

MINUTES OF OCTOBER 2, 197312TH BOARD OF REPRESENTATIVESSTAMFORD, CONNECTICUT

A regular monthly meeting of the 12th Board of Representatives of the City of Stamford was held on Tuesday, October 2, 1973 in the meeting room of the Board, second floor, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut. The meeting was held on a Tuesday for the reason that Monday was Primary Day for the Republicans.

The meeting was called to order by the President, George V. Connors, at 8:50 P.M.

INVOCATION was given by Rev. James Davis, First United Methodist Church.

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

CHECK OF VOTING MACHINE:

A check of the voting machine was conducted and found to be in good working order.

PAGES:

The President announced the presence of two Pages - SALLY ANN TRUGLIA and PAT PIKIKERO, both students at Sacred Heart Academy.

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

Handy Dixon (D) 2nd District
Anthony Truglia (D) 5th District
Armen Guroian (D) 7th District
Alfred Perillo (D) 9th District
William Caporizzo (R) 15th District
Mrs. Billie Perkins (R) 18th District

MR. THEODORE BOCCUZZI explained Mr. Perillo's absence and said he is recuperating from a long illness and was not able to make the meeting tonight.

ACCEPTANCE OF MINUTES - September 10, 1973

The Minutes of the above meeting were approved, there being no corrections.

COMMITTEE REPORTS:

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

STEERING COMMITTEE REPORT

Meeting held Monday, September 17, 1973

75.

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A meeting of the Steering Committee was held on Monday, September 17, 1973 in the Board of Representatives' Caucus Room, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order at 8 P. M. by the President and Chairman, George V. Connors. The following members were present:

| | |
|-----------------------|----------------------|
| George V. Connors (D) | Matthew Rose (D) |
| Marilyn Laitman (D) | Frederick Miller (D) |
| John Boccuzzi (D) | John Colasso (D) |
| Charles Heinzer (R) | Lois Pont-Briant (R) |
| George Russell (R) | Edward Scofield (R) |
| | Gerald Rybnick (D) |

(1) Appointments:

The one appointment received to date - that of Dr. Bernard O. Nemoitin (D) as an alternate to the Planning Board, to term ending 12/1/76, was referred to the APPOINTMENTS COMMITTEE and ORDERED ON THE AGENDA.

(2) Additional appropriations:

As the Board of Finance held their Executive Session this evening, it was decided to place all items that they approve on the agenda. They approved 10 items, which were thereupon referred to the FISCAL COMMITTEE and ORDERED ON THE AGENDA. All items over \$2,000 were referred to a secondary committee.

(3) Proposed Consumer Protection Ordinance (Creating a Consumer Protection Commission for the City, consisting of 3 members) - (Held in Committee 4-2-73, 5-7-73, 6-4-73, 7-2-73, 8-6-73 and 9-10-73)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

(4) Ordinance (for final adoption) entitled: "SEWERS AND SEWAGE DISPOSAL"

The above item was NOT ordered on the agenda for the reason that a resolution was adopted at the last Board meeting, outlining the rules and regulations to control the Sewer Commission.

(5) 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 - see letter dated 7-11-73 from Dr. Gofstein - Held in Committee 8-6-73 and 9-10-73)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

(6) Request for TAX ABATEMENT ORDINANCE (for publication) for MACEDONIA F.B.H. CHURCH OF GOD OF THE AMERICAS for property located at 89 Spruce Street - (Partially eligible for tax abatement according to Tax Assessor, James Hyland)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

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- (7) Request for amendment to Section 2-11, Chapter 2 "VOTING PLACES" of Code of General Ordinances (for publication) - (which names the various voting places in the City and is no longer up-to-date -- Requested in letter dated 7-26-73 from Registrars of Voters)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (8) Proposed INLAND-WETLAND Ordinance, entitled: "CONCERNING INLAND-WETLANDS AND WATER COURSES" -- (See Mayor's letter dated 8-13-73) - (Held in Committee 9-10-73)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (9) Request for approval of REVISED PROPOSED CONTRACT BETWEEN CITY OF STAMFORD AND TOWN OF DARIEN CONCERNING SANITARY SEWERS FOR PROPERTY OF PHILLIPS PARK, INC. -- (Mayor's letter of 7-27-73) - (Held in Committee 9-10-73)

For the reason that the above item has been deferred by the Board of Finance, it was NOT ordered on the agenda, but will have to await their approval.

