

MEETING OF THE 11th BOARD OF REPRESENTATIVES
STAMFORD, Conn.
Minutes of April 5, 1971

A regular Monthly Meeting of the 11th Board of Representatives of the City of Stamford, Connecticut, was held on Monday, April 5, 1971 in the Board's Meeting Rooms, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The Meeting was called to order by the President at 9 P.M. after a Caucus by the respective parties.

INVOCATION was given by Father Kerry Lanz, St. Mary's Church.

PLEDGE OF ALLEGIANCE TO FLAG: The President led the Members in the Pledge of Allegiance to the Flag.

ROLL CALL was taken by the Clerk. There were 39 present and one absent. The absent Member was Richard A. Bieder (D), 11th District.

RESIGNATION of Majority Leader, THOMAS A. MORRIS (R) 15th District

THE PRESIDENT read the resignation of MR. THOMAS A. MORRIS as the MAJORITY LEADER of the 11th Board, effective immediately. He expressed regret at Mr. Morris' decision to resign as Majority Leader.

Several members from both the Republican and Democratic side of the Board spoke in praise of Mr. Morris' leadership of the Board and said they hoped he would reconsider his decision.

MR. SCOFIELD MOVED that the Board hold up on a replacement for Mr. Morris for at least a month so that he may have time to reconsider his decision. Seconded and CARRIED unanimously.

ACCEPTANCE OF MINUTES: Meeting of March 1, 1971.

The Minutes of the above meeting were accepted.

COMMITTEE REPORTS:

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

STEERING COMMITTEE REPORT
Meeting held Monday, March 22, 1971

A Meeting of the Steering Committee of the Board of Representatives was held on Monday, March 22, 1971 at 8 P.M. in the Caucus Room of the Board.

The meeting was called to order by the President and Chairman, Charles J. Heinzer, III. The following Representatives were present: William Murphy, Robert Exnicios, Charles Heinzer, Gerald Rybnick, Stephen Kelly, Handy Dixon, Frederick Miller, Edward Scofield, John DeForest, Watson Horner, John Boccuzzi, Mrs. Lois Pont-Briant, George Russell, Thomas Morris and Alan Ketcham.

Minutes of April 5, 1971

The following were absent: Anthony Truglia, Daniel Russbach and Joseph Bitetto.

(1) Mayor's Appointments

All of the Mayor's appointments as submitted in his letters of March 15, 16 and 19 were ORDERED ON THE AGENDA under APPOINTMENTS COMMITTEE. Also two appointments not acted upon at the March 1st Board Meeting were ORDERED ON THE AGENDA.

(2) Additional Appropriations:

All additional appropriations acted upon by the Board of Finance at their meeting held February 16th, March 9th and March 15th, were REFERRED TO THE FISCAL COMMITTEE and ORDERED PLACED ON THE AGENDA. Items in excess of \$2,000 were referred to secondary Committees.

Two other requests for appropriations, held in Committee at the 3/1/71 Board Meeting, were ORDERED ON THE AGENDA under FISCAL COMMITTEE - These were salary increments for 47 Supervisory and Administrative Personnel and 8% increments for the Chief of Police and Fire Chief.

- (3) \$6,000.00 - TURN-OF-RIVER FIRE DEPARTMENT, Code 574., for Salary Increases for 5 paid employees - from 7/1/70 to 6/30/71
(Mayor's letter of 3/5/71)

The above matter was NOT placed on the Agenda.

- (4) \$49,000.00 - BOARD OF EDUCATION - Request for a MANAGEMENT STUDY to be conducted by the Arthur D. Little & Co. - (Letter from Dr. Porter dated 12/16/70)

The above request was again discussed, it having been ordered NOT placed on the Agenda by action of the Steering Committee on 12/28/70. It was again ordered NOT placed on the Agenda - Noted and filed.

(See Minutes of 1/11/71, page 7597, Item 6)

- (5) Ordinance for final adoption CONCERNING THE PARTIAL ABANDONMENT OF VERNON PLACE - (Requested in letter from John E. Smyth, Assistant Corporation Counsel, dated 12/22/70) - (Held in Committee 1/11/71; published 2/5/71; again held in Committee 3/1/71)

The above was ORDERED ON THE AGENDA under LEGISLATIVE & RULES COMMITTEE - Also referred to the PUBLIC WORKS COMMITTEE.

- (6) Ordinance authorizing URC to convey to the Stamford Federal Savings- & Loan Assn. for the sum of \$1.00, 1,129 sq. ft. of City-owned property located on Easterly side of Atlantic Street together with an Easement over portion of Luther Street - (Approved by Board of Finance on 2/4/71) - (Letter dated 2/8/71 addressed to Mr. Ketcham from Atty. Friedman of URC, enclosing proposed Ordinance)

Minutes of April 5, 1971

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also referred to URBAN RENEWAL COMMITTEE

- (7) APPEAL from decision of ZONING BOARD (filed with Office of Zoning Board on 2/22/71, and received in office of Board of Representatives on 2/26/71 from Zoning Board's action approving, as modified, APPL. 70-026 - TOWN FAIR TIRE CENTER OF STAMFORD, INC., to amend Zoning Regulations under Section 9, Sub-Section B, 2, (a), to include "automotive equipment and service stores" as a permitted use in a B-D Designed Business District

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE to determine legality of referral and to the PLANNING & ZONING COMMITTEE for determination as to merits of the appeal.

- (8) Resolution CONCERNING AUTHORIZATION FOR PURCHASE OF A PARCEL OF LAND SITUATED ON EASTERLY TERMINUS OF PAUL ROAD FOR ELEMENTARY SCHOOL SITE - (Approximately .0137 acres, known as the "Strauss-Grunberger Property") (Mayor's letter of 1/4/71) - (Money appropriated by Resolution No. 666 adopted by Board of Representatives 5/4/70)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE.

- (9) Ordinance (for publication) - "AUTHORIZATION FOR THE RECONVEYANCE OF CERTAIN PROPERTIES TO CERTAIN OWNERS FOR THE WASHINGTON AVENUE EXTENSION PROJECT" - (Mayor's letter of 1/7/71)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also referred to the PUBLIC WORKS COMMITTEE

- (10) Resolution CONCERNING AUTHORIZATION FOR PURCHASE OF PROPERTIES FOR RIVER WALK, WATERFORD LANE VICINITY, to be known as "WASHINGTON BOULEVARD RIVER WALK" - (Mayor's letter of 1/7/71)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also referred to PUBLIC WORKS COMMITTEE

- (11) SALE OF CITY-OWNED PROPERTY AT PUBLIC AUCTION - (Mayor's letter of 1/6/71)

- (a) Arlington Road - S-12, Lot E - 81 x 146
- (b) " " - S-13, Lot D - 50 x 142
- (c) Carter Drive - W-6, Lot 28 - 80 x 111
- (d) " " - W-7, Lot 27 - 80 x 105
- (e) Tupper Drive - W-10, Lot 5 - 70 x 111
- (f) " " - E-8, Lot 16 - 83 x 105

(Note: Another item "(g) Forest Lawn Avenue" was denied by the Board of Finance on 3/15/71; all others were approved)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

Minutes of April 5, 1971

- (12) Proposed Ordinance (requested by Capt. Stephen J. Vitka, for "STANDARD OPERATING PROCEDURE FOR PARADES AND CEREMONIES" - (Received 3/12/71 and dated 2/12/71)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (13) Proposed Ordinance "TO DEFINE PARENTAL NEGLECT OF MINORS AND PENALTY THEREFOR" (Being legislation to hold parents responsible for crimes of minor children when the child has committed a third offense) - (Proposed by Robert Exnicios, 1st District Representative)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (14) Proposed Resolution "Concerning the Creation of a Seven Man Commission on Mental Retardation for the City of Stamford, Connecticut" - (See Minutes of 5/4/71, Page 7272; 7/6/70, Page 7376; 10/5/70, Page 7495; and 1/11/71, page 7612)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE - Also referred to HEALTH & PROTECTION COMMITTEE

- (15) Proposed Resolution "Concerning State Act Providing for a Boat Landing at West Beach, Stamford" requesting a public hearing be held on Bill No. 6092 which provides for \$100,000 in State Aid for construction of a public boat landing at Westcott Cove, West Beach - (Presented by Mr. Edward Scofield, 10th District Representative)

REFERRED TO LEGISLATIVE & RULES COMMITTEE and PARKS & RECREATION COMMITTEE

- (16) Eight proposed resolutions approving the filing of applications to the State Department of Community Affairs for Tax Abatement on: Coleman Towers (\$54,000.00); Trinity Gardens (\$18,000.00); Better Housing (\$27,000.00); Ludlow Street Town House (\$27,000.00); Trinity Apartments (\$49,500.00); St. John's Towers (\$91,943.00); New Hope Towers (\$180,000.00) and Friendship House (\$54,450.00) were ORDERED ON THE AGENDA under PUBLIC HOUSING AND GENERAL RELOCATION COMMITTEE - Also referred to the LEGISLATIVE AND RULES COMMITTEE

- (17) Ordinance (for final adoption) CONCERNING ESTABLISHMENT OF RATES FOR LAND FILL PROJECTS - (Adopted for publication 3/1/71; published 3/6/71)

ORDERED ON AGENDA under PUBLIC WORKS COMMITTEE

- (18) Proposed Resolution in letter dated 1/28/71 from the STAMFORD SEWER COMMISSION, requesting CONDEMNATION OF EASEMENTS through and under properties of G. THOMAS MELCHIONNE and ANN MARIE MELCHIONNE, ROSE BLEFARI and FRANK BLEFARI, NICHOLAS D. VANECH, ALEXANDER N. VANECH and NICHOLAS VANECH and PHILOMENA MARIA VANECH, which easements are necessary for the completion of the SANITARY and STORM SEWER Project known as SECTION 15-3 - (Above named people having refused to grant Easements, making condemnation necessary) - (Also see letter dated 1/17/71 from George Connors, Administrative Officer of Sewer Commission, to President of Board) - (See Minutes 3/1/71, Pages 7710-11)

Minutes of April 5, 1971

ORDERED ON AGENDA under SEWER COMMITTEE

- (19) Mayor's letter of 2/19/71, attaching proposed Resolution from the Park Commission "APPROVING TRANSFER OF JURISDICTION OF CITY-OWNED TRACT OF LAND, FROM THE PUBLIC WORKS DEPARTMENT, TO THE DEPARTMENT OF PARKS & TREES - (Bounded northerly by property of American Cyanamid Company's Stamford Rubber Supply Co.; westerly by East Branch of Stamford Harbor; easterly by Shippan Avenue and southerly by all or some of various described properties as listed in communication from the Park Commission (being action taken at their 2/3/71 meeting and attached to Mayor's letter) - under provisions of Ordinance No. 144.

Above ORDERED ON AGENDA under PARKS & RECREATION COMMITTEE

- (20) Mayor's letter of 1/29/71 - Proposed Resolution APPROVING TRANSFER OF JURISDICTION OF FORMER ITALIAN CENTER DAY CAMP PROPERTY, FROM PUBLIC WORKS DEPARTMENT, TO BOARD OF RECREATION, IN ACCORDANCE WITH PROVISIONS OF ORDINANCE NO. 144

Above ORDERED ON AGENDA under PARKS & RECREATION COMMITTEE

- (21) COLLECTIVE BARGAINING CONTRACT (signed March 22, 1971) between the Stamford BOARD OF EDUCATION and the CONNECTICUT NURSES' ASSOCIATION, covering two year period, from JULY 1, 1970 to JUNE 30, 1972

Above referred to PERSONNEL COMMITTEE and ORDERED ON AGENDA

- (22) Letter, dated 3/12/71 from C.O.N.A. CONCERNING HOUSE BILL #7256 introduced by Frederick Miller, being entitled: "AN ACT CONCERNING DISCLOSURE OF BENEFICIARIES OF REAL PROPERTY HELD IN TRUST"

Above ORDERED ON AGENDA under "Resolutions" (To be presented by Mr. Miller)

- (23) Concerning Choice of an Attorney to Serve as Counsel to the Board

The above matter was discussed at some length, as a result of a letter dated March 18, 1971 to the President from the law firm of Shapero & Bingham, requesting consideration and for the reason that several names had been forwarded to the Board as suggestions for Counsel. It was decided to refer this matter to the LEGISLATIVE & RULES COMMITTEE, who will meet with the President, Majority and Minority Leaders of the Board to decide on an appointment, at which time the name of the firm selected will be presented to the Board for confirmation.

- (24) Letter from the Atlas Construction Co., dated 2/25/71, to the Steering Committee, regarding Equal Employment Opportunity

The President read the above letter to the Members present. It was then ordered noted and filed.

Minutes of April 5, 1971

- (25) Resolution proposed by Anthony D. Truglia, Minority Leader, at the 3/1/71 Board Meeting, concerning the drive for funds to raise \$1,000,000 for the West Main Street Community Center - (Ordered held for the Steering Committee at the March Board Meeting)

The above was noted and filed. Many Members expressed their personal desire to help this very worthy cause, but felt it improper for the Board to go on record publicly as favoring any one drive for funds above others, as it would create a precedent and the Board would be deluged with requests from many other deserving causes and might create a problem to honor them all.

- (26) Concerning Disturbances on March 18th and 19th at Turn-of-River School

For the reason that some of the Members have been receiving many 'phone calls on this problem, it was MOVED, seconded and CARRIED that this be referred to the EDUCATION, WELFARE & GOVERNMENT COMMITTEE to check into the facts and bring in a report to the Board at the next Board Meeting in April.

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned at 9.45 P.M.

CHARLES J. HEINZER, III, Chairman
Steering Committee

APPOINTMENTS COMMITTEE:

MR. JOHN BOCCUZZI MOVED that the Board dispense with any seconding speeches for the appointments. Seconded and CARRIED.

