

MINUTES OF MONDAY, JANUARY 12, 1981 REGULAR BOARD MEETING

16th BOARD OF REPRESENTATIVES

CITY OF STAMFORD, CONNECTICUT

A regular monthly meeting of the 16th Board of Representatives of the City of Stamford was held on MONDAY, JANUARY 12, 1981, 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 8:53 p.m. by PRESIDENT SANDRA GOLDSTEIN after both political parties had met in caucus.

INVOCATION: The Rev. George Eckstein, Long Ridge Congregation Church, 2748 Long Ridge Road, Stamford, Connecticut.

PLEDGE OF ALLEGIANCE TO THE FLAG: President Sandra Goldstein led the Pledge.

ROLL CALL: Clerk of the Board Annie M. Summerville called the Roll. There were 33 present and 7 absent at the time of Roll Call. The 7 absent members were Reps. Darer, Bowlby, Roos, Stork, A. Conti, Loomis and De Nicola.

The CHAIR declared a Quorum.

PRESIDENT GOLDSTEIN wished a speedy recovery to Mr. and Mrs. Roos who are both ill; also, Rep. Conti and Mrs. McEvoy, Administrative Assistant.

CHECK OF THE VOTING MACHINE: The President found the machine in good working order

Pages: Laura Larson, 6th grade, Newfield School.  
Lisa Wiederlight, 6th grade, Newfield School.

MOMENTS OF SILENCE: Alfred A. Lewis, Jr. by Reps. Livingston and Rybnick.  
Frank J. Daly by Reps. Zelinski, Rybnick and Donahue.  
Atty. Leo Kivell by Reps. Joyce and Fauteux.  
Julian Schwartz by Rep. Blum.  
Frederick A. Marschall, Sr. by Rep. Santy.

MR. BLUM asked that the Board wish former Governor Grasso well.

MR. RYBNICK made a motion to send a letter expressing Mr. Blum's sentiments.  
SECONDED. CARRIED UNANIMOUSLY.

THE PRESIDENT circulated a sign-up sheet for Tuesday evening's meeting at 7:30 p.m. for SACIA's Task-force on Local Government. All the Members of the Board have been invited and they wanted some indication as to who will be able to attend.

THE PRESIDENT accepted with regret, the resignation of Moira Lyons from three committees. She will continue to be on the Fiscal Committee. She resigned from the Personnel Committee, Public Works Committee and Public Housing and Community Development Committee. She was a valuable members of those Committees.

THE PRESIDENT appointed ANNIE SUMMERVILLE to Public Housing and Community Development; JOHN BOCCUZZI to Public Works and JEREMIAH LIVINGSTON to Personnel.

MR. BOCCUZZI MOVED to WAIVE the reading of the STEERING COMMITTEE REPORT. SECONDED. CARRIED.

STEERING COMMITTEE REPORT

A meeting of the STEERING COMMITTEE was held on Monday, December 29, 1980, in the Democratic Caucus Room, Second Floor, Municipal Office Building, 429 Atlantic Street, Stamford, Connecticut. The meeting was called to order at 7:38 p.m., at which time a Quorum was present. Chairwoman Sandra Goldstein called the meeting to order.

PRESENT AT THE MEETING

Sandra Goldstein, Chairperson	David Blum
Annie M. Summerville	Alfred Perillo
Handy Dixon	Michael Wiederlight
Paul Esposito	Richard Fasanelli
John Zelinski	Lathon Wider
Jeremiah Livingston	Barbara McInerney
Jeanne Lois Santy	Robert "Gabe" DeLuca
Robert Fauteux	Audrey Maihock
Donald Donahue	Marie Hawe
John Hogan	Fior Corbo

(1) CHARTER REVISION COMMITTEE and ORDINANCE COMMITTEE.

ORDERED ON THE AGENDA was one item being the appointing of Charter Revision Committee for limited purpose of rewriting Seciton 746.

(2) ENVIRONMENTAL PROTECTION COMMITTEE

ORDERED OFF THE AGENDA was one item being a Proposed Amendment to the Zoning Regulations for Flood-Prone Areas of the City of Stamford.

(3) URBAN RENEWAL COMMITTEE

ORDERED OFF THE AGENDA was the one item which was the Report of the Mayor's Task Force on Blocks 8 and 9.

(4) PUBLIC HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

ORDERED ON THE AGENDA was the one item appearing on the Tentative Steering Agenda.

(5) SEWER COMMITTEE

ORDERED HELD IN COMMITTEE were two items, being Rep. Corbo's 3-part memo and the Sewer Easements for Project 17-A. ORDERED on the Agenda was the remaining item on the Tentative Steering Agenda.

(6) EDUCATION, WELFARE, AND GOVERNMENT COMMITTEE

ORDERED ON THE AGENDA was one item appearing on the Tentative Steering Agenda and the remaining item was HELD, re Violence in Schools as per report in Newspaper.

(7) PARKS AND RECREATION COMMITTEE

ORDERED HELD IN COMMITTEE were three items being 1) Poor Drainage and Lights at Scalzi Park Tennis Courts; 2) Fee structure and format for Annual Tennis Tournament; 3) Improvement of Ball Fields at Scalzi Park. ORDERED on was the remaining item on the Tentative Steering Agenda.

(8) HEALTH AND PROTECTION COMMITTEE

ORDERED ON THE AGENDA were four items from the Steering Agenda.

(9) PUBLIC WORKS COMMITTEE

ORDERED ON THE AGENDA were three items appearing on the Tentative Steering Agenda..

(10) PLANNING AND ZONING COMMITTEE

ORDERED ON THE AGENDA were four items appearing on the Tentative Agenda. ORDERED HELD was the remaining item being Proposed Ord. for Excavation, Filling and Grading.

(11) PERSONNEL COMMITTEE

ORDERED ON THE AGENDA were two items appearing on the Tentative Steering Agenda. ORDERED OFF the Agenda was the remaining item re Request to Institute a method by which a Labor Contract is financed upon ratification of the Bd. of Reps. ORDERED OFF AGENDA was one item re Sense-of-Board Resolution for reconsideration.

(12) LEGISLATIVE AND RULES COMMITTEE

ORDERED ON THE AGENDA were eight items appearing on the Tentative Steering Agenda. ORDERED HELD IN COMMITTEE were three items being 1) Proposed Ord. Paper Vending Machine; 2) Proposed Ord. Safety of Construction Equipment including Cranes; 3) Tax Abatement for New Parsonage, 97 Brook Run Lane, Stamford. ORDERED OFF the Agenda was one item re Tax Relief for the elderly, and ORDERED OFF the agenda was one item re Inquiry into allegations involving Tishman Complex.

(13) FISCAL COMMITTEE

ORDERED ON THE AGENDA were 18 items appearing on the Tentative Steering Agenda and one item re To fund Firefighters Contract contingent on Bd. of Finance.

(14) APPOINTMENTS COMMITTEE

ORDERED ON THE AGENDA were 3 names. ORDERED OFF PERMANENTLY was one name being King Whitney for Personnel Commission.

(15) COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS

ORDER ON THE AGENDA was a request from Rep. Mildred Perillo that the Board's Agenda be switched around each month.

ADJOURNMENT

There being no further business to come before the STEERING COMMITTEE, on MOTION duly made, SECONDED and CARRIED, the meeting was adjourned at 9:30 p.m.

SANDRA GOLDSTEIN, PRESIDENT  
STEERING COMMITTEE

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SPECIAL COMMITTEES

CHARTER REVISION COMMITTEE AND ORDINANCE COMMITTEE - Co-Chairpersons John Hogan and Grace Guroian

- (1) COMMISSIONER OSCAR A. HOFFMAN'S letter dated 11/24/80 re appointing a Charter Revision Committee for limited purpose of rewriting Section 746. Report made at 12/8 meeting.

MR. HOGAN stated that the Charter Revision Committee met on Monday, January 5, 1981. Present were Co-Chairmen Guroian and Hogan, and Mary Lou Rinaldi. Absent were Reps. McInerney and DeNicola.

MR. HOGAN said that the Committee adopted unanimously with the three members present the following Resolution.

INITIATION OF ACTION BY THE BOARD OF REPRESENTATIVES  
FOR APPOINTMENT OF A 12th CHARTER REVISION COMMISSION.

BE IT RESOLVED by the Board of Representatives of Stamford, Connecticut, pursuant to Section 7-188 of the General Statutes of the State of Connecticut, do hereby institute action for the appointment of a 12th Charter Revision Commission for the City of Stamford which Commission shall make any appropriate or necessary revisions or amendments to those sections of the Charter of the City of Stamford relative to the scope and responsibilities of the Board of Trustees of the Classified Employees Retirement Fund; and furthermore draft and propose appropriate amendments on the above subject; and

BE IT FURTHER RESOLVED that the Board of Representatives shall take the necessary action to appoint such Charter Revision Commission within thirty (30) days from the date hereof.

MR. HOGAN MOVED for adoption of this Resolution to Initiate Action by the Board of Representatives for Appointment of a 12th Charter Revision Commission. SECONDED.

MR. HOGAN stated that the Charter Revision Committee met with the representatives of the Classified Employees Retirement Fund, consisting of Mayor Clapes, Mrs. Goldstein and Mr. Arena and Mr. Canavan, the Employees' representatives. Mrs. Nolan, Chairman of the Board of Finance was absent.

MR. HOGAN said the Pension Funds of the City are governed with the exception of the Classified Employees Retirement Fund, are governed by the contracts between the City and the various organizations. The Classified Employees Retirement Fund is governed by the provisions of the Stamford Charter and the performance of this fund over the past few years, in comparison to the other funds, has been very poor. The Classified Fund is by Charter invested by the banks and trust companies located in the City of Stamford.

CHARTER REVISION COMMITTEE (continued)

MR. HOGAN commented that the Firemen in Fiscal 78/79 received a return of approximately 5½%. After they made a change from their prior procedures with the banks, they went into the insurance companies and money funds and their return last year showed a return of 12½%. The Police last year showed almost a 13% return but previous to last year showed a 5½% return. The Classified Fund cannot seek to return to the insurance companies or private money funds because the bank has the final say as to where the money shall be invested. The Classified Fund went from a 6½% return in 1978/79, they dropped to a 5.80 return in 1979/80.

MR. HOGAN said the Board of Trustees of the Classified Fund is simply requesting that the Charter Revision Commission be established to just study this one avenue of investing the funds of the Classified Retirement Fund along the same lines that governs the other funds in Stamford.

MR. HOGAN said this would take a simple Charter change; only a few words in the Charter would have to be changed. The Committee recommended and requested that this be passed this evening.

MR. JOYCE asked what the approximate amount of money was in the Retirement Fund and what banks were involved.

MR. HOGAN said the amount of money was between \$18 and 19 million. This constituted approximate 52% of all of the pension monies in all of the pension funds of the City of Stamford. It is the largest pension fund.

MR. HOGAN said that he is almost sure, but can be corrected, that this money is in the Union Trust Company.

