

13TH BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

A regular monthly meeting of the 13th Board of Representatives of the City of Stamford, Connecticut, was held Monday, August 5, 1974 in the Board's meeting room, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the President, Frederick E. Miller, Jr., at 9:00 P.M. after a Caucus by the respective parties.

INVOCATION was given by the Reverend Max Davies-Jones, St. Luke's Chapel.

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

CHECK OF THE VOTING MACHINE: A check of the voting machine was conducted and it appeared to be in good working order.

ROLL CALL:

Roll Call was taken by the Clerk, Mrs. Marilyn Laitman. At that time there were 35 members present and 5 absent. However, one member arrived about an hour later, making 36 present and 4 absent. The absent members were:

Robert Costello (D) 6th District
Theodore J. Boccuzzi (D) 9th District
Robert A. Crosby (R) 16th District
Richard Sainburg (R) 18th District

ACCEPTANCE OF MINUTES: July 1, 1974

MRS. FORMAN asked that the minutes be corrected on Page 10,139 to show that she did attend the meeting of the Fiscal Committee on June 25th.

MR. JOHN BOCCUZZI moved for the acceptance of the above minutes as corrected. The motion was seconded and CARRIED unanimously.

COMMITTEE APPOINTMENTS:

THE PRESIDENT appointed the following members to the ENVIRONMENTAL PROTECTION COMMITTEE, a 5-member special committee established by the Board at its July 1, 1974 meeting:

Lois Pont-Briant, Chairman
Richard Sainburg
Gerald Rybnick
Lynn Lowden
Thom Serrani

PAGES:

Anthony Martino, son of Board member Vincent Martino (D) 10th Dist., and Joey Cornelio, both students at Hart School.

COMMITTEE REPORTS

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

STEERING COMMITTEE REPORTMeeting held Monday, July 22, 1974

A meeting of the Steering Committee was held Monday, July 22, 1974 in the Democratic Caucus Room, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the Chairman and President of the Board, Frederick E. Miller, Jr., at 8 P.M. All members were present with the exception of Theodore Boccuzzi, Philip Gambino and Daniel Russbach. Also present was Alfred Perillo, Co-Chairman of the Public Works Committee.

The following matters on the tentative agenda, which is attached, were discussed and acted upon:

(1) Mayor's appointments

The five appointments listed on the tentative agenda were ORDERED ON THE AGENDA under APPOINTMENTS COMMITTEE.

(2) Appropriation items

The 13 additional appropriations as listed on the tentative agenda were ORDERED ON THE AGENDA under FISCAL COMMITTEE, with those over \$2,000 being referred to a secondary committee. Item #8 was referred to LEGISLATIVE & RULES COMMITTEE as well as PUBLIC WORKS COMMITTEE. It was noted that the transfer in Item #9 refers to funds in the budget for the 1973-1974 fiscal year.

(3) Legislative items

Of the ten matters on the tentative agenda, all were ORDERED ON THE AGENDA, with the exception of Item #7, under LEGISLATIVE & RULES COMMITTEE.

MR. BOCCUZZI MOVED that Item #7 not be on the August 5 agenda. Seconded and CARRIED.

MR. SERRANI reported there would be a public hearing on the Ordinance, "To Establish A Uniform Mill Rate For Taxation Of Motor Vehicles," at 8 P.M. on August 1 in the meeting room of the Board and urged all Board members to attend.

The Chairman read a letter dated July 22, 1974 from Representative William H. Flanagan, 19th District, requesting that the Steering Committee include in the call of the August 5 meeting the notice of his intent "to make a motion that the Board of Representatives rescind its affirmative vote to sustain the ruling of the Chair that was made at our June 3, 1974 meeting in regard to the vote required to appoint a 10th Charter Revision Commission and to change the minutes of that meeting to show that a 10th Charter Revision Commission was duly appointed at the June 3rd meeting."

MR. FLANAGAN MOVED that notice of his intent be ORDERED ON THE AGENDA for the August 5th meeting under LEGISLATIVE & RULES COMMITTEE. Seconded and CARRIED after considerable debate by a vote of 8 in favor and 7 opposed.

(4) Public Works matters

No items were ordered on the agenda under PUBLIC WORKS COMMITTEE.

STEERING COMMITTEE REPORT (cont'd.)

(5) Sewer concerns

No items were ordered on the agenda under SEWER COMMITTEE.

(6) Health and Protection items

The one item on the tentative agenda was ORDERED ON THE AGENDA under HEALTH & PROTECTION COMMITTEE.

(7) Park and Recreational concerns

The two items on the tentative agenda were ORDERED ON THE AGENDA under PARKS & RECREATION COMMITTEE. The item concerning the Recreation Fee Program was also referred to LEGISLATIVE & RULES COMMITTEE.

(8) Personnel and Education, Welfare and Government matters

No items were ordered on the agenda under PERSONNEL COMMITTEE or under EDUCATION, WELFARE & GOVERNMENT COMMITTEE.

(9) Planning and Zoning concerns

The five items listed on the tentative agenda were ORDERED ON THE AGENDA under PLANNING & ZONING COMMITTEE.

(10) Other matters

No items were ordered on the agenda under PUBLIC HOUSING & GENERAL RELOCATION COMMITTEE, URBAN RENEWAL COMMITTEE, HOUSE COMMITTEE, DRUG & ALCOHOL ABUSE COMMITTEE, COMMUNICATIONS FROM THE MAYOR, PETITIONS, RESOLUTIONS, COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS, OLD BUSINESS or NEW BUSINESS.

Communications listed on the tentative agenda were noted. It was suggested that the letter from Mr. Bromley be forwarded to the Chairman of PLANNING & ZONING COMMITTEE for his information as it concerns an item previously ordered on the agenda.

MRS. PONT-BRIANT announced that the new date for the dinner to honor Mrs. Farrell was August 7th.

MRS. LAITMAN MOVED that flowers be sent to Mrs. Farrell from the entire Board. Seconded and CARRIED unanimously.

The Chairman noted that new "no smoking" legislation has been enacted and referred the matter to LEGISLATIVE & RULES COMMITTEE for consideration.

The Chairman read a petition dated July 21, 1974 signed by Representatives Guroian, Russbach, Kelly, Walsh, Knapp, Ravallese, Morabito and Sandor asking for a special meeting of the Board in accordance with Judge Testo's recommendation regarding the Board of Ethics. The petition noted that only eight Representatives had signed it and invited two of the four members of the Board "who are most concerned with the outcome of the question presently before the Board of Ethics" to add their signatures so that the requirement of ten signatures would be met. The Chairman said he would leave the petition in the Board office. Mr. Flanagan noted that the

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STEERING COMMITTEE REPORT (cont'd.)

Charter states appointments can be acted on only at regular meetings and, therefore, a special meeting to confirm an appointment to the Board of Ethics would not be legal.

There being no further business to come before the Committee, on motion, duly seconded and CARRIED, the meeting was adjourned at 8:55 P.M.

FREDERICK E. MILLER, JR., Chairman

sf

APPOINTMENTS COMMITTEE

THE PRESIDENT said that in as much as he expects that at the beginning of the report of the Appointments Committee the name of a gentleman who has been nominated for the Board of Ethics will be presented, he feels compelled to make a few remarks. He said at his direction each member has received a copy of the Corporation Counsel's opinion of July 1, 1974 regarding voting on this matter. He said the Chair will rely on that opinion. He said he will not advise or order whether any member should abstain or vote on this appointment. He said appointments to the Board of Ethics are governed by the ordinance creating the Board of Ethics and that ordinance mandates that in order to be confirmed an appointee must have 2/3s of those present and voting, and the name can be submitted by the Mayor only once.

THE PRESIDENT continued by saying he saw no difficulty if there is a large number of abstentions as it is his ruling that for confirmation of this appointee all that is needed is 2/3s of those present and voting. He said he is making this ruling after consulting with the Corporation Counsel, Mr. Freedman; the Parliamentarian of the Board, Mr. Serrani; and Mr. Flanagan. He cited Section 43 of Robert's Rules of Order as his authority and cited as a precedent that part of the minutes of the meeting of this Board on December 4, 1967 which deals with a vote taken to fill a vacancy on the Board of Finance.

THE PRESIDENT said he does not wish to influence anyone's decision on whether or not to abstain or on whether or not to abstain secretly or publicly. He noted that the only way an abstention can be made publicly and recorded in the minutes is if it is announced before the vote is taken that a member will be abstaining.

MR. DIXON, reporting for the Appointments Committee, said the Committee met at 6:30 P.M. this evening, there being present Mrs. Forman, Mr. Tresser, Mr. Martino, Mr. Ravallesse and Mr. Dixon. Absent were Mr. Costello, Mr. DeRose, Mr. Crosby, and Mr. Theodore Boccuzzi.

MR. DIXON then presented the name of Allen Mall for confirmation to the Board of Ethics and moved that his confirmation be approved. Seconded.

At this point nine members asked that they be marked absent from the meeting for the voting on this appointment and they left the meeting room. They were the Messrs. ROSS, DeROSE, TRUGLIA, GUROIAN, RAVALLESE, KELLY, MARTINO, MORABITO, and GAMBINO.

Six more members announced they would be abstaining on the vote and they were the Messrs. RYBNICK, HOFFMAN, WALSH, ZIMBLER, PERILLO, and RUSSBACH.

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THE PRESIDENT announced that a quorum did still exist as there were 26 members on the floor. He said 20 of these members would be voting and an affirmative vote of 14 was required for confirmation of the appointment in question. The results of the voting follow:

BOARD OF ETHICSTerm Ending:

ALLEN MALL (D) DENIED
 18 Cascade Court VOTE: 7 yes
 (Replacing Maurice Buckley, 13 no
 whose term expired) 6 abstentions
 (Held in Committee 7/1/74)

6/30/77

Those who had absented themselves from the meeting for the vote on the above appointment now returned to the meeting and a ROLL CALL taken by the Clerk, Mrs. Marilyn Laitman, showed that there were 35 members present and 5 absent.

