

MINUTES OF AUGUST 6, 197312TH BOARD OF REPRESENTATIVESSTAMFORD, CONNECTICUT

A regular monthly meeting of the 12th Board of Representatives of the City of Stamford was held on Monday, August 6, 1973 in the meeting room of the Board, second floor, 429 Atlantic Street, Municipal Office Building, Stamford, Connecticut.

The meeting was called to order at 9:15 P.M. by the President, George V. Connors.

INVOCATION was given by Rev. Samuel L. White, Faith Tabernacle Missionary Baptist Church.

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

CHECK OF VOTING MACHINE:

The President conducted a check of the voting machine which was found to be in good working order.

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

Robert B. Ennicios (R) 1st District
Handy Dixon (D) 2nd District
Jeremiah Livingston (D) 5th District
George Ravallesse (D) 8th District
Edward K. Scofield (R) 10th District
John H. Roos (R) 10th District

MAYOR'S ANNUAL MESSAGE - 1972-1973 fiscal year (In accordance with Sec. 303.1 of the Stamford Charter)

MAYOR JULIUS M. WILENSKY was escorted to the podium at this time. He presented his Annual Message for the 1972-1973 fiscal year. For the reason that all Board Members were furnished with copies, it is not included in the Minutes.

The Mayor left the meeting and the members returned to their regular order of business.

ACCEPTANCE OF MINUTES: June 26, 1973 Special Meeting (Re Haulaway Program)
July 2, 1973 Regular Meeting
July 16, 1973 Special Meeting on Collective Bargaining Contracts.

The above Minutes were accepted with one correction - on page 9750 of Minutes of July 2, 1973, 6th line from top of page: There it states "(2/3rd vote required)" should have read instead: "(majority vote of 21 required)", under Sec. 202.2 of Charter).

COMMITTEE REPORTS:

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

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STEERING COMMITTEE REPORTMeeting held Monday, July 23, 1973

A meeting of the Steering Committee was held on Monday, July 23, 1973 in the Board of Representatives' Caucus Room, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by Mr. Morabito, Majority Leader, in the absence of the Chairman, George Connors, who arrived later. The following members were present:

Mrs. Marilyn Laitman (D)	Thomas Morris (R)
Joseph Morabito (D)	Frederick Lenz, Jr. (D)
Mrs. Lois Pont-Briant (R)	John Colasso (D)
George Russell (R)	Edward Scofield (R)
Charles Heinzer, III (R)	Stephen Kelly (D)
Frederick Miller (D)	Jeremiah Livingston (D)
Matthew Rose (D)	

Also present were Representatives Barbara Forman (R) and Gerald Rybnick (D).

The following matters were discussed and acted upon:

(1) Appointments:

All appointments held in Committee at the July 2, 1973 meeting were ORDERED ON THE AGENDA under APPOINTMENTS COMMITTEE.

Six other appointments received to date - namely Mrs. Shirley Selikoff (R) to the Welfare Commission; Harry Alter (R) to the Board of Taxation, Roger N. Taranto, Jr. (D) to the Sewer Commission; Stanley Baron (D) to the Sewer Commission; and Irving Teitelbaum (R) as an Alternate to the Zoning Board, were all ORDERED ON THE AGENDA and referred to the APPOINTMENTS COMMITTEE.

(2) Additional Appropriations:

All matters approved by the Board of Finance at their meeting held on Thursday, July 12th were ORDERED ON THE AGENDA and those pertaining to Fiscal matters were REFERRED TO THE FISCAL COMMITTEE.

(3) Supplemental rider to LEASE between the SOUTH END COMMUNITY CENTER, INC. and the CITY OF STAMFORD and proposed Ordinance, as requested by HUD before final payment of \$495,440.00 due the City is forwarded - (Mayor's letter of 6/26/73)

The above item, having been approved by the Board of Finance on 7/12/73 was ORDERED ON THE AGENDA and referred to the LEGISLATIVE & RULES COMMITTEE.

(4) Resolution authorizing CONDEMNATION OF PROPERTY FOR EASEMENT TO CONSTRUCT A RAILROAD SPUR AND BED WITH TRACKS THROUGH AND UNDER PROPERTY OF EAST MEADOW CORPORATION, for accessway to new Sewage Treatment Plant by railroad tank car delivering chlorine for designed function of new treatment plant - (Mayor's letter of 6/12/73)

The above item, having been approved by the Board of Finance on 7/12/73 was ORDERED ON THE AGENDA and referred to the LEGISLATIVE & RULES COMMITTEE.

- (5) Two items, held in Committee by the Legislative & Rules Committee - one concerning a Proposed CONSUMER PROTECTION ORDINANCE and another being final adoption of an ordinance entitled "SEWERS AND SEWAGE DISPOSAL" were ORDERED ON THE AGENDA and referred to the LEGISLATIVE & RULES COMMITTEE.
- (6) Old Business: HEALTH DEPARTMENT PROPOSED SCHEDULE OF FEES PERMITS AND/OR LICENSES
(Approved for publication 11/13/72; published 11/25/72 and never given final approval by the Board) -- (Letter from Dr. Gofstein, dated 7/11/73, asking that this be given final approval).

Above ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (7) Old Business: Request from Park Commission for administrative jurisdiction over 18-acre city-owned tract at corner of Scofieldtown and Rockrimmon Roads, the former Dump
(Deferred 6/4/73) - (Letter dated 6/16/73 from Park Commission)

Above NOT ordered placed on agenda.

- (8) Old Business: Requested amendment to Ordinance #252 "Changing Name of Willow Street to Tresser Boulevard" by adding: "From West Main Street to Elm Street, approximately 20,720 feet" shall be changed to TRESSER BOULEVARD
(Held in Committee 6/4/73)

Above NOT ordered placed on agenda.

- (9) Proposed Resolution - Concerning Rules and Regulations of Sewer Commission

Above ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE and also referred to the SEWER COMMITTEE.

- (10) Ordinance for final adoption - CONCERNING AUTHORIZATION OF AN EASEMENT FROM THE CITY OF STAMFORD TO THE HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING GAS PIPE LINE INSTALLATION FOR THE NEW WEST MAIN STREET COMMUNITY CENTER, WEST MAIN STREET, STAMFORD, CONNECTICUT
(Mayor's letter of 5/30/73) - (Adopted for publication 7/2/73; published 7/6/73)

Above ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE.

- (11) Ordinance, for final adoption - "CONCERNING DISCLOSURE OF INTERESTS IN REALTY BY PERSONS, APPOINTED TO CERTAIN CITY BOARDS AND COMMISSIONS"
(Presented by Frederick Miller, 3rd District Representative) (Adopted for publication 7/2/73; published 7/6/73)

Above ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE.

- (12) Proposed Resolution FOR REALIGNMENT OF A PORTION OF MAIN STREET AND ABANDONMENT OF RESIDUAL PORTION NOT PART OF REALIGNMENT - (Requested in letter dated 7/19/73 from James Hibben, URC Director)

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Above ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE.

- (13) PETITION - Concerning DANGEROUS TRAFFIC CONDITIONS ON DANN DRIVE
(Signed by residents and submitted by Warren Knapp,
14th District Representative)

Above petition was ORDERED ON THE AGENDA under PLANNING & ZONING COMMITTEE.

- (14) Request to name recently developed park on south side of Cove Road,
between Van Buskirk and Ransom Streets "JAMES DePRETA PARK" in honor
of a Cove resident who died at Tarawa during World War II-
(See letter dated 6/16/73)

Above ORDERED ON AGENDA under PARKS & RECREATION COMMITTEE.

- (15) COLLECTIVE BARGAINING CONTRACTS - From July 1, 1972 through June 30, 1974
for the following:

CASEWORKERS - Re-submitted contract, previously denied 6/4/73 because
of Pension provisions lowering retirement age to 60
from 62. (Mayor's letter dated July 18, 1973)

TEACHERS - Re-submitted contract, previously denied 7/16/73 -
covering Two-Years - 1973-1975 (Under provisions of
Public Act 811) Contract between STAMFORD BOARD OF
EDUCATION and the STAMFORD EDUCATION ASSOCIATION.

ADMINISTRATORS, BOARD OF EDUCATION - Contract covering Two-Years
1973-1975 - Under Public Act 811, Administrator's Unit)
To be filed with Town Clerk Monday, July 23, 1973 under
provisions of Act. (Contractual costs for 1973-1974
\$119,553.00)

Above ORDERED ON AGENDA under PERSONNEL COMMITTEE.