MR. BLUM questioned why this Fund was left in one bank and who was to tell the Trustees how they must invest the money.

MR. HOGAN stated that the Charter binds the hands of the Trustees and read a part of the Charter that says "the bank will be the final authority on where the money goes"; where it is invested. The change would let the Fund go to other sources where the return would be better.

MRS. GUROIAN said that the performance of the Union Trust Company is not that much out of line compared to the other banks. She further stated that the more more this \$18 million makes, the less the City is obliged to put into the trust fund.

THE PRESIDENT called for a vote on Mr. Hogan's motion.

The President declared that Mr. Hogan's motion was CARRIED UNANIMOUSLY.

MRS. GUROIAN questioned why a Voice Vote was taken on this item. She thought this too important an item for a Voice Vote.

THE PRESIDENT said if there was an indication that this would be controversial, it would have called for a machine vote. Since there were no negatives and no abstentions, this will be recorded as unanimous.

ON-SITE GARBAGE CONVERSION STUDY COMMITTEE - Chairman Fiorenzo Corbo

MR. CORBO said his Committee met on November 10, 1980. Present were Reps. Guroian and B. Conti, Commission Spaulding and Dr. Gosta Truedsson, the advisor to this Committee. He expressed his gratitude to Reps. Guroian and Conti along with Dr. Truedsson for their efforts on this Committee.

Dr. Truedsson has the data to come up with somekind of design to make the Incinerator self-sufficient as to the expenditure for electricity, etc.

MR. CORBO went on to say that the Committee has two purposes. One is to eliminate, reduce or save haul-away program money. This would be done through incineration. Through incineration we could install a boiler to produce electricity which will be used by the entire Magee Avenue plant. He also stated that Comm. Spaulding already tried to incorporate in the 1981/82 budget, a proposal which called for the reconstruction of the 1958 incinerator. The approximate cost would be \$18 million which would be 90% funded by Federal Grant.

MR. CORBO said we are paying HELCO \$630,000.00 per year and in a few years, the \$1,500,000.00 which the City would have to pay, would be paid off.

TRANSPORTATION COMMITTEE - Patrick Joyce, Chairman - NO REPORTHOUSE COMMITTEE - Doris Bowlby, Chairwoman - NO REPORTSTANDING COMMITTEESENVIRONMENTAL PROTECTION COMMITTEE - Chairwoman Audrey Maihock - NO REPORTURBAN RENEWAL COMMITTEE - Chairman Richard Fasanelli - NO REPORTPUBLIC HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE - Co-Chairmen Stanley Darer and Lathon Wider, Sr.

- (1) LETTER of 12/22/80 FROM JACQUELINE ZERRENNER, 240 Stillwater Avenue,  
formerly of 256 Connecticut Avenue regarding no interest being paid  
on security deposits for moderate rent at Stamford Housing Authority.

MR. WIDER stated that on January 6, 1981 a meeting was to be held with the Chairman and Executive Director of the Housing Authority and the Mayor. On January 5th at 5:30 p.m., he received a letter from the Housing Authority and a telephone call from the Mayor's office stating that they were unable to attend the meeting on January 6th.

MR. WIDER said because he could not answer the tenants complaints or remedy the situation, he thought it best to call the meeting off and reschedule it.

SEWER COMMITTEE - Chairman Michael Wiederlight

- (1) REQUEST of 12/12/80 FROM STAMFORD SEWER COMMISSION enclosing copy of application dated 10/18/80; 12/9/80 letter from Atty. Saul Kwartin to Atty. Leo Gold; and sketches of proposed sanitary sewer construction. Resolution 910 requires this Board's approval of sewer agreements or contracts. The estate of Alfred Kaskel requests authorization to extend the sanitary system at their own expense to service their Roxbury Road site, known as Doral Farms. Roxbury Swim Club also wishes to hook into this system.

MR. WIEDERLIGHT said the Sewer Committee met January 8, 1981. In attendance were Reps. Corbo, Kunsaw, Wiederlight, Atty. Kwartin, George Connors of the Sewer Commission, Louis Casale, Sewer Commission, William Sabia, the City Engineer, Mr. Redniss representing the developer and Aubrey Mead, Engineer for the developer. A discussion was held on the Doral Farms application. An agreement is to be given to be signed by the City and the developer. This agreement has not yet been prepared. The Committee voted 3 to 0 unanimously to keep this matter in Committee pending receipt of said agreement by the next meeting. If this agreement is not received by the next meeting, we must vote on since we have 60 days under Resolution 910 either to approve it or disapprove it. If no action is taken, it is automatically assumed that it is approved.

EDUCATION, WELFARE AND GOVERNMENT COMMITTEE - Chairman Robert Fauteux

- (1) REPORT ON COMMUNICATIONS WITH BOARD OF EDUCATION CONCERNING PERSONNEL ADMINISTRATION ACTIVITIES RELATING TO THE PRICE WATERHOUSE STUDY AND OTHER CONCERNS OF THE BOARD OF REPRESENTATIVES. Submitted by Rep. Robert Fauteux 12/19/80.

MR. FAUTEUX gave the following report:

REPORT ON COMMUNICATION WITH THE BOARD OF EDUCATION  
CONCERNING PERSONNEL ADMINISTRATIVE ACTIVITIES RELATING  
TO THE PRICE WATERHOUSE STUDY AND OTHER CONCERNS OF THE  
BOARD OF REPRESENTATIVES

A letter was sent on January 5, 1981, proposing that a joint meeting be held between the Board of Representatives and the Board of Education. At this meeting, questions and discussions will be held about the activities involving the school system's Personnel Department and the recent Price Waterhouse study of personnel policies and procedures. (A copy of this letter has been provided to all representatives.)

In conversation with Mrs. Sally Silveira, President of the Board of Education, about this request, she stated that the matter of the joint meeting will be discussed at the Board of Education's meeting tomorrow night, Tuesday, January 13, 1981. If the request is accepted, it is now proposed that the first joint meeting be held in early February shortly after our own board meeting on February 4, 1981.



EDUCATION, WELFARE AND GOVERNMENT COMMITTEE (continued)

MR. FAUTEUX (continuing)...A request for questions or discussion items will be sent to all Representatives in advance of the first meeting, returnable to the E, W & G Committee. The final physical arrangements for our joint meeting will also be made known when decided upon between us and the Board of Education.

MR. WIEDERLIGHT questioned Mr. Fauteux why the dates of January 28 and 29 for a meeting were not acceptable.

MR. FAUTEUX said he was in error when he was reading his calendar.

MR. CORBO said why is all this protocol followed. All he wants is better communications between the Board and the Board of Education. He said a meeting should have been held a long time ago.

MR. FAUTEUX stated that you must realize that the Board of Education will only do things that they want to do. Before the letter was submitted, Rep. Livingston, Summerville and Fauteux were in touch with the Board of Education and laid-out good ground work on an informal basis. This letter was sent to make it an official business item for the Board of Education because it is a very important item to the Board of Education. Some very good discussion levels have been established with the Board of Education.

MR. CORBO said he wanted to know how much of this Report has been implemented.

MR. FAUTEUX stated that he has been participating in the status reporting in the activities as to the implementation of the recommendations. There are bi-monthly status meetings held at noon time at the Board of Education and if Mr. Corbo wishes to attend the next scheduled one on the 20th of January, Mr. Fauteux would make arrangements so he can see the status of progress.

MR. BLUM spoke about the affirmative action officer article in the Stamford Advocate. This is where he heard about this.

MR. FAUTEUX said the Advocate prints what it wants to. This was not an item for his consideration.

PARKS AND RECREATION COMMITTEE    Chairman Robert "Gabe" DeLuca

- (1) REQUEST FOR APPROVAL OF PROPOSED FEE INCREASES AND FEE SCHEDULE FOR PARK FACILITIES - Submitted by Supt. Cook, Parks Dept. 12/18/80, and includes minutes of their Dec. 2nd meeting.

PARKS AND RECREATION COMMITTEE (continued)

MR. DeLUCA said his Committee met on January 5, 1981. In attendance were Reps. Rinaldi, Pollard, Perillo and DeLuca. We voted 4 in favor and none opposed to RETURN THIS ITEM BACK TO THE PARK COMMISSION for a review. The Committee thought the fees for tennis for residents were out of line, along with other things that had to be considered.

- (2) FOR PUBLICATION AMENDMENT TO ORDINANCE REGARDING CARWIN PARK CURFEW.  
Submitted by Rep. Gabe DeLuca 12/22/80. (Text forthcoming)

MR. DeLUCA said that at the night of the meeting, the text was not available. The text was on the desk the night of the Board Meeting. The Committee did not vote on this.

MR. DeLUCA MOVED TO WAIVE PUBLICATION and go into final adoption. SECONDED.

THE PRESIDENT indicated that MR. STORK has arrived at the Meeting. There are 34 members present and 6 absent.

THE PRESIDENT called for a vote. The motion has been CARRIED by a vote of 33 in favor and 1 abstention (Betty Conti).

MR. DeLUCA MOVED for FINAL ADOPTION. The key item in the amendment is the fact that the original ordinance called for a thirty (30) day jail sentence as one of the penalties. This was in conflict with the Connecticut State Statutes Section 7-194. In the amended ordinance, it is to delete the thirty (30) days in jail. SECONDED.

MR. WIDER asked if there was any suggested replacement for the 30 day penalty.

MR. DeLUCA said the Connecticut State Statues limit the penalties that can be incurred by a Municipality. There is still the \$100.00 fine for violating the curfew.

THE PRESIDENT called for a vote. The vote was 33 in favor and 1 abstention (Betty Conti). The ordinance has been ADOPTED.

- (3) FOR FINAL ADOPTION - PROPOSED ORDINANCE SUPPLEMENTAL CONCERNING PARK CURFEW. Already published, and held for January 1981 further action.  
(Approved for publication 8/4/80 unanimously.)

MR. DeLUCA said this item is being HELD because it is being review by the Parks Department and Corporation Counsel.



HEALTH AND PROTECTION COMMITTEE - Chairwoman Jeanne-Lois Santy(1) CREATION OF AN EMERGENCY MEDICAL SERVICES DEPARTMENT FOR THE CITY OF STAMFORD. Submitted by Rep. Wiederlight 11/17/80.

MRS. SANTY said the Health and Protection Committee met on December 16, 1980 with members Dziezyc and Santy attending. Also attending were Reps. Hogan and Wiederlight. The Committee met again on January 7, 1981 with members Dziezy, Blum, Joyce and Santy attending.

