

MINUTES OF THE 11TH BOARD OF REPRESENTATIVESSTAMFORD, CONNECTICUTMeeting of October 4, 1971

A regular monthly meeting of the 11th Board of Representatives of the City of Stamford, Connecticut, was held on Monday, October 4, 1971 in the Board's meeting room, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the President, Charles J. Heinzer, III, at 8:30 P.M. after a caucus by the respective parties.

INVOCATION was given by Rev. Father Calabro, Sacred Heart Church

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

MOMENT OF SILENCE:

A moment of silence was observed at this time for Board member Richard Comerford's grandmother, recently deceased.

ROLL CALL was taken by the Clerk. There were 34 present and 6 absent. The absent members were:

Alphonsus Donahue (D) 1st District
Robert Durso (D) 5th District
William Murphy (D) 6th District
George Connors (D) 8th District
Theodore Boccuzzi (D) 9th District
Joseph Morabito (D) 12th District

NOVEMBER BOARD MEETING (Last regular meeting of 11th Board):

A motion was made, seconded and CARRIED to hold the November Board Meeting on the second Monday of the month - November 8, 1971 for the reason that the first of November, which would be the date for the regular meeting under the Charter, comes the night before election.

CHECK OF VOTING MACHINE:

THE PRESIDENT checked the voting machine and it was found to be in good working order.

ACCEPTANCE OF MINUTES - Meeting of September 7, 1971

There being no changes or corrections, the Minutes were accepted as written.

COMMITTEE REPORTS:

The reading of the Steering Committee Report was waived and order in the Minutes and appears below:

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STEERING COMMITTEE REPORTMeeting held Monday, September 20, 1971

A meeting of the Steering Committee of the Board of Representatives was held on Monday, September 20, 1971, in the Republican Caucus Room of the Board.

The meeting was called to order by the Chairman and President, Charles J. Heinzer, III, at 8 P.M.

The following people were present: Charles Heinzer, III, Chairman; Joseph Bitetto, Peter Chirimbis, Gerald Rybnick, Handy Dixon, George Russell, Daniel Russbach, Lois Pont-Briant, L. Reed Clark, John Boccuzzi, Robert Exnicios, John Breese, and John Roos.

The following matters were acted upon:

- (1) \$195,025.00 - Resolution amending 1971-1972 Capital Projects Budget by adding to Project known as "PUBLIC WORKS DEPARTMENT - NEW CONSTRUCTION" the sum of \$195,025.00 for Project #3 - Sanitary Landfill and appropriation therefor - (Mayor's letter of 9-1-71)

REFERRED TO FISCAL COMMITTEE and PUBLIC WORKS COMMITTEE - Ordered on Agenda.

- (2) \$43,116.00 - POLICE DEPARTMENT - to add four policemen, to replace four to be transferred to the Special Service Squad, to step up the war on narcotics traffic, to be allocated as follows: (Mayor's letter of 8-5-71)

Code 530.0101 - Salaries	\$26,485.00
Code 530.0110 - Holiday Pay (Average 8 Holidays)	1,629.00
Code 530.0111 - 5% Pay Differential (Average 7.5%)	1,719.00
Code 530.0113 - Holiday Slips (Average 12.5%)	1,268.00
Code 530.0114 - 10% Pay Differential (Sunday Pay)	315.00
Code 530.2201 - Radio Car (To be used for Investigation)	3,500.00
Code 530.2501 - Uniforms (Complete, \$500. per man)	2,000.00
Code 530.2502 - Clothing Allowance (men presently employed)	1,200.00
Code 530.2702 - Special Service Squad	5,000.00
	<u>\$43,116.00</u>

(NOTE: REDUCED \$15,557.24 by Board of Finance, as they felt the employment could not be accomplished before 11/1/71)

ORDERED ON AGENDA - REFERRED TO FISCAL COMMITTEE and HEALTH & PROTECTION COMMITTEE

- (3) \$17,720.00 - MAYOR'S OFFICE - To employ a full-time LABOR NEGOTIATOR-CONTRACT ADMINISTRATOR, effective October 1, 1971 - (Mayor's letter of 7-12-71)

ORDERED ON AGENDA - REFERRED TO FISCAL COMMITTEE and PERSONNEL COM.

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- (4) \$26,350.00 - BOARD OF EDUCATION - To set up a Distribution of Milk Program for the schools -----Approved by Board of Finance on 9-13-71) (No letter received to date on this)

NOT Ordered on agenda.

- (5) \$8,000.00 - DEPARTMENT OF PUBLIC HEALTH - Code 510.0101, Salaries, - In order to employ an additional Public Health Nurse in connection with expansion of the Methadone Maintenance Program - (Mayor's ltr. of 8-13-71) - DEFERRED at 9-7-71 Board meeting

ORDERED ON AGENDA under FISCAL COMMITTEE - Also referred to HEALTH & PROTECTION COMMITTEE and PERSONNEL COMMITTEE

- (6) \$19,500.00 - Resolution amending 1969-1970 Capital Projects Budget, for Project known as "LAND BANK ACCOUNT FOR STREET WIDENING" to use unexpended money in that account for the purpose of constructing a WEIR ALONG THE WASHINGTON BOULEVARD RIVERWALK, near footbridge to Scalzi Park, close to south end of River Walk ---- (Letter to Board of Finance from Mayor, dated 8-11-71)

NOT ordered placed on the agenda by a vote of 5 in favor and 6 opposed.

