

MINUTES OF OCTOBER 5, 197614th BOARD OF REPRESENTATIVESSTAMFORD, CONNECTICUT

A regular monthly meeting of the 14th Board of Representatives of the City of Stamford, Connecticut was held on Tuesday, October 5, 1976, in the Board's Legislative Chambers on the Second Floor of the Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the President, Frederick E. Miller, Jr., at 9:15 P.M., after both political parties had met in caucus.

INVOCATION: Rabbi Joseph H. Ehrenkranz, Congregation Agudath Sholom.

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

MR. MILLER: I'm going to call on Mr. Blum now, who wishes to be recognized.

MR. BLUM: Thank you, Mr. President, I would like to apologize to the 14th Board of Representatives for my strong language at the meeting of September 13th. I do hope in the future that those who are human to pigeons, will give the same courtesy to those who are human people. Thank you.

MR. LIVINGSTON: Mr. President, with all serious concern of Mr. Blum's statements, but by him mentioning that those who are concerned about pigeons be likewise concerned about human beings, it tells me that perhaps he might be allowing his hindquarters to represent his headquarters. My concern for pigeons is because they are God's creatures. Thank you.

MR. MILLER: Thank you. We'll go on with the ROLL CALL. In the absence of Mrs. Clark who is ill this evening, and we hope Linda will be better, but she is not able to be here this evening; and in the absence of Linda Clark, the CHAIR appoints Mildred Ritchie to be Acting Clerk for the evening. Will the CLERK please call the Roll.

ROLL CALL: Roll Call was taken by the Acting Clerk, Mildred Ritchie. There were 37 present and 3 absent. The absentees were George Ravallesse, Linda Clark, and Gerald Rybnick.

MR. MILLER: There being 37 members present, 3 absent, the CHAIR declares a QUORUM. It was noted by the Clark that Mr. Rybnick is absent because of illness. As you all know, he is in the hospital and if Jerry is listening, I'd like to say on behalf of the entire Board, you have our best wishes, Jerry (applause). And Mrs. Clark is excused because of illness also.

MR. CONNORS: Mr. Rybnick was taken out of intensive care day before yesterday, but he's in the inner intensive care. But then can I make a little statement. The Knights of Columbus are raising a lot of money for retarded children throughout the State of Connecticut, and you might have seen me with money bags here. I hit most of the Democrats so far and a lot of the Republicans, but if anybody wants to make a little donation for the retarded children, and thanks to Grade A Market and the Cingari Family, I'll be down there Friday and Saturday, and if they want to come down, I'll be only too glad. If you haven't got any money, especially the girls, I'll give them all a kiss, if they put something in the basket, or you get a free Tootsie Roll (laughter).

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

PAGES: MISS RHONDA ZIMBLER, daughter of City Rep. Kurt Zimble. MISS ANNE ADONETTI. Both are students at Westhill High School.

ACCEPTANCE OF MINUTES:

DR. LOWDEN (Acting Majority Leader): I MOVE for ACCEPTANCE OF MINUTES of the meeting of April 5, 1976. MOVED and SECONDED. CARRIED UNANIMOUSLY.

COMMITTEE REPORTS

DR. LOWDEN: I MOVE that we WAIVE THE READING of the STEERING COMMITTEE Report.

MR. MILLER: MOVED and SECONDED. CARRIED UNANIMOUSLY.

STEERING COMMITTEE REPORT

MEETING HELD MONDAY, SEPTEMBER 20, 1976

A meeting of the Steering Committee was held on Monday, September 20, 1976, in the Democratic Caucus Room, Second Floor, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the Chairman of the Committee and President of the Board, FREDERICK E. MILLER, JR., at 8:05 P.M. Committee members present were (10): Frederick Miller, Wayne Fox, Audrey Cosentini, Michael Morgan, Handy Dixon, Sandra Goldstein, James Loboza, Jeremiah Livingston, S. A. Signore, Vere Wiesley. Mr. Hays attended in place of Mr. Blois. Mr. Walsh attended in place of Mr. Walsh. Also present were Dr. Lowden, Mildred Ritchie and L. Morris Glucksman.

The following matters on the Tentative Steering Agenda were acted upon:

(1) ADDITIONAL APPROPRIATION ITEMS

There were 22 items of a fiscal nature on the tentative agenda which were ORDERED ON THE AGENDA under FISCAL COMMITTEE, with those over \$2,000 being referred to at least one secondary committee. One item was removed from the agenda since it covered \$62,882.00 of intra-departmental transfers from Commissioner Rotondo; as well as authority to Finance Commissioner and Controller to deficit spend in accounts 301.0102, 340.0103, 351.0103, and 341.0103 for thirty days.

STEERING COMMITTEE REPORT (continued)

LEGISLATIVE MATTERS:

- (2) PROPOSED ORDINANCE REGARDING CONDEMNATION PROCEDURES AND THE REQUIREMENT OF SUFFICIENT NOTICE TO THE LAND AND HOMEOWNERS PRIOR TO CONDEMNATION.

Above ordered ON THE AGENDA and also referred to PLANNING & ZONING COMMITTEE.

- (3) THE MATTER OF THE PENSIONS FOR REGISTRARS OF VOTERS.

Above ordered HELD IN COMMITTEE and also referred to PERSONNEL COMMITTEE.

- (4) PROPOSED ORDINANCE SUPPLEMENTAL CONCERNING APPOINTED AND/OR ELECTED PERSON BEING EMPLOYED BY THE CITY AND/OR ANY AUTONOMOUS AND/OR POLITICAL SUBDIVISION IN THE MUNICIPALITY.

Above ordered ON THE AGENDA and also referred to PERSONNEL COMMITTEE.

- (5) PROPOSED ORDINANCE SUPPLEMENTAL MANDATING ANNUAL SPRING PICK-UP OF HOUSEHOLD MATERIALS AND ANNUAL FALL PICK-UP OF YARD AND GARDEN DEBRIS.

Above ordered ON THE AGENDA and referred also to PUBLIC WORKS COMMITTEE.

- (6) PROPOSED ORDINANCE SUPPLEMENTAL REQUIRING THAT JOB APPLICANTS BE RESIDENTS OF THE CITY OF STAMFORD FOR SIX MONTHS PRIOR TO FILING APPLICATION FOR JOI

Above ordered ON THE AGENDA and also referred to PERSONNEL COMMITTEE.

- (7) PROPOSED ORDINANCE SUPPLEMENTAL ESTABLISHING FLOOD ENCROACHMENT LINES ALONG A PORTION OF THE RIPPOWAM RIVER BETWEEN TRAVIS AVE. & CEDAR HEIGHTS ROAD.

Above ordered ON THE AGENDA and also referred to EPB COMM. & PLANNING & ZONING C

- (8) PROPOSED ORDINANCE SUPPLEMENTAL ESTABLISHING FLOOD ENCROACHMENT LINES ALONG A PORTION OF THE RIPPOWAM RIVER BETWEEN CEDAR HEIGHTS ROAD AND PERNA LANE.

Above ordered ON THE AGENDA and also referred to EPB COMM. & PLANNING & ZONING C

- (9) THE MATTER OF A REQUEST FROM ATTY. HOWARD KAPLAN RE D&D TRUCKING ASKING BD. OF REPS AND BD. OF FINANCE TO INVESTIGATE THE CIRCUMSTANCES LEADING TO AWARING OF A REFUSE REMOVAL CONTRACT.

Above ordered HELD IN COMMITTEE and also referred to PUBLIC WORKS & FISCAL COMMS

- (10) PROPOSED RESOLUTION GRANTING BENEFITS (HOSPITALIZATION & MAJOR MEDICAL, ETC FOR EXEC. DIR. OF S.H.A.P.E. PROGRAM OF THE HEALTH DEPT.

Above ordered ON THE AGENDA and also referred to PERSONNEL & FISCAL COMMITTEES.

- (11) PROPOSED ORDINANCE GRANTING TAX EXEMPTION FOR STAMFORD NORTH CONGREGATION OF JEHOVAH'S WITNESSES at 891 NEWFIELD AVENUE.

Above ordered ON THE AGENDA.

MINUTES OF OCTOBER 5, 1976 MEETING

STEERING COMMITTEE REPORT (continued)

LEGISLATIVE MATTERS (continued)

- (12) FOR FINAL ADOPTION - PROPOSED ORDINANCE SUPPLEMENTAL REGARDING THE CONTROL OF PIGEONS.

Above ordered ON THE AGENDA and also referred to HEALTH & PROTECTION COMMITTEE.

- (13) FOR FINAL ADOPTION - PROPOSED ORDINANCE SUPPLEMENTAL MANDATING SEPARATION OF NEWSPAPERS FROM COMBUSTIBLE GARBAGE.

Above ordered ON THE AGENDA and also referred to PUBLIC WORKS COMMITTEE.

- (14) PROPOSED RESOLUTION SUBMITTED BY ZOLTON A. BENYUS, JR. STAFF COUNSEL OF THE URBAN REDEVELOPMENT COMMISSION under date of 9/14/76, WHICH BY A VOTE of 21 OR MORE MEMBERS OF THIS BOARD WOULD ADOPT A SPECIAL ACT (No. ?) -- re taking parts of St. John's Park, Central Park and Rippowam Park.

Above ordered ON THE AGENDA and also referred to URBAN RENEWAL & PARKS & RECREATION COMMITTEES.

- (15) LETTER FROM MAYOR CLAPES 8/17/ 76 enclosing request from Mrs. Pamela Setaro of 59 Mitchell St., wishing to purchase City-owned portion of Lindstrom Rd. 25' x 174.86' from Mitchell St. to Hurricane Barrier and bounded by Yacht H.

Above ordered ON THE AGENDA and also referred to PUBLIC WORKS COMM. & PLANNING & ZONING COMMITTEE.

OTHER FISCAL MATTERS:

The following items were added to the Tentative Steering Agenda by various member and acted upon as indicated:

- (16) REQUEST FOR MARINE-ORIENTED COMMUNITY CENTER ON PREMISES OF NAVAL TRAINING CENTER GROUNDS BY CHRISTOPHER ROOSEVELT.

Above ordered HELD IN COMMITTEE and also referred to PARKS & RECREATION COMM. and PLANNING & ZONING COMMITTEE. Primary committee is Legislative & Rules.

- (17) PROPOSED FAIR EMPLOYMENT ORDINANCE FOR CITY OF STAMFORD CONCERNING LABOR STANDARDS AND CONTRACTORS' RESPONSIBILITIES FOR PUBLIC OR PUBLICLY-AIDED CONSTRUCTION.

Above ordered ON THE AGENDA.

- (18) THE MATTER OF COMPLAINTS OF NEIGHBORS RE HAWK TRANSPORTATION - submitted by City Reps. Handy Dixon and Christine Nizolek.

Above ordered ON THE AGENDA.

- (19) THE MATTER OF SALE OF CITY-OWNED PROPERTY ON HAIG AVE. AT ST. CHARLES.

Above ordered ON THE AGENDA.

- (20) LABOR CONTRACT NEGOTIATED BETWEEN CITY OF STAMFORD AND CUSTODIANS & MECHANIC for period July 1, 1975 through June 30, 1977.

Above ordered ON THE AGENDA and referred to PERSONNEL COMMITTEE & FISCAL COMMITTEE

STEERING COMMITTEE (continued)

- (21) PROPOSED RESOLUTION REGARDING LABOR CONTRACTS - submitted by Sandra Golds.

Above ordered ON THE AGENDA and referred TO PERSONNEL COMMITTEE.

- (22) THE MATTER OF FILL ON GENOVESE TRACT ON DANNELL DRIVE VICINITY OF TOILSOM BROOK.

Above ordered ON THE AGENDA & also referred to PUBLIC WORKS COMMITTEE.

- (23) REQUEST FROM JAMES LOBOZZA FOR "A FULL INVESTIGATION OF ALL CURRENT AND PA PROBLEMS THAT HAVE BEEN EXPERIENCED FROM BOTH THE SEWAGE TREATMENT PLANT A THE MULTI-PURPOSE INCINERATOR dated 8/30/76.

Above ordered ON THE AGENDA and also referred to PUBLIC WORKS COMMITTEE.

- (24) PROPOSED ORDINANCE RE SALT STORAGE - per Mrs. Goldstein & Mr. Serrani.

Above ordered ON THE AGENDA, and also referred to PUBLIC WORKS COMMITTEE.

- (25) LETTER FROM SUPT. OF RECREATION GIORDANO RE VANDALISM, REQUESTING ACTION.

Above ordered NOT ON THE AGENDA & also referred to PARKS & RECREATION COMMITTEE.

- (26) THE MATTER OF POT HOLES IN ACCESS ROAD TO HOYT-BEDFORD APTS. & OTHER COMPL

Above ordered ON THE AGENDA and also referred to HEALTH & PROTECTION COMMITTEE.

- (27) REQUEST FROM SEWER COMMISSION TO APPROVE ABE WEBSKI APPLICATION TO EXTEND SANITARY SEWER SYSTEM AT HIS OWN EXPENSE TO PROPOSED UNDERHILL SUBDIVISION

Above ordered ON THE AGENDA and also referred to SEWER COMMITTEE.

- (28) THE CONTINUING MATTER OF COMPLAINTS FROM TENANTS (MITAC) RE STAMFORD HOUSING AUTHORITY

Above ordered ON THE AGENDA & referred to PUBLIC HOUSING & GENERAL RELOCATION COM

- (29) LETTER FROM M.I.T.A.C. THAT TENANT BE ONE OF COMMISSIONERS OF HOUSING AUTH.

Above ordered NOT ON THE AGENDA.

- (30) REQUEST FROM M.I.T.A.C. FOR PARTICIPATION IN EXPENDITURES OF FUNDS TO BE RECEIVED FROM STATE IN LIEU OF TAXES BY HOUSING AUTHORITY.

Above ordered NOT ON THE AGENDA.

- (31) SENSE-OF-THE-BOARD RESOLUTION by David I. Blum

Above ordered NOT ON THE AGENDA and HELD IN COMMITTEE.

- (32) ZONING BOARD'S LETTER RE HOUSING IN THE SOUTHEAST QUADRANT.

Above ordered ON THE AGENDA and also referred to URBAN RENEWAL COMMITTEE.

- (33) PROPOSED RESOLUTION RE DREDGING EAST BRANCH OF STAMFORD HARBOR.

Above ordered ON THE AGENDA and also referred to ENVIRONMENTAL PROTECTION COMM.

- (34) COMPLAINTS RE AIR POLLUTION & POSSIBLE HEALTH HAZARD FROM ODORS EMANATING FROM PLANT ON RESEARCH DRIVE - submitted by City Rep. Gao. Baxter.

Above ordered ON THE AGENDA and also referred to ENVIRONMENTAL PROTECTION COMM.

- (35) THE MATTER OF A NEW VOTING MACHINE TO RECORD VOTE ELECTRONICALLY-Alter pres equipment.

Above ordered ON THE AGENDA and referred to HOUSE COMMITTEE.