- (10) Ordinance (for final adoption) CONCERNING PROPOSED CHANGES TO FAIR RENT COMMISSION ORDINANCE (Now Article III of Section 10 of Code of General Ordinances) in order to bring local legislation into compliance with State legislation -- (Requested in letter dated 7-19-73 from Chairman of Fair Rent Commission) - Adopted for publication 9-10-73; published 9-14-73)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (11) Ordinance (for final adoption) entitled "LIMITING THE USE OF AUTOMATIC ALARM CALLING DEVICES TO BE EFFECTIVE THROUGH THE ENTIRE CITY OF STAMFORD" - (Proposed by Hawley Oefinger, Supt. of Communications in letter dated 7-26-73) - Approved for publication 9-10-73; published 9-14-73)

ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE

- (12) Proposed Contract with Southern New England Telephone Co. concerning installation of a CENTREX TELEPHONE SYSTEM to replace the present one (Mayor's letter of 8-24-73)

For the reason that the above request has been deferred by the Board of Finance, it was NOT ordered on the agenda.

- (13) Proposed Ordinance REGARDING LIMITATION OF CAMPAIGN SPENDING FOR ELECTIVE OFFICE IN THE CITY OF STAMFORD - (Brought up under suspension of the rules at the September Board meeting and lost - needed 2/3rd vote) - (Presented by Mrs. Laitman (D) 20th District)

ORDERED ON AGENDA and referred to LEGISLATIVE & RULES COMMITTEE

- (14) letter dated 8-13-73 from John Kerpchar, Director, J.M. Wright Technical School, concerning fees established by the Board of Representatives for the use of Cubeta Stadium

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Item #14 -- ORDERED ON AGENDA under LEGISLATIVE & RULES COMMITTEE
Also referred to PARKS & RECREATION COMMITTEE

- (15) Proposed Ordinance entitled: "PRESERVATION OF TREES AND NATURAL AREAS ALONG CITY STREETS" - (Re-submitted by Representative Fred Lenz, 1st District) - (Note: Brought up for final adoption 7-2-73 and LOST because it lacked the required number of votes to carry)

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

- (16) Communications dated 8-31-73 from Mrs. Victoria Moon concerning voluntary school prayer amendment

For the reason that the above communication was not addressed to the Board and not making an actual request, it was referred to the EDUCATION, WELFARE AND GOVERNMENT COMMITTEE and noted and filed.

- (17) Concerning Method of Making Police Appointments - (Requested in letter from Thomas Morris (R) 15th District Representative) - Held in Committee on Sept. 10, 1973

ORDERED ON AGENDA under HEALTH & PROTECTION COMMITTEE

- (18) SALE OF CITY-OWNED PROPERTY - In accordance with Section 6-33 of Code of General Ordinances - Request to SELL immediately 13 properties as listed in attachment to letter from Mayor dated 6-28-73

ORDERED ON AGENDA under PLANNING & ZONING COMMITTEE

There was considerable discussion at this time as to the interpretation of Section 6-33 of the Code of General Ordinances and whether or not action must first be taken by the Board of Finance. It was decided to request an opinion from the Corporation Counsel to ascertain whether or not it is necessary for the Board of Finance to give prior approval for the sale of City owned property.

- (19) Letter dated Sept. 14, 1973 (received 9-17-73 from James B. Hibben, URC Director concerning SOUTHEAST QUADRANT PROJECT NO. CONN. R-43 and suggested procedure for review and approval of redeveloper's plans

ORDERED ON AGENDA under URBAN RENEWAL COMMITTEE - Also referred to PLANNING & ZONING COMMITTEE

- (20) Letter dated 9-17-73 from Philip Gambino (D) 6th District Representative asking that a new street in the URC Quadrant be named in honor of Private First Class Richard E. Broadhurst, U.S. Marine Corps, killed in action in Vietnam 8-4-65

The above request was noted and filed, but NOT ordered on the agenda.

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There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned at 9:10 P.M.

vf

George V. Connors, Chairman,
Steering Committee

APPOINTMENTS COMMITTEE:

MR. THEODORE BOCCUZZI, Chairman, explained that because of the religious holiday this past Thursday, the Appointments Committee did not meet and they will be reporting out at the next scheduled meeting.

FISCAL COMMITTEE:

MR. JOHN BOCCUZZI, Chairman, reported on the following items:

- (1) \$254,293.00 - To provide salary increases of 5.4% for 1972-1973 fiscal year for 96 Civil Service employees belonging (or eligible to belong) to the M.A.A. group, some deceased or retired, and 5% for 1973-1974 fiscal year, at \$207,529.00; and for 20 elected and appointed officials, at \$46,764.00 - To receive same increases as those given under the Collective Bargaining contracts recently approved for all City employees, except for administrative and supervisory people, who are not covered - (Requested in Mayor's letter of Sept. 12, 1973, Approved by Board of Finance 9-17-73) - (Individual department appropriations listed in attachment to the Mayor's letter, as outlined below:)