MR. DIXON then reported on the following appointments, the vote being recorded below:

PUBLIC WELFARE COMMISSIONTerm Ending:

JOSEPH RICHICHI (D) VOTE: 27 yes 12/1/76
 108 Cove Road 7 no
 (Replacing Walter Seely, 1 abstention
 whose term expired)
 (Held in Committee 7/1/74)

FAIR RENT COMMISSION

HERMAN TRAYLOR (D) VOTE: 22 yes 12/1/77
 101 Orange Street 13 no
 (Replacing William Martin,
 who resigned)

HUMAN RIGHTS COMMISSION

MELVIN STERN (D) HELD IN COMMITTEE 12/1/76
 144 Pond Road
 (Reappointment)
 (Third Submission)

DR. ANTHONY PLOMITALLO (D) VOTE: 27 yes 12/1/74
 44 Strawberry Hill Avenue 8 no
 (Replacing A. Lucas,
 who resigned)

FISCAL COMMITTEE

MRS. LAITMAN presented her Committee report. The Committee met on Wednesday, July 31, with the following members present: Mrs. Laitman, Chairman; Mr. Crosby, Mr. Davidoff, Mr. Exnicios, Mrs. Forman, Mr. Loughran, Mr. Livingston, and Mr. Rybnick. Absent were: Mr. Dixon and Mrs. Pont-Briant.

She reported on the following items:

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- (1) \$20,281.00 - MAYOR'S OFFICE - For a Development Coordinator for the 1974-1975 fiscal year for the Comprehensive Planning Assistance Program - Grant (Mayor's letter of 6/17/74) - Held in Committee 7/1/74

MRS. LAITMAN said the Development Coordinator would work under the direction of the Mayor performing responsible and varied administrative work in the areas of housing, renewal, planning and development. She said the grant from HUD would be \$17,000 and the City's cash contribution would be \$3,281. SHE MOVED for approval. Seconded by Mr. Livingston, who said the Education, Welfare & Government Committee concurs. CARRIED with two "no" votes.

- (2) \$230,569.00 - BOARD OF EDUCATION - Amount required to continue the SPECIAL MILK PROGRAM in the Stamford Schools - (Letter from Dr. Carpenter dated 5/30/74 - Held in Committee 7/1/74)

MRS. LAITMAN said the Fiscal Committee appointed a sub-committee to look into the milk program and she asked Mr. Davidoff to give their report.

MR. DAVIDOFF said the sub-committee met on Monday, July 29, with Mrs. Ellen Camhi, President of the Board of Education, to discuss in detail the 1974-1975 milk program to determine all possibilities to reduce the \$66,050.00 net cost of the program. The two alternatives discussed were to increase the price of milk or to decrease the overhead costs. He said discussion of increasing the price of the milk revealed that was not a feasible alternative. He said the second alternative was to reduce salaries connected with the program and their discussion revealed three possibilities which Mrs. Camhi agreed to look into. The three possibilities were: 1) to eliminate the Account Clerk by having her duties absorbed elsewhere in the administration; 2) to eliminate one truck driver; and 3) to eliminate the 34 aides. He said this final possibility would not affect the high schools which are presently using vending machines. He said they discussed with Mrs. Camhi the involvement of the students in the program in the elementary schools. He said after the discussion the sub-committee felt the appropriate action at this time would be to approve a portion of the above request so that the program could get started and wait to take action on the balance until a new system as discussed was established. He said the sub-committee recommends approval of \$70,000.00 at this time.

MRS. LAITMAN thanked Mr. Davidoff, Mr. Dixon and Mr. Crosby for their work and report and said the sub-committee will continue to work with the Board of Education on this program. SHE MOVED for approval of \$70,000 for 3 months, holding the balance of \$160,569.00 in Committee. Seconded by Mr. Livingston, who said the Education, Welfare & Government Committee concurs.

MR. GUROIAN asked if there were aides in the high schools and he was told there were none.

MR. RUSSBACH commended the establishment of the sub-committee, but said he was against the additional appropriation because the program does not pay for itself. He said the Board is pledged to limit additional appropriations and he feels it would be a bad precedent to approve this one particularly because built-in deficits are usually higher than anticipated.

MR. KNAPP asked how many aides (Milk Maids) are in the program.

MR. DAVIDOFF said they were told there are 34. A discussion followed on the number of aides presently scheduled for the program as Mr. Knapp had a letter from Mr. Lavach that indicated there are 43 aides.

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MRS. FORMAN said this request is being made at this time because the Cafeteria Program that was proposed in the 1974-1975 budget was denied.

MR. BOCCUZZI asked if the custodians were responsible for keeping the tables, floors, etc. clean.

MRS. LAITMAN said this is a source of dispute between the custodians and the Board of Education, and is in arbitration now. She said if it is determined that the custodians are responsible for this then there will be no need for the aides.

MR. GUROIAN said the report from Mr. Lavach said that the truck driver for the milk program is working concurrently on regular school business. He said he assumes the truck driver is getting paid twice and accused the Board of Education of poor accountability.

MR. DIXON said Mrs. Camhi was very cooperative and this Board ought to give her and the Board of Education a chance to work on the proposed alternatives.

MRS. PONT-BRIANT said the letter from Mr. Lavach was not submitted in time for review by the Fiscal Committee nor did Mr. Lavach appear before the Committee. She said there may be some items in that letter that are based on the projections made some time ago for the milk program. She noted that those projections did anticipate 43 aides but in fact the proposed program involves 34 aides.

After some discussion it was noted that approximately \$30,000 per month was spent for Milk Program expenses last year.

In response to a question, MRS. LAITMAN said that she would estimate that budget cuts for this year eliminated three aides from the program.

MR. KNAPP said that since there are unanswered questions he would MOVE this item back to Committee. Seconded.

MR. FLANAGAN requested a ROLL CALL VOTE. Sufficient members indicated their desire to have one.

THE PRESIDENT noted that Mr. Exnicios had arrived and there are now 36 members present.

The ROLL CALL VOTE on whether or not to put item #2 under Fiscal Committee back into Committee was taken and LOST by a vote of 11 yes to 25 "no" votes as follows:

THOSE VOTING IN FAVOR:

BLOIS, Julius (D)
EXNICIOS, Robert (R)
GUROIAN, Armen (D)
HOFFMAN, Leonard (R)
KNAPP, Warren (D)
MORABITO, Joseph (D)
RAVALLESE, George (D)
ROSS, Salvan (D)
RUSSBACH, Daniel (R)
SANDOR, John (D)
WALSH, Peter (D)

THOSE VOTING IN OPPOSITION:

BOCCUZZI, John (D)
CONNORS, George (D)
DAVIDOFF, Norman (D)
DeROSE, Joseph (D)
DIXON, Handy (D)
FLANAGAN, William (R)
FORMAN, Barbara (R)
GAMBINO, Philip (D)
KELLY, James (D)
LAITMAN, Marilyn (D)
LIVINGSTON, Jeremiah (D)
LOUGHRAN, Michael (D)

(cont'd.)

ROLL CALL VOTE (cont'd.)THOSE VOTING IN FAVOR:

(see previous page)

THOSE VOTING IN OPPOSITION:

LOWDEN, Lynn (D)
 MARTINO, Vincent (D)
 MAYNOR, Frederick (D)
 MILLER, Frederick (D)
 PERILLO, Alfred (D)
 PERKINS, Billie (R)
 PONT-BRIANT, Lois (R)
 ROSE, Matthew (D)
 RYBNICK, Gerald (D)
 SERRANI, Thom (D)
 TRESSER, Michael (R)
 TRUGLIA, Anthony (D)
 ZIMBLER, Kurt (R)

THE PRESIDENT said if there is no further discussion we would proceed to the main question.

MR. FLANAGAN requested a ROLL CALL VOTE and again a sufficient number of members supported this request.

MRS. LAITMAN repeated her MOTION which was to approve \$70,000 now and to hold in Committee \$160,569.00.

THE PRESIDENT noted that a 2/3s affirmative vote was required for passage.

The ROLL CALL VOTE was taken and CARRIED by a vote of 25 yes and 11 no votes as follows:

THOSE VOTING IN FAVOR:

BOCCUZZI, John (D)
 CONNORS, George (D)
 DAVIDOFF, Norman (D)
 DeROSE, Joseph (D)
 DIXON, Handy (D)
 FLANAGAN, William (R)
 FORMAN, Barbara (R)
 GAMBINO, Philip (D)
 KELLY, James (D)
 LAITMAN, Marilyn (D)
 LIVINGSTON, Jeremiah (D)
 LOUGHRAN, Michael (D)
 LOWDEN, Lynn (D)
 MARTINO, Vincent (D)
 MAYNOR, Frederick (D)
 MILLER, Frederick (D)
 PERILLO, Alfred (D)
 PERKINS, Billie (R)
 PONT-BRIANT, Lois (R)
 ROSE, Matthew (D)
 RYBNICK, Gerald (D)
 SERRANI, Thom (D)
 TRESSER, Michael (R)
 TRUGLIA, Anthony (D)
 ZIMBLER, Kurt (R)

THOSE VOTING IN OPPOSITION:

BLOIS, Julius (D)
 EXNICIOS, Robert (R)
 GUROIAN, Armen (D)
 HOFFMAN, Leonard (R)
 KNAPP, Warren (D)
 MORABITO, Joseph (D)
 RAVALLESE, George (D)
 ROSS, Salvan (D)
 RUSSBACH, Daniel (R)
 SANDOR, John (D)
 WALSH, Peter (D)

- (3) \$131,033.00 - RESOLUTION amending 1973-1974 Capital Projects Budget by adding above amount to the project entitled 'NEW CONSTRUCTION-CONVENTIONAL INCINERATOR' to be transferred from various accounts in the 1971-1972 and 1972-1973 Capital Projects Budgets
(Mayor's letter of 6/10/74 - Held in Committee 7/1/74)

MRS. LAITMAN said her Committee voted to hold this item in Committee pending an invitation to a representative of Purcell and Company to meet with the Fiscal Committee.

MR. GAMBINO said the Public Works Committee voted to recommend approval of this item by a vote of 6 to 0 and he SO MOVED. Seconded.

MR. LOUGHRAN said Fiscal Committee had voted to hold the item in Committee because they wanted further information regarding the additional architectural fees included in the requested appropriation.

In response to a question, MR. GAMBINO said the balance of the money is for work completed and services rendered to the City and was a justified request.

MR. BOCCUZZI MOVED TO AMEND the motion by approving \$64,971.23 and holding the remainder in Committee. Seconded.

MR. BOCCUZZI said the amount noted in his motion is to pay for services rendered to the City by the subcontractors and the amount to be held in Committee would be the architect's fees.

