

MINUTES OF REGULAR BOARD MEETING

MONDAY, JUNE 2, 1986

19TH BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

A regular monthly meeting of the 19th Board of Representatives of the City of Stamford was held on Monday, June 2, 1986, in the Legislative Chambers of the Board, in the Municipal Office Building, Second floor, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order at 8:38 p.m. by President Sandra Goldstein after both political parties had met in caucus.

INVOCATION was given by Curt Marshall, Minister, Church of Christ, 1264 High Ridge Road, Stamford, CT.

"Heavenly Father, we acknowledge your sovereignty over all affairs of life including the affairs of state and all of our world affairs. We pray, Father, that the decisions of tonight be guided by you, and they will lead towards peace, they will promote justice, mercy and freedom and faithfulness; that the decisions tonight that are made will enhance the Community, and that the citizens of the City will be benefitted by what is done tonight.

"We pray, Father, that this Board of Representatives will be guided by you, and by your will that human dignity may be preserved and the rights of men and woman may be protected. We want to form the image of your Son, Jesus Christ, in whose name we pray. Amen."

PLEDGE OF ALLEGIANCE TO THE FLAG was led by President Sandra Goldstein.

ROLL CALL was taken by the Clerk of the Board Annie M. Summerville. There were 33 present and 7 absent (Reps. Santy, excused, Taranto, Clear, excused, Perillo, excused, Glover, Jachimczyk, and White, excused).

The Chair declared a Quorum.

MOMENTS OF SILENCE: (Taken up prior to Machine Test Vote)

REP. ZELINSKI for a friend and former constituent, the late Mrs. BETTINA AVENI, of 25 Morgan Street. Mrs. Aveni was critically injured when she was struck by a car as she crossed the street near her home. She was a retired employee of Lord and Taylor, and is survived by her husband, Samuel Aveni, one daughter, Mrs. Rose Maker of Stamford, one son, Anthony Aveni of Stamford, and one brother, Joseph Bonanno and six grandchildren.

REP. ESPOSITO for the late Mrs. BETTINA AVENI, wife of Samuel Aveni. Mrs. Aveni was a constituent, a neighbor and a very good friend, and she will be deeply missed.

MOMENTS OF SILENCE (continued)

REP. MAIHOCK for the late ELNORA P. GRAY, a resident of Stamford for 28 years who passed away May 30, 1986. She was a beloved member of St. Francis Episcopal Church. Her sincere friendliness, the indomitable courageous spirit was a beautiful example to all of us.

REP. POWERS on behalf of REPS. DONAHUE AND BROMLEY for the late BERNARD HAAS who resided on Waterbury Avenue in the Cove. He passed away yesterday after a serious illness. He was a retired executive with Standard SAECO Automotive Corporation and an Air Force veteran of World War II. He was a member of the Independent Stamford Lodge, Jewish Community Center, and Jewish War Veterans. Mr. Haas was a well known amateur baseball figure in Stamford and he holds the record for winning 40 consecutive games for the Jewish Community Center as a pitcher. He is survived by his wife, Florence Haas, two sons and two daughters. He will be sorely missed.

REP. WIDER for the late MOTHER OF MATTHEW ROSE, Matthew served on the Board in the seat that I am sitting in. Mrs. Rose served this community well and her son has taken up where she left off. He is a Deacon in the Faith Tabernacle Baptist Church and a willing worker in the 3rd District.

REP. FISHMAN for her late stepbrother ALEX BANOFF who passed away this weekend in Melbourne, Australia after a very long, serious illness. He is survived by a wife, five daughters and 15 grandchildren.

REP. LIVINGSTON for the late MRS. ROSE who was also a member of Faith Tabernacle Baptist Church. For some of you newer members who might not be familiar with the name of Matthew Rose, Matt and myself came on this Board at the same time, the 12th Board of Representatives, and Matt because of the upbringing his parents gave him, was one of the most dedicated public servants and elected official that I have ever had the privilege of working with, and we sympathize with Mr. Rose.

MACHINE TEST VOTE: Machine not in good working order. Votes to be taken through voice votes, Roll Call or hand votes.

STANDING COMMITTEESSTEERING COMMITTEE REPORT

MR. BOCCUZZI Moved to waive the reading of the Steering Committee report. Seconded. CARRIED, voice vote.

STEERING COMMITTEE REPORT

The Steering Committee met on Wednesday, May 14, 1986, in Conference Room II, Board of Education Building on Hillandale Avenue. The meeting was called to order at 7:35 p.m. by Chairwoman Sandra Goldstein who declared a Quorum.

STEERING COMMITTEE REPORT: (continued)PRESENT AT THE MEETING:

Sandra Goldstein, Chairwoman
Audrey Mahihock
Thomas Clear
Ruth Powers
Lathon Wider

Thomas Burke
Richard Lyons
Scott Morris
Mildred Perillo
John Boccuzzi

Maria Nakian
Claire Fishman
David Martin
James Dudley
Thomas Pia
Anne Kachaluba

1. APPOINTMENTS COMMITTEE

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

2. FISCAL COMMITTEE

ORDERED ON THE AGENDA were the 13 items appearing on the Tentative Steering Agenda and the one item appearing on the Addenda and that was a resolution regarding Social Services Block Grant for summer busing program.

3. LEGISLATIVE AND RULES COMMITTEE

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

4. PERSONNEL COMMITTEE

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

5. PLANNING AND ZONING COMMITTEE

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

6. PUBLIC WORKS AND SEWER COMMITTEE

ORDERED HELD IN STEERING was the one item appearing on the Tentative Steering Agenda and that was the Matter of doing a spring pickup for senior citizens.

7. HEALTH AND PROTECTION COMMITTEE

ORDERED ON THE AGENDA were the three items appearing on the Tentative Steering Agenda. Also, an item appearing on the Pending Agenda and that item being the Matter of litter and the vigorous enforcement of the Litter Ordinance. ORDERED OFF THE Addenda to the Tentative Steering Agenda was the item dealing with Alternatives available to the City to regulate or abate stone-crushing operations within the City of Stamford.

STEERING COMMITTEE REPORT: (continued)8. PARKS AND RECREATION COMMITTEE

ORDERED ON THE AGENDA were three of the four items appearing on the Tentative Steering Agenda. Also, an item appearing on the Addenda to the Tentative Steering Agenda and that item was the Proposed resolution approving the transfer of the traffic island at the intersection of Strawberry Hill and Hoyt Street to the jurisdiction of the Park Department as a park and to be named "Strawberry Hill Park". ORDERED ON THE PENDING AGENDA was the item for a Request to appear before the Parks Commission and/or the Parks and Recreation Committee concerning the matter of revocation of slip at Czescik Marina. Requested by James L. Russo.

9. EDUCATION, WELFARE AND GOVERNMENT COMMITTEE

No items appeared on the Tentative Steering Agenda.

10. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

No items appeared on the Tentative Steering Agenda. ORDERED ON THE AGENDA was an item appearing on the Addenda to the Tentative Steering Agenda and that was the Proposed resolution approving submittal of list of programs to the State Commissioner of Revenue Services in accordance with the provisions of an act concerning Connecticut Neighborhood Assistance (PA 82-469).

11. URBAN RENEWAL COMMITTEE

No items appeared on the Tentative Steering Agenda.

12. ENVIRONMENTAL PROTECTION COMMITTEE

No items appeared on the Tentative Steering Agenda.

13. TRANSPORTATION COMMITTEE

No items appeared on the Tentative Steering Agenda.

14. LABOR CONTRACTS LIAISON COMMITTEE

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

15. HOUSE COMMITTEE

No items appeared on the Tentative Steering Agenda.

16. COLISEUM AUTHORITY LIAISON COMMITTEE

No items appeared on the Tentative Steering Agenda.

17. CHARTER REVISION COMMITTEE

No items appeared on the Tentative Steering Agenda. ORDERED ON THE AGENDA was an item appearing on the Addenda to the Tentative Steering Agenda and that was a Status Report on the 14th Charter Revision Commission.

