall be placed at the foot of each riser line and, in multiple dwellings or commercial buildings, for each individual fixture or group of fixtures controlled by each tenant.

(a) It shall be unlawful to tamper with cover, obscure or in any way impede ready accessibility of such stop cocks or valves; and same shall be installed and maintained so as not to create a nuisance.
This Ordinance shall take effect on date of its enactment.

- (9) Letter from Charles J. Heinzer, 13th District Representative, to John Fusaro, President, dated 3/24/69, proposing the adoption of two Ordinances: (1) False claims in order to receive more immediate service during periods of emergency, and (2) Payment for services by lending assistance to Mayor under Section 305 of Charter

The above matter was held in Committee.

- (10) Proposed Ordinance concerning distribution of literature, articles, handbills and the like in public buildings, park or places of assembly - (Proposed in letter of 4/14/69 from Otto Calder, 12th District Representative and Charles Heinzer, 13th District Representative)

The above matter was held in Committee.

PUBLIC WORKS COMMITTEE:Concerning FOUR PROPOSED AMENDMENTS TO BUILDING CODE RAISING PERMIT FEES ON BUILDING CONSTRUCTION PROJECTS

MR. BROMLEY said his Committee - the Legislative & Rules Committee - came out a long time ago and reported favorable on this matter. He said it had been referred to the Public Works Committee and has not been reported out, so he did nothing about it.

MR. HEINZER said the Public Works Committee is also in favor of approving these for publication.

THE PRESIDENT said as long as we have two favorable reports from both Committees, there is no reason why we cannot approve these for publication tonight.

MR. HEINZER MOVED for approval for publication of the following amendments to the Building Code. Seconded by Mr. Bromley and CARRIED;

PROPOSED ORDINANCE

REPEALING ARTICLE 100, BUILDING, SECTION 6 OF THE BUILDING CODE OF THE CITY OF STAMFORD ENTITLED "PERMITS AND FEES".
SUBSECTION C, PARAGRAPHS (1), (3) and (4)

506

Minutes of May 5, 1969

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Article 100, Section 6, entitled "Permits and Fees", Subsection C., paragraphs (1), (3) and (4) of the Building Code of the City of Stamford, is hereby repealed and the following is substituted in its place and stead:

- (1) For a permit for a new building or structure or the alteration of an existing one, the fee shall be four dollars (\$4.00) per each one thousand dollars (\$1,000.00) of estimated cost or fraction thereof.
- (3) For a permit for the demolition of a building or structure or part thereof, the fee shall be five dollars (\$5.00) provided that the demolition is a necessary part of an alteration for which a permit has been issued, no fee shall be required for such demolition.
- (4) For a permit for a display sign, the fee shall be four dollars (\$4.00) per each one thousand dollars (\$1,000.00) of estimated cost or fraction thereof.

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

PROPOSED ORDINANCE

REPEALING ARTICLE 200, ELECTRICAL SECTION 5, ENTITLED
"PERMITS AND FEES" PARAGRAPH C, OF THE BUILDING CODE OF
THE CITY OF STAMFORD

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Article 200, Section 5, entitled "Permits and Fees", paragraph C, of the Building Code of the City of Stamford, is hereby repealed and the following is substituted in its place and stead:

- (c) The permit fees for the electrical work, when a Building Permit is not required, shall be:

Circuits -----	\$1.00 each
Fixtures (units of 10 or fraction thereof)-----	2.00 "
Service (for each \$1,000.00 of estimated cost or fraction there of)-----	5.00 "
Central heating units -----	5.00 "
Unit heaters -----	3.00 "
Air Conditioners (20,000 B.T.U's and over) -----	5.00 "

However, in no case shall the permit fee be less than Five (\$5.00) Dollars.

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

Minutes of May 5, 1969

5861

PROPOSED ORDINANCEREPEALING ARTICLE 300, HEATING & AIR CONDITIONING, SECTION 5
ENTITLED "PERMITS AND FEES" PARAGRAPH C, OF THE BUILDING CODE
OF THE CITY OF STAMFORD

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Article 300, Section 5, entitled "Permits and Fees" paragraph C, of the Building Code of the City of Stamford, is hereby repealed and the following is substituted in its place and stead:

