

MEETING OF THE 11th BOARD OF REPRESENTATIVES

Stamford, Connecticut

Minutes of December 8, 1969

A regular monthly meeting of the 11th Board of Representatives, being the first business meeting of the newly elected Board of the City of Stamford, was held on Monday, December 8, 1969 in the Board's meeting room, Municipal Office Building (2nd floor), 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the President, Charles J. Heinzer III, at 8.45 P.M. after a Caucus of the respective Republican and Democratic parties.

INVOCATION was given by Rev. William J. Roberts, Bible Protestant Church.

MOMENT OF SILENCE in memory of Mrs. Edward J. Russell, mother of George E. Russell, member of Board from 17th District.

THE PRESIDENT called for a moment of silence to be observed at this time in memory of the mother of Mr. Russell, who passed away yesterday.

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

ROLL CALL was taken by the Clerk, Mrs. Lois Pont-Briant. There were 37 present and 3 absent at the calling of the Roll. However, a resignation was announced creating a vacancy on the Board in the 18th District shortly thereafter, which was filled, resulting in a final roll call of 38 present and 2 absent. The absent members were:

EDWARD P. DOMBROSKI (D)	3rd District
GEORGE E. RUSSELL (R)	17th District

RESIGNATION - JOHN T. D. RICH (R) 18th District Representative and replacement.

THE PRESIDENT read the resignation of John T. D. Rich, Republican from the 18th District and called for nominations to fill the vacancy created by his resignation.

ELECTION TO REPLACE ABOVE VACANCY:

MR. PUETTE placed the name of MOE TUNICK (R) in nomination to fill the vacancy.

MR. HORNER spoke in favor of the nomination.

MR. ROOS placed the name of ALAN H. KETCHAM (R) in nomination to fill the vacancy.

There being no further nominations, the President declared the nominations closed.

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Ballots were distributed by the Tellers, resulting in a vote of 20 for Mr. Ketcham and 17 for Mr. Tunick.

THE PRESIDENT administered the Oath of Office to Mr. Ketcham, who thereupon assumed his seat as a Member of the 11th Board from the 18th District. The roll call was now changed to 38 present and 2 absent.

PAGE - THOMAS LOMBARDO of Fairfield University.

THE PRESIDENT announced the above named Page for tonight.

REPRESENTATIVE FROM YALE LAW SCHOOL - BALLARD JAMISON

NOTE: See Page 4 of agenda under "Communications"

THE PRESIDENT also announced the presence of Mr. Ballard Jamison from the Yale Law School, who has offered to give us legislative assistance. He said he will work with the Legislative & Rules Committee and expressed the hope that this aid will be profitable for both the Board and the Yale Law School.

ACCEPTANCE OF MINUTES - Meeting of November 10, 1969

The Minutes of the above meeting were accepted.

COMMITTEE REPORTS:

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

STEERING COMMITTEE REPORT
Meeting held Monday, December 1, 1969

A meeting of the Steering Committee was held on Monday, December 1, 1969 in the Board of Representatives' meeting rooms, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut, immediately after the Organization Meeting of the newly elected 11th Board of Representatives.

The meeting was called to order by the Chairman and President of the Board, Charles J. Heinzer, III. All members were present with the exception of Mr. Truglia.

The following matters were discussed and acted upon:

(1) Confirmation of appointments to Mayor Wilensky's "Cabinet":

COMMISSIONER OF PUBLIC WORKS - WALTER N. MAGUIRE (R)

COMMISSIONER OF FINANCE - GEORGE ARETAKIS (R)

CORPORATION COUNSEL - FRANK H. D'ANDREA, JR. (R)

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- (2) Additional appropriations approved by Board of Finance at their meeting held November 13, 1969

REFERRED TO FISCAL COMMITTEE and ORDERED ON AGENDA, with items in excess of \$2,000 referred to a secondary committee.

- (3) Concerning request for additional appropriation of \$11,000.00 for Department of Public Works - Code 602.0101, Administration, Salaries, in order to employ a DIRECTOR OF CAPITAL BUILDING PROJECTS for balance of fiscal year at a salary range of \$17,000 to \$22,000 - (Approved by Board of Finance with the understanding that this position will not be duplicated in the Board of Education Budget)

REFERRED TO FISCAL COMMITTEE, PERSONNEL COMMITTEE and PUBLIC WORKS COMMITTEE - Not ordered on agenda, pending further information and letter from the Mayor.

