

MEETING OF THE 11th BOARD OF REPRESENTATIVES  
STAMFORD, CONNECTICUT  
Minutes of September 8, 1970

A regular monthly meeting of the 11th Board of Representatives of the City of Stamford, Connecticut, was held on TUESDAY, September 8, 1970 in the Board's meeting rooms, Municipal Office Building, 429 Atlantic Street, second floor, Stamford, Connecticut.

The meeting was called to order by the President at 8.45 P.M. after a caucus of the respective parties.

INVOCATION was given by Father Michael Simerick, St. Mary's Russian Orthodox Assumption Church.

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

ROLL CALL was taken by the Clerk. There were 36 present and 4 absent at the calling of the roll. However, three members arrived later in the meeting, resulting in a roll call of 39 present and one absent. The absent Member was Armen Guroian (D), from the 7th District.

MAYOR'S ANNUAL MESSAGE - 1969-1970 fiscal year:

The Majority and Minority Leaders escorted Mayor Julius M. Wilensky to the podium at this time.

MAYOR JULIUS M. WILENSKY presented his Annual Message. It is not included in the minutes as copies were given to all Board Members.

PAGES: The Pages were CURTIS JUDSON RILEY and CAROL ANNE EXNICIOS.

The President presented each of the Pages with a Certificate of Appreciation for their services.

PARLIAMENTARIAN:

The President announced the appointment of WILLIAM H. PUETTE (R) representative from the 18th District as Parliamentarian.

ACCEPTANCE OF MINUTES - Meeting of July 6, 1970  
Meeting of August 3, 1970

The above Minutes were accepted with a correction to Page 7356 in the Minutes of July 6th.

MR. EXNICIOS said he would like it noted that he spoke in opposition to CDAP.

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 - August 24, 1970

A meeting of the Steering Committee was held Monday, August 24, 1970 at 8 P.M. in the Republican Caucus Room of the Board.

The meeting was called to order by the President, Charles J. Heinzer, III. The following members were present: Charles Heinzer, Stephen Ellsworth, Alan Ketcham, Robert Exnicios, Edward Scofield, Thomas Morris, Daniel Russbach, Anthony Truglia, John Boccuzzi, Watson Horner, Stephen Kelly and Frederick Miller. Also present was Gerald Rybnick.

The following Members were absent: Mrs. Lois Pont-Briant, George Russell and Joseph Bitetto.

The following matters were discussed and acted upon:

(1) Mayor's Appointments:

Two appointments were ORDERED ON THE AGENDA under APPOINTMENTS COMMITTEE:

(1) LOUIS BACCO (R) as a Member of the Building Committee and (2) TRACY CONNORS, new CDAP Director, replacing Robert Cabana, who resigned.

(2) Additional Appropriations:

All fiscal items previously approved by the Board of Finance at their meetings held August 13th and August 23rd, were REFERRED TO THE FISCAL COMMITTEE and other secondary committees and ORDERED ON THE AGENDA, with the exception of the following:

(a) \$13,000.00 - NORWALK-STAMFORD-DANBURY REGIONAL SERVICES, INC.

In order to supply office space, including necessary renovations, janitor service and utilities, etc. for that Agency - (Mayor's letter of 7/21/70)

(Approved by Board of Finance 8/23/70)

(b) \$ 7,914.00 - DEPARTMENT OF PUBLIC WORKS, Bureau of Engineering - Code 626.0101 Salaries - Reclassification of Members of Engineering Staff - (Mayor's letter 8/3/70)

(Board of Finance recommended that this be handled by transferring funds from another account)

Supervising Field Engineer S-21 to S-26 .....	\$2,104.00
Supervisor of Subdivisions S-20 to S-24 .....	1,803.00
Administrative Assistant S-19 to S-24 .....	2,261.00
Engineering Draftsman S-15 to S-19 .....	1,488.00
Secretary to Executive	
Secretary .....	S- 9 to S-10 ..... 258.00
	<u>\$7,914.00</u>

(c) \$24,865.12 - BOARD OF EDUCATION - To cover additional costs for BLUE CROSS, LIFE INSURANCE and EXTRA PAY FOR EXTRA WORK PROGRAM (Under their 2 year contract 1968-1970) - (Letter from Dr. Porter dated 4/30/70) - (REDUCED by Board of Finance from \$54,700.00 on 6/11/70) (Held in Fiscal Committee 7/6/70 and 8/3/70)

Minutes of September 8, 1970STEERING COMMITTEE REPORT (CONT'D)

- (3) Proposed Ordinance concerning INCREASE IN AUTOMOBILE PARKING FINES - Amending Chapter 19 of Code of General Ordinances entitled "MOTOR VEHICLES AND TRAFFIC" - (See letters from Corporation Counsel dated 2/26/70 from Edward Scofield, 10th District Rep., dated 2/11/70; from Leonard E. Cookney of law firm of Cressy, Melvin, Carter & Cookney, dated 3/11/70) --- (Held in Legislative & Rules Committee 4/6/70, 5/4/70, 6/1/70 and 7/6/70) (Referred back to Committee on 8/3/70 by Health & Protection Committee)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also previously referred to HEALTH & PROTECTION COMMITTEE (See 8/3/70 Minutes, Page 738)

- (4) Proposed Ordinance - CONCERNING ESTABLISHMENT OF FEES FOR BURGLAR ALARM AND FIRE ALARM TIE-IN SERVICE WITH THE POLICE AND FIRE DEPARTMENTS (From Asst. Corporation Counsel John E. Smyth, in letter dated 4/24/70) (Held in Committee 6/1/70 and 7/6/70 - Referred back to Committee on 8/3/70 by Health & Protection Committee)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also, previously referred to the HEALTH & PROTECTION COMMITTEE - (Minutes of 8/3/70, Pages 7389 and 7401)

- (5) Final adoption of Ordinance - CONCERNING EASEMENT FROM CITY OF STAMFORD TO STAMFORD WATER COMPANY IN AREA OF THE HURRICANE BARRIER - (See Mayor's letter of 5/22/70 and letter enclosing proposed Ordinance from Ronald M. Schwartz, Asst. Corporation Counsel, dated 7/10/70 and received 7/20/70) - (Held in Committee 7/6/70; approved for publication 8/3/70; published 8/7/70)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (6) Request from Richard J. Tobin, Member of Conservation Commission, in letter of 5/29/70 to INCREASE CONSERVATION COMMISSION FROM 5 to 7 MEMBERS (Originally created by adoption of Ordinance #141 on 10/5/67) - (Held in Committee 7/6/70 - TABLED 8/3/70)

The above matter was NOT placed on the Agenda.

- (7) Proposed Ordinance - CONCERNING EXCHANGE OF PROPERTIES AND EASEMENTS BETWEEN CITY OF STAMFORD, HARTFORD ELECTRIC CO. AND PONUS YACHT CLUB, INC. in connection with Stamford Hurricane Barrier - (Mayor's letter of 6/10/70) (Held in Committee 8/3/70)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE



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STEERING COMMITTEE REPORT (CONT'D)

- (8) Final adoption of Ordinance - CONCERNING ESTABLISHMENT OF FIRE DISTRICTS FOR CITY OF STAMFORD - (Proposed in letter of 7/2/70 from James Sotire, Building Inspector & Zoning Enforcement Officer) (Approved for publication 8/3/70; published 8/7/70)

ON AGENDA under LEGISLATIVE &amp; RULES COMMITTEE

- (9) Final adoption of Ordinance - AUTHORIZING THE SALE OF A SIX INCH RESERVE STRIP ON DUNCANSON STREET IN THE CITY OF STAMFORD TO ALEXANDER R. KOPROSKI AND PATRICIA A. KOPROSKI - (Mayor's letter of 2/1/70 and letter from Corporation Counsel, dated 2/10/70) - (Adopted for publication 3/2/70; published 3/5/70; held in Committee 4/6/70, 5/4/70, 6/1/70 and 7/6/70. Amended 8/3/70 and approved for republication; republished 8/7/70)

ORDERED ON AGENDA under LEGISLATIVE &amp; RULES COMMITTEE

- (10) Proposed REVISED HOUSING CODE - (42 pages of proposed Ordinance replacing Ordinance #65, adopted by Board on 8/5/57 and enacted 8/20/57) (Mayor's letter of 5/13/70 - Deferred 7/6/70 and 8/3/70)

The above matter was NOT placed on the Agenda

- (11) Proposed Ordinance amending FAIR RENT ORDINANCE NO. 173 Supplemental (Mayor's letter of 7/18/70)

ORDERED ON AGENDA under LEGISLATIVE &amp; RULES COMMITTEE

- (12) Proposed Ordinance - CONCERNING DEBRIS AND GARBAGE FEE SCHEDULE - (Mayor's letter of 6/1/70 - Also see Mayor's letter of 7/20/70 to Steering Committee) (Referred to Legislative & Rules Committee on 6/22/70 by Steering Committee, but not ordered on Agenda)

The above matter was NOT placed on the Agenda

- (13) Concerning proposed CONVEYANCE OF CITY-OWNED PROPERTY TO WEST MAIN STREET COMMUNITY CENTER FOR \$1.00 - (Mayor's letter of 5/11/70)

The above matter was NOT placed on the Agenda

- (14) Proposed Ordinance - CONCERNING TRANSFER OF CITY-OWNED LAND, LOCATED ON NORTH SIDE OF STONE STREET FOR A TOWN HOUSING SITE ON LUDLOW STREET TO BE CEDED TO THE STAMFORD DEVELOPMENT CORPORATION - (Mayor's letter of 7/7/70)

ORDERED ON AGENDA under LEGISLATIVE &amp; RULES COMMITTEE

- (15) Proposed Ordinance - CONCERNING CONVEYANCE OF CITY-OWNED PROPERTY TO JOSEPH CHOVI, JR. - (Mayor's letter of 8/3/70 - (Courtland Hill Street, Lot #68)



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## ORDERED ON AGENDA under LEGISLATIVE &amp; RULES COMMITTEE

- (16) Modification to the Social Security Agreement in order to extend coverage to FULL TIME ELECTIVE POSITIONS and to continue to exclude services in any class of part-time positions and services in any class of positions which are on a fee basis - (Requested in letter dated 7/2/70, from Commissioner of Finance, George Aretakis, to President of Board, Charles Heinzer, III) (See letter dated 8/18/70 from Board of Finance approving insurance coverage for elected and appointed officials)

The above was NOT placed on the Agenda, as there was some confusion as to whether it was supposed to include coverage for Blue Cross, Blue Shield and Major Medical also.

- (17) Proposed Ordinance ESTABLISHING A CURFEW AT SPRINGDALE PARK BETWEEN THE HOURS OF 10 P.M. and 6 A.M. except by written permit of the Department of Parks & Trees - (Requested in letter dated 8/7/70 from Edward A. Connell, Supt. Dept. of Parks & Trees)

## ORDERED ON AGENDA under LEGISLATIVE &amp; RULES COMMITTEE

- (18) Proposed Ordinance - AUTHORIZING A PERMANENT EASEMENT FROM CITY OF STAMFORD TO THE HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING ELECTRIC DISTRIBUTION SYSTEM AND GAS PIPE LINE SYSTEM FOR THIRD SENIOR HIGH SCHOOL, LOCATED ON WEST SIDE OF LONG RIDGE ROAD IN CITY OF STAMFORD - (Requested in letter from John E. Smyth, Asst. Corporation Counsel, dated 8/3/70)

## ORDERED ON AGENDA UNDER LEGISLATIVE &amp; RULES COMMITTEE

- (19) LEASE WITH GLENBROOK COMMUNITY CENTER - (Mayor's letter of 6/3/70) (Approved by Board of Finance 8/13/70 with proviso that 4th paragraph be amended)

## ORDERED ON AGENDA under LEGISLATIVE &amp; RULES COMMITTEE

- (20) Resolution AUTHORIZING APPLICATION FOR APPROVAL FOR STATE GRANT FOR NEW INCINERATOR AND INSTALLATION OF AIR POLLUTION CONTROL EQUIPMENT IN EXISTING INCINERATOR (Mayor's letter 8/17/70)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and PUBLIC WORKS COMMITTEE-  
ORDERED ON AGENDA

- (21) Letter dated 8/4/70 from James W. Tower, First Selectman of Town of Darien, concerning Proposed Ordinance Regulating Use of Seaplanes on Holly or Cove Pond

Above noted and filed.