MRS. SANTY said that attending at the December 16th meeting were 37 interested persons including Chief Vitti, Asst. Chief Farfaglia, Chief Colohan of the Springdale Fire Dept., Chief Horton of the Long Ridge Fire Dept., Chief Cecire of the Glenbrook Fire Dept., Asst. Chief Reed of the Turn of River Fire Dept. and Chief Remling of the Belltown Fire Dept. Chief Colohan represents the Big Five because he is President of the Big Five. Marilyn King, President of the Stamford Ambulance Corps, Steve Schwartzenberg, Mr. Schindelle of the Star of Life Marine Ambulance and Dr. Turnbull, Director of the Stamford Hospital Emergency Room. A letter was received from Dr. Islam, Acting Director of St. Joseph's Hospital Emergency Room. He said he was sorry he was unable to attend. Also, letters from local corporations. In attendance were may Stamford physicians, dentists, surgeons and chiropratic physicians.

MRS. SANTY stated that Rep. Wiederlight's presentation showed many hours of research and the Committee thanked him and all the people that attended that evening. She further went on to say that after listening to the input, it was obvious to the Committee that the concept of Emergency Medical Services is needed in this town and recommended to the PRESIDENT that she appoint a special committee of this Board to report back to the Board, through the Health and Protection Committee.

MR. JOYCE endorsed what MRS. SANTY said and also related about his experiences when he had a heart attack. He stressed about the loss of time in giving aid to the victim could mean life or death or permanent impairment to the heart.

MRS. SANTY stated from an article from Connecticut Magazine, which all got copies, the three reasons that many large cities in Connecticut to do have the Emergency Medical Service. These are lack of leadership from the Municipal officials, public apathy or lack of leadership from the Medical Community. The Committee was proud that none of these exist here in Stamford.

(2) PROBLEM REGARDING FIRE AND SMOKE PROTECTION FOR THE PUBLIC IN EXISTING AND FUTURE STRUCTURES IN THE CITY OF STAMFORD - submitted by Rep. Zelinski. Also letter 12/5/80 from Board President Sandra Goldstein,

MRS. SANTY said the Committee was impressed with the information given by Chief Vitti and Michael Macri of the Building Department regarding the adequacy of fire protection provided to persons in Stamford.

HEALTH AND PROTECTION COMMITTEE (continued)

MRS. SANTY (continuing)...said it was decided that another indepth study meeting is needed and is scheduled for January 28 with the Fire Chiefs, Fire Commissioners, representatives from all the Big Five Volunteer Fire Departments, all State Legislators and the State Senator. We will determine with them if inadequacies exist in the City and State Fire Protection Codes or in the Building Inspection and Enforcement procedures and what role we as the Board can take in correcting this. This will be HELD IN COMMITTEE.

MR. ZELINSKI wanted it noted in Mrs. Santy's report that he was present at the meeting and wrote a letter and other representatives were present.

MRS. SANTY said that Mr. Zelinski and the President were present and if she neglected to mention anyone, please accept her apology.

MR. JOYCE said a question arose at the meeting whether or not this Board would have the power to act. He checked out this point and reported that many times representatives are reluctant to enact ordinances for fear of conflict with State law. He said that as a general rule, where the State has acted we may not act but where the State has not acted, we may act.

MR. JOYCE said as an example, if there is a restriction placed by the State regarding sprinklers to four stories, any building above four stories, it does not preclude us from tightening out that regulation by virtue of an ordinance.

- (3) AUGUST 8, 1980 LETTER FROM PARK MANOR'S OWNER, WM. J. FITZPATRICK TO REP. JEANNE-LOIS SANTY OF H&P RE: THEIR ABILITY AND WILLINGNESS TO SERVE ELDERLY, ETC., AT A MUCH LOWER COST THAN PUBLIC HOUSING. Currently being monitored and meetings being held by H&P committee.

MRS. SANTY said that on January 28, the Committee will be meeting with Mr. Thomas Canino and his staff and the administrators of Park Manor to resolve this on-going problem. This is being HELD IN COMMITTEE.

- (4) PROBLEM OF LOW WATER PRESSURE WHICH IS INADEQUATE FOR FIRE PREVENTION OR FIRE FIGHTING, which Dolphin Cove Assn. sent to Fire Chief Vitti, submitted by City Rjep. John Boccuzzi. July 31st letter from Stamford Water Co. advises their share will cost about \$30,000 and that pavement replacement will run about \$20,000. Committee is monitoring and will make further reports as warranted.

MRS. SANTY said that in the next few months, they will have a resolution to the problem. It is a complex problem because now it involves the Zoning Board, the Planning Board and the Public Works Department. Her Committee voted to HOLD THIS IN COMMITTEE.

PUBLIC WORKS COMMITTEE - Co-Chairmen Alfred Perillo and Everett Pollard

- (1) LETTER FROM DPW COMM. BRUCE SPAULDING OF 10/1/80 RE: NEGLECT OF SOUTH END AND WATERSIDE. Held 11/10 and 12/8/80 in Committee.

MR. PERILLO said that on Wednesday, January 7, 1981, Reps. Perillo, Kunsaw and Wider met with Commissioner Spaulding to discuss these problems in these areas. The Commissioner accepted the fact that these problems exist but noted that they do exist City-wide also. The Commissioner will show no preference for any special services to any one area and will try his best to keep on top of each violation as they exist. The Commissioner recommended that if any Representative has a problem in their district, to first call the Commissioner's office and leave the complaint. If no action is taken by his office, then pursue the item to the Public Works Committee to further investigate the issues and to get some answers.

MR. PERILLO stated that the Commissioner feels that by going in this direction, something can be accomplished. If the issue involves big money or a big project, that it has to take its course.

MR. PERILLO said that they talked for well over an hour and a half talking about all the issues in the South End and Waterside area. The Commissioner said he was dumb-founded that it first went to the radio and newspaper and then to him and that is why the Commissioner took the action he did with letter of his of October 1, 1980.

- (2) REQUEST OF 11/19/80 FROM REP. PHILIP STORK RE: STREET REPAIR WORK AT 87 LEONARD ST. AND PROBLEMS ENCOUNTERED BY MR. AND MRS. JOSEPH PORTO, Report made 12/8/80 and Held in Committee for further report.

MR. PERILLO said his Committee met on January 8, 1981. Present were Reps. Perillo, Kunsaw, Roos, and Flounders.

MR. PERILLO stated that the Commission has put this into the Capital Projects' Budget of 1980/81 an expenditure of \$45,000.00. That is what it is going to cost to correct the condition in that area. If this does not get cut, the Project will be completed.

- (3) THE PROBLEMS (DRAINAGE) THAT MR. & MRS. ROBERT GROGGINS OF PEPPER RIDGE ROAD ARE HAVING: ALSO PROBLEM AT ERSKINE ROAD THAT REP. MAIHOCK BROUGHT UP. Report made and Held in Committee 12/8/80 for further reports.

MR. PERILLO said the Commissioner has taken this into the Public Works Dept. and as soon as the ground has softened, he will proceed with the project. This would be an in-house operation.

PUBLIC WORKS COMMITTEE (continued)

- (4) LETTER OF 12/15/80 FROM THE BOARD OF EDUCATION ENCLOSING COPIES OF RESOLUTIONS PREVIOUSLY SENT TO THIS BOARD ADVISING THEY ARE CLOSING MARTHA HOYT SCHOOL AND WILLARD SCHOOL AND WILL NO LONGER SERVICE THESE BUILDINGS. Mr. Grafton requests these be transferred to the jurisdiction of the Public Works Dept. of the City effective January 31, 1981.

MR. PERILLO said that on Saturday, he read in the Advocate what the Martha Hoyt and Willard School maintenance costs are. The Public Works Commissioner does not have it. He said this item is being HELD IN COMMITTEE.

MR. WIEDERLIGHT thanked Mr. Perillo for the Groggins for the fine job he did.

MR. WIDER said the Commissioner of Public Works promised to work on the acute conditions of the Pulaski Street bridge and also the tree roots that are pushing the sidewalk on Berkley Street.

PLANNING AND ZONING COMMITTEE - Chairman Donald Donahue

MR. DONAHUE thanked his Committee for having an almost perfect attendance during the Christmas and New Year's season; three public hearings, a regular meeting on January 7th and a short meeting tonight.

- (1) RESOLUTION SETTING LIMITS AND RESTRICTIONS ON HELIPORTS, SPECIFICALLY AND GENERALLY - Submitted 12/18/80 by Reps. Marie Hawe and Moira Lyons.

MR. DONAHUE said the Committee has taken a three-prong action regarding heliport and helistops in Stamford. First, it is seeking information from the State concerning how we, as a Board, can limit usage of heliport in Stamford. He said they are investigating if restrictions can be placed on a permit already granted to American Cyanamid Company. Also, a Resolution concerning future heliport development in Stamford. The Resolution is in two-parts. The first two paragraphs of the first part were submitted by Rep. Donahue. A copy is before all members present this evening.

MR. DONAHUE said to note that in the first line, the word "people" has been omitted; should be Whereas, the people of Stamford.

MR. DONAHUE MOVED that this Resolution be adopted by the Board. SECONDED.

MR. ZELINSKI wanted some clarification on the second part of the Resolution.

MR. DONAHUE stated that this Resolution was on two separate pages.

MR. ZELINSKI asked if a previous Board passed some type of ordinance or if there is an ordinance on the books, that the only way helicopters could land in Stamford was in an emergency situation or the President or government official landing here.

MR. DONAHUE said the State Department of Aeronautics takes precedence over any local ordinance at all.



PLANNING AND ZONING COMMITTEE (continued)

MRS. HAWE urged her fellow Board Members to vote in favor of this Resolution. It expresses our belief that the City of Stamford should have the right to establish one site to serve the needs of the entire City. A site chosen by input from the citizens and City officials. She said the site at Canal and Ludlow Streets is not a safe site for a heliport.

MRS. LYONS also urged her fellow Board Members to vote for this Resolution. She said it is the responsibility of the City to determine which would be the best site for a heliport to be located. In doing this, they would first have to establish a need, which has not been done through any research, and take into consideration the accessibility factor and the safety factor.

MRS. LYONS said the heliport being discussed is not one that will be utilized by one corporation. It is one that is going to be a public-used heliport. There will be no radio control at this particular heliport. The heliport will go into a published document circulated around the entire United States which would tell anyone who wishes to use this heliport of its existence.

MRS. LYONS further stated that the safety factor that would be relied upon would be the pilot's visual control of the area.

MRS. MAIHOCK said the Transportation Committee addressed the problem of proliferation of helicopter landings and considered the fact that it would be more appropriate to have one site. She said she hoped that we could resolve this very shortly.

MR. BOCCUZZI MOVED the question. SECONDED. CARRIED.

THE PRESIDENT called for a vote. The Resolution was CARRIED UNANIMOUSLY.

- (2) REFERRAL FROM ACTION OF ZONING BOARD APPROVING THEIR OWN APPLICATION NO. 80-020 CHANGING REGULATIONS OF R-MF ZONE. Petitioners are from Fifth St., Rockrimmon Lane, Bedford St., Summer St., Washington Blvd., Second St., Strawberry Hill Avenue., Third St., Oak St., Hayes House, Bedford St. Held in Committee 11/24/80 in Steering.