- (4) Final adoption of proposed Ordinance concerning ANTI-LITTER - (Adopted for publication at 9/8/69 Board Meeting; published 9/17/69)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (5) Proposed amendment to Ordinance No. 132 to ALLEVIATE LACK OF PARKING SPACES NEAR RAILROAD STATION FOR STAMFORD COMMUTERS - (Held in Committee 11/10/69 by previous Board)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not on agenda

- (6) Proposed Condemnation for Planned Road Connection - FOUR BROOKS ROAD - (Requested in letter dated 9/16/69 from Theodore Godlin, Assistant Corporation Counsel - Held in Committee 11/10/69)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and PLANNING & ZONING COMMITTEE - Not on agenda.

- (7) Concerning request from PARKING AUTHORITY to former Commissioner of Public Works for ABANDONMENT OF HIGHWAY KNOWN AS "PAUL PLACE", running from intersection of Oaklawn Avenue and High Ridge Road to Halpin Avenue, so this road may be turned over to the Parking Authority for use as a MUNICIPAL PARKING LOT to serve the Mid-Ridge area - (Letter dated 11/24/69 from Nicholas Loglisci, former Commissioner of Public Works)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - Not on agenda.

- (8) Proposed Ordinance - "AUTHORIZATION OF AN EASEMENT FROM THE CITY OF STAMFORD TO THE HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING ELECTRICAL DISTRIBUTION FACILITIES AT WOODLAND AVENUE"
(To enable HELCO to enter City property for the purpose of installing and maintaining electrical services for the rehabilitation of the Old Cloonan School) (Requested in two letters from former

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Mayor Giordano - 1st dated 10/24/69 and 2nd dated 11/10/69)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (9) Proposed Ordinance - "TAX EXEMPTION FOR THE STAMFORD DAY NURSERY PROPERTY LOCATED AT PALMER'S HILL ROAD, STAMFORD, CONNECTICUT, UNDER PROVISIONS OF SECTION 12-81 b OF CONNECTICUT GENERAL STATUTES (1967 P.A. 311)" -- (Requested in letter from J. Robert Bromley, dated 12/1/69)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ORDERED ON AGENDA

- (10) Letter, dated 10/16/69 from Paul Plotnick, member 10th Board, requesting that BRANDT ROAD and WARCHOL LANE be brought up to condition for acceptance as a City Street under provisions of Chapter 64, Sec. 640 of Charter and Sec. 29.50 of Code of General Ordinances - (Held in Planning & Zoning Committee on 11/10/69 by previous 10th Board)

REFERRED TO PLANNING & ZONING COMMITTEE - Not on agenda

- (11) Petition from residents living on CRANE ROAD, CRANE ROAD NORTH, LINDSEY AVENUE, SOUTH LINDSEY AVENUE, BRIGHTON PLACE, VANECH DRIVE, OAKLAWN AVENUE and surrounding areas, asking that needed SANITARY SEWERS BE IMMEDIATELY INSTALLED - (A proposed resolution attached to above petition, and submitted to the 10th Board by Robert Fedak at last meeting held 11/10/69)

REFERRED TO SEWER COMMITTEE - Not on Agenda:

- (12) Letter from YALE LEGISLATIVE SERVICES, YALE LAW SCHOOL, New Haven, Conn., dated Oct. 31, 1969, addressed to the Board of Representatives in which they offer the services of their organization in drafting Building Codes, Zoning, and/or other areas in which their legal services might be of use to the City and asking in return that their members be allowed to participate in public and private consideration of whatever subject matter and Project in which they may be invited to help. They seek wide exposure to the procedure by which laws are made, in return for their services. (They do not mention any charges for this service.)

REFERRED TO LEGISLATIVE & RULES COMMITTEE - ON AGENDA UNDER COMMUNICATIONS

- (13) Concerning SCHEDULED COMMITTEE MEETINGS:

It was decided that the following will be the regularly scheduled meetings of certain committees and unless there happens to be conflict with a holiday, they will remain the same:

FISCAL COMMITTEE - Will meet the Thursday before a Board Meeting.

