

MINUTES OF MONDAY, JUNE 4, 1979 REGULAR MEETING

15th BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

A regular monthly meeting of the 15th Board of Representatives of the City of Stamford, Connecticut, was held on Monday, June 4, 1979, in the Legislative Chambers of the Board of Representatives in the Municipal Office Building, Second Floor, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order at 8:45 P.M. by the President, John Wayne Fox, after both parties had met in caucus.

INVOCATION: Rev. Sweppie Mal-Bon, Lay Speaker, United Methodist Church of Darien.

PLEDGE OF ALLEGIANCE TO THE FLAG: President John Wayne Fox

ROLL CALL: Clerk Diane Raymond called the Roll. There were 37 members present and 3 absent. The absent members were Representatives Mildred Perillo, Handy Dixon and Barbara McInerney.

The CHAIR declared a QUORUM.

CHECK OF THE VOTING MACHINE: Found to be in good working order.

MOMENT OF SILENCE

MR. BLUM asked for a few moments of silent prayers for the late Asa Philip Randall.

MR. LIVINGSTON asked for a silent prayer for the Mother of Handy Dixon.

MR. ZELINSKI also asked for a few moments of silent prayers for Mildred Perillo's brother.

RESIGNATION OF MICHAEL G. MORGAN (12th District-Democrat):

Mr. Fox said the first Order of Business to which he would bring the Board's attention is a letter received from Mr. Michael G. Morgan, which reads as follows:

"Dear Wayne: As a result of last night's action by the Board of Representatives in electing me to fill a vacancy on the Board of Finance, I am required to resign as a City Representative. It has been my privilege to serve on the Board of Representatives for the past 3½ years both as Chairman of the Fiscal Committee and as Majority Leader. I have tried to work with my fellow legislators in making Stamford's government more effective and more responsive. Special thanks must go to the voters of the 12th District for having given me the opportunity to serve. It is with regret, therefore, that I must submit my resignation from the Board. I will miss serving with each and every member. Sincerely, Michael G. Morgan. May 8, 1979."

MR. FOX said he accepts with regret the resignation of Michael Morgan.

FILLING OF VACANCY IN THE 12th DISTRICT (DEMOCRAT):

MR. BLUM placed in nomination the name of JOHN J. HOGAN, JR. SECONDED.

MR. FOX said, there being no other nominations, it is MOVED that nominations be closed and the secretary will be directed to cast one ballot for Mr. Hogan as Representative in the 12th District.

MR. FOX administered the OATH OF OFFICE to Mr. Hogan, who, upon being sworn in, took his seat on the Board.

STANDING COMMITTEE REPORTS

MR. BOCCUZZI MOVED to Waive the Reading of the Steering Committee Report. Seconded. Carried Unanimously.

STEERING COMMITTEE REPORT

The STEERING COMMITTEE met in the Democratic Caucus Room on Monday, June 4, 1979. The meeting was called to order by Chairman Fox at 8:05 P.M., there being a QUORUM.

Fourteen (14) Committee members were present. They were Reps. Fox, Raymond, Boccuzzi, Dixon, Goldstein, Zelinski, Blum, Perillo, Wider, Guglielmo, Ferrara, Sherer, Ritchie and Loomis. Absent were Reps. Esposito, Feighan and Hays. Others present were Reps. DeLuca and Markiewicz. Also J. Chasek and the Media.

(1) FILLING OF VACANCY ON BOARD:

ORDERED ON THE AGENDA was the filling of the Democratic vacancy in the 12th District due to the resignation of Michael Morgan who was elected to the Board of Finance on May 7, 1979.

(2) APPOINTMENTS:

Both prospective appointees were ORDERED ON THE AGENDA, Mr. Del Mazzio and Mrs. Sherman.

(3) FISCAL MATTERS:

All 18 items appearing on the Tentative Agenda were ORDERED ON THE AGENDA.

(4) LEGISLATIVE MATTERS:

Eight items on the Tentative Agenda were ORDERED ON THE AGENDA. Ordered OFF THE AGENDA were four items: (a) Tax abatement for Nature Conservancy; (b) tax abatement for Stamford Art Assn.; (c) Amend Sec. 10-78 Fair Rent procedures; (d) Amend Sections 15-1 and 15-2 re Park regulations. Ordered IN COMMITTEE were five items: (i) Lower dumping fees; (ii) Adoption of City & Town Development Act; (iii) Tax districts to have two assessments, residential and commercial; (iv) Moratorium on conversion of rental units into condominiums; (v) Pensions for Registrars of Voters. Also ORDERED ON THE AGENDA was the matter of gasoline and/or out-of-pocket reimbursement of expense of Representatives.

(5) PERSONNEL MATTERS:

ORDERED ON THE AGENDA was the matter of hiring/placement of provisional employees. The matter of re-initiation of position of public health nurse #3 supervisor, being the subject of an approved resolution at 6/5/78 meeting, was removed from Agenda.