| <u>Account No.</u> | <u>Department</u> | <u>Amount</u> | <u>Number</u> |
|--------------------|--------------------------|---------------|---------------|
| 102.0101 | Registrars | \$3,100.00 | 4 |
| 106.0101 | Board of Representatives | 2,113.00 | 1 |
| 108.0101 | Mayor's Office | 8,511.00 | 3 |
| 110.0101 | Law | 15,953.00 | 7 |
| 112.0101 | Town & City Clerk | 5,270.00 | 2 |
| 114.0101 | Commissioner of Finance | 9,370.00 | 5 |
| 117.0101 | Data Processing | 12,128.00 | 5 |
| 118.0101 | Purchasing | 5,532.00 | 2 |
| 126.0101 | Central Services | 2,113.00 | 1 |
| 134.0101 | Planning Board | 5,695.00 | 2 |
| 144.0101 | Assessor | 5,454.00 | 2 |
| 146.0101 | Tax Collector | 2,472.00 | 1 |
| 150.0101 | Board of Finance | 2,083.00 | 1 |
| 174.0101 | Personnel | 12,850.00 | 5 |
| 190.0101 | Sewer Commission | 2,014.00 | 1 |
| 192.0101 | Human Rights | 2,601.00 | 1 |
| 195.0101 | Commission on Aging | 1,402.00 | 1 |
| 198.0101 | Fair Rent Commission | 1,147.00 | 1 |
| 410.0101 | Welfare | 5,454.00 | 2 |
| 440.0101 | Smith House | 3,330.00 | 2 |
| 510.0101 | Health | 13,641.00 | 5 |
| 511.0101 | Task Force | 2,220.00 | 1 |
| 525.0101 | Traffic | 3,124.00 | 1 |

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| <u>Account No.</u> | <u>Department</u> | <u>Amount</u> | <u>Number</u> |
|--------------------|-------------------------------|------------------|---------------|
| 530.0101 | Police | \$4,009.00 | 1 |
| 540.0101 | Fire | 6,693.00 | 2 |
| 602.0101 | Public Works Admin. | 7,729.00 | 3 |
| 606.0101 | Highways | 9,633.00 | 5 |
| 607.0101 | Equipment Maintenance | 1,735.00 | 1 |
| 614.0101 | Street Cleaning | 1,532.00 | 1 |
| 617.0101 | Sanitation | 3,280.00 | 1 |
| 620.0101 | Incin. & Sewage Treat. Plant | 28,505.00 | 18 |
| 624.0101 | Collection | 11,285.00 | 6 |
| 626.0101 | Engineering | 9,055.00 | 3 |
| 628.0101 | Building Inspection | 5,547.00 | 2 |
| 629.0101 | Building Maintenance | 2,330.00 | 1 |
| 710.0101 | Parks | 6,884.00 | 3 |
| 720.0101 | Recreation | 6,861.00 | 3 |
| 730.0101 | Hubbard Heights | 2,014.00 | 1 |
| 320. | <u>Education:</u> | <u>20,624.00</u> | 9 |
| | (Supt. Bldgs. & Grounds | \$254,293.00 | 116 |
| | (Chief Accountant | | |
| | (Asst. Supr. Data Proc. | | |
| | (Head Nurse | | |
| | (Asst. Supt. Bldgs. & Grounds | | |
| | (General Foreman | | |
| | (Administrative Assistant | | |
| | (Dept. Head, Dent. Hyg. | | |
| | (Accountant & Payroll Supr. | | |

MR. BOCCUZZI said this is broken down into two groups - the 96 Civil Service employees, which amounts to \$207,529.00 and 20 elected and appointed officials which comes to \$46,764.00. He said the Fiscal Committee vote was a tie vote, so the Fiscal Committee has no recommendation.

MR. BOCCUZZI said in order to get this on the floor, he MOVED to approve the appropriation of \$254,293.00 as outlined above.

MR. HEINZER said the Personnel Committee approves this item and he seconded the motion.

THE PRESIDENT asked if there are any comments. There being none, MR. RAVALLESE MOVED for a ROLL CALL VOTE. Enough members signified their approval for a roll call vote (1/5th of those present) so the President directed the Clerk to call the roll.

MR. HEINZER said he disapproves of the request for a roll call vote before there has been any discussion and he thinks it is out of order.

THE PRESIDENT informed the speaker that he had asked if there were any comments but no one answered. He said we will therefore have a roll call vote.

MR. MILLER asked if the President would explain the vote.

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THE PRESIDENT said there is some question, but they say a two thirds vote is needed to carry, and as there are 34 present, it would require an affirmative vote of 23 in favor to carry.

MR. FRIEDMAN asked a question about the addition on the itemized list attached to the Mayor's letter, concerning Code 602.0101 on page 3 of 5, the first item, which is attached to the Mayor's letter of September 12, 1973.

MRS. PONT-BRIANT said the figures add to \$24,223.00.

MR. FRIEDMAN said he adds this up to \$24,223.00 and the document calls for \$23,100.00.

MR. BOCCUZZI said we are voting on the total amount, which is \$254,293.00 and if there is any incorrect additions, they will have to straighten it out themselves, and if more is needed to cover the raise, he would assume they can come back again and ask for what is needed, or else have to "find" it within the department to make up the amount needed.