MR. RUSSBACH reported that his Committee met on Thursday, April 1, 1971. He reported on the following appointments:

CORPORATION COUNSEL:Term Ending:

(1) <u>J. ROBERT BROMLEY (R)</u>	Vote: 34 yes	12/1/71
55 Cedar Heights Road	5 no	
(replacing Frank D'Andrea, who resigned)		

HUMAN RIGHTS COMMISSION:

(2) <u>JOHN ZELINSKI, JR. (D)</u>	" 37 yes	12/1/73
44 Morgan Street	2 no	
(reappointment)		
(3) <u>ALONZO LUCAS, JR. (R)</u>	" 33 yes	12/1/71
17 Ferris Avenue	6 no	
(replacing Gerald M. Leonard, who resigned)		

Minutes of April 5, 1971APPOINTMENTS (CONTD.)BOARD OF TAXATION:Term Ending:

(4) <u>MICHAEL GRAY</u> (D)	VOTE: 31 yes	12/1/73
1435 Bedford Street	8 no	
(replacing Mrs. Eleanor Austin who resigned)		

HEALTH COMMISSION:

(5) <u>DR. HARRY BARAX</u> (D)	" 30 yes	12/1/71
117 Idlewood Drive	9 no	
(replacing Stanley Grabowski, who resigned)		

PARK COMMISSION:

(6) <u>BETTY ANN COOKNEY</u> (R)	" 28 yes	12/1/75
266 High Ridge Road	11 no	
(replacing Lotus Mills, whose term expired)		

ZONING BOARD OF APPEALS ALTERNATE:

(7) <u>NICHOLAS CRISPI</u> (R)	DENIED BY	
5 Robinson Drive	VOTE: 15 yes	12/1/75
(replacing John Sedlak, whose term expired)	24 no	

MR. RUSSBACH said his Committee interviewed an appointment to the CONSERVATION COMMISSION, Mrs. Arlene Sheehan, 24 Ocean Drive West, for term expiring December 1, 1971. He said, however, the appointment did come in late, but the Committee interviewed her anyway and it would have to be brought up under suspension of the rules if acted upon tonight.

MR. JOHN BOCCUZZI asked if it is not the practice of this Board that if an appointment comes down prior to the Board Meeting, that we would not need suspension of the rules to bring it on the floor.

THE PRESIDENT said it was the practice of the previous 10th Board but this Board has not been doing it, as the rules of the Board say that if a matter is not on the Agenda, it requires suspension of the rules to bring it on the floor.

MR. BITETTO MOVED for suspension of the rules to bring this appointment on the floor. LOST.

FISCAL COMMITTEE:

MR. EXNICIOS presented his Committee Report. He said the Committee met on Saturday, March 27, 1971 with six members present - Mrs. Pont-Briant, Mr. Rybnick, Mr. Caporizzo, Mr. Springer, Mr. John Boccuzzi and himself. He reported on the following items:

Minutes of April 5, 1971

- (1) \$18,522.00 - To provide Merit Step Increases in Salary for 47 who are Supervisory and Administrative Personnel - (Mayor's letter of 1/13/71) - (Held in Committee 2/1/71; returned to Committee on 3/1/71)

Code No.	Department	Number Covered	Annual Cost of next step as of 7/1/70	Appropriation Required
525.0101	Traffic Director	1	* \$ 546.00	\$ 546.00
410.0101	Welfare Department	1	* 285.00	285.00
106.0101	Board of Representatives	1	721.00	--
110.0101	Law Department	5	2,931.00	2,931.00
112.0101	City & Town Clerk	1	492.00	--
116.0101	Bureau of Accts. & Records	2	1,675.00	--
117.0101	Data Processing	3	2,134.00	2,134.00
118.0101	Bureau of Purchases	2	1,370.00	--
126.0101	Central Services	1	721.00	721.00
134.0101	Planning Board	2	1,460.00	--
144.0101	Assessor's Office	2	1,331.00	1,331.00
174.0101	Dept. of Civil Service	1	653.00	--
410.0101	Welfare Department	2	1,331.00	--
430.0101	Sunset Home	1	794.00	794.00
440.0101	Smith House	1	569.00	--
510.0101	Health Department	1	794.00	--
511.0101	Housing Code Enforcement Task Force	1	569.00	--
606.0101	Highways	1	920.00	920.00
620.0101	Incinerator-Sewage Treatment Plant	2	936.00	936.00
624.0101	Division of Collection	2	715.00	715.00
629.0101	Land & Bldg. Maintenance	1	598.00	598.00
710.0101	Parks	1	492.00	--
720.0101	Recreation	2	1,032.00	--
730.0101	Hubbard Heights	1	516.00	516.00
302.0000	Board of Education	9	6,095.00	6,095.00
		47	\$29,680.00	\$18,522.00

* Increment due Jan. 1, 1971

MR. EXNICIOS MOVED for approval of the above request, saying it was unanimously approved by his Committee. Seconded by John Boccuzzi.

MRS. PONT-BRIANT said her Committee (Personnel Committee) concurs. CARRIED unanimously.

- (2) \$2,720.00 - 8% Salary Increases to Chiefs of Police and Fire Department, previously given to Members of Association and Fire Fighters - To be allocated as follows:
(Held in Committee 3/1/71)

Code 530.0101 - Police Dept., Salaries -----	\$1,360.00
Code 540.0101 - Fire Dept., Salaries -----	1,360.00
	<u>\$2,720.00</u>

Minutes of April 5, 1971

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mrs. Pont-Briant who said the Personnel Committee concurs. CARRIED unanimously.

- (3) \$23,506.00 - REGISTRARS OF VOTERS - Code 102.5104 for State and City Elections - (Mayor's letter of 1/28/71)

MR. EXNICIOS MOVED for approval of the above request. He explained it was for the State and City elections held in November. Seconded by Mr. Miller, who said the Education, Welfare & Government Committee concurs. CARRIED unanimously.

- (4) \$24,464.14 - BOARD OF EDUCATION - State Grant from Federal Funds under Title III, N.D.E.A., for educational TV and audio-visual equipment - (Letter, dated 1/19/71 from Dr. Porter, Supt. of Schools)

MR. EXNICIOS said this amount of money has already been received by the City and is being transferred out of the General Fund to the Board of Education. HE MOVED for approval. Seconded by Mr. Miller who said the Education, Welfare & Government Committee concurs in approval. CARRIED unanimously.

- (5) \$1,516,470.00 - BOARD OF EDUCATION - For salary increases, Fringe Benefits, etc., in accordance with COLLECTIVE BARGAINING CONTRACT - (Letter dated Oct. 21, 1970 from Dr. Porter, Supt. of Schools) - (REDUCED by Board of Finance from original request)

MR. EXNICIOS said the above matter is being held in Committee, at the request of the Board of Education.

- (6) \$14,300.00 - POLICE DEPARTMENT - Code 530.1705, Maintenance of Patrol Cars - (Mayor's letter of 2/23/71)

MR. EXNICIOS MOVED for approval of the above request. Seconded by Mr. Russell who said the Health & Protection Committee concurs. CARRIED unanimously.

- (7) \$830.00 - PARK DEPARTMENT - Code 710.0601, Materials & Supplies (Mayor's letter of 3/5/71)

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

- (8) \$1,050.00 - PARK DEPARTMENT - Code 710.1701, Auto Operating & Maintenance - (Mayor's letter of 3/5/71)

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

Minutes of April 5, 1971

- (9) \$3,150.59 - PENSION - Police Sergeant George R. Bender - Based on annual pension of \$6,301.18 or 58% of his annual salary of \$10,864.10, effective 1/1/71 - (Mayor's letter of 2/23/71)

MR. EXNICIOS MOVED for approval of the above pension. Seconded by Mr. Kelly and CARRIED unanimously.

- (10) \$2,013.35 - PENSION - Patrolman William F. Hamm, based on annual pension of \$4,832.04 or 50% of his annual salary of \$9,664.07, effective 2/1/71 - (Mayor's letter of 2/23/71)

MR. EXNICIOS MOVED for approval of the above pension. Seconded by Mr. Kelly and CARRIED unanimously.

- (11) \$1,594.10 - PENSION ADJUSTMENTS - Police Pension Fund, in accordance with recently approved contracts, payable to: (Mayor's letter of 2/23/71)

Sergeant George J. Reedy -----	\$897.88
Patrolman George F. Giblin -----	168.99
Vera Malanoski, widow of Patrolman Edward Malanoski -----	527.23
	<u>\$1,594.10</u>

MR. EXNICIOS MOVED for approval of the above request. He explained this is an adjustment in accordance with the recently approved Police Contracts. Seconded by Mr. Kelly.

MR. RUSSBACH said he does not intend to vote against these pension adjustments. However, he said he would like to point out, as he has previously, pensions are going to break us in the City and if you will look at what is happening in New York City you will see that cities simply cannot afford this type of thing. He said he would urge the Board that when contracts like this come up again to not vote for 20 year pensions for anyone else. He said he thinks this City is at the end of its resources and this is just an example of what the cost of the contract just negotiated entails - that we have to appropriate almost \$1,600 more just for adjustments in pensions. He said when you start multiplying this by a lot of people and the City of Stamford will find itself in a very precarious financial position.

MRS. SHERMAN said she would like to remind the Board that we are not voting on any contracts tonight.

MR. CONNORS said these men spent well over 25 years in the Police Department and well deserve their pensions.

MR. TRUGLIA suggested we send these men a letter commending them on their years of service.

VOTE taken on Item #11 and CARRIED unanimously.

Minutes of April 5, 1971

- (12) \$28,900.00 - Resolution No. 737 amending 1970-1971 Capital Projects Budget by adding project to be known as "POLICE DEPARTMENT - MICROFILM EQUIPMENT AND ROTARY TYPE ELECTRIC FILES" and appropriation therefor - (Mayor's letter of 12/4/70)

MR. EXNICIOS MOVED for approval of the following resolution. Seconded by Mr. Kelly:

RESOLUTION NO. 737

AMENDING 1970-1971 CAPITAL PROJECTS BUDGET BY ADDING \$28,900.00 FOR PROJECT KNOWN AS "POLICE DEPARTMENT - MICROFILM AND ROTARY TYPE ELECTRIC FILES" AND APPROPRIATION THEREFOR

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 the sum of \$28,900.00 for Project known as "POLICE DEPARTMENT - MICROFILM AND ROTARY TYPE ELECTRIC FILES" in accordance with the provisions of Sec. 611.5 of the Stamford Charter and appropriation of aforesaid sum therefor.

MR. EXNICIOS said this is to put the 449,000 pieces of paper the Police Department now has in some 61 files onto microfilm and rotary files and reclaim some 1,000 square feet of space in the Police Department building and release many patrolmen for duty on the street instead of having them type up reports under the "hunt and peck" system.

MR. DONAHUE asked the Chairman of the Fiscal Committee if any thought has been given to providing the Police Department with stenographic help to aid the Patrolmen in typing their reports. He said he would also like to know how long it will take to implement the system proposed.

MR. EXNICIOS said the answer to the first question is that as soon as the space becomes available, the Police Department does intend to hire some civilian typists which is the only way that they can get these patrolmen back on the street. He said at the present time they are putting three into the next budget. He said the second question - to put the present files on microfilm will take approximately two to three months, but to get the entire system in place, they estimate it will take three years. At that time, in addition to the fact that these patrolmen will not have to type out their own reports, it will release at least a minimum of two Sergeants and four patrolmen who are now in the Record Room. He said they estimate that at that time it will be up to probably 15 typists, since they must do this on a round-the-clock, 24 hour a day basis, because a patrolman must submit his report immediately, and he can do this over the telephone on a recording system and then the typist can pick it up from there.

Minutes of April 5, 1971

MR. DONAHUE asked the Chairman if he has any idea of the total cost of a system that will take three years to put into operation.

MR. EXNICIOS said he cannot give an estimate at this time.

MR. MORRIS asked why the typists would have to work at night, if the Policemen were going to 'phone in their reports and they would be put on tape - then why couldn't they be typed out the following day?

MR. EXNICIOS explained that these reports are signed by the Patrolmen at the end of each tour of duty - at the end of each shift - and it must be typed up immediately so that when he comes in he can then sign it and that is why it must be manned around-the-clock.

MRS. VARNEY said the Patrolmen have been asking for tape recorders for a long time in order that they could be relieved from typing up their own reports. He said after they have put it on tape, they could just sign some sort of a paper saying that this is their report.

MR. RUSSELL, Chairman of the Health & Protection Committee, said his Committee has approved this appropriation.

MR. CONNORS said they make recordings up in Hartford and they can go back several hours later and all they have to do is sign the letter as it will be ready at that time. He said he goes along with what Mrs. Varney has said.

MRS. SHERMAN said she thinks this would greatly increase the efficiency of the Police Department, rather than having them sitting there trying to type out their own reports. She said this would put the Police out on the street where they should be.

MRS. PONT-BRIANT said she asked, mainly in reference to the contract, that in addition to the equipment purchased there is a \$450 maintenance contract and approximately \$200 a year for film and in addition to this you will have salaried employees to do the typing and it would amount to something like 22 typists. She said that would appear to be a tremendous expense, but when it is pro-rated out, you will find that it would relieve the patrolmen for 100 hours of duty, so salary wise, it will be about the same.

MR. ROOS said this appears to be a very small charge in relation to the program, and that the Police Department intends to do most of the work of setting this up themselves. He said it would be much more expensive if trained technicians are brought in.

There being no further discussion, the PRESIDENT called for a vote on Resolution No. 737 (Item #12 on the Agenda). CARRIED with one "no" vote (Mr. Sherer).