- (16) Proposed Resolution - Concerning STAMFORD BRANCH OF UNIVERSITY OF
CONNECTICUT (Presented by Representatives Barbara Forman and William
Flanagan)

Above ORDERED ON AGENDA under EDUCATION, WELFARE & GOVERNMENT COMMITTEE.

- (17) Petition for acceptance of DAFFODIL ROAD as a City Street

Above ORDERED ON AGENDA under PLANNING & ZONING COMMITTEE.

- (18) Proposed Resolution AUTHORIZING AMENDING OF THE URBAN RENEWAL PLAN
(Submitted in letter dated 7/19/73 from James Hibben, URC Director)

MR. MILLER MOVED this be taken off the agenda to allow the members to become better informed. He withdrew his motion in favor of a motion by MR. HEINZER, WHO MOVED that a Special Meeting of a "COMMITTEE OF THE WHOLE" be held next Monday, July 30, 1973, to be presided over by the Chairman of the URC Committee, Mr. Roos, in order for the members to ask questions of URC and that Mr. Lutz, Chairman of the URC be invited, the F. D. Rich Company, and that they be invited to attend the meeting in order to give the Board members a thorough briefing.

Mr. Miller agreed to accept this motion and seconded the motion.

MR. HEINZER reminded the members that any ten members of this Board can call a Special Meeting if they so desire. A Vote was taken on Mr. Heinzer's motion and CARRIED unanimously.

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned at 8:50 P.M.

JOSEPH MORABITO, Chairman
Pro Tempore, Steering Committee

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APPOINTMENTS COMMITTEE:

MR. THEODORE BOCCUZZI, Chairman, presented his committee report. He said his Committee met this past Thursday, August 2nd here in the Municipal Office Building. Present were: Representatives Costello, Rose, Perillo, Tresser and Forman. Absent were: Representatives Boccuzzi, Flanagan, Dixon and Exnicios.

Mr. Boccuzzi thanked Mrs. Forman for Chairing the meeting in his absence. He reported on the following appointments. Action taken is outlined below:

Term Ending:

CONSERVATION COMMISSION:

RUSSELL MECHALEY (D)
3 Woodledge Road
(Replacing J. Henville Shannon)
(Held in Committee 6/4/73 and 7/2/73)

VOTE: 28 yes
5 no

Dec. 1, 1973

PLANNING BOARD ALTERNATE:

ROBERT TIMBERS (R)
122 Indian Hill Road
(Replacing Edwin Redfern,
deceased)

Held in Committee 6/4/73 Dec. 1, 1974
and again on 7/2/73

The above appointment was HELD IN COMMITTEE.

WELFARE COMMISSION:

MRS. SHIRLEY SELIKOFF (R)
11 Hemlock Drive
(Replacing Edith Sampson,
who resigned)

VOTE: 22 yes
12 no

Dec. 1, 1975

BOARD OF TAXATION:

HARRY ALTER (R)
202 Idlewood Drive
(Replacing Francis Greaney,
deceased)

VOTE: 23 yes
11 no

Dec. 1, 1975

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SEWER COMMISSION:Term Ending:

ROGER N. TARANTO, JR. (D)
62 Belltown Road
(Replacing Sandy Guinta,
who resigned)

VOTE: 21 yes
13 no

Dec. 1, 1976

STANLEY BARON (D)
Hidden Brook Drive
(Replacing J. Clyde O'Connell,
whose term expired)

VOTE: 20 yes
13 no

Dec. 1, 1977

BUILDING BOARD OF APPEALS:

IRVING I. TEITELBAUM (R) (Second Submission)
43 Kenilworth Drive West (Denied 7/2/73)

Dec. 1, 1975

VOTE: 21 yes
13 no

ZONING BOARD ALTERNATE:

THOMAS KERNAN (D)
83 Morgan Street
(Replacing James Bosilevas,
who became a regular member
of the Zoning Board)

VOTE: 30 yes
4 no

Dec. 1, 1976

SUSPENSION OF THE RULES:

MR. KNAPP MOVED for SUSPENSION OF THE RULES in order that Mr. Kelly can present his Committee report at this time. Seconded and CARRIED.

PARKS & RECREATION COMMITTEE:

Request to name recently developed park on south side of Cove Road,
between Van Buskirk and Ransom Streets "JAMES DePRETA PARK" in honor
of a Cove resident who died at Tarawa during World War II
(Requested in letter dated 6/16/73 from Park Commission)

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

FISCAL COMMITTEE:

MR. JOHN BOCCUZZI, Chairman, said his Committee met last Wednesday and took action on the following items:

- (1) \$10,000.00 - OFFICE OF CORPORATION COUNSEL - Code 110.0901, Professional Services - (Mayor's letter of 7/5/73)

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

- (2) \$119,945.42 - POLICE DEPARTMENT - For the hiring of ten (10) additional (REDUCED) Patrolmen as outlined below: (Mayor's letter 6/28/73)

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Code 530.0101 - Salaries, @ \$10,960.00-----	\$100,375.00
Code 530.0110 - Holidays, @ \$526.40-----	4,825.34
Code 530.0111 - 5% Differential, @ \$178.93-----	1,639.92
Code 530.0113 - Day Off Slips, @ \$526.40-----	4,825.34
Code 530.0114 - 10% Differential, @ \$357.85-----	3,279.82
Code 530.2501 - Uniforms, @ \$500.00-----	5,000.00
	<u>\$119,945.42</u>

MR. BOCCUZZI said the Fiscal Committee approved this item with a REDUCTION from the original \$130,395.00 requested. He said they reduced all items with the exception of Code 530.2501 for Uniforms. HE MOVED for approval of the reduced amount of \$119,945.42 as itemized above. Seconded by Mr. Rose, who said the Health & Protection Committee concurs with the changes as recommended by Mr. Boccuzzi.

MR. BOCCUZZI said the Fiscal Committee made a point that the ten (10) new men being hired be used on the streets protecting the citizens of Stamford. He said they want these policemen in patrol cars, on foot and where they will do the most good and so recommend.

MRS. LAITMAN spoke in support of the request and said she wants to underline what Mr. Boccuzzi has just said, because it was the firm conviction of the Fiscal Committee that this is where these patrolmen belong and it would be beneficial to lowering the crime rate.

VOTE taken on Mr. Boccuzzi's motion to approve item #2 above. CARRIED unanimously.

- (3) \$50,312.00 - GRANT from the Connecticut Planning Committee on Criminal Administration under the Omnibus Crime Control and Safe Streets Act (1968 as amended) with the City's Contribution of \$2,323.00 (Mayor's letter of 7/3/73)

	<u>Award</u>	<u>City Contrib.</u>
Code 531.0000 ----	\$19,120.00 - Community Based Youth Service---	\$883.00
Code 532.0000 ----	8,125.00 - Police Legal Advisor-----	375.00
Code 533.0000 ----	12,125.00 - Civilian Specialists-----	560.00
Code 534.0000 ----	10,942.00 - Police Community Awareness Lab.-	505.00
	<u>\$50,312.00</u>	<u>\$2,323.00</u>

MR. BOCCUZZI MOVED for approval of the above request. Seconded by Mrs. Laitman, who said the Education, Welfare & Government Committee concurs in approval. CARRIED.

MRS. LAITMAN asked the Chairman of the Committee what happens now, since this Grant was refused.

MR. BOCCUZZI said he thinks that all that will happen is that we will re-submit the application for the Grant again and if and when it is approved it will not have to come back to this Board again.

- (4) \$18,000.00 - GRANT from Federal Office of Economic Opportunity, for Recreational Support to inner City youth under Sec. 242, of the Economic Opportunity Act and City's in-kind services of matching funds - (Mayor's letter of 6/15/73)

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MR. BOCCUZZI said the amount of the Grant is \$18,000 and the matching funds from the City are \$4,500 which represents "in-kind" services. He said this Grant has been approved and the Board of Recreation is already operating under this Grant and the Fiscal Committee approved it and he SO MOVED. Seconded by Mrs. Laitman who said the Education, Welfare & Government Committee concurs in approval. CARRIED unanimously.