THE PRESIDENT said a vote of yes is in favor of the appropriation and a vote of no is opposed.

MRS. PONT-BRIANT said they had intended to hold this item in Committee, but in the light of a roll call vote which is a real thrust, she doubts if anyone will make that motion.

The Clerk called the roll. The motion was CARRIED by a vote of 28 in favor, 5 opposed and 1 abstention, as follows:

THOSE VOTING IN FAVOR:

BOCCUZZI, John (D)
BOCCUZZI, Theodore (D)
COLASSO, John (D)
CONNORS, George (D)
COSTELLO, Robert (D)
CROSBY, Robert (R)
FLANAGAN, William (R)
FRIEDMAN, Bertram (R)
GAMBINO, Philip (D)
HEINZER, Charles (R)
KELLY, James (D)
LAITMAN, Marilyn (D)
LENZ, Frederick (D)
MILLER, Frederick (D)
MORABITO, Joseph (D)
MORRIS, Thomas (R)
PONT-BRIANT, Lois (R)
RAVALLESE, George (D)
ROOS, John (R)
ROSE, Matthew (D)
RUSSELL, George (R)
RYBNICK, Gerald (D)

THOSE VOTING IN OPPOSITION:

EXNICIOS, Robert (R)
FORMAN, Barbara (R)
KNAPP, Warren (D)
PHILLIPS, Thomas (R)
RUSSBACH, Daniel (R)

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THOSE VOTING IN FAVOR: (continued)

SAINBURG, Richard (R)
 SANDOR, John (D)
 SOOFIELD, Edward (R)
 TRESSER, Michael (R)
 VARNEY, Kim (R)
 WALSH, Peter (D)

ABSTAINED:

LIVINGSTON, Jeremiah (D)

MR. BOCCUZZI said before we go on to the next item, he wishes to make a statement which reflects the feeling of some of the members of the Fiscal Committee. He said they feel that the system under which the pay raises and salaries are given, need a complete overhauling and some outside firm, not connected in any way with the City who do not know any of the people, should go over the whole system. He said they think this is not the proper way to handle salaries and a whole new system should be set up. He said it is their hope that the Personnel Commission of the City of Stamford grabs the "bull by the horns" so that when this particular group (M.A.A.) comes in again, we don't have this same hassel, with letters going back and forth to members of the Fiscal Committee and things of this nature. He said they would like to see a system set up where things are cut and dried and we can separate City employees from elected officials and have a price tag put on all of the jobs.

- (2) \$10,575.00 - TURN-OF-RIVER FIRE DEPARTMENT - Code 574.0000, Salaries - To grant salary increases for 6 employees for fiscal years 1972-1973 and 1973-1974 - In accordance with contract negotiated with Local 786, International Association of Fire Fighters - (Mayor's letter of 8-6-73) - (Approved by Board of Finance 9-17-73)

MR. BOCCUZZI MOVED for approval of the above request. He explained that this is not really a financial obligation of the City of Stamford but is an agreement just between the six employees and the Turn-of-River Fire Department.

MR. ROSE said his Committee - the Health & Protection Committee concurs with the recommendation for approval and seconded the motion.

MR. RUSSELL said he would like to ask the Chairman a question -- are any of the members retired employees of either the Fire or the Police Department and already collecting a pension from the City paid Fire or Police Department?

MR. BOCCUZZI said there are not. The motion was CARRIED with one abstention (Mr. Morris).

- (3) \$4,500.00 - HEALTH DEPARTMENT - Code 510.0101 - Salaries - Clerk-Typist I - (Mayor's letter of May 4, 1973) - Approved by Board of Finance on 9-17-73 - (Partially on our agenda for 9-10-73 in amt. of \$16,243.00 for Lab. Technician and Account Clerk, but failed to get the 2/3rd vote needed to carry)

MR. BOCCUZZI said the amount on our agenda was for \$5,955.00 but it was reduced for the reason that 3 months of the fiscal year has already passed, so they approved the reduced amount of \$4,500.00. He said he would also like to add that in the past five years the Health Department has only been increased by City paid officials by two members. HE MOVED for approval of the reduced amount. Seconded by Mr. Rose who said that the Health & Protection Committee concurs. CARRIED.

- (4) \$80,000.00 - DEPARTMENT OF PUBLIC HEALTH - Air Pollution Grant from Federal Environmental Protection agency - (Mayor's letter of 8-10-73)

MR. BOCCUZZI MOVED for approval of the above request. He said this was the largest Grant given to any City in the State of Connecticut, which proves one of two things - the Health Department must be doing a real good job or the City of Stamford really needs a lot of help with air pollution. Seconded by Mr. Rose who said the Health & Protection Committee concurs. CARRIED.