Minutes of April 5, 1971

(13) \$4,925.00 - DEPARTMENT OF PUBLIC HEALTH (REDUCED by Board of Finance from \$10,600.00) - To establish a FORENSIC DRUG LABORATORY, which amount is to be allocated to the following Codes:

(Mayor's letter of 1/28/71)

Drug Lab. Code 514.0102 - Part-Time Help
Code 514.2201 - New Equipment
Code 514.4060 - Lab Supplies

MR. EXNICIOS MOVED for approval of the amount appearing on the Agenda, namely, \$5,300.00 which amount also included an item for Code 514.0920 for Fringe Benefits. He explained this will save time when a suspected drug pusher is picked up and is found with a substance on him, because this Lab can determine within a matter of hours whether or not this substance is or is not a drug. He said as it now is, they have to send the suspected drug to Hartford where it may take as much as six months to get back.

He said the Board of Finance merely approved the total sum and left it to the discretion of Dr. Gofstein to allocate the reduced amounts in the proper codes.

The motion made by Mr. Exnicios was seconded by several.

MR. CHIRIMBES MOVED TO AMEND by striking out Code 514.0920, because you have part time help who are going to get fringe benefits. He said he does not believe we should be setting a precedent where part time help would be receiving fringe benefits. Seconded.

MR. SCOFIELD asked whether some of the fringe benefits are mandatory and not optional.

MR. EXNICIOS said this is the first appropriation for this laboratory and it only runs to the end of this present fiscal year. He said the plans are to use the existing personnel and charge their time to this account, so therefore these people would be in line for fringe benefits.

MR. KELLY said he worked several times part-time and got no fringe benefits.

MR. CHIRIMBES questioned as to whether or not this should also be referred to the Health & Protection Committee.

THE PRESIDENT said he assumed it had been referred to that Committee. He asked Mr. Russell, Chairman of that Committee, if he has a report to submit.

MR. RUSSELL said he had not met on this matter.

THE PRESIDENT ruled that this is not properly before the Board, as it is over \$2,000 and was not properly referred to a secondary committee.

Minutes of April 5, 1971

MR. MORRIS objected, saying that theoretically he might agree, but we are all trying to combat the drug problem in the City of Stamford and one of the biggest problems the Police do have is having to wait as much as six months to get back a report from the State Laboratory. He said we are quibbling over a very small thing.

THE PRESIDENT suggested a very short recess in order that Mr. Russell can poll his Committee on this matter.

RECESS taken at this time to allow Mr. Russell to poll his Health & Protection Committee.

THE RECESS was declared over after five minutes and the Members resumed their seats at 9.50 P.M.

MR. RUSSELL reported that his Committee rejected any appropriation for Code 514.0920 but did approve the other three items.

THE PRESIDENT asked Mr. Chirimbes to withdraw his amendment, as the Health & Protection Committee was holding this item in Committee.

MR. CHIRIMBES agreed to withdraw his motion.

MR. EXNICIOS said he would like to point out to the Board Members that we have NOT allocated these funds and if we allocate the amount that appears on the Agenda - \$5,300.00 - Dr. Gofstein may use it as he sees fit.

THE PRESIDENT said he cannot use it for Code 514.0920.

MR. EXNICIOS said then he can use it as straight salary, in lieu of.

MRS. PONT-BRIANT said this might put them in a bind.

MR. EXNICIOS said Dr. Gofstein asked for this three months ago and did not receive it and the reason for making this less is that three months have now passed and the original amount requested will not be needed to the end of the present fiscal year. He said the doctor has picked up some of the equipment and at the time he was questioned he did not know whether he needed more equipment or more personnel and that was why the Board of Finance did not allocate it.

MRS. PONT-BRIANT said the fringe benefits in the original appropriation were \$750 and the Board of Finance approved half, so this would be reduced to \$375. SHE MOVED TO DELETE the amount of \$375 from the total as it appears on the Agenda, thus reducing the total to \$4,925. Seconded and CARRIED.

VOTE taken on the total REDUCED amount of \$4,925.00 and CARRIED unanimously.

Minutes of April 5, 1971SUSPENSION OF THE RULES - To consider the COLLECTIVE BARGAINING Contract under PERSONNEL COMMITTEE.

MR. DeFOREST MOVED for suspension of the rules in order to go to the report of the Personnel Committee on the matter of the Nurses' Contract. He said if we move this ahead it would be a courtesy to the nurses. Seconded and CARRIED unanimously.

PERSONNEL COMMITTEE:

COLLECTIVE BARGAINING CONTRACT (signed March 22, 1971) between the STAMFORD BOARD OF EDUCATION and the CONNECTICUT NURSES' ASSOCIATION, covering two year period, from July 1, 1970 to June 30, 1972.

MRS. PONT-BRIANT, Chairman, reported on the above contract. She said her Committee had a meeting today with Mr. Barker as Mr. Gordon is out of the country.

MRS. PONT-BRIANT said those attending this meeting were Mrs. Varney and herself and the other Board Members have given them a list of questions to ask. She said most of the items in the contract are quite similar to the other contracts which have been previously approved. She said Public Act #481, 1967, now includes the nurses under this bargaining unit as they have not been included under previous contracts.

She said there was a question on money which had been raised by herself and others because the percentage was 18% to 19% on the Staff of Nurses at Sunset Home and the Smith House. She said there was an elimination of the 37½ hour work week which has now been pushed up to a 40 hour work week, so there is no overtime for these nine employees, which changes the percentage. It then is not 18% or 19% but more like the 10% or 9% that the other contracts received.

She said there were a couple of questions relating to the 481 and as a member of the Special Investigating Committee (to investigate personnel department and personnel practices), many questions came up in reference to Civil Service status. She said it is her understanding that we cannot refuse contracts unless a money item is concerned. She said she would like the record to show that she objected to one part where it says that - on Page 9, Item (j): "In the event of the reduction of the number of nurses employed as 481 nurses (private or parochial schools) such reduction shall be in accordance with Civil Service regulations."

She said she assumes that is in relation to seniority which does not put them under Civil Service Status. She went on reading from the contract to the point where it says "shall" and said she objected to the word "shall" because it is binding. She said from the wording at this point in the contract she feels that there could be repercussions from Civil Service employees who may be passed over in favor of a 481 nurse who may be more

Minutes of April 5, 1971

qualified, but does not happen to be under Civil Service. She said they have been told that unless a monetary value is concerned we do not have cause for refusal, so based on that, the Personnel Committee recommends approval of the contract. She said she inquired in the Personnel Office and was informed that the contract was also signed by a representative of the Connecticut Nurses' Association and under that appears the signature of the unit Chairman, William E. Abbott, Nurse at the Smith House. She said she was told that Unit 3 voted for Mr. Abbott to represent them in their negotiations. SHE MOVED for approval of the contract. Seconded.

MR. RUSSBACH said on behalf of the "silent majority" he will not vote for any of these increases and will not vote for any contract giving more than a cost-of-living increase and this applies to the future. He said it is his belief that Federal, State and City Governments have gotten out of hand as far as salaries are concerned and private industry cannot compete. Also, he said he never heard of private industry continuing paying for Blue Cross coverage until a person is eligible for Medicare, but the City does.

He said we are joining a mutual suicide pact with New York City where Sanitation Men turn down starting salaries of \$12,600. a year. And, also Policemen and Firemen are insulted by offers of \$14,150. to start.

MRS. SHERMAN said she would like to ask the previous speaker if he is still earning the same salary he used to make.

MR. RUSSBACH said he is paid on a commission basis.

MR. PUETTE MOVED THE QUESTION. Seconded and CARRIED.

VOTE taken on the Nurses' Contract. APPROVED with one "no" vote.

THE PRESIDENT said we will now return to the regular order of business and called for the report of the Legislative & Rules Committee.

LEGISLATIVE & RULES COMMITTEE:

MR. HORNER, Chairman, gave his Committee report on the following matters. He said his Committee met on March 31, 1971 at 7.30 P.M. with the following members present: John DeForest, Frank LiVolsi, Peter Chirimbes, Frederick Miller, Charles Heinzer (President), Watson Horner, William Murphy, Edith Sherman, William Puette, Anthony Truglia (Minority Leader) and Richard Bieder.

- (1) Ordinance No. 212 - For final adoption - "CONCERNING THE PARTIAL ABANDONMENT OF VERNON PLACE" - (Requested in letter from John E. Smyth, Asst. Corporation Counsel, dated 12/22/70) - (Held in Committee 1/11/71; published 2/5/71; again held in Committee on 3/1/71)

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

Minutes of April 5, 1971

ORDINANCE NO. 212 SUPPLEMENTAL

CONCERNING THE PARTIAL ABANDONMENT OF VERNON PLACE

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In accordance with Section 13a-49 of the Connecticut General Statutes as amended, a portion of Vernon Place is hereby abandoned to wit:

Beginning at a point on the new westerly street line of Washington Avenue, where the same is intersected by the existing southerly street line of Vernon Place said point being the northeast corner of land of Clement L. Raiteri et al, thence in a westerly direction along said southerly street line of Vernon Place S 83 57' 40" W a distance of 117.588 feet to the proposed easterly street line of Vernon Place, thence in a northerly direction along said proposed easterly street line of Vernon Place on a curve to the left, the radius of which is 40.00 feet a distance of 36.525 feet to the existing northerly street line of Vernon Place thence in an easterly direction along said northerly street line of Vernon Place N 83 57' 40" E a distance of 113.511 feet to the new westerly street line of Washington Avenue, thence in a southerly direction along said new westerly street line of Washington Avenue S 6 24' 32" E a distance of 3.414 feet and on a curve to the right the radius of which is 1,000.00 feet a distance of 31.590 feet to the point or place of beginning, being more particularly shown and delineated on a certain map on file in the City and Town Clerk's Office, Stamford, Connecticut, reference thereto being hereby had and entitled "Map Showing Land To Be Conveyed To Washington Avenue Associates By The City Of Stamford, Stamford, Conn. May 1970 Scale 1" = .30' William D. Sabia, City Engineer".

The above described parcel of land contains 3,951 square feet.

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

-
- (2) Proposed Ordinance for publication, authorizing the URC to convey to the Stamford Federal Savings & Loan Association for the sum of \$1.00, 1,129 sq. ft. of City-owned property located on the Easterly side of Atlantic Street, together with an Easement over a portion of Luther Street - (Approved by Board of Finance on 2/4/71)

MR. HORNER MOVED for approval for publication, of the following proposed Ordinance. Seconded and CARRIED unanimously:

PROPOSED ORDINANCE

AUTHORIZING THE CONVEYANCE OF PROPERTY BY THE CITY OF STAMFORD TO THE STAMFORD FEDERAL SAVINGS AND LOAN ASSOCIATION

Minutes of April 5, 1971

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

The sale of the following described property by the City of Stamford, to Stamford Federal Savings and Loan Association, is hereby approved.

All that certain tract of land, with the buildings thereon, situated in the City of Stamford in the County of Fairfield and State of Connecticut, shown and delineated on a certain map entitled, "Map Showing Property To Be Conveyed By The Urban Redevelopment Commission for the City of Stamford To The Stamford Federal Savings and Loan Association" certified "Substantially Correct" by Robert L. Redniss for Parsons, Bromfield and Redniss and dated 2 December, 1970, which map will be filed with the Town Clerk of the City of Stamford at the time of conveyance of the following described premises, reference thereto being hereby had, bounded and described as follows:

Beginning at a point along the Easterly side of Atlantic Street, said point being at the division line between land of the Stamford Federal Savings and Loan Association and the herein described parcel of land, formerly being land of Park-Atlantic Realty Co., said point also being a distance of 44.00 feet from the Southerly side of Luther Street, as measured along said Easterly side of Atlantic Street; South $82^{\circ} 13' 25''$ East for a distance of 81.583 feet, and North $8^{\circ} 38' 05''$ East for a distance of 44.302 feet along said land of the Stamford Federal Savings and Loan Association to the Southerly side of Luther Street; thence South $82^{\circ} 25' 50''$ East along said Southerly side of Luther Street for a distance of 24.45 feet to land of the City of Stamford, formerly land of the Connecticut Title Partnership; thence South $7^{\circ} 56' 12''$ West along said land of the City of Stamford, formerly land of the Connecticut Title Partnership, for a distance of 44.234 feet; thence North $82^{\circ} 34' 10''$ West for a distance of 82.698 feet; being in part along land of the City of Stamford formerly land of the Connecticut Title Partnership, and being in part along land of the City of Stamford, formerly land of the Estate of Luther Scofield; thence South $7^{\circ} 09' 00''$ West for a distance of 0.61 feet along land of the City of Stamford, formerly land of the Estate of Luther Scofield; thence South $82^{\circ} 41' 00''$ West for a distance of 23.88 feet, being in part along land of the City of Stamford, formerly land of the Estate of Luther Scofield and being in part along land of the City of Stamford, formerly land of Park-Atlantic Realty Co., to the Easterly side of Atlantic Street; thence North $7^{\circ} 31' 13''$ East for a distance of 1.15 feet along said Easterly side of Atlantic Street to the point or place of beginning.

Comprising an area of 1,129 square feet.

Together with an easement appurtenant to said premises over the portion of Luther Street bounded and described as follows:

Minutes of April 5, 1971PROPOSED ORDINANCE - (CONT'D)

Beginning at a point along the Northerly side of Luther Street, said point being where the Easterly side of Atlantic Street intersects said Northerly side of Luther Street, proceeding along said Northerly side of Luther Street, South 82° 33' 25" East for a distance of 107.111 feet along land of Jole Realty Corp. to the Easterly portion of Luther Street; thence South 7° 56' 12" West for a distance of 29.728 feet along said Easterly portion of Luther Street to the Southerly side of Luther Street; thence along said Southerly side of Luther Street, North 82° 25' 50" West for a distance of 106.894 feet being in part along land of the City of Stamford, formerly land of the Connecticut Title Partnership, and being in part along land of the City of Stamford, formerly land of the Estate of Luther Scofield, and being in part along land of the Stamford Federal Savings and Loan Association, to the Easterly side of Atlantic Street; thence North 7° 31' 13" East for a distance of 29.487 feet along said Easterly side of Atlantic Street to the Northerly side of Luther Street, being the point or place of beginning.