MR. DONAHUE said the Committee was all in attendance on January 7. He said the Committee was surprised that we would be handed a referral of the Zoning Board that was going to restrict the construction of housing in the City of Stamford. The Committee at the out-set was unsympathetic to this referral but after it studied and met at a Public Hearing and waded through the bulk of information that was supplied for this application, the Committee changed its mind and felt that there was a need to balance the growth of housing just as there is a need to balance the growth of commercial development.

MR. DONAHUE stated that the restrictions placed by the Zoning Board accomplished three things: It removes the possibility of professional office use from the R-MF zone in an attempt to assure that residential land will be used for residential purpose. Secondly, it decreases the density possible under the R-MF regulations so the traditional residential neighborhoods such as exist, the South End and the West Side so that these areas will not be too heavily impacted by high rise, high intensity development.

PLANNING AND ZONING COMMITTEE (continued)

MR. DONAHUE stated that the residents of these areas have showed a concern for high rise buildings in their areas and during the Matthew Rose application stated they wanted to be able to live in an area which was residential without the fear of being crowded out by high rise construction. The same feeling was expressed by the West Side residents during the Neighborhood Workshops.

MR. DONAHUE said the third item that must be considered is the Zoning Board has, at the same time, encouraged high rise development in an area where it should be developed, i.e., in the P-D district which is also called the housing incentive district. That is roughly an area a half-mile from Atlantic Square. The advantage to this kind of development is that people can live, walk to work, use mass transportation, and shop. It returns life to the central City while allowing the least impact on already crowded streets.

MR. DONAHUE went on to say that the R-MF can not be seen on its own. It must be seen in its relationship to the possibility of housing in the P-D R5 CL and CI zones. This is also the first step in a series of steps which will ride for the balance to control development of housing and future steps may include changes in zoning map to include more R-MF area in suitable sections of the City. Currently, the R-MF comprises only 2% of the City acreage.

MR. DONAHUE said the motion is complicated. He MOVED that the amendments to the Zoning regulations of the City of Stamford as advanced and as modified and adopted by the Zoning Board of the City of Stamford in accordance with Application No. 80-020 of the Zoning Board, as modified, be approved as follows:

1. Amend Appendix A, Table 1, by deleting the following uses presently permitted in the R-MF District:

- Passenger Terminals & Stations
- Professional Offices, Principal Use
- Professional Pharmacy
- Public Utility Buildings

2. Amend Appendix B so that the requirements for the R-MF District shall read as follows:

- Delete reference to Footnote 3.1

- Maximum Height

- Stories 4

- Height 45

- Square Feet Per Family 1250 (35 units per acre)

- Maximum Building Area

- Corner Lot Percent 40

- Interior Lot Percent 40



PLANNING AND ZONING COMMITTEE (continued)

MR. DONAHUE (continuing)

Front Yard Minimum Depth	
Front Street Line	Feet 15
From Center of Street	Feet 40

Side Yards Minimum Width	
One Side	Feet 8
Both Sides	Feet 18

Accessory Buildings    Percent of Rear Yard 25

3. Amend Footnotes to Appendix B as follows:

- a) Amend Footnote 3 by changing the maximum height to 90 feet provided the lot area per family is not less than 725 square feet.
- b) Delete Footnote 3.1.

MR. DONAHUE MOVED.    SECONDED.

MR. DONAHUE stated his Committee recommended adoption by a vote of 5 to none.

MR. CORBO said the historical development in the R-MF zone has not been a 100% because that was controlled by a parking requirement, therefore, there is no relationship between whatever the Zoning Board proposes now and what was developed up to this point.

MR. CORBO further stated looking at the map, it has not been developed the way the Zoning Board thinks because of the economics. He said we have to increase the density in order to make it more attractive to the builder. He said there is a long cry for housing in Stamford and if we allow this to pass tonight, we would not do any justice to the future development of Stamford. If the R-MF is left as it is, you can plan better for the future.

MR. ESPOSITO spoke about the increased density. Many problems are to be concered with as traffic, sewers and many other things. We should question increased density and whether it is feasible,

MR. BLUM spoke against the motion. He said when Urban Redevelopment came about, they did not talk of the high risers which are here now. He said demands for rental will be way-out. Where will all future residents live if our regulations are changed. The Zoning Board must look at area by area. The necessity for housing is critical,

MR. WIEDERLIGHT said we are being asked to limit our Community. This was confusing to him. The Matthew Rose application said it would increase housing. Now the Zoning Board wants to limit housing.

PLANNING AND ZONING COMMITTEE (continued)

MR. WIEDERLIGHT (continuing)...said there were too many inconsistencies in the so called plans. He stated that weighing all the factors, he feels we have no choice but to vote no on this application as presented.

MR. WIDER said that Chairman of the Housing Committee, he would be the first concerned about more and better housing but he is also concerned about the living conditions in the City. He said a home is not a home when you are stacked-up like wood. We need density planning as well as commercial; both got out-of-hand.

MR. WIDER hoped that we would support our Zoning Board in controlling density in areas so that we could live like human beings.

MR. FASANELLI said just as you wouldn't put an 18 story office building outside of the downtown area in Stamford, he didn't believe that a 12 story apartment building would fit in outside the downtown area of Stamford. That's what the Zoning Board tried to accomplish. He said under the P-D Zone, the Planned Design zone, within a half mile radius of Atlantic Square, there is still going to be a high density for multi unit family dwellings in the downtown. He feels the Zoning Board is trying to place the intensity of housing where it belongs.

MR. FLOUNDERS said there was no automatic improvement that will come to the City by increasing or decreasing density. He believes the general rules made across the board are a mistake. He believes in giving the construction industry enough flexibility to do what has to be done to make additional housing for needy a possibility of happening.

MR. JOYCE urged his fellow Board Members to vote against the Zoning Board's recommendations. He said the net result of these changes will be to focus the development of office space downtown in the Urban Renewal area. He sees nothing wrong with dispersal of professional office spaces throughout the City. He said that changing the height requirement from 120 feet to 90 feet does not remove a high rise building from a particular neighborhood. He does not see these modifications as making sense. If they made sense, he would vote for them.

MR. DZIEZYC said he wondered if this was good for the City of Stamford as he has doubts about it. He believed that the Zoning Board should have instituted a grandfather clause to protect the investment of those persons who spent, through the years, a large amount of money improving their property and relying on the Zoning laws to protect their investments, not to confiscate their properties. In order to be fair to the people, he believes the Zoning Board should do something to protect and change the zoning laws in that case.

MRS. LYONS said all were concerned about housing and encourages it; however, we must look at the kind of housing we need and the cost to the individual. We need moderate and middle income housing and she does not see this forthcoming with the current zoning regulations with the increased density. The current R-MF zone allows and encourages commercial development. This is a much more lucrative type of construction than housing.

PLANNING AND ZONING COMMITTEE (continued)

MRS. LYONS gave her view at what has been read. If read again, it says, "the reason the Planning Board opposed this was because it is not in conformance with the City's primary need to address commercial development". They gave housing as a secondary need. She said it was time we put controls on the over-development of Stamford.

MRS. GUROLIAN spoke in support of the application. She said the housing shortage in Stamford remains the housing shortage because of the lack of land available. She said the Matthew Rose application made more land available for housing units regardless of how many housing units were going to be put. For that reason, she supported that application.

MRS. GUROLIAN said the housing they are proposing to build would not be affordable to many and for that reason, she is in support of the application as presented by the Zoning Board. She said the prime purpose in each of our districts is not only to look at the increase of housing but the protection of the neighborhood that we live in. She said this application was written to protect the few small pockets of neighborhoods that we have existing in Stamford around the inner-core. She urged support of this application.

MR. ZELINSKI said he was very concerned about all the office buildings. He thought the idea of this change would prevent office buildings other than medical buildings from being built in residential areas. Also, the new regulation would have a major impact on the fringe of the central downtown preventing further office proliferation along streets that have already seen much office construction such as Bedford Street. Protection from large office buildings is especially needed in Stamford today more than any other time.

MR. ZELINSKI is in favor of more housing; for the middle income and low income person and does not believe, as things stand, that's going to happen. \$100,000.00 condominiums are not needed, we need housing for the people that need it the most. He said he is going to vote with the recommendation of the Planning and Zoning Committee to approve the Zoning Board changes and urged his colleagues to do likewise.

MR. LIVINGSTON said he heard more to stifle the housing market that is already stifled. It was beyond his thinking how some members can point out the high rises on Spruce Street to bring a point across. Much is said about there not being an availability of land in this City; he thought there was land in this City but what there might not be is the willpower to use some of the facilities we have. He hope that each member votes his true conscience and put politics aside.

MRS. HAWE said the question of density and preservation of neighborhoods concerns her. She is in favor of this application. She spoke of the excellent rehabilitation programs in Stamford in the past few years and more of our efforts should be directed in that area.

PLANNING AND ZONING COMMITTEE (continued)

MR. DONAHUE said this application is a good one. It addresses the needs for a balanced growth in the areas which the City can best serve that growth

MRS. SIGNORE MOVED the question. SECONDED. CARRIED.

THE PRESIDENT repeated the motion made by Mr. Donahue. She also stated that if you vote in favor, you are supporting the action of the Zoning Board's own application changing the regulations of the R-MF zoning district. If you vote no, you are opposing the change; you support the petitioners. 21 votes are needed in either direction for the Board to take any action. If 21 votes are not obtained, the provisions of Section 553.2 of the Charter will take effect.

THE PRESIDENT called for a vote. The vote was 21 in favor, 12 opposed with 1 abstention. The motion has been CARRIED. The Zoning Board's application has been sustained.

- (3) REFERRAL FROM ACTION OF ZONING BOARD APPROVING THEIR OWN APPLICATION NO. 80-024 CHANGING REGULATIONS OF C-N ZONE. Petitioners are Frederick A. Groesbeck, Jr. and other property owners on Stillwater Ave., Liberty St., Finney Lane, etc. Received from Zoning Board 12/3/80.

MR. DONAHUE said the Committee voted 5 in favor and none opposed to adopt the Zoning Board's action. He added the Planning Board recommends the same as does the Traffic Department. He said the C-N zone was formerly considered a neighborhood business district. It had restrictions in height it had no restrictions to the number of stories that could be erected in that area. An example of the C-N zone and what could be developed is the Groesbeck property on Old Long Ridge Road; an area that was once designated for neighborhood service type business, there was the possibility of the development of a 16,000 square foot office building in an area that was never designed for that kind of growth and development. This area could never handle it.

MR. DONAHUE said that C-N district that currently exists within the City, exists in and around centers of single and multi-family development and a heavy concentration of commercial development would not be beneficial to the homes and those people who live there.

MR. DONAHUE MOVED that the amendment to the Zoning Regulation of the City of Stamford as advanced and adopted by the Zoning Board of the City of Stamford in accordance with Application No. 80-024 of the Zoning Board be approved as follows:

Amend Appendix B - Schedule of Requirements for Area, Height and Bulk of Buildings, so that the requirements for the C-N Neighborhood Business District shall read as follows:

Maximum Height

Stories 2

Feet 35

Maximum Building Area

Corner Lot Percent 50

Interior Lot Percent 50



PLANNING AND ZONING COMMITTEE (continued)

THE PRESIDENT stated that the motion has been MOVED and SECONDED.