- (5) \$210,112.00 - BOARD OF EDUCATION - To be received as a 100% prepaid STATE GRANT under State Aid for Disadvantaged Children to continue SADC Project 135-1, Instructional Services for Disadvantaged Pupils, 1973-1974 fiscal year - (Letter from Dr. Carpenter dated 8-21-73)

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

- (6) \$4,207.00 - BOARD OF EDUCATION - To be received as a 100% prepaid STATE GRANT under State Aid for Disadvantaged Children to continue SADC Project P-135-4, Remedial Reading Program in eligible non-public schools for the 1973-74 fiscal year -- (Letter from Dr. Carpenter dated 8-21-73)

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

- (7) \$463,013.00 - BOARD OF EDUCATION - To be received as a 100% prepaid FEDERAL GRANT under continuation of Title I of Elementary and Secondary Education Act, to continue Title I-E.S.E.A. Project 135-2, Aspiration-Education for the 1973-1974 fiscal year - (Letter from Dr. Carpenter, dated 8-29-73)

MR. BOCCUZZI MOVED for approval of the above item. Seconded by Mr. Livingston, who said the Education, Welfare & Government Committee concurs. CARRIED.

- (8) \$889,961.00 - BOARD OF EDUCATION - For COLLECTIVE BARGAINING Contract approved between the Board of Education and the Stamford Education Association (Teachers) as follows: (Dr. Carpenter's letter of 7-3-73) REDUCED by Board of Finance 9-17-73 by deferring one item and denying another.

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| | |
|--|---------------------|
| Professional Salaries - REDUCED to ----- | \$873,761.00 |
| Medical Exams ----- | 6,200.00 |
| Changes in coaching schedules ----- | 10,000.00 |
| | <u>\$889,961.00</u> |

MR. BOCCUZZI said the Committee reduced this figure for the Professional Salaries by \$100,000.00 from the amount of \$973,761.00 request to \$873,761.00 and they are holding this withheld amount of \$100,000.00 in Committee until the Board of Education gives us a print out on their salary scales for the Teachers. He so MOVED. Seconded.

MR. HEINZER said the Personnel Committee concurs. CARRIED with two abstentions. (Mr. Theodore Boccuzzi and Mr. Heinzer).

- (9) \$17,992.74 - PENSIONS for Patrolmen Peter Lombardo, Thomas Henning and Warren Simonsen - (More fully described in Mayor's letter of 9-6-73)

MR. BOCCUZZI said the breakdown is contained in the Mayor's letter, as follows: \$5,178.30 in favor of Mary Lombardo, widow of Patrolman Peter J. Lombardo, effective September 1, 1973, based on annual pension of \$6,214.00 or 50% of his annual salary of \$12,428.94 in favor of Patrolman Thomas Henning, effective September 29, 1973, based on an annual pension of \$7,676.36 or 64% of his annual salary of \$11,994.32 and \$7,014.50 in favor of Louise M. Simonsen, Jr. effective July 1, 1973, based on an annual pension of \$7,014.50 or 50% of his annual salary of \$14,029.00. HE MOVED for approval of the requests. Seconded and CARRIED.

- (10) \$13,585.00 - COMMISSION ON AGING - Code 195.5210, Nutrition Planning-
(To be received as a FEDERAL GRANT from the State of Connecticut Department on Aging) - (Mayor's letter of 9-7-73)

MR. BOCCUZZI MOVED for approval of the above item. Seconded by Mr. Livingston, who said the Education, Welfare & Government Committee concurs. CARRIED.

- (11) \$7,500.00 - Resolution No. 916 Amending 1973-1974 Capital Projects Budget, FIRE DEPARTMENT, being additional amount needed to purchase a 1,000 gallon per minute pumper with a 50 ft. hydraulically operated ladder - (Mayor's letter of 9-18-73)

MR. BOCCUZZI MOVED for SUSPENSION OF THE RULES in order to bring the above item on the floor. Seconded and CARRIED.

MR. BOCCUZZI said they had \$50,000 in their Budget and were going to turn in two vehicles that they have at the present time. He said one was a 1968 truck and they received a turn in value of \$11,000 and the other was an old pumper for which they received \$1,500. He said they came up \$7,500 short and they only reason this is being brought up under suspension of the rules is that the low bid is only good until October 12th and our next meeting will be too late.

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

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RESOLUTION NO. 916

AMENDING 1973-1974 CAPITAL PROJECTS BUDGET, FIRE DEPARTMENT,
PROJECT KNOWN AS "APPARATUS REPLACEMENT" AN ADDITIONAL APPROPRI-
ATION OF \$7,500.00 THEREFOR

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford, in accordance with provisions of Sec. 611.5 of the Stamford Charter, to approve an amendment to the 1973-1974 Capital Projects Budget by adding to Project known as FIRE DEPARTMENT, "APPARATUS REPLACEMENT" an additional appropriation of \$7,500.00 therefor, being additional amount needed to purchase a 1,000 gallon per minute pumper with a 50 ft. hydraulically operated ladder for a total Project appropriation of \$7,500.00.