- (7) Resolution "Authorizing Filing Application for State Assistance with the Commissioner of Community Affairs in order to Undertake a Program of Housing Site Acquisition for the CLINTON AVENUE SITE" - Applying for amount not to exceed \$239,333.00 with local share from \$103,000 to \$118,060.) --(Mayor's letter of 9-13-71) -- (DEFERRED at 9-7-71 Board meeting)

ORDERED ON AGENDA - REFERRED TO FISCAL COMMITTEE and to PUBLIC HOUSING, etc. COMMITTEE

- (8) \$12,000.00 - REGISTRARS OF VOTERS - Code 102.2201 - To purchase six voting machines - (Mayor's letters of 9-16-71 and 9-20-71)

Although the above item has not been approved by the Board of Finance, it was decided to ORDER IT PLACED ON THE AGENDA - REFERRED TO FISCAL COMMITTEE and the EDUCATION, WELFARE, & GOVERNMENT COMMITTEE - Pending approval by the Board of Finance

- (9) \$249,853.00 - Resolution amending 1971-1972 Capital Projects Budget by adding Project to be known as "WASHINGTON AVENUE EXTENSION, to fund payment to FEDERATED DEPT. STORES/ GENERAL ELECTRIC PENSION FUND. as ordered by the Court of Common Pleas. and appropriation of aforesaid amount therefor - (Mayor's letter of 8-31-71) ---- (NOTE: DEFERRED by Board of Finance at their 9-9-71 meeting, pending a presentation by Corporation Counsel and approved by Planning Board.)

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ORDERED ON AGENDA - REFERRED TO FISCAL COMMITTEE and to PUBLIC WORKS COMMITTEE.

- (10) Resolution Authorizing EASEMENTS by condemnation through and under certain private properties in order for successful completion of SANITARY SEWER PROJECT KNOWN AS SECTION 13-2, Which is required to build the HIGHVIEW-AVENUE-SPRINGDALE sewer project -- (Mayor's letter of Aug. 18, 1971,) (Approved by Board of Finance on 9-9-71)

Above NOT ordered on agenda as it is planned to hold a special meeting this Friday, September 24, 1971 and this will be on the agenda.

- (11) AGREEMENT Concerning DARTEN-STAMFORD SEWER TIE-IN - (Mayor's letter of 8-26-71)

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

- (12) Resolution approving TRANSFER of jurisdiction of MAGEE AVENUE/PROPERTY from Public Works Department to the STAMFORD FIRE DEPARTMENT under provisions of Ordinance No. 144 (Mayor's letter of 9-14-71)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (13) Request from Mr. Vennie DeNicola for adoption of an Ordinance similar to one in effect in the Town of Rye, N.Y. in regard to soliciting orders or operating food vending trucks by persons who do not reside in the City and method of obtaining a permit for same - (Requested in person on Aug. 25, 1971)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (14) Proposed resolution to empower the Mayor of the City of Stamford to apply for National Flood Insurance through the U. S. Dept. of Housing (HUD) in order to make this insurance available to home owners - (Introduced by Mr. Roos, 10th District Representative)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (15) PETITION - Veteran's Day Celebration and parade on MONDAY, OCTOBER 25, 1971 - (Requested in letter dated 9-17-71 from Peter Chirimbes, General Chairman)

ORDERED ON AGENDA under PARKS & RECREATION COMMITTEE

- (16) Request for transfer of administrative jurisdiction under provisions of Ordinance No. 144, from Public Works Department to the DEPARTMENT OF PARKS AND TREES of extended portion of landfill area adjacent to and south of DYKE PARK - (Letter dated 8-31-71 from Edward Connell, Supt., Dept. of Parks & Trees)

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ORDERED ON AGENDA under PARKS & RECREATION COMMITTEE

- (17) Proposed Resolution TO DESIGNATE PROPERTY OWNED BY CITY OF STAMFORD, bounded on Easterly side by body of water known as "COVE POND" and bounded on westerly side by Weed Avenue, to be known as "GUS EDSON PARK" - (Requested in letter dated 9-1-71 by Edward Connell, Supt. of Parks)

ORDERED ON AGENDA under PARKS & RECREATION COMMITTEE

- (18) Resolution Authorizing the filing of an application for State Assistance in order to undertake a program of Coordinated Housing Code Enforcement - (Mayor's letter of 8-2-71) - (Held in Committee 9-7-71)

ORDERED ON AGENDA under CDAP COMMITTEE

- (19) Resolution Concerning Authorization for filing of an Application for State Assistance in an amount not to exceed \$392,818.00 to enable Waiver of Payment in Lieu of Taxes, making social services programs possible in State Moderate Rental Projects: (Oak Park MR-6, William C. Ward Homes MR-33, Vidal Court MR-55, Lawnhill Terrace MR-68) (Requested in Mayor's letter of 8-11-71) - (Held in Committee 9-7-71)

- (20) Resolution concerning continuation of Stamford School Cafeteria Program' (Presented by Mr. Miller, 3rd District Representative at 9-7-71 Board meeting)

NOT ORDERED ON AGENDA

- (21) Letter dated 9-16-71 from William J. Sanders, Commissioner of Education, Hartford, Conn., acknowledging receipt of Resolution No. 771 adopted by Board on Sept. 7, 1971 requesting that he look into the circumstances surrounding the way the Board of Education is filling the vacant position of Superintendent of Schools-- He enclosed a letter sent to the Board of Education on Sept. 14th, which is self-explanatory - that the State Board of Education has no authority to make such an investigation

Noted and filed - ORDERED ON AGENDA FOR INFORMATION ONLY

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned at 9 P.M.

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Charles J. Heinzer, III
Chairman, Steering Committee

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FISCAL COMMITTEE:

MRS. PONT-BRIANT, Chairman, reported on the following items:

- (1) \$195,025.00 - Resolution No. 775 - Amending 1971-1972 Capital Projects Budget by adding to Project known as "PUBLIC WORKS DEPARTMENT - NEW CONSTRUCTION" above named sum for Project #3 - Sanitary Landfill and appropriation therefor (Mayor's letter of 9-1-71)

MRS. PONT-BRIANT MOVED for approval of the following resolution. Seconded by Mr. Breese, who said the Public Works Committee concurs in approval.
CARRIED unanimously:

RESOLUTION NO. 775

AMENDING 1971-1972 CAPITAL PROJECTS BUDGET BY ADDING TO PROJECT KNOWN AS "PUBLIC WORKS DEPARTMENT - NEW CONSTRUCTION" THE SUM OF \$195,025.00 FOR PROJECT #3 SANITARY LANDFILL AND APPROPRIATION THEREFOR

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, to amend the 1971-1972 Capital Projects Budget, in accordance with the provisions of Section 611.5 of the Stamford Charter, by adding thereto a Project in the amount of \$195,025.00, to be known as "PUBLIC WORKS DEPARTMENT - NEW CONSTRUCTION, PROJECT #3 - SANITARY LANDFILL" in order to construct 700 feet of bulkhead in the East Branch of Stamford Harbor, and appropriation of aforesaid sum therefor.