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- (22) Resolution opposing DARIEN SEWER TIE-IN - (Proposed by Anthony Truglia (D), 5th District Representative)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (23) Request from Thomas Morris (R), 15th District Representative, for Public Works Committee to look into the specifications for street openings and method of enforcement (No letter presented)

REFERRED TO PUBLIC WORKS COMMITTEE

- (24) Letter dated 6/22/70 from PARKING AUTHORITY, requesting permission to acquire property for the sum of \$63,600.00 pursuant to approval by Planning Board - (Held in Committee 8/3/70 - Approved by Planning Board 7/8/70)

REFERRED TO HEALTH & PROTECTION COMMITTEE - ORDERED ON AGENDA

- (25) Letter dated 7/7/70 from William Ivler, Executive Director of THE STAMFORD REAL ESTATE OWNERS ASSN. INC., to George Russell, offering services to work with the Committee

Above noted and filed.

- (26) Request from John Boccuzzi (D), 2nd District Representative, for the Board to look into our policy problem with the POLYCAST TECHNOLOGY CORP.

REFERRED TO HEALTH & PROTECTION COMMITTEE - Not on Agenda.

- (27) Petition for acceptance of VINE PLACE as a City street

REFERRED TO PLANNING & ZONING COMMITTEE - ORDERED ON AGENDA

- (28) Proposed Ordinance TO CHANGE NAME OF NEWLY CONSTRUCTED STREET, EXTENDING FROM LONG RIDGE ROAD to BROAD STREET, PRESENTLY KNOWN AS "WASHINGTON AVENUE" AND THE "WASHINGTON AVENUE EXTENSION" together with all streets presently known as "RIVER STREET" and "SOUTH STREET", to the intersection with Pacific Street at Dyke Lane, to be known in its entirety as "RIVER DRIVE" - (Ordinance not to become effective until 7/1/72) ---- (Proposed by Charles J. Heinzer, III, President of 11th Board and 13th District Representative)

ORDERED ON AGENDA under PLANNING & ZONING COMMITTEE

- (29) Proposed Resolution CONCERNING IMPROVEMENT OF RUSSET HILL, under the provisions of Sec. 29.49 of the Code of General Ordinances and Sec. 640 of Charter, so it may be brought up to proper condition for acceptance as a City street - (See letter dated 8/18/70 from Lois Pont-Briant, 20th District Representative)

ORDERED ON AGENDA UNDER PLANNING & ZONING COMMITTEE; ALSO REFERRED TO THE PUBLIC WORKS COMMITTEE

Minutes of September 8, 1970STEERING COMMITTEE REPORT (CONT'D)

- (30) Request submitted in letter of 8/21/70 from Charles Heinzer, President and 13th District Representative, for Resolution CONCERNING IMPROVEMENT OF HUNTING LANE, under the provisions of Sec. 29.50 of the Code of General Ordinances and Sec. 640 of Charter, so it may be brought up to proper condition for acceptance as a City street

ORDERED ON AGENDA under PLANNING & ZONING COMMITTEE; also referred to the PUBLIC WORKS COMMITTEE

- (31) Request for CURFEW AT BELLTOWN PARK AND FOR INSTALLATION OF LIGHTS - (Letter from Roger N. Taranto, 15th District City Committee)

ORDERED ON AGENDA under PARKS & RECREATION COMMITTEE

- (32) Letter dated 7/22/70 from Peter Chirimbes, 12th District Representative, re BOARD OF DIRECTORS OF SOUTH END COMMUNITY CENTER

ORDERED ON AGENDA under EDUCATION, WELFARE & GOVERNMENT COMMITTEE  
Also referred to FISCAL COMMITTEE

- (33) Statement made by Anthony Truglia (D) 5th District Representative, regarding WASHINGTON AVENUE EXTENSION (PHASE II) CONTRACT -  
(See Minutes 8/3/70, Page 7415)

REFERRED TO PUBLIC WORKS COMMITTEE

- (34) Letter dated 8/9/70 from Nancy S. Horowitz, re: CLOONAN NEIGHBORHOOD CENTER

Above noted and filed.

- (35) Letter dated 7/6/70 from Peter Chirimbes (R), 12th District Representative, re: PARKING PROBLEM AT HIGH RISE APARTMENTS

REFERRED TO HEALTH & PROTECTION COMMITTEE - NOT on Agenda

- (36) Re: Complete Overhauling of the present Tax Structure of the City - Requested by Mrs. Pont-Briant, 20th District Representative at 7/6/70 Board Meeting (See Minutes of 7/6/70, Page 7355-56; Minutes of 8/3/70, Page 7391 #27)

Above matter REFERRED TO FISCAL COMMITTEE - Not on Agenda

- (37) Re: Special Committee Concerning RAPIDS ROAD

Mr. Ketcham requested this be presented to the Special Study Committee



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There being no further business to come before the Committee on motion, duly seconded and CARRIED, the meeting was adjourned at 9.15 P.M.

CHARLES J. HEINZER, III, Chairman  
Steering Committee

eh

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APPOINTMENTS COMMITTEE:

MR. RUSSBACH, Chairman, reported that his Committee met on Wednesday, September 2, 1970 and present were: Representatives Horner, Costello, Boccuzzi, Guroian, Exnicios and Russbach. He reported on the following appointments: (Votes recorded on the Voting Machine).

BUILDING COMMITTEETerm Ending

LOUIS BACCO (Ind.)  
172 - 5th Street  
(reappointment)

Dec. 1, 1971

VOTE: 29 yes  
6 no  
2 abstentions

C-DAP DIRECTOR - TRACY D. CONNORS, 64 Rachelle Avenue (Requested in Mayor's letter of 6/12/70)

VOTE: LOST - 14 yes  
25 no

FISCAL COMMITTEE:

MR. EXNICIOS reported that the Fiscal Committee met on Wednesday, September 2, 1970 and present were 7 members as follows: Messrs. Boccuzzi, Connors, DeForest, Morabito, Puette, Rybnick and the Chairman, Mr. Exnicios. He reported on the following:

- (1) Proposed Resolution - Amending 1970-1971 Capital Projects Budget by adding to project known as "THIRD SENIOR HIGH SCHOOL" the sum of \$303,619.00 and the appropriation of aforesaid amount, to be used for the installation of a force main and pumping station to serve this school - (Mayor's letter of 7/21/70)

MR. EXNICIOS said his Committee voted 5 for denial and two abstentions, therefore he recommends denial of the appropriation. He moved for approval of the request. Seconded.

MR. SCOFIELD said he attended a meeting of the Sewer Commission on August 17th and asked questions of the Engineers who were hired back in 1969 to do either a force or a gravity trunk line from the High School

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to the Sewer System and was told that it was indeed possible to get a gravity line and it would take approximately seven months for the design, nine months for construction, or a total of 16 months, absolute minimum, getting every break you could. Then, he said, he asked about HUD aid and they said it would be fiscally impossible to request or process these funds, because we are already asking for One Million five or a little less, on Section 15-3 and 15-6 which is basically the Springdale area sewer line and there is no question but that this has high priority in the City of Stamford. He said a single municipality can only obtain One Million Five in any one fiscal year. He said he also questioned the State Board of Education funds for a gravity line vs a force main and was told that this is where the Commissioner of Finance dug out the facts on Public Act 751 for off site utilities and we would be entitled to 50% reimbursement for a force main, since it is primarily connecting up the High School with the sewer system. He said he was told that a gravity trunk line would not qualify, because it would not be.....

MR. TRUGLIA rose on a POINT OF ORDER. He asked if there was a motion on the floor.

THE PRESIDENT said yes - that there is a motion for denial of the request.

MR. SCOFIELD continued. He said he then found out that almost no monies that we appropriated for the Sewer Commission - the \$6,545,000.00 for Sewers South of the Parkway have been encumbered as of this date and the fact that \$4,800,000.00 is in Sections 15-3 and 15-6 in Springdale, we will be entitled to about a million and one-half dollars in reimbursement in hard funds. He said he feels that with this amount of money which will eventually come back to the City of Stamford, the Sewer Commission, who has the right to fix priorities, (which was recently ruled by the Corporation Counsel), that if they feel that a force main is more beneficial to the City at this time than gravity, they should take their monies from the Sewers, south of the Parkway Account and transfer such monies to the Board of Education Account in order to apply for off site Board of Education monies to get reimbursement from the State, and we should therefore deny this emergency appropriation for the Sewer Commission.

THE PRESIDENT informed Mr. Truglia that the motion was made for approval of the request for the reason that it requires a two-thirds vote for approval.

MR. MURPHY asked if anyone knows why the Sewer Commission ignored the resolution of the Board of Representatives, asking that they install a gravity rather than a force main sewer.

MR. EXNICIOS said Mr. Guinta of the Sewer Commission was invited, but failed to show up at the Committee meeting, so they did not have an opportunity to question him about that matter.

MR. MILLER, Chairman of Education, Welfare & Government Committee, said his committee was in favor of the gravity rather than the force main sewer in-

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stallation.

MR. DURSO asked if the new high school would be held up by denying these funds.

MR. EXNICIOS said they discussed this point and came to the conclusion that the "track record" of the Board of Education's building in the past is such that the school would not open on schedule and probably would not open until September of 1972.

There being no further discussion, the President called for a vote. The motion was DENIED unanimously.

- (2) \$4,370.00 - COLLECTOR OF TAXES - Code 146.0101, Salaries - For reclassification of the following: (Mayor's letter of 8/4/70)

Clerk-Typist II, S-7E to Account Clerk 1, S-9A  
(Mrs. Irene Viola) ----- \$ 944.00

Acting Collector of Taxes at Annual Salary of  
\$14,830.00 (Mrs. Louise Pape) ----- 3,426.00  
\$ 4,370.00

MR. EXNICIOS MOVED for approval of the above request.

MRS. PONT-BRIANT seconded the motion, saying the Personnel Committee concurs in approval.

MR. RUSSBACH said he is not opposed to the money for Mrs. Pape, because she is doing the job and the salary for that job is what she should get. He said the reason he is voting against it is because it is a re-classification during the middle of the fiscal year.

THE PRESIDENT called for a vote on the above item. CARRIED with two "no" votes.

- (3) \$5,221.86 - FIRE DEPARTMENT - PENSION for Fire Captain Edward J. Kerrigan, effective 7/20/70, based on annual pension of \$5,512.50 or 50% of his annual salary of \$11,025.00  
(Mayor's letter of 8/3/70)

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

- (4) \$29,000.00 - BOARD OF RECREATION - Code 720.5804 - Music and Concerts - (To be used for Project Music under direction and sponsorship of the Board of Recreation) - (Mayor's letter of 8/7/70)



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NOTE: Approved by Board of Finance on 8/23/70 with recommendation that Mr. Hunt make every effort to be sure that the largest portion of this appropriation be spent directly on the children participating in the Project and that the overhead salary account be reduced as much as possible. They also requested a list of persons employed under this Project and their salaries.

MR. EXNICIOS MOVED for approval of the above request, with the same recommendations as were made by the Board of Finance. He said the Committee had and still has some reservations on the methods used by the Board of Education in pushing this project on to another City board. However, he said the welfare will be for the Stamford children and he knows that Mr. Hunt will always do a good job as he has always done in the past and for this reason the committee recommends approval.