LEGISLATIVE & RULES COMMITTEE:

MR. MILLER reported that the Legislative & Rules Committee met on September 27th and the members present were: Representatives Miller, Russell, Costello, Morabito, Scofield and Flanagan. He reported on the following items:

- (1) Proposed Consumer Ordinance (Creating a Consumer Protection Commission for the City, consisting of 3 members) - (Held in Committee 4-2-73, 5-1-73, 6-4-73, 7-2-73, 8-6-73 and 9-10-73)

The above item was held in Committee.

- (2) Old Business: HEALTH DEPARTMENT PROPOSED SCHEDULE OF FEES, PERMITS AND/OR LICENSES - (Approved for publication 11-13-72; published 11-25-72 - Was never given final approval by the Board - (See letter dated 7-11-73 from Dr. Gofstein - Held in Committee 8-6-73 and 9-10-73)

The above item was held in Committee.

- (3) Request for TAX EXEMPTION ORDINANCE (for publication) for MACEDONIA F.B.H. CHURCH OF GOD OF THE AMERICAS for property located at 89 Spruce Street, under provisions of Section 12-81b of Connecticut General Statutes (1967 Public Act #311)

The above item was held in Committee, after considerable debate as to the difference between tax abatement and tax exemption for the reason that the item appeared on the agenda as a request for tax ABATEMENT and was so referred to in the letter from the Tax Assessor. For the reason that a request for tax ABATEMENT must go before a Tax Abatement Committee, who must first approve the request, it was decided to hold this in Committee until it is ascertained which it is - tax exemption or tax abatement.

- (4) Proposed Ordinance - To amend Section 2-11, Chapter 2 "VOTING PLACES" of Code of General Ordinances (which names the various voting places in the City and is no longer up-to-date) - Requested in letter dated 7-26-73 from Registrars of Voters)

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MR. MILLER MOVED for approval for publication of the following proposed Ordinance. Seconded and CARRIED:

PROPOSED ORDINANCE

REPLACING SECTION 2-11, CHAPTER 2 "VOTING PLACES" AND REPLACING SAID SECTION 2-11 WITH THE NEW LISTS OF POLLING PLACES AS HEREINAFTER MENTIONED

BE AND IT IS HEREBY ORDAINED by the City of Stamford that the voting places as set forth in Section 2-11 of the Code of Ordinances of the City of Stamford are hereby repealed and the new polling places hereby substituted in their place as follows:

| <u>DISTRICT NUMBER</u> | <u>PLACE</u> | <u>LOCATION</u> |
|------------------------|---------------------------------------|---------------------------------------|
| 1 | Our Lady Star of the Sea | 1170 Shippan Ave. |
| 2 | John J. Ryle School | Selleck St. & 9 Southfield Avenue |
| 3 | South End Community Center | 137 Henry Street |
| 4 | Katherine T. Murphy School | 19 Horton Street |
| 5 | West Main St. Community Center | Fairfield Avenue & West Main Street |
| 6 | Rice School | Washington Blvd. & North State Street |
| 7 | Glenbrook Community Center | 35 Crescent Street |
| 8 | Board of Recreation Courtland Park | 39 Courtland Avenue |
| 9 | Westover School | Stillwater Road |
| 10 | Clonan School | 11 West North St. |
| 11 | First Presbyterian Church Hall | Bedford Street |
| 12 | Stamford High School | 55 Strawberry Hill Avenue |
| 13 | Stillmeadow School | 800 Stillwater Road |
| 14 | Rippowam High School | 381 High Ridge Road |
| 15 | Dolan Jr. High School | Toms Road |
| 16 | Newfield School | Pepper Ridge Road |
| 17 | Springdale School | 1127 Hope Street |
| 18 | Davenport Ridge School | 1300 Newfield Ave. |
| 19 | Riverbank School | Riverbank Road |
| 20 | Northeast Elementary School | Scofieldtown Road |

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

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- (5) Proposed INLAND-WETLAND Ordinance, entitled "CONCERNING INLAND WETLANDS AND WATER COURSES" - (Mayor's letter dated 8-13-73) - Held in Committee 9-10-73

The above item was held in Committee.

- (6) Final adoption of Ordinance No. 275 CONCERNING PROPOSED CHANGES TO FAIR RENT COMMISSION ORDINANCE (Now Article III of Section 10 of Code of General Ordinances) in order to bring local legislation into compliance with State legislation - (Requested in letter dated 7-19-73 from Chairman of Fair Rent Commission) - Adopted for publication 9-10-73; published 9-14-73.

MR. MILLER said this meets with the unanimous approval of the Legislative & Rules Committee and HE MOVED for final adoption of the following Ordinance. Seconded and CARRIED unanimously:

ORDINANCE NO. 275 SUPPLEMENTAL

TO AMEND CERTAIN SECTIONS OF CHAPTER 10, ARTICLE III, OF THE CODE OF GENERAL ORDINANCES

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

Section 10-76 of the Code of Ordinances of the City of Stamford be amended to read as follows:

- (8) To continue, review, amend, terminate or suspend all its orders and decisions.
- (12) To carry out the provisions of Section 19-375 (a) of the Connecticut General Statutes concerning retaliatory action by landlords.