There being no further business to come before the STEERING COMMITTEE, on MOTION, duly SECONDED And CARRIED, the meeting was ADJOURNED at 9:50 P.M.

FREDERICK E. MILLER, JR.

CHAIRMAN, STEERING COMMITTEE

MINUTES OF OCTOBER 5, 1976UNDER SUSPENSION OF THE RULES

MR. SHERER: Mr. President, if I may ask for a suspension of the rules, do to the large number of interested citizens who are here on the matter of the paper separation.

MR. MILLER: Moved and SECONDED. The MOTION is carried.

LEGISLATIVE AND RULES COMMITTEE- John Wayne Fox

(10) FOR FINAL ADOPTION - PROPOSED ORDINANCE SUPPLEMENTAL MANDATING SEPARATION OF NEWSPAPERS FROM COMBUSTIBLE GARBAGE.  
Sec. 8-3.1. Submitted by K. Mygatt, Chmn., Stamford Resource Recovery Task Force. Published Saturday, 9/18/76.

MR. FOX: This is for final adoption. There was a publication of the ordinance in the Stamford Advocate and a public hearing held on September 30. The Committee voted 6-1 in favor and I so MOVE.

MR. PERILLO: Public Works Committee voted 6-5 in favor.

MR. MILLER: Moved and Seconded.

MR. FOX: The ordinance as published did not contain a date. When we discussed it in committee the agreement was reached that it would be effective December 1, 1976.

MR. MILLER: The chair will note at this time that Mrs. Cosentini is now present. There are 38 members of the Board present.

MR. SHERER: I'd like to make an amendment that while the effective date of December 1, 1976 pertains to home owners and residences, that we have an exclusion for these commercial garbage producers such as hospitals, supermarkets and industry in Stamford, due to the economic hardship that they would suffer if we immediately included them in this act.

MR. MILLER: I'll continue with other discussion pending Mr. Sherer's reading of his amendment.

MR. DIXON: My concern is similar to Mr. Sherer. It appears to me that in its present form it offers a direct threat to business and especially private collectors. I'm told by private collectors as far as industry is concerned they would need to hire help to separate the paper. If this is done there is a real threat of the private collector losing business because industry cannot afford to hire people to separate the paper and pay the collectors to take it away.

MINUTES OF OCTOBER 5, 1976LEGISLATIVE AND RULES COMMITTEE (continuing under suspension of rules #10)

MR. SHERER: Mr. President, my memo will read as follows: The effective date shall apply to residential collection only.

MR. LOBOZZA: My main concern is the financial burden that's going to be put upon the City. If they have to hire people to separate the paper and garbage, it's going to be a pretty big burden.

MR. BLUM: I'd like to ask Mr. Sherer where he gets his information and what information does he have that there would be a burden upon industry and hospitals?

MR. SHERER: It's going to be difficult for me to answer completely to Mr. Blum. It's a matter of common sense, the homeowners can bundle up a package of newspapers tomorrow and begin to put it on the curb. A supermarket for example who has a compactor can't immediately acquire a new compactor or expand man hrs. to separate trash as easily as homeowners can. My intention is not to exclude these commercial collections completely, but exclude them from a December 1, 1976 effective date.

MR. BAXTER: I believe that the Legislative and Rules Committee has given serious consideration to this ordinance; we had a hearing on this and meetings. With all these industries, two hospitals and all the supermarkets around and the wonderful circulation that our paper gets and all the public notices, not one person showed up to talk about this difficult job that they would have in not mixing paper with garbage. I would request that we vote against Mr. Sherer's resolution and perhaps we extend the effective date one more month and make it effective on everybody, that's where the savings will be.

MRS. COSENTINI: Some of my questions have been answered. I wanted to know why 5 people on the Public Works Committee had opposed this ordinance, if it had anything to do with the amendment?

MR. PERILLO: We knew nothing of the amendment.

MR. D'AGOSTINO: I'm inclined to agree with Mr. Baxter, if they need more time we should give it to them, and once the program is started it will pay for itself.

MRS. PERILLO: Mr. Sherer keeps mentioning supermarkets, we do have many small business people and we would like the same consideration.

MINUTES OF OCTOBER 5, 1976LEGISLATIVE AND RULES COMMITTEE (continuing under suspension  
of rules item #10)

MR. LIVINGSTON: I would like to remind this entire Board, that if industry or commercial establishments take on any extra costs, that cost is going to come from the consumer, they're not going to lose any of their profits.

MRS. HAWES: We can sell this paper for \$20 per ton, it saves the wear and tear on the incinerator, the cost of removal of ash, there won't be so much to cart away and it's figured that \$420,000 will be saved simply by not burning the paper. I believe this and the improved air quality should be enough to offset any possible inconvenience to anybody. I agree with Mr. Baxter that perhaps industry and business shouldn't be made to start on December 1.

MR. HAYS: I wonder if Mr. Sherer would consider amending his proposed amendment in a manner that affixes the date only on residents but sets a certain time out for it to apply to commercial establishments, in order to have it all in one ordinance. If they are omitted from the bill tonight, we may have to pass another ordinance.

MR. SHERER: My intention is not to exclude them permanently so I would be <sup>am</sup>enable to any sort of outside date.

MR. MILLER: Mr. Sherer, the Chair was going to bring up a rather technical point. Usually with ordinances we just say the ordinance will take effect upon its enactment, normally we don't publish effective dates but now that we have a proposed effective date of December 1, 1976 it will never be printed in the code of ordinances because it won't go until after December 1, so the Chair suggests that the language you proposed could be changed. You can do what ever you wish. I just wanted to point that out.

MR. GLUCKSMAN: I was present at the public hearing on this ordinance, and one of the most vocal proponents of this was Public Works Commissioner Rotondo. I would assume that a man with his position in the City would have investigated its cost to the City. In response to Mr. Loboza's objection to this ordinance I would say Mr. Rotondo had considered it and they could handle the entire matter by this December 1 date. I think therefore we should go ahead with the ordinance proposed by Mr. Fox.

MRS. MCINERNEY: I don't think this would be a hardship for any industry, supermarket or city agency, instead it would be a change of life-style and a change of operation. If it is a hardship, they should be given one month lee-way, extend their effective date from December 1 to January 1.



LEGISLATIVE AND RULES COMMITTEE (continuing under suspension  
of rules item#10)

MR. MORGAN: I think it's very significant that no corporate representative attended the public hearing and no representative in business such as SACIA attended. The only question I can think to ask is, have they contacted Mr. Sherer with some information?

MR. SHERER: The basic information has already been related to members of this Board concerning compactors, hospital having to separate a bulk of refuse. I think in my opinion there is sufficient example in the difficulty it would be if it had to be enacted right away.

DR. LOWDEN: I would go along with Mrs. McInerney's suggestion now that we pass this ordinance as it stands and make it effective December 1, and possibly one way or another give industry a little bit more time to get organized. I think we ought to do it and do it now.

MR. WALSH: As one of the members of the Public Works Committee who voted against this ordinance, what concerned me was that the city had a volunteer basis called paperpotamus for the last 2 or 3 years. As I understand it the city lost money on it.

MR. DEROSE: I, too, would like to echo the sentiments of Mr. Baxter. I am for the proposed ordinance as it now stands, also for avoiding any undue hardship on industry in Stamford. I feel if we are going to act on this ordinance that we should take into consideration the entire ordinance that is in toto.

MR. MILLER: I'm going thru another list now; these people are speaking for the second time.

MR. BAXTER: I'd like to point out something Mr. Sandor reminded me of. There are private collection agencies who will get a truck and hire men and run around and scoop up as much paper as they can get, and pay the city \$20 a ton for the priv. of doing that. Some supermarkets who produced a large amount of paper and moan that this is gonna cause us a lot of problems can sell that paper and not leave it to the city and take the \$20 a ton and pay somebody for a job they don't have. I would hope we pass this thing and vote against Mr. Sherer's amendment.

MR. RAVALLESE: I MOVE the question.

MR. MILLER: We'll vote on moving the question. MOVED and SECONDED. The MOTION is CARRIED.

MR. SHERER: The effective date shall apply to residential collection only. I recognize your advice and although my amendment was presented that way, I don't necessarily have to offer it that way if you can come up with a more proper ..or you know.

LEGISLATIVE AND RULES COMMITTEE (continuing under suspension  
of rules item #10)

MR. MILLER: The Chair simply was suggesting that what you are really doing is excluding a significant group of organizations in this city from the operation of the ordinance on them, but you chose to put it in terms of the effective date.

MR. SHERER: Mr. President, if it is acceptable to the chair, I am unfamiliar with procedure as to whether I can amend an amendment.

MR. MILLER: Why don't you withdraw the amendment and come up with another amendment.

MR. SHERER: O.K. I'll withdraw my first amendment and here's my.....

MR. BAXTER: Mr. President, I'd like to be recognized to offer an amendment, he's withdrawn his amendment and I'd like to be recognized.....

MR. MILLER: He has the floor, Mr. Sherer.

MR. SHERER: The amendment that I am offering shall read as follows: This ordinance shall apply to residential collection upon enactment and to commercial collection March 1, 1977.

MR. MILLER: SECONDED by Mr. Lobozza.

POINT OF ORDER

MR. GLUCKSMAN: Point of order, Mr. President. At our hearing it was discussed that this ordinance could not take effect upon it's enactment, it's impractical to the city.

MR. MILLER: Well Mr. Sherer has made his proposal.

MR. SHERER: Based on Mr. Glucksman's comments, if we just set one general date of enactment to February 1.

MR. MILLER: Mr. Sherer, I really hate to have this become so confused. I'll take whatever motion you make if you want definite dates, but you'll have to withdraw the motion you have on the floor. It's your privilege to do so, but the present motion is as you have just read it.

MR. SHERER: Well Mr. President, I think this all points up to one thing, there's a lot of questions as to when this date of enactment should be and I think I would rather MOVE this back to COMMITTEE.

LEGISLATIVE AND RULES COMMITTEE(continuing under suspension  
of rules item #10)

MR. MILLER: MOVED and SECONDED. Discussion.

MR. LOBOZZA: I think there's a lot of questions that need to be answered. People are getting the idea that this is to protect private industry; it's not, you must consider the city and the cost to the city. It would be better to go back to committee for at least another month and let people look at this and find what the impact is gonna be on the tax payers.

MRS. GOLDSTEIN: I think we have a good ordinance, the only problem with it is it has no effective date. I think that we should not hold this back in committee any longer.

MR. BAXTER: I can't believe what I've been watching going on; it's kind of interesting and perhaps somewhat comic relief. We had a discussion on having the effective date changed, and there is some confusion, we had one motion withdrawn and another motion withdrawn and now we're to the point of putting it back in committee, I suggest we have a good motion and we defeat the attempt to put it back in committee. We have a Public Works Commissioner who thought it was the greatest thing since sliced bread.

MR. LOOMIS: I agree with Mr. Baxter and Mrs. Goldstein. I attended part of the hearing conducted by L&R and I think if there is a concern about the city, Commissioner Rotondo has address himself to the issue.

MR. LIVINGSTON: I agree with Mr. Sherer. I ask thru you that Mr. Perillo who is in industry in the commercial field, I ask that he be allowed to speak to this; he has had his hand up for quite some time and for some reason no one called on him.

MR. BLUM: I'm sure that industry is well aware about paper saving. An industry here had made money by separating paper; we all saw that story of Pitney Bowes. I would like to see this amendment changed to January 1, or in that vicinity.

MR. ZIMBLER: I wholeheartedly would like to concur with Mr. Sherer, and all those in favor of returning it to Committee. I have serious doubts on the entire matter. I spoke with Mr. Robert Allan who is supervisor of Department of Sanitation in the Town of Hempstead, L.I. They have a paper recycling program similar to what we have, and Mr. Allan told me today it lost money every year.

MINUTES OF OCTOBER 5, 1976LEGISLATIVE AND RULES COMMITTEE(continuing under suspension  
of rules item #10)

MRS. HAWES: To Mr. Zimble, perhaps the Town of Hempstead lost money because the City of Hempstead collected and in Stamford we would have a private contractor. Since the main problem seems to be that we can't decide on an effective date as we spent 45 minutes on this; the L&R Committee can meet in a brief recess and decide on a date.

MRS. RITCHIE: I'm in favor of this ordinance. The night of the public hearing we had over 30 people and there wasn't one person that spoke against it.

MR. FOX: One point of clarification, Mr. President, what motion is now before the board?

MR. MILLER: Mr. Sherer's motion to put this item back in the L&R Committee.

MR. FOX: I would like to second the motion of Mrs. Hawes, if we could have a five-minute recess to discuss the matter with members of the L&R, we might, we'll be able to dispose of this matter.

MR. MILLER: I don't know how you're going to dispose of it, because the motion is to put it back in committee. We have to vote on Mr. Sherer's motion unless he wants to withdraw at this time.

MR. HAYS: Is there a motion on this by Mr. Sherer? Alright, then, I MOVE the question.

MR. MILLER: The vote is on moving the question. MOVED and SECONDED. We'll take a DIVISION using the machine. There are 15 YES votes --- 21 NO votes...The MOTION is LOST. We'll now go back to the main motion.

MR. BAXTER: I'd like to offer an amendment to the motion to make the effective date January 1, for all concerned.

MR. MILLER: MOVED and SECONDED. Discussion.

MR. SANDOR: I MOVE THE QUESTION.

MR. MILLER: MOVED and SECONDED. (The Chair would note that Mr. Rose had left the meeting, prior to the last vote, he was not recorded as present on the last vote. There are 37 members present. The MOTION is CARRIED UNANIMOUSLY. We are now voting on whether or not to accept this amendment, that the effective date will be January 1, 1977. The MOTION is CARRIED UNANIMOUSLY. We will now move to the main motion which is for final adoption of Item NO.10.)

MINUTES OF OCTOBER 5, 1976LEGISLATIVE AND RULES COMMITTEE(continuing under suspension  
of rules item #10)

MRS. COSENTINI: I think the concept is excellent, the 90 days. It will be ample time for private industry and homeowners to figure out how to do this.

MR. HOFFMAN: I MOVE THE QUESTION.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED. Were now voting on the main motion for FINAL ADOPTION, of the ordinance. We'll take a DIVISION, using the machine. 21 votes will be needed for final adoption. The MOTION is CARRIED. Mr. D'Agostino will be recorded as a YES vote.

31 YES VOTES	
5 NO VOTES	
1 ABSTENTION	
3 ABSENT	FOR FINAL ADOPTION

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ORDINANCE NO. 339 SUPPLEMENTALCONCERNING THE SEPARATION OF NEWSPAPERS AND  
MAGAZINES FROM PUTRESCIBLE GARBAGE, ETC.