- (5) \$12,500.00 - BOARD OF EDUCATION - Cafeteria Program for 1973-1974
(To pay for initial funds for consultant services)
(Letter dated 6/14/73 from Dr. Carpenter, Supt. of Schools)
(REDUCED by Board of Finance)

MR. BOCCUZZI said the Fiscal Committee DENIED this appropriation. In order to get the appropriation on the floor for a vote, HE MOVED for approval of the above request. Seconded by Mrs. Laitman who said the Education, Welfare and Government Committee concurs with the Fiscal Committee.

MR. BOCCUZZI explained that the Fiscal Committee felt that a good food director should be a person who would be able to put the Cafeteria Program into operation. Also, he said, they could not find any City in the area who has this type of a manual to start a Cafeteria Program and that is why the Committee voted against it.

MRS. LAITMAN said at the time the Fiscal Committee held their meeting she did not think they were furnished with enough information. She said this is not just a "manual" but is a step by step plan to furnish the school system with a hot lunch program and by using this manual, it will explain exactly what to do and at the same time will not utilize any costly personnel. She said a good Food Director might possibly be able to do this, but most do not.

MR. RUSSBACH spoke in favor of rejecting this item. He said there is absolutely no demand in the City of Stamford for a hot lunch program and most of the members of this Board to whom he has talked have not received one call, which show the lack of interest. He said the only people who want the hot lunch program is the Board of Education which last time round, went into a hole of \$312,000 deficit and wound up paying over \$300,000 to the Cafeteria workers, plus the contract.

MR. FRIEDMAN said he voted against this appropriation because he does not see the necessity of it.

MR. GUROLAN said it seems silly that you have to have a "manual" in order to entice a kid to eat and if the food is good, it will be consumed.

MR. MILLER said the manual is not for the school children, but intended for the use of the people who are running the cafeteria program. He said there ARE people in Stamford who do want a cafeteria program for their children.

MR. THEODORE BOCCUZZI MOVED THE QUESTION, Seconded and CARRIED.

MR. TRUGLIA asked for a ROLL CALL VOTE. There not being enough in favor, it was not taken.

VOTE taken on the question. Item #5 was DENIED by a vote of 27 no and 5 yes.

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- (6) \$73,630.00 - BOARD OF EDUCATION - Special Milk Program - (Letter dated 6/20/73 from Dr. Carpenter, Supt. of Schools) - (REDUCED by Board of Finance)

MR. BOCCUZZI said the Committee did not approve the hiring of a Food Service Director, or the replacement of small utensils and the overhaul of existing machinery, or anything else -- just the Special Milk Program only. He said the money for the other services was denied by the Board of Finance and this figure now before the Board represents the milk program alone. HE MOVED for approval. Seconded by Mrs. Laitman who said the Education, Welfare & Government Committee concurs.

MR. FRIEDMAN gave a negative report. He said the special milk program from June 30, 1973 for the ten-month school period, the special milk program suffered a loss of \$34,500. He said, taking into consideration that the payroll for this period totalled \$48,000 he would strongly suspect that if the Milk Aids were eliminated at the High School level and perhaps at the Middle School level, this program could have been at least, self-sustaining. He said there is no excuse to claim there is a lack of sanitary conditions because we don't have Milk Aids, when any teen ager can take a damp cloth and wipe off a table. He said he is going to vote against this until such time that the proper authorities see fit to eliminate the Milk Aids at the middle and high school levels.

The debate continued for some time, after which the QUESTION WAS MOVED.

Machine vote taken on the question and CARRIED by a vote of 22 in favor and 11 opposed.

- (7) \$60,000.00 - BOARD OF EDUCATION - To supplement the \$40,000.00 already available which is required for a one-Year Lease with the Bridgeport Diocese, covering St. Mary's School, to house some of the students from Rogers School during renovation.
(Letter dated 7/2/73 from Dr. Carpenter, Supt. of Schools)

MR. BOCCUZZI MOVED for approval of the above request.

Seconded and CARRIED unanimously.

- (8) \$725.00 - DEPARTMENT OF FINANCE - Code 114.0101, Salaries - Increment for Acting Controller, from A9-D to A9-E under Marcom - (Mayor's letter of 6/18/73)

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

- (9) \$6,486.40 - SPECIAL POLICE - To grant increases in hourly rate from \$2.50-\$3.00 to \$3.40, to be allocated as follows:
(Mayor's letter of 6/22/73)

Police Department - Code 530.0102-----	\$3,286.40
Park Department - Code 710.0107-----	<u>3,200.00</u>
	\$6,486.40

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

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MR. TRUGLIA asked for the Chairman to give the reason why this is being held in Committee.

MR. RYBNICK answered the question. He said he was requested by several Special Policemen if he might hold this off for 30 days, because they are meeting in regards to their salary tomorrow night and for this reason he has asked for a deferral of 30 days.

MR. TRUGLIA said they are very much concerned over the amount of damage that is occurring on some of the public parks and this 30 days' extension could mean more damage that could occur.

MR. RYBNICK said the request concerns salary scale and that is all it is.

MR. STEVE KELLY said the whole story is that these men are working nights for \$3.00 an hour when others get \$6 and \$7 an hour. He said this situation has depleted two thirds of the police in the parks and a great deal of vandalism is occurring.

MR. BOCCUZZI said he is wondering if this Board has a right to dictate salaries, or does Mr. Connell have the right to pay whatever he could afford. He said perhaps Mr. Connell could pay \$3.60 an hour if he has the money available. He said the marinas have suffered tremendous damage and loss, particluarly Southfield which lost four boats and seven motors in about two or three weeks. He said if Mr. Connell had enough money available he could increase the hourly rate and put a man at these other marinas, as well as Southfield. He said he has no objection to the Special Police getting more money if they can get it.

MR. TRUGLIA said he is very much concerned over the damage that is being done, and he considers the most important thing is to have coverage at these boat marinas. HE MOVED this item be removed from Committee so that a vote can be taken. Seconded by Mr. Theodore Boccuzzi. LOST.

(10) \$158,443.00 - BOARD OF EDUCATION - TRANSFER of allocated funds in the 1973-1974 Board of Education Operating Budget to the HEALTH COMMISSION, under Sec. 656 of the Charter, as follows: (Requested in a letter dated 6/20/73 from Dr. Carpenter, Supt. of Schools)

<u>Code</u>	<u>Description</u>	<u>1973-1974 Final Allocation</u>	
<u>04111</u> 580.466	Salaries, School Physicians	<u>\$22,000.00</u>	\$22,000.00
<u>04151</u> 580.346 580.466	Salaries, Regular Nurses Salaries, Regular Nurses (12)	\$ 1,320.00 <u>119,680.00</u>	\$121,000.00
<u>04211</u> 390.466 765.466	Medical Supplies Travel, in District	1,733.00 <u>6,500.00</u>	8,273.00
<u>04251</u> 735.486	Physical Exams, Temp Help	<u>6,200.00</u>	6,200.00

<u>Code</u>	<u>Description</u>	<u>1973-1974 Final Allocation</u>	
<u>10151</u>			
425.220	Nurses, Athletics (Burdick)	\$ 40.00	
425.221	Nurses, Athletics (Cloonan)	40.00	
425.222	Nurses, Athletics (Dolan)	40.00	
425.223	Nurses, Athletics (Turn-of-River)	<u>40.00</u>	160.00
<u>10152</u>			
425.330	Nurses, Athletics (Stamford High)	270.00	
425.331	Nurses, Athletics (Rippowam High)	270.00	
425.332	Nurses, Athletics (Westhill High)	<u>270.00</u>	<u>810.00</u>
TOTAL----			\$158,443.00

MR. BOCCUZZI said his Committee had a long discussion with the Board of Education on Wednesday and the Fiscal Committee felt that if you turn a program over to another department, you have to turn over 100% program and not half of it or one that has been cut so drastically that it would be practically impossible to run it on the appropriation transferred. He said he asked the Board of Education to check and see if they could furnish us with a letter of intent as to additional monies that they would be willing to transfer out of their budget to the Board of Health before tonight, and as every member can see tonight a letter of intent from the Board of Education has been placed on each member's desk. He said this is IN ADDITION to the \$158,443.00 above requested. He said this program is now short of what will be needed to run this program and he feels that the Board of Education has acted in good faith, so we now can transfer the entire program over to the Health Department. He said this program will then consist of all the nurses we had last year and all the Dental Hygienists and there will be NO CUT in personnel.

THE PRESIDENT said he would like to ask Mr. Boccuzzi a question. He said he is under the impression that the Board of Education does not get the Federal Grants that are available to the Health Department. He asked if that is correct.