Seconded by Mr. Rybnick, Mr. Durso and several others.

MR. MILLER said the Education, Welfare & Government Committee also approves and concurs in recommending approval.

MRS. PONT-BRIANT said she disapproves this appropriation for the following reasons. She said on August 4th this Board turned down the appropriation for the total funds and under date of August 7th, just three days later, we received a request in the mail for this program to be funded under the Board of Recreation instead of the Board of Education. She said she believes that music for the school children should be the responsibility of the Board of Education and asked if this is not a duplication of the instrumental teaching which is presently going on within the school system. She said the teachers in the schools are accredited teachers which the teachers in Project Music have non-accredited teachers. She said the Board of Education presently rents 300 instruments, which in itself is a duplication of Project Music rentals. She said these instruments are available to any child who wishes to take instruction within the school system and no child is refused instruction. She said she believes that this Project should be run by people within the school system and not by people outside of the school system. She wanted to know who is going to pay for the transportation of the children under Project Music. She said she considers this to be an additional and unnecessary expenditure of funds for service already available.

MR. TRUGLIA said he would like to answer the questions that were brought up by the previous speaker and that is - Project Music was never meant to run hand in hand with the Music Program in our schools. He said it was designed by the Board of Education so that it could be an after school Project. He said it proved that schools do not have to close at 3 o'clock and that children are willing to come with their parents until 7 P.M. in the evening.

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FISCAL COMMITTEE CONT'D

He said for some years it has been contended that after 3 o'clock you can't do a thing with the kids and some citizens in the community have also believed this. He said Project Music was brought about because music teachers do not have to stay around after 3 o'clock, and it was thought that perhaps they could use people in the community who have a vast background teaching privately and the fact that they have been engaged in teaching for some 20 to 30 years proves that they know what they are doing, otherwise they could not make their living this way. He said there are children who would like to study instrumental music but are not given this opportunity during the day for various reasons, such as a child should not lose time for classes in order to take a music lesson and only if a child shows promise will they be given an instrument. He said Project Music was designed on the fact that if the interest is there, the child should be given ample opportunity and later on if they showed talent, private instruction would be considered.

MRS. SHERMAN said it was her understanding that prior to this year, it was a Federally funded project and that we are just picking up the tab now, but in years to come it will again become Federally funded.

THE PRESIDENT informed the speaker that she is correct about it previously being Federally funded, but as to whether or not it will be so in the future is not certain.

MRS. SHERMAN spoke in favor of the appropriation.

MR. SHERER said he would like to re-emphasize what Mr. Truglia said and spoke in favor of the appropriation.

MR. DURSO said he thought the money would be well spent.

MR. DONAHUE MOVED TO AMEND that the appropriation be reduced one-half to \$14,500.00. No seconder - failed for lack of a seconder.

MR. NAU spoke in favor of the appropriation.

MR. EXNICIOS said he disagrees with the statement made by Mrs. Pont-Briant, when she said that the Fiscal Committee had turned down Project Music and the Board of Education came in. He said the Board of Education came in for a request of \$601,000 and we did not turn down Project Music, but turned down the Board of Education for \$601,000. He said, as everyone knows, this Board has no jurisdiction over how the Board of Education uses their funds. He said he thinks we owe a debt of thanks to Mr. Hunt for giving this Project a "home" and hopes that the Board approves it.

After considerable further discussion, MR. RUSSBACH MOVED THE QUESTION. Seconded and CARRIED with one "no" vote.

VOTE taken on the request for \$29,000.00 for the Board of Recreation. CARRIED by a vote of 29 in favor and 6 opposed with Mr. Truglia abstaining.

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- (5) \$24,543.00 - Resolution No. 697 - Amending 1970-1971 Capital Projects Budget for Project known as "CITY WIDE RESURFACING AND RECONSTRUCTION" (Resurfacing of NEWFIELD AVENUE and LAKESIDE DRIVE) - (Funds being provided by Stamford Water Company) - (Mayor's letter of 7/14/70)

MR. EXNICIOS MOVED for approval of the following resolution. Seconded by Mr. Scofield who reported that the Public Works Committee concurs in approval. CARRIED unanimously:

RESOLUTION NO. 697

AUTHORIZING CITY TO ACCEPT THE SUM OF \$24,543.00 FROM THE STAMFORD WATER COMPANY, AND AMENDING THE 1970-1971 CAPITAL PROJECTS BUDGET FOR PROJECT TO BE KNOWN AS "CITY WIDE RESURFACING AND RECONSTRUCTION" - (For the resurfacing of NEWFIELD AVENUE and LAKESIDE DRIVE)

WHEREAS, the STAMFORD WATER COMPANY has performed the installation of certain water mains in NEWFIELD AVENUE and LAKESIDE DRIVE and the said STAMFORD WATER COMPANY is obligated to perform repair and resurface work on said road, and

WHEREAS, the STAMFORD WATER COMPANY has accepted a proposal of Westfield Asphalt Supply Company, a subsidiary of Peckham Industries, Inc., to perform said repair of work for the sum of \$24,543.00, and

WHEREAS, the CITY OF STAMFORD desires to perform the resurfacing work on said roads in the same areas of the said roads in which the STAMFORD WATER COMPANY has performed its installations, which would duplicate the repair work to be done by the STAMFORD WATER COMPANY, and

WHEREAS, the STAMFORD WATER COMPANY is willing to pay the sum of \$24,543.00 to the CITY OF STAMFORD in lieu of performing said repair work, and

WHEREAS, the said CITY OF STAMFORD is desirous of using said sum of \$24,543.00 for the purpose of resurfacing the said roads in the areas in which the STAMFORD WATER COMPANY performed its installations, and

WHEREAS, it is in the best interest of the CITY OF STAMFORD that the City should perform all of said resurfacing work,

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford that the CITY OF STAMFORD is authorized to accept the said sum of \$24,543.00 from the STAMFORD WATER COMPANY, and



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BE AND IT IS FURTHER RESOLVED that the STAMFORD WATER COMPANY is relieved and released of its obligation to repair the pavement in the areas in which it installed its water mains in said NEWFIELD AVENUE and LAKESIDE DRIVE, and

IT IS FURTHER RESOLVED to amend the 1970-1971 Capital Projects Budget by adding the sum of \$24,543.00 to the Public Works Department Project known as "CITY WIDE RESURFACING AND RECONSTRUCTION".

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- (6) \$21,289.82 - LAW DEPARTMENT - (Mayor's letter of 8/11/70) for the following: (Note: Denied 7/6/70; re-submitted and denied again on 8/3/70)

Code 110.0305 - Photocopy Supplies -----	\$ 148.84
" 110.0501 - Telephone & Telegraph -----	276.90
" 110.0103 - Overtime -----	1,500.00
" 110.0401 - Rental MT/ST -----	391.00
" 110.0901 - Professional Services -----	18,973.08
(For 1969-1970 Operating Budget)	\$21,289.82

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mr. Bieder.

MR. MILLER, Chairman of the Education, Welfare & Government Committee, said his Committee concurs in recommendation.

MR. EXNICIOS said the Committee would like for the Personnel Commission to consider putting a full time Negotiator and Contract Administrator on the City payroll to handle year round grievances as well as contract negotiations. He said with this stipulation, the Committee recommends approval.

MR. RUSSBACH said he feels that he has previously made his point on this, being that Stamford needs a full time Labor Negotiator, because the City has reached the transition stage from a large town to a City and the City does a Seventy Million Dollar's worth of business a year. He said no corporation of this size would consider negotiating with 17 different labor Unions without a full time Labor Negotiator. He said unfortunately, this City has two part-time Labor Negotiators - both paid at the rate of \$65 an hour - one Negotiator with twelve Unions and the other with only one and the tab for these services will probably end up in excess of \$40,000 this year. He said for probably half of this amount we could retain a full time Negotiator for all labor affairs, who would also be in a position to arbitrate labor grievances which currently are handled by the Personnel Commission, who only meet one night a month and not at all during the summer months. He said he strongly urges this Board to go on record as favoring the appointment of a full time labor Negotiator.

MR. KETCHAM said he does not think it is within our province to attempt to instruct a Commission or City Agency on how to run their affairs. He said it should be quite evident that labor negotiations belong under Personnel and would presume that the Personnel Director is well qualified in that field. However, he said he believes that the Personnel Department should be running

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their business and this Board should run their business.

VOTE taken on Mr. Exnicios motion to approve item #6 above. CARRIED unanimously.

(7) \$2,700.00 - DEPARTMENT OF CIVIL DEFENSE - Code 560.0701 - Janitor Services (Mayor's letter of 8/10/70)

MR. EXNICIOS MOVED for approval of the above. Seconded by Mr. Russell, who said the HEALTH & PROTECTION COMMITTEE concurs. CARRIED unanimously.

(8) \$19,154.00 - SOUTH END COMMUNITY CENTER - To employ a Director at salary of \$13,000.00 and a Secretary at salary of \$6,154.00 - (Mayor's letter of 7/6/70)

MR. EXNICIOS said the Committee has requested an opinion from the Corporation Counsel regarding the legality of this Board giving money to the South End Community Center. He said the report he received today is that the Corporation Counsel's office has been researching this subject, but have not completed their study. However, at this point, they see no reason why we cannot appropriate the money. He said they did suggest that it would be possible to pass this, subject to a final resolution by the Corporation Counsel that there is no illegality apparent here. With that in mind, he said, his Committee recommends that under Code 602.0101 the Board of Representatives appropriate for the South End Community Center a total of \$15,000.00 --- \$10,000 for a Director's salary for a 12 month period, and \$5,000 for a Secretary's salary for a like 12 month period. He said the Committee recommends that the Board of Directors evaluate their performance for a period of from six to nine months and contingent upon that performance, come back to the Board for additional dollars, if warranted. He said they also stipulate that the appropriation is made that the Director, when he is selected by the Board of Directors, appear before the Appointments Committee of this Board and then be approved by a majority vote of the entire Board of Representatives for any further monies. MR. EXNICIOS SO MOVED. Seconded by several people.

MR. MILLER said he discussed this with the Members of his Committee - the Education, Welfare & Government Committee - and at that time they did not know of the action taken by the Fiscal Committee in reducing the request and his Committee was willing to go for the requested appropriation. He said there also was the feeling of his Committee that there should be an arrangement worked out so that there would be some mechanism set up whereby it should be subject to the approval of this Board. He said he is disappointed to hear that the Fiscal Committee has recommended the reduction of the salary for the Director from \$13,000 to \$10,000 and there should be taken into account what comparable jobs of this kind are getting.

MR. MILLER MOVED to AMEND the motion to restore this to the original \$19,154.00. Seconded.

MR. EXNICIOS refused to accept the amendment, saying it had been discussed at



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great length by his Committee and they felt that the starting salary of \$10,000 was quite adequate and had recommended that the Board of Directors come back, after an evaluation and after having had some experience with a Director and at that time we would be willing to consider additional funds. He said when you consider other jobs in the City that do not pay very much more and have much more responsibility, they considered \$13,000 to be a lot of money.

MR. MORRIS said that since this is a community group he can't see why there should not be volunteer help instead of full time paid people. He said this does not seem to be quite in accord with the idea of a neighborhood group.

MR. CHIRIMBES MOVED TO TABLE the request. Seconded and CARRIED by a vote of 22 in favor and 16 opposed (machine voting).

(9) \$200,000.00 - Resolution No. 698 - AMENDING 1970-1971 CAPITAL PROJECTS BUDGET BY ADDING PROJECT TO BE KNOWN AS "PURCHASE OF ITALIAN CENTER DAY CAMP" AND APPROPRIATION THEREFOR - (Mayor's letter of 8/20/70)

MR. EXNICIOS said before he presents the resolution he wishes to state that the Directors of the Italian Center have refused this offer of \$200,000.00. He presented the following resolution and MOVED for its adoption. Seconded.