LEGISLATIVE & RULES COMMITTEE - Will meet the Tuesday before a Board Meeting.

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APPOINTMENTS COMMITTEE - Will meet the Thursday before a Board Meeting

PUBLIC WORKS COMMITTEE - Will meet in the Office of the Commission of Public Works on Thursdays before a Board Meeting.

(14) Concerning Civil Service appointment of former Public Works Commissioner

The PERSONNEL COMMITTEE and the PUBLIC WORKS COMMITTEE were charged with the responsibility of looking into the above matter and to report back when they have completed their findings.

(15) Concerning City's expenditures on Sewers:

REFERRED TO SEWER COMMITTEE

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

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CHARLES J. HEINZER III, Chairman
Steering Committee

APPOINTMENTS COMMITTEE:

MR. RUSSBACH, Chairman, said his Committee met on December 4, 1969 in the Municipal Office Building and present were the following: John Boccuzzi, Armen Guroian, Robert Costello, Joseph Bitetto and the Chairman. Absent were: Jack Horner and Robert Exnicios. He gave a brief resume of the background of all the Mayor's appointments to his "Cabinet". He said the Committee voted favorably on the appointments.

The Tellers distributed the ballots on the following appointments. The vote is recorded below:

	<u>Term Expiring:</u>
<u>COMMISSIONER OF PUBLIC WORKS</u> - <u>WALTER N. MAGUIRE</u> (R) 41 Burtmor Drive	Dec. 1, 1971

VOTE: 33 yes
5 no

<u>COMMISSIONER OF FINANCE</u> - <u>GEORGE ARETAKIS</u> (R) 15 Robin Hood Road	Dec. 1, 1971
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VOTE: 33 yes
4 no
1 abstention

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CORPORATION COUNSEL - FRANK H. D'ANDREA, JR. (R)
470 Taconic Road

Term Expiring

Dec. 1, 1971

VOTE: 24 yes
14 no

Concerning Item #14 on Steering Committee Report:

MR. TRUGLIA rose on a point of information and was recognized by the Chair. He called attention to the above matter mentioned in the report of the Steering Committee. He asked who authorized the responsibility of looking into this matter.

THE PRESIDENT said it was authorized by the Steering Committee.

MR. TRUGLIA asked which person or persons authorized it.

THE PRESIDENT said it was voted on at the Steering Committee meeting.

MR. TRUGLIA asked who brought it up.

THE PRESIDENT said he cannot recall who brought it up.

MR. TRUGLIA asked if it was requested in writing.

THE PRESIDENT said it was not in writing.

MR. TRUGLIA said he assumed that anything brought into the Steering Committee had to be in writing.

THE PRESIDENT said the Steering Committee operates as any other Committee does and if something is brought up by a member of the Steering Committee, it can be placed on the agenda if the Steering Committee members so feel. He said the Steering Committee consists of members from both parties and a member from each Standing Committee. He said there was no objection from anyone to referring this to a Committee.

MR. TRUGLIA said he recalls that anything presented to the Steering Committee must be presented in writing.

THE PRESIDENT said this is not true. He asked the speaker if he had been present at the meeting of the Steering Committee and he replied he had not been there, and that is why he is asking.

THE PRESIDENT said the speaker had been told of the meeting of the Steering Committee and he is a member of that Committee and should have attended, as it was a very short meeting held right after the meeting last Monday and he could have presented his objections then if he had any.

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FISCAL COMMITTEE:

MR. HEMINGWAY, Chairman, said his Committee met on Thursday, December 4th with 7 out of 8 members present, with the 9th vacancy still to be filled.

- (1) \$24,730.00 - FERGUSON LIBRARY - Salary Increases for Library staff to make salaries equitable with other City Employees - (Mayor's letter of 10/28/69)

MR. HEMINGWAY MOVED for approval of the above request. Seconded by Mr. Connors.

MR. ELLSWORTH said the Personnel Committee concurs in this recommendation. VOTE taken on above request. CARRIED unanimously.