STEERING COMMITTEE REPORT (continued)(6) PLANNING AND ZONING MATTERS:

Three items were ORDERED ON THE AGENDA: Bee-Line Automotive appeal, Yorfino Lane to be private road, and acceptance of Windemere Lane. ORDERED OFF THE AGENDA were Acceptance of Chatham Road and Acceptance of Canfield Drive and Cogswell Lane. REMOVED FROM THE AGENDA were Dartley St. Extension; also Law Dept.'s advisory re abandonment or discontinuance of City-accepted streets' procedures, being informational.

(7) PUBLIC WORKS MATTERS:

Removed from Agenda was matter of alleged incorrect rate for haulaway program.

(8) HEALTH AND PROTECTION MATTERS:

ORDERED IN COMMITTEE was question re police budgets, threatened lay-offs, etc.

(9) PARKS AND RECREATION MATTERS:

ORDERED ON THE AGENDA was request from S. Teodoro Society for permit to hold annual feast, illumination, music and procession. Ordered IN COMMITTEE was Mr. Blum's question re change in policy of hanging banners and availability of facilities.

(10) PUBLIC HOUSING AND COMMUNITY DEVELOPMENT MATTERS:

ORDERED removed was Mr. Soling's letter re alleviation of housing shortage.

(11) ENVIRONMENTAL PROTECTION MATTERS:

ORDERED IN COMMITTEE were (a) Mr. Seeley's letter re stream, retaining wall and cemetery problems; (b) Mrs. Huntley's problems re flood plain; (c) problems at Cold Spring Rd. and Rippowam River area. ORDERED removed from agenda was final adoption of proposed ordinance re flood encroachment lines along Mianus River between Mianus River Road north to June Road.

(12) CHARTER REVISION MATTERS:

ORDERED ON THE AGENDA were both items, being report on codification of charter and re-codification of code of ordinances; and report on time or date for referendum.

(13) RESOLUTIONS:

ORDERED ON THE AGENDA was Sense-of-the-Board by Rep. Summerville commending 5 members of Stamford High School Band who received All American honors.

(14) COMMUNICATIONS FROM OTHER BOARDS and INDIVIDUALS:

Both items were ORDERED OFF THE AGENDA, Rep. Blum's question re continuing motions used at budget meetings, and Rep. Corbo's resolution to limit tenure of Board and Commission members to a certain specified consecutive number of years and rotating to other boards after that.

(15) NEW BUSINESS:

Mr. Zelinski requested a special investigating committee be appointed to look into the charges relating to State Prosecutor Shockley and Stamford Police Chief Cizanckas. This was defeated by vote of the Steering Committee. Mr. Zelinski will re-submit at next meeting in writing.

ADJOURNMENT:

There being no further business to come before the Steering Committee, upon MOTION MADE, SECONDED and CARRIED, the meeting adjourned at 9:35 P.M.

APPOINTMENTS COMMITTEE - John J. Boccuzzi

MR. BOCCUZZI: The Appointments Committee met May 31, 1979. Present were Mr. Dixon, Mr. Guglielmo, Mr. DeLuca, Mrs. Maihock and Mr. Fiordelisi.

COMMISSION ON AGINGTERM EXPIRES:

- (1) DONALD DEL MAZZIO (R)      NAME WITHDRAWN      December 1, 1981  
17 Midland Ave.  
(Replacing Cyril Peters)

MR. DEL MAZZIO WITHDREW HIS NAME BY TELEPHONE CALL TO PRESIDENT JOHN WAYNE FOX.

HUMAN RIGHTS COMMISSION

- (2) HARRIET SHERMAN (R)      APPROVED UNANIMOUSLY      December 1, 1981  
Greenleaf Drive  
(Re-appointment)

MR. BOCCUZZIO said the voted 5-0 for approval of Mrs. Sherman. I so MOVE.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

FISCAL COMMITTEE - Sandra Goldstein

MRS. GOLDSTEIN said the following items are to go on the CONSENT AGENDA:  
Fiscal Items #1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17.

In each case, where a secondary committee was involved, that committee concurred in putting the item on the Consent Agenda. Where there was no secondary committee report, the proper Motions were made to Suspend the Rules; they were Seconded and Carried.

- (8) \$-900.00 - BOARD OF RECREATION - Code 650.2750 GASOLINE - Additional  
500.00      Appropriation per Mayor's request 4/11/79. Bd. of Finance  
approved 4/18/79.

MRS. GOLDSTEIN said Fiscal met on Wednesday, May 30, 1979. Present were Representatives Rybnick, Ritchie, Hawe, Flounders, Esposito, Goldstein. Non-Committee members present were Representatives Maihock, Guglielmo, and Markiewicz.