- (2) \$43,116.00 - POLICE DEPARTMENT - To add four policemen. to replace four to be transferred into the Special Service Squad, to step up the war on narcotics traffic. to be allocated as follows: (Mayor's letter of 8-5-71)

Code 530.0101 - Salaries	\$26,485.00
Code 530.0110 - Holiday Pay (Average 8 holidays)	1,629.00
Code 530.0111 - 5% Pay Differential (Average 7.5%)	1,719.00
Code 530.0113 - Holiday Slips (Average 12.5%)	1,268.00
Code 530.0114 - 10% Pay Differential (Sunday Pay)	315.00
Code 530.2201 - Radio Car (To be used for investigations)	3,500.00
Code 530.2501 - Uniforms (Complete, \$500. per man)	2,000.00
Code 530.2502 - Clothing Allowance (Men presently employed)	1,200.00
Code 530.2702 - Special Service Squad	5,000.00
	<u>\$43,116.00</u>

(Note: REDUCED \$15,557.24 by Board of Finance, as they felt the employment could not be accomplished before 11-1-71)

MRS. PONT-BRIANT MOVED for approval of the above. Seconded by Mr. Clark, who said the Health & Protection Committee concurs, CARRIED.

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- (3) \$17,720.00 - MAYOR'S OFFICE - To employ a full-time LABOR NEGOTIATOR-CONTRACT ADMINISTRATOR, effective October 1, 1971 - (Mayor's letter of 7-12-71)

The above matter was held in Committee.

- (4) \$8,000.00 - DEPARTMENT OF PUBLIC HEALTH - Code 510.0101, Salaries, In order to employ an additional Public Health Nurse in connection with expansion of the Methadone Maintenance Program - (Mayor's letter of 8-13-71)

MRS. PONT-BRIANT MOVED for approval of the above matter. Seconded by Mr. Clark, who said the Health & Protection Committee concurs in approval. CARRIED.

- (5) Resolution No. 776 - "Authorizing Filing Application for State Assistance with the Commissioner of Community Affairs in order to Undertake a Program of Housing Site Acquisition for the CLINTON AVENUE SITE" - (Applying for amount not to exceed \$239,333.00 with local share from \$103,000 to \$118,060) - (Mayor's letter of 9-13-71)

MRS. PONT-BRIANT said there is a technical difference here - the State changed their minds as to the Housing Authority paying \$50,000 for land, for in essence they were using State funds under a separate Grant. She said the share of the City will increase about \$15,000 as the State does not want to put in more than Two-thirds. She said there is a change in the amount in the resolution, but she did not read it as everyone knows about it.

THE PRESIDENT said the resolution is now \$236,119.00

MRS. PONT-BRIANT MOVED for approval of the following resolution. Seconded by Mr. Dixon, Chairman of the Public Housing and General Relocation Special Committee who said if this resolution is approved, the way will be clear for this construction to be started. CARRIED unanimously:

RESOLUTION NO. 776

AUTHORIZING FILING OF APPLICATION FOR STATE ASSISTANCE WITH THE COMMISSIONER OF COMMUNITY AFFAIRS IN ORDER TO UNDERTAKE A PROGRAM OF HOUSING SITE ACQUISITION FOR THE CLINTON AVENUE SITE

WHEREAS, pursuant to Public Acts 522, 760 and 768, 1967 Regular Session as amended, 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, Section 4-114a of the General Statutes as amended provides that any party contracting with the State of Connecticut shall agree not to discriminate nor permit discrimination, in the performance of such contract, against any person or group of persons, on the grounds of race, color, religion or national origin in any manner prohibited by the laws of the State of Connecticut, or of the United States, and that such party shall agree to provide the Commission on Human Rights and Opportunities with such information requested by the Commission concerning the employment practices and procedures of such party as relate to said section; and

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WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for \$239,333, in order to undertake a program of housing site acquisition for the housing site known as the Clinton Avenue Site, and to execute an assistance agreement therefor. It is understood that the City of Stamford will provide a local share in cash in the amount of \$119,667 in accordance with the requirements of Public Acts 522, 760 or 768 1967 Regular Session, as amended, as appropriate.

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

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Public Acts 522, 760 and 768, 1967 Regular Session, as amended, especially the requirements of a Community Development Action Plan in Section 9 (b) of Public Act 522.
2. That it recognizes the responsibility for the provision of local grants-in-aid to the extent that they are necessary and required for said program.
3. That the filing of an application by the City of Stamford in an amount not to exceed \$239,333 is hereby approved, and that the Housing Site Development Agency 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.
4. RESOLUTION NO. 732 dated February 11, 1971 is hereby rescinded.

- (6) \$12,000.00 - REGISTRARS OF VOTERS - Code 102.2201 - To purchase six voting machines - (Mayor's letters of 9-16-71 and 9-20-71)
(Subject to Board of Finance approval)

MRS. PONT-BRIANT said the above item is being held by the Board of Finance for some additional information and at the time her Committee was not aware of this and acted upon it. SHE MOVED for approval of the above request, subject to approval by the Board of Finance. Seconded and CARRIED.