Comprising an area of 3,168 square feet.

The conveyance shall be made subject to all the terms of a certain settlement agreement between the City of Stamford, Connecticut Urban Redevelopment Commission and Stamford Federal Savings and Loan Association dated January 4, 1971.

The sale price shall be ONE DOLLAR (\$1.00).

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 the hereinabove described premises. Title is presently in the said City of Stamford and the jurisdiction is in the City of Stamford, Connecticut Urban Redevelopment Commission.

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

-
- (3) APPEAL from decision of ZONING BOARD filed with Zoning Board Office on 2/22/71, from Zoning Board's action approving, as modified, APPL. 70-026 - TOWN FAIR TIRE CENTER OF STAMFORD, INC., to amend Zoning Regulations under Section 9, sub-section B, 2, (a), to include "automotive equipment and service stores" as a permitted use in a B-D Designed Business District - (Received in office of Board of Representatives 2/26/71)

MR. HORNER said this matter was also referred to the Planning & Zoning

Minutes of April 5, 1971

Committee and they held an open committee meeting on this and later, after a thorough discussion, sent a letter requesting an opinion from the Corporation Counsel, who has ruled as follows:

March 25, 1971

You have requested our opinion as to the required number of signatures necessary under the provisions of Section 553.2 of the Stamford Charter for referral to the Board of Representatives of the decision of the Zoning Board in the above matter.

The records which accompany your letter indicate that Application 70-026 sought to amend the zoning regulations of the City of Stamford to include "automotive equipment and service stores" as a permitted use in a B-D Designed Business District.

On December 7, 1970, the Zoning Board of the City of Stamford approved said application, as modified, in the following manner:

Amend Subsection B, 2, (a) of Section 9 - DESIGNED DISTRICTS, of Article III, to include 'automotive equipment and service stores, restricted to the retail sale and service of new automotive tires' as a permitted use in a B-D Designed Business District.

Your specific question is whether or not said amendment applies to two or more zones or the entire City under the provisions of 553.2 of the Stamford Charter, in which case the signatures of at least 300 land owners would be required upon the petition for referral.

In our opinion, since there is more than one "B-D Designed Business District" zone in the City of Stamford, the amendment does, in fact, apply to two or more zones as provided in Section 553.2 of the Stamford Charter. In such case, in accordance with the provisions of said Charter section, the signatures of at least 300 land owners are required upon a valid petition for referral.

MR. HORNER said accordingly, the Legislative & Rules Committee feels that this is not properly before this body.

MR. DeFOREST said since this was also before his Committee - Planning & Zoning Committee - they would like to concur. He said he would like to call attention to the fact that many of these petitions are very difficult for the average layman. He said it was quite obvious at the meeting held by the Joint Committees, the other night, that the people who are preparing the lists and trying to get names, actually did not know how to go about it - they didn't know what names to get, nor how they should be prepared and when they went to find out from certain City officials, apparently, they were unable to find the answer. He said it would seem to him that some way should be found for people who are interested in presenting petitions to be able to learn how to prepare them properly.

Minutes of April 5, 1971

- (4) Resolution No. 738 - CONCERNING AUTHORIZATION FOR PURCHASE OF A PARCEL OF LAND SITUATED ON THE EASTERLY TERMINUS OF PAUL ROAD FOR ELEMENTARY SCHOOL SITE - (Approximately .0137 acres, known as the Strauss-Grunberger Property) - (Requested in Mayor's letter of 1/4/71) - (Money appropriated by Resolution #666, adopted by Board of Representatives on 5/4/70)

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

RESOLUTION NO. 738

CONCERNING AUTHORIZATION FOR PURCHASE OF A PARCEL OF LAND SITUATED ON THE EASTERLY TERMINUS OF PAUL ROAD FOR ELEMENTARY SCHOOL SITE

WHEREAS, the City of Stamford, Connecticut, desires to acquire and develop a portion of certain property owned by Joseph Strauss and Albert Grunberger, located on the Easterly Terminus of Paul Road, which land is to be used as a site for the construction of an elementary school; and is described on Schedule A annexed hereto; and

WHEREAS, sufficient funds have heretofore been appropriated for the acquisition of the aforesaid property; and

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, Connecticut, that the acquisition of the aforesaid property is desirable and necessary for the welfare and general well being of the citizens of this City; and

IT IS FURTHER RESOLVED that the Mayor of the City of Stamford is herewith authorized to acquire in the name of the City of Stamford, the said premises for the said sum of \$1,000.00; and

IT IS FURTHER RESOLVED that the Corporation Counsel of the City of Stamford is herewith authorized, on behalf of the City of Stamford to institute and file condemnation proceedings, if necessary, to acquire title to said real property.

SCHEDULE A

PROPERTY TO BE ACQUIRED FROM JOSEPH STRAUSS AND ALBERT GRUNBERGER, SITUATED ON THE EASTERLY TERMINUS OF PAUL ROAD

All that certain piece, parcel or tract of land, containing 0.0137 acres, situated at the easterly terminus of Paul Road where the same is intersected by the land herein conveyed and the northerly line of land of William Chirimbes, thence northerly along the easterly terminus of Paul Road N. 13° 53' E. - 12 ft., thence southeasterly along other land of the grantor A. 69° 16' 27" E. - 100.72 ft. to land N/F of William Chirimbes, thence westerly along the northerly line of land N/F of William Chirimbes, N. 76° 07' W. - 100.00 ft. to the point or place of beginning.

Minutes of April 5, 1971

The above tract is shown and delineated as Parcel "B" on a certain map entitled "Map of Property of Joseph Strauss, Et.Al., Surveyed for the Stamford Board of Education, Stamford, Connecticut" certified substantially correct by Edward J. Frattaroli, Surveyor, August 8, 1970

- (5) Ordinance (for publication) - "AUTHORIZATION FOR THE RECONVEYANCE OF CERTAIN PROPERTIES TO CERTAIN OWNERS FOR THE WASHINGTON AVENUE EXTENSION PROJECT - (Mayor's letter of 1/7/71)

MR. HORNER said since Mr. LiVolsi investigated this item, he will turn the matter over to him.

MR. LIVOLSI said the Committee wanted to know whether the people affected by the taking of land and then the re-conveyance of the same land to the land owners would cause them any out of pocket expense or inconvenience. He said he is in receipt of a very detailed letter from Mr. Ronald Schwartz, Assistant Corporation Counsel, stating that the seven pieces of land involved were all partial "takes" and that the City never actually got a deed from the property owners, and since the property was no longer needed for the Washington Avenue Extension, that the City would re-convey the parcels in question to the people and any reasonable expense they incurred in the way of going to Court, etc., when they learned that their property was being condemned, would be reimbursed by the City, so there is no problem as far as the land owners are concerned.

THE PRESIDENT asked how this is going to be reimbursed - out of what appropriation and out of what account?

MR. LIVOLSI said all he can do is quote from the letter received by him from Mr. Schwartz in which he states: "This will make each property owner whole from the losses he sustained as a result of the condemnation proceeding against his respective parcel, which was abandoned by the re-routing of the Washington Avenue Project."

He said he assumed that the money will come from the same source it would have come from if they had been required to buy the property.

MR. TRUGLIA said he believes that the Office of the Corporation Counsel has an account to use for such matters.

MR. RYBNICK said perhaps the money has already been allocated - perhaps in the original appropriation for this Washington Avenue project.

MR. HORNER said he believes that some of these properties went to suit and we may not have any choice in the matter.

MR. HORNER MOVED for publication of the following Ordinance, which was seconded and CARRIED unanimously:

Minutes of April 5, 1971

PROPOSED ORDINANCE

AUTHORIZATION FOR THE RECONVEYANCE OF CERTAIN PROPERTIES TO
CERTAIN OWNERS FOR THE "WASHINGTON AVENUE EXTENSION PROJECT"

WHEREAS, the City of Stamford partially acquired various properties for the "Washington Avenue Extension Project" in accordance with Chapter 64 of the Charter; and

WHEREAS, title to the properties acquired vested in the City pursuant to Section 643.2; and

WHEREAS, it has been determined by the City Engineer that certain properties are no longer needed for purposes of the aforesaid project, resulting from the realignment of the highway in the vicinity of Waterford Lane; and

WHEREAS, in all instances herein the properties acquired by the City were partial takes.

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Charter of the City of Stamford 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 properties described on Schedules "A" through "C" annexed hereto are hereby authorized to be conveyed to each of the respective owners as more particularly shown on the attached schedules without consideration therefor.

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 properties to effect the conveyances aforesaid.

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

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

SCHEDULE A

PARCELS TO BE CONVEYED TO JOHN J. DARULA, ET UX

ALL those certain pieces, parcels or tracts of land situated in the City of Stamford, County of Fairfield and State of Connecticut, being more particularly bounded and described as follows:

Minutes of April 5, 1971TRACT I:

BEGINNING at a point on the northerly street line of Seventh Street as it now exists, said point being further located 220.43 feet, more or less, westerly from the westerly street line of Weil Street as measured along said northerly street line of Seventh Street; thence, in a westerly direction along land of John J. Darula et ux, also being the proposed northerly street line of Seventh Street on a curve to the right the radius of which is 25.00 feet a distance of 17.329 feet, and on a curve to the left the radius of which is 40.00 feet a distance of 63.604 feet, more or less, to the said existing northerly street line of Seventh Street; thence, in an easterly direction along said northerly street line of Seventh Street a distance of 72.79 feet, more or less, to the point or place of beginning, being more particularly shown and delineated on Sheet No. 7 of a certain map entitled, "Proposed Street Lines and Property Acquisitions Washington Avenue Improvement Project For The City Of Stamford, Conn." and certified substantially correct Robert L. Redniss on October 16, 1969.

The above described parcel of land contains 668 square feet, more or less.

TRACT II:

BEGINNING at a point on the northerly street line of Waterford Lane as it now exists, at the division line between land of Joseph Peter Sandor and the herein described parcel of land, said point being the southwest corner of land of John J. Darula et ux; thence, in a northerly direction along said land of Joseph Peter Sandor a distance of 7.0 feet, more or less, to the proposed northerly street line of Washington Avenue; thence, in an easterly direction along said land of John J. Darula et ux, also being the proposed northerly street line of Washington Avenue on a curve to the right the radius of which is 409.610 feet a distance of 38.47 feet, more or less, to the curved intersection of Seventh Street and Waterford Lane; thence in a general westerly direction along said northerly street line of Waterford Lane a distance of 39.51 feet to the point or place of beginning being more particularly shown and delineated on Sheet No. 7 of a certain map entitled, "Proposed Street Lines and Property Acquisitions Washington Avenue Improvement Project For The City Of Stamford, Conn." and certified substantially correct Robert L. Redniss on October 16, 1969.

The above described parcel of land contains 222 square feet, more or less.

Said premises are subject to the Zoning and Planning Rules and Regulations of the City of Stamford.

Minutes of April 5, 1971SCHEDULE B

PARCEL TO BE CONVEYED TO MARY J. MILLSPAUGH
33 WATERFORD LANE

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

Beginning at a point on the northerly street line of Waterford Lane as it now exists, at the division line between land of Rose Rubell and the herein described parcel of land, said point being further located 291.78 feet southeasterly from the southerly street line of Eighth Street as measured along said northerly street line of Waterford Lane, thence in a northerly direction along said land of Rose Rubell a distance of 7.0 feet to the proposed northerly street line of Washington Avenue, thence in a southeasterly direction along said proposed northerly street line of Washington Avenue S $64^{\circ} 06' 36''$ E and on a curve to the right the radius of which is 409.610 feet, for a total distance of 61.0 feet more or less to land of Joseph Peter Sandor, thence in a southerly direction along said land of Joseph Peter Sandor a distance of 7.0 feet to the existing northerly street line of Waterford Lane, thence in a northwesterly direction along said northerly street line of Waterford Lane on a curve to the left the radius of which is 402.61 feet a distance of 60.0 feet more or less to the point or place of beginning, being more particularly shown and delineated on Sheet No. 7 of a certain map entitled "Proposed Street Lines and Property Acquisitions Washington Avenue Improvement Project For The City of Stamford, Conn." and certified substantially correct Robert L. Redniss on October 16, 1969.

The above described parcel of land contains 426 square feet more or less.

SCHEDULE C

September 30, 1970

PARCEL TO BE CONVEYED TO MOLLIE OKUM
VACANT LANE EIGHTH STREET & WATERFORD LANE

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

Beginning at a point on the southerly street line of Eighth Street as it now exists, at the division line of other land of Mollie Okum, and the herein described parcel of land, said point being further located 315.97 feet more or less, westerly from the westerly street line of Weil Street, as measured along said southerly street line of Eighth Street, thence in a general southerly direction through land of the said Mollie Okum on the proposed northerly street

Minutes of April 5, 1971

line of Washington Avenue on a curve to the left the radius of which is 49.85 feet, a distance of 112.632 feet, and S 64 06' 36" E a distance of 56.294 feet to land of Rose Rubell, thence in a westerly direction along said land of Rose Rubell a distance of 9.07 feet to the northerly street line of Waterford Lane, thence in a northwesterly direction along said northerly street line of Waterford Lane a distance of 121.89 feet and on a curve to the right the radius of which is 18.88 feet a distance of 42.66 feet to the southerly street line of Eighth Street, thence in an easterly direction along said southerly street line N 65 20' 44" E a distance of 74.66 feet to the point or place of beginning, being more particularly shown and delineated on Sheet No. 7 of a certain map entitled "Proposed Street Lines and Property Acquisitions Washington Avenue Improvement Project For The City of Stamford, Conn." and certified substantially correct Robert L. Redniss on October 16, 1969.