MRS. GOLDSTEIN said on the Agenda for tonight is \$101,594 in Additional Operating Appropriation requests, and \$42,721 are grants or revenue off-set items. If the Board passes all the items on the Agenda this evening we will have a balance in our Contingency Fund of \$241,199.

MRS. GOLDSTEIN said Fiscal voted 6-0 in favor and she so MOVED. SECONDED.

MR. FOX called for a vote. MOVED. SECOND. CARRIED. (voice vote)



FISCAL COMMITTEE (continued)

- (18) PROPOSED RESOLUTION FROM MAYOR CLAPES dated 4/30/79 APPROVING STAMFORD'S PARTICIPATION IN LITIGATION AS PART OF CCM'S EFFORTS TO HOLD DOWN UTILITY COSTS FOR THE MUNICIPALITIES - in this particular instance, Northeast Utilities application for rate increase. Mayor states in 1977, City received a rebate of \$239,124 as result of successful lawsuit waged by CCM against the electric company.

MRS. GOLDSTEIN said Fiscal voted 6-0 in favor and she so MOVED. SECONDED.

MR. ZELINSKI: I was wondering if it would be in order at this time to make an amendment to the Resolution, just simply that the Stamford Board of Representatives opposing any rate increase and forward that to the appropriate authority. After reading briefly what it states on our agenda, I don't think that particular resolution would go to the necessary authority. So maybe it better be a separate resolution, and in that case would it be more appropriate then at the end of the meeting under Resolutions?

MR. FOX: If you would like, you can do it at that time.

MR. FOX called for a vote on Fiscal Item #18. MOVED. SECONDED. CARRIED.  
(voice vote)

- (19) \$6,884.71 - AMENDMENT TO CAPITAL BUDGET OF LONG RIDGE FIRE DEPART  
Addition of a project to be known as #473.804 SIGNAL  
TENDER HOUSE REPAIRS, to be funded by TRANSFER, per Mayor's  
letter 4/19/79 and Long Ridge Fire Dept. Pres. Stuart  
Konspore's letter 4/19/79. Bd. of Finance approved 5/10/79.  
(See Resolution #1238 at end of Minutes for details)

MRS. GOLDSTEIN asked for Suspension of the Rules to consider Item #19, on the Addendum dated May 31, 1979.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

MRS. GOLDSTEIN said Fiscal voted 6-0 in favor and she so MOVED. She also MOVED to waive the report from the secondary committee.

MR. FOX called for a vote to WAIVE the report. MOVED. SECONDED. CARRIED.  
(voice vote) He then called for a vote on the Main Motion, to approve  
Item #19. MOVED. SECONDED. CARRIED. (voice vote)

- (20) \$1,610.00 - RECREATION DEPARTMENT - Additional Appropriation - Code  
663.2720 STERLING FARMS - CULTURE ART - GAS AND ELECTRIC-  
Mayor's Request form 4/11/79. Bd. of Finance approved 4/18/79.

FISCAL COMMITTEE (continued) Item #20

MRS. GOLDSTEIN asked for Suspension of the Rules to take up Item #20.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

MRS. GOLDSTEIN said Fiscal voted 6-0 in favor and she so MOVED.

MR. FOX called for a vote on Item #20. MOVED. SECONDED. CARRIED. (voice vote)

- (21) RESOLUTION AUTHORIZATION OF PRELIMINARY APPLICATION FOR GRANT FOR REGIONAL VOCATIONAL AGRICULTURE CENTER, STAMFORD PUBLIC SCHOOLS, CAPITAL PROJECTS BUDGET, 1979/1980 Mayor's Letter 5/24/79 Phase II, \$150,000.00

MRS. GOLDSTEIN MOVED to Suspend the Rules to take up Item #21.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

MRS. GOLDSTEIN said Fiscal voted 6-0 in favor and she so MOVED.

MR. FOX called for a vote. MOVED. SECONDED. CARRIED. (voice vote)

- (22) VOCATIONAL PROGRAM ENTITLEMENT/STATE PROPOSAL #79001 - Academically socially, emotionally disadvantaged students - other programs that are included in this program are; Work Study, YETP (of CETA), Alternate High School and the Vocational Agriculture Center. Bd. of Education Pres. letter 5/11/79. \$20,197.00; (Board of Finance to vote on this item at their June meeting.)

MRS. GOLDSTIEN MOVED for Suspension of the Rules to consider Item #22.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

MRS. GOLDSTEIN said Fiscal voted 6-0 in favor and she so MOVED. She also MOVED to WAIVE the report from the secondary committee.

MR. FOX: called for a vote to Waive the report of the secondary committee. MOVED. SECONDED. CARRIED. (voice vote)

MR. FOX also called for a vote on the main motion to approve Item #22. MOVED. SECONDED. CARRIED. (voice vote). CONTINGENT UPON BOARD OF FINANCE APPROVAL.