STEERING COMMITTEE REPORT: (continued)18. SPECIAL COMMITTEE TO ASSESS PRIORITY ISSUES

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

19. RESOLUTIONS

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

ADJOURNMENT

There being no further business to come before the Steering Committee, upon a motion made, seconded and approved, the meeting was adjourned at 8:00 p.m.

SG:ak

SANDRA GOLDSTEIN, CHAIRWOMAN
STEERING COMMITTEE

APPOINTMENTS COMMITTEE - Mildred Perillo, Chairwoman

MRS. McGRATH (reporting for Mildred Perillo). The Appointments Committee met on Wednesday, May 21, 7:30 p.m. in Conference Room II of the Board of Education Building. Present were Mildred Perillo, Thomas Burke, Ruth Powers, Tom Clear, Sal Signore and Pat McGrath. Absent were David Blum, Lois Santy, John Boccuzzi and Annie Summerville. All three item were Moved to the Consent Agenda. Seconded.

HEALTH COMMISSIONTERM EXPIRES

- | | |
|--|---------|
| 1. <u>DR. ANGELO MASTRANGELO</u> (R) Reappointment | 12/1/88 |
| 19 Grandview Avenue | |
| (Held in Committee 5/5/86) | |

APPROVED ON CONSENT AGENDA.STAMFORD GOLF AUTHORITY

- | | | |
|----------------------------------|----------------------|--------------------|
| 2. <u>MR. JOHN J. PEDONE</u> (R) | Replacing R. Scalise | 1/1/88 |
| 32 Maryanne Lane | who resigned. | 12/1/88 |

APPROVED ON CONSENT AGENDA WITH TWO ABSTENTIONS: RUTH POWERS AND JAMES DUDLEY.STAMFORD GOLF AUTHORITY

- | | | |
|--|------------------------|--------|
| 3. <u>MR. NICHOLAS F. FLEMMING</u> (R) | Replacing George Cohen | 1/1/88 |
| 1334 Long Ridge Road | deceased. | |

APPROVED ON CONSENT AGENDA WITH TWO ABSTENTIONS: RUTH POWERS AND JAMES DUDLEY.

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda.

APPROVED by voice vote, (Abstentions as noted above)

FISCAL COMMITTEE - Donald Donahue, Chairman

MR. DONAHUE said the Fiscal Committee met on May 28th with the following Committee members in attendance: Ms. Begel, Mr. Lyons, Mr. Livingston, Mr. Rybnick, Ms. Rinaldi, and Mr. Donahue. The following items were placed on the Consent Agenda: Items 2, 6, 8, 10, 11, 12, 13 and 14.

1. \$ 1,500.00 - MAYOR'S OFFICE - CODE 201.2740 TELEPHONE - additional appropriation request to cover Mayor's business home phone and cellular phone. Request by Mayor Thom Serrani 4/28/86. Board of Finance approved 5/8/86.

MR. DONAHUE stated the Committee voted unanimously to approve item #1. and so Moved. Seconded.

MRS. McINERNEY asked the Chairman about the communication system in the Mayor's car prior to the cellular phone installation. Did the Mayor have emergency communications to the police and fire departments?

MR. DONAHUE stated the use of the cellular phone came up since Hurricane Gloria. The Mayor has a radio to keep him in contact with the police and fire departments. During the hurricane, it was realized that we lacked in modes of communication. Due to the hurricane, a good part of the phone service was down for a period of time; cellular phones remained in use. The cellular phones were on loan to us during the hurricane.

MRS. McINERNEY asked about the Mayor's prior facilities.

MR. DONAHUE said the Mayor had communications with the police and fire departments.

MRS. McINERNEY asked if that allowed the Mayor to have contact with all city departments?

MR. DONAHUE replied that it did not; not with all city departments.

MRS. McINERNEY asked what other city department had to be contacted?

MR. DONAHUE replied that Environmental Protection was involved because they had to take various readings regarding flood alerts, rivers and streams. Public Works, Parks Department and Board of Recreation were involved; every city department had some role to play.

MRS. McINERNEY stated that this was an expense the city did not need and would not support this appropriation.

MR. ZELINSKI asked if a radio in the Mayor's car could put the Mayor in contact with the Public Works Department?

MR. DONAHUE replied that he was not sure.

FISCAL COMMITTEE: (continued)

MR. ZELINSKI said that in the past, he was not sure, the previous Mayors did have direct communications with the police and fire, and a separate radio for direct communication with the Public Works Department. Mr. Zelinski asked if the Public Works Commissioner's car will also be equipped with a cellular phone?

MR. DONAHUE said that to his knowledge, there was no discussion on that.

MR. ZELINSKI asked what was the need for a business home telephone?

MR. DONAHUE stated it was because of the volume of business calls the Mayor has to make from home.

MR. ZELINSKI stated that this request was not a necessity, but a luxury. He believed that in the event of a disaster, the police and fire could be contacted for whatever reason. As far as the business phone, Mr. Zelinski could not recall any previous mayor; he called at their home residents and was able to reach them. He stated that he did not think that this was needed, and should not be approved.

MR. SIGNORE said that he thought Mr. Zelinski said it all.

MR. LIVINGSTON said that the Mayor was requesting a tool to be more effective in his job. He hoped that this appropriation would be supported.

PRESIDENT GOLDSTEIN called for a vote, a hand vote. Mr. Esposito and Mr. Dudley came up to the front to count. APPROVED 25 yes and 8 no votes being: Reps. McInerney, Signore, Maihock, Rubino, Pavia, D. Martin, DeRose and Zelinski.

2. \$ 1,500.00 - MAYOR'S OFFICE - CODE 201.2921 PRINTING - additional appropriation request to cover cost of printing of capital/operating budget books, (omitted from '85/86 budget) Request by Mayor Thom Serrani 4/28/86. Board of Finance approved 5/8/86.

APPROVED ON CONSENT AGENDA.

3. \$ 10,000.00 - ENVIRONMENTAL PROTECTION BOARD - CODE 110.5150 PROFESSIONAL CONSULTANTS - additional appropriation request for funds contributed by private developer to establish a Coastal Resources Inventory & Mapping project as mitigation for unavoidable environmental impacts to Stamford's coastal resources. Funds are 100% reimbursable. Request by Mayor Thom Serrani 4/29/86. Board of Finance approved 5/8/86.

Above also referred to ENVIRONMENTAL PROTECTION COMMITTEE.

FISCAL COMMITTEE: (continued)

MR. DONAHUE said the Committee's vote was 5 in favor, none opposed and one abstention to recommend approval and so Moved. Seconded.

MRS. MAIHOCK said that it appears that items 3 and 4 represent a new policy of obtaining funds from developers as the Agenda states. She had reservations about the policy. Mrs. Maihock said her Committee did not meet, and made a motion to waive the Secondary Committee report. Seconded. The motion CARRIED with two in opposition.

MRS. MAIHOCK said her Committee did not have an opportunity to hear the presentation given at the Fiscal Committee meeting. She was the only one present from her Committee. The action on this particular vote could become a precedent. She made a motion to send the item back to Committee. Seconded.

MR. DONAHUE said that Mark Lubbers was very clear on the reasons why this happens and can happen, and happens under State Statute. The Environmental Board must look over all applications in the Coastal area. Only for strict reasons they can deny applications in the Coastal area in toto, but can seek to minimize the impact of proposed development. Most of this has to do with the "chocolate factory" and Mr. Ginter and development off of Southfield Avenue. Mr. Ginter has agreed to provide funds for the Coastal Resources Inventory and Mapping Project which will be necessary either through city funds or other funds that may be found on a state or federal level. This will help the Environmental Protection Board to more thoroughly protect the coastline in the future and that is why the funds are requested in this manner.

MR. LYONS Moved the question. Seconded. CARRIED.

PRESIDENT GOLDSTEIN called for a vote to send the item back to Committee. (Hand vote) Motion DEFEATED. Now proceeded to the main Motion \$10,000 Environmental Protection Board for Professional consultants.

MR. BLUM said he was against going for monies that private corporations and developers who have interest in development of the shoreline, placing monies into this mapping program. He felt that this could be a conflict of interest. Mr. Blum said that he would vote no.

MR. BURKE asked about the word "contributed" and how the \$10,000 was arrived at, and once arrived at, how was it called "unavoidable impact?" Why the fine?