The above described parcel of land contains 3,237 square feet more or less.

SCHEDULE D

September 30, 1970

PARCEL TO BE CONVEYED TO ROSE RUBELL
43 WATERFORD LANE

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

Beginning at a point on the northerly street line of Waterford Lane as it now exists, at the division line between land of Mollie Okum and the herein described parcel of land, said point being further located 164.55 feet southeasterly from the southerly street line of Eighth Street as measured along said northerly street line of Waterford Lane thence in an easterly direction along said land of Mollie Okum a distance of 9.07 feet to the proposed northerly street line of Washington Avenue, thence in a southeasterly direction along said proposed northerly street line of Washington Avenue S 64 06' 36" E a distance of 122.0 feet more or less to land of Mary J. Millspaugh, thence in a southerly direction along said land of Mary J. Millspaugh a distance of 7.0 feet to the existing northerly street line of Waterford Lane, thence in a northwesterly direction along said northerly street line of Waterford Lane a distance of 127.23 feet to the point or place of beginning, being more particularly shown and delineated on Sheet No. 7 of a certain map entitled: "Proposed Street Lines and Property Acquisitions Washington Avenue Improvement Project For The City Of Stamford, Conn." and certified substantially correct Robert L. Redniss on October 16, 1969.

The above described parcel of land contains 871 square feet, more or less.

Minutes of April 5, 1971SCHEDULE E

PARCEL TO BE CONVEYED TO ROSE SANDHAUS
15 Waterford Lane & Seventh Street

All those certain pieces, parcels or tracts of land situated in the City of Stamford, County of Fairfield, State of Connecticut being more particularly bounded and described as follows:

FIRST TRACT: Beginning at a point on the easterly street line of Waterford Lane as it now exists at the division line between land of Peter Lanzetta and the herein described parcel of land, also being a distance of 125 feet more or less from the point of intersection of said easterly street line of Waterford Lane with the northerly street line of Bridge Street, thence in a northerly direction along said existing easterly street line of Waterford Lane for a distance of 113.69 feet more or less to the proposed easterly street line of Washington Avenue, thence in a southerly direction along said proposed easterly street line of Washington Avenue on a curve to the right whose radius is 409.610 feet for a distance of 107.31 feet, thence on a curve to the left whose radius is 179.450 feet for a distance of 6.36 feet, to land of Peter Lanzetta, thence in a westerly direction along said land of Peter Lanzetta for a distance of 7.17 feet to the point or place of beginning. The above described parcel of land contains 753 square feet, more or less.

SECOND TRACT: Beginning at a point on the southerly street line of Seventh Street as it now exists, said point being further located 583.62 feet from the westerly street line of Summer Street as it now exists, as measured along said southerly street line of Seventh Street, thence through land of the Grantor on the proposed southerly street line of Seventh Street on a curve to the left whose radius is 25.0 feet right for a distance of 17.329 feet, thence on a curve to the left whose radius is 40.00 feet, for a distance of 54.465 feet to the existing southerly street line of Seventh Street, thence in a general easterly direction along said existing southerly street line of Seventh Street for a distance of 67.91 feet, to the point or place of beginning. The above described parcel of land contains 609 square feet more or less, both the above-mentioned first and second tracts being more particularly shown and delineated on Sheet No. 7 of a certain map entitled "Proposed Street Lines And Property Acquisitions Washington Avenue Improvement Project For The City of Stamford, Conn." and certified substantially correct Robert L. Redniss on October 16, 1969.

The above described parcels of land contain a combined area of 1,362 square feet, more or less.

SCHEDULE F

PARCEL TO BE CONVEYED TO JOSEPH PETER SANDOR
31 WATERFORD LANE

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

Beginning at a point on the northerly street line of Waterford Lane as it now exists, at the division line between land of Mary J. Millspaugh and the herein described parcel of land, said point being further located 351.78 feet southeasterly from the southerly street line of Eighth Street as measured along said northerly street line of Waterford Lane thence in a northeasterly direction along said land of Mary J. Millspaugh a distance of 7.0 feet to the proposed northerly street line of Washington Avenue, thence in a southeasterly direction along said proposed northerly street line of Washington Avenue on a curve to the right the radius of which is 409.61 feet a distance of 65.90 feet more or less to land of John J. Darula Et. Ux., thence in a southwesterly direction along said land of John J. Darula Et. Ux., a distance of 7.0 feet to the existing northerly street line of Waterford Lane, thence in a northwesterly direction along said northerly street line of Waterford Lane on a curve to the left the radius of which is 402.61 feet, a distance of 65.00 feet to the point or place of beginning, being more particularly shown and delineated on Sheet No. 7 of a certain map entitled "Proposed Street Lines and Property Acquisitions Washington Avenue Improvement Project For The City Of Stamford, Conn." and certified substantially correct Robert L. Redniss on October 16, 1969.

The above described parcel of land contains 458 square feet, more or less.

SCHEDULE G

PARCEL TO BE CONVEYED TO MORRIS WIENER ET. UX.
63 BRIDGE STREET

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

Beginning at a point on the northerly street line of Bridge Street as it now exists, at the division line between land of Peter Lanzetta and the herein described parcel of land, said point being further located 62.67 feet more or less from the easterly street line of Waterford Lane as measured along said northerly street line of Bridge Street, thence in a northerly direction along said land of Peter Lanzetta a distance of 17.51 feet to the proposed easterly street line of Washington Avenue thence in an easterly direction along said proposed easterly street line of Washington Avenue on a curve to the left the radius of which is 50.00 feet a distance of 43.165 feet to the northerly street line of Bridge Street, thence in a westerly direction along said northerly street line of Bridge Street, S 72° 30' 54" W a distance of 38.0 feet to the point or place of beginning,

Minutes of April 5, 1971SCHEDULE G (CONTD.)

being more particularly shown and delineated on Sheet No. 7 of a certain map entitled "Proposed Street Lines and Property Acquisitions Washington Avenue Improvement Project For The City Of Stamford, Conn." and certified substantially correct Robert L. Redniss on October 16, 1969.

The above described parcel of land contains 204 square feet, more or less.

- (6) Resolution CONCERNING AUTHORIZATION FOR PURCHASE OF PROPERTIES FOR RIVER WALK, WATERFORD LANE VICINITY. TO BE KNOWN AS "WASHINGTON BOULEVARD RIVER WALK" - (Mayor's letter of 1/7/71)

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

Minutes of April 5, 1971

(7) SALE OF CITY-OWNED PROPERTY AT PUBLIC AUCTION - (Mayor's letter of 1/6/71) (As per Sec. 2-24 of Code of General Ordinances)

MR. HORNER said this Board is also in receipt of a report from the Planning Board which meets periodically to review various pieces of City-owned property around the City and make a determination as to whether this property should be disposed of or whether it should be held. He said we are now in receipt of their report regarding 69 pieces of property. He read the ones listed in the Mayor's letter of 1/6/71, which only covers some six pieces of property.

MR. TRUGLIA asked if any thought has been given to using these sites for low cost housing.

MR. HORNER said he does not know and is not sure of the zoning designation and of what density we would be talking about.

MRS. PONT-BRIANT said she attended a meeting of the Board of Finance when this came up originally and asked that same question. She said they were holding it at that time in order to look into it and can only assume that they failed to find it feasible.

MR. BITETTO asked why this is coming to us from the Board of Finance, since it was never done before to his knowledge and there is no money involved. He asked to have this looked up in the Charter.

MR. SCOFIELD MOVED to hold this in Committee until the Housing Sites Agency can determine whether they can be used for low cost housing. Seconded and LOST by a vote of 15 in favor and 22 opposed.

After some further debate on the matter, MR. BITETTO MOVED this be returned to Committee. A division was requested with a TIE VOTE resulting. The President broke the tie vote of 17 yes and 17 no, by voting in favor of returning this to Committee.

(8) Proposed Ordinance (requested by Capt. Stephen J. Vitka, for "STANDARD OPERATING PROCEDURE FOR PARADES AND CEREMONIES" -- (Received 3/12/71 and dated 2/12/71)

The above matter was held in Committee.

(9) Proposed Ordinance "TO DEFINE PARENTAL NEGLECT OF MINORS AND PENALTY THEREFOR" - (Proposed by Robert Emiclos, 1st District Representative)

The above matter was also held in Committee.

(10) Proposed Resolution "CONCERNING THE CREATION OF A SEVEN MAN COMMISSION ON MENTAL RETARDATION FOR THE CITY OF STAMFORD, CONNECTICUT" - (See Minutes of 5/4/70, Page 7272; 7/6/70, Page 7376; 10/5/70, Page 7495 and 1/11/71 Page 7612)

The above matter was also held in Committee.

Minutes of April 5, 1971

- (11) Proposed Resolution in Mayor's letter of 3/25/71 "AUTHORIZING THE FILING OF AN APPLICATION FOR STATE ASSISTANCE WITH COMMISSIONER OF COMMUNITY AFFAIRS IN ORDER TO UNDERTAKE A PROGRAM OF DAY CARE CENTERS FOR CITY OF STAMFORD IN AN AMOUNT NOT TO EXCEED \$310,367.00"
(Received too late to go on Agenda)

MR. HORNER said he has been requested by the Director of CDAP and the Mayor to request SUSPENSION OF THE RULES in order to bring the above matter on the floor.

MR. EXNICIOS said someone must have "goofed" in the matter of which Committee this should be in, because in the past, grants of this nature should properly belong in the Fiscal Committee and it did not come before his Committee and they did not have the opportunity to study it. HE MOVED this be returned to the Steering Committee so that it can be placed in the Fiscal Committee where it belongs.

THE PRESIDENT reminded the speaker that a motion is on the floor now to bring this up under suspension of the rules.

MRS. PONT-BRIANT said she agrees with Mr. Exnicios.

MR. CHIRIMBES spoke against suspension of the rules.

After some further discussion, a division was called for and the motion was LOST by a vote of 18 in favor and 20 opposed (requires a two-thirds vote to carry).

(12) Concerning Counsel to the Board of Representatives

MR. HORNER said after very lengthy discussion by his Committee and many motions, amendments, and amendments to the amendments, a motion was made that the name of MR. FRANK W. LIVOLSI, Jr. be forwarded as a recommendation to the President, Majority Leader and Minority Leader for their action and recommendation to the entire Board of Representatives. He said this motion was adopted by a vote of 5 in favor and 3 abstentions, and that it be noted that Mr. LiVolsi was absent from the meeting during the discussion and the voting.

THE PRESIDENT said this recommendation has been forwarded and it is now before the Board for confirmation.

MR. RUSSBACH said he hates to be a "killjoy" but would like to read from the Charter on this subject - namely, from Chapter 45, entitled "LAW DEPARTMENT" under Section 450, entitled "Powers and Duties of the Corporation Counsel" which reads in part:

"The Corporation Counsel shall be head of the Department of Law. He shall act as legal advisor of the Municipality, the Mayor, the Board of Representatives, and all other officers, departments, boards and bureaus in matters relating to their official

Minutes of April 5, 1971

duties. He shall appear for and protect the rights and interests of the municipality in all actions and proceedings brought by or against it or any of the municipal officials, departments, boards and employees. The officers, departments, boards and employees shall NOT employ other counsel. . . ."

MR. RUSSBACH said he believes this is self-explanatory and therefore requests an opinion from the Corporation Counsel on exactly what effect this would have on this Board. He said he knows the question will be raised that many other Boards have their own Counsel in this City, but that does not make it correct or legal. He said he feels this to be most important before the Board gets itself into a bind, that this first be checked with the Corporation Counsel. He said the meaning of this portion of the Charter appears to be quite clear on this point -- that the Corporation Counsel is the legal advisor and no Board or City Agency can employ their own Counsel.

MR. KETCHAM said when the Special Committee made their recommendation for this Board to employ a lawyer to assist the Legislative & Rules Committee, they were aware of this Section of the Charter. However, during the last 20 years or so, various Boards and Commissions of the City have employed their own Counsel and in the Budget you will note this states: "For special services". He said he does not remember whether or not a formal opinion has ever been obtained from the Corporation Counsel on this particular item, but the Committee acted merely in accordance with precedence which has not heretofore been challenged. He said it would appear that Mr. Russbach is absolutely correct in his proposition that perhaps, in view of the possible impact this could have on various boards and commissions of this City, that perhaps it should be brought to a head and a formal opinion requested of the Corporation Counsel.

MR. TRUGLIA pointed out that very recently this Board allowed a Committee (the Health & Protection Committee) to hire Counsel on the hearing this Board held on the PUC matter concerning the Water Company, and, as a matter of fact, Mr. Ketcham was most instrumental in arriving at this decision to hire Counsel. He said considering the time element and the urgency of the matter, everyone agreed to hire outside Counsel. He said by this action, a precedent has been set and we now find that we can use legal advice in our day-to-day activities and on this basis, we were attempting to hire legal Counsel. He said he would suggest that we proceed as we set out to do, which is to hire legal Counsel, and in the meantime a ruling from the Corporation Counsel can be sought and should it turn out to be in the negative, then the person this Board has hired, if it turns out to be Mr. LiVolsi, will be more than cooperative. He said he feels we should continue in the direction we started out.

MR. MORABITO said it has come to his attention that the Administration has recently hired outside attorneys and not the Corporation Counsel,

Minutes of April 5, 1971

so if the Administration is in error, then he should be told. He said he can only agree with Mr. Truglia that a precedent has been set.

MR. ROOS said this being the legislative body of the City, we should always try to use proper procedure and if a lot of liberties have been taken with the Charter, it should not be continued. He said he feels we should request an opinion from the Corporation Counsel before proceeding any further.

MR. CONNORS pointed out that back in 1949 when this Board was originated, the Corporation Counsel was present at every Board Meeting and today when we have many Corporation Counsel Assistants, no one has time to appear at a Board Meeting.