- (7) \$458,700.00 - Resolution No. 777 amending 1971-1972 Capital Projects Budget by adding Project to be known as WASHINGTON AVENUE EXTENSION, TO FUND PARTNET TO FEDERATED DEPARTMENT STORES/GENERAL ELECTRIC PENSION FUND, AS ORDERED BY THE COURT OF COMMON PLEAS, PURSUANT TO STIPULATION, AND APPROPRIATION OF \$458,700.00 THEREFOR -
(Mayor's letter of 8-31-71)

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MRS. PONT-BRIANT said this appears on the agenda as \$249,853.00. SHE MOVED for suspension of the rules in order to bring the increased amount on the floor. Seconded and CARRIED.

MRS. PONT-BRIANT MOVED for approval of the following resolution. She explained that the Board of Finance passed a partial amount of \$208,153.00 and approximately in April or May we voted on that amount, which left a deferred amount of \$208,847.00 which the Board of Finance held as deferred and then passed it in conjunction with the new appropriation request under date of August 31, 1971 which is now before the Board. She said the Committee met with the Corporation Counsel on this and with Bloomingdale's attorney, Mr. Edgerton and asked many questions and understand that this amount has been agreed upon in the Court stipulation and is now before us for approval. She said if we don't approve then Bloomingdale's would then take us to Court and go through the normal procedures, and, in essence, it could perhaps cost more.

She said concessions were made, both pro and con, between Bloomingdale's and the City and the amount finally arrived at was the total figure of \$643,000 of which \$183,300 had already been paid into the Court, in escrow, leaving a balance of \$458,700. She said Bloomingdale's also waived something like \$92,000 interest fee which was another agreement with the Court upon stipulation.

MRS. PONT-BRIANT MOVED for approval of the following resolution. Seconded by Mr. Breese who said the Public Works Committee concurs:

RESOLUTION NO. 777

AMENDING 1971-1972 CAPITAL PROJECTS BUDGET FOR PROJECT KNOWN AS "PUBLIC WORKS DEPARTMENT, HIGHWAYS, WASHINGTON AVENUE EXTENSION" TO FUND PAYMENT TO FEDERATED DEPARTMENT STORES/GENERAL ELECTRIC PENSION FUND. AS ORDERED BY COURT OF COMMON PLEAS, AND APPROPRIATION OF \$458,700.00 THEREFOR

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, to amend the 1971-1972 Capital Projects Budget, in accordance with the provisions of Section 611.5 of the Stamford Charter, to add the sum of \$458,700.00 to Project known as "PUBLIC WORKS DEPARTMENT, HIGHWAYS, WASHINGTON AVENUE EXTENSION" in order to fund payment to the FEDERATED DEPARTMENT STORES/GENERAL ELECTRIC PENSION FUND, as ordered by the Court of Common Pleas, pursuant to stipulation and appropriation of aforesaid amount therefor.

MR. EXNICIOS said he wishes to be recorded as abstaining from voting on this, as a possible conflict of interest.

There ensued a period of questions and answers as to how the Committee arrived at their approval of the resolution, with Mr. John Boccuzzi answering the questions for the committee.

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VOTE taken on Resolution No. 777 and CARRIED with one "no" vote and one abstention (Mr. Exnicios abstaining).

- (8) \$20,000.00 - Resolution No. 778 - Amending 1971-1972 Capital Projects Budget to TRANSFER \$20,000.00 from the Wells & Pump Account, Shelters, Bridges and Drinking Fountain Account and the Fence Account Projects to the "Development of Land for Golf Course Project" (Mayor's letter of 10-4-71)

MRS. PONT-BRIANT MOVED for suspension of the rules in order to bring the above request on the floor. Seconded and CARRIED with one "no" vote (Mr. Sherer).

MRS. PONT-BRIANT MOVED for approval of the following resolution. Seconded and CARRIED unanimously:

RESOLUTION NO. 778

AMENDING 1971-1972 CAPITAL PROJECTS BUDGET TO TRANSFER \$20,000.00 FROM PROJECT KNOWN AS "STANFORD GOLF AUTHORITY" FROM THE WELLS & PUMP ACCOUNT, SHELTERS, BRIDGES & DRINKING FOUNTAIN ACCOUNT, AND THE FENCE ACCOUNT TO THE "DEVELOPMENT OF LAND FOR GOLF COURSE PROJECT"

HE AND IT IS HEREBY RESOLVED by the board of representatives of the City of Stanford, in accordance with provisions of Section 611.5 of the Stamford Charter, to approve an amendment to the 1971-1972 Capital Projects Budget to Project known as "STANFORD GOLF AUTHORITY" for the TRANSFER of funds in the amount of \$20,000.00 from the following accounts:

\$4,499.00 - Wells and Pump Account
\$7,425.00 - Shelters, Bridges & Drinking Fountain Account
\$8,076.00 - Fencing Account
\$20,000.00

to be used for "DEVELOPMENT OF LAND FOR GOLF COURSE" in aforesaid amount of \$20,000.00 in order to complete related Golf Course Projects by October 15, 1971,

- (9) Resolution No. 779 - Concerning Federal Grant of \$548,300 under Emergency Employment Act of 1971 and City's Contribution in-kind of \$60,922.00 - (Mayor's letter of 9-14-71) -- (Approved by Board of Finance on 10-3-71 with certain restrictions)

MRS. PONT-BRIANT MOVED for suspension of the rules in order to bring the above matter on the floor. She explained that the Board of Finance acted on this request yesterday (Sunday) and in anticipation of their special meeting, the Fiscal Committee did hear it at their Thursday September 30th meeting. Seconded and CARRIED.