MR. CORBO asked for a POINT OF PERSONAL PRIVILEGE. He wanted it noted that he is leaving the Floor.

MR. DONAHUE added that the Committee and he had some reservations about the validity of the petition that was submitted which brought this referral before us. After much study and holding a Public Hearing, none of those against the action of the Zoning Board appeared. We had hoped to get some answers concerning that validity. We still have the same reservations. Under the advice of Corporation Counsel, we will go forth with our recommendation and ask for a vote this evening allowing those jurisdictional disputes be settled at a proper time by a Court of Law if should be necessary.

THE PRESIDENT repeated the motion as made by Mr. Donahue. She proceeded to a vote. A yes vote supports the Zoning Board's action which approves their own application changing the regulations of the C-N zone. A no vote opposes it.

THE PRESIDENT announced the vote: 29 in the affirmative with no negative votes and 5 abstentions. The motion has been CARRIED. The Zoning Board application has been sustained.

- (4) REFERRAL FROM ACTION OF ZONING BOARD APPROVING THEIR OWN APPLICATION NO. 80-029 CHANGING PROPERTY NOW IN C-N DISTRICT TO RA-1 ONE-FAMILY RESIDENTIAL (ONE ACRE MINIMUM) OWNED BY GIOVANNI GABRIELE, President Tony-Vinny Realty, Inc., for property located on the east side of Long Ridge Road. Received from Zoning Board 12/3/80.

MR. DONAHUE said the Committee voted 5 in favor and none opposed to upholding the action of the Zoning Board. This is similar to the Groesbeck and Mulrooney referrals where similar action was taken to prevent the development, maybe not now but in the future, of construction which would be incompatible to an area surrounded by single family residences in a one acre area.

MR. DONAHUE said this again creates a nonconforming use of the restaurant by that nonconforming is protected by current zoning regulations.

MR. DONAHUE MOVED the following: that the application of the Zoning Board to change the zoning map of the City of Stamford for the land described in subject application 80-029 from C-N Neighborhood Business District to RA-1 One-family Residence District be adopted. SECONDED.

MR. BLUM asked Mr. Donahue if he was making this a nonconforming lot.

MR. DONAHUE replied, "yes".

PLANNING AND ZONING COMMITTEE (continued)

MRS. MAIHOCK wanted it noted for the Record that she has left the Floor.

THE PRESIDENT called for a vote on the motion made by Mr. Donahue. The vote was 25 in the affirmative, 1 in the negative with 8 abstentions. The motion has been CARRIED. The Zoning Board application has been sustained.

PERSONNEL COMMITTEE - David I. Blum, Chairman

- (1) REPORT FROM THE DIRECTOR OF PERSONNEL REGARDING LETTER SENT TO HIM ON NON-CIVIL SERVICE STATUS OF EMPLOYEES. Submitted by Rep. Blum 12/18/80.

MR. BLUM received a letter on December 29, 1980 from Mr. Bernstein stating of some progress. Each Board member had a copy of this letter.

MR. BLUM went on to list the different agencies involved in this matter. He stated that the Mayor has sent a letter to these agencies and they are to work with the Personnel Commission in regards to the employment of their employees. Those working in those departments are awaiting an opinion from the Corporation Counsel's office as to what road they have to take; either by a mandate of the State Legislators or something that has to be passed by the Board of Representatives.

MR. BLUM said they are waiting for the Corporation Counsel's decision. Held in Committee.

- (2) REPORT FROM LAW DEPARTMENT RE OPINION WHETHER CIVIL SERVICE POSITIONS CAN BE CHANGED TO NON-CIVIL SERVICE OR CONTRACTUAL STATUS WITHOUT PERMISSION OF THE BOARD OF REPRESENTATIVES IN REGARD TO SALARIES, ETC. Submitted by Rep. David I. Blum 12/18/80.

MR. BLUM said an opinion has not been received from the Corporation Counsel. Held in Committee.

LEGISLATIVE AND RULES COMMITTEE - Co-Chairmen Anthony Conti and John Zelinski, Jr.

MR. ZELINSKI said the Legislative and Rules Committee met on December 11, 1980 for a public hearing on Item #2 which will be discussed later. Legislative and Rules also met on January 5, 1981. Present were Reps. Donahue, Blum, Fasanelli, Loomis, Corbo and Zelinski. Also present were Reps. Betty Conti, Maihock, Dziezyc, Goldstein and Attorneys Brennan, Ryan and Mr. Cook.



LEGISLATIVE AND RULES COMMITTEE (continued)

MR. ZELINSKI said the following items were voted by his Committee to be put on the Consent Agenda: Items #4 and #8.

- (1) FOR FINAL ADOPTION - PROPOSED ORDINANCE RE CODE OF ETHICS (CONCERNING GIFTS TO OFFICERS AND EMPLOYEES OF THE CITY) - Submitted by Mayor Clapes, his letter 5/19/80 advising this is directed towards those actions discussed by Atty. Ralph Elliott in report to Mayor. Held in Committee since 6/2 for drafting, discussion, etc. by Law Dept. and L&R Committee. Approved for publication 12/8/80.

MR. ZELINSKI said a Public Hearing was held on this item. There were 16 people present. They were either elected officials, employees and Members of the Board of Representatives. The Committee voted to HOLD IN COMMITTEE.

MR. FASANELLI MOVED to take item #1 for Final Adoption OUT OF COMMITTEE. SECONDED.

MR. ZELINSKI said there were 5 members of his Committee present. 3 voted to keep the item in Committee and 2 voted against. He said he hoped the other two members who voted to keep this in Committee voice their concerns as to why they want it in Committee.

MR. WIDER asked what is wrong with this ordinance. He said this ordinance is becoming more and more confusing and no action is being taken.

MR. BLUM related instances about the Code of Ethics and the Freedom of Information Act. One question he spoke about was one that was asked at the Public Hearing. It was, "If I give my financial disclosure, would this be public? Would this come under the Freedom of Information?" Corporation Counsel said, "yes." He thought more study must be done before we can have a Code of Ethics.

MRS. CONTI said she was in favor of holding this in Committee.

MR. BOCCUZZI MOVED the question. SECONDED. CARRIED.

MR. ZELINSKI asked for a POINT OF INFORMATION: How many votes are needed.

THE PRESIDENT replied a majority vote. 33 members are present.

THE PRESIDENT said the vote was 12 in favor, 15 against with 6 abstentions. The motion has been LOST.

- (2) FOR FINAL ADOPTION - PROPOSED ORDINANCE REGARDING GARBAGE COLLECTION FOR CONDOMINIUMS AND MULTI-FAMILY DWELLINGS, TAX CREDIT, ETC.  
Approved for publication 10/6/80. Held in Committee 11/10 and 12/8/80.

MR. ZELINSKI said his Committee voted 2 in favor, 2 against and 1 abstention for taking out of Committee, thereby it is HELD IN COMMITTEE.

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. ZELINSKI asked for a SUSPENSION OF THE RULES for an item which is not on the Agenda but in the Legislative and Rules Committee. This item is the Snow Removal Ordinance.

THE PRESIDENT stated that this requires that we SUSPEND THE RULES to consider something not on the Agenda.

MR. PERILLO asked for a POINT OF ORDER. He asked if the Consent items must be approved before going to another issue.

THE PRESIDENT replied, "no."

MR. ZELINSKI MOVED to take up an item which is not on the agenda; which is the Ordinance we passed at the November meeting regarding the Snow Plowing of Unaccepted Roads and Private Roads in the City of Stamford. SECONDED.

MR. ZELINSKI explained that many constituents complained to their Representatives. He asked that his Colleagues pass this.

MR. BLUM spoke on making a motion to take something out of Committee that is not on the agenda. He said he would like to see this item passed but he is not going to vote to Suspend the Rules.

THE PRESIDENT called for a vote to Suspend the Rules. The vote was 29 in favor, 3 opposed and 2 abstentions. CARRIED.

MR. ESPOSITO asked for a POINT OF PERSONAL PRIVILEGE. He wanted the Record to show he is abstaining from any discussion and voting on this issue. He left the Floor.

MR. ZELINSKI thanked his Board Members for allowing him to do this.

- (9) PROPOSED ORDINANCE CONCERNING SNOW REMOVAL ON UNACCEPTED STREETS AND PRIVATE ROADS. Submitted by Reps. Santy, Maihock, Signore, Boccuzzi & Zelinsk on 1/12/81.

MR. ZELINSKI stated that an Ordinance was passed at the November meeting to rectify a problem. A letter was received from Comm. Spaulding in October saying that certain roads would no longer be plowed including one that have been plowed for 10 or 12 years in the past even though they were private roads, because of agreements with the City and those people. The ordinance was passed and it was to take care of everything. Many districts have roads that are not plowed.

MRS. SANTY MOVED for approval the Ordinance on each Members' desk this evening Concerning Snow Removal on Unaccepted Streets and Roads. SECONDED.

MRS. SANTY said that this Board enacted 27 ordinances in the last fiscal year. Each had its own priority and importance but this one is needed and needed tonight. The safety, health and welfare of people is at stake. She said from Comm. Spaulding's letter of October 3 when he listed 163 streets to us which would not be sanded, plowed or salted because they were unaccepted

LEGISLATIVE AND RULES COMMITTEE (continued)

MRS. SANTY (continuing)...streets or private roads. On November 10, we hurriedly enacted an ordinance thinking it would take care of everyone, at least to get us through the winter, but on November 14, another letter came from the Commissioner's office with 81 streets and roads which would not be plowed, sanded or salted. By this time, it was November 14th and we had the first snowfall. Many of the streets had layer upon layer of ice.

MRS. SANTY said the residents of many of these streets that had been plowed, winter after winter for many years, they have been salted and sanded, in the middle of all the bad weather, that we are not going to service them. Was this the time to tell these people that? Some of the residents approached contractors and they were put on the bottom of the list.

MRS. SANTY said that on May 1, 1981 when this ordinance goes out of effect, we can make an indepth study of this problem; not in November, December or January.

THE PRESIDENT said a motion must be made to WAIVE PUBLICATION before final adoption.

MRS. SANTY MOVED to WAIVE PUBLICATION of the ordinance Concerning Snow Removal on Unaccepted Streets and Private Roads. SECONDED.

MR. WIDER asked if there was any stipulation to what private roads or was it all private roads.

MRS. SANTY said there was a list of all private roads and unaccepted streets in the City of Stamford attached to this ordinance.

THE PRESIDENT said that at this time, we are discussing waiving publication.

MR. RYBNICK MOVED the question.

THE PRESIDENT called for a vote to MOVE the question. SECONDED. CARRIED.