MR. EXNICIOS spoke against the motion because the Fiscal Committee has been asked to study this matter in depth and needs more time to do so.

THE PRESIDENT asked for a vote on the proposed amendment to the main motion and the amendment was ACCEPTED by a MACHINE VOTE of 19 yes and 16 no votes.

THE PRESIDENT said the motion is now amended and the question before the Board is to approve \$64,971.23 and to hold the balance of the requested appropriation in Committee. He noted a 2/3s affirmative vote was required for passage.

A MACHINE VOTE was taken and the motion was LOST with 19 yes and 16 no votes.

MR. BOCCUZZI said that the results of this vote have denied the money due for services rendered and have left in Committee the disputed architectural fees.

MR. RUSSBACH stated that he was on the prevailing side and he MOVED TO RECONSIDER the motion. Seconded.

THE PRESIDENT said that passage of a motion to reconsider requires an affirmative vote of the majority of those present and voting.

A VOTE was taken on the motion to reconsider and the motion CARRIED by a voice vote.

MR. RUSSBACH MOVED that the entire amount in item #3 be held in Committee. Seconded and CARRIED unanimously.

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- (4) \$232,157.47 - Amount needed to cover 2 years of a 3-year COLLECTIVE BARGAINING CONTRACT - BOARD OF EDUCATION CUSTODIANS AND MECHANICS - LOCAL 1083 (Letter from Dr. Carpenter dated 5/20/74 - Held in Committee 7/1/74)

MRS. LAITMAN said the Committee has received an opinion from the office of the Corporation Counsel stating that the Board can take action on this appropriation in spite of the pending court action. She said it is Mr. Boodman's opinion that "this litigation would not provide a reasonable basis for our Board to continue to hold up the funding of the contract." SHE MOVED for approval of the above request. Seconded by Mr. Russbach, who said the Personnel Committee concurs. CARRIED.

- (5) \$7,000.00 - POLICE DEPARTMENT - For Fiscal Year 1973-1974 for Code 530.1508 - Electric Power - Traffic Lights (Mayor's letter of 5/20/74)

MRS. LAITMAN said that even though the original request has been reduced by the Board of Finance, Mr. Oefinger said in his letter of May 9th that this amount will be sufficient for the remainder of the past fiscal year. SHE MOVED for approval. Seconded by Mr. Rose, who said the Health & Protection Committee concurs. CARRIED.

- (6) \$11,884.05 - DEPARTMENT OF PARKS AND NATURAL RESOURCES - Code 710.0101 - Salaries - To pay compensation for unused vacation days and one-half of unused sick leave for employee who retired 6/30/74 (Mayor's letter of 5/22/74)

MRS. LAITMAN said this is a lump sum payment due Mr. Connell upon his retirement. She said in 1970 regulations concerning unused sick and vacation time included in union contracts was extended to non-union personnel and the breakdown is on the covering letter that accompanied the request. She said Fiscal Committee is in favor of the appropriation since this is personnel policy, however, the Fiscal Committee, in accord with the Board of Finance, urges the Personnel Commission when they have their full complement of members to review these policies. SHE MOVED for approval. Seconded. Mr. Russbach said the Personnel Committee approved of the appropriation on a split vote and concurs with the Fiscal Committee in their recommendation to have this policy reviewed and standardized in order to eliminate arbitrary abuses of the system.

MR. HOFFMAN said he would speak in opposition to the request, because it is time to stop wasting taxpayers' money and not because it involves Mr. Ed Connell, who has served the City and the Park Department very well for the past many years. He said vacation time should be used by each employee to give him the opportunity to get away from his routine and return with a new prospective. He said employees other than governmental employees are seldom, if ever, allowed to accrue large amounts of vacation time nor do they receive compensation for unused sick leave. He said civil service employees have more benefits and security than do the taxpayers who are paying the City's bills. He said this request is unwarranted in that much of the vacation time and sick leave was, at the time when the employee was earning a lower salary than he was at the time of his retirement. He said no contract should ever be approved by this Board authorizing pay for unused sick leave. He urged the members to vote no for fiscal responsibility.

MR. ZIMBLER said he was also opposed to this request and noted that the amount the Board is being requested to approve as an added benefit for an employee is more than most taxpayers earn in a whole year.

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MRS. FORMAN noted that some valid points have been made, but suggested that any change in the present policy would have to be made to the contracts, for the union employees when they are presented to the Board for approval.

MR. BOCCUZZI said this has been the policy and is a legal request. He said he does not like the way the City does it but said until the contracts and/or policies are changed, appropriations of this nature must be approved.

MR. DAVIDOFF said Mr. Connell has given 25 to 30 years to this City, and it would be unfair to him not to approve this request at this time.

MRS. PONT-BRIANT said she agrees with some of the points made by those in opposition, but said the Board is stuck with the personnel policy established at the January 26, 1970 meeting of the Personnel Commission. She suggested the Personnel Commission be asked to change the system, but until that is done she is in favor of this appropriation.

MR. EXNICIOS said he is in favor of this request because the employee is deserving of this benefit, and because the precedent has been set. He suggested a "sense of the Board" resolution noting the Board's opposition to this kind of request in the future.

MR. LOUGHRAN said this individual has operated under an understanding of what his fringe benefits were over the years, and it would not be fair to him to change the policy actively. He also noted that Mr. Barker said the current Personnel Commission agrees with this policy.

MR. KNAPP asked if it is legal for the Personnel Commission to bind the taxpayers with this kind of obligation.

MRS. LAITMAN said the Personnel Commission establishes personnel policy and noted the policy was established by a unanimous vote at the 1970 meeting. She said it was not a contractual obligation but an obligation because of a ruling from the Personnel Commission.

MR. KNAPP suggested the Law Department be requested to give this Board an opinion as to whether or not the City is legally obligated by this Personnel Commission ruling.

THE PRESIDENT said he would authorize the Chairman of the Fiscal Committee or the Personnel Committee to formalize the questions and request an opinion from the Law Department.

MR. KNAPP asked if either Committee of the Board checked the records to see if the employee were entitled to the time being requested.

MRS. LAITMAN said all the available records were reviewed.

MR. FLANAGAN said he would agree that the rules should be changed regarding the amount of vacation time that can be accrued. He noted that Mr. Connell could have stopped working well before the time for his mandatory retirement time and received pay for the accrued sick and vacation time.

MR. HOFFMAN said that no one has made any allegation that anyone is cheating as far as the records are concerned. He said the objections are based on the fact that the taxpayers can not afford to give its employees this kind of fringe benefits.

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MR. GAMBINO MOVED THE QUESTION. Seconded and CARRIED.

The vote was taken on the motion to approve item #6 and CARRIED with some no votes.

MRS. PONT-BRIANT MOVED that it be the sense of this Board that in the future, requests to make appropriations to compensate non-contractual employees for unused vacation time and sick leave, will not be approved unless itemized and detailed data approved and sanctioned by the Personnel Director is furnished to the proper committees of this Board. Seconded and CARRIED.

- (7) \$54,123.00 - BOARD OF EDUCATION - To cover the additional costs of fuel, oil, gas and electricity for fiscal year 1973-1974 due to rising costs (Letter from Dr. Carpenter dated 6/18/74)

MRS. LAITMAN said that despite an on-going fuel conservation program and deletion of other budgetary items, the Board of Education has submitted bills showing the need for additional monies for fuel, oil, gas and electricity. SHE MOVED for approval. Seconded by Mr. Livingston, who said the Education, Welfare and Government Committee concurs.

A MACHINE VOTE was taken and the motion was LOST with 16 yes and 14 no votes.

- (8) \$38,500.00 - DEPARTMENT OF PUBLIC WORKS - Code 624.0624 - Contract Garbage & Refuse Collection - For a contract with a private garbage contractor beginning August 1, 1974 through June 30, 1975 for collection of garbage in recently-sewered areas (Mayor's letter of 6/10/74)

MRS. LAITMAN said the Fiscal Committee met to consider this item with the Commissioner of Public Works, Mr. O'Brien; Deputy Commissioner, Mr. Canavan; Mr. Kitlas, Mr. Soldano, Mr. Ragana of the Teamsters Union, Mr. Bennett and his associate Mr. Vine, who represent the Private Refuse Collectors. She said after considering all the information the Committee voted to recommend approval by a vote of 4 yes, 3 no and 1 abstention. SHE MOVED for approval. Seconded by Mr. Serrani and Mr. Gambino, who said their respective Committees concurred.

MR. MORABITO said he has some reservations as they are having some trouble with private refuse collectors in his district.

MR. TRUGLIA said he felt the basic concept was good, but he wanted reassurances that no City employees would be transferred or lose their jobs if this appropriation were approved.

MRS. LAITMAN said no one will lose his job and noted that the area that would be affected by this contract is an area that had private garbage collection last fiscal year.

MR. LOUGHRAN said he was one of the Fiscal Committee members who voted that the item be held in Committee as he felt the implications have not been fully explored. He said he wants the record to show that he will abstain on the vote.

MR. DAVIDOFF MOVED THE QUESTION. Seconded and LOST on a MACHINE VOTE with 18 yes and 17 no votes as the motion required an affirmative vote of 2/3s of those present and voting.

MR. RUSSBACH said he was in favor of the appropriation as it would provide some healthy competition.

In response to a question, MRS. LAITMAN said in addition to providing garbage collection for the area in question at a reduced cost to the City, the approval of the money for the contract will also serve as a deterrent to putting the private collectors in the City out of business.

MRS. FORMAN said she has not had time to review the contract thoroughly and MOVED that item #8 be put back in Committee. Seconded.

MR. GAMBINO said he would oppose putting the item back in Committee. He noted the contract would be for only one year and would provide time for the City to reorganize its own collection department which will eventually benefit all taxpayers.

MR. LIVINGSTON, MR. EXNICIOS, MRS. PONT-BRIANT, and MR. SERRANI all said they oppose putting this item back into Committee as any delay will cost the taxpayers more money.

The motion to return this item to Committee was withdrawn by Mrs. Forman and the seconder.

MR. BLOIS asked if money were appropriated in the 1974-1975 budget to cover garbage collection in the area in question.

MR. GAMBINO said that according to the information he received from the Commissioner of Public Works money for collection in this area was not appropriated.

MR. BOCCUZZI noted that if the City wants to add additional stops to the private collection schedule, additional money would have to be sought through the Board of Finance and this Board.