RESOLUTION NO. 698

AMENDING 1970-1971 CAPITAL PROJECTS BUDGET BY ADDING PROJECT TO BE KNOWN AS "PURCHASE OF ITALIAN CENTER DAY CAMP" AND APPROPRIATION OF \$200,000.00 THEREFOR

WHEREAS, the Board of Representatives, by Resolution No. 693, adopted July 6, 1970, authorized the City to proceed with the acquisition of the ITALIAN CENTER DAY CAMP property;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford to amend the 1970-1971 Capital Projects Budget by adding thereto a Project to be known as "PURCHASE OF ITALIAN CENTER DAY CAMP" in accordance with the provisions of Section 611.5 of the Stamford Charter, and appropriation of \$200,000.00 therefor, with the recommendation that the funds for this Project be withdrawn from the "Reserve for Non-Recurring Capital Expenditures" Account; and

BE IT FURTHER RESOLVED that, due to the state of present negotiations if these monies are not expended for the purchase of the above named specific property, that all funds shall revert on March 31, 1971 to the "Reserve for Non-Recurring Capital Expenditures" Account.

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MR. EXNICIOS explained the reason for the last paragraph of the resolution, saying it was his understanding that if we appropriate this money and negotiations fall through and the property is not purchased, that we cannot return the money to the so called "land bank" or the "Reserve for Non-recurring Capital Expenditures" account and it would stay in limbo, so that is the reason why they have added this, so that if negotiations are not completed in six months, the funds will revert back.

MRS. PONT-BRIANT spoke in favor of the resolution. She said the argument has been offered that it can't be used year round, but then, neither can Cove Island.

MR. CHIRIMBES said he does not feel we should go higher than the amount specified in the resolution. He said when the Italian Center was located downtown they came to this Board for help in getting a piece of property from the URC; the intentions being that they intended to stay and the next thing, they sold the particular property that they had. He said they were part of the United Fund and have had support from the people of Stamford and feels we have given them a fair offer.

MR. NAU said he feels that the Italian Center is well within the rights to ask what they think the property is worth. He said he has not noticed any very benevolent people in the City in the recent purchases of property that we have made.

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

VOTE taken on the resolution as moved by Mr. Exnicios. CARRIED unanimously.

(10) \$7,550.00 - DEPARTMENT OF PUBLIC WORKS - CUBETA STADIUM - as follows:  
(1969-1970 Fiscal Year) - (Mayor's letter of 5/27/70)

Code 647.1502 - Light & Power -----	\$4,250.00
" 647.0102 - Salaries, Part-time help -----	2,300.00
" 647.1201 - Maintenance of Equipment -----	1,000.00
	<u>\$7,550.00</u>

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mr. Kelly who said the Parks & Recreation Committee concurs. CARRIED unanimously.

(11) \$13,000.00 - REGIONAL LEGAL SERVICES - Norwalk-Stamford-Danbury Regional  
Legal Services, Inc. - (Mayor's letter of 7/21/70)  
(City's Share) - Code 197.0901

MR. EXNICIOS MOVED FOR SUSPENSION OF THE RULES to consider the above request. Seconded and CARRIED.

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MR. EXNICIOS said this is to provide legal services for the disadvantaged people of this area and the office in Stamford is primarily for the people of Stamford. He said Legal Services, Inc. are funded by OEO and DCA to the tune of 80% of their budget which is approximately \$265,000.00. He said the local share is 10% which is divided among the communities served, and Stamford's share is only 4.8% and the Committee felt this is a small sum considering the amount of work they do.

MR. EXNICIOS MOVED for approval of the above item. Seconded and CARRIED unanimously.

LEGISLATIVE & RULES COMMITTEE:

MR. ELLSWORTH, Chairman, said his Committee met on August 31, 1970 with the following present: Messrs. Ellsworth, Sherman, Puette, Murphy and Miller. He said the following Members of the Public Works Committee also attended: Chairman Scofield, Exnicios, Rybnick and Sherer. Also present were representatives of the Stamford Area of Commerce and Industry Associates, were its Director Mr. John Mitovich, Mr. Ed Harris, Mr. Duncan Holthausen and Mr. Wayne Tyson. Also present were representatives from the Stamford Real Estate Owners Association, Mr. William Ivler and Mr. Monroe Sarezky and representing the Regional Legal Services, Mr. Paul Nakian. Also present was the Commissioner of Finance, Mr. George Aretakis.

He reported that approximately one and one-half hours were devoted to the discussion of two proposed Ordinances pertaining to the collection of garbage and the establishment of fees based on the weight of debris delivered to the Incinerator. He said the Committee will consider the viewpoints expressed to them by those who make presentations on this subject. He said the Committee has no further report at this time.

- (1) Proposed Ordinance concerning INCREASE IN AUTOMOBILE PARKING FINES - Amending Chapter 19 of the Code of General Ordinances entitled "MOTOR VEHICLES AND TRAFFIC" - (Held in Committee 4/6/70, 5/4/70, 6/1/70, 7/6/70 - Referred back to Committee on 8/3/70 by Health & Protection Committee)

MR. ELLSWORTH said this proposed Ordinance has been before the Committee for some time and at the last Board Meeting, it was referred back to Committee because the Health & Protection Committee has questions upon it. He said one of the questions raised was in regard to the fine of \$5 for violation occurring at the Stamford Railroad Station. He said it is the Committee's recommendation that the wording of this be changed so that the fine of \$5 applies only to parking in a resident parking lot without a resident sticker. He said the \$2 fine which the proposed Ordinance contemplates is the fine for all parking meter violations whether at the railroad station or not. He said the Committee voted unanimously in favor of this Ordinance and HE SO MOVES. Seconded.

MR. RUSSELL said his Committee wishes to offer an amendment under Section 19-25 - 1. (b) by moving this up under (a).

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MR. ELLSWORTH said if the deletions are made under (b) as he has suggested, imposes a \$5 fine. This as amended by Mr. Ellsworth, would now read as follows:

- (b) A fine of FIVE DOLLARS (\$5.00) for a violation of any of the regulations listed in Sec. 19-27, and a fine of FIVE DOLLARS (\$5.00) for parking in any resident parking lot at the Stamford Railroad Station without a valid permit from the appropriate City authority.

After some further discussion the above matter was REFERRED BACK TO COMMITTEE.

- (2) Proposed Ordinance CONCERNING ESTABLISHMENT OF FEES FOR BURGLAR ALARM AND FIRE ALARM TIE-IN SERVICE WITH POLICE AND FIRE DEPARTMENTS - (Letter dated 4/24/70 from Asst. Corporation Counsel John E. Smyth) - (Held in Committee 6/1/70 and 7/6/70; referred back to Committee by Health & Protection Committee 8/3/70)

MR. ELLSWORTH MOVED for publication of the following proposed Ordinance with a slight change, increasing the fee to ONE HUNDRED DOLLARS from \$50. Seconded and CARRIED unanimously:

PROPOSED ORDINANCE

CONCERNING THE ESTABLISHMENT OF FEES FOR BURGLAR ALARM AND FIRE ALARM TIE-IN SERVICE WITH THE POLICE DEPARTMENT AND FIRE DEPARTMENT

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Anyone desiring to tie in with the burglar alarm panel at the Stamford Police Department or with the fire alarm panel at the Stamford Fire Department shall file an application with the appropriate department or departments, and, upon approval of the same, shall pay an annual fee in the amount of ONE HUNDRED DOLLARS (\$100.00) for each said tie in, which fees shall be paid in advance of each service year. If said fees are not paid within thirty (30) days of their due date, the said burglar alarm or fire alarm service shall be disconnected.

Said ONE HUNDRED DOLLARS (\$100.00) fees shall not apply to any City of Stamford facilities connected to said panels.

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

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- (3) FINAL adoption of Ordinance No. 198 - CONCERNING EASEMENT FROM CITY OF STAMFORD TO STAMFORD WATER COMPANY IN AREA OF HURRICANE BARRIER - (Mayor's letter of 5/22/70 and letter enclosing proposed Ordinance



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from Assistant Corporation Counsel Ronald M. Schwartz, dated 7/10/70, received 7/20/70 - (Held in Committee 7/6/70; approved for publication on 8/3/70; published 8/7/70)

MR. ELLSWORTH MOVED for FINAL adoption of the following Ordinance. Seconded and CARRIED unanimously:

ORDINANCE NO. 198 SUPPLEMENTALAUTHORIZATION OF AN EASEMENT FROM THE CITY OF STAMFORD TO THE STAMFORD WATER COMPANY IN AREA OF THE HURRICANE BARRIER

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Stamford Charter and notwithstanding any provisions of Chapter 2, Section 2-24 to 2-27 inclusive, of the Code of General Ordinances of the City of Stamford, the easement from the City of Stamford to the Stamford Water Company to operate and maintain water transmission and distribution lines and connections and appurtenances thereto in the area known as the "STAMFORD HURRICANE BARRIER" is hereby authorized and approved.

The Mayor of the City of Stamford is hereby authorized and empowered to act for the City of Stamford and to execute and deliver all documents necessary to grant the easement aforesaid.

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

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- (4) Proposed Ordinance CONCERNING EXCHANGE OF PROPERTIES AND EASEMENTS BETWEEN CITY OF STAMFORD, HARTFORD ELECTRIC CO., AND PONUS YACHT CLUB, INC. in connection with Stamford Hurricane Barrier  
(Mayor's letter of 6/10/70) - (Held in Committee 8/3/70)

The above matter was held in Committee.

- (5) FINAL adoption of Ordinance No. 199 CONCERNING ESTABLISHMENT OF FIRE DISTRICTS FOR CITY OF STAMFORD - (Proposed in letter dated 7/2/70 from James Sotire, Building Inspector & Zoning Enforcement Officer)  
(Approved for publication 8/3/70; published 8/7/70)

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

ORDINANCE NO. 199 SUPPLEMENTALCONCERNING THE ESTABLISHMENT OF FIRE DISTRICTS FOR THE CITY OF STAMFORD

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Pursuant to and in conformity with Section 301.0 Fire District Subdivisions of the State of Connecticut Basic Building Code, there is hereby created Fire District Subdivisions for the City of Stamford for the purpose of control of use and construction of buildings.

Fire District No. 1 - Fire District No. 1 shall comprise the areas housing highly congested busines, commercial, manufacturing and industrial uses or in which such uses are developing. The limits of such areas are described as all properties situated within the following zones as listed in the zoning regulations of the City of Stamford.

- IP-D - Designed Industrial Park District
- M-D - Designed Industrial District
- M-G - General Industrial District
- M-L - Light Industrial District

Fire District No. 2 - Fire District No. 2 shall comprise the areas housing residential uses (use groups L-1 and L-2), together with retail stores, business and amusement centers or in which such uses are developing; and the limits of such areas are described as all properties situated within the following zones as listed in the zoning regulations of the City of Stamford:

- CC-S - Central City District South
- C-D - Designed Commercial District
- B-D - Designed Business District
- C-S - Shorefront Commercial District
- C-I - Intermediate Commercial District
- CC-N - Central City District North
- C-G - General Commercial District
- C-L - Limited Business District
- C-N - Neighborhood Business District
- R-D - Designed Residence District
- R-MF - Multiple Family Residence District
- R-2 - Multiple Family Residence District
- R-5 - Multiple Family Residence District

Outside Fire Limits - All other zones not included in Fire Districts Nos. 1 and 2 shall be designated as Outside Fire Limits.