BE IT ORDAINED BY THE CITY OF STAMFORD THAT:

1. It shall be the responsibility of all residents and business operations in the City of Stamford to separate newspapers and magazines from putrescible garbage and other trash regularly collected by the City or by private collectors. Such newspapers and magazines shall be securely bagged or tied in bundles not to exceed fifty (50) pounds and placed at the curbside or other customary location for separate collection on a schedule to be determined by the City.
2. Likewise, residents of business establishments, having corrugated cardboard boxes, cartons, and containers for disposal, shall flatten them and tie them securely in bundles for separate collection. Regular household garbage or trash containing excessive numbers of newspapers or magazines may be refused by any collector within the City.
3. It shall be the responsibility of the City to collect such newspapers, magazines, and cartons as have been placed in the designated locations by the person disposing of them, or the official agent of apartment house or business establishment.
4. Newspapers, magazines or cartons should be bundled and tied and placed in the designated locations by the person disposing of them, or the official agent of apartment house or business establishment.

ORDINANCE NO. 339 SUPPLEMENTAL (continued)

5. Newspapers, magazines or cartons bundled and tied and placed in the designated locations to await collection by the City, or its appointed agents, shall be deemed the property of the City. Anyone, other than the person disposing of them, or the official agent of apartment house or business establishment making such disposition, or the agent appointed by the City for collection, seen to remove, destroy, or otherwise interfere with them, will be liable to prosecution.
6. This ordinance to become effective January 1, 1977.

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MR. MILLER: We can proceed. I believe Mr. Loboza wanted to make an additional motion for suspension of the rules.

UNDER SUSPENION OF THE RULES

MR. LOBOZZA: I like to have a SUSPENSION of the RULES to take up Item NO.1 on the Personnel Committee.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED.

PERSONNEL COMMITTEE- Sandra Goldstein

(1) LABOR CONTRACT NEGOTIATED BETWEEN CITY OF STAMFORD AND CUSTODIANS AND MECHANICS-submitted by Mayor Louis A. Clapes under date of 9/10/76 for the period July 1, 1975 through June 30, 1977.

MRS. GOLDSTEIN: The Personnel Committee met on September 28; present were: Mr. Blum, Mrs. Santy, Dr. Lowden, Mrs. Ritchie and Sandra Goldstein. Tom Barrett, the City's Labor Negotiator and Mike Sullo, the chairman of the custodian and mechanics union and several other union member were present to discuss the contract. The Committee voted 5-0 to APPROVE the contract. The contract covers 189 employees who are custodians and mechanics who will receive an increase of 6% which will come to \$98,174. for the first year. It covers the period from July 1, 1975 to June 30, 1977. The second year, which covers July, 1976 to June, 1977, the union will receive an increase of 5% which comes to \$101,721. The next item which is different from what the previous contract read, was the pensions for retirees, those who retired prior to 1965, would be increased by 10%. Those who retired between July 1, 1965 and July 1, 1969 will have an increased pension of 7%. This will be payable from the pension fund.

PERSONNEL COMMITTEE(continuing under suspension of rules  
item #1)

MRS. GOLDSTEIN: (continuing)....The life insurance package went from \$2,000 to \$4,000, as it did with all the other union contracts that we ratified. The payroll increase over the 2 years will come to \$298,070. The other two items that might be of interest to the Board which take in the only two other major changes in the contract were this: the night shift classification which was part of other contracts, was taken out of this contract. This position had a premium pay level that went with it and it was negotiated out of this contract. The other item calls for a holiday change and that means that if a day that is designated as a holiday such as Election Day becomes a school day then the custodians and mechanics would get another day designated as a holiday, so that there would be no need to pay 2½ times the pay that they would get for working on a holiday. I would say it appears to the committee to be a very fair contract for both sides.

MR. MILLER: MOVED and SECONDED.

MR. HOFFMAN: I would like to ask thru you what is the retirement age of the custodians or what is the situation, can they retire after so many years, or is it a certain age limit?

MRS. GOLDSTEIN: Their time in package would be the same as other civil service employees because they're all part of the same union pension plan. I hope that answers your question Mr. Hoffman.

MR. HOFFMAN: There are a few things in the contract I think are rather liberal and generous. One other question is the fact that the night shift was negotiated out of the contract, but yet it appears here that the work day for a custodian is indeed during the day-time and there is no longer a night shift. The only time a custodian worked at night, he would be paid at the rate of some over-time pay, is that correct?

MRS. GOLDSTEIN: No, there was a night shift in the previous contract; there are nights that custodians do work; if there was a night shift provision then these custodians would be getting premium pay; however, with the night shift provision out of the contract, if a custodian worked two hours at night, he gets paid a differential for working at night but just for those two hours or whatever; not as if he had to work a whole shift which would be from 6 to 10 or what have you.

MR. HOFFMAN: What I'm merely doing here is pointing out again what I consider a rather liberal item, it says on page 10 "custodians and head custodians shall be given a minimum of 4 hours of overtime work for work → in connection with night or weekend functions held in their respective schools".

PERSONNEL COMMITTEE (continuing under suspension of rules  
item #1)

MRS. GOLDSTEIN: Mr. Hoffman, this is not an item that is new to the contract; this has been in the custodians contract for many, many years. I have told you what the changes are.

MR. HOFFMAN: What I'm saying is I believe that this particular item would cost the city more money. On pages, 9,10,12,15,17, 20, and 21, these also are liberal items.

MRS. GOLDSTEIN: Well I can only say that these items have been in the contract for many, many years.

MRS. COSENTINI: I would like to ask thru the Chair, what is the average pay for the school system and what is the average over-time pay?

MRS. GOLDSTEIN: It's in the back.

MRS. COSENTINI: No, that's the scale, not necessarily the average pay.

MRS. GOLDSTEIN: I would have to say that since most of the custodians have been working for over 3 yrs., that you would take that figure in the contract.

MRS. COSENTINI: I think it would be of some interest for people to see that in many cases the over-time is of great assistance on top of this salary for some custodians to have.

MRS. RITCHIE: Let's remember this is the last of a group contracts and it is like 18 months overdue. The Personnel Committee said before, if the Board of Representatives could obtain input before the final draft then we could be of some influence, but I'm sure Mr. Barrett is doing his best.

MR. DeROSE: I like to reiterate what Mrs. Ritchie said. WE are offering the custodians 6% for the year already expired. and no way can help recapture the loss in purchasing power; due to inflation, as far as the second year is concerned, 5% would do nothing more than keep their heads above water; and in conclusion I would like to ask Mr. Hoffman whether he was inferring that due to the plight of the city perhaps he is suggesting that we give the custodians no raise at all?

MR. HOFFMAN: I was repeating what Mr. Callahan had said, raises should not be given every year to everybody; and maybe this is the last contract; but grant it next time we get a contract, you can bet your sweet little bippies that this thing is going to increase over and above what we just had this time.



MINUTES OF OCTOBER 5, 1976PERSONNEL COMMITTEE (continuing under suspension of rules  
item #1)

MR. ZIMBLER: The whole process of collective bargaining is the striking. I know after many hours every-body walks away from the table and you're not really satisfied. I agree wholeheartedly with the suggestions that have come at various times. I know from Mrs. Ritchie for one, and I believe Mrs. Goldstein, that henceforth in the future, contract negotiations thru this Board and the Personnel Committee, we should have some input to Mr. Barrett while negotiations are in progress.

MR. BAXTER: I understand that collective bargaining is a difficult thing. I have nothing against the custodians and mechanics and I understand they are hard workers. Mrs. Goldstein and the Personnel Committee did an excellent job but I think it's quite a comment that we have to be expected to pass this contract without knowing what the economic costs are. I will not vote for another contract in the future unless I can see some time before the meeting what the old contract was and what the new one is and how much it's going to cost.

MRS. GOLDSTEIN: We received this contract at our last Board meeting which was 3 or 4 weeks ago. I just felt that perhaps taking out the new features for this year and categorizing them would make it a little bit easier for the Board. I had assumed that every body did read the contract and the mayor's letter, so it really was meant as a summary. I agree and the Personnel Committee agrees wholeheartedly in relation to that, and we therefor have a sense-of-the-Board resolution that we will bring up later this evening.

MR. SIGNORE: I MOVE the QUESTION.

MR. MILLER: MOVED and SECONDED. The MOTION IS CARRIED.  
(Mr. Connors has left the meeting, there are 36 members present)  
We will now vote on Item NO.1 Labor Contract between the City of Stamford and Custodians and Mechanics.

MR. SANDOR: I just wanted to go on record stating that I will be voting no.

MR. MILLER: I can't take that now Mr. Sandor; we've got to have a vote. DIVISION using the machine. Has everyone voted?  
The MOTION is CARRIED. The contract is APPROVED.

30 YES  
5 NO  
1 ABSTENTION  
4 ABSENT

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We will now go back to the regular AGENDA, Fiscal Committee, Mr. Morgan.

FISCAL COMMITTEE - Michael Morgan

MR. MORGAN: The Fiscal Committee met on Wednesday, September 29, at 8:00p.m. Present were Mrs. Clark, Mrs. Goldstein, Miss Nizolek, Mr. Livingston, Mrs. Cosentini, Mrs. Ritchie, Mr. Loomis, and Mr. Hays, and Mr. Morgan.

- (1) \$1,150.00 - BOARD OF EDUCATION - Request for Additional Appropriation to cover FULLY REIMBURSABLE Grant from State Dept. of Education, Division of Vocational Education, for 2 Selectric Typewriters for WESTHILL HIGH SCHOOL, under P.L. 90-576. (8/11/76 letter of B.R. Reed, Asst. Supt./Business; 7/22/76 letter from E.A. Sillari, State Dept. of Educ., approving Vocational Program Proposal and advising "all funding is contingent upon the availability of Federal Funds"; also copies of proposals and supporting data. Bd. of Finance approved 9/16/76. Held in Committee by Bd. of Reps. 9/13/76.

MR. MORGAN: The Committee APPROVED this by a vote of 9-0 and I so MOVE.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED unanimously.

- (2) \$1,150.00 - BOARD OF EDUCATION - Same as Item #1 above, except for STAMFORD HIGH SCHOOL - and for 2 Selectric Typewriters. (same supporting letters and Bd. of Finance and Bd. of Reps. action).

MR. MORGAN: The Committee voted 9-0 in FAVOR, and I so MOVE.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED unanimously.

- (3) \$1,005.00 - BOARD OF EDUCATION - Same as Item #1 above, except for RIPPOWAM HIGH SCHOOL - and for 1 Correcting Selectric and 1 Calculator, - \$655.00 and \$350.00 respectively. (same supporting letters and Bd. of Finance and Bd. of Reps. action).

MR. MORGAN: The Committee voted 9-0 in FAVOR and I so MOVE.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED unanimously.

MINUTES OF OCTOBER 5, 1976FISCAL COMMITTEE (continued)

- (4) \$12,450.00 - BOARD OF EDUCATION-AMENDMENT TO THE 1976-1977 CAPITAL PROJECTS BUDGET BY ADDING TWELVE THOUSAND FOUR HUNDRED FIFTY DOLLARS-(12,450.00) TO CAPITAL PROJECT #296 1975/76 BONDS RIVERBANK MEDIA CENTER" - Letter from B.R. Reed, Asst. Supt./Business 7/9/76. Bd. of Finance approved 9/9/76. Bd. of Reps. Held in Committee 8/2/76.

Original Appropriation	\$20,000.
Construction Bid came in at	<u>29,450.</u>
Short-fall	\$9,450
Architects fees, legal & Admin. Costs.	<u>3,000</u>
	\$12,450

MR. MORGAN: The Committee voted 9-0 in FAVOR and I so MOVE.

MR. PERILLO: Public Works did not act on this issue.

MR. WIESLEY: Education, Welfare, Government Committee met with a quorum of 3 and we voted 2-1 to APPROVE.

MR. MILLER: MOVED and SECONDED. \_\_\_\_\_

MR. BLUM: I would like to ask the Fiscal Committee Chairman, if this \$12,450 additional appropriation to the capital project is an addition or have we already voted on this in June or July?

MR. MORGAN: I would like to give my time to a member of my committee who is from the 19th District where Riverbank School is located, I'd like to yield to Ralph Loomis.

MR. LOOMIS: I could answer Mr. Blum's question. We approved in the 1975/76 capital project budget an amount of \$20,000 to fund this construction at the Riverbank School. When the bids were opened they found all the bids over \$20,000 and the lowest was \$32,450 so the Board of Education is therefore requesting the additional amount.

MR. BLUM: I liked to know if this media center is an urgency at this time?

MR. LOOMIS: The enrollment at this school is up, due to students who are coming here this year from Martin-Luther King Apartments; the media center as it now exists is over-crowded. There are 3 portable class rooms.

FISCAL COMMITTEE (continued)

Let me add, the media centers that now exist in Stillmeadow, Davenport, Rogers, Springdale and Northeast Schools, all of which are larger than the present media now at Riverbank and what we're doing essentially is building the center at Riverbank so that it could accommodate the number of students that are now enrolled in that school.

MRS. PERILLO: I'm against this media center at Riverbank School. We need a media center in Hart School. The people at Hart keep getting a room and then the room is taken away. Now they have a room but the parents have to sell cakes and hot dogs to supply this media center. Until the Board of Education co-operates with the parents and children at Hart School for a media center, then I will change; until then it is a no vote.

MR. BAXTER: I'd like to ask Mr. Morgan or Mr. Loomis some details about the timing of these bids. When did they know the bids were coming in and when did they know the \$20,000 wasn't going to be enough?

MR. LOOMIS: I'll defer to Mrs. Cosentini.

MRS. COSENTINI: It's my understanding that when the media center was included in the capital budget, it was arbitrarily set at \$20,000; With no idea what it would cost; the appropriation went through with the \$20,000. The Board members felt at that time \$20,000 would be adequate.

MR. LOOMIS: In 1975 an amount was approved in the capital budget for \$20,000. When the bids were opened the nearest bid was \$12,450 above the \$20,000 figure. The Board of Education passed a resolution asking us to give them the extra amount. The Board of Finance approved and then the Fiscal Committee at that time asked for additional information which Mr. Reed submitted to us.

MR. BAXTER: I'm concerned about approving additional emergency appropriations for any city agency. Let me explain a little. It's customary for some departments to come later for emergency appropriations which is a device to keep the original operating budget low. I will not vote for the approval of any additional appropriation unless it's in fact an emergency. My concern is the preparation that went into the budget.

MR. LOOMIS: As a member of the Fiscal Committee I can tell you that these bids came in after their budgetary-making process was completed.

FISCAL COMMITTEE (continued)

MRS. COSENTINI: It may well be, Mr. Baxter, that they have to submit the bid so early and they probably found out that these funds under the new ruling by corporation counsel should be used this year or they go back to the retirement of the bonded debt, and that may be the reason they decided to come in, so as not to waste the total \$20,000 for the year.

MR. MORGAN: Mrs. Cosentini has hit the nail on the head. The Board of Education requested a capital project transfer, but Commissioner Hadley told them as a result of the Corporation Counsel ruling, transfers cannot take place between different capital project accounts.

MR. BLOIS: Do we have a library at the present time at this school?

MR. LOOMIS: That's correct. The reason this is proposed is because of overcrowding.

MR. BLOIS: Fine, how about schools that don't have a library? I heard Hart School mentioned.

MR. LOOMIS: I'm not sure we should go by a policy there is not a facility that's equal to some other.