MR. BOCCUZZI said "yes." He said because Dr. Gofstein, as the Head of the Health Department, will be able to obtain Grants that are not available to the Board of Education. He said in the transfer of this program, the Fiscal Committee is willing to accept the difference of \$31,000.

It was MOVED, seconded and CARRIED that the following letter from the Board of Education be entered into the Minutes:

"Board of Representatives
Stamford, Connecticut

August 3, 1973

Dear Board Members:

The undersigned members of the Board of Education certify that it is their intention to transfer at least \$150,000 from the 1973-1974 Operating Budget to the Board of Health. This request for transfer is in addition to the \$158,443 transfer already requested.

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Action on this transfer request will be taken at the August 14, 1973 meeting of the Board of Education.

Very truly yours,

(SIGNED) Elhanan C. Stone, President
Ellen P. Camhi
Thomas W. Nissley
Adele B. Gordon
G. Raymond Bernier
Paul H. Brown, Jr.
Rocco G. Colatrella
Audrey Cosentini
Richard Ignatuk"

MRS. PONT-BRIANT said she is in favor of this, but wants to point out that the Board of Education is retaining the Diagnostic teams - the Psychologist and the speech and hearing therapists in the Board of Education.

VOTE taken on item #10 transfer of funds. CARRIED unanimously.

- (11) \$5,000.00 - HEALTH DEPARTMENT - Code 514.0000 Forensic Drug Lab.
(Mayor's letter of 5/4/73) - NOTE: A request for \$32,525.00 for Code 510.0101, Salaries, contained in the same letter from the Mayor was DEFERRED by the Board of Finance on 7/12/73.

MR. BOCCUZZI MOVED for approval of the above item. Seconded by Mr. Rose who said the Health & Protection Committee concurs with this item. CARRIED unanimously.

- (12) \$13,815.00 - COMMISSIONER OF FINANCE - Code 114.0101, Salaries
(Grants Officer salary for 1973-1974)--DENIED by Board of Finance in the 1973-1974 Operating Budget - (See letter dated 4/30/73 from George V. Connors, Acting Mayor).

The above matter was HELD IN COMMITTEE.

- (13) Resolution No. 904 - Authorization of preliminary application for STATE AID GRANT for PORTABLE CLASSROOMS, Stamford Public Schools, Operating Budget 1973-1974, in amount of \$23,760.00 - (Requested in letter dated 8/1/73 from Benjamin R. Reed, Ass't. Supt. Business, Stamford Public Schools).

MR. BOCCUZZI MOVED for SUSPENSION OF THE RULES in order to take up the above matter. He said it is to enable the Board of Education to apply for a Grant from the State to purchase PORTABLE CLASSROOMS that are now being used by the City, of which there are 12. Seconded and CARRIED.

He explained that back in 1968 we had the option to buy these classrooms at the end of five years and the purchase price for these 12 classrooms is \$23,760.00. He said there is also the possibility of getting a Grant from the State to supplement the purchase of these classrooms. He said they do

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not have the exact figure right now, but whatever the difference is will be furnished by the Board of Education out of their own operating budget this year and they won't be coming to us for any funds to buy the portable classrooms.

MR. BOCCUZZI MOVED for approval of the following resolution. Seconded by Mrs. Laitman who said the Education, Welfare & Government Committee concurs. CARRIED unanimously:

Resolution No. 904

AUTHORIZATION OF PRELIMINARY APPLICATION FOR STATE
AID GRANT FOR PORTABLE CLASSROOMS, STAMFORD PUBLIC
SCHOOLS, OPERATING BUDGET 1973-1974

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, pursuant to and within the limitations of Public Act No. 493, entitled: "An Act Concerning Application for School Building Grants" (1969 Session of General Assembly) that the Board of Education is hereby authorized and directed to apply for State Aid on behalf of the Board of Education, for Portable Classrooms, Stamford Public Schools, in the name of the City of Stamford for said Project.

(NOTE: Ordinance No. 146, enacted on March 25, 1968 provides: ".....All structures erected under the provisions of this Ordinance SHALL BE DISMANTLED AND THEIR USE DISCONTINUED BY DECEMBER 1, 1973." This Ordinance was adopted by the 10th Board of Representatives on March 4, 1968 by motion of Mr. Heinzer and seconded by Mr. Bromley (Chairman of the Legislative & Rules Committee) and can be found on page 5313 of the Minutes. The Ordinance pertained to "Relocatable Classrooms." Should this previous Ordinance now be rescinded?)

LEGISLATIVE & RULES COMMITTEE:

MR. MILLER, Chairman, reported on the following items referred to his Committee:

- (1) Proposed Consumer Protection Ordinance (Creating a Consumer Protection Commission for the City, consisting of three members - (Held in Committee on 4/2/73, 5/7/73, 6/4/73 and 7/2/73).

The above matter was HELD IN COMMITTEE.

- (2) Ordinance (for final adoption) entitled: "SEWERS AND SEWAGE DISPOSAL" (Adopted for publication 4/2/73; published 4/6/73, amended version was approved for publication on 5/7/73 and published 5/11/73) - Referred back to L & R Committee at the 6/4/73 meeting by Roll Call vote of 22 yes and 16 no -- Again referred back to L & R Committee on 7/2/73 by Roll Call Vote of 21 in favor, 14 opposed, and 1 abstention.

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MR. MILLER said this item is also being held in Committee. He said one of the factors involved in their judgment was the fact that the names of two persons to be appointed to the Sewer Commission were to be voted upon this evening, and that was a major consideration.

In addition, he said there was a meeting held in the Mayor's office at which time the Mayor developed with the Corporation Counsel's Office a new resolution. He said he had not seen that resolution until Thursday at which time Mr. Landau, the Counsel to the Sewer Commission, brought it into the Committee meeting and they have not had enough time to study it. He said those were the two major reasons which influenced the Committee to hold it for another month.

MRS. VARNEY asked the Chairman (Mr. Miller) if that was the resolution in which he was involved in helping write it up.

MR. MILLER said that was not the one and the one under discussion he did not see until last Thursday evening.

MR. THEODORE BOCCUZZI said since we have now appointed two members to the Sewer Commission, which gives the Commission a full quorum, he is sure that they will be able to act on it.

ME. HEINZER objected at this point, saying there should be no discussion as there is no motion on the floor.

(3) Proposed Resolution - Concerning Rules and Regulation of Sewer Commission

MR. MILLER said this item is also being held in Committee.

- (4) Ordinance No. 272 (for final adoption) - CONCERNING AUTHORIZATION OF AN EASEMENT FROM THE CITY OF STAMFORD TO THE HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING GAS PIPE LINE INSTALLATION FOR THE NEW WEST MAIN STREET COMMUNITY CENTER, WEST MAIN STREET, STAMFORD, CONNECTICUT
(Mayor's letter of 5/30/73) - Adopted for publication 7/2/73;
published on 7/6/73)

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

ORDINANCE NO. 272 SUPPLEMENTAL

CONCERNING AUTHORIZATION OF AN EASEMENT FROM THE CITY OF STAMFORD TO THE HARTFORD ELECTRIC LIGHT COMPANY FOR THE PURPOSE OF PROVIDING GAS PIPE LINE INSTALLATION FOR THE NEW WEST MAIN STREET COMMUNITY CENTER, WEST MAIN STREET, STAMFORD, CONNECTICUT

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Stamford Charter and notwithstanding any provisions of Chapter 6, Section 6-33 to 6-35 inclusive of the Code of General Ordinances of the City of Stamford, the following easement:

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To the HARTFORD ELECTRIC LIGHT COMPANY - map entitled:

"Easement Covering - Gas Pipe Line Installation on the Property of City of Stamford, for New West Main Street Community Center, West Main Street, Stamford, Conn."

which map is to be filed in the office of the Town Clerk of said City of Stamford, is hereby authorized for the purpose of providing gas pipe line installation for the new West Main Street Community Center.

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

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

- (5) Ordinance No. 273 (for final adoption) - CONCERNING DISCLOSURE OF INTERESTS IN REALTY BY PERSONS APPOINTED TO CERTAIN CITY BOARDS AND COMMISSIONS - (Presented by Frederick Miller, 3rd District Representative) (Adopted for publication 7/2/73; published 7/6/73).