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

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- (6) FINAL adoption of Ordinance No. 200 - AUTHORIZING SALE OF A SIX INCH RESERVE STRIP ON DUNCANSON STREET IN CITY OF STAMFORD TO ALEXANDER R. KOPROSKI AND PATRICIA A. KOPROSKI - (Mayor's  
 letter of 2/1/70 and letter dated 2/10/70 from Corporation Counsel) - (First approved for publication on 3/2/70; published 3/5/70; held in Committee 4/6/70, 5/4/70, 6/1/70 and 7/6/70. Amended 8/3/70 and again approved for publication; re-published 8/7/70)

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MR. ELLSWORTH moved for final adoption of the following Ordinance.  
Seconded and CARRIED unanimously:

ORDINANCE NO. 200 SUPPLEMENTALAUTHORIZATION OF THE SALE OF A SIX INCH RESERVE STRIP ON DUNCANSON  
STREET IN THE CITY OF STAMFORD, TO ALEXANDER R. KOPROSKI AND  
PATRICIA A. KOPROSKI

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Stamford Charter and notwithstanding any provisions of Chapter 2, Sections 2-24 to 2-27 inclusive, of the Code of General Ordinances of the City of Stamford, the conveyance from the City of Stamford to Alexander R. Koproski and Patricia A. Koproski, of the following described property:

ALL that certain piece, parcel or tract of land situated in the City of Stamford, County of Fairfield and State of Connecticut, bounded and described as follows:

NORTHERLY 6" by the prolongation of a six inch reserve strip, as shown on a certain map entitled "Map of Subdivision of Lincoln Park owned by R.F.Adams and Charles Vuono, Stamford, Conn." which map is on file in the office of the Town and and City Clerk of the City of Stamford, as Map #421;

EASTERLY 51.36 feet, more or less, by land of Alexander R. Koproski and Patricia A. Koproski;

SOUTHERLY 6" by the prolongation of the 6" reserve strip as shown on said Map #421;

WESTERLY 51.36 feet, more or less, by other land of Alexander R. Koproski and Patricia A. Koproski.

Is hereby authorized for the sum of Thirty-Nine Dollars (\$39.00).

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

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

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(7) Proposed Ordinance amending FAIR RENT ORDINANCE NO. 173 SUPPLEMENTAL  
(Mayor's letter of 7/18/70)

MR. ELLSWORTH said everyone has a copy of the proposed Ordinance contain-



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ing the amendments proposed by the Legislative & Rules Committee. He said in addition to the original three amendments, which were discussed in Committee and at last month's meeting, the Committee, by virtue of an open meeting on this subject, agreed to incorporate an additional amendment - actually there are three additional amendments, two of which are technical in nature - the one which is substantive, is in regard to making the tenant responsible for damages to the landlord's premises, other than ordinary wear and tear in excess of any amount held by the landlord as surety. He said this amendment was developed in response to Mr. Boccuzzi's suggestion in this regard. He said the Committee feels that these amendments are very worthwhile and will strengthen the Fair Rent Commission and the Committee would like to go on record as saying that they are concerned with the procedural techniques used by the Fair Rent Commission and propose to look into this so that they might be able to propose additional legislation or develop rules which would help them to become more effective.

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

MR. RUSSBACH said when this came up before the previous Board, he had serious doubts as to its constitutionality. He said he feels that the weak enabling Act (Public Act No. 274 effective Oct. 1, 1969) has "hamstrung" this Board and he feels that we are legislating under the "gun" and it still creates many doubts as to whether it is proper constitutionally. He said he will vote for it because he feels the Fair Rent Commission is useless at this point and cannot operate. He said he hopes that someone will take it to Court as soon as possible, as it is now amended, to determine once and for all whether it is constitutional and whether the amendments as proposed, are legal. He said it is imperative that we immediately get a Court decision on this, otherwise the Fair Rent Commission will be in limbo for the next 20 years.

MR. PUETTE spoke in favor of the proposed Ordinance. He said on August 13th, the Committee held a public meeting in connection with the proposed Ordinance, as amended, and there was only once voice in opposition, who said the builders were unable to get financing because of the Fair Rent Ordinance in Stamford, and alluded that they had been turned down by various banks. He said he called four Stamford banks the next day and talked to their mortgage loan officers, and also called three New York banks and not one of them said that they had any apprehension about the Fair Rent Ordinance as far as making loans, and all they were interested in was the worthiness of the individual and whether he felt he was going to get a fair return on his investment. He said he feels that the only opposition they had that night is nullified by what he subsequently found out the next day - therefore, he is in favor of the Ordinance.

MR. MORABITO said he recommends disapproval of the Ordinance because he feels that it is a duplication of effort of an existing agency and also to

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try to legislate the amount of profit a person can make on his business is contrary to our free enterprise system and a violation of a civil right. He said he believes there are other ways that are more effective to implement controls over slumlords than rent gouging.

MRS. SHERMAN disagreed with the previous speaker, saying she feels there is no other avenue available to a tenant, who is overpaying on rent. She said she is not talking about slum housing, but any type and that there would be no place for a tenant to go and make a complaint unless it is set up by the creation of a Fair Rent Commission.

MR. CHIRIMBES MOVED THE QUESTION. Seconded and CARRIED.

The following proposed Ordinance was approved for publication with two "no" votes:

PROPOSED ORDINANCE

CONCERNING THE ESTABLISHMENT OF A FAIR RENT COMMISSION IN  
THE CITY OF STAMFORD - (Amending Ordinance No. 173  
Supplemental

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Ordinance No. 173 Supplemental CONCERNING THE ESTABLISHMENT OF A FAIR RENT COMMISSION FOR THE CITY OF STAMFORD is hereby amended so it reads as follows:

Section 1. PURPOSE: Pursuant to and in conformity with Public Act No. 274 of the 1969 General Assembly, there is hereby created a Commission known as the Fair Rent Commission for the purpose of controlling and eliminating excessive rental charges on residential property within the City of Stamford. This Ordinance is enacted in recognition of the compelling need for rent stabilization for the duration of a severe housing shortage in Stamford.

Section 2. DEFINITIONS: Unless the context specifically indicates otherwise, the meaning of terms used in this Ordinance shall be as follows:

1. "Commission" shall mean the Fair Rent Commission of the City of Stamford, Connecticut.

2. "Person" shall mean any individual, firm, company, association, corporation or group.

3. "Housing Accommodation" shall mean any building or structure, wholly or in part, containing living quarters occupied or fairly intended for occupancy as a place of residence, with any land or buildings appurtenant thereto and any services, furniture and facilities supplied in connection therewith, except:



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A. A hospital, convent, monastery, asylum, public institution, or college or school dormitory, or any institution operated exclusively for charitable or educational purposes.

4. "Rent" or "Rental Charges" shall mean any consideration, monetary or otherwise, including any bonus, benefit, or gratuity, demanded or received for the use or occupancy of any housing accommodation.

5. "Tenant" shall mean any person who leases or rents, whether by written or oral lease, any housing accommodation, as a residence for himself and/or his immediate family.

6. "Landlord" shall mean any person who leases, sub-leases, rents or permits the occupancy of any housing accommodation, including a person who manages a housing accommodation owned by someone else.

Section 3. MEMBERSHIP: The Commission shall consist of five (5) members, and three (3) alternate members, all of whom shall be resident electors of the City of Stamford. Not more than three (3) of said members and two (2) of said alternate members shall be registered members of the same political party. The members and alternate members shall be appointed by the Mayor, subject to approval by the Board of Representatives. The Commission shall elect from its members a Chairman and Vice-Chairman.

Section 4. TERM OF OFFICE: Initially, the Mayor shall appoint a member to a term which expires December 1, 1974, the other members shall be appointed to terms which expire December 1, 1973, December 1, 1972, December 1, 1971, and December 1, 1970, respectively. Thereafter, members shall be appointed for a term of five (5) years or to fill the unexpired term of any member who leaves the Commission. In no case shall a member serve for more than two (2) consecutive terms.

Initially, alternate members shall be appointed to terms expiring December 1, 1974, December 1, 1972 and December 1, 1970 and thereafter to five (5) year terms as provided above for members.

Appointment and removal of Commission Members shall conform to Chapter 50 of the Stamford Charter.

Section 5. STAFF: The Commission may employ a Director to keep its records, to handle its correspondence, to supervise and direct the administration of this Ordinance, and generally to perform such other functions as may be assigned by the Commission. Additional employees as the Commission deems necessary to effect the provisions of this Ordinance may be appointed by the Commission. Upon request, assistance from other Municipal agencies shall be reasonably available to the Commission.

Section 6. POWERS: Pursuant to Public Act 274, the Commission shall have the following powers:

1. To make such studies and investigations into rentals charged for housing accommodation within the City of Stamford as it deems appropriate to carry out its responsibilities hereunder.



Minutes of September 8, 1970Section 6. POWERS: (CONT'D)

2. To receive complaints, inquiries and other communications concerning alleged excessive rental charges in housing accommodations within said City.

3. To conduct hearings on complaints or requests for investigation submitted to it by any tenant or any landlord. Two weeks' written notice by registered or certified mail, postage prepaid, shall be given to the complaining tenant and the landlord of the housing accommodations in question. If any notice is returned without having been delivered, the Commission may arrange for service by a deputy sheriff, constable of the City of Stamford, or indifferent person in the same manner as is provided in the Connecticut General Statutes for service of process in a civil action.

4. To administer oaths.

5. To subpoena witnesses and compel their attendance at said hearings.

6. To determine, after a hearing, whether or not the rent for any housing accommodation is so excessive as to be harsh and unconscionable.

7. To order a reduction of any excessive rent to an amount the Commission considers fair and equitable. However, the Commission shall not have the power to waive any rent which has become due prior to the filing date of the complaint. In its discretion the Commission may make the order retroactive to the date of the tenant's complaint. Such order shall be in effect for a period of one (1) year from its effective date, except (a) as provided under subparagraph 9 of this Section, or (b) if the Commission shall, pursuant to a subsequent petition by the landlord or tenant, which may be made by the landlord or tenant at any time, order that the rent be changed.

8. To continue, review, terminate or suspend all its orders and decisions.

9. (a) If the Commission determines after a hearing that a housing accommodation fails to comply with Stamford City Code, Chapter 18, or any state or city statute or regulation relating to health and safety, the Commission may order the tenant to pay the fair and equitable rent, as determined by the Commission, to the Commission. (b) The Commission shall hold such rent in an escrow account, as hereinafter provided, until the landlord makes such repairs or changes as are required to bring the housing accommodation into compliance with such Ordinance, statutes or regulation. (c) If the landlord shall have corrected such violations after the order reducing the rent, and if the rent had been reduced solely because of such violations, the landlord may petition the Commission for the reinstatement of the original rent and for the payment to him of the rent held in the escrow account. (d) If the landlord shall have

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corrected such violations after the order reducing the rent, but the rent had not been reduced solely because of such violations, the landlord may petition the Commission for an order fixing a fair and equitable rent for such housing accommodation in light of its condition at the time of the landlord's petition, and for the payment to him of the rent held in the escrow account. (e) In any case arising under this sub-paragraph, upon reasonable determination of the Commission, the original rent or such fair and equitable rent as determined by the Commission, may be ordered into effect retroactive, at the discretion of the Commission, to the date of the petition for reinstatement. No such reinstatement shall be effective until after a hearing is held by the Commission in accordance with the provisions of Section 6 (3) hereof.

10. To establish an escrow account with a local bank or financial institution into which it shall deposit all rents or other funds paid to it pursuant to Section 6 (9) hereof. Such funds shall be released to the landlord if (a) he shall be successful in an appeal to the court or (b) if the Commission shall order such release after a petition in accordance with Section 6 (9) hereof.

11. To require the corporation counsel to institute, and the corporation counsel shall then institute, an action in any court of equity for either a temporary or final injunction, restraining the violation of or directing compliance with any order made pursuant to any provision of this ordinance. Such direction to the corporation counsel shall be written by the Chairman of the Commission or by his designee.