MR. BLOIS: I think all the kids should have the same opportunities for a library.

MR. LIVINGSTON: I'm going to ask that this be sent back to committee. Children in my district have been shifted over to Riverbank. The Board of Education said these children would have a better educational opportunity; the facilities would be better and the Board of Education did not tell the parents at the time their media center was inadequate. I, myself when I first heard about the portable class rooms, my first thought was that this school must have been crowded in the first place.

MR. MILLER: MOVED and SECONDED. DISCUSSION on the motion.

MR. LOBOZZA: There's a lot of discussion about over-crowding, portable class rooms, to justify this expenditure. I'd like to support Mr. Livingston's motion to put it back in committee.

## FISCAL COMMITTEE (continued)

MR. LOBOZZA:(continuing)....I like to bring to the attention of this Board that they closed down Belltown School and a good portion of the children that are going to Riverbank. The Board of Education is going to have to take into consideration the taxpayers of the City of Stamford, that you can't close down one school, and then ask this Board to come back and give you money to add to another school. This is a wasteful expenditure by the Board of Education.

MR. HAYS: I speak in opposition to Mr. Livingston's motion. I've talk to a number of people involved and there is a need for it. I think we're stepping out of bounds and using rationale in opposition of what the Board of Education does; our job is to say yes or no on funds for specific projects and to let the Board of Education run the school system with the money we give them.

MR. FLANAGAN: I had hoped to speak before the motion was made. I would speak against the motion to return this to committee. I'm sympathetic with the problems in Hart School. The Board of Education has requested funds to increase the size of five media centers and in due time I'm sure that Hart School will be done.

MR. MORGAN: I do not always agree with the Board of Education, but I sense in some of this discussion about this particular item really a criticism of the Board of Education. I think that it should be voted up or down on its own merits. I'm against Mr. Livingston's motion.

MRS. COSENTINI: Mr. Morgan, you said what I wanted to say about this. We have upgraded almost all of the media centers in town, let's not substitute one issue for another.

MRS. GOLDSTEIN: I would like to correct Mr. Loboza's statement, he said many of the students from Belltown School are now going to Riverbank; well as it happens, 90% of the Belltown Children are now attending Newfield School; the remainder attending Stillmeadow School

MR. SIGNORE: I MOVE the QUESTION.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED. We'll now vote on the MOTION to put this BACK IN COMMITTEE. We'll take a DIVISION using the machine. The MOTION is LOST by a vote of 10 YES; 25 NO; 1 ABSTENTION.

We will now proceed to discussion on the MAIN MOTION. There is a motion to MOVE THE QUESTION. MOVED and SECONDED. We will take a DIVISION, using the machine. Mr. Blum will be recorded as a NO vote although the machine recorded YES.

MR. LOBOZZA: Do we need two-thirds vote on this?

MR. MILLER: There are 36 members recorded as present. The MOTION IS CARRIED (two-thirds would be 24). We have 24 YES votes; 11 NO votes; 1 ABSTENTION.

RESOLUTION NO. 1062

AMENDING THE 1976-1977 CAPITAL PROJECTS BUDGET BY ADDING  
TWELVE THOUSAND FOUR HUNDRED FIFTY DOLLARS (\$12,450.00)  
TO A PROJECT WHICH IS ENTITLED "CAPITAL PROJECT #296  
1975/1976 BONDS FOR RIVERBANK MEDIA CENTER" - BOARD OF  
EDUCATION" TO BE FINANCED BY THE ISSUANCE OF BONDS.

BE AND IT IS HEREBY RESOLVED BY the 14th Board of Representatives of the City of Stamford in accordance with the City Charter:

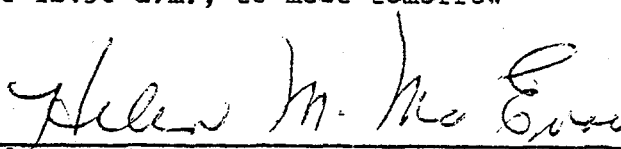
1. To adopt an amendment to the 1976-1977 Capital Projects Budget by adding the sum of \$12,450.00 to an existing Capital Project, which is known as "Capital Project #296 1975/1976 Bonds for Riverbank Media Center" Board of Education" which is now funded with \$20,000.00 and needs \$12,450.00 in order to construct the project.
2. This additional funding is to be made through the issuance of bonds. The total funding for the Riverbank Media Center will therefore be the existing \$20,000.00, previously approved, plus the \$12,450.00 herein approved, for a total of \$32,450.00.
3. That this resolution shall take effect upon enactment.

MR. SIGNORE: Mr. President, look around the room, I see many tired legislators and the agenda is long, I think it's unfair to vote while the people are tired. I MOVE that we ADJOURN.

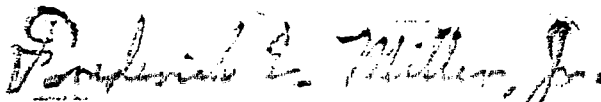
MR. MILLER: The Chair will accept a motion to adjourn if the leadership can agree on a date. We will vote to adjourn to tomorrow evening at 7:30 p.m. MOVED and SECONDED. The MOTION is CARRIED.

ADJOURNMENT: The meeting was adjourned at 12:50 a.m.; to meet tomorrow evening October 6, ~~1977~~ at 7:30 p.m.

1976

  
Helen M. McEvoy, Administrative  
Assistant (and Recording Secretary)

APPROVED:



Frederick E. Miller, Jr. President  
14th Board of Representatives

Note: above meeting was broadcast  
in it's entirety over Radio  
WSTC.

MINUTES OF ADJOURNED MEETING HELDWEDNESDAY, OCTOBER 6, 197614th BOARD OF REPRESENTATIVESSTAMFORD, CONNECTICUT

An adjourned regular meeting of the 14th Board of Representatives of the City of Stamford was held on Wednesday, October 6, 1976, in the Legislative Chambers of the Board of Representatives, Second Floor, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order by the President at 7:58 P.M. There were no caucuses.

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

ROLL CALL: The President appointed MILDRED RITCHIE as ACTING CLERK OF THE BOARD and she called the Roll. There were 22 present and 18 absent; then it finalized to 26 present and 14 absent; except that at 9:25 p.m., three members left (Wiesley, Cossentini, Loomis, having previous pressing engagements and not expecting an adjourned meeting from the night before.). Those absent were: Leon Hoffman, Adam Osuch, James Lobozza, Linda Clark (excused-ill), Matthew Rose, Gerald Rybnick (excused-hospital), Barbara McInerney, Joseph DeRose, Jeremiah Livingston, George Baxter, Christine Nizolek, Leo Carlucci, (David Blum came in 9:25 p.m.), John Sandor, and Peter Walsh. (By Resolution, page 11,538, Gerald Rybnick is declared PRESENT, to preserve his perfect 100% attendance record.) THE PRESIDENT declared a QUORUM.

CHECK OF THE VOTING MACHINE. The machine was checked and found to be in working order.

MR. SIGNORE: This evening is Mrs. Ritchie's 31st wedding anniversary and on behalf of the Board, I would like to extend our congratulations to Mildred and George and wish them another 31 years. (Much applause).

MR. MILLER: It would be appropriate to congratulate Mr. and Mrs. Fox on the birth of twins Daniel and Megan Fox. It is their second set of twins. (Laughter and applause). They now have a family of five. We will now resume where we left off on the Agenda. We were on Item #5 under Fiscal.

MR. MORGAN: I don't know if it's appropriate at this point to raise this question and if not, I'll defer to another part of the meeting, but I wonder if it would be possible for the President of the Board to help our problem of having these multi-meetings and the fact that half of the members are not here tonight, to pick an alternate day in every month so if we do run into a time problem, the members could block it off as the day we will meet. I know I had to cancel something else to come here and I'm sure other people did, certainly Mrs. Ritchie did; and if we knew for sure that there was a problem and we were going to meet on the following day, or the following Monday or some other period, I think we would have a better attendance and we could get this done in a more expeditious manner.



MINUTES OF ADJOURNED MEETING OF OCTOBER 6, 1976FISCAL COMMITTEE (continued)

- (5) \$ 50,951.00 - BOARD OF EDUCATION - Title VI, Part "A" of P.L. 93-380, Education Amendments of 1974, to continue to ADULT EDUCATION PROGRAM for 1976/1977. Board of Finance approved 9/16/76. 3

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MR. WIESLEY: EWG Concurs, Mr. President.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY.

- (6) \$188,502.00 - BOARD OF EDUCATION - Additional Appropriation covering 100% PRE-PAID GRANT to be received from State under Title I of Elementary & Secondary Education Act, to continue Title I E.S.E.A. Project. ASPIRATION-EDUCATION, for fiscal year 76/77, based on 75/76 funding. Approved by Board of Finance 9/16/76.

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MR. WIESLEY: EWG Concurs, Mr. President.

MR. MILLER: MOVED and SECONDED. (Mr. D'Agostino is now here and we now have 25 members present.) The MOTION is CARRIED UNANIMOUSLY.

- (7) \$546,630.00 - BOARD OF EDUCATION - Additional Appropriation covering 100% PRE-PAID GRANT - same as item#6 above, except it is for fiscal year based on 76/77 funding. APPROVED by Board of Finance 9/16/76. 3

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MR. WIESLY: EWG Concurs, Mr. President.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY.

- (8) \$8,093.00 - BOARD OF EDUCATION - Additional Appropriation covering grant to be received from the State Act for Disadvantaged Children to continue the SADC Project, REMEDIAL READING PROGRAM, in eligible NON-PUBLIC SCHOOLS, for fiscal 76/77. APPROVED by Board of Finance 9/16/76.

MR. WIESLY: EWG Concurs, Mr. President.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY.

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FISCAL COMMITTEE (continued)

- (9) \$200,667.00 - BOARD OF EDUCATION - Additional Appropriation covering 100% PRE-PAID GRANT to be received from the State under State Act for Disadvantaged Children to continue the SADC Project, COMPENSATORY INSTRUCTION FOR EDUCATIONALLY DISADVANTAGED STUDENTS, in public secondary schools, for fiscal 76/77. APPROVED by Board of Finance 9/16/76.

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MR. WIESLEY: EWG Concurs, Mr. President.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY.

- (10) \$23,553.00 - BOARD OF EDUCATION - Additional Appropriation covering 100% PRE-PAID GRANT to be received from the State to continue ADULT BASIC EDUCATION PROGRAM for 76/77 fiscal year. APPROVED by Board of Finance 9/16/76.

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MR. WIESLEY: EWG concurs, Mr. President.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY.

- (11) \$152,000.00 - PUBLIC WORKS DEPARTMENT - AMENDMENT TO THE 1975-1976 CAPITAL PROJECT BUDGET - A NEW project entitled "ATLANTIC STREET ALIGNMENT AND WIDENING PROJECT" to be financed by the issuance of bonds. APPROVED by the Board of Finance 6/17/76.

MR. MORGAN: The Committee voted to hold this in Committee.

MR. PERILLO: Public Works Committee also moved to hold.

Item No. 11 was HELD IN COMMITTEE.

- (12) ~~\$17,738.00~~ - PUBLIC WORKS DEPARTMENT - CODE 616.000 STREET LIGHTING - Two-year utility service study to be made by Mr. Diamond of Grumann. (Held in Committee 3/4/76, 4/5/76, 6/7/76, 9/13/76).  
\$3,500.00  
 APPROVED  
 REDUCED AMOUNT.

MR. MORGAN: I would like to compliment George Hays, a member of the committee for researching this very thoroughly; and he has found a consultant who is willing to do the same thing equally efficiently and at much less cost. We met with Mr. Diamond and some members of the Board of Finance and we will be willing to pass this contract in the amount of \$3,500.00. The Committee voted 9-0 in favor and I so MOVE.

FISCAL COMMITTEE (continued)

MR. MILLER: Will you repeat the MOTION, Mr. Morgan.

MR. MORGAN: We're reducing this amount to \$3,500.00

MR. PERILLO: Public Works did not act on this, as we were at another meeting and did not get in on the presentation.

MR. MILLER: We'll have to have a MOTION to SUSPEND the RULES. because this item will be over \$2,000, so it should be considered by a second committee. The Chair will say the rule is still in effect that there will be no smoking on the floor. We have a MOTION to SUSPEND THE RULES so we might consider this item although it has been considered by only one committee. MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY. We will now take DISCUSSION on the MOTION itself, on the approval of \$3,500.00.

MR. SHERER: I just have a question ; is this new group taking the place of CLARK? You see \$17,000 is with Clark, so \$3,000 is with Diamond.

MR. MORGAN: That's right.

MR. SHERER: Is Mr. Diamond being screened and interviewed?

MR. MORGAN: He has met with Commissioner Rotondo to talk about the scope of the study and has been found to be acceptable.

MR. SHERER: Is this any kind of indication that other projects can made to be cheaply, done with the proper investigation?

MR. MORGAN: That part has occurred to us Mr. Sherer.

MR. LOOMIS: Yes, I'd just like to support this MOTION. I think Mr. Hays can take credit for saving the City some \$14,238 and it was through his investigation and his initiative that we came to find this other consultant.

MR. BLOIS: In respect to the previous speakers and Mr. Hays for doing such a nice job, I think we're entitled to hear a little more about it. I'm very familiar with the \$17,738 figure, but I'm not familiar with the \$3,500, so can somebody give us a little detail on them and bring us up to date?

MR. HAYS: I'll be glad to. The Fiscal Committee was not happy with the consultants that had been referred to us by the Board of Finance. We know that there is waste in the use of energy in our City and a lot of us wondered how we could effect such a study. I, in doing my own searching, came across the firm of GRUMANN ENERGY SYSTEMS which is very highly regarded in its field.

MR. HAYS (continuing),...After several negotiations with GRUMANN, the size of contract we were looking for was a little too small for Grumann; however they did not want to get in the City's bad graces and offered Mr. Diamond to accept the contract personally. We had several interviews with him personally and had him meet Mr. Rotondo, Mr. Vignola and the Fiscal Committee. His credentials are excellent; he is a professional engineer, who helped originate the Grumann Energy Systems Program. I'm particularly interested in the savings, as Ralph mentioned a little while ago, we are spending maybe \$14,000 less. In this case we pay him a flat \$3,500 to perform several functions. First, to audit the last 12 months Electric and Oil bills; second, to do a physical audit of four buildings that Commissioner Rotondo designates as the largest energy consumers; and lastly, to train people at these facilities to perform in accordance to his recommendations. I think it's a real bargain, Mr. President.

MR. BLOIS: In other words Mr. Hays, it's \$3,500.00 period; no other cost? When he does his analysis, will he go into generator, air-conditioners, and motors and such?

MR. HAYS: If the plan of the buildings is available, he will study the plans and be sure they conform to what actually is in the building and then inspect the building and based on that, make recommendations as to how we can save energy. Between Mr. Rotondo and myself, we feel if we prove his value as someone to save energy expense for us, that we could come back and have him make a bid to us for PHASE 4 or 5. This originally was to do a fast blitz of all the City's meters, locations and make recommendations. In the meeting, it was agreed to go along with the selected four choices Mr. Rotondo thought had the most potential.