MRS. GOLDSTEIN MOVED for APPROVAL of the CONSENT AGENDA for Fiscal Items #1, 2, 3, 4, 5, 6, 7, 9, 11, 12, 13, 14, 15, 16, & 17. SECONDED. APPROVED UNANIMOUSLY.

FISCAL COMMITTEE (continued)

MR. BLUM: POINT OF PERSONAL PRIVILEGE. I understand from the Chairman of the Fiscal Committee that we now have within the contingency fund \$214,000. Am I correct in saying that?

MRS. GOLDSTEIN: According to Mr. Ruszkowski, yes. If we pass all the items on the Agenda tonight, this brings us to June 30th, the end of the Fiscal year.

MR. BLUM: I would like to make this statement as a Representative of the 12th District. I can't see very much of that \$214,000. contingency fund. As I see it, we are going to wind up with some sort of surplus with 1978/1979 Fiscal year; and I feel very put out concerning my constituents had to take an increase of 1.8 mill; being most of my district is in the A District.

MR. FOX: Than concludes the Fiscal report. Before we go to the Legislative and Rules, I would like to stop for a moment to recognize one person. I think we frequently in this society don't give sufficient credit or recognition or respect for the elderly people in our community. I think many other societies and cultures do a much better job on it than we do. I think this Board is very fortunate to have as its member an individual who on May 20th of this month reached his 80th birthday. He has served his community and this Board for many, many years and I would like to stop for a moment to recognize Jerry Rybnick and to wish him on behalf of this Board a very HAPPY 80th BIRTHDAY.

RECESS lasted from 9:25 P.M to 9:57 P.M.

LEGISLATIVE AND RULES COMMITTEE - Michael P. Feighan

MR. FEIGHAN: The Legislative and Rules Committee met on Thursday, May 31, 1979 at 8:00 P.M. Present were Representatives Parker, Markiewicz, Darer, Sherer, Baxter and Feighan.

- (1) REQUEST FOR AUTHORIZATION TO DISPOSE OF VARIOUS PARCELS OF CITY-OWNED PROPERTY.

MR. FEIGHAN said Item #1 is being HELD IN COMMITTEE.

- (2) FOR PUBLICATION - PROPOSED REGULATION RESTRICTING THROUGH TRUCK TRAFFIC ON CERTAIN THOROUGHFARES WITHIN THE CITY OF STAMFORD.

MR. FEIGHAN said the Committee voted 5-0 for publication and he so MOVED.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

LEGISLATIVE AND RULES (continued)

- (3) REQUEST FOR ORDINANCE FOR TAX RELIEF FOR THE ELDERLY ON THEIR HOMES.

MR. FEIGHAN said Item #3 is being HELD IN COMMITTEE.

- (4) PROPOSED RESOLUTION FROM MAYOR CLAPES 4/19/79 TO BE SENT TO GENERAL ASSEMBLY ENDORSING A BILL WHICH WOULD PROVIDE TAX RELIEF MEASURES WHICH COULD BE EXERCISED BY A MUNICIPALITY AT ITS OWN OPTION.

MR. FEIGHAN: Item #4 is also HELD IN COMMITTEE.

- (5) REQUEST FOR APPROVAL OF 3-YEAR LEASE OF SOUTH END COMMUNITY CENTER TO CTE (Committee on Training and Employment, Inc.)

MR. FEIGHAN said the Committee voted 3-2 in favor of the Lease and he so MOVED.

MR. FOX: MOVED. SECONDED. Discussion.

MR. DARER: I would like to speak in favor of this Board approving the lease. It seems to me from the information we were able to obtain that the Community Center has had great difficulty in running its programs in maintaining the center and in some desperation they've come to the conclusion that there are members of the Board, Advisory Board or the Board of the Center and other interested people in the Community that it might be sensible to seek a more central or solid tenant that could in many ways help the City to carry forward the programs of the Center in a financially responsible way. The advantage of working with an organization like CTE seems to me to be manifold.

MR. BERNIER: Knowing my fellow colleagues as I do, having talked to both sides of the aisle, I believe that if the original request for approval for a three-year lease were to be put to a vote this evening, that unfortunately I think it would lose. I think also if I am correct, that some mention has been made of a one year lease as being a suitable period. I know it was the "gist" of the Sense of the Board Resolution of the Board of Finance that the lease be for one year. I should like to move that we this evening approve a three month lease which will carry the lease of this facility through the summer months, through August and at that time the Sense of the Board would be that CTE, if we make this lease with CTE, that they come back to this body in the fall in the month of September and again approach with a more permanent lease and I so MOVE.

MR. FOX: A Motion has been made to amend the request to read a three month period as opposed to a three year period. Its been MOVED. SECONDED. THE MOTION IS LOST. 10 Yes, 24 No, 3 Abstentions.



LEGISLATIVE AND RULES (continued)

MR. MARKIEWICZ: I voted in favor of this item at our Legislative and Rules meeting; however since that time, I sought information and I couldn't get it. There are certain questions that need answering and I think we should wait until we find the answers to those questions before we make any decision here.