MR. DONAHUE stated that it was not a fine. He explained that after the EPB agrees to grant a permit, procedures are set up where they can negotiate with the developer and ask him to provide certain funds for mitigation of any environmental impact that the development will cause. In this case, it involves the removal of a mud flat which in the opinion of the Director of EPB, has serious environmental considerations. This was where the discussions began. As a result of the discussions, they negotiated a fee of \$10,000 and the developer would agree to provide for the creation of the Coastal Resources Inventory and Mapping project which is permissible under the laws that regulate the Environmental Protection Board.

FISCAL COMMITTEE: (continued)

MR. DONAHUE said that they can add to the flood warning alert system. The developer can be asked to make a contribution to that. We receive the money and it is put in an appropriate account. The developer is removed from actually purchasing and putting the warning systems in place. This gives us control of what kind of equipment we want; we have control.

MR. BURKE said that if the developer has enough money, and can negotiate high enough, there are many "violations" that can be mitigated. He said he could not vote for this.

MR. LYONS said his problems were the same as raised by Mr. Burke. Mr. Lyons said that if the money was used where the mud flats were, it would be more acceptable; the EPB is determining the amount of money and where it would be spent. Mr. Lyons said that this would be putting us in a bad position and said he would vote against this appropriation.

MRS. McINERNEY said the points raised by Mr. Lyons and Mr. Burke were vital to the issue. She said a lot of money was spent with the Army Corps of Engineers to correct the problems, and flooding in the Coastal areas. What we are doing now seems to be contrary to the State DEP laws and national environmental protection laws and this move is foolhardy. She said it proves to her that if a developer has access to megabucks, you have a right to trade-offs, which are not always beneficial to the total community; they are beneficial to the developer and his goal.

MR. SIGNORE Moved the question. Seconded. CARRIED.

PRESIDENT GOLDSTEIN called for a vote on item #3 under Fiscal, \$10,000 for the Environmental Protection Board Code 110.5150 Professional Consultants. This requires a two-thirds vote. A Motion was made for a Roll Call vote. Seconded. CARRIED.

MR. DONAHUE replied to a Point-of-information: The \$10,000 is already in the General Fund of the City of Stamford. It has been contributed by the developer willingly. The building still has a permit to go ahead.

CLERK SUMMERVILLE proceeded with the Roll Call vote.

PRESIDENT GOLDSTEIN stated the Motion was DEFEATED by a vote of 18 yes, 13 no votes and 2 abstentions. Mr. Esposito abstained due to possible conflict. (See page 10 for Reconsideration)

4. \$ 14,000.00 - ENVIRONMENTAL PROTECTION BOARD - AMENDMENT TO THE CAPITAL PROJECTS BUDGET FOR PROJECT #110-084 FLOOD FORECAST AND EARLY WARNING SYSTEM. To be financed by the developer. Request by Mayor Thom Serrani 4/29/86. Planning Board approved 5/8/86. Board of Finance approved 5/8/86.

Above also referred to ENVIRONMENTAL PROTECTION COMMITTEE.

MR. DONAHUE said that this would provide additional flood warning devices on the Noroton River and in the Toilsome Brook area. One project was the Deerfield Housing Project and the other was the expansion of the Omega Engineering facility. The money is given to

FISCAL COMMITTEE: (continued)

MR. DONAHUE (continuing) us so that we may buy the hardware necessary for expanding the flood warning system in those areas. The Committee voted 5 in favor, none opposed with one abstention recommending approval. Seconded.

MRS. MAIHOCK said the Environmental Protection Committee did not meet on this item, and Moved to waive the Secondary Committee report. Seconded. CARRIED.

MRS. MAIHOCK made a Motion for item #4 to be sent back to Committee so that her Committee could examine this item.

MR. LIVINGSTON said that he did not disapprove on the Environmental Protection Committee meeting on this item. He spoke about the loss of a city worker in back of the Ridgeway Center complex. He felt strongly that this item should not go back to Committee and should be expedited as soon as possible.

MR. DUDLEY Moved the question. Seconded. CARRIED.

PRESIDENT GOLDSTEIN called for a voice vote on sending this item back to Committee. The Motion has CARRIED.

MR. LYONS Moved to reconsider item #3. Seconded. This would be to reconsider item #3 which was defeated.

3. \$ 10,000.00 - ENVIRONMENTAL PROTECTION BOARD - CODE 110.5150 PROFESSIONAL CONSULTANTS - additional appropriation request for funds contributed by private developer to establish a Coastal Resources Inventory & Mapping project as mitigation for unavoidable environmental impacts to Stamford's coastal resources. Funds are 100% reimbursable. Request by Mayor Thom Serrani 4/29/86. Board of Finance approved 5/8/86.

MR. WIDER spoke in favor of reconsideration. He said he would like to have an opportunity to speak before the Committee.

MR. BLUM said he opposed in having this item reconsidered.

MR. BOCCUZZI said he was in favor of reconsideration. He felt that some that may be in favor of accepting the money would like to have some say in where it would be spent.

MR. DAVID MARTIN said that the item should be reconsidered.

MR. HEINS thought it appropriate to return this item to Committee, and Mr. Burke's remarks were appropriate, also, Mr. Lyon's. Mr. Heins said that if this is voted against, would the developer get his money back? He would like to have this clarified in Committee. Mr. Heins was in favor of reconsideration.

MR. SIGNORE Moved the question. Seconded. CARRIED.

FISCAL COMMITTEE: (continued)

PRESIDENT GOLDSTEIN called for a vote to Reconsider item #3 under Fiscal. (voice vote) The Motion CARRIED with Reps. Signore, Blum and McInerney voting no, and Reps. Livingston and Esposito abstaining.

MR. DONAHUE repeated item #3 under Fiscal, \$10,000 Environmental Protection Board Code 110.5150 Professional Consultants. The Committee approved by a vote of 5 in favor, none opposed, and 1 abstention and Moved. Seconded.

MR. LYONS made a Motion to send this item back to Committee. Moved. Seconded.

MRS. MCINERNEY stated that if the Environmental Protection Committee has the option to investigate both items, she would like them to investigate beyond the Stamford Environmental Protection Board, which is a city-appointed agency, to the State Environmental Protection Board and the DEP to find out whether or not we can have trade-offs in Coastal Area Management in order to allow development in flood prone areas, and what would happen to the residents in the area, and the insurance given to them by HUD. Does this create a liability in the future? Mrs. Maihock's Committee should have been apprised of the situation.

PRESIDENT GOLDSTEIN asked that Mrs. McInerney submit her desires in writing.

MRS. MCINERNEY stated that she would do that.

MRS. BEGEL said the presentation given was a very thorough one, and this will have to be given again. All the questions were answered that were raised here tonight.

MR. BLUM favored this item going back to Committee. He wanted to know from the Environmental Committee and the Fiscal Committee how this law or ordinance ever came about where a private developer can give funding towards Coastal Management Mapping?

MS. RINALDI Moved the question. Seconded. CARRIED.

PRESIDENT GOLDSTEIN called for a voice vote on sending this item back to Committee. CARRIED.

5. \$ 50,000.00 - LAW DEPARTMENT - CODE 230.5110 PROFESSIONAL LEGAL SERVICES additional appropriation request for outside counsel as a result of conflicts of interest. Request by Mayor Thom Serrani 4/28/86. Board of Finance approved 5/8/86.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

MR. DONAHUE said the Committee voted unanimously for approval of this item and so Moved. Seconded.

MRS. POWERS said Education, Welfare and Government Committee concurred.

MR. SIGNORE asked how many members were in the Corporation Counsel's office?

MR. DONAHUE did not know the exact number. He thought 7 full and part time employees.

FISCAL COMMITTEE: (continued)

MR. SIGNORE asked what were the conflicts of interest?

MR. DONAHUE said cases where a number of individuals have to be represented by the city. Could be on any given action by the Police Department. The Chief must have counsel, the Commission must have counsel, the city must have counsel and individual police officers have counsel. All of those functions cannot be performed within the same department.

MR. SIGNORE asked if the Board of Representative has counsel when they have a problem? Suppose a law suit is brought against us as an individual.