MR. BLOIS: Is he going to touch the Hartford Electric Light Co. at all? This is where we spend a lot of money.

MR. HAYS: Well you say...

MR. BLOIS: Is he going to analyze the bills, Street Lighting, I'm talking about, you know in other places where it cost us a lot of money?

MR. HAYS: It's up to the Commissioner to select the four locations, but he's going to analyze every electrical bill the City has received for the last 12 months. Both mathematically, and from a rate structure program.

MRS. GOLDSTEIN: I would like to say that the presentation from Mr. Diamond was one of the most informative, excellent, presentation we had in Fiscal for a long while, and we were so impressed by the amount of work this man was going to do; and there is no question the reason he is doing it for this small fee is that this is the wave of the future. He is really getting his foot into the door by having a client like STAMFORD as his FIRST client and we were pleased and proud of George Hays for uncovering this whole thing.

FISCAL COMMITTEE (continued)

MR. SIGNORE: I want to also commend Mr. Hays on a job well done. Last evening, Mr. Morgan said the talent was on his side of the aisle but it demonstrated that we have real talent on this side.

MR. MORGAN: I just said we had more talent.

MISS. NIZOLEK: In FISCAL we are all equal.

MR. CONNORS: I don't want to fight the Representatives, because they are all nice people and I'm looking for money anyway so it doesn't make any difference. In the street lighting program Mr. Rotondo has done a lot on his own. He had many people working on something. I know one individual who did a lot of work for him. The City of Stamford was being billed for a lot of things they are not supposed to pay for. I feel with the street lighting program, they are on the right track. I want to admire Mr. Hays for his diligence. He has done a wonderful job. I feel we paid for a lot of things we never should have. Mr. Hays is really correct when he states these people want to make a good survey. We should commend Mr. Hays for his outstanding job.

MR. ZIMBLER: I also think that we owe Mr. Hays and the Fiscal Committee a vote of commendation for the excellent manner in which they handled this area. It just goes to show that it behooves us in the future to be on our toes that when your contracting for professional services where no product is involved, but strictly service there can be a wide disparity of prices, to analyze these things carefully as also was the case here to utilize the expertise that members of this Board have, as in the case of Mr. Hays, who has been a management consultant. I believe he was very well qualified to analyze this thing in depth. I'd like to thank Mr. Hays and Mr. Morgan and the Committee and hope that we see a lot more of the same.

MR. MILLER: The Chair would observed that there are not 21 people on the floor, and we can't vote unless we have 21 people out here. None of these things can be passed unless there are 21 votes.

MR. LOOMIS: Move the Question, Mr. President.

MR. MILLER: We don't have 21 people to vote on that either. We now have 21 people, we'll vote on moving the question. MOVED AND SECONDED. The MOTION is CARRIED. We'll now vote on the MAIN MOTION. MOVED AND SECONDED. The MOTION is CARRIED.

(13) \$6,880.00 - PLANNING BOARD - Additional Appropriation to fund position of TRAFFIC DIRECTOR as part of the Planning Board's Technical Staff. Mayor's letter 9/8/76, letter 8/23/76 from S.J. Bernstein, Chairman Pro Tem of Planning Board. Mayor and Planning Board requested \$20,640.00 to fund for the remainder of fiscal year 76/77; The Board of Finance REDUCED this to \$6,880.00 to

FISCAL COMMITTEE (continued)

(13 - continuing)...be apportioned as follows: (Board of Finance  
DEFERRED balance of \$13,760.00)

Code 104.0101	Salaries	\$6,510.00
104.0301	Stationery & Postage	110.00
104.0501	Telephone & Telegraph	210.00
104.2101	Conf., Dues, Conven.	50.00
		<u>\$6,880.00</u>

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MRS. GOLDSTEIN: Personnel Concurs, Mr. President.

MR. MILLER: MOVED AND SECONDED, The chair will note for the record that Mr. Flanagan is now present, making 26 members present. We'll take a DIVISION, using the machine.

MR. MORGAN: POINT OF INFORMATION. How many votes do we need?

MR. MILLER: On page 165 of the CHARTER, approval of such request, additional appropriation shall require affirmative vote of 2/3 of MEMBERS. The MOTION is LOST. (21 votes needed).  
but not less than 21.) 19 yes votes  
5 no votes

(14) \$600.00 - BUILDING BOARD OF APPEALS - Additional Appropriation to cover expected cost of secretarial services for meetings. Code 109.0104 Over-time Meetings \$600.00  
Mayor's letter 9/2/76; Mr. Stein's letter 8/30/76.

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MR. MILLER: Are we through with the PRIVATE conversation, so we can proceed with this MEETING? MOVED AND SECONDED. The MOTION is CARRIED UNANIMOUSLY.

(15) \$21,540.00 - CHARTER REVISION COMMISSION - Additional Appropriation for the 10th Charter Revision Commission for fiscal year 1976/1977. Mayor Clapes' letter 9/9/76; Chairman Isadore Mackler's letter 9/8/76.

Code 118.0102	Part-time Salaries	\$4,600.00
118.0301	Stationery & Postage	1,500.00
118.0401	Advertising & Printing	2,700.00
118.0701	Janitor Service	140.00
118.0901	Spec. Professional Svces.	10,000.00
118.1401	Rental of Equipment	2,200.00
118.1001	Miscellaneous	400.00
		<u>\$21,540.00</u>

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MR. MILLER: This was also given to Charter Revision Committee. Do we have a report on that?

MINUTES OF ADJOURNED MEETING OF OCTOBER 6, 1976FISCAL COMMITTEE (continued)

MR. LOOMIS: Miss Nizolek is not present. I will report. Miss Nizolek took a poll. Mr. Blois, Mrs. Hawe, Miss Nizolek, and myself, four who concurred with this appropriation.

MR. MILLER: Well, you didn't have a quorum?

MR. LOOMIS: We polled the members of the committee prior to the meeting, and the majority of the members voted in favor of this.

MR. MILLER: A poll is not a meeting. I think you <sup>had</sup> better move for suspension of the rules. MOVED AND SECONDED. The MOTION IS CARRIED. Now is there a second to Mr. Morgan's motion. MOVED AND SECONDED. The MOTION is CARRIED UNANIMOUSLY.

- (16) \$30,767.00 - (This amount reduced by Committee)  
 \$19,767.00 - FINANCE DEPARTMENT - Code 240 - Request from Commissioner of Finance dated 9/7/76 for development of a GRANTS MANAGEMENT SYSTEMS, being initial step in establishing a GRANTS OFFICE within the Finance Dept.; this funding to be for period Nov. 1, 1976 to June 30, 1977. Mayor's letter 9/7/76. Board of Finance approved 9/16/76. The Board of Finance approved 9/16/76.

(8 months)

0101 Salaries: Director	\$11,333.00
Admin. Asst. S-10A	6,433.00
0301 Stationery and Postage	667.00
0501 Telephone	667.00
0601 Gen. Materials & Supplies	500.00
0801 Transportation	167.00
0901 Professional Svces.-Municipal Assistance Program-Union Trust Co.	

11,000.00

(Further along, it indicates MOTION LOST, 20 YES; 6 NO; but 21 YES votes needed)

\$30,767.00

MR. MORGAN: The Committee voted to reduce this by \$11,000 to \$19,767.00. The \$11,000.00 difference represents the account which is on our agenda labeled "PROFESSIONAL SERVICES - MUNICIPAL ASSISTANCE PROGRAM-UNION TRUST CO." We defer approving that action, because Commercial banks can be compensated for this kind of service. Mr. Hadley is going to see if he can negotiate and perhaps we can get it for no direct hard dollar cost to the City. The Committee voted 9-0 in favor and I so MOVE.

MR. WIESLEY: Education, Welfare & Government concurs. Mr. President I would wonder if Mr. Morgan shouldn't just tell the Board that Mr. Hadley's possibility of negotiating at \$11,000 down is not the greatest in the world and we should be looking for a total almost like this. What do you think, Mike?

MR. MORGAN: I think that's a possibility but <sup>in</sup> my experience as a commercial bank officer these things are negotiable. I think the City's got a strong case and effort should be made to present

MR. MORGAN: (continuing).....it to Union Trust Co. We keep large balances therewhich the bank makes a great deal of money, off of those idle funds. They earned I would suspect more than \$11,000 and I think we should get some more information and if it's possible to save money, by all means we should. I'm just trying to emulate Mr. Hays in his effort to save the city a little money.

MR. SIGNORE: I just question why on a start of a program such as this, the director can not handle the duties himself until things get rolling along, with-out having an administrative assistant and I think you should have questioned him on that point.

MR. MILLER: Mr. Morgan, do you care to respond?

MR. MORGAN: The only comment I could make is that it was presented in the request and it was thought to be necessary and we concurred.

MR. SIGNORE: Could I amend it to eliminate that particular amount of money?

MR. LOOMIS: Mr. President, can I answer this question?

MR. MILLER: No, I'll answer; the question was directed to the chair. Mr. Morgan is making a recommendation that this be approved at \$19,767.00. That's the motion on the floor now. Mr. Signore wishes to offer an amendment to that motion and he can do so.

MR. SIGNORE: I so MOVE that I amend to eliminate the amount of \$6,433.00.

MR. MILLER: MOVED AND SECONDED. DISCUSSION.

MR. LOOMIS: I like to speak against the amendment proposed by Mr. Signore. This was a question that was addressed to Mr. Hadley. We're not talking about who is an administrative assistant, rather a person who is going to be performing secretarial chores, one who is going to do clerical and also do things that will be of assistance to the director in the preparation of some very complicated grant applications. It's been my experience and I've had some with grant matters. They are very detailed and if the director does not have any assistance in the preparation of these grants, somebody is going to have to do all this typing and it's going to have to be an administrative assistant.

MR. HAYS: I think, Mr. President, equally important in opposition to the proposed amendment is the basic concept of this. We have been yelling and screaming to get more grant money and we've been ranting and raving, we have overlooked grants and I believe we were trying to create a department. We're trying to fund it just to the balance of this year. I think we ought to



MINUTES OF ADJOURNED MEETING OF OCTOBER 6, 1976

MR. HAYS (continuing)...give them all the help we can, so as to get things started. We have another look at this in next year's budget, Mr. President, so I certainly would say let's encourage it and give them a good start and if they need to be toned down a little, we can do that at next year's budget.

MRS. COSENTINI: The job position has to be open and they have to find someone to screen and declare and eventually they would have to do the same for the administrative assistant, so if we don't do it now we will have to do it later; and it wouldn't hurt if it was done right now, it will make things easier.

MR. ZIMBLER: Mr. President, on our agenda it says administrative assistant with a salary for the balance of the year of \$6,433, which someone said in caucus projects to an annual salary of about \$10,000.....\$9,600? OK. Now Mr. Loomis' explanation of why this particular individual was necessary didn't sound like a job description for an administrative assistant, but more like a clerk-typist. If a clerk-typist is necessary, I think either (A) we don't have to pay this much for a clerk-typist, or (B) would it be possible for the balance of the year, if typing services are required to furnish someone from the CETA program to handle the typing and filing?

MRS. SANTY: This position was held by Mr. Narajka who suddenly found himself without a position and now they want to hire 2 people for what one person was doing. I'm in favor of the amendment.

MR. BLOIS: Mr. President, didn't I remember at one time that this program was funded by CETA for our GRANTS OFFICER upstairs.

MR. MILLER: Mr. Morgan can you answer that?

MR. MORGAN: I don't know, Mr. President.

MR. BLOIS: I believe it was and I think there is probably money available for this particular job through CETA. I think Mr. Narajka was on a year-to-year basis paid by CETA. I don't know why we were appropriating money for it, if we can get money for it through CETA.

MR. MORGAN: Responding to Mr. Blois, I think one problem with CETA funding is that it's not regular, it disappears, that's why we have CETA employees who come in and out of City Government. It's only supposed to provide people who are out of work in private sector with a temporary job until they can get back into private sector. I think it's the wrong way to fund something like this. It should be an on-going effort within the City specifically to the administrative assistant position. There is

FISCAL COMMITTEE (continued)

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MR. MORGAN (continuing)....a great deal of GRANT MONEY that the City of Stamford does not get, and if we had this kind of program we would be receiving large grants to supplement the City's financial condition. We would be spending a little money to receive a lot of money.

MR. BLOIS: Your explanation was very well put. Now if we approve this money and create this grants management dept., does that mean that this office will apply for ALL GRANTS incoming to the City, and if so will the HUMAN RESOURCES AGENCY then be dissolved? A lot of grants go to them and they're distributed through them and not through the Mayor, not through the City and not through the Park Dept, Recreation area where some of this money should be going. These are two very important questions. If this is going to be a GRANTS OFFICE, are they applying for ALL GRANTS and will all the money go to the Mayor for him to distribute to different departments?

MR. MORGAN: For example, CTE GRANTS do not require any City participation and they are made directly to CTE. CTE will not be part of this particular program, that's how it was explained to us, Mr. Blois.

MR. BLOIS: I have to disagree, if the City of Stamford is going to apply for grants, I think all money should go to the Mayor's Office for him to distribute to CTE, Human Resources, Recreation Dept. and where-ever the grants are made for.

MR. MORGAN: Well Mr. Blois, if I could point out, we don't approve CTE Grants that come here to this Board now; when is the last time you saw one here?

MR. BLOIS: Mr. Morgan, the Mayor applies for the grants. It goes through his office. You have CTE, Greenwich, Darien and Norwalk which goes through your Mayor's office. I just want to know if we're going to set up an office; if we're going to fund it, and it's going to be City money, Tax-payers money, are we going to let all these monies go to the Mayor's Office and let him distribute it, or are they going to the Organizations that get it now? There are certain departments in this City that should be getting grants now and they are not.

MR. MORGAN: That's right, that's why we need an improved system. I'd like to yield to Mrs. Goldstein.

MR. MILLER: There are 3 other people on the list, Mr. Loomis, Mr. Wiesley, and Mr. Sherer. Mrs. Goldstein can you explain this?

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FISCAL COMMITTEE (continued)

MRS. GOLDSTEIN: I don't wish to take any of their positions, I'll wait my turn.

MR. LOOMIS: Let me make a few points here, first of all the fellow in New Haven who has a similar position to that which is being proposed is getting \$35,000 a year. We're quibbling over \$6,000. He has during the previous administration brought in I believe something in the neighborhood of \$20 to \$30 million dollars. In 1960 Mayor Lee of New Haven established an office of 8 people, to work on grants and because of their work, they have received more federal money per capita than any other City in America. One other point which is very important, is when you get grants on a continuing basis, often times the Federal money that comes in is a percentage of the money you previously received. That's the reason URBAN REDEVELOPEMENT PROGRAM in this City hasn't got as much money as other cities. If we had proper grants management in the past we would have gotten many more dollars for URC for this City. Mr. Signore is weeping about \$6,000, when we're talking about millions. The other thing, Mr. Narajka didn't have an assistant, so why does this fella need one, well the arrangement with Narajka didn't work out and the reason is because he didn't have a staff. I completely concur with what Mr. Morgan said and what others who have spoken. I hope we defeat Mr. Signore's amendment.