MRS. PONT-BRIANT explained that the resolution has been amended by the Board of Finance with which they are in concurrence, and have added one of their own, being paragraph (e) at the end. SHE MOVED for approval of the following resolution, which was seconded and CARRIED unanimously:

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RESOLUTION NO. 779

TO ACCEPT FEDERAL GRANT OF \$548,300 UNDER EMERGENCY EMPLOYMENT
ACT OF 1971 AND CITY'S CONTRIBUTION IN-KIND OF \$60,922

WHEREAS the Congress and President of the United States passed, signed and appropriated the Emergency Employment Act of 1971, and

WHEREAS municipalities throughout those United States have been invited to accept funds according to the numbers of their unemployed and to place within municipal services skilled and unskilled unemployed workers and professional people, and

WHEREAS the City of Stamford is suffering from 8.8% unemployment and witnesses many of its Vietnam veterans, minority workers, its older skilled workers and its professionals searching in vain for gainful employment, and

WHEREAS appropriate dispatch has been requested by the Regional Manpower Advisor of the Department of Labor of the United States who is administering these grants,

BE IT HEREBY RESOLVED THAT THE BOARD OF REPRESENTATIVES AND THE BOARD OF FINANCE:

- (1) Approve the Mayor's compliance with the Department of Labor's request for Application for Contract.
- (2) Accept the \$548,300 from the Federal Government.
- (3) Approve in-kind services of supervision and inservice training equivalent to \$60,922 of matching funds.
- (4) Appropriate the funds according to designation of the Application for Contract.
- (5) Request the Department of Labor to accept the Application for Contract and make the Contract applicable as swiftly as possible.

The above resolution was adopted subject to the following stipulations:

- (a) No person receiving employment under this grant is to have civil service status, rights or privileges, nor is he to be included to the contractual agreements negotiated by the City of Stamford;
- (b) No person employed under this grant is to be given any pension rights;
- (c) Each person employed under this grant shall be required to sign an affidavit releasing the City of Stamford of any obligations, as specified under paragraphs (a) and (b), above, beyond salary-connected benefits incurred and paid as fringe benefits; and

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- (d) At the termination of this grant, application for renewal is not to be submitted without the Board of Finance having first reviewed the same.
- (e) There shall be no lowering of qualifications for any position upon testing where a job description exists.

LEGISLATIVE & RULES COMMITTEE:

MR. CHIRIBES reported on the following matters:

- (1) AGREEMENT concerning the DARIEN-STAMFORD SEWER TIE-IN - (Mayor's letter of 8-26-71)

MR. BITETTO, Chairman of the Sewer Committee, to whom this had also been referred, reported that his Committee did not meet on this for the reason that action has to be taken first by the Sewer Commission and the Board of Finance and it is not properly before us until after they have acted.

- (2) Resolution No. 780 - Approving transfer of jurisdiction of MAGEE AVENUE PROPERTY from Public Works Department to the STAMFORD FIRE DEPARTMENT under provisions of Ordinance No. 144 - (Mayor's letter of 9-17-71)

MR. CHIRIBES presented the following resolution and MOVED for approval. Seconded and CARRIED unanimously:

RESOLUTION NO. 780

APPROVING THE TRANSFER OF JURISDICTION OF MAGEE AVENUE PROPERTY FROM THE PUBLIC WORKS DEPARTMENT OF THE CITY OF STAMFORD TO THE STAMFORD FIRE DEPARTMENT OF THE CITY OF STAMFORD IN ACCORDANCE WITH THE PROVISIONS OF ORDINANCE NO. 144 SUPPLEMENTAL OF THE GENERAL ORDINANCES OF THE CITY.

WHEREAS, the Public Works Department presently has jurisdiction of property located on the east side of Magee Avenue in Stamford, fully described in Schedule "A" attached hereto; and

WHEREAS, Ordinance No. 144 Supplemental of the General Ordinances of the City provides for the transfer of jurisdiction between the City and its agencies and departments; and

WHEREAS, the transfer of jurisdiction is in the public interest and is desired by both the Public Works Department and the Stamford Fire Department.

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

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The jurisdiction of the property located on the east side of Magee Avenue in Stamford, as described in Schedule "A" attached hereto, is hereby transferred from the Public Works Department of the City of Stamford to the Stamford Fire Department of the City of Stamford in accordance with the provisions of Ordinance No. 144 Supplemental of the General Ordinances of the City.

SCHEDULE "A"PROPERTY TO BE TRANSFERRED FROM
PUBLIC WORKS DEPARTMENT TO STAMFORD FIRE DEPARTMENT

Beginning at a point on the easterly street line of Magee Avenue as it now exists, said point being the southwesterly corner of property of Harry Muccio Et Al as shown and delineated on Map No. 8959 Stamford Land Records. Thence in an easterly direction along said land of Harry Muccio Et Al N 87° 34' 00" E a distance of 245.25 feet to a point thence still in an easterly direction through land of City of Stamford S 86° 14' 00" E a distance of 310.68 feet to land of Osrock Partnership, thence in a southerly direction along said land of Osrock Partnership S 2° 06' 20" W a distance of 146.48 feet to a point, thence in a westerly, northerly and again westerly direction through land of City of Stamford following courses and distances: N 86° 14' 00" W a distance of 253.86 feet, N 18° 53' 00" W a distance of 127.30 feet and S 34' 00" W a distance of 245.25 feet to a point on the easterly street line of Magee Avenue, thence in a northerly direction above said easterly street line of Magee Avenue N 18° 53' 00" W a distance of 31.28 feet to the point or place of beginning. The above described parcel of land contains 48,670 square feet or 1.117 acres in area and it lies in Block No. 1108 Stamford Land Records, being more particularly shown and delineated on a certain map on file in the City Engineer's Office, reference to being hereby had and entitled "City of Stamford Map Showing Property To Be Transferred from Public Works Dept. to Stamford Fire Dept. in Stamford, Conn. August 1971 Scale: 1" = 30' William D. Sabia, City Engineer P.E. No. 6303 Conn."

- (3) Request from Mr. Vinnie DeNicola for adoption of an Ordinance similar to one in effect in the Town of Ryer, N.J. in regard to soliciting orders or operating food vending trucks by persons who do not reside in the City and method of obtaining a permit for same - (Requested in person on 8-25-71)

The above matter was held in Committee.