MR. DURSO pointed out that Mr. Russbach knew well in advance what this Board was planning on doing, and should have pointed out this Section of the Charter long ago rather than waiting until we are ready to vote on Counsel.

MR. RUSSBACH said he had no knowledge of this until the other day and thinks it is important for this Board to try to do things properly and legally, even though we found it out at a later date than should have happened. He said he thinks this should be held in Committee until an opinion has been given by the Corporation Counsel as to whether or not the Corporation Counsel has the sole power to act as legal advisor. HE MOVED that an opinion be requested on this matter from the Corporation Counsel. Seconded.

MR. KETCHAM said he would just like to be sure about what he is being asked to vote on at this point. He said it should not just be restricted to this Board, but to all City Boards, agencies, etc. This was accepted by Mr. Russbach.

MR. RUSSBACH repeated his motion for the record. He said HE MOVES that this be held in the Legislative & Rules Committee until such time as the validity of Section 450 (as amended by Mr. Ketcham) is forthcoming from the Corporation Counsel. He said this also applies to all City boards and agencies.

THE PRESIDENT instructed the members to vote "yes" if they want it returned to Committee for an opinion and "no" if they do not want it returned to Committee for an opinion.

MRS. PONT-BRIANT requested a ROLL CALL VOTE. There being a sufficient number requesting it, the following roll call vote was taken. LOST by a vote of 13 in favor, 23 opposed, two abstentions, and the President not voting except in the case of a tie:

Minutes of April 5, 1971

THOSE VOTING IN FAVOR

BREESE, John (R)
CLARK, L. Reed (R)
DeFOREST, John (R)
EXNICIOS, Robert (R)
HORNER, Watson (R)
KETCHAM, Alan (R)
PONT-BRIANT, Lois (R)
PUETTE, William (R)
ROOS, John (R)
RUSSBACH, Daniel (R)
RUSSELL, George (R)
SCOFIELD, Edward (R)
SPRINGER, Clinton (R)

ABSTENTIONS:

LIVOLSI, Frank (D)
MORRIS, Thomas (R)

THOSE VOTING IN OPPOSITION

BITETTO, Joseph (R)
BOCCUZZI, John (D)
BOCCUZZI, Theodore (D)
CAPORIZZO, William (R)
CHIRIMBES, Peter (R)
CONNORS, George (D)
COSTELLO, Robert (D)
DIXON, Handy (D)
DOMBROSKI, Edward (D)
DONAHUE, Alphonsus (D)
DURSO, Robert (D)
GUROIAN, Armen (D)
KELLY, Stephen (D)
MILLER, Frederick (D)
MORABITO, Joseph (D)
MURPHY, William (D)
PERILLO, Alfred (D)
RAVALLESE, George (D)
RYBNICK, Gerald (D)
SHERER, Sidney (R)
SHERMAN, Edith (R)
TRUGLIA, Anthony (D)
VARNEY, Kim (R)

MR. TRUGLIA presented the name of MR. FRANK LIVOLSI, JR. as the lawyer for this Board.

THE PRESIDENT said it is already before the Board.

MR. EXNICIOS asked on what basis the Counsel will be paid and if on an hourly basis, what is the fee that has been decided on.

THE PRESIDENT said this has not yet been determined by the Committee but they expect that he will be hired on an hourly basis and on the basis of whatever his charges are for any help that he gives the Committee as they request it.

MR. EXNICIOS asked if this will be back to this Board or will it be up to the various Committees.

THE PRESIDENT said it should properly be up to the whole Board.

MR. EXNICIOS said he has another question. Will it be up to the three man committee or to the whole Board.

Minutes of April 5, 1971

THE PRESIDENT said this also should be up to the whole Board.

MR. EXNICIOS said he has another question - does the proposed candidate have time to devote to this work?

THE PRESIDENT said the answer to that question is yes, and he has so stipulated.

MR. TRUGLIA MOVED the question. Seconded and CARRIED.

THE PRESIDENT called for a vote on the main question. CARRIED with several "no" votes.

Concerning seeking opinion from the Corporation Counsel

MR. MURPHY asked if any member of this Board can ask the Corporation Counsel for an opinion.

THE PRESIDENT said this was decided some time ago and only the President can ask the Corporation Counsel for an opinion - that it must always have the approval of the President first.

MR. MURPHY asked why Mr. Russbach can seek an opinion.

THE PRESIDENT said it can be done only through the Chair and is in the Charter.

MR. RUSSBACH asked the President to obtain an opinion from the Corporation Counsel on the interpretation of Section 450 of the Charter for the previously stipulated reasons.

THE PRESIDENT said he would do so.

MR. HORNER said he is not finished with his Committee Report and continued with the balance of the Legislative & Rules Committee Report at this time.

(13) Concerning Revision of Basic Housing Code

MR. HORNER reported that the above matter is being investigated by Mr. Frank LiVolsi, who is awaiting an opinion from the Corporation Counsel.

(14) Concerning Towing Away of Vehicles Involved in Accidents

MR. HORNER said Mr. Chirimbes and Mr. LiVolsi will serve as a special Sub-Committee to investigate the practices of certain garages involved in towing away of vehicles involved in accidents as well as vehicles towed away as a result of parking violations.

(15) Recodification of Charter and Code of General Ordinances

MR. HORNER said the Committee also discussed the above matter and a meeting

Minutes of April 5, 1971

will shortly be held in order to discuss specifications and other procedures. He called attention to the fact that there presently remains an appropriation in the 1970-1971 Operating Budget for this Board in the amount of \$9,500.00 to do the work.

THE PRESIDENT asked the Chairman of the Committee to remind him that a meeting must be called on this.

PUBLIC WORKS COMMITTEE:

Concerning final adoption of Ordinance "CONCERNING ESTABLISHMENT OF RATES FOR LAND FILL PROJECTS" - (Adopted for publication 3/1/71 - Published 3/6/71) (See Minutes of 3/1/71 - Pages 7707-7708)

MR. SCOFIELD MOVED for final adoption of the following Ordinance which was adopted for publication at the March 1, 1971 Board Meeting: Seconded:

CONCERNING ESTABLISHMENT OF RATES FOR LAND FILL PROJECTS
(Rescinding previous Ordinance #150 enacted 7/18/68)

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Anyone desiring to participate in and use the facilities of any sanitary land fill operation or the multi-purpose incinerator by dumping demolition material and other debris therein, which material and debris originated in the City of Stamford, shall apply to the Commissioner of Public Works of the City of Stamford for permission to do so; whereupon the Commissioner shall issue such permit.

Every vehicle used in depositing said materials shall be weighed and shall pay a dumping fee which shall be based upon the number of pounds of material actually dumped, which dumping fee shall be established by the Commissioner of Public Works and shall be approved by the Board of Representatives.

The laying and depositing of appropriate materials and the payment of fees therefor shall be under the supervision of the Commissioner of Public Works and he may promulgate such rules and regulations as he may deem necessary.

The material to be dumped shall, at all times be under the supervision of the Commissioner who shall specify the nature and content of all such material that may lawfully be dumped. He shall be responsible to oversee and regulate all dumping operations and shall exercise due care to protect adjacent waterways from debris emanating from this operation.

Ordinance No. 150 Supplemental is hereby repealed.

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

MR. SCOFIELD said the Corporation Counsel has ruled that it is entirely legal

Minutes of April 5, 1971

to provide a user's fee and it will be included in the request for Federal funds for the Multi Purpose Incinerator and the minutes of September 1966 included a request from the Finance Board that a user's fee be adopted, in order to make the operation of the Multi Purpose Incinerator self-sufficient. He said he wished to point out that less than 7% of the debris comes from households according to Mr. Wagner, former head of the Sanitation Department, who said at the time there would have not been a great need for this type of an incinerator if it were not for this type of exotic wastes. He pointed out that this fee would be a deterrent to the indiscriminate disposal of waste and in the long run better the ecology of the area. He said also the taxpayers are not willing to pay for the use of an incinerator which will be used mostly by those most able to pay for the use.

MR. MORRIS said he has been sitting here for many months and hearing many heart rendering speeches about the poor homeowner. He said that when Booth Hemingway was Chairman of the Fiscal Committee at the time the Multi-Purpose Incinerator was being built, he said this would be used for industry and that is why the Board approved it and now, after all this time, the industrial users are the ones who are objecting. He said he cannot see why the small homeowners should have to pay for the burning of industrial waste. He said many of these factories are not going to try and save by trying to reclaim anything, because it will be cheaper for them to burn everything, but if they had to pay \$7.00 a ton to burn it, they might start trying to reclaim some of the things that are needed in this country and maybe in the process also help the ecology.

MR. MORRIS called for a ROLL CALL VOTE on the question.

MR. CONNORS said he happens to be a taxpayer in the A District and pays top dollar and if Mr. Aretakis' proposal is accepted, they will then have to have the City pick up their refuse. He said he believes that private collectors should be taxed and that industrial taxes are very high as it is now. He said we did build an incinerator that was supposed to be able to accept anything - even automobiles, and with the intense competition today, it is difficult for anyone to remain in business and industry should be encouraged to come to Stamford.

MR. RUSSELL, Chairman of the Health & Protection Committee, said this was also referred to his Committee, who discussed it at great length. He said at the time this incinerator was proposed, the claim was made that it would be able to accept large tree stumps, abandoned automobiles, inflammable wastes of industry and now we find it is not able to handle this type of material at this time. He said not only is industry expected to pay private collectors to cart away their refuse and exotic wastes to New Jersey. He said perhaps we should say thank God for New Jersey and if they stop this sort of traffic, the City will find itself in a fine mess. He said until this incinerator is in full operation, as planned, the Committee feels the request is premature and poorly timed, considering the present economic conditions. He said his Committee voted unanimously to REJECT the establishment of a dumping fee at this time.

Minutes of April 5, 1971

MR. PUETTE said as a business man, he can sympathize with the high taxes that industry must pay, but he also has to sympathize with the plight of the small homeowner and intends to support the Ordinance.

MR. CLARK said he has received numerous communications both for and against, and intends to vote against adoption of the proposed Ordinance.

MR. HORNER said he agrees with Mr. Morris that the small homeowner must be protected, but if the user's fee is excessive, then the poor homeowners and taxpayers will become poorer by virtue of the fact that he will have to pay the differential. He suggested we consider a re-evaluation of the base tax structure of the City.

MR. EXNICIOS said he wants to go on record as favoring that industry pay their fair share of taxes of all kinds and fully believes that they want to do so. He said he thinks the City should fulfill its part of the bargain first and pick up the refuse, and later on come back and charge a fee if it's required at that time.

MR. CHIRIMBES said he does not favor trying to push industry out of the City and we have driven out over 40 factories in the last 20 years.

MR. GUROIAN said he would like to recall the statement made by a previous speaker and that is why didn't industry set up a howl when they were building the new incinerator and if they had know then about a planned fee system, they would have. He said it is his belief that this proposed fee system is the brain child of the present Administration and not of the past one.

MR. MORABITO said he wants to know why the private garbage collectors are able to use our facilities for free and industry is expected to pay a fee?

MR. BITETTO said when the Public Works Committee considered this, they heard from the representatives of industry and discussed both the pros and cons of the Ordinance. He said it was pointed out that this might be taken to Court and the fee system challenged, and if this happens we might find that the City would lose the Debris Fee but might also be forced to pick up the garbage from the various factories which we don't do at the present time, as they hire private collectors.

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

THE PRESIDENT said there is a request for a ROLL CALL VOTE. He asked for a show of hands. There being sufficient, the Clerk was instructed to call the roll.

LOST by the following roll call vote of 5 in favor and 31 opposed:

Minutes of April 5, 1971THOSE VOTING IN FAVOR

KETCHAM, Alan (R)
 MORRIS, Thomas (R)
 PUETTE, William (R)
 RUSSBACH, Daniel (R)
 SCOFIELD, Edward (R)

THOSE VOTING IN OPPOSITION

BITETTO, Joseph (R)
 BOCCUZZI, John (D)
 BOCCUZZI, Theodore (D)
 BREESE, John (R)
 CHIRIMBES, Peter (R)
 CLARK, Reed (R)
 CONNORS, George (D)
 COSTELLO, Robert (D)
 DeFOREST, John (R)
 DIXON, Handy (D)
 DOMBROSKI, Edward (D)
 DONAHUE, Alphonsus (D)
 DURSO, Robert (D)
 EXNICIOS, Robert (R)
 GUROIAN, Armen (D)
 HORNER, Watson (R)
 KELLY, Stephen (D)
 MILLER, Frederick (D)
 MORABITO, Joseph (D)
 MURPHY, William (D)
 PERILLO, Alfred (D)
 PONT-BRIANT, Lois (R)
 RAVALLESE, George (D)
 ROOS, John (R)
 RUSSELL, George (R)
 RYBNICK, Gerald (D)
 SHERER, Sidney (R)
 SHERMAN, Edith (R)
 SPRINGER, Clinton (R)
 TRUGLIA, Anthony (D)
 VARNEY, Kim (R)

SEWER COMMITTEE:

Resolution No. 739-A contained in letter dated 1/28/71 from the STAMFORD SEWER COMMISSION requesting CONDEMNATION OF EASEMENTS through and under properties of G. THOMAS MELCHIONNE and ANN MARIE MELCHIONNE, ROSE BLEFARI and FRANK BLEFARI, NICHOLAS D. VANECH, ALEXANDER N. VANECH and NICHOLAS VANECH and PHILOMENA MARIA VANECH, which easements are necessary for the completion of the SANITARY and STORM SEWER Project known as SECTION 15-3

(Above named people having refused to grant Easements, making condemnation necessary) - (Also see letter dated 1/17/71 from George Connors, Administrative Officer of Sewer Commission, to President of Board) - (Approved by Board of Finance on 2/16/71) - (See Minutes of 3/1/71, pages 7710-11 at which time Mr. Bitetto presented a resolution under suspension of the rules which failed to carry by a vote of 20 in favor and 11 opposed, requiring a 2/3's vote)

Minutes of April 5, 1971

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

RESOLUTION NO. 739-A

AUTHORIZING THE CONDEMNATION OF EASEMENTS THROUGH AND UNDER PROPERTIES OF G. THOMAS MELCHIONNE AND ANN MARIE MELCHIONNE, ROSE BLEFARI AND FRANK BLEFARI, NICHOLAS D. VANECH, ALEXANDER N. VANECH, AND NICHOLAS VANECH AND PHILOMENA MARIA VANECH, IN CONNECTION WITH SANITARY SEWER PROJECT 15-3

WHEREAS, certain easements through and under private property must be obtained for the successful completion of the sanitary sewer project known as Section 15-3; and

WHEREAS, certain property owners have refused voluntarily to grant the required easements, although the Sewer Commission has negotiated in good faith to obtain said Easements;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, Connecticut, as follows:

That authority be granted empowering the City of Stamford on behalf of the Sewer Commission to condemn Easements through and under properties of G. THOMAS MELCHIONNE and ANN MARIE MELCHIONNE, 24 Kensington Road; ROSE BLEFARI and FRANK BLEFARI, 72 Turner Road, NICHOLAS D. VANECH, 60 Vanech Drive; ALEXANDER N. VANECH, 54 Vanech Drive; and NICHOLAS VANECH and PHILOMENA MARIA VANECH, 56 Vanech Drive; which Easements are more specifically described in Schedules A, B, C, D and E annexed hereto, for the purpose of completing the Sanitary and Storm Sewer System known as "Sanitary Sewer Project 15-3".