MR. DONAHUE stated that we have had counsel in the past for various reasons. He did not know if that particular example ever came up, and said that would have to be taken up with the Law Department.

MR. ZELINSKI asked if there were any other specific cases other than the Police Department where there is no attorney in the Law Department that could handle a specific case because of a conflict?

MR. DONAHUE replied that it could happen; an attorney working in the Law Department and the city should be sued by a former client, no one in the Law Department could represent the city and we would have to seek outside counsel to avoid even the appearance of outside conflict.

MR. ZELINSKI said he would vote, reluctantly in favor of this, and asked if appropriate to ask the President with the concurrence of the Board, to see how other cities handle conflicts of interest within their own legal departments. There may be a possible conflict of interest in any type of law suit that comes before the City of Stamford. We increased the Staff in the Law Department to handle the workload. Maybe we should think about cutting the Staff and going outside all the time for outside counsel.

MR. MORRIS Moved the question. Seconded. CARRIED.

PRESIDENT GOLDSTEIN called for a voice vote on appropriating \$50,000 for the Law Department. CARRIED with two abstentions; Mr. Rubino and Mrs. McInerney.

MR. SIGNORE asked President Goldstein to get a clarification as to the liability on the Board from Corporation Counsel. Whether the Board is covered in any law suits as individuals or otherwise.

PRESIDENT GOLDSTEIN said the President can speak to Corporation Counsel.

6. \$ 17,000.00 - LAW DEPARTMENT - CODE 230.5150 PROFESSIONAL CONSULTANTS additional appropriation request for expert witness fees and appraisals for trials on several large parcels subject to tax assessment appeals. Request by Mayor Thom Serrani 4/28/86. Board of Finance approved 5/8/86.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA.

FISCAL COMMITTEE: (continued)

7. \$ 1,300.00 - FINANCE DEPARTMENT - CODE 240.1110 SALARIES - TRANSFER
(Transfer) TO BOARD OF RECREATION - CODE 650.1201 OVERTIME.
Board of Recreation incurred this amount due to overtime cost in connection with the Stamford Classic Marathon. Finance Department anticipates surplus in Account 1110 due to vacant Budget Analyst position. If transfer approved, Marathon group's debt to City will be deemed discharged. Request by Mayor Thom Serrani 5/1/86. Board of Finance approved 5/8/86.

MR. DONAHUE said the Fiscal Committee recommend approval by a vote of 4 in favor, none opposed and 2 abstentions, and so Moved. Seconded.

MRS. MAIHOCK stated that it was her understanding that when the Coliseum Authority was instituted, it would take care of expenses of tourism, and things of that nature. She was surprised to see this amount come before the Board. The Marathon was a well worth^{while} activity and the city should have events such as this. She said that, perhaps, appropriations should not come before the City after the event, that were not anticipated prior to the event. The City through the Coliseum Authority will attract more interesting events to come to the City, but she would hate to see after each event that we would have an amount before the Board that we had no idea was coming before the Board to be paid by the City. As Mrs. Maihock recalls, this was brought up before the Fiscal Committee but Mr. Pacter really did not answer the question. She thought these expenses should come from the Coliseum Authority. She asked if some clarification could be obtained from Commission^{er} Pacter as to what we can expect to receive from the Coliseum Authority.

see correct letter of 7-14-81 attached to 1 pa

MR. DONAHUE said that point was clarified. The Stamford Classic Marathon group did not apply for funds to the Coliseum Authority this year. They have been asked to file an application for next year.

MRS. MCINERNEY asked Mr. Donahue if the overtime request would be reimbursed by the Marathon sponsor, Stamford Athletic Association?

MR. DONAHUE replied that it would not. Estimated overtime money was not properly estimated. Mr. Donahue felt that in some way the city should contribute to this event; either through the Coliseum Authority or Patriotic and Special Events. The appropriation is to wipe-the-debt clean on the Recreation department; they will not be asked to reimburse the city. Overtime for the police has been paid. The Committee believed that the Marathon was a worthwhile event.

MRS. MCINERNEY said it was a worthwhile event and through the years, would be a profitable event. She agreed that an application should be made, and funding should come from the Coliseum Authority. She said that she would support this, but in the future, would not be inclined to do that.

PRESIDENT GOLDSTEIN called for a voice vote to transfer \$1,300.00 from Finance Department to Board of Recreation. APPROVED with Mr. Pavia a no vote and Mrs. Maihock and Mr. Lyons abstaining.

FISCAL COMMITTEE: (continued)

8. \$111,400.00 - RISK MANAGEMENT - CODE 290.1390 GENERAL INSURANCE - CITY - additional appropriation required due to increase in insurance rates. Request by Mayor Thom Serrani 4/30/86. Board of Finance approved 5/8/86.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA.

9. \$571,900.00 - RISK MANAGEMENT - CODE 290-1392 SELF INSURANCE MANAGEMENT FUND - additional appropriation request required due to the increased number of claims against the City. Request by Mayor Thom Serrani 4/30/86. Board of Finance approved 5/8/86.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

MR. DONAHUE said the Fiscal Committee voted unanimously to recommend approval, and so Moved. Seconded.

MRS. POWER said the Education, Welfare and Government concurred.

PRESIDENT GOLDSTEIN called for a voice vote on the item. CARRIED with 1 no vote Mr. Blum.

10. \$ 3,000.00 - WELFARE DEPARTMENT - SMITH HOUSE RESIDENCE - CODE 534-201 OVERTIME - additional appropriation request required to cover account due to Head Custodian position being vacant. Request by Mayor Thom Serrani 4/9/86. Board of Finance approved 5/8/86.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA.

11. \$ 16,000.00 - WELFARE DEPARTMENT - SMITH HOUSE RESIDENCE - additional appropriation request to pay for sick days and vacation days accumulated by Head Custodian who expired in March. Also, for pager system being used, and allowance for a new custodian to be hired by end of fiscal year. Request by Mayor Thom Serrani 4/2/86. Board of Finance approved 5/8/86.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA.

FISCAL COMMITTEE: (continued)

12. \$ 163,550.00 - DEPARTMENT OF PUBLIC WORKS - AMENDMENT TO THE CAPITAL PROJECTS BUDGET FOR A PROJECT #330.137 DALE STREET SEWER RECONSTRUCTION. Permanent repair of break in the Dale Street/Ursula Place sewer line is required. Request by Mayor Thom Serrani 5/1/86. Planning Board approved 5/6/86. Board of Finance approved 5/8/86. To be finance by bonds.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

APPROVED ON CONSENT AGENDA.

13. PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE STATE DEPARTMENT OF CHILDREN & YOUTH SERVICES TO ACCEPT FUNDING FOR THE STAMFORD YOUTH PLANNING & COORDINATING AGENCY. submitted by Mayor Thom Serrani 5/8/86.

APPROVED ON CONSENT AGENDA WITH ONE NO VOTE, MRS. MAIHOCK.

14. PROPOSED RESOLUTION SOCIAL SERVICES BLOCK GRANT (SSBG) SUMMER BUSING PROGRAM. Agreement to obtain State funds for summer transportation program; amount not to exceed \$2,527.00. Submitted by Mayor Thom Serrani 5/5/86.

APPROVED ON CONSENT AGENDA.

MR. DONAHUE Moved the Consent Agenda. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote to approve the Consent Agenda.
APPROVED with Mrs. Maihock voting no on item 13.

MR. DONAHUE asked for a Suspension of the Rules to consider an item not on the Agenda, and that being a request for authorization to issue bonds. Moved. Seconded. CARRIED by voice vote.

PRESIDENT GOLDSTEIN stated that there was a Motion for a Division and asked Mr. Esposito and Mr. Dudley to come forward. The question was on Suspending the Rules to consider an item not on the Agenda; issuance of Bonds.

A Hand vote by taken and CARRIED by 25 yes and 5 no votes.

FISCAL COMMITTEE: (continued)

15. \$59,274,433.50 - PROPOSED RESOLUTION AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OF THE CITY OF STAMFORD TO FINANCE CERTAIN OF THE CAPITAL PROJECTS IN THE CAPITAL PROJECTS BUDGET FOR THE FISCAL YEARS 1985/86, AS AMENDED, AND 1986/87. Request by Mayor Thom Serrani 5/16/86. Board of Finance approved 5/21/86.