- C. The fee for a permit to install, extend, restore, or repair any heating or air conditioning system or to install an oil or gas burner, when a Building Permit is not required, shall be Four Dollars (\$4.00) for the first Five Hundred Dollars (\$500.00) of estimated cost, plus Four Dollars (\$4.00) for each additional One Thousand Dollars (\$1,000.00) or fraction thereof in excess of Five Hundred Dollars (\$500.00). However, in no case shall the permit fee be less than Five Dollars (\$5.00)

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

PROPOSED ORDINANCEREPEALING ARTICLE 600, PLUMBING, SECTION 5, ENTITLED "PERMITS
AND FEES", PARAGRAPH (3) OF THE BUILDING CODE OF THE CITY OF
STAMFORD

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Article 600, Section 5, entitled "Permits and Fees", paragraph (3) of the Building Code of the City of Stamford, is hereby repealed and the following is substituted in its place and stead:

- (3) The permit fee for plumbing work when a Building Permit is not required shall be:

Fixtures -----	\$1.00 each
Sewer Connection - residential -----	\$5.00 each
Sewer Connection - commercial -----	\$15.00 each
Sewer Connection - multi-family -----	\$15.00 each

However, in no case shall the permit fee be less than Five (\$5.00) Dollars.

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

HEALTH & PROTECTION COMMITTEE:

- (1) Concerning REVISION OF MODEL HOUSING CODE - (See Sec. 18-1 to 18-36 of

5862

Minutes of May 5, 1969

Code of General Ordinances concerning "Minimum Housing Standards" formerly known as "Ordinance #65, enacted August 20, 1957) - Held in Committee 2/3/69, 3/3/69 and 4/7/69)

The above matter was held in Committee.

- (2) Proposed Ordinance CONCERNING DEPTH OF ELEVATORS IN APARTMENT BUILDINGS - (Submitted by Thomas Morris, 15th District Representative and George Russell, 17th District Representative, on 1/20/69 - Held in Committee 2/3/69 and 4/7/69)

MR. HEINZER said this was also referred to his Committee - Public Works Committee- and his Committee met with Mr. Macri on this and he informed them that all elevator installations come under the direction of the State Department of Labor and we can make no Ordinances referring to elevators. He said the suggestion was that Mr. Morris and Mr. Russell send this to one of our State Representatives to see if this can be passed during this session of the Legislature.

PLANNING & ZONING COMMITTEE

MR. RUSSELL said his Committee held their regular monthly meeting on Thursday, May 1st at 8 P.M. with the following members present: Representatives Guroian, Scofield and Russell. Also present were Messrs. Manuel Vitti, Postmaster, J. Hibbens, Director of URC, P. Nakian and A. Novik of URC; S.J. Hass, Consulting Engineer for F. R. Harris Associates, consultants to URC, Norman Gluss, Commissioner of Finance.

- (1) Proposed Ordinance to change name of portion of LAUREL ROAD, from intersection of WOODBINE ROAD, EASTERLY TO NEW CANAAN TOWN LINE -
(Requested in letter from Daniel A. Foley, Town Planner, Town of New Canaan, dated 3/18/69 - Held in Committee 4/7/69)

MR. RUSSELL MOVED for publication of the following Ordinance. Seconded and CARRIED:

PROPOSED ORDINANCECHANGING THE NAME OF A PORTION OF LAUREL ROAD TO RESERVOIR LANE

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

The street name of that portion of Laurel Road, as described below, shall be changed to Reservoir Lane:

From center line of existing bridge over Rippowam River, westerly to intersection with Woodbine Road, a distance of approximately 1,540 feet.

This Ordinance shall take effect upon its adoption.

Minutes of May 5, 1969

- (2) Concerning ESTABLISHMENT OF A BUILDING OR SETBACK LINE ON SOUTH STREET TO NORTH STATE STREET - (Requested by James B. Hibben, Director of Urban Renewal in letter dated 12/10/68 addressed to Public Works Committee - Held in Committee 2/3/69, 3/3/69 and 4/7/69)

MR. RUSSELL said his Committee discussed this matter with members of the URC and Postmaster Manuel Vetti and also had the recommendations of the Planning Board, who approved this setback. He said it was pointed out that the URC will complete their widening of South Street around October of this year. He said with the approximate 11 acres and the closing off of part of Guernsey and also Wheeler Street, the Committee felt that this setback should not interfere with the Post Office plans for the new Post Office and the Distribution Building, as the plans have not yet been firmly drawn or committed.