MR. WIESLEY: I'm glad Mr. Loomis spoke first. He said what I would have liked to. It is a tremendous program the City has to get into.

MR. SHERER: I just think it is a very important office and I think he can pay for himself threefold. If this gentleman, Mr. Narajka, is a capable individual, I hope he apply for the job and gets it.

MR. MILLER: I'm not sure he will be able to do that, Mr. Sherer. He's applying for another job at the present time.

MRS. GOLDSTEIN: Well I must say what I wanted to say was said very, very well by the previous speakers. The one addition is it's precisely because the City has been missing so many grants that we need this Grants Officer. The one thing I don't understand Mr. Blois, you keep saying will all the money go to the Mayor; I don't get what you mean by that, if I may, Mr. Chairman?

MR. BLOIS: If I may answer that, if you're familiar with grants coming into the City in the past, the Mayor applies for the grants, but there's different organizations that we have that come from the Mayor office, that we have created.

FISCAL (continued)

MR. BLOIS (continuing)...For instance the Human Resources which has CTE and other organizations under it. They get their grants and spend it as they please, now the Board of Recreation is entitled to grants under CTE which I know they're not getting. When I say I would like the Mayor to apply for all the money, then he has this table of organization where he splits the money where it was applied for and given their percentage of grant. There are many areas in this city that grants do not go for. I'm in agreement with setting up of the office, providing it all goes to the Mayor's office and he divides the money.

MRS. GOLDSTEIN: I understand now what this program is. This Grants Director will meet with the different department heads and will have the expertise and the material available and all the resources available to show the departments where grants are available in their particular department and then for him with the department heads to apply for these grants that would go for that particular area.

MR. MILLER: I think we had a considerable discussion on this. I still have a couple of names.

MR. SIGNORE: I don't want to get into a hassle with my fellow Republicans and I'm not weeping over \$6,400, but I wish to make a point.

MRS. HAWES: MOVE the question.

MR. MILLER: We're voting on moving the question on the amendment. MOVED AND SECONDED. The MOTION IS CARRIED UNANIMOUSLY. We'll now vote on Mr. Signore's amendment to reduce Item 16. The chair is in doubt; we will take a DIVISION. The MOTION is LOST.

8 YES VOTES

18 NO VOTES

We're now back to Mr. Morgan motion.

MR. HAYS: MOVE the question.

MR. MILLER: We'll take a DIVISION. 21 votes are needed to carry. The MOTION is LOST.

20 YES VOTES

6 NO VOTES

The chair would request that you please stay on the floor because I'm not going to take any vote unless we have at least 21 people present.

MINUTES OF ADJOURNED MEETING OCTOBER 6, 1976FISCAL (continued)

- (17) \$21,000.00 - FINANCE DEPARTMENT - 240.0901 - Request from Commissioner of Finance J. Dwight Hadley 8/6/76 to cover fees of ARTHUR YOUNG & COMPANY for Phase I activities (9-11 man weeks over an 8-10 week period) - additional appropriation to provide funds necessary to begin implementation of a new City-wide Centralized payroll system. Board of Finance approved 9/16/76.

MR. MORGAN: The Committee voted 9-0 to HOLD this pending further study.

MRS. GOLDSTEIN: Personnel concurs. THIS ITEM HELD IN COMMITTEE.

- (18) \$9,089.68 - BOARD OF RECREATION - AMEND THE 1976/1977 CAPITAL PROJECTS BUDGET - PROJECT #2 ENTITLED "PLAY AND RECREATION AREA REHABILITATION" by adding thereto the sum of \$9,089.68 - to be funded by a TRANSFER from the 1973/1974 CAPITAL BUDGET PROJECT #9 entitled "TENNIS COURTS-PARKING AREA". Mayor letter 9/3/76; Recreation Supt. Giordano's letter 8/24/76. Approved by Board of Finance 9/16/76.

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MR. BLOIS: Parks & Recreation did not have a meeting, Mr. President. I MOVE that you bring this out to the floor.

MR. MILLER: We better move to suspend the rules, since the Item is over \$2,000 and has not been considered by two committees. MOVED AND SECONDED. The MOTION is carried.

RESOLUTION NO. 1063

AMENDING THE 1976-1977 CAPITAL PROJECTS BUDGET BY ADDING THERETO A PROJECT IN THE AMOUNT OF \$9,089.68 TO BE ENTITLED "PLAY & RECREATION AREA REHABILITATION" TO BE FINANCED BY A TRANSFER FROM THE 1973/1974 CAPITAL PROJECT #9 ENTITLED "TENNIS COURTS-PARKING AREA".

BE AND IT IS HEREBY RESOLVED BY THE 14th Board of Representatives of the City of Stamford in accordance with the City Charter:

1. To adopt an amendment to the 1976-1977 Capital Projects Budget by adding a project in the amount of \$9,089.68 to be known as "PLAY & RECREATION AREA REHABILITATION - BOARD OF RECREATION".
2. To finance said project by a transfer of funds from the following account in the amount so indicated: TRANSFER FROM 1973/1974 CAPITAL PROJECT #9 ENTITLED "TENNIS COURTS-PARKING AREA" which had been funded by the issuance of bonds.
3. That this resolution shall take effect upon enactment.

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MR. MILLER: We will take the vote on the MAIN MOTION, \$9,089.68, amendment to the Capital Projects Budget. Has everyone voted? The MOTION is CARRIED UNANIMOUSLY on this resolution.

FISCAL (continued)

- (19) \$70,793.37 - HEALTH DEPARTMENT - Additional Appropriation to cover costs of LABOR CONTRACT APPROVED COVERING PERIOD 7/1/74 through 6/30/77 between City of Stamford and Connecticut Nurses Assn. Mayor's letter 9/7/76; Dr. Gofstein's letter 9/3/76. The Board of Finance Approved 9/9

Code 550.0101 Public Health Nurses-Salaries	\$21,068.84
Code 560.0101 Public School Nurses-Salaries	41,485.06
Code 561.0101 Private & Parochial School Nurses-Salaries	8,239.47
	<u>\$70,793.37</u>

MR. MORGAN: The Committee voted 9-0 in favor, and I so MOVE.

MRS. GOLDSTEIN: Personnel concurs.

MR. MILLER: MOVED AND SECONDED. The MOTION is CARRIED UNANIMOUSLY.

- (20) \$16,587.55 - WELFARE DEPARTMENT - SMITH HOUSE SKILLED NURSING FACILITY- Additional Appropriation Code 520.0101 SALARIES - for period 1/1/75 to 6/30/77 (NOT INCLUDING DIFFERENTIAL AND OVER-TIME) - per terms of contract negotiated with Connecticut Nurses Assn. and City of Stamford. Mayor letter 9/7/76 and J.E. DeVos' letter 9/3/76. Board of Finance approved 9/9/76.

MRS. GOLDSTEIN: Personnel Concurs, Mr. President.

MR. MILLER: MOVED AND SECONDED. The MOTION is CARRIED UNANIMOUSLY.

- (21) \$5,000.00 - PERSONNEL DEPARTMENT - CIVIL SERVICE EXAMINATIONS - Code 270.0906 - Letter of Mayor Clapes 9/2/76. Letter of 8/26/76 from Personnel Director Sim Bernstein; Finance Comm. Hadley's request of 9/1/76. Required to conduct a job analysis for Police Officer and to purchase a validated examination, for possibly 1000 applicants. Board of Finance approved 9/9/76.

MR. MORGAN: The Committee voted 9-0 in favor and I so MOVE.

MRS. GOLDSTEIN: Personnel concurs, Mr. President.

MRS. SANTY: There is no report, but met with the other committee so we concur with that.

MR. MILLER: MOVED AND SECONDED. The MOTION is CARRIED UNANIMOUSLY.

- (22) \$3,202.00 - SPRINGDALE FIRE DEPARTMENT - Code 475.0101- Additional Appropriation for salary increases to five paid employees not covered by Union Contract. Mayor's letter 9/1/76 and Springdale Dept. Chief T. Russell's letter 8/19/76, and Internal Auditor Ruszkowski's letter 8/23/76. Board of Finance approved. 9/9/76.

MINUTES OF ADJOURNED MEETING OCTOBER 6, 1976FISCAL (continued)

MR. MORGAN: Fiscal Committee voted 9-0 in favor and I so MOVE.

MRS. GOLDSTEIN: Personnel concurs.

MRS. SANTY: Health & Protection concurs.

MR. MILLER: MOVED AND SECONDED. The MOTION is CARRIED.

MR. MORGAN: I have one additional item which I'd like to bring up under suspension of the rules, and I so MOVE.

UNDER SUSPENSION OF THE RULES

(23) Resolution for authorization to apply to Economic Development Administration of the U.S. Government for Federal Grant under new Public Works Act.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY.

MR. MORGAN: On October 2, President Ford signed a 3.7 billion dollar Public Works Job Bill, which 40 Millions dollars has been allocated to the State of Connecticut. Commissioner Hadley said in order for the City of Stamford to apply, they need a resolution from the legislative body. A draft resolution has been prepared entitled "CONCERNING AUTHORIZATION FOR ADMINISTRATION OF THE U.S. GOVERNMENT". This is simply giving the Mayor the authority to file an application in a timely manner to be eligible.

MR. MILLER: MOVED and SECONDED. The MOTION is carried unanimously.

RESOLUTION 1064CONCERNING AUTHORIZATION FOR APPLICATIONS TO THE ECONOMIC  
DEVELOPMENT ADMINISTRATION OF THE UNITED STATES GOVERNMENT

BE AND IT IS HEREBY RESOLVED by the Board of Representatives of the City of Stamford that

1. The City of Stamford is hereby authorized to file from time to time, applications for grants with the Economic Development Administration of the United States Government, including the filing of all understandings and assurances contained therein; and
2. The Mayor of the City of Stamford is hereby designated as the official representative of the City of Stamford in connection with such applications; and

FISCAL COMMITTEE (continued)

RESOLUTION 1064 (continued)

3. The Mayor of the City of Stamford is hereby authorized to provide to the United States Government such additional information as may be required in connection with any such applications, and to execute such assurances and representations as shall be appropriately required by applicable governmental authority, including but not limited to the regulations, policies, guide-lines, and requirements, including Office of Management and Budget Circular No. A-95, and Federal Management Circulars 74-4 and 74-7 as they relate to the application, acceptance and use of Federal funds for such federally-assisted project.

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MR. MORGAN: This completes my report.

LEGISLATIVE AND RULES COMMITTEE - JOHN WAYNE FOX

MR. FOX: Thank you Mr. President.

- (1) PROPOSED ORDINANCE REGARDING CONDEMNATION PROCEDURES AND THE REQUIREMENT OF SUFFICIENT NOTICE TO THE LAND AND HOMEOWNERS PRIOR TO CONDEMNATION. Requested by Courtland Terrace Association, Inc., Letter dated 5/20/76.

MR. FOX: The Committee would MOVE for publication.

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MR. MILLER: There is no report from Planning and Zoning. MOVED AND SECONDED. Mr. Blois.

MR. BLOIS: I'd like to ask Mr. Fox, to define in length of time, what were talking about.

MR. FOX: I would yield to Mr. Sherer.

MR. SHERER: I think we're going to have a better answer to that after the Public Hearing, Mr. Blois. All we're doing tonight is putting it out for publication. The earliest time after the design is out, and submitted to the Engineering Dept. and they compare it to the map, that is when that notice will be given.

MR. BLOIS: Mr. President, thru the chair to either Mr. Sherer or Mr. Fox, Do you have knowledge of any case that a homeowner, a land owner was not notified, before condemnation?



LEGISLATIVE AND RULES COMMITTEE (continued)

MR. SHERER: What happens was ridiculous, that's what prompted this whole thing. This pertains to purchase also, in other words, condemnation is the last resort. People are asked to sell their land to the City, if they don't do it, it'll be condemned. This is what we want to try and avoid and to give the homeowners a little different type of notice.

MR. BLOIS: Fine, but I think we should put a limitation on this because I see a lot of sewer work being held up, unless you specify a specific time.

MR. SHERER: L&R cordially invites you to attend the Public Hearing on this ordinance.

MR. BLOIS: Yes, but we're putting this out for publication.

MR. SHERER: Publication, right, just to give people the idea of what's going on.

MR. CONNORS: Mr. Sherer, is it customary in this City of Stamford to get an easement before they touch anybody's property?

MR. MILLER: I think an easement is something else, another problem, Mr. Sherer.

MR. SHERER: Mr. Connors, while the city is planning to take the property and ask for an easement, the people are looking out of their window and being told by the surveyor their property being taken and will be asked for it at a later date.

MR. CONNORS: It's customary for sewer problems, to contact the property owner to talk it over, if they refuse either they take them to court or go back and talk again. I can't understand how somebody can come and take 15-20 ft. of your property away with out consulting you.

MR. SHERER: That's exactly why we want to have an ordinance.

MR MORGAN: Thank you, Mr. President. Giving owners adequate notice before beginning the process of taking their property is absolutely necessary and commendable and I support it.

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. FOX: Just to add a bit to what Mr. Sherer has said. The point raised by Mr. Blois is a good one. We had some discussion with city officials, and a representative from Corporation Counsel's office. We hope to hear more at the public hearing. There are certain statutory requirements which must be met before property is condemned.

MR. BLOIS: I'm for this 100% and I think you're doing justice to the homewoners. I think this should be publicized and people should be made know that the city owns 25 ft. from the center of the road, or what it happens to be on that particular street.

MRS. COSENTINI: I MOVE the question for the second time.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY. We're now voting on the motion made on behalf of the L&R Committee, for PUBLICATION of a PROPOSED ORDINANCE. MOVED and SECONDED. The MOTION IS CARRIED UNANIMOUSLY.

(2) PROPOSED ORDINANCE SUPPLEMENTAL CONCERNING APPOINTED AND/OR ELECTED PERSONS BEING EMPLOYED BY THE CITY OF STAMFORD AND/OR ANY AUTONOMOUS AND/OR POLITICAL SUBDIVISION IN THE MUNICIPALITY  
Submitted by 18th District Representatives S.A. Signore (Co-Minority Leader) and Jeanne-Lois Santy. (Held in Committee 9/13/76 and 8/2/76).

MR. FOX: At our Sept. 28, 1976 meeting, the Committee voted 6-0 AGAINST this ordinance.

MRS. SANTY: I MOVE for publication of this ordinance.

MR. MILLER: MOVED and SECONDED. I want to make it very clear that it is the recommendation of the L&R Committee, that this ordinance be rejected.

MRS. COSENTINI: What is the procedure, Mr. President, when the Board's intent is to vote it down completely?

MR. MILLER: Just vote no.

MRS. COSENTINI: On the publication.

MR. MILLER: You don't need 21 votes for publication.

MRS. COSENTINI: If the publication vote loses, is that the end of it?

MR. MILLER: That's the end of it.