MR. DONAHUE said the Fiscal Committee unanimously recommended approval of authorization for the issuance of the bonds and so Moved. Seconded.

MR. LYONS Moved the question. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote to Move the question. CARRIED.

PRESIDENT GOLDSTEIN called for a voice vote to approve the bonding request. APPROVED with 7 no votes: Reps. McInerney, Signore, Maihock, Pia, Rubino, Heins, and Pavia. No abstentions.

MR. DONAHUE said that he would make a list of the accounts for the Record and the list would be attached to the Agenda following the Fiscal Committee's report.

MR. SIGNORE asked why a list was not received before the vote was taken?

PRESIDENT GOLDSTEIN replied that all members received a list in the mail during the week.

LEGISLATIVE AND RULES COMMITTEE - David Martin & Maria Nakian, Co-Chairpersons

MR. D. MARTIN stated that the Committee postponed its meeting because the research material was not prepared in time to give the Committee members time to review it.

1. (L&R19.4) FOR PUBLICATION, PROPOSED RESOLUTION DESIGNATING CERTAIN SECTIONS OF THE CITY OF STAMFORD AS REHABILITATION AREAS AND ESTABLISHING CRITERIA FOR THE ELIGIBILITY OF REAL PROPERTY FOR ASSESSMENT DEFERRALS. Submitted by the Urban Renewal Commission 12/18/85. Held in Steering 12/18/85 and 1/15/86. Returned to Committee 3/3/86. Held in Committee 4/7 and 5/5/86.

Above also referred to URBAN RENEWAL COMMITTEE.

HELD IN COMMITTEE.

PERSONNEL COMMITTEE - James Dudley and Claire Fishman, Co-Chairpersons

1. PROPOSED RESOLUTION RECOMMENDING THAT THE CITY OF STAMFORD GIVE CONSIDERATION TO INCREASING PENSION BENEFITS TO ALL RETIREES, IN ALL FOUR PENSION PLANS, BY 5% FOR THOSE WHO RETIRED BEFORE JULY 1, 1982. This would increase the City's annual pension cost by approximately \$197,000. Submitted by Mayor Thom Serrani 1/15/86. Board of Finance approved 2/13/86. Held in Committee 3/3 and 4/7/86. Held in Steering 4/16/86.

HELD IN COMMITTEE.PLANNING AND ZONING COMMITTEE - W. Dennis White, Chairman

Mr. Terrence Martin reported in the absence of W. Dennis White.

MR. T. MARTIN said the Planning and Zoning Committee met on Thursday, May 22, 7:30 p.m. on the steps of the Board of Education Building. Present were Committee members Clear, Heins, T. Martin, Nakian, Signore and White, also Board members Begel and McGrath.

1. REPORT FOR THE ESTABLISHMENT OF A STRATEGY FOR SALE OF ALL-CITY OWNED ASSETS. Submitted by Rep. W. Dennis White, (D), 1st District 11/21/85. Held in Committee 12/16/85, 1/13, 2/3, 3/3 and 4/7/86. Held in Steering 4/16/86.

HELD IN COMMITTEE for further study of this topic and has been assigned to a Special sub-committee which will be meeting prior to the next Board meeting.

2. REQUEST FOR APPROVAL OF THE PROPOSAL TO PROCEED WITH THE SALE OF BURDICK SCHOOL PROPERTY FOR HOUSING as outlined in the "Request for Proposals, Purchase and Development of the former Burdick School Site." Request by Mayor Thom Serrani 11/5/85. Also, letter of 4/19/86. Planning Board approved 11/26/85. Board of Finance approved with proviso that 20% of units be moderate income housing for either sale or rental 5/8/86.

HELD IN COMMITTEE.

MR. T. MARTIN extended best wishes on behalf of the entire Board, for a speedy recovery for Rep. Dennis White.

PUBLIC WORKS AND SEWER COMMITTEE - Roger Taranto, Chairman

NO REPORT.

HEALTH AND PROTECTION COMMITTEE - Scott Morris, Chairman

MR. MORRIS said that the Health and Protection Committee met on Wednesday, May 21, 1986, 8:00 p.m. in Conference Room 1, at the Board of Education Building. Committee members present were Reps. Thomas Burke, James Rubino, and Scott Morris. Also, in attendance were Dr. Angelo Mastrangelo, Vice Chairman of the Health Commission, Rep. Thomas Pia and Chief Battinelli of the Glenbrook Volunteer Fire Department. Rep. Patricia McGrath had to be present at another meeting and Rep. Mary Lou Rinaldi was excused due to out-of-town business. The Committee also met briefly this evening at 6:45, and present were Reps. Burke, McGrath and Morris.

1. FOR PUBLICATION - PROPOSED ORDINANCE AMENDING SECTION 8-46 PUNISHMENT FOR VIOLATION OF THE ANTI-LITTER ORDINANCE OF STAMFORD CODE OF ORDINANCES. Submitted by Rep. Scott A. Morris, Chairman, Health and Protection Committee 3/12/86. Held in Committee 4/7/86. Held in Steering 4/16/86.

HELD IN COMMITTEE.

2. MATTER OF LITTER AND THE VIGOROUS ENFORCEMENT OF THE LITTER ORDINANCE. Submitted by Rep. Scott A. Morris, Chairman, Health and Protection Committee 1/7/86. Held on Pending Steering Agenda since 2/3/86.

HELD IN COMMITTEE.

3. DISCUSSION ON CLEAN-UP EFFORTS IN STAMFORD. Submitted by Rep. Scott A. Morris, Chairman, Health and Protection Committee 5/8/86.

MR. MORRIS submitted an informative report on item #3 which is attached to these Minutes.

4. MATTER OF INADEQUATE FACILITIES AT THE GLENBROOK VOLUNTEER FIRE DEPARTMENT. Submitted by Rep. James Rubino, (R) 7th District 4/8/86. Held in Steering 4/16/86.

MR. MORRIS yielded the Floor to Rep. Rubino to give the Committee's report on this item.

HEALTH AND PROTECTION COMMITTEE: (continued)

MR. RUBINO said that Pat Battinelli, Chief of the Glenbrook Fire Department submitted a Capital budget request of \$420,000.00 for the 1986/87 fiscal year for certain improvements to the Glenbrook Volunteer Fire Department building which the Chief felt were badly needed. The Mayor deleted this item from the budget. The Chief ask to come before this Committee to apprise the Committee of the urgency of his needs.

Chief Battinelli stressed his building has been outgrown. The growth of the department has occurred to met the needs of Glenbrook, which now contains a disproportionate share of multi-family housing and industrial uses. The Chief found the appartus floor to be inadequate. It houses seven fire and emergency vehicles.

MR. RUBINO went on to say that vehicles must exit on one side; crowded conditions where mechanics cannot perform even routine maintenance of equipment; in order to wash, dry and roll and store fire houses, vehicles must be pulled outside while this is done, and in sub-freezing temperatures, this increases the possibilities of malfunction; air tanks are filled on the apparatus floor and should a tank explode while filling, could result in loss of life, limb and emergency apparatus; separate rooms should be used for this; no storage space for ambulance, medical supplies; now using a shower stall for storage space; dispatch room size is inadequate; lack of separate quarters for female volunteer firefighters; lack of classroom facilities, conference room and bulk storage space.

On each desk was a photocopy of a notice from the Fire Marshal's office for the Glenbrook Fire Department to correct certain code violations. The estimated cost to be \$50,000. This would not be necessary had renovations been done.

Chief Battinelli said the original \$420,000 request must be revised due to the fact that the City has recently made available to the Department a parcel of land behind the Fire House. This will allow for updating the facilities without the need for a two-story addition as planned. The ambulance serves a large portion of Stamford and is not restricted only to Glenbrook, and the fire equipment is often used in other parts of the city. The Chief's opinion was that the updating of the facilities is an urgent matter affecting not only Glenbrook but the entire city.