MR. RUSSELL said his Committee recommends the new building line and offers the following Ordinance for publication and he SO MOVED. Seconded and CARRIED:

PROPOSED ORDINANCE

CONCERNING ESTABLISHMENT OF NEW BUILDING SETBACK LINE
ON EASTERLY SIDE OF SOUTH STREET

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to the Corporative powers of the City of Stamford, the Board of Representatives hereby establishes a new building line on the easterly side of South Street in Stamford, Connecticut, from the terminus of Urban Renewal Commission widening, southerly to North State Street, which building line is located thirty (30) feet easterly from the easterly boundary, as shown and delineated on map entitled: "South Street -- New Street Line -- November 1968", which map will be on file in the City and Town Clerk's Office and the City Engineer's Office.

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

- (3) Concerning WASHINGTON AVENUE EXTENSION -- Report to Board of Representatives from Commissioner of Finance under provisions of Chapter 64 of Charter

MR. THEODORE BOCCUZZI MOVED for a recess at this time (12.10 A.M.)

The RECESS was declared over at 12.30 A.M. and the members resumed their seats.

MR. RUSSELL said his Committee met with Finance Commissioner Norman Gluss and reviewed his report on the Washington Avenue improvement dated April 21, 1969. He said his Committee requested copies of all

Minutes of May 5, 1969

surveys, plans, specifications, profiles, minutes of public and private hearings, correspondence from landlords (land owners) receiving damages and accounting of all monies expended to date on the project.

He said before making a recommendation to this Board, the Committee expects to review in detail all plans and specifications, damages awarded to individual land owners and the absence of any benefits being assessed in the project. He said the Committee therefore unanimously agreed to HOLD THIS REPORT IN COMMITTEE for additional information, for ONE MONTH.

MR. GEORGOULIS said for the last 12 to 14 years this Washington Avenue extension has been harassing the City. HE MOVED TO REMOVE THIS FROM COMMITTEE and take action on it. Seconded.

MR. RICH asked a question of the Committee Chairman, through the Chair. He asked Mr. Russell what he feels the disadvantages are, damages to the Project, may be with a one month delay which his Committee requests.

MR. RUSSELL said it was obvious from the Public Hearing which was held by the Commissioner of Finance, and from that time since there has been many contacts with his Committee, either directly to the Chairman, or through members of the Committee that there was serious concern by land owners, particularly in the upper area of the so-called damages arrived at.

He said the Committee, in discussing this with Mr. Gluss strongly felt that there might be merits, or at least it should be looked into further, that these land owners may have some justifiable objections. However, the Committee held their meeting last Thursday and it was impossible at this late date for the Committee to obtain the maps and check the properties involved, because at this point we are not going over and "thrashing out" the whole Washington Avenue extension all over again, and the main thing we now have before us is that section of the Charter which has to do with the acceptance of the report of the Commissioner of Finance. Unfortunately, he said it is clearly spelled out the strong limitations under which the Planning and Zoning Committee can operate - they can either reject it, send it back to the Commissioner of Finance. However, he said, we cannot raise the damages, which seems to be the paramount issue at stake. So, for that reason, the Committee felt that before they make any recommendations to this Board, that in all fairness to the people involved, and to anyone on this Board who might ask serious questions in this direction, the Committee HAD to obtain additional information.

MR. SCOFIELD said he would like to point out that either this Board goes along with the recommendations of the Committee, which was unanimous. He said the Committee spent many hours looking into this carefully and are going to meet a number of times before the next Board meeting. Also, he said the appropriation for Washington Avenue will be coming up within the next week (Budget meeting, May 12th) and he does not think:

Minutes of May 5, 1969

it is unreasonable to ask for the Committee to have a little time to go into the questions that have been raised. He said a lot of questions have been raised since the adoption of the original resolution in August 1965. He said what most people fail to realize is that the first resolution, under the Charter, is really a feasibility study and is not a mandate to go ahead with the project regardless of current events. He said we do want to go along with resolving this once and for all, but six days of study by the Committee is hardly enough to properly evaluate it.