MR. LIVINGSTON MOVED to return the item back to committee for the following reasons; 1, Why rents were unpaid over the last five years by CTE and perhaps CETA. 2, What was the cause of the financial problems of the Center, and 3, The cost of the lease between the City and any proposed tenant; we must know exactly what this lease is going to cost us.

MR. WIDER: I'm a little bit concerned with returning this lease back to Committee. When they say pay rent, certainly service in many cases costs more than rent. It kind of bothers me when people ask a whole lot of questions who have served many years on this Board and have been a part of the City Administration and the City Legislation, when they hadn't been at all concerned with what has been happening at the South End. It bothers me when I hear people sit here and talk about let it wait, put it back into committee, have an investigation, have a hearing, while people still suffer.

MR. SHERER MOVED THE QUESTION.

MR. FOX: MOVED. SECONDED. THE MOTION is LOST. 15 Yes; 20 No; 2 Abstentions.

MR. BLUM: I think what we need is to at least find out some of the problems, but I do ask CTE and CETA even without a lease to continue a program for the youth and its senior citizens in that community center until a lease is signed, I would like to see them continue and not give up this center. I will vote to put this in committee until we get some other information.

MRS. PARKER: I would like to ask what is the procedure or perhaps my making or bringing back the amendment of Mr. Bernier's for a temporary lease for CTE for three months and in those three months we can have a public hearing, we can find out what is going on and then we can act responsibly.

MR. FOX: A Motion to deal with the lease for a short period of time would not be appropriate right now. If in fact the motion by Mr. Livingston fails then it would be possible to deal with a motion to reconsider the previous motion which was voted down.

MR. FOX: Let me make it clear what we are dealing with now. There is a motion on the floor which is the one proposed by Mr. Livingston to return the item to committee.

MR. BOCCUZZI MOVED THE QUESTION

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

LEGISLATIVE AND RULES (continued)

MR. FOX: We will vote by use of the machine. The Motion is to return Item #5 to committee. The MOTION IS CARRIED. 28 Yes; 7 No; 2 Abstentions.

- (6) FOR PUBLICATION - PROPOSED ORDINANCE FOR TAX EXEMPTION FOR BETHANY ASSEMBLY PROPERTY. ON SCOFIELDTOWN ROAD.

MR. FEIGHAN said the committee voted 5-0 in favor and he so MOVED.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

- (7) FOR PUBLICATION - PROPOSED ORDINANCE SUPPLEMENTAL FOR TAX EXEMPTION-FROM CHURCH OF THE NAZARENE, EASTERN LATIN AMERICAN DISTRICT.

MR. FEIGHAN said Item #7 is being HELD IN COMMITTEE.

- (8) FOR PUBLICATION - PROPOSED ORDINANCE " MAINTENANCE AND PROTECTION OF TRAFFIC DURING CONSTRUCTION."

MR. FEIGHAN said the Committee has one addition to the proposed ordinance We have added a paragraph at the end of the Ordinance just before the sentence, "This Ordinance should take effect upon enactment" and it reads, "the penalty for violation of this Ordinance shall be \$100.00 per offense, per day." With that inclusion, the Committee voted 5 in favor and I so MOVE.

MR. FOX called for a vote. MOVED. SECONDED. CARRIED. (voice vote)

- (9) REQUEST FROM CITY REP. HANDY DIXON RE \$100.00 FOR GASOLINE FOR BOARD MEMBERS TO ATTEND MEETINGS, OR APPROPRIATE GALLONAGE ALLOTMENT.

MR. FEIGHAN: After much discussion we took the language of the request as a \$100.00 Reimbursement for out-of-pocket expenses and the committee voted to DENY this by a vote of 2 in favor and 3 opposed. I so MOVE.

MR. BERNIER MOVED to return Item #9 to committee.

MR. FOX: MOVED. SECONDED. The MOTION IS LOST. 5 yes; 29 no; 3 abstentions.

MR. FOX called for a vote on the Main Motion, to approve the request from Rep. Dixon. The MOTION IS DENIED. 24 Yes; 11 No; 2 Abstentions.

PERSONNEL COMMITTEE - John R. Zelinski, Jr.

- (1) MARCH 30, 1979 LETTER FROM CITY REP. DeLUCA re Hiring/placement of provisional employees.

PERSONNEL COMMITTEE (continued)

MR. ZELINSKI: The Personnel Committee met on Wednesday, May 23, 1979. Present were Representatives Blum, DeLuca, Parker, Santy and Zelinski. Also present were Mr. Bernstein, Personnel Director, Mr. Rinella, Mr. Kraus, Mr. Lowden, Mr. Leary, members of the Personnel Commission, Mr. Lamberti and Mr. Cowlin of Local #145 Teamsters.