PARKS AND RECREATION COMMITTEE - Thomas Pia, Chairman

MR. PIA said the Parks and Recreation Committee met on Thursday, May 29, 7:30 p.m. in the Board of Education Building. In attendance were Richard Robinson, Mr. Cook, Mr. Cahill, Mr. Dudley, Mr. Heins, Ms. McGrath, Mr. Pia, Mrs. Powers and Mr. Donahue. Also, Rep. Zelinski.

1. REPORT ON PRESENT CONDITIONS AT ALL CITY BEACHES. Submitted by Rep. Ruth Powers (D), 8th District 2/3/86. Held in Committee 3/3 and 4/7/86. Report made and Held in Committee 5/5/86.

PARKS AND RECREATION COMMITTEE: (continued)

MR. PIA said he spoke with Mr. Cook, and Mr. Cook said the work on the steel railing has been completed with a few minor adjustments to be made. The beaches have been worked on, painting is almost completed, and the stairs at the pavilion have to be worked on. This will be an on-going item on our Agenda.

2. REPORT ON CONDITIONS OF SOFTBALL FIELDS. Submitted by Rep. Mildred Perillo (D), 9th District, 4/16/86. Report made and Held in Committee 5/5/86.

MR. PIA stated that his Committee has gotten the Board of Recreation and the Parks Department to work together as to what departments can do a better job and how can the other help. This Committee can take the credit for bringing these two departments together. A meeting will be held tomorrow morning at Cummings Park for input from both departments. This item will be an on-going item on our Agenda.

3. PROPOSED RESOLUTION APPROVING PROPOSED PARK COMMISSION REGULATION TO PROHIBIT POSSESSION AND CONSUMPTION OF INTOXICATING LIQUOR, INCLUDING BEER BY ANYONE UNDER TWENTY-ONE (21) AT ANY TIME IN THE PARKS AND POSSESSION AND CONSUMPTION OF THESE ITEMS BY ANYONE AFTER 9:00 P.M. PURSUANT TO SEC. 15.1 OF THE CODE OF ORDINANCES. Park Commission approved May 6, 1986. Submitted by Robert B. Cook, Supt., Parks and Natural Resources 5/7/86.

MR. PIA said a copy of the information was sent to all members. Also, a letter from the Corporation Counsel's office. Mr. Pia read the resolution as submitted by the Parks Commission in conjunction with the Corporation Counsel. "No person shall possess, sell or consume any alcoholic liquor as defined in Section 30-1(3) of the Connecticut General Statute in any park after 8:00 p.m." The Committee with concurrence of the Parks Department amended this resolution to read "9:00 p.m."

PRESIDENT GOLDSTEIN stated that this resolution required publication.

MR. PIA stated that he had a discussion with Corporation Counsel Michael Clear, and Counsel said that it was an interpretation, and does not have to be published. This resolution can be passed, and it can be published; Counsel said that as long as the resolution is noted in the Media, the resolution would be in effect. The resolution can be published after it is approved. Mr. Pia Moved to approve the resolution with the time change from 8 to 9:00 p.m. Seconded.

MR. DUDLEY said that there has been discussion whether this item should be an ordinance and questions about publication. Mr. Dudley Moved to send this item back to Committee. Seconded.

Discussion now would be on sending this item back to Committee.

MRS. MCINERNEY said that if we are amending Section 175-1 of the Code of Ordinances, Mr. Dudley's concern about being an ordinance has validity. Mrs. McInerney supported to send this item back to Committee, and thorough research done and not presented as a resolution.

PARKS AND RECREATION COMMITTEE: (continued)

PRESIDENT GOLDSTEIN said that much of the difficulty was due to the wording of the resolution as dictated to Staff; not as written by Corporation Counsel. This does not require an ordinance; it requires approval of the Board as per Section 15.1 of the Code. It is the approval of the Board to the Parks Commission making and changing their regulations.

MR. LYONS Moved the question. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote on Moving the question. There was not a sufficient number of Ayes to Move the question.

MR. D. MARTIN believed there was merit in considering a regulation of this sort. He had a concern that we are asked by the ordinance to approve regulations. The Committee has not suggested that we approve a regulation but that the regulation was in error and that it be done differently. He thought it wise to send this back to Committee.

MR. BLUM said that the Board, at one time, approved a curfew in the Parks and the curfew hour was 10:00 o'clock; this would tend to make a person think of how long can he really stay in the park. He favored this item to go back to Committee.

MR. ZELINSKI stated that he was in favor of sending this back to Committee. He said a resolution of this type would have no legal jurisdiction in a court of law. The proper way would be to amend the Code of Ordinances to make this legal.

MRS. McINERNEY quoted from Section 204.1C, "Amending of ordinances and resolutions, no ordinance or resolution or section or subdivision thereof, should be amended unless the new ordinance, resolution section or subsection contains the entire ordinance, resolution section or subsection as amended." Mrs. McInerney stated that the entire ordinance was not before the Board. She said Mr. Dudley was correct in sending this back to Committee.

MR. PIA said that according to Corporation Counsel this was only a stop-gap measure so the Parks Commission can regulate the rules of the Park. Rick Robinson and Michael Clear stated that this was legal and had nothing to do with the ordinance. They felt the ordinance to be approved would take more time, and that the Parks Commission should be able to make their own resolution as long as it was legal.

PRESIDENT GOLDSTEIN proceeded to a voice vote on sending item #3 back to Committee. APPROVED.

4. PROPOSED RESOLUTION APPROVING THE TRANSFER OF THE TRAFFIC ISLAND AT THE INTERSECTION OF STRAWBERRY HILL AND HOYT STREET TO THE JURISDICTION OF THE PARK DEPARTMENT AS A PARK AND TO BE NAMED "STRAWBERRY HILL PARK". Submitted by Mayor Thom Serrani 5/12/86. Approved by Park Commission 5/6/86 and has consent of the Commissioner of Public Works.

HELD IN COMMITTEE.

PARKS AND RECREATION COMMITTEE: (continued)

MR. PIA made a Motion to Suspend the Rules to consider an item not on the Agenda. Seconded. CARRIED (voice vote).

5. REQUEST FOR PERMISSION TO HANG A BANNER ON BEDFORD STREET FROM JUNE 2 TO JUNE 8, 1986, TO PUBLICIZE A FESTIVAL. Requested by the Greek Orthodox Church of the Annunciation, 1230 Newfield Avenue, Stamford, CT.

PRESIDENT GOLDSTEIN called for a voice vote to approve the request. CARRIED.

MR. PIA made a Motion to Suspend the Rules to consider an item not on the Agenda. Seconded. CARRIED (voice vote).

6. REQUEST FOR PERMISSION TO HANG A BANNER ON BEDFORD STREET FROM JUNE 13 TO JUNE 30, 1986, TO PUBLICIZE THE STAMFORD FESTIVAL OF THE ARTS. Requested by Charles Caron, President, Stamford Festival of the Arts, 16 Third Street, Stamford, CT 06905 6/5/86.

PRESIDENT GOLDSTEIN called for a voice vote to approve the request. CARRIED.

MR. ZELINSKI wanted the Record to show that he was present at the Parks and Recreation Committee meeting.

EDUCATION, WELFARE AND GOVERNMENT - Ruth Powers, Chairwoman

No report.

HOUSING AND COMMUNITY DEVELOPMENT - Lathon Wider, Chairman

MR. WIDER stated his Committee did not have the information needed.

1. PROPOSED RESOLUTION APPROVING SUBMITTAL OF LIST OF PROGRAM TO THE STATE COMMISSIONER OF REVENUE SERVICES IN ACCORDANCE WITH THE PROVISIONS OF AN ACT CONCERNING CONNECTICUT NEIGHBORHOOD ASSISTANCE (PA 82-469). This enables Connecticut businesses to receive tax credits for contributions to organizations and programs approved as eligible and beneficial to the community. Submitted by Sandra Gilbane, Grants Director 5/12/86.

HELD IN COMMITTEE.URBAN RENEWAL COMMITTEE - Annie M. Summerville, Chairwoman

No report.

ENVIRONMENTAL PROTECTION COMMITTEE - Audrey Maihock, Chairwoman

MRS. MAIHOCK reported no items on the Agenda. She attended the Fiscal Committee meeting on behalf of the other members of the Environmental Protection Committee.