Section 7. STANDARDS: In making determinations as to whether a rental charge is excessive, the Commission shall give due consideration to the following:

1. Rents charged for the same number of rooms in other housing accommodations within the City.
2. The sanitary conditions in the housing accommodations in question.
3. The number of bathtubs, or showers, flush water closets, kitchen sinks, and lavatory basins available to the occupants thereof.
4. Services, furniture, furnishings and equipment supplied within said housing accommodations by the landlord.
5. Size and number of bedrooms and number of whole bathroom accommodations.
6. Repairs necessary to make such housing accommodation comply with the minimum standards required by Stamford City Code, Chapter 18.
7. Amount of taxes and overhead expenses of the landlord.

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8. Compliance of the housing accommodation with the ordinance of the City of Stamford and the General Statutes and regulations of the State of Connecticut relating to health and safety.

9. Income of the Tenant and availability of other accommodations for him and his immediate family.

Section 8. PROCEDURES: (1) A quorum for any hearing or meeting shall consist of three (3) members or their alternates and shall be empowered to conduct said hearings and render orders and decisions pursuant thereto.

2. Pending a determination by the Commission, the tenant shall continue to pay the rent required at the time of the complaint for the housing accommodation in question to the landlord while the complaint is pending before the Commission.

3. All proceedings shall continue regardless of the fact that a tenant may quit the housing accommodation in question and notwithstanding any attempt, successful or otherwise, to evict said tenant. No sale, assignment or transfer of the housing accommodation in question shall be cause for discontinuing any pending proceeding nor shall it affect the rights, duties and obligation of the Commission or the parties thereto.

4. Any person aggrieved by any order of the Commission may appeal to the Court of Common Pleas for the County of Fairfield, such appeal to be taken within fifteen (15) days after the rendering of the order in question.

Any such appeal shall be considered a privileged matter with respect to the order of trial.

Section 9. PENALTIES:

Any person who shall violate (a) any order of rent reduction or rent suspension by demanding, accepting or receiving an amount in excess thereof while such order remains in effect, or (b) any other provision of this ordinance or (c) who shall refuse to obey any subpoena, order or direction of this Commission pursuant thereto, shall be fined not more than one hundred dollars (\$100) for each such offense. If such offense continues for more than (1) day, it shall constitute a new offense for each day it continues to exist. No action shall be taken on any such violation by the prosecuting authorities of the city except upon written complaint of the Chairman of the Commission or his designee. This penalty provision shall apply to such violations of previous orders of the Commission as shall exist and continue subsequent to the effective date hereof. As to such violations of such previous orders, the offense shall not be deemed to commence until those violating said orders have been notified by certified mail of these penalty provisions, or until fifteen (15) days following the official publication of this ordinance, whichever is sooner.



Minutes of September 8, 1970Section 10. DEFENSE AGAINST RETALIATORY EVICTIONS:

In any action for summary process, it shall be an affirmative defense that the plaintiff brought such action against the tenant solely because a complaint was filed with the Commission or because the tenant or complainant has taken any other action with reference to a matter covered by this ordinance.

Section 11. ELIGIBILITY TO FILE COMPLAINT:

Any tenant shall be eligible to file a complaint with the Commission and any landlord or his representative shall be eligible to petition the Commission for a readjustment of the rent, as provided by Section 6, sub-paragraph 7 and 9. It shall be a defense to any complaint before the Commission that the tenant is responsible for damages to the landlord's premises, other than ordinary wear and tear, in excess of any amount held by the landlord as security. If the Commission finds, after a hearing, that the tenant is responsible for such damages, other than ordinary wear and tear, it shall not make a determination in regard to such complaint until such time as the tenant has paid into escrow with the Commission an amount sufficient to pay for such damages as determined by the Commission.

Section 12. If any provision of this Ordinance is held unconstitutional, such determination shall not affect any other provision hereof.

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

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- (8) Proposed Ordinance CONCERNING TRANSFER OF CITY-OWNED LAND LOCATED ON NORTH SIDE OF STONE STREET FOR TOWN HOUSING SITE ON LUDLOW STREET TO BE CEDED TO STAMFORD DEVELOPMENT CORPORATION - (Mayor's letter of 7/7/70)

The above matter was held in Committee.

- (9) Proposed Ordinance CONCERNING CONVEYANCE OF CITY-OWNED PROPERTY TO JOSEPH CHOVIT, JR. LOCATED ON COURTLAND HILL STREET, LOT #68 - (Mayor's letter of 8/3/70)

MR. ELLSWORTH MOVED for publication of the following proposed Ordinance. Seconded and CARRIED unanimously:

PROPOSED ORDINANCE

CONCERNING CONVEYANCE OF CITY-OWNED PROPERTY TO JOSEPH CHOVIT, JR.

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

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In conformity with Section 488 of the Stamford Charter and notwithstanding any provisions of Chapter 2, Sections 2-25 to 2-27 inclusive, of the Code of General Ordinances of the City of Stamford, the conveyance to Joseph Chovit, Jr. of the following described property is hereby authorized:

ALL that certain piece, parcel or tract of land, situated in the City of Stamford, County of Fairfield and State of Connecticut, with a sewage disposal plant thereon, known and designated as "Lot Number Sixty-Eight (68) on a certain map entitled " Map Showing the Property of the Courtland Terrace Co. on Courtland Hill, Stamford, Conn. " filed in the office of the Town Clerk of said Stamford by the Map Number 427, said lot being bounded North by land of Joseph M. Chovit and Rose M. Chovit, East by the Noroton River, South by land of Adolph L. Julius and Rita G. Julius, and West Sixty (60) feet by Courtland Hill Street.

Said premises shall be conveyed subject to the recommendations of the Planning Board to reserve a perpetual easement for purposes of drainage and sanitary sewers in favor of the City of Stamford.

The Mayor of the City of Stamford is hereby authorized to execute all documents necessary to transfer title to said property reserving the easement aforesaid, upon payment by said transferee to said City of not less than the sum of EIGHT THOUSAND DOLLARS (\$8,000.00) as consideration for the deed.

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

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- (10) Request for enactment of Ordinance No. 201 ESTABLISHING A CURFEW AT SPRINGDALE LITTLE LEAGUE PARK between the hours of 10 P.M. and 6 A.M. except by written permit from Department of Parks & Trees - (Letter from Edward A. Connell, Supt., Dept. of Parks & Trees, dated 8/7/70)

MR. ELLSWORTH presented the following proposed Ordinance and said the wording is similar to the one we adopted in regard to the Belltown Park.

Several Members spoke in favor of adopting this Ordinance with all possible haste because of vandalism and being a transfer point for narcotics late at night, drag racing, etc.

Because of the need for haste, MR. ELLSWORTH MOVED for adoption of the following Ordinance, WAIVING PRIOR PUBLICATION in accordance with the provisions of Sec. 204.1 of the Charter. Seconded by Mr. Russbach and Mr. Russell and CARRIED unanimously:

Minutes of September 8, 1970ORDINANCE NO. 201 SUPPLEMENTALCONCERNING CURFEW AT SPRINGDALE LITTLE LEAGUE PARK

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Section 21-9 of the Code of General Ordinances is amended by adding thereto the following:

Notwithstanding the foregoing, Springdale Park, also known as Springdale Little League Park, a public park adjacent to the Springdale School, shall be closed to public use and travel daily from ten (10) o'clock at night to six (6) o'clock of the following day except by written permit of the Department of Parks and Trees. Persons violating this Ordinance shall be subject to arrest, with each violation deemed a separate offense and shall be punishable by not more than thirty (30) days in jail, a fine of One Hundred Dollars (\$100.00) or both.

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

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- (11) Proposed Ordinance - AUTHORIZING A PERMANENT EASEMENT FROM CITY OF STAMFORD TO THE HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING ELECTRIC DISTRIBUTION SYSTEM AND GAS PIPE LINE SYSTEM FOR THIRD SENIOR HIGH SCHOOL, LOCATED ON WEST SIDE OF LONG RIDGE ROAD IN CITY OF STAMFORD - (Requested in letter dated 8/3/70 from Asst. Corporation Counsel, John E. Smyth)

MR. ELLSWORTH presented the following proposed Ordinance and MOVED for approval for publication. Seconded and CARRIED unanimously:

PROPOSED ORDINANCE

AUTHORIZATION OF A PERMANENT EASEMENT FROM THE CITY OF STAMFORD TO THE HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING AN ELECTRIC DISTRIBUTION SYSTEM AND GAS PIPE LINE SYSTEM FOR THE THIRD SENIOR HIGH SCHOOL LOCATED ON THE WEST SIDE OF LONG RIDGE ROAD IN THE CITY OF STAMFORD

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Stamford Charter and notwithstanding any provisions of Chapter 2, Section 2-24 to 2-27 inclusive, of the Code of General Ordinances of the City of Stamford, the easement as shown on sketch K-7046-M by the Hartford Electric Light Company, dated January 16, 1970, is hereby authorized for electric and gas purposes.



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The Mayor of the City of Stamford is hereby authorized and empowered to act for the City of Stamford and to execute and deliver all documents necessary to grant the easement aforesaid.

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

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- (12) LEASE WITH GLENBROOK COMMUNITY CENTER - (Mayor's letter dated 6/3/70) NOTE: Approved 8/13/70 by Board of Finance, with proviso amending 4th paragraph to read: "It is understood and agreed that the building shall serve as a Community Center IN Glenbrook and that it shall be open for use by AND FOR THE BENEFIT of ALL Stamford citizens and it is further understood that the tenant shall be responsible for the administration and supervision of the programs conducted therein, WITHOUT REGARD TO RACE, RELIGION OR RESIDENCE."

MR. ELLSWORTH said this has been approved by the Board of Finance with certain changes (as above outlined). He said the Legislative & Rules Committee has considered the changes and voted unanimously in favor of approval of this lease subject to the changes outlined by the Board of Finance. Seconded and CARRIED unanimously.

- (13) Resolution No. 699 - AUTHORIZING APPLICATION FOR APPROVAL FOR STATE GRANT FOR NEW INCINERATOR AND INSTALLATION OF AIR POLLUTION CONTROL EQUIPMENT IN EXISTING INCINERATOR - (Mayor's letter of 8/17/70)

MR. ELLSWORTH MOVED for approval of the following resolution. Seconded and CARRIED unanimously:

RESOLUTION NO. 699

AUTHORIZING APPLICATION FOR APPROVAL FOR STATE GRANT FOR NEW INCINERATOR AND INSTALLATION OF AIR POLLUTION CONTROL EQUIPMENT IN EXISTING INCINERATOR

WHEREAS, the City of Stamford will construct a new incinerator and will install air pollution control equipment in the existing incinerator constructed in 1958, and

WHEREAS, the Board of Finance and the Board of Representatives have authorized in the Capital Projects Budget the amount of \$6,150,000.00 as the City's share and

WHEREAS, State moneys are available to the City in the form of a State Grant towards the construction of said new incinerator and the installation of said equipment, and

WHEREAS, an agreement between the State of Connecticut and the City of Stamford concerning said Grant is to be executed, and

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WHEREAS, said agreement requires the governing body of the City of Stamford to authorize the filing of said application,

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, that the application for approval for the State Grant for the construction of a new incinerator and for the installation of air pollution control equipment for the existing incinerator constructed in 1958, which application is dated November 7, 1969, (copy of which is annexed hereto) is hereby authorized and ratified and the authority of the person executing said application is hereby authorized, ratified and confirmed; and

IT IS FURTHER RESOLVED that the proposed agreement to be entered into between the State of Connecticut and the City of Stamford, which agreement is annexed hereto, is hereby approved, and

IT IS FURTHER RESOLVED that the Mayor of the City of Stamford is hereby authorized to execute said agreement on behalf of the City of Stamford.