- (2) \$450.00 - REGISTRARS OF VOTERS - Code 102.0501 - Telephones - (Mayor's letter of 10/28/69)

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

- (3) \$162.23 - COLLECTOR OF TAXES - Code 146.0103 - Overtime - (Mayor's letter of 10/28/69)

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

- (4) \$30,000.00 - POLICE DEPARTMENT - Code 530.2201 - New Equipment, for purpose of installing TRAFFIC LIGHT system at intersection of STILLWATER, PALMER HILL AND WEST-OVER ROADS
(Mayor's letter of 10/28/69)

NOTE: Above item was approved by the Board of Finance on 11/13/69 with the following statement: "We recognize the fact that certain items have not been designated clearly as either Capital or Operating (Budget) and traffic lights are in that classification." (They approved this request, but urged that a better classification system be adopted in the future).

The above matter was held in Committee.

- (8) Proposed Resolution No. 648 (requested in letter of 11/21/69 from Dr. Porter, Supt. of Schools) "ENABLING BOARD OF EDUCATION TO RECEIVE GRANT FUNDS FROM FEDERAL OR STATE GRANTS AVAILABLE TO MUNICIPALITIES FOR EDUCATIONAL PROGRAMS AND PROJECTS TO ENTIRELY FINANCE PROGRAM OR PROJECT FOR WHICH GRANT IS AWARDED" (Same as previous Resolution #546 approved Jan. 8, 1968)

MR. HEMINGWAY said he is taking up Item #8 before Nos. 5, 6 and 7 for the reason that these depend upon the adoption of the resolution.

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He explained that this is a continuing resolution which has been approved by two previous Boards and enables the Board of Education to receive grants from Federal and State grants that are available to municipalities.

MR. HEMINGWAY MOVED for approval of the following resolution. Seconded by Mr. Miller who said this was also referred to the Education, Welfare and Government Committee, who concur in approval. CARRIED unanimously:

RESOLUTION NO. 648

ENABLING BOARD OF EDUCATION TO RECEIVE GRANT FUNDS FROM
FEDERAL OR STATE GRANTS AVAILABLE TO MUNICIPALITIES FOR
EDUCATIONAL PROGRAMS AND PROJECTS TO ENTIRELY FINANCE
PROGRAM OR PROJECT FOR WHICH GRANT IS AWARDED

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

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

WHEREAS, there are also a number of grants available for education 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 Board of Education 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 Board of Education to obtain Federal or State grants in educational areas, does hereby consent and authorize the Board of Education, 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

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of said grant funds, the Board of Representatives will appropriate said funds to the Board of Education for the execution of the program or project for which the Federal or State grant is made, and

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 Board of Education, and

BE 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 Board of Education; 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.

- (5) \$16,008.00 - BOARD OF EDUCATION - In order to continue Project P-135-4 "Remedial Reading Centers in Inner City Non-Public Elementary Schools" for fiscal year 1969-1970 (100% State Grant to be received from State of Conn.) (Requested in letter of 10/15/69 from Dr. Porter, Supt. of Schools) - Also under provisions of Resolution No. 648.

MR. HEMINGWAY MOVED for approval of the above request. Seconded by Mr. Connors.

MR. MILLER said his Committee - the Education, Welfare & Government Committee - also concurred in approval. CARRIED with one abstention (Mr. Bieder).

- (6) \$235,467.00 - BOARD OF EDUCATION - In order to continue Project 135-2 "Aspiration: Education" for fiscal year 1969-1970 - (100% State Grant, under Title I, Elementary and Secondary Education Act - Requested in letter of 10/15/69 from Dr. Porter - Also, under provisions of Resolution No. 648)

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

- (7) \$235,910.00 - BOARD OF EDUCATION - In order to continue Project 135-1 "Educational Services for Disadvantaged Pupils" for fiscal year 1969-1970 - (100% State Grant - (Requested in letter of 10/15/69 from Dr. Porter - Also, under provisions of Resolution No. 648)

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MR. HEMINGWAY MOVED for approval of the above request. Seconded by Mr. Kelly and Mr. Miller, who said his Committee - Education, Welfare and Government - concurs in approval. CARRIED unanimously.

NOTE: Item (8) was taken up out of context previously.