MR. MILLER MOVED for final adoption of the following Ordinance. Seconded and CARRIED with one "no" vote:

ORDINANCE NO. 273 SUPPLEMENTAL

ORDINANCE CONCERNING DISCLOSURE OF INTERESTS IN REALTY BY PERSONS APPOINTED TO CERTAIN CITY BOARDS AND COMMISSIONS

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

(a) No person appointed by the Mayor to the Planning Board, Zoning Board, Zoning Board of Appeals, Sewer Commission, Urban Re-development Commission, Parking Authority, Flood and Erosion Control Board, or the Building Board of Appeals shall be confirmed by the Board of Representatives until he has filed with the Appointments Committee of the Board of Representatives, a sworn statement in which is made a full disclosure of all interests in realty located in the City of Stamford of the person making the disclosure and of his spouse and minor children.

(b) For the purposes of this Ordinance, an interest in realty shall also include:

1. Any realty held by a partnership or business association in which such person or his spouse is a member.

2. Any realty owned or held by a corporation in which such person, his spouse and minor children together, or individually own more than 10% of the outstanding shares in such corporation.

3. Any realty which is held in trust for such person, his spouse or minor children.

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(c) This Ordinance shall take effect upon its adoption by the Board of Representatives of the City of Stamford.

- (6) Supplemental rider to LEASE between the SOUTH END COMMUNITY CENTER, INC. and the CITY OF STAMFORD and proposed Ordinance (NO. 274), as requested by HUD before final payment of \$495,440.00 due the City is forwarded-
(See Mayor's letter of 6/26/73) - Approved by Board of Finance on 7/12/73)

MR. MILLER said, since an Ordinance is involved here, he would move for approval for publication. Seconded.

MR. HEINZER MOVED to WAIVE prior publication. Mr. Miller said he accepts that amendment. CARRIED to waive publication.

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

ORDINANCE NO. 274 SUPPLEMENTAL

APPROVAL OF AN AGREEMENT TO LEASE BETWEEN THE SOUTH
END COMMUNITY CENTER, INC. AND THE CITY OF STAMFORD

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

In conformity with Section 488 of the Stamford Charter, and notwithstanding the provisions of Chapter 2, Sections 2-24 through 2-27 inclusive, of the Code of General Ordinances of the City of Stamford, a supplemental rider to a lease between the South End Community Center, Inc. and the City of Stamford dated February 1972 and attached as Schedule A is hereby approved.

The Mayor of the City of Stamford is hereby authorized and empowered to act for the City of Stamford and to execute and sign all documents necessary to amend said lease.

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

*

Schedule "A"

Supplemental Rider to Lease dated February 1972, between South End Community Center, Inc. and the City of Stamford.

WHEREAS, the Department of Health and Urban Development has reviewed the Lease made between South End Community Center, Inc. (hereinafter referred to as the "Center"), and the City of Stamford (hereinafter referred to as the "City"), entered into on the _____ day of February 1972, and requires the inclusion of certain provisions therein so that said Lease can comply with the governing and applicable statutory requirements.

NOW THEREFORE, the parties hereto agree as follows:

The following terms and provisions shall become part of the aforesaid Lease Agreement upon the approval of the Board of Representatives of the City of Stamford:

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1. The demised premises shall be used to carry out a program of health, recreational, social, or similar community services in accordance with the City's application for Federal assistance, including amendments or addenda thereto. No change in the use of the demised premises to a use other than that contemplated under the said application will be made by the Center without the prior consent of the City's Board of Representatives and the Department of Housing and Urban Development. Such consent, if given, will be based upon findings that the proposed conversion is in accordance with the current program of health, recreational, social, or similar community services in the area and is consistent with comprehensive planning for the development of the community. The Center will not enter into any lease of agreement transferring to any other entity the control or supervision of the demised premises without the prior concurrence of the City's Board of Representatives, and the Department of Housing and Urban Development.

2. No general user or membership fee will be charged to persons who use the services available at the South End Community Center.

3. The Center will operate the demised premises in compliance with all requirements imposed by or pursuant to regulations of the Secretary effectuating Title VI of the Civil Rights Act of 1964 (78 Stat. 241, 252). The Center will not, on the basis of race, creed, color or national origin, deny to any person the use, benefits, or services provided by the demised premises nor provide any use, services or benefits to a person which are different or are provided in a different manner from those provided to others under the same program or activity. The Center will not adopt rules, regulations or practices for the operation of the demised premises which are discriminatory in nature. The Center further agrees that it will not enter into any lease or other agreement respecting the demised premises without incorporating into such lease or agreement provisions which will insure that the use and occupancy, and the provision of neighborhood services and other benefits, will be available without regard to race, creed, color or national origin. The provisions of this subsection have no termination and shall be effective so long as the premises are used by the Center.

4. The Center will not voluntarily create, cause, or allow to be created any debt, lien, mortgage, charge, or encumbrance against the demised premises which in any way will impair or otherwise adversely affect the preservation of said facility for the use or uses set out in the lease. The Center will from time to time duly pay and discharge or cause to be paid and discharged when the same become due, all taxes, assessments, and other governmental charges which are lawfully imposed upon the demised premises and which if unpaid may be law become a lien or charge upon said facility and thereby impair or otherwise adversely affect the holding of said facility for the use or uses set out in this lease.

- (7) Resolution authorizing CONDEMNATION OF PROPERTY OR EASEMENT TO CONSTRUCT A RAILROAD SPUR AND BED WITH TRACKS THROUGH AND UNDER PROPERTY OF EAST
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MEADOW CORPORATION, for accessway to new Sewage Treatment Plant by railroad tank car delivering chlorine for designed function of new treatment plant - (Mayor's letter of 6/12/73)

The above matter was HELD IN COMMITTEE.

- (8) Resolution No. 905 - FOR REALIGNMENT OF A PORTION OF MAIN STREET AND ABANDONMENT OF RESIDUAL PORTION NOT PART OF REALIGNMENT - (Requested in letter dated 7/19/73 from James Hibben, URC Director)

MR. MILLER said this request meets with the unanimous approval of the Legislative and Rules Committee and he MOVED for approval of the following resolution. Seconded and CARRIED unanimously:

RESOLUTION NO. 905

RESOLUTION FOR REALIGNMENT OF A PORTION OF MAIN STREET AND THE ABANDONMENT OF THE RESIDUAL PORTION NOT PART OF THE REALIGNMENT

WHEREAS, the City of Stamford, Connecticut, Urban Redevelopment Commission, is presently engaged in the execution of the Southeast Quadrant Urban Renewal Project, Project No. Conn. R-43; and

WHEREAS, the Commission is now implementing the Urban Renewal Plan as adopted and approved by the Board of Representatives in 1968; and

WHEREAS, the Urban Renewal Plan provides for the realignment of present Main Street and Elm Street between Suburban Avenue and Grove Street as illustrated in the Disposition Map in the URC office; and

WHEREAS, the final plans for the realignment have been drawn in accordance with the Urban Renewal Plan; and

WHEREAS the final plans result in the abandonment of a sliver portion of the existing street between Suburban and Grove Street in accordance with the said renewal plan;

NOW, THEREFORE be it resolved by the Board of Representatives of the City of Stamford:

1. That the realignment of the street be accepted in accordance with the Urban Renewal Plan.

2. That the abandonment of the sliver portion in connection therewith be approved as designated on a map to be filed.

- (9) Old Business: HEALTH DEPARTMENT PROPOSED SCHEDULE OF FEES, PERMITS AND/OR LICENSES - (Approved for publication 11/13/72; published 11/25/72; Never given final approval by the Board) - (See letter dated 7/11/73 from Dr. Gofstein, asking that this be given approval).

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MR. MILLER said the above item is being HELD IN COMMITTEE.

(10) Former Scofieldtown DUMP SITE - Concerning Transfer of site to Park Commission

MR. MILLER said he felt he should mention the fact that the above matter, previously referred to his Committee, had been discussed. He said they did hold a hearing at which time many people from various parts of the City appeared and spoke. However, he said he has recently received a communication from Mr. Pia, the Chairman of the Board of Recreation, and from Mr. Lindstrom, Chairman of the Park Commission, and they have asked that we not go forward with this at this time. He said although it is not on the agenda, he wants to inform the members that he knows they were to meet with the Corporation Counsel and apparently the Park Commission and the Board of Recreation and the Public Works Commissioner are now coming to some agreement, which is agreeable to all parties.