Our Personnel Committee discussed Representative Gabe DeLuca's letter regarding the hiring and/or placement of provisional employees and abuses of the merit System by relying on temporary workers to fill permanent positions. Representative DeLuca has written a letter to the President of our Board which stated, I believe that the attached correspondence which related to the hiring placement of provisional employees should be reviewed by our Personnel Committee. A conversation with Mr. Bernstein indicated "Mr. Bernstein this is only the tip of the iceberg". At the end of our conversation Mr. Bernstein stated that the person in question would be removed from the position in order to comply with the union and merit regulations. In view of the fact that this is only the tip of the iceberg, a combined meaning of the Personnel Committee and the Personnel Commission should be held in the immediate future. An issue such as this must be reviewed as a means of serving the best interest of the City and preserving the integrity of the union and merit regulations. That was Representative DeLuca's letter.

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After discussing this at great length, our Personnel Committee voted to send two letters, the first one to the Personnel Department, Mr. Bernstein, regarding a procedure to be set up by his department for a service roll call charge that every Department Head fills out and sends to the Personnel Department pertaining to provision employees. This was a suggestion by Representative DeLuca. Secondly, a letter would be sent to Commissioner Mordach pertaining to a specific position in the Public Works Department. Finally our Committee voted to continue our investigation of this issue and at our next meeting the Commissioner of Public Works and Deputy Public Works Commissioner will be invited to the meeting to answer questions pertaining to this issue. That ends my report.

PLANNING AND ZONING COMMITTEE - Dominick Guglielmo

- (1) APPEAL BY BEE-LINE AUTOMOTIVE CENTER, INC. FROM DECISION OF PLANNING BOARD ON THEIR MASTER PLAN APPLICATION MP-233.

MR. GUGLIELMO: Planning and Zoning met on Thursday, May 31, 1979. In attendance were Mr. Baxter, Mr. Fiordelisi, Mr. MacInnis, Mr. Tiani and Mr. Guglielmo.

On Thursday, we heard from a Representative of Bee-Line, Atty. Shiffman, and Robert D. Bundock, a real estate appraiser, and from members of the owner's family, Al Zerbarini. Sunday morning, June 2, 1979, Planning

PLANNING AND ZONING (continued)

MR. GUGLIELMO (continuing)....Zoning met on the site to get a first hand knowledge of the site in question. We voted 4-1 against Bee-Line's petition to amend the Master Plan, and I so MOVE.

MR. FOX: MOVED. SECONDED. One question on this, this Board has handled an appeal such as this in the past. Maybe Mr. Baxter who had handled it the last time we dealt with this question may be of some help, Mr. Guglielmo, if you are not entirely certain on it. The question is whether or not we deal with this in a positive fashion. Mr. Baxter, do you recall is that the way we have dealt with it, I think it was on the Schlesinger piece during the life of the 14th Board?

MR. BAXTER: I do not recall how we did it. I would observe, however, that if this Board does nothing, that it fails to act, fails to get a majority vote, then the Planning Board decision is upheld; so that the way we vote, it should be that in order to overturn the Planning Board's decision, it would require a majority vote.

MR. FOX: You would have no difficulty then with dealing with it as a Motion to Reject the appeal? A Motion then has been made to Reject the Appeal by Bee-Line. MOVED. SECONDED. THE MOTION IS CARRIED. (Mr. Tiani and Mr. Corbo voted No) The Appeal is DENIED. (voice vote)

(2) REQUEST THAT YORFINO LANE REMAIN A PRIVATE ROAD RATHER THAN A PUBLIC STREET.

MR. GUGLIELMO said Item #2 is being HELD IN COMMITTEE.

(3) REQUEST FOR ACCEPTANCE OF WINDERMERE LANE (400 ft.)

MR. GUGLIELMO said Item #3 is being HELD IN COMMITTEE.

(4) CANFIELD DRIVE (Westwood Estates) - ACCEPTANCE AS CITY STREET.

MR. GUGLIELMO MOVED to Suspend the Rules to take up an item not on the agenda.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

MR. GUGLIELMO: The Committee voted 4-0 for acceptance of Canfield Drive, and I so MOVE.

MR. FOX called for a vote on Item #4, Acceptance of Canfield Drive. MOVED. SECONDED. CARRIED. (Mrs. Maihock abstained) (voice vote)

(5) COGSWELL LANE (Westwood Estates) - ACCEPTANCE AS CITY STREET.

MR. GUGLIELMO MOVED to Suspend the Rules to consider the acceptance of Cogswell Lane.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

PLANNING AND ZONING (continued)

MR. GUGLIELMO: The Committee voted 4-0 in favor of acceptance.

MR. FOX: MOVED. SECONDED. CARRIED. (Mrs. Maihock Abstained) (voice vote)

(6) RIDGE BROOK DRIVE - ACCEPTANCE AS A CITY STREET

MR. GUGLIELMO MOVED to Suspend the Rules to accept Ridge Brook Drive.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

MR. GUGLIELMO said the committee voted 4-0 in favor of acceptance and he so MOVED.