- (9) \$366.22 - PLANNING BOARD - Code 134.0101, Salaries - For re-classification of Executive Secretary at salary of \$7,557 to "Administrative Assistant I" at salary of \$8,100 - Covering period 10/27/69 through 7/1/70 - (Mayor's letter of 10/28/69)

The above matter was held in Committee.

- (10) \$1,483.56 - POLICE DEPARTMENT - Code 530.1206 - TRAFFIC LIGHTS (Maintenance) - Note: Comes out of insured claims paid for disabled and damaged traffic lights during present fiscal year - Reimbursed from insurance companies, which goes directly into General Fund. (Mayor's letter of 11/7/69)

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

- (11) \$26,152.68 - POLICE DEPARTMENT - Code 530.0103, Overtime - (Mayor's letter of 11/7/69)

MR. HEMINGWAY MOVED for approval of the above request. Seconded by Mr. Russbach.

MR. ELLSWORTH said the Personnel Committee also concurs in this recommendation. CARRIED unanimously.

MR. DONAHUE spoke briefly, but as he failed to talk into his microphone, his remarks could not be heard.

- (12) \$11,489.51 - POLICE DEPARTMENT - Code 530.0102 - Court Time Account - (Mayor's letter of 11/7/69)

MR. HEMINGWAY MOVED for approval of the above request. Seconded by Mr. Russbach.

MR. ELLSWORTH said the Personnel Committee recommends approval of this request.

MR. DONAHUE said again he wishes to ask the same question and said he thinks it is a very poor estimate and also the explanation that "our Payroll Clerk was on vacation" seems to be quite an oversight. He said it would seem that some provision should have been made to take a look at these things.

MR. HEMINGWAY said Major McDonald was rather concerned about that him-

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self and said of course if their payroll clerk had been there, they would have caught the oversight sooner, but it still would have been spent, although they would have been able to ask for it sooner. However, he explained, court time is something that is very difficult to predict and since the courts have been having more convictions, and therefore more arrests and therefore more time in court, this ran up their Court Time Account. He said they are somewhat related.

MR. CONNORS asked how can you judge an overtime account when a man is working on his day off. He said he talked to one of the Narcotics Detectives last week, who said he spent all day in Court. He said don't you think that this man should be compensated for working on his day off? Also, he said, how can they judge how much overtime they are going to have to pay for these policemen to go to Court, because it goes back to what Mr. Hemingway said - it's according to the number of arrests that are made and these narcotics cases can go on all day long. He said we cannot expect these officers to sit in Court all day in order to testify and not get paid for it. He said if you do, then they are just not going to make any more arrests, because they are not going to waste their time.

MRS. PONT-BRIANT said according to their contract, they have a guaranteed Court Time, so if they are there for one hour, they are paid for eight. She said they are going to try a new system so that when they have to appear in Court it can be on their regular time and thus save the City some money.

MR. RUSSBACH said he thinks this is outlandish and he hopes that we can come in with some substantial changes.

MR. DONAHUE said he believes that absolutely these men should be compensated for the time they spend in Court and there is no question about it - they must be given the incentive to do the work that is going to cause them to spend the time in Court. He said all he took issue with was the poor estimation of the cost.

VOTE taken on Item No. 12, and CARRIED unanimously.

- (13) Resolution AMENDING 1968-1969 CAPITAL PROJECTS BUDGET - STAMFORD GOLF AUTHORITY - TO TRANSFER \$3,900.00 from ITEM KNOWN AS "ARCHITECT'S FEES, CONTINGENCIES, ETC." - in order to complete payment of bill dated July 31, 1969 in amount of \$7,500.00 rendered by Strada & Fusaro, Attorneys - (Letter dated 11/12/69 from Mr. Robert B. Nolan, Chairman of Golf Authority to the Board of Finance - Approved by Board of Finance on 11/13/69)

(Above also referred to the LEGISLATIVE & RULES COMMITTEE)

MR. HEMINGWAY said the above matter is being held in Committee.

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LEGISLATIVE & RULES COMMITTEE:

MR. BROMLEY reported that his Committee met last night, Sunday, December 7th at his home and present were Messrs. Bromley, Ellsworth, Sherman, Bieder, Malloy and Murphy and absent were Messrs. Horner, Chirimbes and LiVolsi. He said the next meeting of the Committee will take place in the Board Room on Monday, December 29th. He said his Committee likes to hold open meetings so that members of the public and Press can come and listen to the discussion.