PUBLIC WORKS COMMITTEE:

HAULAWAY PROGRAM ON HANOVER STREET

MR. GAMBINO MOVED for SUSPENSION OF THE RULES in order to discuss the above matter. He said there was a problem created in Public Works pertaining to the Haulaway Program and he would like to enlighten the Board members on what is happening. Seconded and CARRIED.

MR. GAMBINO said what he would like to report is that he got several phone calls about this haulaway program that is taking place down on Hanover Street. He said he went down there and Mr. Miller met him there and they saw what was happening. He said as of Sunday the haulaway program was about 30 feet high and the residents are complaining about enormous rats that are running around and the stench is very bad. He said these people are in desperate need of some help and he thinks most of the problem concerns the Spring Cleanup and we are taking in more stuff than can be taken out of there and they did not anticipate the loads that are coming in. He said he spoke with Mr. Cooper and asked him if he could not possibly move the land fill site to the opposite side of Hanover Street, to try to knock this 30foot pile down so that it would not be so unsightly and the people down at the other end could get some relief. He said he spoke to the Mayor who gave him a commitment, and he hopes that he is a man of his word, who said he will move this to the opposite side of the street for one week in order to give some relief to the tenants down there. He said one woman complained that her children cannot play outside because of the rats and another said her husband had a heart attack and they had to buy an air conditioner because they did not dare to open up the windows - the man couldn't breathe.

He said the tenants on Hanover Street have told him that they intend to block the trucks from coming in there if relief is not provided soon.

MR. RUSSELL said it always happens that no matter where you put a dump in Stamford that you always end up with rats and a health problem. He said the presence of rats indicates that the type of material that is being dumped there is not what was intended to go there. He suggested the employment of a company that can get rid of the rats, and that the Public Works Committee should let Mr. Cooper know that they expect some kind of action in this regard.

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MR. MILLER said he agrees with everything that Mr. Gambino had to say and has pictures of the site with him if anyone cares to look at them. He said the City is definitely not living up to all of the commitments that were made when we agreed on this haulaway program. He said people are suffering on Hanover Street and also on Wardwell Street and are very angry and entitled to feel that way. He asked that Mr. Lenz and his Committee look into the problem and see what can be done.

PERSONNEL COMMITTEE:

MR. HEINZER said there are three (3) contracts before us tonight. He reported on the following:

COLLECTIVE BARGAINING CONTRACTS - From July 1, 1972 through June 30, 1974

CASEWORKERS - Re-submitting contract (previously denied on 6/4/73 because of pension provision lowering retirement age to 60 from 62).

MR. HEINZER, Chairman, reported on the above Contract. He said the Board rejected this back in June because of the Pension provision which lowered the retirement age to 60 from 62. He said this has now been re-submitted to us because the Negotiator feels it does not make any sense to go into negotiations on it because the Caseworkers' union is not going to budge on it and if they go to arbitration, they are going to get the reduction because this Board in its wisdom (or folly) gave that reduction to a much bigger union - the Teamster's union - and we're "stuck" with it now. He said because if you give it to one, you can't then deny the same thing to any other. He said he is submitting it now without any further discussion. HE MOVED that the Board now approve the Caseworkers Contract. Seconded by MR. Morabito and several others. CARRIED unanimously.

TEACHERS - Contract Covering Two Years - 1973-1975 - Between STAMFORD BOARD OF EDUCATION and the STAMFORD EDUCATION ASSOCIATION. (Re-submitting contract, denied on 7/16/73)

MR. HEINZER said the above contract was submitted last month and was rejected because of the Teachers Aide provision in the contract. He said last month he abstained from discussing this and from voting on it, but this month he is not going to, because the salary provisions have already been set and the Teachers Aides have nothing to do with him. He said the Committee was divided on this - 2 and 2.

He said the Board of Education and the Education Association have told him that the Stamford Education Association is interested in class size only and don't care how it is achieved, as long as no classes are over 25. He said there is legal precedent for that being a subject for negotiation and all members have a copy on their desks of a legal decision that was given in this regard by the State Supreme Court which states it is proper to negotiate and in fact, is mandatory to negotiate class size.

MR. HEINZER MOVED for approval of the above contract. Seconded by MRS. LAITMAN who requested a ROLL CALL VOTE be taken.

Mr. Truglia and Mr. Theodore Boccuzzi said they are not taking part in the

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discussion nor do they intend to vote.

Enough members being in favor of a ROLL CALL VOTE, one was taken on the question and CARRIED by a vote of 26 in favor, 6 opposed and 2 abstentions, as follows:

THOSE VOTING IN FAVOR:

BOCCUZZI, John (D)
 CAPORIZZO, William (R)
 COLASSO, John (D)
 CONNORS, George (D)
 COSTELLO, Robert (D)
 CROSBY, Robert (R)
 FORMAN, Barbara (R)
 FLANAGAN, William (R)
 FRIEDMAN, Bertram (R)
 GAMBINO, Philip (D)
 HEINZER, Charles (R)
 KELLY, Stephen (D)
 KNAPP, Warren (D)
 LAITMAN, Marilyn (D)
 LENZ, Frederick (D)
 MILLER, Frederick (D)
 MORRIS, Thomas (R)
 PERILLO, Alfred (D)
 PERKINS, Billie (R)
 PHILLIPS, Thomas (R)
 PONT-BRIANT, Lois (R)
 ROSE, Matthew (D)
 RUSSELL, George (R)
 SAINBURG, Richard (R)
 TRESSER, Michael (R)
 VARNEY, Kim (R)

THOSE VOTING IN OPPOSITION:

GUROIAN, Armen (D)
 KELLY, James (D)
 MORABITO, Joseph (D)
 RUSSBACH, Daniel (R)
 RYBNICK, Gerald (D)
 WALSH, Peter (D)

ABSTENTIONS:

BOCCUZZI, Theodore (D)
 TRUGLIA, Anthony (D)

ADMINISTRATORS, BOARD OF EDUCATION---Two Years - 1973-1975 - (Under Public Act 811, Administrators Unit) - To be filed with Town Clerk Monday, July 23, 1973 under provisions of Act - Contractual costs for 1973-1974 - \$119,553.00)

MR. HEINZER said the Committee voted to REJECT this contract on the basis of the salary increases the first year, it being 6.2%. He said he might add that the differential has been done away with and there is a whole new system of paying Administrators that has been set up, with five steps for various levels for various jobs, but the actual percentage raise for the Administrators in the first year amounts to 6.2% and in the second year 5.4%. He said because of the 6.2% increase, the Committee voted to recommend that the contract be REJECTED and re-negotiated to fall in line with the 5% increases given others -- not necessarily the 3.2% raises that the teachers are getting, but the 5% given to the rest of the City employees. Therefore, HE MOVED this contract be REJECTED for the reasons given above. Seconded and CARRIED with two abstentions - Mr. Truglia, and Mr. Theodore Boccuzzi.

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EDUCATION, WELFARE & GOVERNMENT COMMITTEE:RESOLUTION NO. 906 - Concerning STAMFORD BRANCH OF UNIVERSITY OF CONNECTICUT (Presented by Representatives Forman and Flanagan, 19th District)

MRS. FORMAN presented the following resolution and MOVED for its approval. Seconded.

RESOLUTION NO. 906CONCERNING EXTENSION OF STAMFORD BRANCH OF THE UNIVERSITY OF CONNECTICUT TO A FULL FOUR-YEAR UNIVERSITY

WHEREAS, the Stamford Branch of the University of Connecticut provides vital educational services for residents of Stamford and vicinity; and

WHEREAS, the Stamford Branch is the sole college education opportunity for many students; and

WHEREAS, the Stamford Branch is the only means to obtain a regular college education in this southwestern end of the state; and

WHEREAS, the State legislature has appropriated funds to extend the Stamford Branch to a full four-year university;

BE IT HEREBY RESOLVED THAT the Board of Representatives of the City of Stamford strongly urge the administration and trustees of the University of Connecticut to carry out the desires of the people that the Stamford Branch be expanded to cover a full four-year curriculum; and

FURTHER, BE IT RESOLVED THAT if the University of Connecticut trustees and administration refuse to carry out this expansion within 6 months that the State legislature makes such expansion mandatory or remove the trustees and administration from office.