MR. FOX called for a vote. MOVED. SECONDED. CARRIED. (Mrs. Maihock abstained) (voice vote)

PUBLIC WORKS - Alfred Perillo - NO REPORT

HEALTH AND PROTECTION - David I. BLUM - NO REPORT

PARKS AND RECREATION - George Hays

- (1) REQUEST FROM S. TEODORO SOCIETY, 107 WEST AVE. TO HOLD THEIR ANNUAL FEAST OF S. TEODORO MARTIRE ON CLUB GROUNDS AUGUST 23, 24, 25, and 26, 1979 - FOR ILLUMINATION, MUSIC AND PROCESSION.

MR. HAYS MOVED to grant request from S. Teodoro Society to hold their Annual Feast on club grounds.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

EDUCATION, WELFARE AND GOVERNMENT COMMITTEE - Mildred Ritchie - NO REPORT

SEWER COMMITTEE - John J. Boccuzzi - NO REPORT

PUBLIC HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE - Lathon Wider, Sr. - NO REPORT

URBAN RENEWAL COMMITTEE - NO REPORT

ENVIRONMENTAL PROTECTION COMMITTEE - Ralph Loomis - NO REPORT



SPECIAL COMMITTEES

HOUSE COMMITTEE - Audrey Maihock - NO REPORT

DRUG AND ALCOHOL ABUSE COMMITTEE - Jeremiah Livingston - NO REPORT

TRANSPORTATION COMMITTEE - Paul Esposito - NO REPORT

CHARTER REVISION - Ralph Loomis

(1) REPORT ON CODIFICATION OF CHARTER - RE-CODIFICATION OF CODE OF ORDINANCES

MR. LOOMIS: I just wanted to inform the Board that Diane Raymond and myself and Barry Boodman have been working steadily in going through the code and we are weeding out ordinances that we consider unenforceable, out-of-date, obsolete, or superseded by state statutes. We will be, in the very near future, requesting that this Board act upon recommendations by deleting the dead wood and getting rid of some of these obsolete ordinances by simply voting upon them. I just wanted to make that report.

(2) REPORT ON TIME OR DATE FOR REFERENDUM, ETC.

MR. LOOMIS: I would like to ask the Board to approve a recommendation our committee made when they met about two weeks ago and I'll just read it to you, it's very simple. The Charter Revision proposals approved by the Board of Representatives on April 18, shall be voted upon at the next regular municipal election to be held this November, that is our recommendation and I would MOVE that.

MR. FOX: MOVED. SECONDED. CARRIED. (voice vote)

SPECIAL INVESTIGATING COMMITTEE

RE SEWAGE TREATMENT PLANT, ETC. - Michael P. Feighan - NO REPORT

COMMUNICATIONS FROM THE MAYOR - NONE

PETITIONS - NONE

RESOLUTIONS

- (1) SENSE-OF-THE BOARD RESOLUTION REQUESTED BY CITY REP. SUMMERVILLE  
COMMENDING 5 members of Stamford High School Band who received  
"All American" honors from All-American Hall-of-Fame Band.

MR. FOX: MOVED. SECONDED. CARRIED. (Diane Raymond abstained) (voice vote)

RESOLUTIONS (continued)(2) RESOLUTION BY REP. ZELINSKI THAT THERE BE NO UTILITY RATE INCREASES.

MR. ZELINSKI: I would like to bring up that other Resolution that I was going to tack on to the Resolution that was under Fiscal #18. I will read it, it's very brief. 'WHEREAS, Northeast Utilities has applied for a large rate increase; and WHEREAS, this utility rate increase would, if approved, hurt people less able to afford it, that is the poor, senior citizens and middle income people living in the City of Stamford: NOW, THEREFORE, BE IT RESOLVED by the 15th Board of Representatives of the City of Stamford that we go on record as being opposed to any utility rate increase." I so MOVE.

MR. FOX: MOVED. SECONDED. CARRIED.(voice vote)

MR. DeLUCA: Getting back to what Mr. Guglielmo was trying to do earlier in our meeting. It appears that whenever the Board of Representatives goes against something the Mayor disapproves of, he hollers "dirty politics" His recent attack on the Appointments Committee regarding Louis Casale, Jr.'s appointment to the Sewer Commission was uncalled for. Our Committee was sincerely concerned with the welfare of our community. Politics never entered our minds I'm sorry that the Mayor has a guilt and an inferiority complex. In the future for the benefit of our wonderful community, he should refrain from making irrational statements.

MR. GUGLIELMO: That was a very good summation of my sentiments on Mayor Clapes. I feel that the Mayor attacked the honesty and integrity of our committee, especially our Chairman, Handy Dixon, who I might point out was not on the prevailing side, neither was I in that 7-2 vote.