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- (14) Resolution No. 700 - OPPOSING DARIEN SEWER TIE-IN - (Proposed by Anthony Truglia (D), 5th District Representative)

MR. ELLSWORTH said his Committee voted unanimously to approve the following resolution and HE SO MOVED. Seconded.

MR. DE FOREST said he has one question. He said the City of Stamford has been talking for a long time about Regional Planning and we're all supposed to work together as one big happy family with all the neighboring communities and isn't this an example of just that very thing? He asked how we can come out on the one hand and say we are in favor of Regional Planning and then on the other hand we're against it and this is such an example.

THE PRESIDENT asked the speaker if he wants an answer, or is it rhetorical.

The speaker said he guesses it is just rhetorical, but if there's an answer, he'd like to hear it.

MR. KETCHAM said he would like to speak to the question on governmental and philosophical grounds. He said we all know that when we accept State and Federal monies, we lose some of our freedom of choice. However, he said he believes governments should be able to work out their problems by mutual consent. He said he can see Darien's stand, for after all they get the bulk of their water supply from Stamford and may want to return it to Stamford slightly polluted. He said if the Town of Darien wants to derive benefits by closer cooperation from the City of Stamford,

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he would suggest that the people of Darien and of Stamford think about consolidation of the two governments, and is sure that Stamford would welcome them into the fold as the new 21st District.

MRS. SHERMAN said she would like to agree with Mr. DeForest and thinks his point is well taken, and she is for Regional Planning. In line with his thinking, she suggested that we tie in with Darien and put the sewage plant there.

MR. CONNORS said the "chickens are coming home to roost". He said he opposed regional planning and predicted something like this was going to happen, and had said that the smaller towns are going to "gobble up" the bigger cities and here is the proof of it right now. He said in view of regional planning and what it stands for, perhaps Darien would like to give us a small piece of land over there in which to locate those in need of better and low cost housing - sort of a "scattered sites" conception, so we would not be overloading the City of Stamford.

MR. CONNORS MOVED that a letter be sent to Governor Dempsey, Mr. Curry of the Water Resources Commission, that they hold a public hearing in the City of Stamford, not in Hartford.

THE PRESIDENT said there is already a motion on the floor and will have to vote on that first.

MR. RUSSELL said he would like to remind the Member that when the cost of putting in the Cove Dam gates came up and Darien was asked to share in the cost of installation, they refused.

MR. RYBNICK said he is opposed to this and a lot of concerned people are -- beside the pollution they would help to cause - we are not able to take clams from the water or swim in it - he said in back of West Beach - their lines would start there, across the main part of our Cove Island, across the Marina, down through the main land and down through our parks, and we would have to rip up all our parks, just to have Darien tie in to our line.

MR. MURPHY reminded Mr. Connors that there had been a Bill in the State Legislature for Stamford's "out fall" for our sewers to empty out in the Sound itself - further out - a mile or so, just as Darien now does. He said in Darien it floats out much better than it does on our East bank in Stamford.

MR. HORNER said he is very much opposed to it and wonders if anyone had given a thought to the additional problems that we might take on - one being that we are having problems with our own sewage disposal problem right now. He said let's assume that we did tie in with Darien and had a major breakdown --- we would certainly increase our problems by at least 35% to 40%.

MR. RYBNICK said this resolution we are adopting - where will it be



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sent - to the Water Resources Commission and to Governor Dempsey?

THE PRESIDENT said "yes" and called for a vote on the following resolution, which was CARRIED unanimously:

RESOLUTION NO. 700OPPOSING DARIEN SEWER TIE-IN

WHEREAS, it is a fact that the proposed Darien-Stamford Sewer tie-in would cause additional pollution in the Stamford Harbor; and

WHEREAS, it is a fact that the East Branch of Stamford Harbor is a narrow, constricted waterway, with poor tidal flow; and

WHEREAS, it is a fact that there is no significant overall cost advantage to a sewer tie-in between Stamford and Darien; and

WHEREAS, it is a fact that Darien and Stamford each can provide expanded secondary sewage treatment plants with sufficient capacity for the next fifty years; and

WHEREAS, it is a fact that population projections indicate Stamford will need all the capacity in the new Sewage Treatment Plant for itself during the next fifty years; and

WHEREAS, it is a fact that the proposed tie-in would necessitate major long-term disruption of Stamford's parks and streets only for the benefit of Darien:

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, Connecticut, that they feel it is improper to be forced by the State to submit to a proposal they feel is not in the best interests of this City, or its citizens; and

BE IT FURTHER RESOLVED that the Board of Representatives of the City of Stamford wish to go on record as being opposed to the proposed sewer tie-in, in fact, as well as in principal.

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MR. CONNORS MOVED that a request be sent to the Water Resources Commission that they hold their hearing in Stamford. Seconded and CARRIED.

(15) SOCIAL SECURITY BENEFITS FOR MAYOR, TOWN CLERK AND REGISTRARS OF VOTERS

MR. ELLSWORTH MOVED for SUSPENSION OF THE RULES in order to take up the above matter. Seconded and CARRIED.

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MR. ELLSWORTH said everyone is aware of the fact that the Mayor, the Town Clerk and the Registrars of Voters, are not now under Social Security. He said it is permissible for them to be so covered and all it takes is the sending of a certification of the vote of this Board of Representatives to the State Retirement Commission, which states:

"At a meeting of the Board of Representatives of the City of Stamford it was voted to apply for a modification to the Social Security Agreement to extend coverage to:

services in full time elective positions

and to continue to exclude:

services in any class or classes of part-time positions; services in any class or classes of positions the compensation for which is on a fee basis."

He said that is the gist of the certification, which we are requested to send to the State Retirement Commission in order to give Social Security coverage to the four people enumerated. HE MOVED for approval. Seconded and CARRIED unanimously.

PUBLIC WORKS COMMITTEE:

MR. SCOFIELD, Chairman, presented a Committee report. He said they met on August 31, 1970 at 8 P.M. in the Republican Caucus Room and present were, Representatives Exnicios, Rybnick, Sherer, Scofield and the Commissioner of Public Works, Walter Maguire. He said most items are covered under other Committees.

Concerning the Patching of City Streets

MR. SCOFIELD said they spoke to the Assistant City Engineer on the lack of enforcement on the patching of street openings. He said they were told that the Chief Inspector had been ill for about five weeks and his Assistant was on vacation. He said they felt there is a definite need for back up personnel in this regard. He said he was told today by the City Engineer that, without any cost to the City, an infra red method of treating can be used to fix patches, specifically cold patches, to make them a permanent hot patch, even in the winter time. He said this is not the same time as our \$7,000 "fiasco" a couple of years ago, and would be chargeable to the utility companies and contractors. He said if anyone wants to see an example of the kind of patching it does, he would recommend a job done a few days ago on Cedar Heights Road. He said this appears to be a very good way of patching and in the future, they are going to require utility companies to use it.

RE: CRESTWOOD DRIVE AND DANNELL DRIVE

MR. SCOFIELD MOVED for SUSPENSION OF THE RULES in order to bring up the

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above matter. He said all of Crestwood Drive and Dannell Drive are soon to be accepted as City streets, whereas only portions have been accepted by an initial resolution under Chapter 64 of the Charter. Seconded.

THE PRESIDENT RULED that Mr. Scofield's motion is improper because it would not follow the proper procedure for the acceptance of City streets and there is a prescribed way in which it must be done. He said a motion to accept city streets in this manner would not be legal and would not be within our rights.

MR. SCOFIELD asked for permission to elaborate on the matter as he feels the President does not understand what the problem is.

THE PRESIDENT called for a vote on the motion to suspend the rules. CARRIED.

MR. SCOFIELD MOVED that the Board of Representatives tentatively accept those unaccepted portions of CRESTWOOD DRIVE and DANNELL DRIVE, comprised of approximately 1, 125 linear feet as City streets, subject to a final resolution which will include total costs and damages. He said it is acknowledged that approximately \$800 of the City's funds have been expended for shaping and grading of these surfaces to date and that this emergency action is taken solely as a measure to protect the health and safety of the area residents. He said this was strictly a good intention to get this done before school starts because it is a bus route and a very steep grade and the facts were just brought out today that a small section of these two streets had not been formally accepted, and yet half the work is done and the remaining part of the work will be paid for by the State under the re-paving program.

THE PRESIDENT said before he rules on this he would like to ask a question - and that is - has the City Engineer certified that this has been brought up to standard?

MR. SCOFIELD said, not to his knowledge.

THE PRESIDENT explained then we may NOT accept these roads unless they have been certified approved for acceptance by the City Engineer.

MR. RUSSELL said we have never done this before in his remembrance of the whole history of accepting roads. He said we have no right to ignore the Charter and the way these things are supposed to be handled, and you MUST have the certification of the City Engineer, and it must be in writing.

HEALTH & PROTECTION COMMITTEE:

MR. RUSSELL, Chairman, reported that his Committee held their regular meeting on Friday, September 4th, at 8 P.M. He said two of the items referred to his Committee have already been discussed.

PARKING AUTHORITY'S REQUEST - (Letter dated 6/22/70) TO ACQUIRE LAND ON FRANKLIN STREET FOR THE SUM OF \$63,000.00



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MR. RUSSELL explained that this will be a parking lot and will accommodate approximately 40 cars. He said the Committee approves this request and explained it will not require any appropriation as the funds will come out of parking fees received by the Authority. HE MOVED for approval of the request. Seconded and CARRIED.

PLANNING & ZONING COMMITTEE:

MR. HORNER MOVED for approval of the following street as a City street. He explained it has been certified for acceptance by the City Engineer in his letter of August 3, 1970; seconded and CARRIED:

- (1) VINE PLACE - 346 feet extending southerly from the already accepted portion to the north property line of Tally-Ho Lane, as shown on Map No. 8700 on file in the City and Town Clerk's Office.
- (2) Proposed Ordinance - TO CHANGE NAME OF NEWLY CONSTRUCTED STREET, FROM "LONG RIDGE ROAD" to "BROAD STREET" PRESENTLY KNOWN AS "WASHINGTON AVENUE" and "WASHINGTON AVENUE EXTENSION", together with all streets presently known as "RIVER STREET" and "SOUTH STREET", to the intersection with Pacific Street at Dyke Lane, to be known in its entirety as "RIVER DRIVE" - (Ordinance to take effect on 7/1/72) (Proposed by Board President Charles J. Heinzer, III)

The above matter was held in Committee.

- (3) Resolution No. 701 - Concerning IMPROVEMENT OF RUSSET HILL for acceptance as a City Street, per Sec. 29.49 of Code of General Ordinances and under provisions of Section 640 of Charter -  
(Petition attached to letter dated 8/18/70 from Mrs. Lois Pont-Briant, 20th District Representative)

MR. HORNER said he is in receipt of a petition on the above named road. He explained that this is done when a road does not meet specifications and the people who live and own property on this road are assessed for the actual costs of bringing the road up to acceptable standards so that it can be accepted as a city road after this work has been done. He said when the street has been brought up to City standards, we will then vote for final acceptance.