MR. BROMLEY announced the appointment of RICHARD BIEDER as Vice Chairman of the Legislative & Rules Committee.

He said the meeting last night was more of an organization meeting than anything else.

He reported on the following:

- (1) Final adoption of proposed Ordinance concerning ANTI-LITTER -
(Adopted for publication 9/8/69; published 9/17/69)

The above matter was held in Committee.

- (2) Proposed Condemnation for Planned Road Connection - FOUR BROOKS ROAD
(Requested in letter dated 9/16/69 from Theodore Godlin, Assistant Corporation Counsel) (Held in Committee 11/10/69)

The above matter was held in Committee.

- (3) Mayor's letter dated 10/24/69, requesting modification of Ordinance 135 Supplemental, entitled "CONCERNING CONVEYANCE OF PROPERTY FROM CITY OF STAMFORD TO STATE OF CONNECTICUT TO PERMIT CONSTRUCTION OF PUBLIC ROAD BETWEEN HIGH RIDGE ROAD AND SCOFIELDTOWN ROAD" enacted 3/2/67) (Held in Committee 11/10/69)

The above matter was held in Committee.

- (4) Proposed Ordinance - "AUTHORIZATION OF AN EASEMENT FROM THE CITY OF STAMFORD TO THE HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING ELECTRICAL DISTRIBUTION FACILITIES AT WOODLAND AVENUE" -
(To enable HELCO to enter City property for the purpose of installing and maintaining electrical services for the rehabilitation of the Old Cloonan School) - (Requested in two letters from Mayor Giordano - 1st dated 10/24/69 and 2nd dated 11/10/69)

MR. BROMLEY said this also will have to be held in Committee, pending receipt from the Corporation Counsel of the actual easement.

- (5) Proposed Ordinance - "TAX EXEMPTION FOR THE STAMFORD DAY NURSERY PROPERTY LOCATED AT PALMER'S HILL ROAD, STAMFORD, CONNECTICUT, UNDER PROVISIONS OF SECTION 12-81b OF CONNECTICUT GENERAL STATUTES (1967 P.A.311) - (See letter from J. Robert Bromley, dated 12/1/69)

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MR. BROMLEY said for the reason that he personally represents the Stamford Day Nursery, he would ask Mr. Ellsworth to report on this matter, and wishes to abstain.

MR. ELLSWORTH MOVED for approval for publication of the following proposed Ordinance. Seconded and CARRIED, with one abstention (Mr. Bromley):

PROPOSED ORDINANCE

TAX EXEMPTION FOR THE STAMFORD DAY NURSERY PROPERTY LOCATED AT PALMER'S HILL ROAD, STAMFORD, CONNECTICUT, UNDER PROVISIONS OF SECTION 12-81b OF CONNECTICUT GENERAL STATUTES (1967 P.A.311)

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to Section 12-81b of the General Statutes of Connecticut, the property of The Stamford Day Nursery, an eleemosynary institution, acquired from Douglas Hamilton Alexander on September 23, 1969, located at Palmer's Hill Road, Stamford, Connecticut, to be used for its charitable purposes, be exempted from taxation on the List of September 1, 1968 as of September 23, 1969, and on the List of September 1, 1969; and

The Commissioner of Finance be and is hereby authorized and directed to reimburse The Stamford Day Nursery in the amount of \$119.94 for real property taxes paid for said property on the List of September 1, 1968 prorated as of September 23, 1969.

This Ordinance shall take effect upon its adoption.