MR. DAVIDOFF MOVED THE QUESTION. Seconded and CARRIED.

The VOTE was taken on the motion to approve \$38,500.00 to implement a contract with a private garbage collector and was CARRIED with no opposing votes and with the following three members abstaining:

MRS. BARBARA FORMAN (R)
MR. MICHAEL LOUGHRAN (D)
MR. GERALD RYBNICK (D)

- (9) \$10,000.00 - TRANSFER from Code 998.0000 - SUNDRIES - to Code 112.1107 - TOWN CLERK - MAINTENANCE OF INDICES (Letter from Dr. Montgomery dated 6/18/74)

MRS. LAITMAN said these funds involve a transfer from last year's Sundries account to Code 112.1107 - Maintenance of Indices - and will allow the Town Clerk sufficient funds to complete an ongoing three-year project. She said it should be noted that this is money that was encumbered from last year's Sundries account, SHE MOVED for approval. Seconded by Mr. Livingston, who said the Education, Welfare and Government Committee concurs. CARRIED.

- (10) \$77,000.00 - RESOLUTION amending the 1974-1975 Capital Projects Budget by adding to the Westhill High School Account the above sum to be TRANSFERRED from the Stillmeadow School Account (Mayor's letters of 6/28/74 and 7/10/74)

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MRS. LAITMAN said this appropriation involves a transfer amending the 1974-1975 Capital Projects Budget by transferring \$77,000 from the Stillmeadow Account to the Westhill High School Account for the purpose of constructing tennis courts. She said the project has been endorsed by the Parks Committee, the Board of Recreation, the Planning Board, the Board of Finance and the National Junior Tennis League of Stamford. She said her Committee received a breakdown of the remaining funds in the Stillmeadow Account and sufficient funds for playground equipment and cafeteria equipment will still be available after this transfer. SHE MOVED for approval of the following resolution. Seconded by Mr. Blois, who said the Parks & Recreation Committee concurs. Mr. Livingston said the Education, Welfare and Government Committee also concurs.

RESOLUTION NO. 956

AMENDING THE 1974-1975 CAPITAL PROJECTS BUDGET BY ADDING
TO THE WESTHILL HIGH SCHOOL ACCOUNT THE SUM OF \$77,000.00
TO BE TRANSFERRED FROM THE STILLMEADOW SCHOOL ACCOUNT

BE AND IT IS HEREBY RESOLVED THAT the Board of Representatives of the City of Stamford, in accordance with provisions of the Stamford Charter, approve an amendment to the 1974-1975 Capital Projects Budget by adding the sum of \$77,000.00 to the Westhill High School Account for the purpose of constructing Tennis Courts at said school, to be financed by transferring said amount from the Stillmeadow School Account.

MR. GUROIAN said he would speak against this item because the taxpayer should not be asked to spend \$77,000 for a luxury item at a time when the average family can hardly cope with the increases in the cost of living. He said tennis players are a select group when viewed in the total picture and if they must have these courts then it must not be at the expense of the majority of the homeowners who do not engage in the sport of tennis, nor at the expense of the average taxpayers who are cutting back in every conceivable manner in order to be able to remain in this City. He suggested the tennis enthusiasts conduct a public drive to raise the money for these courts if they are needed. He said if these are surplus funds the money should be turned back to the general fund.

MR. TRUGLIA said he was concerned there was \$77,000 left in an account for a school that has been fully operational for two years.

MRS. LAITMAN said as of July 1, 1974 the total in the Stillmeadow Account was \$124,034.80 of which \$45,000 has been reserved for the cafeteria equipment and \$2,000 for playground equipment leaving a net balance of \$77,034.80. She said funds remain in Capital Projects Budget accounts indefinitely and do not revert to the general fund when the project is completed. She said if the transfer is denied the money can be used as the administrators of the Stillmeadow School account see fit.

Discussion on this item continued with Reps. LOUGHRAN, BLOIS, FORMAN, FLANAGAN, MARTINO and DAVIDOFF speaking in favor and Reps. KNAPP and HOFFMAN questioning using Capital Projects Budget money designated for educational purposes for tennis courts.

MRS. PONT-BRIANT noted the possibility of recovering some of the funds used to build the tennis courts from the State via a grant as was the case when some other educational facilities were constructed.

MR. DIXON MOVED THE QUESTION. Seconded and CARRIED.

MR. ZIMBLER requested a ROLL CALL VOTE and a sufficient number of members supported this request.

THE PRESIDENT noted that a 2/3s vote was required for passage and said his ruling was based on an opinion of February 8, 1974 issued by Mr. Freedman and written by Deputy Corporation Counsel Barry Boodman, which reaffirms an opinion of March 21, 1972 by Corporation Counsel J. Robert Bromley.

The following ROLL CALL VOTE was taken on item #10 under the Fiscal Committee and CARRIED by a vote of 27 yes, 8 no and 1 abstention:

THOSE VOTING IN FAVOR:

BLOIS, Julius (D)
BOCCUZZI, John (D)
CONNORS, George (D)
DAVIDOFF, Norman (D)
DeROSE, Joseph (D)
DIXON, Handy (D)
EKNICIOS, Robert (R)
FLANAGAN, William (R)
FORMAN, Barbara (R)
GAMBINO, Philip (D)
LATTMAN, Marilyn (D)
LIVINGSTON, Jeremiah (D)
LOUGHRAN, Michael (D)
LOWDEN, Lynn (D)
MARTINO, Vincent (D)
MAYNOR, Frederick (D)
MILLER, Frederick (D)
PERILLO, Alfred (D)
PERKINS, Billie (R)
PONT-BRIANT, Lois (R)
ROSE, Matthew (D)
RYBNICK, Gerald (D)
SERRANI, Thom (D)
TRESSER, Michael (R)
TRUGLIA, Anthony (D)
WALSH, Peter (D)
ZIMBLER, Kurt (R)

THOSE VOTING IN OPPOSITION:

GUROIAN, Armen (D)
HOFFMAN, Leonard (R)
KELLY, James (D)
KNAPP, Warren (D)
MORABITO, Joseph (D)
RAVALLESE, George (D)
ROSS, Galvan (D)
SANDOR, John (D)

ABSTENTION:

RUSSBACH, Daniel (R)

MR. SERRANI MOVED to adjourn the meeting until next Monday at which time the remainder of the Agenda will be considered. Seconded.

A ROLL CALL VOTE was requested and a sufficient number of members supported the request.

The following ROLL CALL VOTE was taken on the motion to adjourn and LOST by a vote of 12 yes, 23 no and 1 abstention:

THOSE VOTING IN FAVOR:

BLOIS, Julius (D)
CONNORS, George (D)
DeROSE, Joseph (D)

THOSE VOTING IN OPPOSITION:

BOCCUZZI, John (D)
DAVIDOFF, Norman (D)
EXNICIOS, Robert (R)

(cont'd.)

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ROLL CALL VOTE - (cont'd.)THOSE VOTING IN FAVOR:

DIXON, Handy (D)
 GAMBINO, Philip (D)
 LIVINGSTON, Jeremiah, (D)
 LOUGHRAN, Michael (D)
 MARTINO, Vincent (D)
 MAYNOR, Frederick (D)
 RYBNICK, Gerald (D)
 SERRANI, Thom (D)
 TRUGLIA, Anthony (D)

THOSE VOTING IN OPPOSITION:

FIANAGAN, William (R)
 FORMAN, Barbara (R)
 GUROIAN, Armen (D)
 HOFFMAN, Leonard (R)
 KELLY, James (D)
 KNAPP, Warren (D)
 LAITMAN, Marilyn (D)
 MILLER, Frederick (D)
 MORABITO, Joseph (D)
 PERILLO, Alfred (D)
 PERKINS, Billie (R)
 PONT-BRIANT, Lois (R)
 RAVALLESE, George (D)
 ROSE, Matthew (D)
 ROSS, Salvan (D)
 RUSSBACH, Daniel (R)
 SANDOR, John (D)
 TRESSER, Michael (R)
 WALSH, Peter (D)
 ZIMBLER, Kurt (R)

ABSTENTION:

LOWDEN, Lynn (D)

- (11) \$3,600.00 - TAX COLLECTOR - Code 146.0102 - Part-time Help
 (Mayor's letter of 7/3/74)

MRS. LAITMAN said that since Mr. Ranhosky has unexpectedly returned to work today, there is no need for funds to hire part-time replacement and the item will be held in Committee. Mr. Russbach said the Personnel Committee concurs.

- (12) \$6,900.00 - COMMISSIONER OF FINANCE - Code 114.0901 - Professional Services - Needed to accept a proposal by Ernst & Ernst to design and install a computerized capital encumbrance system
 (Mayor's letter of 7/5/74)

MRS. LAITMAN said this appropriation would fund the design and installation of a computerized capital encumbrance system and her Committee is satisfied that this system would result in a savings far in excess of its cost. SHE MOVED for approval. Seconded by Mr. Livingston, who said the Education, Welfare & Government Committee concurs.

In response to questions, MRS. LAITMAN said one clerk in the Board of ^{Education} Finance will be eliminated and the work will be done by the existing staff within the Data Processing Department. 8/23/74

MRS. LAITMAN said Ernst & Ernst were selected to design the system because of their familiarity with the City's procedures.

Following continued discussion, MR. DAVIDOFF MOVED THE QUESTION. Seconded and CARRIED.

The VOTE was taken on item #12 and CARRIED by a voice vote.

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- (13) \$490,377.00 - RESOLUTION CONCERNING AUTHORIZATION FOR FILING OF AN APPLICATION FOR STATE ASSISTANCE IN AN AMOUNT NOT TO EXCEED \$490,377.00 TO ENABLE WAIVER OF PAYMENT IN LIEU OF TAXES -
To make social services possible in State moderate rental projects: Oak Park, William C. Ward Homes, Vidal Court and Lawnhill Terrace (Mayor's letter of 7/12/74)

MRS. LAITMAN said this is a grant from DCA and the Board is being asked to approve a standard DCA resolution allowing the City to apply for \$490,377.00 under the payment in lieu of taxes program (PILOT). SHE MOVED for approval of the following resolution. Seconded by Mr. Dixon, who said the Public Housing & General Relocation Committee concurs. CARRIED.