MINUTES OF ADJOURNED MEETING OCTOBER 6, 1976LEGISLATIVE AND RULES COMMITTEE (continued)

MRS. GOLDSTEIN: Personnel Committee voted 3-2 to HOLD.

MR. MILLER: So we don't have a favorable response from the Personnel Committee, either. Is there any DISCUSSION?

MRS. SANTY: I co-sponsored this ordinance for two very basic reasons. First, I feel it is a giant step in Civil Service reform, but most of all the voters must be given assurance from their elected and appointed officials, that we are here to serve the office not as a stepping stone, to a more secure future.

MR. LOOMIS: MOVE the question, Mr. President.

MR. MILLER: MOVED and SECONDED. We'll take a DIVISION. If you don't vote, it's an abstention. There are 26 members recorded. The MOTION is LOST.

5 YES VOTES  
17 NO VOTES  
4 ABSTENTIONS

If any one is leaving for the evening it should be reported to the Chair. Mrs. Cosentini, Mr. Wiesley, and Mr. Loomis are leaving, there are 23 members present. Let it be recorded on the last vote that Mr. Wiesley was not present and there were 25 members present prior to the time he left. On the last vote there were 2 abstentions. The vote is recorded with:

5 YES VOTES  
17 NO VOTES  
2 ABSTENTIONS

Mr. Blum has arrived, now we have 23 members present.

(3) PROPOSED ORDINANCE SUPPLEMENTAL MANDATING ANNUAL SPRING PICK-UP OF HOUSEHOLD MATERIALS AND ANNUAL FALL PICK-UP OF YARD AND GARDEN DEBRIS. Submitted by 18th District Representatives Jeanne-Lois Santy and Sal Signore. (Co-Minority Leader) (Held in Committee 8/2/76 and 9/13/76)

MR. FOX: We, the Legislative and Rules Committee, when we met on Sept. 28, rearranged but kept intact, paragraph 1 and 2 of the proposed ordinance. Paragraph I will read "There shall be a City-wide Annual Pick-up between March 15 and June 15 of each year, of household materials discarded by City residents during said period". Paragraph II will read "There shall be a City Wide Annual Pick-up between September 15 and November 15 of yard and garden debris, discarded by said residents". 3,4 and 5 remain the same.

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. FOX: (continuing)...The Committee voted 6-0 to WAIVE publication, and I so MOVE.

MR. FLANAGAN: I'm a little hazy on the Charter Provision for waiver of publication. Is it 2/3 present or 2/3 of the Board?

MR. MILLER: In Section 204.1, and I'm reading in part, "no ordinance shall be passed at any meeting unless it shall have been introduced to meeting at least 5 days prior thereto, and published in an official paper at least 3 days prior to such meeting". These requirements may be dispensed with in case of emergency by a vote of 2/3 of the entire membership of the Board of Representatives. So I would have to rule the motion not in order, Mr. Fox, since we don't have 27 people present. You may move for Publication, if you wish.

MR. FOX: I would then MOVE for publication of this ordinance.

MR. MILLER: MOVED and SECONDED.

POINT OF ORDER.

MR. HAYS: Point of order, Mr. President. Since this is a vote counter to the vote of the committee's recommendation are we not supposed to suspend the rules first?

MR. FOX: The recommendation of the Committee was No.1 to move for waiver of publication and then for final adoption, but this is not possible with so many members absent. I would MOVE then for publication of this ordinance.

MR. MILLER: MOVED and SECONDED. DISCUSSION.

MRS. GOLDSTEIN: I would like to ask Mr. Fox thru the Chair if the Committee received any input from Mr. Rotondo, regarding figures?

MR. FOX: We did speak with Mr. Rotondo. We do not have a specific figure as to what it would cost. It has been the feeling of the committee, and if I recall the full Board, that if the question was not resolved by this month's meeting, that we would move ahead on this proposed ordinance.

MRS. GOLDSTEIN: I'm especially in favor of Item No.2 of the ordinance, but I think we must know how much Item No. 1 is going to cost this city.

MR. FLANAGAN: Since we're only considering publication, we can probably discuss this as much as we have to.



MINUTES OF ADJOURNED MEETING OCTOBER 6, 1976LEGISLATIVE AND RULES COMMITTEE (continued)

MR. ZIMBLER: I've spoken to Mr. Rotondo and he's in agreement with what the committee is doing tonight. We're very anxious to have at least one pick-up this fall. We haven't had a pick-up in about 2 years. Over the winter, Mr. Rotondo would have the time to iron out the details in this program. I think it's important to approve this thing for publication and for God's sake, let's do it.

MR. MORGAN: I MOVE the question.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY

We will now vote on PUBLICATION of the PROPOSED ORDINANCE.  
The MOTION is CARRIED UNANIMOUSLY, for PUBLICATION

(4) PROPOSED ORDINANCE SUPPLEMENTAL REQUIRING THAT JOB APPLICANTS BE RESIDENTS OF THE CITY OF STAMFORD FOR SIX MONTHS PRIOR TO FILING APPLICATION FOR EMPLOYMENT. Submitted by City Representatives James Loboza. Held in Committee 8/2/76 and 9/13/76.

MR. FOX: Mr. Loboza was not able to attend the meeting of the Legislative & Rules committee at which we were to discuss this and at his request we voted to HOLD this in COMMITTEE FOR another month.

MRS. GOLDSTEIN: Personnel concurs.

(5) PROPOSED ORDINANCE SUPPLEMENTAL ESTABLISHING FLOOD ENCROACHMENT LINES ALONG A PORTION OF THE RIPPOWAM RIVER BETWEEN TRAVIS AVENUE AND CEDAR HEIGHTS ROAD. Letter of 8/24/76 from Environmental Protection Board Chairman Louis J. Casale, Jr., with set of drawings for both Phase I and Phase II as prepared by Stearns & Wheeler, Civil and Sanitary Engineers, Inc., and reports for each phase. Held in Committee 9/13/76.

MR. FOX: No ACTION taken by this BOARD. EPB TO HOLD PUBLIC HEARING.

(6) PROPOSED ORDINANCE SUPPLEMENTAL ESTABLISHING FLOOD ENCROACHMENT LINES ALONG A PORTION OF THE RIPPOWAM RIVER BETWEEN CEDAR HEIGHTS ROAD AND PERNA LANE. Letter of 8/24/76 from EPB Chairman Louis J. Casale, Jr., with set of drawings for both Phase I and Phase II as prepared by Stearns & Wheeler, Civil & Sanitary Engineers, Inc., and reports for each Phase. Held in Committee 9/13/76.

MR. FOX: Items No. 5 and No. 6 deals with a proposed ordinance. Mr. Baxter of our committee spoke with EPB and he was informed they would be holding a PUBLIC HEARING. It was the feeling of the committee that, that particular Board would be more adept at answering questions that would come up at a public hearing. The Committee voted UNANIMOUS That the EPB have a public hearing.

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. MILLER: We don't have to vote on that.

DR. LOWDEN: Environmental & Protection concurs.

(7) PROPOSED RESOLUTION GRANTING BENEFITS (HOSPITALIZATION AND MAJOR MEDICAL, ETC.) FOR EXECUTIVE DIRECTOR OF THE S.H.A.P.E. PROGRAM OF THE HEALTH DEPARTMENT. S.H.A.P.E. is a federally-funded program.

MR. FOX: We met with Mrs. Wahl, and there was a question as to the cost. We also met jointly with Personnel. We submitted a request to the Insurance Dept. Manager, Mrs. Kilgrew as to the cost. We have obtained a response but both L&R and Personnel have not had the opportunity to meet on this. We are HOLDING this in COMMITTEE.

(8) PROPOSED ORDINANCE GRANTING TAX EXEMPTION FOR STAMFORD NORTH CONGREGATION OF JEHOVAH'S WITNESSES AT 891 NEWFIELD AVE. Letter of 7/26/76 from Attorney James V. Guarnieri. (This property had tax-exempt status when owned by Stamford Congregation of Jehovah's Witnesses. On 7/20/76 they sold it to Stamford North Congregation of Jehovah's Witnesses, who will use the property for the same religious purposes as the other congregation. Section 12-81 (b) of the Connecticut General Statutes applies. (Held in Committee 9/13/76)

MR. FOX: Mr. President, we have the same problem here as we did with the prior ordinance. I MOVE for Publication of the Ordinance.

MR. MILLER: I would advise you that this type of publishing is a waste of taxpayers' money. I think it's best to leave it til the November meeting. There is no public hearing and to publish it would cost money. That is my advice, but you do what ever you wish.

MR. FOX: Based upon that recommendation,,I would simply MOVE that we HOLD this in COMMITTEE.

(9) FOR FINAL ADOPTION - PROPOSED ORDINANCE SUPPLEMENTAL REGARDING THE CONTROL OF PIGEONS. Published Saturday, Sept. 18, 1976.

MR. FOX: The L&R Committee had a Public Hearing on Sept. 30. Subsequent to the Public Hearing the Committee voted 7-1 for final adoption of that ordinance with the understanding there is no conflict with an existing state ordinance, section 26-95 of the Connecticut State Statutes entitled "TRAPPING OF BIRDS" The Committee voted to HOLD this in COMMITTEE.

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. MILLER: If somebody wishes to make a motion to bring it out on the floor, the motion would be in order. We will not debate on it unless there is a motion.

MR. BLOIS: I would like to make a MOTION to bring it out on the floor.

MR. MILLER: MOVED and SECONDED.

MR. MORGAN: For the sake of the L&R Committee which wrestled with this problem for so many months, we should give them the courtesy of taking it out of committee, and if some member of the Board wants to present it to the Steering Committee for consideration we can go that route again.

MR. MILLER: I think Mr. Morgan, obviously the L&R Committee for good and sufficient legal reasons, does not want this considered tonight.

MR. FLANAGAN: Since this ordinance has been published and there seems to be some legal problems with it, I would like to see it brought out of committee, and voted down tonight.

MR. BLUM: Can a motion be made to send it back into Committee?

MR. MILLER: I would say that later in the evening your motion would be appropriate; now were voting to take it out of committee.

MR. BLOIS: Can I ask if Mr. Fox has the State Statutes pertaining to trapping of pigeons at his disposal?

MR. FOX: Yes I do.

Is it permissible to read it?

MR. FOX: I think my summary has been that it pre-empted the Statute which was proposed.

MR. BLOIS: Mr. President, at this time I rescind my motion.

MR. MORGAN: POINT OF ORDER - Mr. President, I don't believe there's a quorum present.

MR. MILLER: We can't continue with votes unless we have 21 people. The Clerk will call the ROLL. We have 23 PRESENT at the meeting.

MR. SHERER: POINT OF ORDER - It's been reported out by the Chairman to hold in committee. Does it require a suspension of the rules to move it out on the floor?

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. MILLER: No, a majority of those present and voting.

MR. BLOIS: I MOVE the question.

MR. MILLER: A yes vote to move it out of committee, and a no vote opposed. The MOTION is LOST.

MR. BLUM: I wonder if it would be in place now to make this motion, that the L&RCommittee draft a resolution in regard to mass feeding of pigeons.

MR. FOX: As I previously indicated to Mr. Blois, there is a resolution which, when the time comes, will be put forward by Mr. Glucksman.

(10) Item No.10 was considered before FISCAL, on October 5, 1976.

(11) PROPOSED RESOLUTION SUBMITTED BY ZOLTON A BENYUS, JR., STAFF COUNSEL OF THE URBAN REDEVELOPMENT COMMISSION, under date of 9/14/76, which by a vote of 21 or more members of the Board of Representatives would adopt a SPECIAL ACT (NO.?) Said Act approved 6/5/69 in Hartford but cannot take effect until adopted by a majority of legislative body of Stamford. Map and copy of Central Park and Rippowan Park which lie within the Southeast Quadrant of the Urban REnewal Area, the amount of square feet which may be taken, the amount which shall be replaced, that it may be used for other than parkland and the ultimate use, ownership and jurisdiction of these parks.

MR. FOX: The Legislative and Rules Committee had a joint meeting with the Urban Renewal Committee in connection with this resolution and it was the request of Mr. Benyus that we HOLD this item due to the fact that a PUBLIC HEARING is required prior to its adoption.

MR. GLUCKSMAN: In 1969 the State Legislature passed a special act which allowed in the City of Stamford, the taking of certain park lands. According to the State Special Act, our Board of Representatives had to approve this State Statute, and since we never did, there has been another State Statute passed, which for the taking of parkland requires a public hearing.

MR. BLOIS: The URC does not own the City of Stamford. I'm dead against URC taking any of our parkland. If they need more land, why didn't they design the road properly in the beginning. I am dead against them taking, removing, or moving any part of that monument in St. John's Park. What I'm saying is that I think the Legislative body in the City of Stamford should hold this public hearing, not URC.



MINUTES OF ADJOURNED MEETING OCTOBER 6, 1976LEGISLATIVE AND RULES COMMITTEE (continued)

MR. MILLER: Well, the point is who has the authority to hold the hearing?

MR. BLOIS: I think the legislative, the City, the people that pay the taxes have the authority to do it.

MR. MILLER: I'd like to hear from Mr. Fox and Mr. Glucksman on that question.

MR. FOX: It was not my interpretation that the hearing would be held by the Urban Renewal Commission.

MR. MILLER: We do have an obligation to have a public hearing.

MR. GLUCKSMAN: The only obligation is that there be a public hearing which the public is invited. The URC has taken it upon themselves to have that forum. At that time, Mr. Blois, or any one else in the city who wants to raise an objection, can make themselves heard.

MR. BLOIS: I still say that if the Board of Representatives has to adopt this, they should be in this public hearing, and should be very active and probably run it.

MR. MILLER: Well let me put it this way, Mr. Blois, if they want to have a public hearing before they make a decision, they can; and if the Board of Representatives or which ever committee are involved, wish to hold a public hearing, there's nothing to prevent that either.

MR. MORGAN: I have a question, will land allocated to a mall constitute a substitute for parkland?

MR. GLUCKSMAN: I can't really respond to that, only in the sense that they are planning a mall here.

MR. MILLER: Well I'm not going to permit this to go on. We're not going to have a debate under the ~~dis~~guise of any more questions. The decision was to HOLD this in Committee.

(12) LETTER FROM MAYOR LOUIS CLAPES dated 8/17/76 enclosing request from Mrs. Pamela Setaro of 59 Mitchell Street, expressing desire to purchase City property, being an "abandoned" portion of Lindstrom Road, approximately 25 feet wide x 174.86 ft. long running from Mitchell St. to the Hurricane Barrier and bounded by Yacht Haven East on the other side. (Corps of Engineer and Planning Board do not object to this disposition). (Approved by Board of Finance 9/16/76) (No approximate price established)

LEGISLATIVE AND RULES COMMITTEE (continued)

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MR. FOX: Mr. Perillo and I have discussed this and we do not have sufficient information to pursue; consequently that Item is being HELD in Committee.

MR. PERILLO: Public Works concurs.

(13) PROPOSED FAIR EMPLOYMENT ORDINANCE FOR THE CITY OF STAMFORD concerning Labor Standards and Contractors' Responsibilities for Public or Publicly Aided Construction.