This Resolution shall take effect upon the date of its passage.

HEALTH & PROTECTION COMMITTEE:(1) Report on PUC Hearings on Water Rate Increases

MR. RUSSELL said the Committee discussed the proceedings of the several lengthy meetings held by the Public Utilities Commission; also the action and part played by the City and the Health and Protection Committee. He said his Committee strongly opposed the increase, until positive evidence of installation of equipment by the Water Company that will correct the city-wide problems of the seriously discolored and odorous water has been undertaken. He said numerous letters of complaints of the substandard water supply were presented, through the committee, to the PUC. As a result of their deliberations, he said the committee offers the following resolution for the Board's approval and he SO MOVED. Seconded and CARRIED unanimously:

Minutes of April 5, 1971RESOLUTION NO. 739-B

REQUESTING STATE HEALTH DEPARTMENT TO PROCEED IMMEDIATELY UNDER STATE STATUTES, TO DIRECT AND ORDER THE WATER COMPANY OF THE CITY OF STAMFORD TO INSTALL COMPLETE WATER TREATMENT FACILITIES IN ORDER TO PROTECT THE HEALTH OF THE CITIZENS OF STAMFORD

WHEREAS, the Department of Health, State of Connecticut, has previously advised the Stamford Water Company to install complete water treatment facilities, including flocculation, sedimentation, filtration and disinfection, in order to bring the Stamford water supply up to accepted standards for potable and palatable water; and

WHEREAS, the Stamford Board of Representatives, by adoption of Resolution No. 720 on January 11, 1971, strongly endorsed the recommendations of the State Department of Health; and

WHEREAS, on February 8th, March 10th and March 11th of this year, certain officials of the Stamford Water Company, in sworn testimony before the Public Utilities Commission of the State of Connecticut, stated that the Company would not provide complete treatment facilities for the Stamford water supply, unless so ordered by the Department of Health, State of Connecticut; now

THEREFORE, BE AND IT IS HEREBY RESOLVED that the Board of Representatives of the City of Stamford requests the Department of Health, State of Connecticut, to proceed immediately, in accordance with Section 25-34 of the General Statutes, to direct and order the Stamford Water Company to install complete water treatment facilities, in order to protect the health, safety and well-being of the citizens of Stamford.

(2) Concerning Sewage Back-up Problem on AMELIA PLACE

MR. RUSSELL said the Committee discussed this referral and found that a serious problem does exist, but the correspondence back and forth on the matter was not clear and the Committee agreed to hold this item until it could be investigated more thoroughly.

(3) Increase of CRIME ON CITY STREETS, in particular, the recent increased number of purse snatching

MR. RUSSELL said the Committee has had numerous calls concerning this problem and is in receipt of a petition signed by many people asking that something be done. He said the Committee will ask the Steering Committee to direct the Health & Protection Committee in order that they can take this up directly with the Police Department in order to see what can be done to alleviate the increased danger to the citizens of this City.

Minutes of April 5, 1971(4) Concerning Faulty Brakes on School Buses

MR. RUSSELL said the Committee discussed this problem which could become very serious as they understand that a school bus avoided a more serious accident by running into the side of a building when the brakes failed to act. He said they will investigate this further, as it could have very serious consequences if something is not done to see that these buses are checked more carefully.

PLANNING & ZONING COMMITTEE:

See #3 under Legislative & Rules Committee, previously acted upon.

PARKS & RECREATION COMMITTEE:

- (1) Proposed Resolution APPROVING THE TRANSFER OF JURISDICTION OF A CITY-OWNED TRACT OF LAND FROM THE PUBLIC WORKS DEPARTMENT, CITY OF STAMFORD, TO THE DEPARTMENT OF PARKS & TREES (Bounded northerly by property of American Cyanamid Company's Stamford Rubber Supply Co.; westerly by East Branch of Stamford Harbor; easterly by Shippan Avenue and southerly by all or some of various described properties as listed in communication from Park Commission (being action taken at their 2/3/71 meeting and attached to Mayor's letter of 2/19/71) under the provisions of Ordinance No. 144)

MR. KELLY presented his Committee Report and said his Committee met on Friday April 2, 1971 in the Board Meeting Room, with two members present, himself and George Ravallese.

MR. KELLY presented a Resolution on the above matter and MOVED for its adoption. Seconded.

MR. MORRIS said it looks as if we are giving away a lot of City land by transfer and suppose we happen to need a pumping station or something else that the Public Works Department might need the land for, and once it has been turned over - that's it - then it's too late. He said he can't see the great rush to make a million parks, and why not let it lie there until such time as we may need it.

MR. EXNICIOS spoke in favor of the resolution and pointed out that the property in question is not very large and is also adjacent to the new land fill operation where a marina will be located and would not be usable in any way for the Public Works Department, which is the reason why the resolution was proposed.

After considerable further discussion, MRS. SHERMAN MOVED the matter be sent back to Committee. Seconded and CARRIED.

- (2) Proposed Resolution APPROVING TRANSFER OF JURISDICTION OF FORMER ITALIAN CENTER DAY CAMP PROPERTY, FROM PUBLIC WORKS DEPARTMENT, CITY OF STAMFORD, TO THE BOARD OF RECREATION, IN ACCORDANCE WITH PROVISIONS OF ORDINANCE NO. 144 - (Requested in Mayor's letter of 1/29/71)

Minutes of April 5, 1971

MR. KELLY presented a resolution on the above matter and MOVED for its adoption. Seconded.

MRS. PONT-BRIANT spoke against the resolution and MOVED it be sent back to Committee. LOST by a vote of 20 in favor and 13 opposed.

After considerable debate, MR. KETCHAM MOVED TO TABLE. Seconded and CARRIED by a vote of 21 in favor and 14 opposed.

- (3) PETITION NO. 354 - "TAG DAY" on April 24th or May 1st, 1971 -
(Requested by the NATIONAL MULTIPLE SCLEROSIS SOCIETY -- Mayor's letter of 4/5/71)

MR. KELLY MOVED for SUSPENSION OF THE RULES in order to bring the above matter before the Board. Seconded and CARRIED.

MR. KELLY MOVED for approval of the request, subject to the usual compliance with City Ordinances and notification to the Controller and Police Department. Seconded and CARRIED.

- (4) PETITION NO. 355 - ANNUAL FESTIVAL OF THE PERFORMING ARTS - To be held
in Mill River Park in Stamford on June 24, 25, 26 and 27, 1971 - To be open to the community without charge) - (Mayor's letter of 3/19/71)

MR. KELLY MOVED for SUSPENSION OF THE RULES to bring the above matter on the floor. Seconded and CARRIED.

MR. KELLY MOVED for approval of the above petition, subject to adequate insurance coverage and the observance of all city ordinances. Seconded and CARRIED.

- (5) PETITION NO. 356 - MEMORIAL DAY PARADE - To be held on Monday, May 31,
1971 in Stamford, starting at 10 A.M. - Requested in letter dated 3/20/71 (received 3/24/71) from KIJEK-POLTRACK POST 10,013 - VETERANS OF FOREIGN WARS OF U.S.

MR. KELLY MOVED FOR SUSPENSION OF THE RULES in order to bring the above request on the floor. Seconded and CARRIED.

MR. KELLY explained the line of march, giving the details and then MOVED for approval, subject to provision of the usual insurance protection and observance of all City Ordinances, approval of the Police and Fire Departments, etc. Seconded and CARRIED.

- (6) PETITION NO. 357 - Requested by Chief Hadden of the Springdale Fire
Department for permission to place a sign across Hope Street on the
occasion of a BAZAAR to be held for the benefit of the above named
Fire Department - (No letter received - just a verbal request)

MR. KELLY MOVED for SUSPENSION OF THE RULES in order to bring the above request before the Board. Seconded and CARRIED.

Minutes of April 5, 1971

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

EDUCATION, WELFARE & GOVERNMENT COMMITTEE:

MR. MILLER gave his Committee report. He said they met on Thursday, April 1, 1971 in the Board Meeting Room and present were: Chairman Miller, Mrs. Sherman, Mr. Roos, with the following absent: Mr. Sherer and Mr. Bieder. He said also present was Mr. Stanley Poltrack, and Administrator from the Board of Education.

Stamford DAY CARE PROGRAM

MR. MILLER said the Day Care people have nothing to hide and do not hold back any information and forwarded everything needed by his Committee. He said any Board Member is welcome to visit any of the Day Care centers at any time and he himself recently visited the Sunrise Center at the South End Community Center. He said these people are doing a very wonderful job and he hopes that in the future, these people and the children involved will receive as much consideration as possible.

THE PRESIDENT asked the Speaker if this was not returned to Committee.

MR. MILLER said it was and that he is merely giving his Committee report.

Concerning TURN-OFF-RIVER JR. HIGH SCHOOL - Recent Disturbance

MR. MILLER said his Committee had been given a "mandate" to informally look into the above matter. He said Mr. Poltrack met with the Committee for about 2 hours and was very candid and thorough. He said the Committee questioned him at length and the Committee came to the conclusion that it would not be in order at this time for the Board to conduct any type of formal investigation. He said they do not mean to minimize the seriousness of the matter and what has taken place at the Turn-Of-River School and do not mean to say that the citizens of Stamford should not be concerned about what has happened, but do feel that the Administrators of the Board of Education have investigated the whole situation in great depth and the Committee feels that they have diligently and sincerely tried to take steps that this will not happen again and that they will take a proper course of action with regard to the children who were suspended.

He said the Committee therefore does not recommend that the Board conduct an investigation at this time either through the Education, Welfare & Government Committee or through a special Committee.

MR. RUSSELL said he cannot agree with the findings of the Committee because he thinks some of the Board Members who have paid close attention to the school situation for the past several years, no matter what school is concerned, feel there have been constantly repeated incidents of situations. He said maybe the Board of Education thinks they have it under control, but he is not too sure that they have. He said in his opinion the incident at Turn-Of-River was belittled from the beginning and when

Minutes of April 5, 1971

the word finally got out, it was admitted that it was serious. He said misinformation was given out to minimize the whole incident and now we are confronted with a situation that could grow and might get worse and rather than sit back and ignore the whole thing like some other communities have done, and let it reach the point where we can't control it - that it behooves this Board to do something about it.

MR. RUSSELL MOVED that an investigating committee be set up to look into the general problem of discipline and problem in all of our schools. Seconded.

MR. RUSSBACH said he agrees with that, with all due respect to Mr. Miller and his Committee. He said he definitely feels that a "Reign of Terror" exists and wonders if the Board is really aware of all of the incidents that have happened which have not been reported. He said he has personally seen some very serious consequences of some of these so-called "incidents" one of which was the case of a young boy who had a bicycle chain wrapped around his leg and was beaten with it and dragged. He said he can guarantee that he counted at least 20 bruises and contusions on this boy, whose leg was swelled up like a balloon. He said this is one so-called "incident" that was not reported, simply because he was told that if he opened his mouth that he would be "gotten" by numerous people who are actually controlling things. He said he thinks it is a terrible thing when the Board of Education, who receive fabulous salaries, with P.H.D's and every known disciple of education and yet fail to be able to maintain discipline in our schools. He said the situation has gotten grossly out of hand and that the safe pattern taken by those in the educational system have condoned these happenings and allowed it to worsen to the point that if immediate action is not taken, you are going to condone a further "Reign of Terror" something like there was in 1793 during the French Revolution. He said it looks as if all the inmates have taken over the Insane Asylum and all the sane people cannot do anything about it. He said it is time something was done.

MR. HORNER said he thinks one of the more serious things this Board has to consider this evening is the question of the Board of Education not taking any action by refusing to meet with the parents. He said he definitely thinks that the Board of Education owes an obligation to meet with the concerned parents instead of ignoring their pleas to meet with them.

MRS. PONT-BRIANT said there are two separate "incidents" at the Turn-Of-River School - one of which affected the other, but when they are discussed they are discussed as one issue. She said they have taken action and we are not questioning their action. She said she has received calls about five, in particular, who did not question the fact that their children were guilty, but the fact that they were asking if they were and no answers were given to them. She said an agreement has been reached by the Board of Education on incomplete information which will have a profound effect on these children and their records. She said some parents have taken their children down to Rice School, with the protest that they are still actively seeking a meeting with the elected officials and so far have had no success.