MR. BAXTER: I just wondered if you wanted to consider the date of our next meeting?

MR. FOX: The date of our meeting is JULY 2. There is a holiday on July 4, which is a Wednesday. There is a possibility that we could move it to the following Monday. I personally would have a problem with that. I'm sure this Board could some-how get by without me. But I will be away with the Army the following two weeks. If you would like, you could certainly make a motion to change the date to another Monday if you would like.

MR. BAXTER: I have no problem with July 2; I just wanted to raise it so that if anyone did, they could raise it now. Otherwise forget it.

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS - NONEOLD BUSINESS - NONE

NEW BUSINESS

MR. DeLUCA: Prior to voting on the Budget for Fiscal Year 1979/1980, Representative Perillo and I reviewed the actual expenditures incurred by all departments from July 1, 1978 through March 31, 1979. We did this as a means of obtaining knowledge which would be useful when it came time to cast our votes on various items. The review and analysis of accounts was both interesting and helpful. We then, based on our interpretation of the Charter, Chapter 61, Budgets and Appropriations, Section 618, Control of Appropriations, requested on May 21, 1979, through you to ask the Corporation Counsel for an opinion on the following question, I quote from our letter, "Dear John, Representative Alfred Perillo and I would like to have an opinion from the Corporation Counsel on the following question, "Is it legal to have funds which are appropriated for a City operated department account withdrawn from the City account and issued to a City employee to establish a private checking account without accountability to the City." A response by May 29, 1979 would be appreciated."

On May 31, 1979 approximately ten days after our one request, you Mr. President received a response from Corporation Counsel Michael S. Sherman, which I then received on June 2, 1979. Instead of rendering an opinion on our one request, he answered the following questions and I quote from Corporation Counsel's letter, "Dear John: I am in receipt of your letter of May 23, enclosing request data May 21, 1979 by Representatives Robert DeLuca and Alfred Perillo for an opinion. Before I can give an opinion, I must have more of the facts involved in the situation giving rise to the question, for example, what city department and what operating account were involved? Why were the monies withdrawn from the account and who withdrew them? What was the purpose intended? Where was the private checking account established, and in what name? If there is an implication of criminal activity, has it been reported to the proper authorities? Upon receiving these details, I will be happy to render an opinion".

Representative Perillo and I were merely asking for an opinion to a simple question. We did not accuse any department of any wrongdoings. We merely asked for an opinion. Based on what appears to be a stall tactic on the Corporation Counsel's opinion, both Representative Perillo and I have come upon a possible questionable or perhaps even an illegal checking account. It appears that funds were taken out of the city account and put into a private account to be signed by an individual. This is what we were asking an opinion from, instead we just get more rhetoric and questions which were uncalled for.

MR. FOX: I believe we can now adjourn, if there is a motion to that effect. Is there a second to that?

MR. ZELINSKI: Yes, thank you very much Mr. President, I just wanted through you to ask Representative DeLuca did he want this Board now to take any additional action.

NEW BUSINESS(continued)

MR. DeLUCA: I would appreciate it if the Board can in the future, maybe not right now take some form of action to check into this here.

MR. ZELINSKI: If that could be done then.

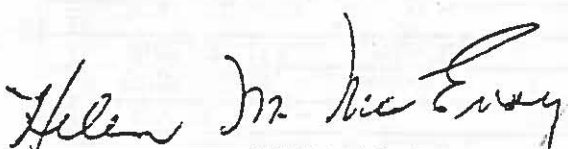
MR. FOX: Well, if you would like to submit a request to that effect Mr. DeLuca, the Steering Committee would consider that.

MR. DeLUCA: Thank you Mr. President, I will.

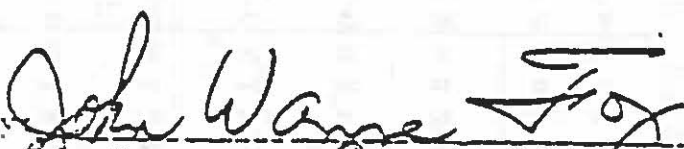
ADJOURNMENT:

There being no further business before the Board, upon MOTION duly MOVED, SECONDED, AND CARRIED, the meeting adjourned at 11:17 P.M.

By:

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

## APPROVED:

  
John Wayne Fox, President  
15th Board of Representatives

Note: The above meeting was  
broadcast in its entirety  
by Radio WSTC and WYRS.



22 Democrats + 18 Republicans = 40 members

MEETING - Regular - June 4, 1979

(GROUP PHOTOGRAPH TAKEN)

### Changes in Seating:

JOHN HOGAN, JR. elected to vacancy  
in District 12 (vacated by Morgan)  
Unanimously. Seat #33.

**ABSENT FROM MEETING:**

**CODE:**

0 = Absent.

**A - Abstaining.**

**Y = YES vote.**

**N = NO vote.**

VOTING SUBJECT; NOTIONS; ETC.

[illegible]