- (6) Request in letter dated 8/13/69 from Atty. Robert B. Wise for 100% TAX ABATEMENT FOR "NEW NEIGHBORHOODS, INC." an apartment project to be erected on Stillwater Avenue, to be known as the "MARTIN LUTHER KING APARTMENTS" which tax abatement is requested pursuant to terms of Public Act 522, Section 18 - (Legal description enclosed in letter) - (Held in Committee on 9/8/69 and 10/6/69) (See Oct. 6, 1969 Minutes, page 6052 and 11/10/69 Minutes, page 6064) (See Ordinance No. 147 concerning "Tax Abatement" procedure)

MR. BROMLEY said he has a letter, dated 12/5/69 from Ronald M. Schwartz, Assistant Corporation Counsel, addressed to the Mayor which concerns the request of NEW NEIGHBORHOODS, INC., a non-profit corporation, for 100% Tax Abatement on their new housing project to be located on Stillwater Avenue, known as the MARTIN LUTHER KING APARTMENTS. He said there is an agreement attached and some of the members of the previous Board will recall that the Board of Representatives passed an Ordinance by which we could approve these contracts and grant Tax Abatement. He said the Legislative & Rules Committee has not had a chance to talk about this yet, as it was just placed on our desks tonight.

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MR. BROMLEY said he has personally read it over and is fairly familiar with the procedure. He said it can be handled in several ways - the letter suggesting that we publish this tonight which would take some of the pressures off this institution. He asked the President if he feels it desirable to have a recess at this time, so that the Legislative & Rules Committee can hold a meeting, or else they could ask for suspension of the rules to consider it. He said he will await the Board's pleasure.

THE PRESIDENT said he would suggest a recess if Mr. Morris and Mr. Truglia are in favor of it.

MR. THEODORE BOCCUZZI said before this is done, he would MOVE for a five minute recess. Seconded and CARRIED. (Time: 9.40 P.M.)

THE RECESS was over at 10 P.M.

MR. BROMLEY said the other Board Members do not have copies of this, nor any information as to the location of this project, so have decided to hold it in Committee for a month.

THE PRESIDENT said this will be referred to the STEERING COMMITTEE.

PUBLIC WORKS COMMITTEE:

MR. SCOFIELD reported that his Committee met at 7.30 P.M. on December 3, 1969 in the office of the Public Works Commissioner. Present were Representatives Exnicios, Dombroski, Durso, Ted Boccuzzi, Malloy, Bitetto, Lupinacci and Scofield. Also present were Commissioner Walter Maguire and Deputy Commissioner John Canavan.

He said the newly organized Committee was given a briefing on current Public Works operations by the Commissioner, who also answered many questions from the members.

He said his Committee requested an Organizational Chart of the Public Works Department, naming all personnel down to foremen, their positions, and where they are stationed. They also requested a current inventory of Public Works material and equipment, especially the supply of sand and rock salt on hand. He said they discussed the feasibility of leasing trucks, rather than buying and maintaining new rolling stock with the suggestion that a feasibility study might prove beneficial.

He said they also discussed snow plowing assignments and contracts, with the Committee expressing concern over the clearing of streets to homes of invalids and senior citizens and requested a map showing these priority areas from the Commissioner.

He said a tour of Public Works facilities has been arranged for Saturday, December 13th and the members of the Committee are to meet at the City Garage on Magee Avenue at 1.30 P.M. sharp, the tour to be conducted by

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Commissioner Maguire. He said the Committee also agreed to visit trouble spots in the City periodically, in company with the Commissioner to focus attention on these areas.

He said it was agreed that regular monthly meetings will be held at 7.30 P.M. on Thursday evenings following Steering Committee meetings, in the office of the Commissioner of Public Works. However, due to the holidays, the next regular meeting will be held on Monday, December 29th.

He said the one item of business referred to his Committee was discussed and held in Committee (the filing of a report concerning alleged irregularities surrounding the recent appointment of an Operations Officer within the Public Works Department).

CHALLENGE OF PRESIDENT'S RULING REGARDING THE AUTHORITY OF THE STEERING COMMITTEE TO INITIATE A PROPOSAL OF ITS OWN

MR. BIEDER rose on a point of order. He said he questioned a ruling made by the President at the outset of tonight's meeting, which concerns the authority of the Steering Committee to initiate a proposal of its own. He said he challenges the authority of the Steering Committee to do that. He called attention to Page 4 under "Committees" of the Rules of Order of the Board of Representatives, namely, paragraph 8, which reads:

8. The Steering Committee shall screen all communications addressed to the Board, channeling such communications not properly the responsibility of the Board, to the proper authorities.