To amend Section 10-77 of the Code of General Ordinances of the City of Stamford:

In determining whether a rental charge is so excessive with due regard to all circumstances as to be harsh and unconscionable the Fair Rent Commission shall consider such of the following circumstances as are applicable to the type of the accommodation; and

To amend Section 10-78 (subsection 3) of the Code of General Ordinances of the City of Stamford:

- (3) Any person aggrieved by any order of the commission may appeal to the court of common pleas for the county, such appeal to be taken within thirty (30) days after the rendering of the order in question. Any such appeal shall be considered a privileged matter with respect to the order of trial (Ord. No. 202, S. 8 (2-4), Eff. 10-23-70).

To amend Section 10-81 of the Code of General Ordinances of the City of Stamford:

Any person who shall violate any order of rent reduction or rent suspension by demanding, accepting or receiving an amount in excess

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thereof while such order remains in effect, or the provisions of this article prohibiting retaliatory action, or any other provision of this article or any person who shall refuse to obey any subpoena, order or direction of the commission pursuant thereto, shall be fined not less than twenty-five (25) dollars nor more than one hundred (100) dollars for each offense. If such offense continues for more than five (5) days, it shall constitute a new offense for each day it continues to exist thereafter. No action shall be taken on any such violation by the prosecuting authorities of the City except upon written complaint of the Chairman of the commission or his designee.

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

- (7) Final adoption of Ordinance No. 276 entitled: "LIMITING THE USE OF AUTOMATIC ALARM CALLING DEVICES TO BE EFFECTIVE THROUGH THE ENTIRE CITY OF STAMFORD" - (Proposed by Hawley Oefinger, Supt. of Communications in letter dated 7-26-73) - Approved for publication 9-10-73; published 9-14-73.

MR. MILLER said this meets with the unanimous approval of the Legislative and Rules Committee and HE MOVED for final adoption of the following Ordinance. Seconded and CARRIED unanimously:

ORDINANCE NO. 276 SUPPLEMENTAL

LIMITING THE USE OF AUTOMATIC ALARM CALLING DEVICES
TO BE EFFECTIVE THROUGH THE ENTIRE CITY OF STAMFORD

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

No person, except a public utility, engaged in the business of providing communications services and facilities shall use or operate, attempt to use or operate, or cause to be used or operated, or arrange, adjust, program or otherwise provide or install any device or combination of devices that will upon activation, either mechanically, electronically or by other automatic means, initiate an intrastate call and deliver a recorded message to any telephone number assigned to any agency of the City of Stamford by a public telephone company without prior approval of the appropriate city agency.

Henceforth, any person who desires to have a private secondary telephone line terminate at one location in any City of Stamford building shall submit an application in writing to the City of Stamford, Department of Communications. Such application shall contain specific provisions relating to false alarms and testing procedures.

The Department of Communications, in coordination with the Department Head concerned, shall receive, issue and control such applications.

It shall approve the application if it finds:

They are necessary to the proper and efficient handling of emergency calls to that specific agency.

The termination of such a telephone line shall constitute no hindrance to regular City activities.

In the event that the applicant is in the business of installing or selling or leasing said alarm systems, there shall be additional requirements as follows:

The applicant seeking the termination agrees that no messages will be telephoned on said lines except by an agent of his with access to customer files and the means to provide access to the premises.

The applicant seeking the termination maintain adequate equipment and workforce to repair, maintain and otherwise service alarms sold or leased by him.

Adequate procedures to test and prevent false alarms as determined by the Department Head concerned.

No person shall place any monitoring panels and annunciation or receiving equipment, other than private line telephones, as provided herein, in any City of Stamford building without prior approval of the appropriate City of Stamford agency and the Department of Communications.

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

- (8) Proposed Ordinance "REGARDING LIMITATION OF CAMPAIGN SPENDING FOR ELECTIVE OFFICE IN THE CITY OF STAMFORD" - (Brought up under suspension of the rules at the September 10, 1973 Board meeting and lost - needed a 2/3rd vote to suspend the rules -- Presented by Mrs. Marilyn Laitman (D) 20th District.)

The above item was held in Committee.

- (9) Letter dated 8-13-73 from John Kerpchar, Director, J. M. Wright Technical School, concerning fees established by the Board of Representatives for the use of Cubeta Stadium

The above matter was held in Committee.

- (10) Proposed Ordinance entitled: "PRESERVATION OF TREES AND NATURAL AREAS ALONG CITY STREETS" - (Re-submitted by Representative Frederick Lenz, 1st District) - NOTE: Brought up for final adoption 7-2-73 and LOST because it lacked the required number of votes to carry.