MR. GEORGOULIS said, in his opinion, no one is going to "look into it" within 30 days. He said he has been looking into it and is sure that the majority of Representatives throughout the City of Stamford have been doing the same during the years. He said constituents have talked with him and he pulled out the planning books of 1956 and at that time the Washington Avenue extension was in the planning stage for 2 years. He said in regard to property owners if this is to be passed, they would have 30 days in which to take action as of tonight. And, regarding the houses that are close, he is sure that the previous speakers have the same information that he has -- that the City is not a cold blooded monster -- but are willing to move the houses back, and are willing to build roads so that the property owners may have access to those particular houses so that they can park their cars through a private entrance. He said the City is also willing to move their garages and is willing to bend backwards. He said because this involves his District, he has contacted the Mayor and Commissioner of Public Works. He said this has been planned long before he even moved into the District. As a property owner, he said he is just as much concerned about the people whose homes will be involved and has taken the time (as he hopes the people who are on the Committee) have done, in order to find this information. He said Mr. Gluss gave us a report almost a month ago as to how much each property owner would get for their property, each one in regard to the assessment, and they were told that the City would adjust. He said all the people have to do is get their own appraisers. He said in most cases what these people were demanding and what the City was giving them was only a few thousand dollars difference. He said he is sure that some agreeable solution can be worked out, because they are not working on the assessed value of their property, but the fair market value. He said he is interested in seeing his constituents treated fairly. He said ever since 1956 the City has been appropriating money for this project and it is about time we acted. He said he is tired of having this "stalling" action and urged that it come out of Committee and let's take the action that should be taken.

MR. GRISAR spoke to the motion on the floor which is to remove from Committee and not a discussion on the merits of Washington Avenue. HE MOVED THE QUESTION. Seconded and CARRIED by a standing vote.

THE PRESIDENT called for a vote on the main motion, which is to remove from Committee.

MR. SCOFIELD requested a roll call vote.

THE PRESIDENT informed Mr. Scofield we cannot have a vote until this is removed from Committee.

Minutes of May 5, 1969

VOTE (voice vote) taken. The President called for a division (standing vote).

Two standing votes were taken on the motion to REMOVE FROM COMMITTEE. DEFEATED, with Mr. Kaplan abstaining, *And Mr Plotnick. correction to Minutes 6/2/69 U.F.*

PARKS & RECREATION COMMITTEE:

In the absence of Mr. Alswanger, Chairman, Mr. Kelly gave the Committee report. He said the Committee met this evening.

- (1) PETITION requesting use of Kiwanis Park, Summer Street parking lot, former Wallman site and sidewalks on Bedford and Atlantic Streets on June 27, 28, 29, 1969, from the Performing Arts, Inc., a non-profit corporation, based in Stamford, who are seeking to present a festival in order to present local talent in music, art, drama and dance - Exhibits to be open to the public without charge - (Requested in letter dated 4/10/69 from Charles Lickson, 162 Bedford Street)

MR. KELLY read the letter from the above petitioner and said the Committee decided to have this passed on by the President, Majority and Minority Leaders for their disposal, as they cannot comprehend just what is wanted here from just reading the letter.

THE PRESIDENT said this action will be taken.

- (2) PETITION NO. 338 - Commemoration of FEAST OF ST. THEODORE - Procession with music on August 29, 30, 31 and September 1, 1969 - Requested by St. Theodore Society.

MR. KELLY read the letter on the above petition in which they say all usual bonds, insurance, and observance of all City Ordinances will be taken care of. He said this has been going on for about 20 years and they have always complied with all requirements. HE MOVED for approval of the petition. Seconded by Mr. Theodore Boccuzzi and CARRIED unanimously.

CHARTER REVISION COMMITTEE:

MR. GEORGOULIS, Chairman, said they haven't had a meeting, but as a reminder, he wishes to notify his Committee that they will meet tomorrow with the Charter Revision Commission in the Mayor's Conference Room at 8.15 P.M.

OLD BUSINESS:

MR. JOSS said he would appreciate it if we could get a Chairman for the HEALTH AND PROTECTION COMMITTEE as the work is beginning to pile up.

THE PRESIDENT informed the speaker that this will be taken care of soon.

NEW BUSINESS:

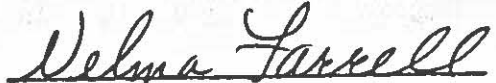
Concerning repair of fan in Republican CAUCUS ROOM

Minutes of May 5, 1969

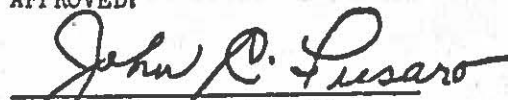
MRS. PONTBRIANT requested that something be done to have the exhaust fan repaired in the Republican Caucus Room. She said it is hot enough without have the fan not working to top it off.

ADJOURNMENT:

Upon motion, duly seconded and CARRIED, the meeting was adjourned at 1 A.M.


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