MR. BIEDER said he also wishes to call attention to Robert's Rules of Order, in talking about an assembly (that is, the Board as a whole) may have business brought before it either by motion of a member, or by the presentation of a communication to the assembly. He said the initiation in the Steering Committee of anything other than a motion that has been brought by a member to the Board as a whole, or by a communication to the Board as a whole, he believes is unjustified.

He said he is not challenging this to be arbitrary, but because he is afraid that if the Board passes this and discusses anything done in that manner, will have some difficulty later on, such as we have experienced with the Housing Sites Development Agency. He said there is the question of legality involved and if this proves to be the case, he would rather see something be removed from the Steering Committee report and placed through the proper channels.

THE PRESIDENT declared the speaker out of order, because it is much too late to challenge that ruling, since that went by a long time ago. However, he said he will offer this explanation - since all members of the Steering Committee are also members of this Board and he does not see any difference between a written communication and an oral communication, and

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they are communicating their wishes before that item is taken up by the Steering Committee, he thinks that covers it.

MR. BIEDER said he believes it is never too late to challenge the ruling of the Chair.

THE PRESIDENT asked the speaker if he challenges the ruling he just made.

MR. BIEDER said, secondly, since he asked the wisdom of the President's great knowledge in how he can put this to a vote (and he does not mean to be facetious).

THE PRESIDENT said the speaker does not even have to address the President, that he can address the assembly and challenge the ruling that he has just made - that the speaker is out of order in making this challenge too late. He said that would be the first challenge and if the speaker wishes it put to a vote, he will do so.

MR. BIEDER said he does want that put to a vote, because he believes it to be critical and wishes to establish now the precedent that only through the proper channels can anything be considered by the Board. He said he first challenges the Chair ruling him out of order on this point.

MR. RUSSBACH said what Mr. Bieder is doing is asking for a reconsideration of the question and in order to do this, must have voted in the affirmative on the proposal and if he did so, the vote is not recorded, so on the basis of Robert's Rules, and since this is the reconsideration of a question, the previous speaker is obviously out of order.

MR. BIEDER said he is merely challenging the Chair's ruling which is not a reconsideration. However, since there is no record, he does not remember how he voted on that proposal at the outset and as he remembers, there were no nay votes. He said he is not asking for a reconsideration, but challenging a ruling of the Chair.

THE PRESIDENT asked if two members have left the floor - Mr. Caporizzo and Mr. Chirimbis. He said he wonders if the fact that they have left could have anything to do with this late questioning of the ruling of the Chair.

MR. BIEDER said he objects very vigorously to the Chairman implying or impugning his integrity.

THE PRESIDENT said he did not imply - he said it.

MR. BIEDER said he wishes to state for the record that the lateness of the hour has absolutely nothing to do with it - that he questioned the ruling of the Chair at the outset of the meeting, but had to have time to get the proper substantiation for his question and he found it.

THE PRESIDENT said he would put it to a vote. He said those who wished to

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vote in favor of Mr. Bieder's challenge to say "aye" and those who would uphold the President will say "nay". He called for the vote.

MR. BIEDER said he believes the President's calling for the voting, wrong. He said the President is now ruling out of order his challenge. He said the question to the Board should be the President's ruling his challenge out of order.

THE PRESIDENT said that is correct.

MR. BIEDER said then a "yes" vote is that the President ruling him out of order is proper and a "no" vote is that the President ruling him out of order is -----

THE PRESIDENT informed the speaker that he would like to run the meeting himself, and Mr. Bieder is making the challenge from the floor and it is his motion that the Board is voting on. He said therefore a "yes" vote is in favor of Mr. Bieder and a "no" vote is in favor of the Chair. He said this is the way the motion will be read and called for the ayes and then the no votes. LOST.


MR. MURPHY asked for a clarification.

THE PRESIDENT said he just finished clarifying it.


ADJOURNMENT:

MR. BIEDER MOVED for ADJOURNMENT. Seconded by Mr. Truglia. CARRIED by a vote of 18 in favor and 16 opposed (standing vote - division of the house being requested by Mr. Bieder).

THE PRESIDENT called the meeting adjourned at 10.15 P.M.


Velma Farrell
Administrative Assistant
(Recording Secretary)

APPROVED:


Charles J. Heinzer, III, President
11th Board of Representatives.

NOTE: The above meeting was partially
broadcast over Radio Station
WSTC.

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