MR. MILLER said the Legislative & Rules Committee approved the publication of this Ordinance by unanimous vote and he SO MOVED. Mr. Lenz said the Public Works Committee concurs in approval and seconded the motion. CARRIED unanimously:

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PROPOSED ORDINANCEPRESERVATION OF TREES AND NATURAL AREAS ALONG CITY STREETS

BE IT ORDAINED BY THE CITY OF STAMFORD:

- (a) No construction, repairs, widening or other alteration or excavation and no storm or sanitary sewer, catch basin, curbing or culvert installation in or adjacent to public streets, highways, or areas within easements shall be released for bidding or carried out by City employees unless and until the design, plans and specifications therefore have been submitted to and approved by the Department of Parks if trees and/or shrubs are growing inside the area of the proposed contract or project or growing on public or private property within fifteen (15) feet of the limits of such contract or project. If approval by the Department of Parks is not forthcoming within thirty (30) days of such submission the design, plans and specifications shall be deemed approved within the scope of this ordinance.
- (b) Any contract or specifications for the aforementioned types of work shall include provision for the replacement by purchase and planting of any trees or shrubs whose removal was necessitated by the aforementioned construction or alteration and such replacement trees and/or shrubs shall be designated as to species and size by the Department of Parks and the cost of such replacement planting shall be included in the specifications as part of the contract or project.
- (c) This Ordinance shall take effect upon its adoption by the Board of Representatives of the City of Stamford.

PARKS & RECREATION COMMITTEE:

MR. RYBNICK MOVED for SUSPENSION OF THE RULES in order to bring the following matters on the floor. Seconded and CARRIED unanimously.

- (1) PETITION NO. 383 - For permission to place the CHRISTMAS KETTLES on City Streets, beginning Friday, November 16, 1973
(Requested by the Salvation Army in letter dated 9-24-73)

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

- (2) PETITION NO. 384 - For VETERANS' DAY CELEBRATION - Parade and Memorial Services on Sunday, November 11, 1973 (Services to start at 10:30 A.M. with Parade starting at 2:30 P.M.)
(Requested in letter dated 9-25-73 from Tony Pia, Chairman)

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

EDUCATION, WELFARE & GOVERNMENT COMMITTEE:

Concerning complaints about school buses

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MR. LIVINGSTON said he talked with Mr. Downer and between himself and Mr. Boccuzzi, they believe they have worked out the problem. He said he also received several calls from parents concerning the lateness of the buses and he was told by the Board of Education that in time the scheduling will be somewhat revised so that they can work this problem out.

PLANNING & ZONING COMMITTEE:

SALE OF CITY-OWNED PROPERTY

MR. RUSSELL said we are in receipt of an opinion from the Corporation Counsel, in answer to our request and it would appear that the Board of Finance does have to also act on the sale of City property and they are awaiting action by the Board of Finance first before recommending any action by this Board.

SPECIAL COMMITTEES:

URBAN RENEWAL COMMITTEE:

Letter dated Sept. 14, 1973 (received 9-17-73) from James B. Hibben, URC Director, concerning SOUTHEAST QUADRANT PROJECT NO. CONN. R-43 and suggested procedure for review and approval of redeveloper's plans

MR. ROOS said Urban Redevelopment did not meet, so he would like to hold this for next month.

NOVEMBER BOARD MEETING:

MR. EXNICIOS called the members attention to the fact that the November Board meeting falls on November 5th - the day before election day and suggested that the Board meeting be postponed to a later date. For the reason that November 12th happens to be Veterans' Day, it was decided to hold the meeting on TUESDAY, NOVEMBER 13, 1973.

NEW BUSINESS:

Poor Water Conditions in City

MR. RUSSELL called attention to the fact that the condition of the water supply is pretty bad and in some cases it is mahogany black. In cases where people were taking a shower or trying to wash clothes, it was an impossible situation. He said considering the fact that the Water Company has just been given a 20% raise this is adding insult to injury. He said he has been trying to develop a resolution that can be sent to the PUC, the Governor, etc., so that the Stamford Water Company can be forced to supply at least a reasonable supply of decent water for the people of the City of Stamford.

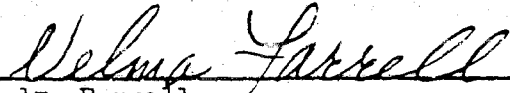
MR. HEINZER MOVED that Mr. Russell be empowered by this Board to write a letter expressing the sentiments of this Board. CARRIED.

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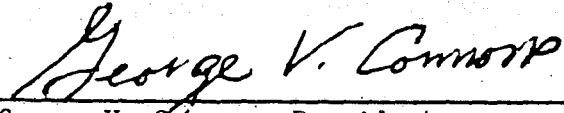
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ADJOURNMENT:

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


Velma Farrell
Administrative Assistant
(Recording Secretary)

APPROVED:


George V. Connors, President
12th Board of Representatives

Note: Above meeting broadcast over
Radio Station WSTC.