THE PRESIDENT stated that now a vote would be taken to waive publication Concerning the Snow Removal on Unaccepted Streets and Private Roads.

THE PRESIDENT said the vote was 31 in the affirmative, 1 in the negative with 2 abstentions. CARRIED.

MRS. SANTY made a motion to MOVE for Final Adoption of the rdinance oncerning Snow Removal on Unaccepted Streets and Private Roads. SECONDED.

MR. POLLARD MOVED the question. SECONDED. CARRIED.

THE PRESIDENT called for a vote on the Final Adoption of the Ordinance oncerning Snow Removal on Unaccepted Streets and Private Roads as presented by Mrs. Santy This requires 21 votes for passage.

THE PRESIDENT announced the vote: 30 in the affirmative, 1 in the negative with 3 abstentions. APPROVED.

LEGISLATIVE AND RULES COMMITTEE (continued)

THE PRESIDENT said there was another part to this process.

- (10) FOR PUBLICATION PROPOSED ORDINANCE TO REPEAL ORDINANCE NO. 433 SUPPLEMENTAL CONCERNING SNOW REMOVAL ON UNACCEPTED STREETS. Submitted by Reps. Santy, Maihock, Signore, Boccuzzi & Zelinski on 1/12/81. MRS. SANTY MOVED to WAIVE PUBLICATION regarding Repeal of Ordinance No. 433 Concerning Snow Removal on Unaccepted Streets. SECONDED.

THE PRESIDENT called for a vote. The vote was 30 in the affirmative, 1 in the negative with 3 abstentions. APPROVED.

MRS. SANTY MOVED to Repeal Ordinance No. 433 concerning Snow Removal on Unaccepted Street. SECONDED.

THE PRESIDENT called for a vote on the Final Adoption of this Ordinance. The vote was 29 yes, 1 no and 4 abstentions. APPROVED.

- (3) FOR FINAL ADOPTION - PROPOSED ORDINANCE RE TAX ABATEMENT FOR CHURCH OF THE HOLY NAME OF JESUS - Located on Henry Street. Submitted by Atty. Richard M. Fitzmaurice, letter 10/13/80. Held 10/27 and 12/8/80.

The vote on the final adoption was 28 yes, and 1 abstention (Betty Conti). APPROVED.

- (4) FOR FINAL ADOPTION - PROPOSED ORDINANCE FOR TAX ABATEMENT FOR BELL ST. AND TRESSER BOULEVARD PROPERTY (Parking lot) - submitted by Mayor Clapes 5/29; by Asst. Corp. Counsel John E. Smyth 5/22/80 stating this is from Atty. E. Gaynor Brennan, Jr., and property is owned by St. John's Roman Catholic Church; and used also for municipal purposes. Held 8/23, 10/6, 10/27 and 11/24/80.

MR. ZELINSKI said his Committee voted 5 in favor and none against with the contingency that the lease agreement, which was the reason this was held-up, had not been received by our office or the Tax Assessor's Office. It was received over the week-end,

APPROVED ON THE CONSENT AGENDA

- (5) FOR PUBLICATION - PROPOSED ORDINANCE FOR TAX ABATEMENT FOR PROPERTY OWNED BY ST. JOHN'S URBAN DEVELOPMENT CORP. KNOWN AS THE "HANRAHAN CENTER" - submitted by Atty. Daniel M. McCabe 3/11/80. Held 11/24/80 and previously.

MR. ZELINSKI said the Committee 4 in favor, 1 against and he so MOVED. SECONDED.

MR. FASANELLI MOVED the question. SECONDED. CARRIED.

MR. ZELINSKI asked for a POINT OF PERSONAL PRIVILEGE. He said there was a letter on each desk tonight that had a bearing on this. He said this is a very legal, technical, important matter and urged his Colleagues to reconsider moving the question so there can be discussion.

LEGISLATIVE AND RULES COMMITTEE (continued)

THE PRESIDENT asked Mr. Fasanelli if he would consider withdrawing, and the SECONDER.

MR. FASANELLI replies "yes." Also the SECONDER withdrew.

MR. ZELINSKI thanked Mr. Fasanelli. He went on to say that this has been held in Committee for quite sometime and the reason being that questions were raised by the City Tax Assessor. Tonight, we had on our desk a letter addressed to Reps. Conti and Zelinski from Mr. Hyland regarding this tax abatement, strongly suggesting that this matter be discussed with the legal department as to the pertinent CGS 12-124, i.e., a Connecticut State Statute; it is not an assessment Statute. Further in the letter it said the proposed abatement ordinance requested of the 12-124 may set a precedent with severe consequences to the City., i.e., a very large sum of tax levy loss due to this and other future tax abatement.

MR. ZELINSKI said he was the one vote that voted no. He said he is not against this per se except the questions raised by Mr. Hyland.

MR. ZELINSKI urged his Colleagues to keep this in Committee. SECONDED,

THE PRESIDENT said the motion on the Floor is to send Item #5 BACK TO COMMITTEE.

MR. FASANELLI said he would like to speak against the motion. He said the Committee was under the impression that Mr. Hyland was investigating this proposed ordinance for the legal ramifications. In Mr. Hyland's letter, it says "As I have stated repeatedly in the past, I strongly suggest you discuss this matter with the City Legal Department, etc."

MR. FASANELLI stated that there is definitely a misunderstanding. He said the only way to get this proposed ordinance clarified is to get it out of committee for publication. It has been in Committee for a variety of reasons since March. He thought the only way this can be resolved is to have this published and get people involved and get cooperation from all the people who are involved with this proposed ordinance.

MR. RYBNICK MOVED the question. SECONDED. DEFEATED.

MS. SUMMERVILLE said she concurred with Mr. Fasanelli. She said she is not in favor of doing anything wrong, but this particular item is in her district and has been in Committee since March. She said the only way we can expose it, is by publishing so that the people who are suppose to speak on it, speak on it. She asked that the Board vote in favor of publication.

MRS. GUROIAN said at the time the Committee was meeting, she raised objections, as a Representative, not as a Member of the Committee, if Mr. Hyland took away their tax abated status, he must have had a reason for it; now he has come through with an indication as to his reason. Mrs. Guroian said she did not know if anyone present knows the difference between CGS 12-124 and CGS 12-81b. If someone did know, she would like to know as then she could make a better judgement as to whether she would support this or not.



LEGISLATIVE AND RULES COMMITTEE (continued)

MRS. GUROIAN said until she knows the exact ramifications of this, she does not think that we should publish.

MR. WIEDERLIGHT said he seconds what Mrs. Guroian said and the motion from Mr. Zelinski.

MR. CORBO MOVED the question. SECONDED. CARRIED.

THE PRESIDENT said the motion before the Board is to send the item BACK TO COMMITTEE. The vote was 20 yes; 11 no. The motion has been RETURNED TO COMMITTEE.

- (6) FOR PUBLICATION - PROPOSED ORDINANCE FOR TAX ABATEMENT FOR ST. JOSEPH HOSPITAL CORPORATION FOR PROPERTY LOCATED AT 50 STRAWBERRY HILL COURT ACQUIRED FROM JAMES J. RONGOE AND CARMELLA RONGOE ON MAY 27, 1980.  
House is being used for general hospital purposes and occupied by interns and residents. Submitted by Mayor Clapes 11/14/80 and Sister Daniel Marie, Administrator, and Charles A. DeLuca, Esq., of Ryan, Ryan and Hickey 11/13/80. Held 11/24/80.

MR. ZELINSKI said his Committee 5 in favor to publish and so MOVED. SECONDED.

MR. CORBO MOVED the question. SECONDED. CARRIED.

MR. ZELINSKI asked for a POINT OF PERSON PRIVILEGE. He said if this is going to be passed, we would be passing something that was not approved by the Corporation Counsel's office.

THE PRESIDENT said that the item should be HELD IN COMMITTEE if there are any legal questions.

MR. ZELINSKI stated that since his Committee voted, certain other information has been brought to his attention. He was going to speak on this. If Mr. Corbo reconsiders, he will mention the point.

THE PRESIDENT said because of the legality involved, asked if it was agreeable with the Body to have MR. CORBO WITHDRAW his motion and the SECONDER and the Body WITHDRAW the MOVING of this question, then we would be able to proceed. She asked if anyone objected. There was no objection.

MR. ZELINSKI MOVED to SEND THIS BACK TO COMMITTEE because of legal ramifications. SECONDED.

MR. ZELINSKI thanked his Fellow Representatives. He stated when this was brought to the meeting, the attorney was late, we voted for it. Also, some typographical errors among them the address which should have been 50 Strawberry Hill Court and not Avenue. Some of the information is not in the copy on our desk this evening. This information must be in the ordinance. The proposed ordinance should be correct before approved and MOVED TO RETURN THIS TO COMMITTEE.



LEGISLATIVE AND RULES COMMITTEE (continued)

MR. BLUM said he is a member of the L&R Committee and voted in the affirmative to have this published. He wonders why we vote for publication without having all the information before us. He thinks we should look into these ordinances more thoroughly.

THE PRESIDENT called for a vote on Item #6 to SEND BACK TO COMMITTEE.  
APPROVED UNANIMOUSLY.

- (7) FOR PUBLICATION PROPOSED ORDINANCE REPEALING ORDINANCE NO. 313 WHICH BANNED SELF-SERVICE GASOLINE STATIONS IN STAMFORD. Requested by John Mitovich, SACIA, and Rep. J. Zelinski.

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

- (8) FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING PURCHASE OF PROPERTY ON EASTERLY SIDE OF SPRUCE STREET, ADJACENT TO CARWIN PARK, to be purchased for \$75,000 from Capital Non-Recurring Fund. Rep. Jerry Livingston requested this item be placed on the agenda 12/11/80.

APPROVED ON THE CONSENT AGENDA

MR. ZELINSKI said item #4 and item #8 of the L&R agenda are on the CONSENT AGENDA and so MOVED. SECONDED. CARRIED.

- (9) PROPOSED ORDINANCE CONCERNING SNOW REMOVAL ON UNACCEPTED STREETS AND PRIVATE ROADS. Submitted by Reps. Santy, Maihock, Signore, Boccuzzi and Zelinski on 1/12/81.

ABOVE ITEM TAKEN UP UNDER SUSPENSION OF THE RULES. SEE PAGE 24. (APPROVED)

- (10) FOR PUBLICATION PROPOSED ORDINANCE TO REPEAL ORDINANCE NO. 433 SUPPLEMENTAL CONCERNING SNOW REMOVAL ON UNACCEPTED STREETS. Submitted by Reps. Santy, Maihock, Signore, Boccuzzi and Zelinski on 1/12/81.

ABOVE ITEM TAKEN UP UNDER SUSPENSION OF THE RULES. SEE PAGE 26. (APPROVED)

FISCAL COMMITTEE - Co-Chairpersons Paul Esposito and Marie Hawe

MR. ESPOSITO said the Fiscal Committee met on Wednesday, January 7, 1981.