MRS. FORMAN said the State Legislature in a bi-partisan show of support acted decisively for three years in a row to expand the Stamford Branch on UConn to a full four-year curriculum. She said funds were appropriated in the first two years that were estimated to be sufficient by the Trustees themselves, but this last year after no action was taken by the Trustees, a Court case was undertaken by Senator Strada. She said during this case the Trustees were given reasonable amount of time to reply as to why they had not obeyed the law as mandated by the State Legislature and to come up with a workable program as to how they did plan to comply. She said after this deadline an unsatisfactory three page report by the Trustees was submitted, which merely added a few business courses. She said she would like to underline the fact that this has gone on for three years, has complete bi-partisan support from the Governor, the State Legislature as well as our Mayor and this Board and the Trustees in their arrogance have refused to obey the law and have not even complied with the spirit of judiciary request to produce the plan. She said there are many students, who for economic or other reasons, cannot

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go up to Storrs and with the large concentration of population at this end of the State, it is unfair and discriminatory not to have a full four-year curriculum available.

MRS. FORMAN said she would like this Board to go on record as being opposed to this flagrant disregard by the Trustees of the will of the people and the Courts, and if the Trustees refuse to comply with this mandate, request that they be removed from office.

VOTE taken on Resolution No. 906 and CARRIED unanimously.

PLANNING & ZONING COMMITTEE:

MR. RUSSELL, Chairman, reported that the Planning & Zoning Committee met on Tuesday, July 24th at 7:30 P.M. in the Republican Caucus room. He said the members present were Representatives: Guroian, Lenz, Tresser and Russell; absent was Representative John Colasso. Also present were: Chief Dan Remling of the Belltown Fire Company and several residents of Dann Drive. He reported on the following:

Acceptance of Road as City Street: DAFFODIL ROAD

Extending 715 feet from Acre View Drive to and including a permanent turnaround, as shown on Map No. 8438 in Town Clerk's Office.

MR. RUSSELL MOVED for approval of the above named road as a City Street and said it has been certified by the City Engineer, inspected by the Committee and meets with their approval. Seconded and CARRIED.

Petition to close DANN DRIVE at one end and make it a dead end street

MR. RUSSELL said the Committee heard several residents explain the background of the above petition to close Dann Drive and make it a dead end street, after a sad and fatal accident involving a 12-year-old boy on a bike.

He said Chief Dan Remling of the Belltown Fire Department explained several problems that the closing of this road would incur for emergency equipment, as well as urgent calls for Police, Fire and doctors, etc. He said the question of legal procedure and legality was also mentioned. He said the question of making it a one-way street was suggested, which seemed to be an excellent possibility, to which suggestion the Committee agreed to ask the Traffic Director, Ron Weber, to look into this recommendation and possible other ways to reduce the traffic flow, speed of vehicles and better control of the Rippowam school car traffic using this road. Mr. Weber is checking into this and the Committee will follow up on his finds.

List of City-owned property submitted for possible public auction
(Letter from Mayor, dated June 28, 1973)

MR. RUSSELL said all Board members have received a list of property for sale by Public auction. He said the Committee recommends, while awaiting action by the Board of Finance, that all members of this Board should look over the list and if any members have recommendations, to kindly forward same to the Chairman of the Planning and Zoning Committee. He said the Committee wishes to clear this up before the Board's November meeting and before this 12th Board is terminated.

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URBAN RENEWAL COMMITTEE:

MR. CROSBY, in the absence of John Roos, the Chairman, gave the Committee report. He said Mr. Roos is sick and he believes that this is the first Board meeting he has missed since becoming a Board member/

MR. CROSBY said the Committee met on Thursday, August 2nd and it was announced through the press and the radio that the public was welcome to attend and the reasoning for this was to enable the URC Committee to receive an input of ideas from the public, and in turn, allow them an opportunity to direct questions to Mr. Arthur Lutz, Chairman of the URC, who was in attendance.

He said everyone was brought up to date, very much like the two meetings that were held at 101 Broad Street for the members of the Board. He said the questions covered many subjects such as zoning, increased size, the proposed hotel, alternate uses and Parcel 38. He said arguments were both pro and con for the new proposed changes and several misconceptions were cleaned up.

He said the members of the Committee present were Chairman Roos, Representatives Costello, Gambino and Crosby, and Representatives Dixon and Exnicios were on vacation and not in attendance. He said two of the Committee members have voted favorably on the proposed URC change and two have reservations on the proposed Urban Renewal Plan, in particular, the proposed revision to permit an alternate public use for Parcel 38.

He said in view of the tie in the Committee vote, as Acting Chairman, he is bringing the following proposed resolution on the floor:

Proposed Resolution AUTHORIZING AMENDING OF THE URBAN RENEWAL PLAN
(Submitted in letter dated 7/19/73 from James Hibben, URC Director)

WHEREAS, the City of Stamford, Connecticut, Urban Redevelopment Commission, is presently engaged in the execution of the Southeast Quadrant Urban Renewal Project, Project No. Conn. R-43; and

WHEREAS, the F. D. Rich Company, d/b/a Stamford New Urban Corporation, has been designated as the Redeveloper of the above mentioned project; and

WHEREAS, the Agency and the Redeveloper are desirous of certain changes in the plan which are not substantial; and

WHEREAS, the Department of Housing and Urban Development is a party in interest to any change; and

WHEREAS, the Federal Government has requested a public hearing on the proposed changes to the Urban Renewal Plan; and

WHEREAS, the Agency held Public Hearings on JUNE 25, 1973 and JULY 16, 1973; and

WHEREAS, it is in the best interest of the Urban Renewal Project that certain provisions of the plan be amended and made a part thereof;

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

1. Proposed revisions to provide for adjustments in size, use and configuration of certain Re-use parcels (Re-use parcels 2, 3, 4, 12, 13, and 38).
2. Proposed revision to permit public parking on Re-use parcels 2 and 38.
3. Proposed revision to permit residential use on Re-use 3, 12, 13, and 13A.
4. Proposed revision to permit the moving of the hotel site (135,200 sq. ft.) to a portion of Re-use Parcel 34 and to permit the use of Re-use Parcel 35A for office purposes, and to increase the number of hotel units from 150 to 400 units.
5. Proposed revision to permit an alternate public use for Re-use Parcels 9, 10, 11, 29, 30 and 38.
6. Proposed revision deleting relocation section coupled with insertion of policy statement.
7. Proposed revision providing for a minimum of 200 units of housing on Re-use 38.
8. Such approval shall exclude approval of the height changes on 101 Broad Street as per URC resolution No. 247-1972 as revised, dated June 14, 1972 and on Parcel 33 (the GTE Building) as per URC resolution No. 229-1971 dated April 21, 1971 until such time as the Zoning Board of Appeals may approve them.

NOTE: Paragraph 8 was offered by Mr. Crosby in place of the one that was presented to the Board in letter from Mr. Hibben, which read as follows:

- "8. Such other changes as the Commission may have approved from time to time since the last approval of the Urban Renewal Plan by the City's local governing body in 1968 which changes, as well as those described above, are set forth in an Urban Renewal Plan dated July 19, 1973, a copy of which is annexed hereto."

MR. MILLER questioned the speaker. He asked if this is what the Committee approved, or is it what Mr. Crosby approved and is moving for approval of the resolution on his own. He said if there was a tie in the Committee, there could not be a Committee recommendation for approval.

MR. CROSBY said he is removing this from Committee on his own. HE MOVED for approval of the resolution as read by him. Seconded by Mr. Flanagan.

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A great deal of debate ensued at this point after which MR. MORABITO MOVED for a FIVE MINUTE RECESS at 12:15 A.M.

The meeting was called to order at 12:30 A.M.

MR. COSTELLO said he is a member of the Urban Renewal Committee and intended to ask Mr. Roos a number of questions and is sorry that he is not present to answer them. He said he had a conflict of Committee meetings which conflicted with the meeting of the URC Committee. He said he had intended to ask Mr. Roos why the URC Commission was holding their meetings at 5:30 in the afternoon, which made it impossible for him to attend at such an early time. Also, why the URC held an open hearing the same night that we were acting on City contracts. He said he thought they could have made their meeting a little more convenient.

MRS. LAITMAN said she also has some questions she would like answered. She said she does not understand the legality for the amendment to the URC Plan. She read from the State Statutes - Section 8-136 "Modification of Redevelopment Plan":

"A redevelopment plan may be modified at any time by the redevelopment agency, provided, if modified after the lease or sale of real property in the redevelopment project area, the modification must be consented to by the redeveloper or redevelopers of such real property or his successor or their successors in interest affected by the proposed modification. Where the proposed modification will substantially change the redevelopment plan as previously approved by the legislative body, the modification must similarly be approved by the legislative body."