RESOLUTION NO. 957

CONCERNING AUTHORIZATION FOR FILING OF AN APPLICATION FOR STATE ASSISTANCE IN AN AMOUNT NOT TO EXCEED \$490,377.00 TO ENABLE WAIVER OF PAYMENT IN LIEU OF TAXES, MAKING SOCIAL SERVICE PROGRAMS POSSIBLE IN STATE MODERATE RENTAL PROJECTS, (Oak Park MR-6, William C. Ward Homes MR-33, Vidal Court MR-55, Lawnhill Terrace MR-68)

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

WHEREAS, it is desirable and in the public interest that the City of Stamford make application to the State for financial assistance under Section 8-216 of the General Statutes in order to undertake a program of Payment-In-Lieu-Of-Taxes and to execute an Assistance Agreement therefore;

NOW, THEREFORE, BE IT RESOLVED BY THE Board of Representatives:

1. That it is cognizant of the conditions and prerequisites for State Assistance imposed by Chapters 128, 129, 130 and 133 of the Connecticut General Statutes, especially the requirement of Section 8-207 of the Connecticut General Statutes, as amended.
2. That the filing of an application by the City of Stamford in an amount not to exceed \$490,377 is hereby approved, and that the Mayor is hereby authorized and directed to execute and file such application with the Commissioner of Community Affairs, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered, to execute any amendments, redactions, and revisions thereto, and to act as the authorized representative of the City of Stamford.
3. That in consideration of said Assistance Agreement, applicant does hereby waive any payments in lieu of taxes by the Housing Authority to the municipality under the provisions of Section 8-71 of the Connecticut General Statutes.

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LEGISLATIVE & RULES COMMITTEE

MR. SERRANI, Chairman, said the Committee met for seven hours on August 1, 1974 and present were Reps. Davidoff, Maynor, Pont-Briant, Perkins, Walsh, Serrani, and Flanagan. Absent were Reps. Morabito and Sainburg.

- (1) Final Adoption of Ordinance: "TO ESTABLISH A UNIFORM MILL RATE FOR TAXATION OF MOTOR VEHICLES" - (Approved for publication 7/1/74; published 7/6/74)

MR. SERRANI said this item was held in Committee because the State Enabling Act on which this ordinance is based will not become effective until October 1, 1974. He said there was a public hearing on the ordinance on August 1, 1974, and the comments made at that time will be reviewed by the Committee.

- (2) REVISED FEE SCHEDULE FOR HEALTH DEPARTMENT - (Held in Committee 5/6/74, 6/3/74, and 7/1/74)

MR. SERRANI said the Committee voted to hold this item in Committee. Mr. Rose said the Health & Protection Committee concurs.

THE PRESIDENT said that before the next item is put before the Board for consideration he would like to remind the members that a vote of 2/3s of the members present is required to adopt changes to the Rules of Order of the Board. He requested that the Chairman of Legislative & Rules Committee present affirmative motions to the Board so as not to complicate the voting.

- (3) Proposed CHANGES in the RULES OF ORDER OF THE 13TH BOARD OF REPRESENTATIVES OF THE CITY OF STAMFORD - (Held in Committee 7/1/74)

(A) Section 1 under title COMMITTEES shall read:

1. There shall be the following Standing Committees:
(i) Personnel-----7 members

Proposed to increase the size of the Personnel Committee from 5 to 7 members submitted by Daniel Russbach, (R), 17th Dist., in letter dated 6/17/74.

MR. SERRANI said the Committee voted to recommend denial of this item by a vote of 5 to 2. HE MOVED for approval of the change with the understanding that the Legislative & Rules Committee recommends denial. Seconded.

MR. RUSSBACH said he had requested the increase in the size of his Committee because of the fact that very shortly eight or nine labor contracts will be presented to the Board and they will probably be submitted at approximately the same time. He said in as much as the Board has only 30 days to make a recommendation on the contracts he felt the Personnel Committee ought to have more members to do the research required for the Personnel Committee to evaluate the contracts and make recommendations to the full Board. He said the increase in the size of the Committee will insure proper evaluation of the contracts and will result in saving the taxpayers' money.

MR. WALSH and MR. DAVIDOFF spoke in favor of enlarging the Personnel Committee.

In response to a question, MR. SERRANI, said the Committee voted to recommend denial with the understanding that the request to enlarge the Committee was made

so that a certain personality would be made a member of the Committee and his Committee felt this was not a proper reason for increasing the size of the Committee.

MRS. PONT-BRIANT said it was her opinion that most members of the Board have enough Committee meetings to attend and noted that if the Chairman of the Personnel Committee is having trouble getting a quorum for his meetings it should be reported to the President. She also noted that all members are free to attend any Committee meeting and should do so when they have expertise in the matter under consideration.

MR. MORABITO said some members of the Board are only on one or two Committees and would have time to attend an additional meeting.

MR. DeROSE requested a ROLL CALL VOTE and a sufficient number of members supported his request.

The following ROLL CALL VOTE on the motion to increase the size of the Personnel Committee was taken and LOST by a vote of 15 yes and 20 no votes:

THOSE VOTING IN FAVOR:

BLOIS, Julius (D)
DAVIDOFF, Norman (D)
GUROIAN, Armen (D)
HOFFMAN, Leonard (R)
KELLY, James (D)
KNAPP, Warren (D)
MORABITO, Joseph (D)
PERILLO, Alfred (D)
RAVALLESE, George (D)
ROSS, Salvan (D)
RUSSBACH, Daniel (R)
RYBNICK, Gerald (D)
SANDOR, John (D)
WALSH, Peter (D)
ZIMBLER, Kurt (R)

THOSE VOTING IN OPPOSITION:

BOCCUZZI, John (D)
DeROSE, Joseph (D)
DIXON, Handy (D)
EXNICIOS, Robert (R)
FLANAGAN, William (R)
FORMAN, Barbara (R)
GAMBINO, Philip (D)
LAITMAN, Marilyn (D)
LIVINGSTON, Jeremiah (D)
LOUGHRAN, Michael (D)
LOWDEN, Lynn (D)
MARTINO, Vincent (D)
MAYNOR, Frederick (D)
MILLER, Frederick (D)
PERKINS, Billie (R)
PONT-BRIANT, Lois (R)
ROSE, Matthew (D)
SERRANI, Thom (D)
TRESSER, Michael (R)
TRUGLIA, Anthony (D)

(3) (B) Addition of a new section, Section 5, under title VOTING, which shall read:

5. Votes on all motions for appropriations shall be taken by machine vote. Any member desiring a roll call vote must have the approval of 1/5 of the members present. In the event of mechanical failure, the President shall take the vote in the following manner: those in the affirmative shall raise their hands until counted and afterwards, those in the negative shall vote by rising from their seats if requested.

Proposal to change the manner of voting on appropriations submitted by Salvan Ross, Jr. (D), 15th Dist., in a letter dated 6/17/74.

MR. SERRANI said the Committee in a 5 to 2 vote recommends denial of this item and with that understanding HE MOVED for approval. Seconded.

MR. ROSS said the adoption of this change will make all members more accountable and will speed up the meeting.

In response to a question, MR. SERRANI said the Committee recommended denial because they thought it would take too much time to vote on all appropriation requests by machine.

MR. SANDOR requested a ROLL CALL VOTE and a sufficient number of members supported this request.

Discussion continued with Reps. PONT-BRIANT, LAITMAN and DAVIDOFF speaking against the motion as they felt machine votes do not add to the accountability of the members. Speaking in favor of the motion were Reps. HOFFMAN, MORABITO, SERRANI and KNAPP, who said machine votes would be the first step toward accountability.

The following ROLL CALL VOTE was taken on the motion to approve the proposed change in the manner of voting on appropriations and LOST by a vote of 16 yes and 19 no votes:

THOSE VOTING IN FAVOR:

BLOIS, Julius (D)
GUROIAN, Armen (D)
HOFFMAN, Leonard (R)
KELLY, James (D)
KNAPP, Warren (D)
LOWDEN, Lynn (D)
MORABITO, Joseph (D)
PERILLO, Alfred (D)
RAVALLESE, George (D)
ROSS, Salvan (D)
RUSSBACH, Daniel (R)
RYBNICK, Gerald (D)
SANDOR, John (D)
SERRANI, Thom (D)
WALSH, Peter (D)
ZIMBLER, Kurt (R)

THOSE VOTING IN OPPOSITION:

BOCCUZZI, John (D)
DAVIDOFF, Norman (D)
DeROSE, Joseph (D)
DIXON, Handy (D)
EXNICIOS, Robert (R)
FLANAGAN, William (R)
FORMAN, Barbara (R)
GAMBINO, Philip (D)
LAITMAN, Marilyn (D)
LIVINGSTON, Jeremiah (D)
LOUGHRAN, Michael (D)
MARTINO, Vincent (D)
MAYNOR, Frederick (D)
MILLER, Frederick (D)
PERKINS, Billie (R)
PONT-BRIANT, Lois (R)
ROSE, Matthew (D)
TRESSER, Michael (R)
TRUGLIA, Anthony (D)

(3) - (C) Section 4 under title VOTING shall read:

4. In all elections or appointments by the Board and on any questions to approve an appointment to any Board or position submitted by the Mayor, the voting shall be by open ballot,....

Proposed to change from secret ballot to open ballot submitted by Mrs. Marilyn Laitman, 20th Dist., in letter dated 6/11/74.

MR. SERRANI said his Committee recommended approval of this item because it would increase the members' accountability and he so MOVED. Seconded.

MRS. LAITMAN said adoption of this change will increase the accountability of every member and in as much as each representative owes it to his constituents to let it be known how he voted she urged passage of the motion. She discounted the

arguments against the motion that the results would be poor candidates and undue political pressures on the representatives. She requested a ROLL CALL VOTE and a sufficient number supported her request.

MR. RAVALLESE said he was opposed to this change and noted that he has no reservations about speaking in the open now when he is for or against a candidate.

MR. GUROIAN spoke against the change and noted that he finds Rep. Laitman's proposal the epitome of inconsistency on her part as she, being Chairman of the Fiscal Committee, has implemented secrecy by closing the door to the media and the public when her Committee held departmental budget hearings on vital and crucial matters. He said the reasons for recommending approval or denial of an appointment are made known to all the members by the Appointments Committee. He said Rep. Laitman has never spoken against confirmation of a candidate and he attributed this to her exercise of discretion or her lack of courage. He said nothing prevents a member from speaking for or against an appointment but self-imposed limitations. He said the open ballot would expose the members of this Board to pressure, intimidation and coercion by pressure groups. He said open voting would not make the representatives more accountable to the public. He said those with courage have let their constituents know where they stand on all issues. He said the open ballot would destroy those who cannot cope with the pressure from the party strongmen and the pressure groups.