- (1) \$5,000.00 - WELFARD DEPARTMENT - SMITH HOUSE S.N.F. - Code 520.2610  
MAINTENANCE OF EQUIPMENT - Mayor Clapes' request 11/3/80 to fund repair of equipment that breaks down, as well as increase in Refuse Removal Fee of 265% since July 1, 1980 from \$120.00 per month to \$318.00 per month. Bd. of Finance approved 11/13/80. Held in Committee 12/8/80

MR. ESPOSITO said Item #1 was held last month and WITHDRAWN this month, as the item was taken care of via Transfer.

- (2) ~~-\$10,553.69~~ WELFARE DEPARTMENT - Code 510.1110 SALARIES - additional appropriation to fund salary for Caseworker. Approved by Bd. of Finance 11/13/80. For an additional caseworker at third pay level step for period 11/1/80 through 6/30/81 per DeVos request 8/13/80. Held in Committee 12/8/80.  
\$7,713.69

MR. ESPOSITO said Fiscal voted 7 in favor; 1 opposed; 1 abstention that we recommend that they hire at the lower salary scale not at step 3 caseworker, and I so MOVE.

PRESIDENT GOLDSTEIN: MOVED. SECONDED.

MR. BLUM said the Secondary Committee concurs.

MR. WIEDERLIGHT asked why they wanted to hire at the lowest step?

MR. ESPOSITO said because our salary scale in this particular section of the city is extremely low and not competitive with other communities and to get someone who has the skill they might be able to attract them at a higher scale.

MR. WIEDERLIGHT asked why they recommended to hire at the lower scale?

MR. LIVINGSTON said he would like to answer that question. He then went on to say one of the things they took into consideration was they must allow opportunity to prevail in our hiring practices. Mr. Livingston said they were told that they had several fine candidates, although some did not have the same degree, nevertheless they were fine candidates. One of the things he pointed out was that there was nothing wrong with training people on the job.

MRS. CONTI said she would like to point out to the Board the need for this caseworker is questionable. Mrs. Conti also said the present caseworkers are only carrying 30 cases, which amounts to 6 cases a day, which really is not a heavy work load, and I don't think we should take anybody on right now.

FISCAL COMMITTEE (cont.)

MR. WIDER said we have people who just can't take these jobs, and if you don't start them at a higher step they will not be able to buy food, or pay rent, not counting utilities. Mr. Wider said he was concerned that they were looking for qualified people to do any kind of job on the bottom step.

MR. BOCCUZZI asked for POINT OF INFORMATION. Mr. Esposito said he recommended that they hire at the lowest scale but not changing the amount, is that correct?

MR. ESPOSITO said that was correct.

MR. BOCCUZZI said they could hire at the higher scale if they couldn't get anyone at the lower scale and sees no reasons for discussion.

MR. BLUM said he wanted to explain what they had found out about this particular caseworker at the Personnel Committee meeting. He also said caseworkers work under guidelines, under State Welfare and by that we received 90% of the Welfare and the City only put in 10%. Mr. Blum went on to explain the guidelines of the case workers and their many duties, and that was the reason they concurred with Fiscal

MRS. GUROLAN asked about the period of November 1, 1980 through June 30, 1981, and wanted to know if they have hired someone already.

MR. ESPOSITO said that was when the request came in.

MRS. GUROLAN then asked if the \$10,000. was based on that period?

MR. ESPOSITO said it was.

MRS. GUROLAN wanted to know why we were appropriating \$10,000.

MR. ESPOSITO said he believe an appropriate cut might be in line if you would like to make that motion.

THE PRESIDENT said she would entertain a motion to cut accordingly and will wait for the new figure.

MRS. HAWES said for two months it would be \$2,840. which would bring the request down to \$7,713.69.

THE PRESIDENT asked for a second to the motion to amend. SECONDED.

MR. BLUM said he assumed that <sup>when</sup> Mr. Canino and Mr. Mendela came before the Personnel Committee to say that one of the caseworker will retire in March, he hoped it was in honesty, because they are entitled to all their sick and vacation days, and that is the reason they were asking for that amount of money.

THE PRESIDENT called for a vote on the amendment. The MOTION has been CARRIED, 28 yes; 2 no; Blum and Dziezyc, 1 abstention, M. Perillo.

FISCAL COMMITTEE (cont.)

THE PRESIDENT called for a vote on the main motion to approve \$7,713.69. The MOTION has been CARRIED, 26 yes; 3 no, (Blum, Mrs. Conti, and Stork) 2 abstentions, (Mrs. Perillo and Mrs. Guroian.)

- (3) \$ 1,960.00 - ZONING BOARD - Code 107.1110 SALARIES additional appropriation per Mayor's request of 12/1 and 12/11 to fund a fulltime Clerk-Typist @\$8.00 per hour for seven weeks; also Chairman Levine's letter 11/25/80. Bd. of Finance approved 12/11.

MR. ESPOSITO said Fiscal voted 8 in favor, 0 opposed, 1 abstention and I so MOVE.

PRESIDENT: MOVED. SECONDED.

MR. BOCCUZZI asked Mr. Esposito if \$8.00 per hour for seven weeks was the total extent of the employment of this person?

MR. ESPOSITO said this particular person would probably be hired from a temporary agency and no fringe benefits.etc., However, the Zoning Board is in the process of having permanent part-time position put into their department, someone who will help them type the minutes of the meetings and catch up in the comprehensive rezoning.

MR. BOCCUZZI said instead of coming in for more money for a permanent position later why don't they come in for a permanent position now.

MR. ESPOSITO said they are in the process of doing that and it must be approved by the Personnel Commission. This is to hold them until the next appropriation comes before us next month.

MR. DeLUCA MOVED for an AMENDMENT to reduce this figure by \$490.00 to make the total \$1,470.00. Mr. DeLuca said his rationale for doing this was that he had talked to one of the Executives of a major corporation in Stamford and a recent survey done in Fairfield County area, a Clerk-Typist salary would be between \$177.00 to \$191.00 per week. If we were to divide that by 35 hours a week would give us \$5.46 per hour and this is based on a survey done. He stated for \$8.00 per hour you would be able to get an Executive Secretary.

PRESIDENT: MOVED SECONDED.

MR. DONAHUE stated he could attest for the work load that is currently before the Zoning Board and they are running behind in many areas and they are failing to meet deadlines that are required whenever there are referrals that come to this Board. I would therefore ask that we not cut this.

MR. FLOUNDERS wanted to point out that Mr. DeLuca's figures for secretaries in the area are undoubtedly typists. He said it should be pointed out this is to pay for a typist that comes from a Personnel Agency where there are no fringe benefits and the \$8.00 is the total cost.

FISCAL COMMITTEE (cont.)

MR. DeLUCA asked for a POINT OF INFORMATION. Mr. DeLuca said the same Executive that gave him the information said it would be much cheaper if we went to Man-Power or Office Temp Agency than paying the \$8.00 per hour.

MRS. PERILLO MOVED the QUESTION.

PRESIDENT: MOVED. SECONDED. CARRIED. The President called for a vote on the amendment to reduce Item #3. The MOTION has been DEFEATED by a vote of 12 yes; 18 no; 1 abstention. President Goldstein called for a vote on the main motion, and stated this vote needed 2/3 present or 21 votes. The MOTION has been DEFEATED by a vote of 18 yes; 13 no;

- (4) \$75,000.00 - CARWIN PARK EXPANSION - AMEND THE CAPITAL 1980/81 PROJECTS BUDGET OF THE PARKS DEPARTMENT BY ADDING A PROJECT TO BE KNOWN AS #610.980 CARWIN PARK EXPANSION to be financed from the CAPITAL NON-RECURRING FUND, requested by Mayor Clapes 11/25/80. Finance Board approved 12/11/80.

MR. ESPOSITO said Fiscal voted 8 in favor, 1 opposed and so MOVED.

MR. DeLUCA said Parks and Recreation concurs.

PRESIDENT GOLDSTEIN called for a vote on this item. The MOTION HAS BEEN APPROVED by a vote of 29 yes; 2 abstentions, B. Conti and G. Guroian.

- (5) \$ 1,710.00 - PARK DEPARTMENT - TERRY CONNORS SKATING RINK - Code 620.2210 MAINTENANCE OF BUILDINGS - additional appropriation requested by Mayor and Supt. Cook 11/24/80 to repair compressor. Bd. of Finance approved 12/11/80.

APPROVED ON CONSENT AGENDA

- (6) \$ 220.00 - HEALTH DEPARTMENT - Code 550.2930 STATIONERY AND SUPPLIES - additional appropriation requested by Mayor 12/1/80 to restore to account donations that were received by the Dr. F. Barax Memorial Fund and deposited to the City's General fund. Bd. of Finance approved 12/11/80.

APPROVED ON CONSENT AGENDA



FISCAL COMMITTEE (cont.)

- (7) \$ 4,760.00 - E. GAYNOR BRENNAN, SR. GOLF COURSE - Code 670.1110 Salaries additional appropriation requested by Mayor 12/2/80 as per details on request form. Bd. of Finance approved 12/11/80.

APPROVED ON CONSENT AGENDA

- (8) \$ 7,000.00 - E. GAYNOR BRENNAN SR. GOLF COURSE - Code 670.1140 SEASONAL additional appropriation requested by Mayor 12/2/80 for Laborers and Rangers on a seasonal basis. Bd. of Finance approved 12/11/80.

MR. ESPOSITO said Fiscal is HOLDING this item for additional information.

MR. BLUM MOVED to take this item out of Committee

PRESIDENT: MOVED. SECONDED.

MR. BLUM said upon questioning Mr. Vittti about the rangers, he first said we needed one ranger at 50 hours and we asked if he was paying over-time and he then changed it to tell us he was going to have two part-time rangers, each with 25 hours of straight time, 3 laborers for 14 weeks and 3 laborers for week-ends.

MR. LIVINGSTON said one of the reasons Fiscal was holding this is because we were not clear in some of the statements he made to our committee seem to be a conflict.

PRESIDENT GOLDSTEIN called for a vote on taking this item out of committee. The MOTION has LOST.

- (9) \$ 1,200.00 - E. GAYNOR BRENNAN SR. GOLF COURSE - Code 670.2210 MAINTENANCE of BUILDINGS additional appropriation requested by Mayor 12/1/80 for maintenance work and supplies. Bd. of Finance approved 12/11/80.

MR. ESPOSITO said Fiscal voted 7 in favor; 1 opposed; 1 abstention and so MOVED.

PRESIDENT GOLDSTEIN called for a vote. The MOTION has been CARRIED by a vote of 28 yes; 3 no, Blum, B. Conti and G. Guroian.

FISCAL COMMITTEE (cont.)

- (10) \$ 2,000.00 - E. GAYNOR BRENNAN GOLF COURSE - Code 670.2610 MAINTENANCE OF EQUIPMENT - additional appropriation requested by Mayor 12/2/80 for maintenance of equipment as listed on request form. Bd. of Finance approved 1-11/80.