- (4) Resolution to empower the Mayor of the City of Stamford to apply for National Flood Insurance through the U. S. Dept. of Housing (HUD) in order to make this insurance available to home owners - (Introduced by Mr. Roos, 10th District Representative at Steering Committee meeting held 9-29-71)

The above matter was held in Committee.

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PLANNING & ZONING COMMITTEE:

MR. DeFOREST, Chairman, presented the following matters for the Board's consideration:

(1) Acceptance of roads as City Streets

MR. DeFOREST said these roads have been certified for acceptance as City Streets by the City Engineer and he MOVED for their acceptance. Seconded and CARRIED Unanimously:

CARRIAGE DRIVE SOUTH ——— Extending westerly from already accepted portion, to Carriage Drive, as shown on Map No. 8874 on file in Town Clerk's office. Length: approximately 93 feet.

CARRIAGE DRIVE ————— Extending from already accepted portion, westerly and southerly to and including a temporary turnaround, as shown on Map No. 8874 on file in Town Clerk's office. Length: approximately 1,187 feet.

PARKS & RECREATION COMMITTEE:

(1) Proposed resolution to designate property to be known as the "GUS EDSON PARK"

MR. KELLY MOVED for suspension of the rules in order to bring the above matter on the floor at this time. Seconded and CARRIED.

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

RESOLUTION NO. 781

TO NAME PROPERTY PRESENTLY OWNED BY THE CITY OF STAMFORD, BOUNDED ON THE EASTERLY SIDE BY THE BODY OF WATER KNOWN AS "COVE POND" AND ON THE WESTERLY SIDE BY WEED AVENUE. TO BE KNOWN AS "GUS EDSON PARK" - (Requested in letter dated 9-1-71 from Edward Connell, Supt. of Parks)

BE IT RESOLVED BY THE CITY OF STAMFORD THAT:

WHEREAS, the Park Commission of the City of Stamford, Connecticut, has recommended that the piece of land which is bounded on the easterly side by the body of water known as Cove Pond and bounded on the westerly side by Weed Avenue, be designated as "GUS EDSON PARK",

NOW, THEREFORE, BE IT RESOLVED that the above described property be hereinafter designated as "THE GUS EDSON PARK".

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- (2) PETITION NO. 360 - VETERANS' DAY CELEBRATION AND PARADE - Monday, October 25, 1971 (Requested in letter dated 9-17-71 from Peter Chirimbes, General Chairman)

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

- (3) Resolution No. 782 - Approving Transfer of Administrative Jurisdiction under provisions of Ordinance No. 144, from the Public Works Department to the Department of Parks and Trees of extended portion of landfill area adjacent to and south of Dyke Park - (Requested in letter dated 8-31-71 from Edward Connell, Supt., Dept. of Parks & Trees)

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

RESOLUTION NO. 782

APPROVING TRANSFER OF ADMINISTRATIVE JURISDICTION BY ORDINANCE NO. 144 SUPPLEMENTAL FROM PUBLIC WORKS DEPARTMENT TO THE DEPARTMENT OF PARKS AND TREES EXTENDED PORTION OF LANDFILL AREA ADJACENT TO AND SOUTH OF DYKE PARK

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, that under the terms of Ordinance No. 144 Supplemental, the administrative jurisdiction over a city-owned tract of land being extended portion of landfill area adjacent to and south of Dyke Park, is hereby transferred from General Government and/or the Department of Public Works to the Department of Parks and Trees.

HOUSE COMMITTEE:

MR. RYENICK said he wants to take this occasion to extend the thanks of the Board to Chief Kinsella and the Stamford Police Department for donating the services of a Policeman in our parking area during night meetings.

COMMUNITY DEVELOPMENT ACTION PLAN COMMITTEE:

In the absence of Mr. Murphy, the Chairman, Mrs. Pont-Briant presented the Committee report on the following:

- (1) Resolution Authorizing the filing of an application for State Assistance in order to undertake a program of Coordinated Housing Code Enforcement - (Mayor's letter of 8-2-71) --- (Held in Committee 9-7-71)

The above matter was held in Committee.

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- (2) Resolution No. 783 - Concerning Authorization for Filing of an Application for State Assistance in an amount not to exceed \$392,818.00 to enable Waiver of Payment in Lieu of Taxes, making social services programs possible in State Moderate Rental Projects: (Oak Park MR-6, William G. Ward Homes MR-33, Vidal Court MR-55, Lawnhill Terrace MR-68) -- (Requested in Mayor's letter of 8-11-71) (Held in Committee 9-7-71)

MRS. PONT-BRIANT said this matter was also referred to the Fiscal Committee, who met in joint session with the ODAP Committee and they heard Mr. Guscuna on it and it was approved by both Committees.

MRS. PONT-BRIANT MOVED for approval of the following resolution. Seconded and CARRIED unanimously:

RESOLUTION NO. 783

CONCERNING AUTHORIZATION FOR FILING OF AN APPLICATION FOR STATE ASSISTANCE IN AN AMOUNT NOT TO EXCEED \$392,818.00 TO ENABLE WAIVER OF PAYMENT IN LIEU OF TAXES, MAKING SOCIAL SERVICES PROGRAMS POSSIBLE IN STATE MODERATE RENTAL PROJECTS (OAK PARK MR-6, WILLIAM G. WARD HOMES MR-33, VIDAL COURT MR-55, LAWNHILL TERRACE MR-68)

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 8-216 of the General Statutes in order to undertake a program of Payment-In-Lieu-Of-Taxes 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 \$392,818.00 is hereby approved, and that the Mayor is 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.

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3. That in consideration of said Assistance Agreement applicant does hereby waive any payments in lieu of taxes by the housing authority to the municipality under the provisions of Section 8-71 of the Connecticut General Statutes.

PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE:

MR. DIXON, Chairman, said he is happy to report that a final commitment has been given to New Hope for development of Parcel 41 and the closing will be in the very near future.