Minutes of April 5, 1971

MR. TRUGLIA said there are differences of opinion and he is opposed to a Committee trying to usurp the powers of the Board of Education.

MR. SCOFIELD said the Steering Committee asked the Education, Welfare & Government Committee to look into this and the majority feel that the Committee has done a good job of investigating this and the unanimous vote of the E.W.&G. Committee is not to have an investigating committee formed at this time. He said he thinks this is a slap in the face to this Committee, who has done a very good job of looking into the facts.

A great deal of further debate took place, at which time MR. PUETTE MOVED THE QUESTION. Seconded and CARRIED.

VOTE taken on Mr. Russell's motion to form an investigating committee which FAILED TO CARRY by a vote of 22 in favor and 12 opposed. (Requires a two-thirds vote).

MRS. PONT-BRIANT asked if it was in order for her to request of the Chairman of the Education, Welfare & Government Committee to setup a meeting between the Board of Education and the concerned parents.

MR. MILLER said he would endeavor to do so.

PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE:

MR. DIXON asked if it would be possible to move for approval of all eight resolutions at once.

THE PRESIDENT said this cannot be done - they all have to be acted upon individually and an application has to be filed on each one to the State Department of Community Affairs and if we vote on them as a blanket, he is quite sure that we will get a letter saying they were not approved according to law and it will have to be done all over again. He advised against trying to do it as a bundle.

MR. DIXON said he is inclined at this late hour to be very brief and to the point and will go through the resolutions as rapidly as possible. He said the Members of his Committee are all in approval of each of the resolutions.

- (1) RESOLUTION NO. 740 - APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON COLEMAN TOWERS IN AMOUNT NOT TO EXCEED \$54,000.00 - (Mayor's letter of 3/16/71)

MR. DIXON MOVED for approval of the following resolution. Seconded and CARRIED with one "no" vote and one abstention:

RESOLUTION NO. 740

APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON COLEMAN TOWERS IN AMOUNT NOT TO EXCEED \$54,000.00

Minutes of April 5, 1971

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs is authorized to extend financial assistance to local housing authorities, municipalities, human resource development agencies and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for financial assistance under Section 8-215 and 8-216 of the General Statutes, in order to undertake a program of Tax Abatement and, to execute an Assistance Agreement therefor.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES:

1. That it is cognizant of the conditions and prerequisites for State Assistance imposed by Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, especially the requirement of a Community Development Action Plan in Section 8-207 of the Connecticut General Statutes.
2. That the filing of an application by the City of Stamford in an amount not to exceed \$54,000 is hereby approved, and that the Mayor of the City of Stamford is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered to execute any amendments, recisions and revisions thereto, and to act as the authorized representative of the City of Stamford.
3. That in consideration of said Assistance Agreement applicant does hereby abate the ad valorem taxes applicable to the property described in Assistance Agreement with the State of Connecticut.

- (2) RESOLUTION NO. 741 - APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENTS ON TRINITY GARDENS IN AN AMOUNT NOT TO EXCEED \$18,000.00 - (Mayor's letter of 3/16/71)

MR. DIXON MOVED for approval of the following resolution. Seconded and CARRIED with one "no" vote:

RESOLUTION NO. 741

APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON TRINITY GARDENS IN AN AMOUNT NOT TO EXCEED \$18,000.00

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs is authorized to

Minutes of April 5, 1971

extend financial assistance to local housing authorities, municipalities, human resource development agencies and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for financial assistance under Section 8-215 and 8-216 of the General Statutes, in order to undertake a program of Tax Abatement and, to execute an Assistance Agreement therefor.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES:

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, especially the requirement of a Community Development Action Plan in Section 8-207 of the Connecticut General Statutes.
2. That the filing of an application by the City of Stamford in an amount not to exceed \$18,000 is hereby approved, and that the Mayor of the City of Stamford is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Stamford.
3. That in consideration of said Assistance Agreement applicant does hereby abate the ad valorem taxes applicable to the property described in Assistance Agreement with the State of Connecticut.

- (3) RESOLUTION NO. 742 - APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON BETTER HOUSING IN AN AMOUNT NOT TO EXCEED \$27,000.00 - (Mayor's letter of 3/16/71)

MR. DIXON MOVED for approval of the following resolution. Seconded and CARRIED with two "no" votes.

RESOLUTION NO. 742

APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON BETTER HOUSING IN AN AMOUNT NOT TO EXCEED \$27,000.

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs if authorized to extend financial assistance to local housing authorities, municipalities

Minutes of April 5, 1971

human resource development agencies and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for financial assistance under Section 8-215 and 8-216 of the General Statutes, in order to undertake a program of Tax Abatement and, to execute an Assistance Agreement therefor.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES:

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, especially the requirement of a Community Development Action Plan in Section 8-207 of the Connecticut General Statutes.
2. That the filing of an application by the City of Stamford in an amount not to exceed \$27,000 is hereby approved, and that the Mayor of the City of Stamford is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Stamford.
3. That in consideration of said Assistance Agreement applicant does hereby abate the ad valorem taxes applicable to the property described in Assistance Agreement with the State of Connecticut.

- (4) RESOLUTION NO. 743 - APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON LUDLOW STREET TOWN HOUSE IN AN AMOUNT NOT TO EXCEED \$27,000.00 - (Mayor's letter of 3/16/71)

MR. DIXON MOVED for approval of the following resolution. Seconded and CARRIED with one "no" vote and one abstention:

RESOLUTION NO. 743

APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON LUDLOW STREET TOWN HOUSE IN AN AMOUNT NOT TO EXCEED \$27,000.00

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs is authorized to extend financial assistance to local housing authorities, municipalities, human resource development agencies and non-profit corporations; and

Minutes of April 5, 1971

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for financial assistance under Section 8-215 and 8-216 of the General Statutes, in order to undertake a program of Tax Abatement and, to execute an Assistance Agreement therefor.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES:

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, especially the requirement of a Community Development Action Plan in Section 8-207 of the Connecticut General Statutes.
2. That the filing of an application by the City of Stamford in an amount not to exceed \$27,000 is hereby approved, and that the Mayor of the City of Stamford is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Stamford.
3. That in consideration of said Assistance Agreement applicant does hereby abate the ad valorem taxes applicable to the property described in Assistance Agreement with the State of Connecticut.

5. RESOLUTION NO. 744 - APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON TRINITY APARTMENTS IN AN AMOUNT NOT TO EXCEED \$49,500.00 - (Mayor's letter of 3/16/71)

MR. DIXON MOVED for approval of the following resolution. Seconded and CARRIED with two "no" votes and one abstention.

RESOLUTION NO. 744

APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON TRINITY APARTMENTS IN AN AMOUNT NOT TO EXCEED \$49,500.00

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs is authorized to extend financial assistance to local housing authorities, municipalities, human resource development agencies and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for financial assistance under

Minutes of April 5, 1971

Section 8-215 and 8-216 of the General Statutes; in order to undertake a program of Tax Abatement and, to execute an Assistance Agreement therefor.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES:

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, especially the requirement of a Community Development Action Plan in Section 8-207 of the Connecticut General Statutes.
2. That the filing of an application by the City of Stamford in an amount not to exceed \$49,500 is hereby approved, and that the Mayor of the City of Stamford is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an agreement is offered to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Stamford.
3. That in consideration of said Assistance Agreement applicant does hereby abate the ad valorem taxes applicable to the property described in Assistance Agreement with the State of Connecticut.

- (6) RESOLUTION NO. 745 - APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON ST. JOHNS TOWERS IN AN AMOUNT NOT TO EXCEED \$91,943.00 - (Mayor's letter of 3/16/71)

MR. DIXON MOVED for approval of the following resolution. Seconded and CARRIED with one "no" vote and one abstention:

RESOLUTION NO. 745

APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON ST. JOHNS TOWERS IN AN AMOUNT NOT TO EXCEED \$91,943.00

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs is authorized to extend financial assistance to local housing authorities, municipalities, human resource development agencies and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for financial assistance under Section 8-215 and 8-216 of the General Statutes, in order to undertake a program of Tax Abatement and, to execute an Assistance Agreement therefor.

Minutes of April 5, 1971

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES:

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, especially the requirement of a Community Development Action Plan in Section 8-207 of the Connecticut General Statutes.
2. That the filing of an application by the City of Stamford in an amount not to exceed \$91,943.00 is hereby approved, and that the Mayor of the City of Stamford is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Stamford.
3. That in consideration of said Assistance Agreement applicant does hereby abate the ad valorem taxes applicable to the property described in Assistance Agreement with the State of Connecticut.

- (7) RESOLUTION NO. 746 - APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON NEW HOPE TOWERS IN AN AMOUNT NOT TO EXCEED \$180,000.00 - (Mayor's letter of 3/16/71)

MR. DIXON MOVED for approval of the following resolution. Seconded and CARRIED with three "no" votes:

RESOLUTION NO. 746

APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON NEW HOPE TOWERS IN AN AMOUNT NOT TO EXCEED \$180,000.00

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs is authorized to extend financial assistance to local housing authorities, municipalities, human resource development agencies and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for financial assistance under Section 8-215 and 8-216 of the General Statutes, in order to undertake a program of Tax Abatement and, to execute an Assistance Agreement therefor.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES:

1. That it is cognizant of the conditions and prerequisites for State

Minutes of April 5, 1971

assistance imposed by Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, especially the requirement of a Community Development Action Plan in Section 8-207 of the Connecticut General Statutes.

2. That the filing of an application by the City of Stamford in an amount not to exceed \$180,000.00 is hereby approved, and that the Mayor of the City of Stamford is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Stamford.
3. That in consideration of said Assistance Agreement Applicant does hereby abate the ad valorem taxes applicable to the property described in Assistance Agreement with the State of Connecticut.

- (8) RESOLUTION NO. 747 - APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON AMOUNT NOT TO EXCEED \$54,450.00. - (Mayor's letter of 3/16/71)

MR. DIXON MOVED for approval of the following resolution. Seconded and CARRIED with two "no" votes:

RESOLUTION NO. 747

APPROVING THE FILING OF AN APPLICATION TO THE STATE DEPARTMENT OF COMMUNITY AFFAIRS FOR TAX ABATEMENT ON FRIENDSHIP HOUSE IN AN AMOUNT NOT TO EXCEED \$54,450.00

WHEREAS, pursuant to Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, the Commissioner of Community Affairs, is authorized to extend financial assistance to local housing authorities, municipalities, human resource development agencies and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for financial assistance under Section 8-215 and 8-216 of the General Statutes, in order to undertake a program of Tax Abatement and, to execute an Assistance Agreement therefor.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF REPRESENTATIVES:

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapters 128, 129, 130, 132 and 133 of the Connecticut General Statutes, especially the requirement of a Community Development Action Plan in Section 8-207 of the Connecticut General Statutes.
2. That the filing of an application by the City of Stamford in an amount

Minutes of April 5, 1971

not to exceed \$54,450.00 is hereby approved, and that the Mayor of the City of Stamford is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such Agreement is offered to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Stamford.

3. That in consideration of said Assistance Agreement applicant does hereby abate the ad valorem taxes applicable to the property described in Assistance Agreement with the State of Connecticut.

MR. DIXON explained the state of construction of all of the above as he went along.

RESOLUTIONS:

Letter dated 3/12/71 from C.O.N.A. CONCERNING HOUSE BILL #7256 introduced by Frederick Miller, being entitled: "AN ACT CONCERNING DISCLOSURE OF BENEFICIARIES OF REAL PROPERTY HELD IN TRUST"

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

RESOLUTION NO. 748ENDORSEMENT OF HOUSE BILL NO. 7256 - AN ACT CONCERNING DISCLOSURE OF BENEFICIARIES OF REAL PROPERTY HELD IN TRUST

BE IT RESOLVED by the Board of Representatives of the City of Stamford, that the Board request the Judiciary Committee of the General Assembly to report out favorable House Bill No. 7256, entitled, "AN ACT CONCERNING DISCLOSURE OF BENEFICIARIES OF REAL PROPERTY HELD IN TRUST", and that copies of this resolution be transmitted to the Chairmen of the Judiciary Committee, State Senator Jay W. Jackson and State Representative John A. Carrozzella.

THE PRESIDENT read the following resolution at this time:

RESOLUTION NO. 749

SEEKING EXECUTIVE CLEMENCY FOR LT. WILLIAM CALLEY
(Proposed by Mr. Morris, 15th District Representative)

BE IT RESOLVED that the President of the Stamford Board of Representatives inform the President of the United States that we support his personal review

Minutes of April 5, 1971

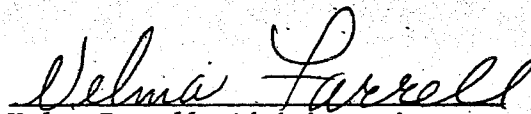
of the case of Lt. William Calley and make the final decision on the sentence in the case, and

BE IT FURTHER RESOLVED that we support the views of the many distinguished members of the Congress of the United States who have urged the President of the United States to grant executive clemency to Lt. William Calley.

MR. MORRIS MOVED for approval of the above Resolution. Seconded and CARRIED with one abstention, and two "no" votes.

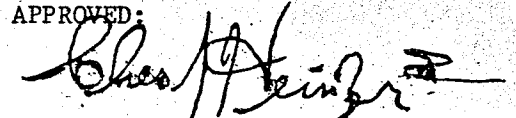
ADJOURNMENT:

On motion, duly seconded and CARRIED, the meeting was adjourned at 1.40 A.M.


Velma Farrell, Administrative
Assistant (Recording Secretary)

VF

APPROVED:


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

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

VF