MR. HOFFMAN spoke against this item. He said it is a fact of life that many appointments are political appointments and in as much as Stamford is a small town politically and it behooves the members of this Board to vote for appointments from their party and they would be forced to do so if there were open voting, whether or not the candidate was qualified. He said he feels there are some people on this Board who could not stand the pressure of voting their own conscience, and the people of this City will be served better if the secret ballot is continued.

MR. EXNICIOS said he hopes that all members vote for candidates because of their qualifications and not because of their political affiliation. He said he advocates that members talk less and vote in public.

MR. SERRANI said he will not be pressured and feels that all members should be open and accountable to the public.

The discussion continued with Reps. MORABITO, WALSH and ZIMBLER speaking in opposition and Reps. FORMAN, PERKINS and LOUGHRAN speaking in favor.

MR. GAMBINO MOVED THE QUESTION. Seconded and CARRIED.

The following ROLL CALL VOTE was taken on the motion to approve the proposed change from secret to open balloting on appointments and LOST by a vote of 16 yes, 19 no votes, and 1 abstention:

THOSE VOTING IN FAVOR:

DAVIDOFF, Norman (D)
DeROSE, Joseph (D)
DIXON, Handy (D)
EXNICIOS, Robert (R)
FLANAGAN, William (R)
FORMAN, Barbara (R)

THOSE VOTING IN OPPOSITION:

BLOIS, Julius (D)
BOCCUZZI, John (D)
CONNORS, George (D)
GAMBINO, Philip (D)
GUROIAN, Armen (D)
HOFFMAN, Leonard (R)

(cont'd.)

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ROLL CALL VOTE - (cont'd.)THOSE VOTING IN FAVOR:

LAITMAN, Marilyn (D)
 LOUGHRAN, Michael (D)
 LOWDEN, Lynn (D)
 MAYNOR, Frederick (D)
 MILLER, Frederick (D)
 PERKINS, Billie (R)
 PONT-BRIANT, Lois (R)
 ROSE, Matthew (D)
 SERRANI, Thom (D)
 TRESSER, Michael (R)

THOSE VOTING IN OPPOSITION:

KELLY, James (D)
 KNAPP, Warren (D)
 MARTINO, Vincent (D)
 MORABITO, Joseph (D)
 PERILLO, Alfred (D)
 RAVALLESE, George (D)
 ROSS, Salvan (D)
 RUSSBACH, Daniel (R)
 RYBNICK, Gerald (D)
 SANDOR, John (D)
 TRUGLIA, Anthony (D)
 WALSH, Peter (D)
 ZIMBLER, Kurt (R)

ABSTENTION:

LIVINGSTON, Jeremiah (D)

- (4) Proposed Ordinance entitled: "CONCERNING EXCHANGE OF EASEMENTS BETWEEN THE CITY OF STAMFORD AND SHIRLEY A. WALTER AND F. RICHARD WALTER - Necessary for use and and maintenance of highway purposes on Dartley Street Extension-
 (Mayor's letter of 6/4/74 - Held in Committee 7/1/74)

MR. SERRANI said this item has been withdrawn by the attorney representing the concerned parties.

- (5) Proposed CHANGE IN DATE FOR EXPIRATION OF TERMS OF 3 MEMBERS OF URBAN RE-DEVELOPMENT COMMISSION - URC members' terms expire on August 7 as per RESOLUTION NO. 305 adopted on August 3, 1959. The appointment of Norman Gluss was approved 6/3/74 with term ending August 1, 1975, and the appointments of Robert Bermester and Anthony Boccuzzi were approved on 9/10/73 with terms ending August 1 of 1976 and 1978, respectively. (Mayor's letter of 6/14/74)

MR. SERRANI said his Committee voted to recommend adoption of the following resolution to correct the minutes of 6/3/74 and 9/10/73 and he so MOVED. Seconded. He noted this was a technical change and in no way extends the terms of members of URC.

In response to a question MR. FLANAGAN said the completion of the URC project will depend on the availability of funds. He said relocation is still a problem but estimated that the City's part of the redevelopment program would be completed in about two years.

The VOTE was taken on the proposed Resolution No. 958 and CARRIED unanimously.

RESOLUTION NO. 958

TO CORRECT THE MINUTES OF MEETINGS OF THE BOARD OF REPRESENTATIVES HELD JUNE 3, 1974 AND SEPTEMBER 10, 1973 REGARDING TERM EXPIRATIONS OF MEMBERS OF THE URBAN REDEVELOPMENT COMMISSION.

(cont'd.)

RESOLUTION NO. 958 - (cont'd.)

NOW BE IT RESOLVED by the Board of Representatives that the minutes of the Board of Representatives for June 3, 1974 and September 10, 1973 shall be corrected as follows:

...The dates "August 1, 1978, August 1, 1976, and August 1, 1975" as they appear in the above said minutes regarding the term ending for the appointments of: Robert Bermester, Anthony V. Boccuzzi, and Norman Gluss, respectively, are deleted and the following shall replace them:

Robert Bermester (R)
51 Mountainwood Road
Reappointment to this Board

Term Ending:
August 7, 1978

Anthony V. Boccuzzi (D)
20 Grandview Avenue
Replacing James Carey- deceased

August 7, 1976

Norman Gluss (D)
95 Breezy Hill Road
Replacing Melvin Dichter,
who resigned.

August 7, 1975

- (6) Proposed Ordinance for TAX EXEMPTION FOR FRIENDS OF DOMUS, INC., for property located at 225 Washington Blvd. - (Letter from Emil Frankel, Esq., 7/3/74)

MR. SERRANI said the above proposed ordinance was held in Committee by a unanimous vote.

- (7) Proposed RESOLUTION APPROVING A TRANSFER OF JURISDICTION OF THE BELL STREET PARKING LOT FROM THE PARKING AUTHORITY TO THE CITY OF STAMFORD, CONNECTICUT, URBAN REDEVELOPMENT COMMISSION - (Letter from Zolton A. Benys, Jr., Staff Counsel for URC dated 7/17/74)

MR. SERRANI said the above proposed resolution was withdrawn.

- (8) Proposed RESOLUTION AUTHORIZING CONDEMNATION OF PROPERTY FOR AN EASEMENT TO CONSTRUCT A RAILROAD SPUR AND BED WITH TRACKS THROUGH PROPERTY OF FIRST STAMFORD CORPORATION AND/OR EAST MEADOW CORPORATION - (Mayor's letter 7/12/74)

MR. SERRANI said the above proposed resolution was held in Committee by a unanimous vote.

- (9) Proposed Ordinance AMENDING SECTION 8-14 OF THE CODE OF ORDINANCES ENTITLED: SANITARY LANDFILL OPERATIONS--LICENSE REQUIRED: FEE - Request from Commissioner O'Brien's office of 7/22/74 revising regulations to insure proper sanitary landfill practices.

MR. SERRANI said his Committee voted unanimously to recommend publishing the proposed ordinance and he so MOVED. Seconded by Mr. Gambino, who said the Public Works Committee unanimously concurred.

MR. ROSS said he was opposed to publication of the proposed ordinance as it is too loosely written and gives the Commissioner of Public Works too much power regarding the setting of fees and does not spell out the rights of the homeowner. He MOVED that this item be sent back to Committee. Seconded.

MR. GAMBINO said he was opposed to the ordinance being returned to Committee. He said the fees will be set so as to cover the costs of the operations and noted that the homeowner does still have the right to take debris to the Hanover site.

MR. SERRANI noted that the Commissioner of Public Works is primarily concerned with changing the method of weighing the material that is to be disposed of and not with the fees that will be charged. He also noted that since the Board is only considering publication at this point, changed can be made to the ordinance.

MR. LIVINGSTON asked that the Clerk CALL THE ROLL to determine which members are present at this time. It was noted that the time was 2:10 A.M. The request for the ROLL CALL was seconded and the Clerk, Mrs. Laitman, called the roll which indicated there were 32 members present and 8 absent. The absent members were as follows:

Theodore Boccuzzi (D) 9th District
Robert Costello (D) 6th District
Robert Crosby (R) 16th District
Joseph DeRose (D) 15th District
Handy Dixon (D) 2nd District
Leonard Hoffman (R) 11th District
Frederick Maynor (D) 10th District
Richard Sainburg (R) 18th District

THE PRESIDENT said the motion on the floor was to send the sanitary landfill ordinance back to Committee.

MR. BOCCUZZI said he was opposed to that motion and was in favor of having an open hearing so that objections to the proposed ordinance can be made known.

A division was requested on the VOTE to return this item to Committee and the motion was LOST by a vote of 14 yes and 18 no.

The VOTE on the motion to publish the following proposed ordinance was CARRIED by a machine vote of 19 in favor and 11 in opposition:

PROPOSED ORDINANCE

AMENDING SECTION 8-14 OF THE CODE OF ORDINANCES -
SANITARY LANDFILL OPERATIONS - LICENSE REQUIRED: FEE

BE AND IT IS HEREBY ORDAINED BY THE CITY OF STAMFORD THAT:

(1) Section 8-14 of the Code of General Ordinances is hereby repealed.

(2) No person shall deposit or otherwise dump any substance at any City operated landfill or dump site unless licensed to do so by the Commissioner of Public Works.

(3) The Commissioner of Public Works may issue annual landfill and dumping licenses at a license fee determined by him and shall promulgate regulations necessary to enforce this ordinance and to insure sanitary landfill practices.

(cont'd.)

PROPOSED ORDINANCE - (cont'd.):

(4) No person shall be licensed to deposit or otherwise dump any substance other than waste material generated at some site within the City. The term waste material as used in this ordinance shall mean construction refuse, ash or any other substance which the Commissioner of Public Works may in his discretion designate as waste material, but it shall include garbage, dangerous chemicals or explosives.

not
(5) A fee shall be charged each time a person deposits or otherwise dumps any substance at a City operated landfill or dumping site and such fee shall be in an amount determined by the Commissioner of Public Works based upon either the cubic yards the material occupies within the vehicle delivering it to the landfill site or the weight of such materials actually dumped, depending upon the character of the material involved.