Concerning resignation of Robert Kochel, Director of the Housing Sites Development Agency

MR. DIXON said he is sure that by this time everyone is aware of Mr. Kochel's resignation. He said he would like to see this Board go on record as expressing their thanks to Mr. Kochel for the amount of work that he has done on housing over the past two and one half years and SO MOVED. Seconded and CARRIED unanimously.

SPECIAL COMMITTEE TO INVESTIGATE COMMUNITY DEVELOPMENT ACTION PLAN AGENCY:

MR. RUSSBACH, Chairman of the special investigating committee on the above matter presented the following report:

After numerous meetings and consultations, the CDAP Special Investigating Committee is making its final report.

Many events have transpired since the creation of this Committee to investigate certain allegations made of several aspects of CDAP programs, operation and scope.

After careful study of all aspects of the CDAP program, the Committee presents the following report and recommendations:

1: The ruling made by Corporation Counsel August 19, 1971 clearly and properly states that approval by the Board of Representatives as outlined in Resolution No. 688 of applications to DCA is not required.

2. Public Act No. 759 as amended by the 1971 Session of the Legislature, states that it is no longer mandatory for municipalities to maintain a CDAP Agency to receive funds from DCA. This has been verified by both Commissioner Dorsey and Mr. Vincent of DCA.

3: We have been informed that funds are no longer available for funding the renewal of Stamford's CDAP program.

We have also been informed that our application for CDAP funds for local office operation, even if passed, would be rejected. Therefore, this Committee is recommending the following action be taken:

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1. Resolution No. 658 approved by this Board on July 6, 1970 be rescinded, since several portions of it have been ruled illegal, or no longer required as a condition for DCA funding.
2. We further recommend that the application and resolution for renewal of our CDAP plan be denied, since its submission to DCA would be an exercise in futility.
3. We further recommend that the position of CDAP Director be eliminated as of November 1, 1971, since Public Act No. 759 no longer requires it and funds are not available to support the position.
4. The Committee further recommends that another existing City Agency, such as the Urban Redevelopment Commission, assume the responsibility of submitting applications for CDAP funds when required, solely through the use of existing staff.

Daniel R. Russbach, Chairman
Sidney M. Sherer
Joseph Morabito
William Murphy
George Connors
Lois Port-Briant

MR. RUSSBACH said the Committee has a \$10.00 fee for the employment of stenographic help. for two hours at \$5.00 an hour, and MOVED for approval of these expenses. Seconded and CARRIED unanimously.

MR. RUSSBACH said he would also recommend the abolition of the CDAP Committee of this Board as he thinks its functions can be transferred into other committees.

THE PRESIDENT asked the speaker to make a motion first on the acceptance of his report.

MR. RUSSBACH MOVED for acceptance of the Committee report. Seconded.

MRS. SHEPHERD asked if the members can make changes in the recommendations or do they have to accept the report as it stands.

THE PRESIDENT said it would be in order to propose an amendment.

MRS. SHEPHERD said she takes exception to putting this into Urban Redevelopment, as she can't see Day Care Centers and that type of thing being handled by URC.

THE PRESIDENT said it does not necessarily have to be URC -- just some City Agency that already exists.

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MRS. SHERMAN suggested that it be left to "some appropriate City Agency" instead. She asked if it is specifically made clear that the existing programs such as the Day Care Centers, are not endangered.

THE PRESIDENT said the resolution does not specify which City agency should be the new clearing house which would probably have to come before us next month with a proposal.

MR. BIEDER asked what would be the effect of this - one of the things that Mr. Russbach mentioned, namely rescinding Resolution No. 688 adopted by this Board at their July 6, 1970 meeting.

THE PRESIDENT said that is a moot point, for the reason that the new State regulations do not require a CDAP Agency -- The CDAP Agency was only for one year, and would have to be re-enacted again. He explained that we are rescinding the old one, which went out of effect anyway.

MR. BIEDER said he has another question --- does the Board deem it pertinent that the CDAP Committee itself review this information and come out with some type of recommendations? He said this seems to be the one Committee that is directly concerned.

THE PRESIDENT explained that when the investigation was started, it was given to the CDAP Committee, which is the same Committee, with merely the addition of Mr. Russbach as Chairman, because Mr. Murphy was out of town on vacation.

MR. RUSSBACH said Public Act 750 - Section 2-207 of the State Statutes, say that we are not required to pass on applications for funds going to DCA --- however, just as any other application comes down, such as from the Board of Education for a State or a Federal Grant - that comes before this Board for approval -- according to DCA, we will be informed as a Board when funds are allocated from DCA for these specific areas, such as Day Care, Health Department, Code Enforcement, CTE, etc., we will be aware of the fact that these Grants are being made and they will come to this Board, where before we had to approve these PRIOR to their submission to the State and now we will be getting it "after the fact". However, he said, we will be aware of the type of funds being allocated to the City of Stamford and what they are for.

MR. BIEDER said he has another question -- does approval of the Committee report mean that we are approving the elimination of the position of CDAP Director?

THE PRESIDENT said yes - but as to the elimination of the CDAP Committee of this Board, that will have to come up separately. He said we are now voting on the Committee's recommendations.

MR. RUSSBACH outlined just what we are doing by approving the Committee report, and went through each recommendation made by the Committee - items #1 through #4.

He explained that #1 is rescinding Resolution No. 688 adopted July 6, 1970 (see page 7359 of Minutes).

He said as to #2 - the application for renewal which has been before this

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Board, be denied for the reason it is an exercise in futility - there is no appropriation for it anyway.

He said as for #3, - the position of Director be eliminated also, because of lack of funds.

He said as for #4, the Committee is merely SUGGESTING that an existing City Agency that is capable of dealing with State and Federal programs be used, when necessary, for the submission of applications to DCA.

MR. TRUGLIA said he does not entirely agree with Mr. Russbach, because he is admitting that there still exists a need for someone to handle this amount of paper work that has to be done.