MR. FOX: This matter is also being HELD in Committee.

MRS. GOLDSTEIN: Personnel Concurs.

MR. PERILLO: Public Works Concurs.

MR. MORGAN: Thru you Mr. President, can I ask Mr. Fox when we could expect some action on the item?

MR. FOX: I would hope that we have some movement on this item by our November meeting.

01  
(14) REQUEST from CITY REPRESENTATIVES HANDY DIXON AND CHRISTINE NIZOLEK regarding HAWK Transportation and status of contract between Hawk and the City.

MR. FOX: We have discussed this with Mr. Dixon, and what they are seeking is a formal inquiry in the form of a letter, inquiring about the status of the contract. It was the position of the L&R Committee that such a letter, as requested, would be sent to the Corporation Counsel's office. HELD

MRS. SANTY: No report on this from Health & Protection.

MR. BLUM: I'd like to ask Mr. Fox, what type of contract he's talking about, between a private individual and the City?

MR. FOX: I would yield to Mr. Dixon on that, I believe he's more familiar with it.

MR. DIXON: There may never have been a contract per se, but in order for any business to come in and put up a building, they must submit plans to the engineers and Building Bureau for approval. This kind of thing is what we've asked the Legislative & Rules Committee to look into, to determine whether or not there have been a violation of any agreement according to the plans that were submitted to the City.

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DISPOSITION: REPORT MADE AND COMMITTEE WILL SEND A LETTER TO LAW DEPARTMENT.

MINUTES OF ADJOURNED MEETING OCTOBER 6, 1976LEGISLATIVE AND RULES COMMITTEE (continued)

MR. FOX: In order to save time on this, I have a copy of the agreement, which I would be happy to show to Mr. Blum, which might answer the questions that he has raised.

(15) REQUEST TO PURCHASE CITY-OWNED PROPERTY AT HAIG AVENUE AND ST. CHARLES ST. by abutting property owner.

MR. FOX: The Committee discussed this Item at a September 28 meeting and there were a number of questions which were raised. The Committee was not satisfied, and voted to HOLD this in Committee.

MR. MILLER: There is no report from Planning and Zoning.

MR. FOX: That completes my report.

PERSONNEL COMMITTEE - Sandy Goldstein

(1) Item NO.1 was considered last night. (October 5, meeting)

(2) PROPOSED RESOLUTION REGARDING LABOR CONTRACTS- Submitted by Sandra Goldstein.

MRS. GOLDSTEIN: Item NO.2 is a SENSE-of-the-BOARD RESOLUTION regarding labor contracts. A copy was sent to every member of the Board. We feel it's very important for the Personnel Committee to have some input to the final negotiations of labor contracts. We asked that all Union contracts be submitted for review and comment to the Personnel Committee and the entire Board at least 21 days before our regular meeting.

MR. GLUCKSMAN: Mrs. Goldstein and the Personnel Committee are echoing something that I've had to say since I first became a member of this Board. The way it stands now, when a contract is given to us, it is already approved and signed by the Mayor or Unions involved. Because all these parties have signed it already and we don't approve it, then the City's open to law suit.

MR. MORGAN: I'd like to commend Mrs. Goldstein and the Personnel Committee for presenting this resolution. I'd like to associate myself with Mr. Glucksman's remarks. I think it's imperative that this Board have some input, some knowledge of what's going on in these critically important labor contracts.

MR. SIGNORE: I, too, wish to commend Mrs. Goldstein and her Personnel Committee for an excellent resolution. Thank you.

PERSONNEL COMMITTEE (continued)

MR. ZIMBLER: I'd like to agree with the previous speakers; this is something that a number of us have been screaming about for years.

MRS. PERILLO: I just want to echo the sentiments of the others I think it's a wonderful resolution and I commend SANDY very highly.

MR. FLANAGAN: I have said that I would support State Legislation requiring that the legislative bodies of all municipalities have input in the time of negotiation.

MR. HAYS: I certainly want to commend Sandy but want to add that I hope that we not, withstanding any State Legislation, could demand a public hearing between labor and the City.

MR. D'AGOSTINO: Move the Question. MOVED and SECONDED.

MR. MILLER: MOVED AND SECONDED. The MOTION is CARRIED UNANIMOUSLY on the ~~Sense-of-the-Board Resolution~~:

SENSE-OF-THE-BOARD RESOLUTION  
LABOR CONTRACTS

WHEREAS, the Board of Representatives deems it necessary to protect the taxpayers' interest;

WHEREAS, to provide this, the Board of Representatives must ratify any and all contracts entered into between the City of Stamford and its unions.

BE IT HEREBY RESOLVED, that it is the ~~Sense-of-this~~ Board of Representatives that the Personnel Committee of the Board of Representatives should be regularly apprised of the progress of all final negotiations between the City and its union.

BE IT FURTHER RESOLVED, that all final contracts negotiated between the city and its unions be submitted for review and comment to the Personnel Committee and the entire Board at least 21 days before our regularly scheduled monthly meeting.

(Above submitted by Sandra Goldstein, Chairman Personnel Comm.)

PLANNING AND ZONING COMMITTEE- George Baxter

MR. MILLER: Mr. Baxter is not here, no report.

PUBLIC WORKS COMMITTEE- Alfred Perillo

(1) THE MATTER OF THE FILL ON THE GENOVESE TRACT ON DANNELL DRIVE IN THE VICINITY OF TOILSOME BROOK.

MR. PERILLO: In the matter of the fill on the Genovese tract, it remains the same as we put it last month. The question "Who owns the fill? is still hanging in the air. On advice from the Law Dept., pending litigation on this issue, the Public Works Committee cannot at this time give any further report.

(2) REQUEST FROM JAMES LOBOZZA FOR "A FULL INVESTIGATION OF ALL CURRENT AND PAST PROBLEMS THAT HAVE BEEN EXPERIENCED FROM BOTH THE SEWAGE DISPOSAL PLANT AND THE MULTI-PURPOSE INCINERATOR" dated 8/30/76. (Held in Committee 9/13/76)

MR. PERILLO: Again on advice by the corporation counsel because of litigation action, Public Works Committee cannot give any report.

(3) REQUEST FROM SANDRA GOLDSTEIN FOR AN ORDINANCE REGARDING SALT STORAGE.

MR. PERILLO; Item NO.3 is being HELD pending further study.

MR.FOX: Legislative and Rules concurs.

HEALTH AND PROTECTION COMMITTEE- Jeanne-Lois Santy

(1) Letter from City Rep. Leonard Hoffman dated 8/11/76 re pot holes in private access roads at Hoyt-Bedford Apartments and other tenant complaints. Requesting also that Legislative & Rules Committee write up an Ordinance to protect tenants from similar unbearable situations in future.

MRS. SANTY: We met on Sept. 21, and listened to complaints from tenants in the Hoyt-Bedford Apts. We voted UNANIMOUSLY to send a letter to Richard Schlesinger the land-Lord urging him to resolve the inconveniences and possible health violations. On another Item we voted 4 yes 1 abstention opposing the trapping and killing of pigeons. There will also be an open meeting on Roaming dogs October 27, 7:30 p.m.

MR. FOX: L&R has no report.

PARKS AND RECREATION- Julius Blois

MR. BLOIS: No report,

MINUTES OF ADJOURNED MEETING OCTOBER 6, 1976

EDUCATION, WELFARE AND GOVERNMENT COMMITTEE - Vere Wiesley - No report.

SEWER COMMITTEE - Thomas D'Agostino - \_\_\_\_\_

(1) REQUEST FROM SEWER COMMISSION, George Connors, Administrative Officer, for approval of application submitted by Abe Webski requesting authorization to extend sanitary system at his own expense to service his PROPOSED UNDERHILL STREET SUB-DIVISION. Map and proposed agreement provided. Six building lots on Underhill Road. Attorneys for Abe Webski: Wise, Simon, Melzer, Gilmore & Wise prepared Agreement; and Jack Smyth of City Law Dept. approved as to form.

MR. D'AGOSTINO: Due to lack of quorum, I have no report. It is being HELD.

MR. SIGNORE: Mr. President, could I request Mr. D'Agostino when he meets with his committee if, and I'm not accusing anyone, but am curious as to Mr. Wise's position since he seems to be involved with both sides. He's one of the principal partners in the law firm of Wise, Simon, Melzer, Gilmore and Wise, and also a corporation counsel of the City of Stamford. I wonder if there's a possible conflict of interest?

PUBLIC HOUSING AND GENERAL RELOCATION COMMITTEE - Dr. Lowden \_\_\_\_\_

(1) THE CONTINUING MATTER OF COMPLAINTS FROM TENANTS (MITAC) AGAINST THE STAMFORD HOUSING AUTHORITY - Mrs. Nancy McAfee, Chairman, MITAC.

DR. LOWDEN: I can comment briefly as we did have a quorum. We were going to go down there and see the problems personally, but because of Board meeting were unable to do so. Will have a report on that for next month.

(2) PROPOSED RESOLUTION SUBMITTED BY CITY REP. DAVID BLUM REGARDING THE PARTICIPATION OF Tenants organizations and the MITAC group providing input re utilization of all funds retained under municipal cooperation agreement, etc.

DR. LOWDEN: I can't respond to Item NO.2. We did not deal with that as yet. It is being HELD in Committee.

MR. FOX: L&R Committee has no report.

URBAN RENEWAL COMMITTEE - L. Morris Glucksman

(1) Communication from Peter Ferraris, Chairman, Zoning Board re housing in South East Quadrant of Urban Renewal Area sent to Morris Glucksman.

MR. GLUCKSMAN: Present at our meeting were Mr. Costello, Mr. Flanagan, and myself.

URBAN RENEWAL COMMITTEE (continued)

MR. GLUCKSMAN:(continuing) .....Also present were Mr. Ferraris from The Zoning Board, Mrs. Edith Sherman and Mr. Hibben from URC. Mr. Jon Smith from Planning and Zoning, and Mr. Rich from New Urban Corp. Mr. Rich indicated his company was considering housing in other areas than just the one. Another thing which came out of the meeting is we must make sure they are making adequate provisions for housing in the Urban Renewal Area. It is very important consideration and it is our last and only way to guarantee the best interest of the city. Some good ideas came out of the meeting and I hope we can continue with this.

MR. COSTELLO: I would like to comment that the type of houses Mr. Ferraris was speaking of was moderate to high income. Also Mr. Alan Wellington was in attendance from the Zoning Board.

ENVIRONMENTAL PROTECTION COMMITTEE- Lynn M. Lowden

(1) PROPOSED RESOLUTION requesting U.S. Army Corps of Engineers to dredge the East Branch of Stamford Harbor - Submitted by City Rep. J. DeRose.

MR. LOWDEN: This Item is being HELD in COMMITTEE.

(2) Letter from City Rep. George Baxter dated 6/11/76 re air pollution and possible health hazard from odors emanating from plant on Research Drive.

MR. LOWDEN: This Item is being HELD in COMMITTEE.

MRS. SANTY: Health & Protection has no report.

HOUSE COMMITTEE- GERALD RYBNICK

(1) The matter of a new voting machine to record vote electronically.

MR. MILLER: Mr. Rybnick is not present, Mrs. McEvoy has spoken to Mr. Thomsen and I think there is a concrete proposal that we can discuss at the next meeting of the Steering Committee.

DRUG AND ALCOHOL ABUSE COMMITTEE - Linda Clark- no report

CHARTER REVISION COMMITTEE - Christine Nizolek- no report

COMMUNICATIONS FROM THE MAYOR: none

PETITIONS: - NONE

MR. MORGAN: I don't know at which point I should bring this up, but as you all know Mr. Rybnick is still in the hospital and I think it would be nice to send a card from the Board.

MR. MILLER: Yes, Mrs. Clark is taking care of that.

RESOLUTIONS:

DR. LOWDEN: I notice in going over the April 5, meeting that when we honored Mr. Rybnick and Mr. Connors for their long time tenure on the Board, Mr. Rybnick had not missed a ROLL CALL in 21 years. Wouldn't it be nice if we could keep that record going until he gets back.

Mr. miller; You might make a motion that he be marked as "present."

DR. LOWDEN: I so MOVE.

MRS. PERILLO: I second that.

MR. MILLER: IT'S UNANIMOUS, WE'll do that in the minutes.

COMMUNICATIONS FROM OTHER BOARDS and INDIVIDUALS - NONE

OLD BUSINESS:

MRS. RITCHIE: If I'm not out-of-line, I just like to say that the Board of Representatives, as a Sense-of-the-Board to thank Mr. McKeithan for going above and beyond the sense of duty the other day, capturing that gentleman.

MR. MILLER: The chair will accept a motion to send a letter to Mr. McKeithan.

MRS. RITCHIE: Iso MOVE.

MR. MILLER: MOVED and SECONDED. The MOTION is CARRIED UNANIMOUSLY

I want you to vote on moving the meeting up one week, due to Election Day.

MR. BLOIS: I MOVE we suspend the rules for the purpose of moving the meeting up a week.

MR. MILLER: MOVED and SECONDED. The motion is carried. The meeting is normally on November 1, Monday, which is the evening before Election Day. Do we have a motion?



MR. MILLER:(continuing) ..... Mr. Blois.

MR. BLOIS: I MOVE we have it on the 8th.

MR. MILLER: MOVED and SECONDED. The MOTION is carried.

NEW BUSINESS:

MRS. SANTY: Before I go to all the trouble of arranging a belated Christmas and Hanukkah party, are we all interested?

MR. MILLER: Maybe it would be best to canvass people individually

MRS. PERILLO: May I suggest a grab bag?

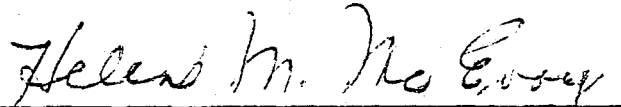
— MR. MORGAN: I wonder if we could also determine a second date in November in the event that we have to have a two-day meeting.

MR. MILLER: Well, I'm not going to determine a second date.

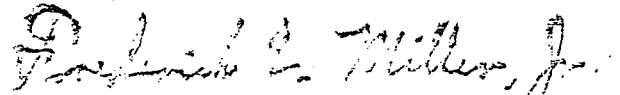
— MR. MORGAN: The problem that we always had is that we always decided the second meeting at 12:30 or 1 O'clock in the morning at the night of the meeting. I think it's a shame that MRS. Ritchie had to come on her anniversary.

MR. MILLER: The marriage will endure and continue, I'm sure, after 31 years. (Laughing) Congratulations, Mildred. But to be serious, Mr. Morgan, this is a matter that could be considered by the Steering Committee. I think your point is well taken, and if there is no objection, the meeting is ADJOURNED.

ADJOURNMENT" The meeting was ADJOURNED at 10:47 P M., there being no further business to conduct.

  
Helen M. McEvoy, Administrative  
Assistant (and Recording Secretary)

APPROVED:

  
Frederick E. Miller, Jr., President  
14th Board of Representatives

Note: Above meeting was broadcast in its entirety over Radio WSTC.