(6) (a) Any person who violates any provision of this ordinance shall pay a fine of \$100.00 for each offense. Each separate truckload of material deposited or otherwise dumped at a City-operated site shall be deemed a separate offense, and such person shall be charged with the actual expense of removal and disposition of such substance outside the City in addition to any other fines, fees or penalties required herein.

(b) The Commissioner of Public Works may suspend or revoke the landfill license or refuse to renew the license of any person who he has determined to have violated any provision of this ordinance for a period of one (1) year from the date of determination that a violation has occurred.

(c) Any partner, joint venturer, employer, principal agent or employee but not the servant of, and any shareholder who owns more than 10% of any stock in a person who has violated a provision of this ordinance shall be presumed to be a person who violated a provision of this ordinance.

(7) If any portion of this ordinance shall be adjudged by any Court of competent jurisdiction to be invalid such judgment shall not invalidate or otherwise affect any of the remaining portions hereof.

(8) This ordinance shall take effect upon its enactment.

(10) INTENT OF REPRESENTATIVE WILLIAM H. FLANAGAN, 19th DISTRICT, TO MAKE A MOTION AT THE AUGUST 5, 1974 MEETING TO THE EFFECT THAT the Board of Representatives RESCIND its affirmative vote to sustain the ruling of the Chair that was made at the June 3, 1974 Board of Representatives' meeting in regard to the vote required to appoint a 10th CHARTER REVISION COMMISSION and the minutes of that meeting be changed to show that a 10th CHARTER REVISION COMMISSION was duly appointed at that time - (Letter from Mr. Flanagan dated 7/22/74)

MR. SERRANI said the above item was held in Committee by a unanimous vote because of the positive results being obtained in acquiring signatures throughout the City on the Charter Revision petitions.

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(11) RESOLUTION NO. 959 - ABATING TAXES ON HOUSING FOR LOW OR MODERATE INCOME PERSONS OR FAMILIES UNDER SECTION 8-215, CONNECTICUT GENERAL STATUTES (Ludlow Townhouses) - (Mayor's letter of 7/25/74)

MR. SERRANI MOVED for SUSPENSION OF THE RULES to consider the above item. Seconded and CARRIED.

MR. SERRANI said the application has been approved by the Tax Abatement Committee and the City will be reimbursed by the State. He MOVED for adoption of the following resolution. Seconded and CARRIED.

RESOLUTION NO. 959

ABATING TAXES ON HOUSING FOR LOW OR MODERATE-INCOME PERSONS OR FAMILIES UNDER SECTION 8-215 CONNECTICUT GENERAL STATUTES (Ludlow Street Townhouses)

WHEREAS, it is desirable and in the public interest that the City of Stamford abate taxes under Section 8-215, Connecticut General Statutes, as amended, on the property owned by Ludlow Townhouses, Inc. located at 59-65 Ludlow Street in the City of Stamford and known as Ludlow Street Townhouses; and

WHEREAS, the Board of Representatives of the City of Stamford has approved abatement of up to 100% of the real property taxes on the subject property by passage of Ordinance Number 147 Supplemental of the City of Stamford adopted on December 3, 1969 and the City has executed a Tax Abatement Contract with Stamford Development Corporation dated April 22, 1971, and amended by Agreement dated July 31, 1972, which Contract was assigned to Ludlow Townhouses, Inc. by instrument dated January 15, 1973, approved by the Board of Representatives on July 10, 1972, and a Tax Abatement Assistance Agreement with the State of Connecticut on June 20, 1973; and

WHEREAS, it has been determined that the amount of taxes to be abated on the subject property are \$12,600.00 for the Grand List of September 1, 1972.

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

1. That the real property taxes abated on the subject property are \$12,600.00 for the Grand List of September 1, 1972.

2. That the Tax Collector of the City of Stamford is hereby directed and empowered to list the total amount of the said lawful abatement into the Rate Book and other records and files together with the name of the owner against whom such tax, so abated, was levied and the reason for such abatement, and the Tax Collector is further directed to record these facts in his Annual Report, in accordance with the provisions of Section 12-167 of the Connecticut General Statutes, as amended.

3. That the Tax Collector of the City of Stamford is also directed to immediately file a certified statement as evidence of said abatement with the Commissioner of the Department of Community Affairs.

- (12) RESOLUTION NO. 960 - ABATING TAXES ON HOUSING FOR LOW OR MODERATE INCOME PERSONS OR FAMILIES UNDER SECTION 8-215, CONNECTICUT GENERAL STATUTES (St. John's Towers) - (Mayor's letter of 7/25/74)

MR. SERRANI MOVED for SUSPENSION OF THE RULES to consider the above item. Seconded and CARRIED.

MR. SERRANI MOVED for adoption of the following resolution. Seconded and CARRIED.

RESOLUTION NO. 960

ABATING TAXES ON HOUSING FOR LOW OR MODERATE-INCOME PERSONS OR FAMILIES UNDER SECTION 8-215 CONNECTICUT GENERAL STATUTES (St. John's Towers)

WHEREAS, it is desirable and in the public interest that the City of Stamford abate taxes under Section 8-215, Connecticut General Statutes, as amended, on the property owned by the St. John Urban Development Corporation located at 109-133 Tresser Boulevard and 873 Washington Boulevard in the City of Stamford and known as St. John's Towers; and

WHEREAS, the Board of Representatives of the City of Stamford has approved abatement of up to 100% of the real property taxes on the subject property by passage of Ordinance Number 147 Supplemental of the City of Stamford adopted on December 3, 1969 and the City has executed a Tax Abatement Contract with the St. John Urban Development Corporation dated December 3, 1968 previously approved by the Board of Representatives on November 12, 1968 and a Tax Abatement Assistance Agreement with the State of Connecticut on June 21, 1972; and

WHEREAS, it has been determined that the amount of taxes to be abated on the subject property are \$123,000.00 for the Grand List of September 1, 1972.

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

1. That the real property taxes abated on the subject property are \$123,200.00 for the Grand List of September 1, 1972.
2. That the Tax Collector of the City of Stamford is hereby directed and empowered to list the total amount of the said lawful abatement into the Rate Book and other records and files, together with the name of the owner against whom such tax, so abated, was levied and the reason for such abatement, and the Tax Collector is further directed to record these facts in his Annual Report, in accordance with the provisions of Section 12-167 of the Connecticut General Statutes, as amended.
3. That the Tax Collector of the City of Stamford is also directed to immediately file a certified statement as evidence of said abatement with the Commissioner of the Department of Community Affairs.

- (13) RESOLUTION NO. 961 - ABATING TAXES ON HOUSING FOR LOW OR MODERATE INCOME PERSONS OR FAMILIES UNDER SECTION 8-215, CONNECTICUT GENERAL STATUTES (Friendship House) - (Mayor's letter of 7/25/74)

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MR. SERRANI MOVED for SUSPENSION OF THE RULES to consider the above item.
Seconded and CARRIED.

MR. SERRANI MOVED for adoption of the following resolution. Seconded and CARRIED.

RESOLUTION NO. 961

ABATING TAXES ON HOUSING FOR LOW OR MODERATE-INCOME
PERSONS OR FAMILIES UNDER SECTION 8-215 CONNECTICUT
GENERAL STATUTES (Friendship House)

WHEREAS, it is desirable and in the public interest that the City of Stamford abate taxes under Section 8-215, Connecticut General Statutes, as amended, on the property owned by Friendship House, Inc. located at 28 Perry Street in the City of Stamford and known as Friendship House; and

WHEREAS, the Board of Representatives of the City of Stamford has approved abatement of up to 100% of the real property taxes on the subject property by passage of Ordinance Number 147 Supplemental of the City of Stamford adopted on December 3, 1969 and the City has executed a Tax Abatement Contract with Friendship House, Inc. dated September 25, 1968, subsequently approved by the Board of Representatives on September 10, 1969, and a Tax Abatement Assistance Agreement with the State of Connecticut on June 21, 1972; and

WHEREAS, it has been determined that the amount of taxes to be abated on the subject property are \$42,000.00 for the Grand List of September 1, 1972.

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

1. That the real property taxes abated on the subject property are \$42,000.00 for the Grand List of September 1, 1972.

2. That the Tax Collector of the City of Stamford is hereby directed and empowered to list the total amount of the said lawful abatement into the Rate Book and other records and files, together with the name of the owner against whom such tax, so abate, was levied and the reason for such abatement, and the Tax Collector is further directed to record these facts in his Annual Report, in accordance with the provisions of Section 12-167 of the Connecticut General Statutes, as amended.

3. That the Tax Collector of the City of Stamford is also directed to immediately file a certified statement as evidence of said abatement with the Commissioner of the Department of Community Affairs.

(14) RESOLUTION NO. 962 - ABATING TAXES ON HOUSING FOR LOW OR MODERATE INCOME
PERSONS OR FAMILIES UNDER SECTION 8-215, CONNECTICUT GENERAL STATUTES
(Martin Luther King Apartments) - (Mayor's letter of 7/25/74)

MR. SERRANI MOVED for SUSPENSION OF THE RULES to consider the above item.
Seconded and CARRIED.

MR. SERRANI MOVED for adoption of the following resolution. Seconded and CARRIED.

RESOLUTION NO. 962

ABATING TAXES ON HOUSING FOR LOW OR MODERATE-INCOME
PERSONS OR FAMILIES UNDER SECTION 8-215, CONNECTICUT
GENERAL STATUTES (Martin Luther King Apartments)

WHEREAS, it is desirable and in the public interest that the City of Stamford abate taxes under Section 8-215, Connecticut General Statutes, as amended, on the property owned by New Neighborhoods, Inc. located at 40 Stillwater Avenue, in the City of Stamford and known as Martin Luther King Apartments; and

WHEREAS, the Board of Representatives of the City of Stamford has approved abatement of up to 100% of the real property taxes on the subject property by passage of Ordinance Number 147 Supplemental of the City of Stamford adopted on December 3, 1969 and the City has executed a Tax Abatement Contract with New Neighborhoods, Inc. dated August 9, 1972, previously approved by the Board of Representatives on January 12, 1970 and a Tax Abatement Assistance Agreement with the State of Connecticut on January 5, 1971; and

WHEREAS, it has been determined that the amount of taxes to be abated on subject property are \$3,669.00 for the Grand List of September 1, 1971, and \$31,150.00 for the Grand List of September 1, 1972.