MR. RUSSBACH, said the speaker is incorrect, because CTE is currently setting up their own requests for Grants from DCA and the Health Department and also Day Care. He said these are all done separately now and they have the manpower and facilities to do this job. He said what he is saying is that when a department does not have someone with this expertise, would then use an agency such as the URC to perform the services now being done by the CDAP office.

MR. TRUGLIA said URC is having trouble getting too much done now without taking on added responsibilities so how can they be used?

MR. RUSSBACH said this is merely a suggestion - that he has talked with the people in URC and they have the facilities, the capability and the wherewithal within their staff to do the job.

MRS. PONT-BRIANT said she had raised the question Mrs. Sherman had asked about URC and the Committee did merely make the suggestion. She said if this is an obstacle, we can change this to read "a recognized or reliable City Agency" and remove reference to Urban Renewal. She said this was merely used as an example of an appropriate city agency.

MR. JOHN BOCCUZZI said Mr. Russbach made the statement that there are no funds available and is this correct?

MR. RUSSBACH said he was referring to the position currently held by the CDAP Director - that there are funds available for the various programs such as Day Care, Housing Code Enforcement, etc.

MR. BOCCUZZI said who was it in Hartford that made the statement that there will be no funds available for a CDAP Director?

MR. RUSSBACH replied Mr. Steadham and Mr. Vincent of DCA.

MR. BOCCUZZI asked if this is in writing.

MR. RUSSBACH said yes and it is also in the Stamford Advocate and has been carefully verified.

MR. GUROIAN MOVED THE QUESTION. Seconded and CARRIED with one "no" vote.

THE PRESIDENT said a vote will now be taken on the main question.

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MR. TRUGLIA requested a recess to which some members objected,. A VOTE was taken on the motion for a recess. LOST.

VOTE taken on the main motion, with acceptance of the first three recommendations of the Committee. CARRIED with a few "no" votes.

OLD BUSINESS:

Concerning firm doing TAX ASSESSMENTS and refusal of some housewives to allow them to enter home --- (Held in Legislative & Rules Committee by Mr. Horner 6-7-71 - NOT ordered on 7-12-71 Agenda by Steering Committee as the Legislative & Rules Committee felt that no one has the power to enter a person's home unless invited and it is a perfectly legal prerogative of a homeowner to refuse entry to their homes.)

MR. TRUGLIA asked whatever happened to the above request.

MR. CHIRIDES said he has nothing in his files at all since he took over the Chairmanship of the Legislative & Rules Committee about six weeks ago.

MR. TRUGLIA asked that this matter be looked into a little bit further.

Request for a full investigation of method taken by Board of Education to fill the vacant position of Superintendent of Schools - (See communication dated 9-16-71 from William J. Sanders, Commissioner of Education, Hartford, Conn. acknowledging receipt of Resolution No. 771 adopted by Board on Sept. 7, 1971 and enclosing a copy of a letter sent to the Board of Education on Sept. 14th in which he states the State Board of Education has no authority to make an investigation.)

MRS. SHERMAN requested that this Board form a Committee to investigate the above matter as she feels that the parents and the students of this City and the Board of Education should have a full documentary of what happened.

THE PRESIDENT said the Courts have ruled that we may not do that and the Board of Education, as an arm of the State is not subject to our jurisdiction. He said he has looked into this already.

NEW BUSINESS:

Letter dated June 24, 1971 to "All Employees of the City of Stamford who are Eligible to Belong to Teamsters Local Union #145" from Business Representative Alphonse Ragana, Teamsters Local Union #145

MR. TRUGLIA read the following letter into the record:

Dear Sir:

Recently we wrote to all eligible employees of the City of Stamford, advising them of their right to become members of Teamsters Local Union #145, or to pay a monthly service charge in an amount equal to the monthly dues. You were supplied with three forms - a white insurance data card, parts C, D and E, of which were to be completed,

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a blue card which would indicate your desire to have dues deducted as a member, and a yellow card which would indicate your intention to have the service charge deducted as a non-member. You had a choice as to which of the latter two cards you would sign. You were also supplied with a postage-free envelope for your convenience in returning the two cards to this office.

To date, we have received no reply. Accordingly, we are sending a new supply of the items mentioned above. Since compliance is MANDATORY as a condition of continued employment under the terms of the new contract with the City of Stamford, we must, if we have not received a reply within five days of receipt of this letter, request the City to terminate your employment.

MR. TRUGLIA called attention to the last sentence of the letter concerning mandatory termination of the employment of employees of the Public Works Department if they fail to become members of the Union. He asked if the legality of this could be investigated to see if certain rights of City employees have been violated.

It was MOVED to hold this for the next meeting of the Steering Committee in order that it may be referred to the Personnel Committee.

Concerning legal standing of the Personnel Board of Appeals under Section 204.3 of the Charter

MR. CONNORS said the Personnel Board of Appeals of this Board recently held a hearing in the case of Deputy Fire Chief John Boesen the evening of September 29, 1971. He said he would like to know what is the standing of our Appeals Board - either they can bring appeals to us or they can take them to Court, throw it out of Court and forget it. He said he feels that we, as a Legislative Body have the right to accept these Appeals and hear them and then are overruled by political appointees who have the final say on the matter - can go into Court and overrule the decision of the Appeals Board.

THE PRESIDENT informed the speaker that there has been a decision made by the Corporation Counsel that would have to be appealed to the Courts if it were to be changed and it would be up to the members of the Committee if at any time they decide they want to do that, or it would be up to Mr. Boesen himself or to the Union. He said it would not be the business of this Board, as the Appeals Board is separately constituted under Section 204.3 of the Charter.

ADJOURNMENT:

There being no further business to come before the Board, on motion, duly seconded and CARRIED, the meeting was adjourned at 10:20 P.M.

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Velma Farrell
Velma Farrell
Administrative Assistant
(Recording Secretary)

APPROVED:

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

Note: The above meeting was broad-
cast over Radio Station WSTC
until 11 P.M.

VF