She said she fails to see anywhere in there the provision that the legislative body may amend the Plan. She asked if the amendment must go back and be approved by the URC Commission and perhaps by the URC Committee of this Board, which has not yet met on that amendment. She said she also has questions about the sewer connection charge and its effect on this Plan and the projected income of this Project. She said she also has questions about the Grand List, removal from the Tax List and also what is the original purpose of Urban Renewal, which she understood was intended to revitalize the downtown area and bring in revenue, thereby returning much of the money that the City has invested in URC. Because of these unresolved questions, she said she feels it deserves further consideration by this Board.

MR. HEINZER said we are not amending the Plan, but we are amending the resolution, and what this means is that we are saying that we will approve the Plan, subject to this "condition" only. He said if it goes back to the URC Commission and is rejected by them, then automatically we have not approved their change, but we can, at a later date accept it.

MRS. LAITMAN said the Mayor was quoted the other day as saying "if you don't like some of the Plan, knock it out, and vote for the parts that you do like."

She said it has always been her understanding that we may not do this and

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she would like to have a clarification.

MR. RUSSBACH said to answer Mrs. Laitman's question - on our agenda tonight, item 8 under the L & R Committee - a resolution for realignment of a portion of Main Street and abandonment of residual portion not part of realignment - he said this is the same thing - a resolution for this type of change which has already been approved by us this evening.

MR. LAITMAN asked if this resolution, with the amendment, has been approved by the URC?

MR. MORABITO said whatever action we take here tonight does not jeopardize the \$5,000,000 for the URC project in any way at all. He said let us not be hood-winked by the fact that if we do not pass it, we won't get the \$5,000,000 because that is a lot of baloney.

MR. FLANAGAN asked the speaker -- on whose authority is that statement?

MR. MORABITO said that came directly from HUD.

MR. FLANAGAN asked what office of HUD?

MR. MORABITO said Hartford.

MR. FLANAGAN said Boston takes precedence over Hartford, Washington and the President over it all. He said he is merely stating that Hartford does not have the final authority to grant us an extension.

MR. MORABITO said he would, in turn, like to ask Mr. Flanagan a question as to where he got his information from that we would not get the money.

MR. FLANAGAN said he did not say that -- that he said he did not think it was right for us to jeopardize this by playing politics.

THE PRESIDENT asked the speakers to stop their getting into personalities.

MR. MORRIS said he would like to clear up one thing that was on Mrs. Laitman's mind -- which was the sewer tie-in and tax. He said this was a matter on which the redeveloper felt that he did not have to pay - the URC says he has to pay - the Sewer Commission feels that he has to pay and he is quite sure that this Board of Representatives is not going to settle this question and he does not think it really has anything to do with the plan.

MR. RUSSELL said one of the biggest arguments we have had which is still continuing tonight, is the argument that where do the zoning regulations fit into this area and what is major and what is minor. He said he thinks that if we vote to approve, that there be a stipulation that the Plan, if approved, would be submitted to the Zoning Board for proper and revised scheduling of zoning requirements for the entire URC area as presented in the revised Plan. He said they have made it clear that they (the URC) will honor zoning regulations after this Plan has been accepted which will force them to go back to the Zoning Board or to the Zoning Board of Appeals. HE MOVED to amend that the Plan be submitted to the Zoning Board for their proper revised scheduling of the zoning requirements of the entire URC area as presented in the revised Plan to us. Seconded by Mr. Morris.

VOTE taken on the amendment. LOST, by a vote of 15 yes and 17 no.

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MR. KNAPP said all he wants to point out is that on Thursday, August 2, 1973, the HUD spokesman said the original target date set by his agency was June 30th, but that they were aware that the Board of Representatives was not meeting until August 6th. He said they wrote to Mr. Arthur Lutz, URC Chairman, that they would be willing to wait. He said the City MUST comply with Federal regulations, among which approval by the local legislative body is mandatory, but the funds are not in jeopardy and are being held open and the City has to comply by approving the Plan before the funds are granted. He said HUD would not want to close discussion on any Urban Renewal Plan and if more time is needed, HUD would be willing to wait.

He said if approval is delayed by a matter of months, then HUD would have to take another look. He quoted from an article in the Stamford Advocate of August 2, 1973 which said that the August 6th (which is tonight's date) was suggested by the Mayor and that the hearings held by the URC recently were conducted only at the insistence of HUD.

MR. KNAPP said he wanted to add his own feelings to this matter -- only at the insistence of HUD -- and what is the matter with this City? There are people who have lived here for years who have not been given a chance to be heard, who have NOT seen a map of this proposed Urban Renewal Plan, who have NOT seen the plans of this urban renewal. He said we have a statement from a HUD official saying that they will NOT close off funds, so what is everyone afraid of?

MR. FLANAGAN said maybe there is something that he does not know, but he has a letter dated July 30th to the URC, which he proceeded to read at this time:

"To Mr. Lutz

Subject: Loan and Grant Contract, Conn. R-43 Southeast Quadrant

This will supplement our letter of July 10, 1973 and confirm our understanding with regard to the amending of the existing Title I financing contract for the Project.

Originally the approval was for the additional capital grant funds of \$5,565,275 was predicated upon the Commission and the Board of Representatives approving the revised Urban Renewal Plan prior to June 30, 1973.

However, since such a schedule for achieving both the Commission's approval and the Board of Representatives' approval appeared to be too tight, we agreed to the approval by your Commission and extended the approval date of the Board of Representatives to their first meeting in August, which we understand will be on Monday, the 6th of August. This will reiterate our prior understanding that no new amended contract will be offered until such time as we are duly notified and proper documentation is submitted relative to the approval by the Board of Representatives and the revised urban renewal plan.

If you have any further questions regarding this contract, please contact Mr. Arthur Anderson, Program Manager."

MR. FLANAGAN said one other thing he wants to say is that there were two public hearings held - one complied with HUD's requirements and the second one complied with the City's requirements because the first one was not properly notified, so we have had two.

MR. FRIEDMAN MOVED THE QUESTION. Seconded and CARRIED, by vote of 27 yes and 6 no. (Machine vote)

A ROLL CALL vote was requested. There being enough in favor, the following roll call vote was taken on the URC proposed resolution as previously presented by Mr. Crosby. LOST by a vote of 18 opposed and 16 in favor:

THOSE VOTING IN FAVOR:

CAPORIZZO, William (R)
CROSBY, Robert (R)
FORMAN, Barbara (R)
FLANAGAN, William (R)
FRIEDMAN, Bertram (R)
HEINZER, Charles (R)
MORRIS, Thomas (R)
PERKINS, Billie (R)
PHILLIPS, Thomas (R)
PONT-BRIANT, Lois (R)
RUSSBACH, Daniel (R)
RUSSELL, George (R)
SAINBURG, Richard (R)
TRESSER, Michael (R)
TRUGLIA, Anthony (D)
VARNEY, Kim (R)

THOSE VOTING IN OPPOSITION:

BOCCUZZI, John (D)
BOCCUZZI, Theodore (D)
COLASSO, John (D)
CONNORS, George (D)
COSTELLO, Robert (D)
GAMBINO, Philip (D)
GUROIAN, Armen (D)
KELLY, James (D)
KELLY, Stephen (D)
KNAPP, Warren (D)
LAITMAN, Marilyn (D)
LENZ, Frederick (D)
MILLER, Frederick (D)
MORABITO, Joseph (D)
PERILLO, Alfred (D)
ROSE, Matthew (D)
RYBNICK, Gerald (D)
WALSH, Peter (D)

There was some discussion at this point as to what happens next. MR. MORRIS said it would have to be re-submitted.

MR. JOHN BOCCUZZI said if this comes back to us prior to our next meeting, he would suggest that the President call a joint meeting of a Committee of the Whole, with the members of the URC Commission and Mr. Rich, and SO MOVED. Seconded and CARRIED unanimously.

THE PRESIDENT said he would try to do so.

SEPTEMBER BOARD MEETING:

On motion, seconded and CARRIED, the September meeting was changed to Monday, September 10th.

ADJOURNMENT:

There being no further business to come before the Board, on motion, duly seconded and CARRIED the meeting was adjourned at 1:20 A.M.

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APPROVED:

George V. Connors
George V. Connors, President
12th Board of Representatives

Velma Farrell
Velma Farrell
Administrative Assistant
(Recording Secretary)

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