MR. ESPOSITO said Fiscal voted 9 - 0 to HOLD this for additional information.

MR. DeLUCA said Parks and Recreation was in favor of the \$2,000.00 but will go along with Fiscal to hold.

- (11) \$ 972.00 - E. GAYNOR BRENNAN, SR. GOLF COURSE Code 670.5540 SONITROL additional appropriation requested by Mayor 12/1/80 for sonitrol protection services at Cashier Booth, new garage and locker building. Approved 12/11/80 by Bd. of Finance.

APPROVED ON CONSENT AGENDA

- (12) \$ 492.45 WELFARE DEPARTMENT - AMEND THE 1980/81 CAPITAL PROJECTS BUDGET BY A TRANSFER AND CLOSE-OUT per Mayor's request of 12/1/80. Bd. of Finance approved \$495.45 (difference of \$3.00 from balance in account and Mayor's 12/1/80 letter)

TRANSFER TO:

#510.773 Lift Van for Welfare Dept. \$492.45

TRANSFER TO:

#520.121 Smith House Addition S.N. \$492.45  
- 0 -

APPROVED ON CONSENT AGENDA

- (13) \$ 350.00 - FINANCE DEPT. BUREAU OF ACCOUNTS AND RECORDS - Code 242.2940 Conference and Training additional appropriation for new account for two employees to attend Municipal Officers Assn. (MFOA) training program per State Public Act 77-611. Bd. of Finance approved 12/11/80.

APPROVED ON CONSENT AGENDA

- (14) \$ 750.00 - FINANCE DEPT. BUREAU OF ACCOUNTS AND RECORDS - Code 242.1230 College Tuition additional appropriation for new account per MEA Labor Contract for college tuition for Account Clerk 2 semesters @750, per Mayor's request 12/2/80. Bd. of Finance approved 12/11/80.

APPROVED ON CONSENT AGENDA.

FISCAL COMMITTEE (cont.)

- (15) \$ 4,500.00 - FINANCE DEPARTMENT BUREAU OF ACCOUNTS AND RECORDS - Code 242 (various) additional appropriation requested by Mayor 12/1/80. Approved by Bd. of Finance 12/11/80.

2422921 Printing	1,250.00
2422650 New Equipment	250.00
2422924 Microfilming	3,000.00
	<u>\$4,500.00</u>

APPROVED ON CONSENT AGENDA.

- (16) \$ 840.00 - CENTRAL SERVICES-DIVISION FINANCE DEPT.- Code 244.2921 PRINTING Additional appropriation per Mayor's request 12/1/80 for new account to cover 12-month estimate of printing charges for appropriation requests and supporting documentation. Bd. of Finance approved 12/11/80.

APPROVED ON CONSENT AGENDA.

- (17) \$ 7,900.00 - CENTRAL SERVICES DIVISION - FINANCE DEPT. - AMEND THE 1980/81 CAPITAL PROJECTS BUDGET BY ADDING A NEW PROJECT TO BE KNOWN AS #244.991 MAIL-HANDLING EQUIPMENT per Mayor's request of 12/2/80 and Finance Comm. Hoffman's letter 12/2/80 and supporting data and literature, quotation, etc. from Stanley Witofsky, Sr. Area Sales Rep. of Pitney Bowes, Inc. to replace a ten-year old mailing machine, to be financed by BONDS. Bd. of Finance approved 12/11/80.

MR. ESPOSITO said Fiscal voted 7 in favor; 0 opposed; 2 abstentions and so MOVES.

PRESIDENT: MOVED. SECONDED.

MR. FAUTEUX said Education, Welfare and Government concurs.

PRESIDENT GOLDSTEIN called for a vote on this appropriation. THE MOTION has been CARRIED, 28 yes; 3 abstentions; (Blum, Livingston, B. Conti).

FISCAL COMMITTEE (cont.)

- (18) \$ 32,368.00 - VARIOUS DEPARTMENTS (See below) - MERIT INCREASES FOR ADMINISTRATIVE EMPLOYEES - Additional Appropriation requested by Mayor Clapes 12/2/80 FOR NON-UNION EMPLOYEES RETROACTIVE TO JULY 1, 1980 as approved by Personnel Commission. Board of Finance approved 12/11/80: Increases are 13 @ 3%; 1 @ 5%; 1 @ 2.

<u>SALARIES</u>		<u>No. of Employees</u>	<u>Departmental Funds requested</u>
230.1110	Law Department	5	\$ 7,806.
240.1110	Commissioner of Finance	1	1,144.
243.1110	Bureau of Purchases	1	2,132.
250.1110	Assessor's Office	1	2,340.
270.1110	Personnel Department	2	4,524.
271.1110	Labor Negotiator	1	2,914.
280.1110	Traffic Department	1	2,496.
301.1110	Public Works Dept-Admin.	1	2,648.
350.1110	Health Department	1	3,952.
610.1110	Parks Department	1	1,560.
650.1110	Board of Recreation	1	1,352.
		<u>16</u>	<u>\$32,368.</u>

APPROVED ON CONSENT AGENDA

- (19) \$ 30,000.00 - E. GAYNOR BRENNAN SR. GOLF COURSE - AMEND THE 1980-1981 CAPITAL PROJECTS BUDGET BY A TRANSFER AND CLOSE-OUT (see below) per Mayor Clapes' letter 9/9/80, and 8/14/80 letter of Francis Ferguson, Chmn. of golf commission. Board of Finance approved 12/11/80.

TRANSFER TO:

#670.968 RECONSTRUCT 11th FAIRWAY \$30,000.

TRANSFER FROM AND CLOSE-OUT

#670.785 IMPROVEMENT OF GREENS \$30,000.

MR. ESPOSITO said Fiscal voted 5 in favor; 1 opposed; 2 abstentions and so MOVES.

PRESIDENT: MOVED. SECONDED.

MR. DeLUCA said Parks and Recreation Committee concurs.

THE PRESIDENT announced that the vote was 30 yes, 1 no (Mrs. Conti), no abstentions. The motion has been CARRIED.

MRS. CONTI asked for a POINT OF ORDER. She said, "I do not think we have 28 people on the Floor and that you keep saying a vote of 28 yes."

MRS. GUORIAN said, "I did not vote at all."

THE PRESIDENT said, "If we vote by means of a voice and there are no no votes or abstentions, it is perfectly legitimate to consider you a yes vote. If you wish to be indicated in any other means, please so indicate."

MRS. GUORIAN said, "I was not on the Floor."

FISCAL COMMITTEE (cont.)

THE PRESIDENT said, "If you were not on the Floor, you were not voting and it would be appreciated if you would so indicate."

MRS. GUORIAN said, "alright, I will."

THE PRESIDENT asked, "what are you in relation to that vote?"

MRS. GUORIAN said that she was not voting.

PRESIDENT GOLDSTEIN called for a vote on Item #19. The MOTION has CARRIED UNANIMOUSLY

- (20) \$1,588.308.00 - Additional appropriation to fund the Firefighters' Contract - Contingent upon the Board of Finance approving funding at their regular monthly meeting January 8, 1981: Also appropriation request to be submitted by Mayor Clapes.

APPROVED ON CONSENT AGENDA.

MR. ESPOSITO asked for SUSPENSION OF RULES for Item #21.

PRESIDENT GOLDSTEIN called for a vote on Item #21, to Suspend the Rules to consider an item not on the Agenda. SECONDED. CARRIED.

- (21) \$100,000.00 - PUBLIC WORKS DEPARTMENT - additional appropriation for rock, salt and sand.

MR. ESPOSITO said they received the request dated January 8, 1981 from the Public Works Dept. Mr. Esposito stated there was only a balance of \$4,850.00 in the account, and MOVED for approval of the \$100,000.00.

PRESIDENT: MOVED. SECONDED.

MR. POLLARD asked if that amount of money was approved by the Board of Finance?

MR. ESPOSITO said it was approved.

MR. CORBO MOVED THE QUESTION.

PRESIDENT GOLDSTEIN called for a vote on Item #21. The MOTION has been CARRIED.

MR. ESPOSITO MOVED to APPROVE THE CONSENT AGENDA.

PRESIDENT GOLDSTEIN indicated that Mrs. Guorian and Mrs. Conti and Mr. Blum have left the meeting. We now have 28 members present. The President then called for a vote on the Consent Agenda. MOVED. SECONDED. CARRIED, 28 yes; 0 opposed (Mrs. Perillo abstained on Item #18).

MR. FASANELLI MOVED to reconsider Item #3 under Fiscal.

PRESIDENT: MOVED. SECONDED.



FISCAL COMMITTEE (cont.)

PRESIDENT GOLDSTEIN called for a vote on reconsideration of Item #3 under Fiscal. The RECONSIDERATION was DEFEATED by a vote of 7 yes; 19 no.

APPOINTMENTS COMMITTEE - Chairman Handy Dixon

MR. DIXON said the Appointments Committee met Thursday, January 8, 1981 at 8:00 p.m. Present were Reps. Perillo, McInerney, Summerville, Fasanelli, Boccuzzi, DeLuca and myself. Mr. Dixon MOVED to the Consent Agenda items #2 and #3.

HUMAN RIGHTS COMMISSIONTerm Expires

- (1) Vincent Martino (D) Replacing Fran Adams  
24 Charles & Mary Lane who resigned  
Held 10/27 and 12/8/80

Dec. 1, 1980

MR. DIXON said Item #1 was WITHDRAWN.

- (2) Linda Holton Lombardo (R) Replacing Yvonne Winn  
65 Hickory Road  
Held 10/27 and 11/24/80

Dec. 1, 1981

APPROVED ON THE CONSENT AGENDA.COMMISSION ON AGING

- (3) Helen Gewirtz (D) Replacing Rev. Paul  
77 Prospect St. DuBois (deceased)  
Held 10/27 and 11/24/80

Dec. 1, 1982

APPROVED ON CONSENT AGENDA.

MR. DIXON MOVED APPROVAL of the CONSENT AGENDA.

PRESIDENT GOLDSTEIN: MOVED. SECONDED. CARRIED. (Mr. Corbo abstained on Consent Agenda). 26 yes; 1 abstention. Mrs. Santy left, and we now have 27 members present.

COMMUNICATIONS FROM THE MAYOR - NONE

PETITIONS - NONE

ACCEPTANCE OF THE MINUTES

December 8, 1980 Regular Board Meeting - HELD

RESOLUTIONS - NONE

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS - NONE

OLD BUSINESS - NONE

NEW BUSINESS - NONE

ADJOURNMENT

There being no further business before the Board, upon MOTION duly MADE, SECONDED and CARRIED, the meeting was adjourned at 1:00 P.M.

By Annie M. Summerville  
Annie M. Summerville, Clerk  
16th Board of Representatives

CMT AK

APPROVED:

Sandra Goldstein  
Sandra Goldstein, President  
16th Board of Representatives

The Above meeting was broadcast in its entirety by WSTC-WYRS