TRANSPORTATION COMMITTEE - Roseanne Begel, Chairwoman

No report.

LABOR CONTRACTS LIAISON COMMITTEE - Thomas Burke, Chairman

MR. BURKE said the Labor Contracts Liaison Committee met on Tuesday, May 27, 1986, 7:30 p.m. in the Board of Education Building in conjunction with the Personnel Committee of the Board. Present were Reps. Boccuzzi, Pavia, Blum, and Burke. Rep. Zelinski was excused for business reasons. By invitation, City Labor Negotiator Thomas Barrett was present.

1. MATTER OF PEGGING SALARY INCREASES TO THE INFLATION RATE. Submitted by Rep. John J. Boccuzzi, (D) 2nd District 3/18/86. Report made 4/7/86. Held in Committee 4/7 and 5/5/86.

MR. BURKE stated there was much discussion on the item. It was the opinion of the City Labor Negotiator, who is an attorney and former Judge and well versed in labor law, that should this Board, prior to negotiations, make any type of resolution, ordinance, etc., which would limit negotiations, it would be considered illegal by the courts. Mr. Burke stated that the courts regard labor negotiations as a laboratory of democracy. Should the Board inject themselves by limiting, it would be declared null and void and all sorts of remedies would be wide open to them. This is not limiting the sense of this Board at the time when we exercise our fiscal responsibility to limit the funding of any contract to what we consider the cost-of-living. There is nothing further to be done on this item.

SPECIAL COMMITTEESHOUSE COMMITTEE - Gerald Rybnick, Chairman

No report.

COLISEUM AUTHORITY LIAISON COMMITTEE - Joseph DeRose, Chairman

No report.

PRESIDENT GOLDSTEIN announced that Mr. DeRose and Mrs. McGrath left the meeting. There are now 31 members present.

CHARTER REVISION COMMITTEE - Maria Nakian and Claire Fishman, Co-Chairpersons

MRS. NAKIAN said the Charter Revision Committee met with the Charter Revision Commission on Wednesday, May 28, 1986, at 7:30 in the Police Department Training Room. Present were the Co-Chairmen Claire Fishman and Maria Nakian and Rep. Scott Morris. The Committee has a status report on the stage which the Charter Revision Commission has currently reached. The report was sent to all Board members. A copy of the report, which is to be made a part of these Minutes, is attached.

MRS. NAKIAN made a Motion to Suspend the Rules to take up an item which is not on the Agenda; to replace a member of the Charter Revision Commission. Seconded.

PRESIDENT GOLDSTEIN called for a vote to Suspend the Rules. Tellers were asked to come forward. 31 members present. (hand vote) CARRIED with 22 yes votes and 9 no votes; Reps. Signore, McInerney, Maihock, Pia, Burke, Esposito, Rubino, Heins and Pavia.

2. PROPOSED RESOLUTION TO APPOINT A MEMBER OF THE 14TH CHARTER REVISION COMMISSION TO FILL A VACANCY. Submitted by Charter Revision Committee 6/2/86.

MRS. NAKIAN said that at the May 28th meeting, the Charter Revision Commission and the members of the Committee that were present, were informed that Gabe DeLuca had resigned his seat on the Charter Revision Commission for personal reasons. A copy of his letter was sent to all Board members.

The Commission is mandated by State Statutes Sec. 7-190, which states that one party can have only a bare majority of members over any other party. Mr. DeLuca's resignation left the Commission with 6 Republicans and 8 Democrats. The Commission at this time, is not legally constituted. Unless a replacement is appointed immediately, the work of the Commission would have to be suspended until such time as another member was appointed; or if the Commission continued, the work done would be open to challenge during the period that they were not fulfilling the mandate of the Statutes.

The Charter Revision Committee met this evening and discussed the matter and felt that under Suspension of the Rules, take up a replacement for Mr. DeLuca. A review was made of the resumes of the people who originally applied, were interviewed but not accepted for the Commission at that time; Republican members. The Committee made the determination that much work was done and it would best for the Commission to have a member who was familiar with city government.

The Committee voted 4 to 1 to submit the name of Thomas Gillick, Jr. Mr. Gillick is a member of the Planning Board. It was cleared with Corporation Counsel the fact that this fell within the mandated quota for city officials. Mr. Gillick's name was recommended.

MRS. NAKIAN read the resolution, a copy of which is attached to these Minutes. Moved. Seconded.

CHARTER REVISION COMMITTEE: (continued)

MRS. McINERNEY ask for the names that voted in favor of and the one in opposition.

MRS. NAKIAN stated that for the record Reps. Summerville, Lyons, Fishman and Nakian voted for Mr. Gillick and Rep. Rubino voted against.

MRS. McINERNEY said that working on Charter Revision has always been a non-partisan movement. Both Leadership have always tried to work in harmony and allowed each Caucus to select or review the names. She said things on the 19th Board are run somewhat out of the norm. She said that during this entire process, the Republicans were informed this evening, or at least the Republican Leadership was informed this evening after the Committee had taken a vote with only one member of the Minority on the Committee. Mrs. McInerney said this created a bad tone in the minds of the Republicans; the Democrats, i.e., 30 vs. 10 are choosing the Republicans to serve on the Charter Revision Commission. Mrs. McInerney said it was the duty of the Chairmen of Committee to call a meeting at least once a month if any matter is before the Committee.

MRS. McINERNEY stated that this was a matter that came up and the Committee chose to address without the clearance of Steering with a special Suspension of the Rules. She did not think this was democratic or fair to other Republicans whose names came forth before who would have been interested in Mr. DeLuca's seat. As a Republican leader she was shocked and surprised of the activity without any kind of consideration for the Minority party. Mrs. McInerney stated that notice of the meeting was not received by two Republican Committee members; it was Memorial Day week-end and dated, "5/29." She said that she did not get a copy and would have made it her business to be at the meeting.

MRS. McINERNEY said that as a Minority, they would not vote for Mr. Gillick as a replacement because they were not consulted, neither would they support this kind of action in the future.

PRESIDENT GOLDSTEIN asked, because it involved communications, if any of the Republicans received a copy of the communication regarding Mr. DeLuca's resignation?

MRS. McINERNEY said that she did have a copy of Mr. DeLuca's letter. She did not get a copy of the Call for the Meeting. She was shown Mr. Rubino's copy this evening.

PRESIDENT GOLDSTEIN asked Mrs. McInerney if she was the only one that did not receive a copy of the Call for the Meeting. President Goldstein said that Mr. Signore must be having a problem with his mail because this was the second thing he did not receive.

MR. PAVIA did not receive a copy.

CHARTER REVISION COMMITTEE: (continued)

PRESIDENT GOLDSTEIN asked if everyone else received a copy?

MRS. MCINERNEY said that that was not the issue.

MRS. FISHMAN, Co-Chairperson of the Committee, took strong exception to the remarks made. She said a meeting was already called for at Steering, and as soon as the letter of Mr. DeLuca's resignation was received, another meeting was called. Mrs. Fishman called all the Republicans whose names were left on the list to see if they were willing to have their names resubmitted. Those names were brought to the Committee meeting. Mrs. Fishman could not contact everyone. No one from the Republican party contacted Mrs. Nakian or Mrs. Fishman as to their wishes. A meeting was held; five people came; only one person from the Republicans came. Mrs. Fishman stated that there is no control over who received what mail. The names were produced; four preferred one name and one person preferred another; the majority held.

MR. PAVIA asked that all look at this fairly, and support the Republicans.

MR. RUBINO said he disagreed with Chairman Nakian's analysis of the legal effect of the imbalance of the validity of the Commission's work. The work can continue, at least in a discussion form, until such time that all possible candidates are given a fair chance for appointment. The Commission is not voting on the final proposals to the Board of Representatives.

MR. ZELINSKI asked how many names were considered for the nomination?

MRS. FISHMAN replied that four names were considered.

MRS. NAKIAN stated that all the people that had been interviewed, Republicans that had been interviewed, but not accepted. One other name that was presented this evening and voted on but did not get the required number of votes, was somebody that the Republicans would not accept on the first round for appointments.