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

1. That the real property taxes abated on the subject property are \$3,669.00 for the Grand List of September 1, 1971.

2. That the real property taxes abated on the subject property are \$31,150.00 for the Grand List of September 1, 1972.

3. That the Tax Collector of the City of Stamford is hereby directed and empowered to list the total amount of the said lawful abatement into the Rate Book and other records and files, together with the name of the owner against whom such tax, so abated, was levied and the reason for such abatement, and the Tax Collector is further directed to record these facts in his Annual Report, in accordance with the provision of Section 12-167 of the Connecticut General Statutes, as amended.

4. That the Tax Collector of the City of Stamford is also directed to immediately file a certified statement as evidence of said abatement with the Commissioner of the Department of Community Affairs.

SEWER COMMITTEE

MR. KNAPP, Chairman, said the Sewer Committee did not meet this past month. He said at the last Board meeting a Sense of the Board Resolution was passed asking the Public Works Department to supply his Committee with a complete report on the rental of the so-called \$50,000 pump, but the information was not supplied until this past Friday, which did not allow time for the Committee to meet.

MR. BLOIS requested permission to ask the Corporation Counsel for an opinion regarding the effective date as established by law for a piece of property to be changed from one taxation district to another following the installation of sewers.

THE PRESIDENT authorized the request for a written opinion on this matter.

HEALTH & PROTECTION

- (1) Complaints regarding roaming dogs and consideration of strengthening existing leash law, Section 3-7.1 of the Code of Ordinances (Mayor's letter of 6/14/74)

MR. ROSE said the above item was being held in Committee until such time as the Committee was able to interview the dog warden. Mr. Serrani said the Legislative & Rules Committee concurs.

- (2) Proposed Ordinance AMENDING SECTION 14-7 OF THE CODE OF ORDINANCES BY ADDING A SUB-SECTION REGARDING THE USE OF OFFICIAL POLICE UNIFORMS (Letter dated 8/2/74 from John A. Coughlin, President, Stamford Police Association, Inc.)

MR. ROSE MOVED for SUSPENSION OF THE RULES to consider the above matter. Seconded and CARRIED.

MR. ROSE read the following proposed ordinance and MOVED that it be approved for publication. Seconded and CARRIED.

PROPOSED ORDINANCE

AMENDMENT TO STAMFORD CODE, SECTION 14-7 BY ADDING SUB-SECTION A, WITH REGARDS TO USE OF OFFICIAL POLICE UNIFORM

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

14-7: SUB-SECTION A:

It shall also be unlawful for any Special Policemen, Auxiliary Policemen, Fire Policemen, Protective Guard Service or any other person or organization to use, wear or display any Regular Police badge or garments, with respect to color, shape and style of the garments, as prescribed by the Police Commission for the express use of the Regular Police. The Regular Police badge and garments, herein referred to are the badge, insignia, shoulder patch, trouser, trouser braid, shirt and hat as prescribed by the Police Commission for the use by the Regular Police.

This Ordinance shall take effect upon its enactment.

THE PRESIDENT suggested the proposed ordinance (above) be referred to the Legislative & Rules Committee at the next meeting of the Steering Committee.

PARKS & RECREATION

- (1) RECREATION FEE PROGRAM: (Letter from Board of Recreation Dated 4/22/74)

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RECREATION FEE PROGRAM. (cont'd.)

A. Paddle Tennis Fees-----\$1.50 per person per hour for residents
(Held in Committee 7/1/74)

2.00 per person per hour for non-residents

.75 per child per hour

MR. BLOIS MOVED for approval of above fees as recommended by his Committee. Seconded by Mr. Serrani who said the Legislative & Rules Committee concurs. CARRIED.

B. Softball and Baseball League Fees-----Fees are to cover added expenses such as umpires, insurance, trophies, uniforms, etc.
(Held in Committee 7/1/74)

MR. BLOIS said the above item is being held in Committee. Mr. Serrani said the Legislative & Rules Committee concurs.

(2) PETITION NO. 389 - AMERICAN-ITALIAN ASSOCIATION for AUTHORIZATION to have the Columbus Day Ceremonies and Parade on Sunday, October 13, 1974 (Letter of 7/15/74)

MR. BLOIS said his Committee recommends that such authorization be granted and he so MOVED. Seconded and CARRIED with MR. ROSS noting that he abstained on the vote.

MR. BLOIS said not all fees have been submitted to the Board for approval and he has written to the departments involved noting that fees must be approved before they can be put into effect.

PERSONNEL COMMITTEE

MR. RUSSEBACH said he wanted to have it noted on the record that no cooperation from the administration has been forthcoming regarding a resolution approved a couple of months ago by this Board requesting that the Personnel Committee be kept informed on the progress of negotiations of labor contracts.

PLANNING & ZONING COMMITTEE

MR. ROSS, Chairman, said his Committee met July 25 and present were Reps. Guroian, Rose, Tresser, Sainburg, and Ross.

(1) Acceptance of LEROY PLACE as a City Street - (Letter of 3/23/74) - (Held in Committee 5/6/74; 6/3/74 and 7/1/74)

MR. ROSS said the acceptance of the above street was going to be done as outlined in Section 640 of the Charter and he read the following Resolution No. 963 and MOVED for its approval. Seconded and CARRIED.

RESOLUTION NO. 963

CONCERNING THE INITIATION OF DIRECTION FOR THE IMPROVEMENT OF LEROY PLACE FOR ACCEPTANCE AS A CITY STREET PER SECTION 18.82 OF THE CODE OF GENERAL ORDINANCES AND SECTION 640 OF THE STAMFORD CHARTER

(cont'd.)

RESOLUTION NO. 963 - (cont'd.)

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

That it is the opinion of the Board of Representatives that the public health, safety, welfare, convenience and necessity require the construction and layout of the highway known as LEROY PLACE in conformity with the specifications set forth in Section 18.82 of the Code of Ordinances of the City of Stamford; and

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

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

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

IT IS FURTHER RESOLVED that 100 per cent of the cost of the work and improvements as aforesaid shall be assessed against the properties benefited thereby; and

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

- (2) Acceptance of that portion of TRESSER BOULEVARD which extends easterly from Atlantic Street to an intersection with Elm Street as a City Street
(Letter dated 7/17/74 from City Engineer noting certification requirements have been met).

MR. ROSS said his Committee unanimously voted in favor of acceptance of the above mentioned portion of Tresser Boulevard, which extends 2,180 feet from Atlantic Street to the intersection with Elm Street as shown on map that is on file in the City Engineer's office and which was formerly known as Willow Street on that map and he so MOVED. Seconded and CARRIED.

- (3) Sale of City-owned property by Public Auction as recommended by the Planning Board on 7/9/74 and as approved by the Board of Finance on 7/11/74 as follows:

Card 99, East Side, Washington Boulevard, House & Lot, Assessment: \$23,700

Card 100, East Side, Washington Boulevard, Lot, Assessment: \$9,350

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MR. ROSS said the assessment figures have been rechecked with the Assessor's office and he has been notified in a letter from Mr. Hyland that the assessment figures have been revised as follows:

Land: 17,041 square feet-----	\$11,440.00
House-----	7,200.00
Shed-----	110.00
TOTAL ASSESSMENT-----	\$18,750.00

MR. ROSS said the Charter stipulates that the starting price for land sold at public auction is the assessment. He said his Committee recommended approval of the sale of this property at public auction and he so MOVED. Seconded.

MR. ROSS said that the parcel of land in question is actually a combination of parts of four parcels that were left unused after the construction of Washington Boulevard. He said it is a conforming piece of property now.

MR. BLOIS said he felt the assessment was much too low.

MR. DAVIDOFF agreed with Mr. Blois but said the \$18,750 figure will only be the starting price and it will sell for much more.

MRS. LAITMAN said there were still some questions regarding the assessment and she MOVED the matter be referred back to Committee. Seconded and CARRIED.

(4) Acceptance of WINDING BROOK LANE as a public highway - (Letter dated 7/19/74)

MR. ROSS said this matter was being held in Committee as the street has not yet been certified by the City Engineer.

(5) Acceptance of ELJAY'S LANE as a public highway - (Letter dated 7/19/74)

MR. ROSS said this matter is also being held in Committee pending certification of the City Engineer.

URBAN RENEWAL COMMITTEE

MR. FLANAGAN reported on the agreement reached between the Parking Authority and the Urban Redevelopment Commission regarding the Bell Street parking lot. He said the Parking Authority will grant the URC a "right of entry" on the property for the purpose of constructing the Bell Street Garage. He said this is why the request to this Board for the adoption of a resolution transferring the jurisdiction has been withdrawn. He said the agreement was reached in order to protect the interests of the bond holders of the Parking Authority. He said that in as much as the garage was to be turned back to the Parking Authority after construction there is no need for the transfer. He also noted that the URC has agreed to reimburse the Parking Authority for loss of revenue on that lot during the construction of the garage.

MRS. LAITMAN MOVED for the approval of a resolution stating that it is the sense of this Board that the agreement between the Parking Authority and the Urban Redevelopment Commission regarding the Bell Street parking facility should be reviewed by the Corporation Counsel of the City. Seconded and CARRIED.

DRUG & ALCOHOL ABUSE COMMITTEE

DR. LOWDEN said his Committee would have a detailed report for the next Board meeting.

THE PRESIDENT reminded the members of the dinner in honor of Mrs. Farrell, which is to be held at Clairol on Wednesday.

THE PRESIDENT noted that there is a new State law regarding prohibition on smoking in public places and it is his understanding of the law that smoking is not prohibited unless the sign so stating is posted by the person in charge. He said he does not intend to post the sign. He said the House Committee and the Legislative and Rules Committee could look into this and if it is the wish of the majority of the members of the Board that the sign be posted he will do so.

MR. BOCCUZZI, the Majority Leader, MOVED that the date for the regular monthly meeting for September be changed from September 2, which is Labor Day, to September 9th. *Seconded & carried.*

ADJOURNMENT

There being no further business to come before the Board, on motion, duly seconded and CARRIED, the meeting was adjourned at 3:15 A.M.

Sally Flaherty
Sally Flaherty
Administrative Assistant and
(Recording Secretary)

APPROVED:

Frederick E. Miller, Jr.

Frederick E. Miller, Jr., President
13th Board of Representatives

Note: Above meeting was broadcast over
Radio Station WSTC until 2:00 A.M.

SF:pd