MR. HORNER MOVED for approval of the following resolution. Seconded and CARRIED unanimously:

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RESOLUTION NO. 701

CONCERNING IMPROVEMENT OF RUSSET HILL FOR ACCEPTANCE AS A CITY  
STREET PER SECTION 29.49 OF CODE OF GENERAL ORDINANCES OF STAMFORD  
AND SECTION 640 OF THE STAMFORD CHARTER

BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD:

That it is the opinion of the Board of Representatives that the public health, safety, welfare, convenience and necessity require the construction and layout of the highway known as "RUSSET HILL" for approximately 257.78 feet, in conformity with the specifications set forth in Section 29.49 of the Code of General Ordinances of the City of Stamford; and

IT IS FURTHER RESOLVED, that it is the intention of the Board of Representatives, with the approval of the Mayor, to construct and layout said highway, together with any curbing, drainage or other incidental installations required to carry out said project pursuant to the powers granted it under Section 640 of the Charter of the City of Stamford; and

IT IS HEREBY FURTHER RESOLVED that the Mayor be and is hereby requested to direct the Department of Public Works to do the preliminary engineering work, including preparation of surveys, plans, profiles, specifications, and estimates of the total cost of the improvement and to submit a report thereon to the Commissioner of Finance who shall make estimates of the value of any land proposed to be taken and of the amounts of the benefits or damages which should be assessed against or in favor of each piece of property affected; and

IT IS FURTHER RESOLVED that the Mayor be requested to submit a report thereon to the Board of Representatives; and

IT IS FURTHER RESOLVED that all of the cost of the work and improvements, as aforesaid, shall be assessed against the properties benefitted thereby; and

IT IS FURTHER RESOLVED that all necessary and requisite steps be taken toward the construction and layout of said highway, curbing, drainage and installations in accordance with the provisions of Chapter 64 of the Charter of the City of Stamford, and of Section 29.49 of the Code of General Ordinances of the City of Stamford.

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- (4) Resolution No. 702 - Concerning IMPROVEMENT OF HUNTING LANE for acceptance as a City Street under provisions of Sec. 29-50 of Code of General Ordinances of City and Sec. 640 of Charter - (Submitted in letter dated 8/21/70 from Charles J. Heinzer, III, Board President)

MR. HORNER said this is another road being submitted under Chapter 64 of the Charter. HE MOVED for approval of the following resolution. Seconded and CARRIED unanimously:

RESOLUTION NO. 702

CONCERNING IMPROVEMENT OF HUNTING LANE FOR ACCEPTANCE AS A CITY STREET PER SECTION 29.50 OF CODE OF GENERAL ORDINANCES OF STAMFORD AND SECTION 640 OF THE STAMFORD CHARTER

BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD:

That it is the opinion of the Board of Representatives that the public health, safety, welfare, convenience and necessity require the construction and layout of the highway known as Hunting Lane in conformity with the specifications set forth in Section 29.50 of the Code of General Ordinances of the City of Stamford; and

IT IS FURTHER RESOLVED that it is the intention of the Board of Representatives, with the approval of the Mayor, to construct and layout said highway together with any curbing, drainage or other incidental installations required to carry out said project pursuant to the powers granted it under Section 640 of the Charter of the City of Stamford; and

IT IS HEREBY FURTHER RESOLVED that the Mayor be and is hereby requested to direct the department of public works to do the preliminary engineering work, including preparation of surveys, plans, profiles, specifications, and estimates of the total cost of the improvement and to submit a report thereon to the Commission of Finance who shall make estimates of the value of any land proposed to be taken and of the amounts of the benefits or damages which should be assessed against or in favor of each piece of property affected; and

IT IS FURTHER RESOLVED that the Mayor be requested to submit a report thereon to the Board of Representatives; and

IT IS FURTHER RESOLVED that all of the cost of the work and improvements as aforesaid shall be assessed against the properties benefitted thereby; and

IT IS FURTHER RESOLVED that all necessary and requisite steps be taken toward the construction and layout of said highway, curbing, drainage and incidental installations in accordance with the provisions of Chapter 64



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of the Charter of the City of Stamford, and of the Section 29.50 of the Code of General Ordinances of the City of Stamford.

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PARKS & RECREATION COMMITTEE:

MR. RAVALLESE presented the Committee Report in the absence of Mr. Kelly who had been excused earlier. He reported that a Committee Meeting had been held on Wednesday, September 2, 1970 with Mr. Clark and Mr. Kelly present.

Request for CURFEW AT BELLTOWN PARK AND FOR INSTALLATION OF LIGHTS  
(Letter dated 6/16/70 from Robert N. Taranto, 15th District  
Democratic City Committee)

MR. RAVALLESE reported that the request for better lighting at Belltown Park should be granted and the curfew (contained in Ordinance No. 172) setting the hour of 11 P.M. should be changed to 10 P.M., with the lights installed. HE MOVED for adoption of this request.

THE PRESIDENT informed the speaker that in order to change an existing Ordinance requires an Ordinance which must be handled under the provisions of the Charter governing adoption of Ordinances and cannot be done by a simple motion.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE:

Concerning BOARD OF DIRECTORS OF SOUTH END COMMUNITY CENTER - (Letter dated 7/22/70 from Peter Chirimbes, 12th District Representative)

MR. MILLER reported regarding the above letter and said although the letter was dated July 22, 1970, this was only recently referred to his Committee and he did not receive a copy of it until tonight. He said his Committee will hold a meeting very soon, but since we are getting an opinion from the Corporation Counsel on this, whatever opinion we get should satisfy Mr. Chirimbes.

SPECIAL COMMITTEES:

URBAN RENEWAL COMMITTEE:

MR. KETCHAM, Chairman of URC Committee, read correspondence he has received from Mr. Hibben of the URC in regard to housing for displaced persons in the URC area.

He also read correspondence relating to the Frederic Harris Associates in letter from Mr. Hibben regarding protection at the Willow Street

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Extension Bridge.

Concerning a Memorial for Stamford Veterans in URC Area

MR. KETCHAM also referred to a letter from the URC in answer to our resolution on a possible Memorial for the Veterans, in which they state they have the land available, but are without any funds, toward the construction of such a Memorial. He said he can only observe that if they hadn't spent half a million dollars on the "Lady Bird Johnson" Memorial Park, they might have something left for the Veterans.

PUBLIC HEARING ON HIGH RIDGE SITE FOR MODERATE AND LOW INCOME HOUSING

MR. SCOFIELD said he would just like to remind the Members that there is a public hearing being held this Thursday, September 10, 1970, on the above matter, and it would be well worth going to in order to get the reaction of area residents.

SPECIAL COMMITTEE TO INVESTIGATE CIVIL SERVICE & PERSONNEL DEPARTMENT PROCEDURES:

MRS. PONT-BRIANT said there seems to be some question as to whether Sec. 206 of the Charter was passed to give her funds for the expenses of the above named Committee. She asked for approval of a \$100 maximum, which pays for postage of \$73.00 on some 600 envelopes and for the purchase of 1,600 envelopes and also for the rental of a post office box. She said she will come back later when she gets other bills. She MOVED for approval of the Committee's expenses. Seconded and CARRIED.

SPECIAL STUDY COMMITTEE ON BOARD OPERATIONS:

MR. KETCHAM, Chairman, presented the following report of his Committee:

REPORT-SPECIAL STUDY COMMITTEE, BOARD OF REPRESENTATIVES

The organizational meeting of this Committee was held on 13th August, 8 P.M. in the Board Room. Present were Mr. Connors, Mr. Rybnick, Mr. Morabito, Mrs. Sherman and Mr. Ketcham of the Committee and Mr. Scofield, Chairman of Public Works Committee and Mr. Ravallese, 8th District.

In accordance with the resolution of the Board "to study Board operations, to assess the needs and requirements that will increase the efficiency of the Board-----", it was decided that the two main areas to be explored were, (1) the internal operation of the Board, including the conduct of the regular monthly open meetings, (2) the operation of the Committee system, and ways to increase the ability of the various committees of the Board, to report back to the Board on matters before the Committees, with more detailed, fully investigated and authoritative facts and figures necessary for the full Board's consideration.

It was voted to send a letter to every Board Member, requesting his opinion as to how this best could be accomplished. This letter was mailed on 14th August.

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In response a very thoughtful letter was received from Mr. Puette, 18th Dist. and subsequent conferences were held with Committee Chairmen, Mr. Ellsworth, Mr. Exnicios, Mr. Scofield and Mr. Russbach.

The second meeting of the Committee was held on 3rd September, 1970, in the Board Room at 8 P.M. President of the Board Mr. Heinzer attended also Committee Members, Rybnick, Morabito, Mrs. Sherman, Caporizzo and Ketcham.

Committee Members reported on responses they had received from various Board Members. The Chairman report on discussions held with the corporation counsel, and with accounting experts.

The major preliminary conclusion of your Committee, is that as far as the Board is concerned, the most orderly conduct of City Government will be obtained by a much more strict adherence to the Rules of Order of the Board, and Robert's Rules, in the conduct of our meetings. It is recognized that in a spirit of "let's get things done", there is a temptation to slight the rules of order. However, this can lead to uncontrolled debate and the unnecessary lengthening of our public meetings.

The good offices of the President, Majority Leader and the Minority Leader must be exerted to secure this objective.

The individual members also must be encouraged in this direction. Their conduct on the floor and their knowledge of the rules of order contribute to the conduct of a well presented debate for the information of the public.

The Committee feels that the method in which our caucuses are conducted leaves something to be desired. Should the party caucuses be held directly before the meeting. It is felt that this at times, leaves little time for through discussion in caucus, with the result that the meetings of the Board are delayed.

Should the Board meetings be held on Tuesday, with Monday evenings scheduled for the party caucus? Should the Board go back to the old system of the Sunday caucus. This matter deserves further consideration and the President, Majority and Minority Leaders must be involved in any such change.

The Committee feels that where questions of wide community interest are concerned, that special meetings of the Board may be necessary, in order that the time for full debate be available.

The Committee feels that a definite schedule be established for the submission by other boards and commissions of matters that must come before this Board. Without such definitely established schedules, the Committee Chairman, the Steering Committee and the Board as a whole cannot give each item the necessary study and consideration that it deserves. We suggest



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that such schedule be immediately established, so that other branches of government, boards and commissions be aware of the time limitations thus imposed, and will be able to work more efficiently with this Board.

Improvements to the Committee System

The preliminary findings of this Committee are that the major standing committees of this Board, especially the Finance Committee and the Legislative & Rules Committee need, deserve and can justify the employment of competent paid professional assistance in the performance of their duties. A more definite recommendation will be forthcoming. However, the retention on a professional basis of legal counsel and an internal auditor by this Board seems mandatory if this Board is to function efficiently.

Also, an undue burden has been imposed on a few standing committees. The Steering Committee should make every effort to see that a more equitable assignment of committee assignments be made, so that an undue burden not be placed on a few committees.

The Committee Chairmen should make every effort to see that their Committee functions efficiently, that Members who because of other obligations, are unable to perform committee functions, be relieved of their assignments.

Each Committee should make every effort to have all necessary information available and the Chairman should be prepared to fully answer to the Board on matters considered by his Committee. All points of view should be heard by Committee before any board meeting.

The use of suspension of the rules should be reduced to a minimum. Altho suspension may seem desirable in effort to "get things done", it can result in ill considered action by the Board, without proper study and debate.

Your Study Committee hopes to present final definitive recommendations on the above at the next meeting of the Board.

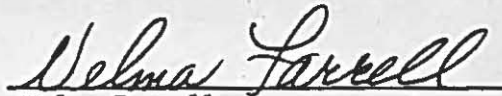
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PETITIONS:

MR. TRUGLIA, on behalf of Mr. Durso, who has been excused, presented a petition regarding the possible installation of a TRAFFIC LIGHT AT THE INTERSECTION OF STILLWATER AVENUE AND FINNEY LANE, which was ordered held for referral to committee at the next meeting of the Steering Committee.

MR. RUSSELL presented a petition REQUESTING SIDEWALKS TO TOQUAM SCHOOL, which was also referred to the Steering Committee for proper committee referral.

Minutes of September 8, 1970ADJOURNMENT:

There being no further business to come before the Board, on motion, duly seconded and CARRIED, the meeting was adjourned at 12.40 A.M.



Velma Farrell  
Administrative Assistant  
(Recording Secretary)

VF

APPROVED:

Charles J. Heinzer, II<sup>d</sup>  
President, 11th Board of Representatives

NOTE: Above meeting was broadcast  
over Radio Station WSTC  
until 11 P.M.

VF