MR. ZELINSKI asked originally, where did the names come from? Did they come from anyone interested or through the Town Committees?

MRS. NAKIAN stated that the names came from anywhere. It was published in the papers that a Commission would be appointed. Notices were sent to all interested parties; SACIA, etc. Everyone that sent in their name was interviewed.

MR. ZELINSKI believed that Mr. Gillick would serve well, he felt that the opposition should be respected, and he said that he had mixed feeling on this.

MRS. MAIHOCK suggested that this matter be held since it was not officially before the Committee until this evening. This would give the Republican Caucus time to examine the issue.

CHARTER REVISION COMMITTEE: (continued)

MS. SUMMERVILLE said that each piece of mail has a number on it. Not getting a piece of mail does not mean it was not sent out by the office. Enough said on that. She went on to say that she is a member of the Committee, and if Mr. DeLuca was a Democrat, she assured everyone that the Democratic City Chairman would have known of the resignation. The City Chairman would have contacted the Democratic Leadership to advise them of the resignation, and the wishes of the Party would be considered by the Legislative Body. All Committee notices are sent out regardless of the Chairman's party. Some Members attend the meetings, and others do not. The Committee works on all the issues to be discussed. Ms. Summerville said that it was incumbent upon one's self if one feels strongly about an issue, to make an effort to get involved in the issue. The Co-Chairpersons of the Committee should not take the blame on this matter. The name before the Board tonight was not a new name before the Committee.

MR. BOCCUZZI Moved the question. Seconded. CARRIED.

MRS. NAKIAN read the resolution to appoint a member of the 14th Charter Revision Commission to fill a vacancy. Resolution attached to Minutes.

PRESIDENT GOLDSTEIN called for a Roll Call vote. A yes vote would be in favor of the resolution and a no vote would be opposed to the resolution.

CLERK SUMMERVILLE called the Roll.

PRESIDENT GOLDSTEIN said the Motion CARRIED by a vote of 26 yes and 5 no votes.

SPECIAL COMMITTEE TO ASSESS PRIORITY ISSUES - Scott Morris and David Blum,
Co-Chairmen

1. DISCUSSION ON THE ISSUE OF AFFORDABLE HOUSING. Submitted by Rep. Stanley J. Esposito, 11th District, Vice Chairman, Special Committee to Assess Priority Issues 1/17/86. Reports made 3/3, 4/7 and 5/5/86.

MR. MORRIS stated that the Committee was scheduled to meet on Tuesday, May 27, 1986 to Discuss the Issue of Affordable Housing with Mr. Nicholas Mercede, Vice President of Frank Mercede & Sons, and Mr. Terrence Cooke, President of Terrence Cooke and Company. Due to business commitments and pressures, both had to cancel their appearances before the Committee at the last minute. As a result, no meeting was held. Mr. Morris thanked the Vice Chairman of the Committee, Mr. Esposito, for all that he did to arrange this meeting. Mr. Morris had high praise for Mr. Esposito's efforts to arrange this meeting. The Special Committee has two meetings scheduled for the month of June to further discuss the Issue. One will be held on Tuesday, June 10, with Mrs. Pat Marshall and other representatives of New Neighborhoods, Inc., and one on Monday, June 23, with Attorney John Boesen and other representatives of the Community Housing Coalition.

SPECIAL COMMITTEE TO ASSESS PRIORITY ISSUES: (continued)

MR. MORRIS (continuing) also stated that the Committee will try to send some of its members to a meeting on Wednesday, June 25, 4:30 p.m. of the Special Housing Committee of the Southwestern Regional Planning Agency, located in East Norwalk. This Agency is working on the Issue of Affordable Housing.

RESOLUTIONS

1. SENSE-OF-THE-BOARD RESOLUTION HONORING ELIZABETH GRINVALSKY FOR BEING SELECTED AS AN OUTSTANDING VOLUNTEER IN EDUCATION IN THE STATE OF CONNECTICUT. Submitted by Rep. Richard Lyons (D), 1st District 5/8/86.

MR. LYONS made a Motion to approve the resolution. Seconded. CARRIED.

MR. LIVINGSTON Moved to Suspend the Rules to take up an item not on the Agenda. Seconded. CARRIED.

2. SENSE-OF-THE-BOARD RESOLUTION HONORING WALTER LONGO. Submitted by Rep. Jerry Livingston, (D) 5th District 6/2/86.

MR. LIVINGSTON made a Motion to approve the resolution. Seconded. CARRIED.

MR. BLUM Moved to Suspend the Rules to take up an item not on the Agenda. Seconded. CARRIED.

3. SENSE-OF-THE-BOARD RESOLUTION IN RECOGNITION OF THE CONTRIBUTIONS OF THE STAR CONFECTIONERY TO THE STAMFORD COMMUNITY. Submitted by Reps. James M. Rubino, David I. Blum, and John R. Zelinski 5/27/86.

MR. BLUM made a Motion to approve the resolution. Seconded. CARRIED.

MR. PIA Moved to Suspend the Rules to take up an item not on the Agenda. Seconded. CARRIED.

4. SENSE-OF-THE-BOARD RESOLUTION HONORING EDWARD T. RUSSELL. Submitted by Rep. Thomas Pia, Chairman, Parks and Recreation Committee 6/2/86.

MR. PIA made a Motion to approve the resolution. Seconded. CARRIED.

PETITIONS - None

ACCEPTANCE OF THE MINUTES

1. APRIL 7, 1986 REGULAR BOARD MEETING. Held 5/5/86. - APPROVED.
2. MAY 5, 1986 REGULAR BOARD MEETING - APPROVED WITH CORRECTIONS;
Rep. Barbara McInerney had a correction on one of the Agenda items,
and will send the correction into the office.
3. MAY 12, 1986 SPECIAL BUDGET MEETING - HELD, NOT RECEIVED.

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS - NoneOLD BUSINESS - NoneNEW BUSINESS

1. CONGRATULATIONS TO ST. JOHN'S ROMAN CATHOLIC CHURCH ON ITS 100 YEAR ANNIVERSARY. Requested by Clerk Annie M. Summerville, Representative 6th District 6/2/86.

ADJOURNMENT

There being no further business to come before the Board, upon Motion duly Moved, Seconded, and CARRIED by voice vote, the meeting was adjourned at 11:05 p.m.

By Anne A. Kachaluba
Anne A. Kachaluba, Acting Administrative Asst.
and Recording Secretary (For Helen M. McEvoy)
Board of Representatives

APPROVED:

Sandra Goldstein

Sandra Goldstein, President
19th Board of Representatives

SG;ak
Enclosures

CHARTER REVISION COMMITTEE

June 2, 1986

15-
6/2/86

The Charter Revision Committee met with the Charter Revision Commission on Wednesday, May 28, 1986 at 7:30 p.m. in the Police Department Training Room. Present were Co-Chairwomen Claire Fishman and Maria Nakian and Representative Scott Morris.

The Charter Revision Commission has completed the process of initial review of the Charter and of gathering suggestions on areas to be reviewed and revised from the public and government officials and staff. From this work it has determined eight areas which will now be examined in detail. These areas are the six areas assigned by the Board of Representatives: Appointed Boards and Commissions, Pensions, Financial Provisions, Health and Welfare Departments, Parks and Recreation Departments, and the Public Works Department and two additional areas: the Legislative and Executive branches of government, and necessary technical changes.

These eight areas have been sub-divided into smaller related areas with bipartisan co-captains heading each team. Each team will be in charge of the necessary research and review for that area and report to the full Commission at each meeting. The study areas are: financial and pensions, personnel and taxation, health related areas (Welfare, Health, Human Relations), land use issues, public works area, police and fire, parks and recreation, technical changes, and legislative and executive areas.

A time table has been established. By June 30 the Commission will have completed its first look at the eight areas and a determination made whether further study will be undertaken. The Commission will continue working on the 8 areas, using the process of examination and determination of action to be taken until all review and recommendations have been completed. In January 1987 it will bring all recommended changes together and look at them in relation to each other and the entire charter. The Commission will then be ready to complete all state mandated steps and public hearings and to issue its draft report to the Board of Representatives by March 2, 1987.